

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED
DEC 12 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 8, 2006

Water right number: 67-496A

PEGGY ANN SHELTON
PO BOX 61
INDIAN VALLEY ID 83632

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: 12-7-06

SIGNATURE:

Peggy Ann Sheldon

Please print your name:

PEGGY ANN SHELTON

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

SCANNED
DEC 13 2006

12/12/2006

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

RIGHT NUMBER: 67-496A

NAME AND ADDRESS: PEGGY ANN SHELDON
PO BOX 61
INDIAN VALLEY ID 83632

SOURCE: LITTLE WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.680 CFS

PRIORITY DATE: 07/02/1892

POINT OF DIVERSION:

T14N R01W S15 NWNWSE 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	0.680 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T14N R01W S09	NESE	37.00	T14N R01W S09	SESE	26.00
T14N R01W S10	NESW	1.00	T14N R01W S10	NWSW	39.00
T14N R01W S10	SWSW	39.00			

142 ACRES TOTAL

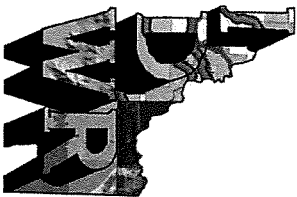
This right is limited to the irrigation of 54.4 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 142.0 acres in a single irrigation season. Combined Right Nos.: 67-496A, 67-4580, & 67-13364

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

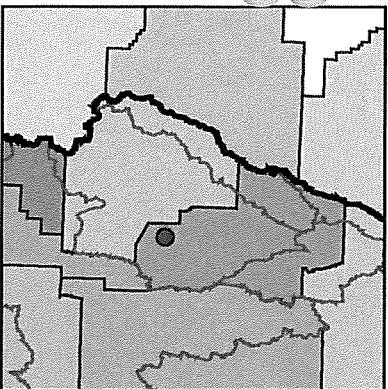


Idaho Department of Water Resources

SRBA Claim:
67-496A
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



T14N



R01W



Prepared by IDWR State Office
On Tuesday, December 12, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-496A V1

WATER RIGHT NUMBER: 67-496A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ESTHER M MORITZ HC 68 BOX 2410 CAMBRIDGE, ID 83610 (208)256-4413
Original Owner	DONALD MORITZ HC 68 BOX 2410 CAMBRIDGE, ID 83610 (208)256-4413
Original Owner	C E MC DONALD , ID
Current Owner	PEGGY ANN SHELDON PO BOX 61 INDIAN VALLEY, ID 83632

Priority Date: 07/02/1892

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	0.680 CFS	
	<u>Total Diversion:</u>	0.680 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	NW1/4NW1/4SE1/4	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	9													37.0			26.0	63.0
14N	01W	10									1.0	39.0	39.0						79.0

Total Acres: 142

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-496A V1

1. K06 This right is limited to the irrigation of 54.4 acres within the place of use described above in a single irrigation season.
2. 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.
3. E56 The rights listed below are limited to the irrigation of a combined total of 142.0 acres in a single irrigation season. Combined Right Nos.: 67-496A, 67-4580, & 67-13364

Remarks:Comments:

1. mcase 7/29/2004 POD

Comment: POD shape not created. No claim map and claimed ditch name does not match claimed PLS description.

2. mcase 7/29/2004 POU

Comment: POU shape generated from claimed PLS - no claim map.

3. csaxton 12/12/2006 NOE

Comment: Recommendation amended through the NOE process.

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 3:57:12 PM	mcase			Active
POD	7/29/2004 4:02:23 PM	mcase			Active
Source	7/29/2004 4:03:36 PM	mcase			Active
POU	7/29/2004 4:10:12 PM	mcase			Active
Use	7/29/2004 4:10:49 PM	mcase			Active
Season	7/29/2004 4:12:38 PM	mcase			Active
Quantity	7/29/2004 4:13:01 PM	mcase			Active
Summary			06/13/2006	dnarsavage	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-496A V1

Summary

12/12/2006

csaxton

Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	12/12/2006 4:38:35 PM	csaxton	Updated shape for Active POU
POU	12/12/2006 4:38:44 PM	csaxton	Updated PLS for Active POU
POD	12/12/2006 4:39:36 PM	csaxton	Updated PLS
POD	12/12/2006 4:39:26 PM	csaxton	Updated shape
Summary	12/12/2006 4:54:08 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (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?
Priority Date	7/29/2004 3:57:13 PM	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	7/29/2004 4:02:25 PM	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?
Source	7/29/2004 4:03:38 PM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-496A V1

POU	7/29/2004 4:10:13 PM	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 4:10:50 PM	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 4:06:39 PM	mcase	Created polygon from PLS
Quantity	7/29/2004 4:13:03 PM	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?
Season	7/29/2004 4:12:40 PM	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?
Summary	6/13/2006 3:45:54 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 4. Is any portion of the claim be recommended? (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 67-496A V1

Water Supply Bank:

59.	D. W. Hutchinson	E $\frac{1}{4}$ NE $\frac{1}{4}$	36	14	4W	Keltley Creek	5	15	90	28.25
		SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	5	14	1W	Little Weiser	6	1	90	19.00
59.	T. B. Biggerstaff	S $\frac{1}{4}$	4	14	1W					
		S $\frac{1}{4}$	2	17		Main Weiser	6	1	90	45.00
		NE $\frac{1}{4}$	1	17						
60.	Michael Ward		32	15	3W	Pine Creek	6	3	90	47.50
61.	Jas. H. McGinley					Cottonwood Creek	7	1	90	72.00
62.	Mary E. Houston	E $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$	26	16	1W	Cottonwood Creek	7	2	90	25.00
63.	Weiser Irrigation District					Main Weiser	5	1	91	200.00
63.	E. E. Edwards	W $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$	33	15	3W	Pine Creek	5	1	91	165.00
		SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{4}$ SE $\frac{1}{4}$	33	15	3W					
		S $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$	28	15	3W					
63.	Fannie E. Baker	E $\frac{1}{4}$ NE $\frac{1}{4}$	9	15	4W	Pine Creek	5	1	91	6.00
		SW $\frac{1}{4}$ NW $\frac{1}{4}$	10	15	4W					
		SE $\frac{1}{4}$ SE $\frac{1}{4}$	4	16	4W					
63.	R. E. Willson and Edwin J. Hill	E $\frac{1}{4}$ SE $\frac{1}{4}$	26	15	3W	Rush Creek	5	1	91	16.00
		S $\frac{1}{4}$ SW $\frac{1}{4}$	25	15	3W					
		NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{4}$ NW $\frac{1}{4}$	36	15	3W					
63.	Henry Mosman	SE $\frac{1}{4}$	8	14	2W	Little Weiser	5	1	91	85.00
63.	Stella Beigh	17 Acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$	9	14	2W	Little Weiser	5	1	91	12.00
63.	H. L. Snyder	20 Acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$	9	14	2W	Little Weiser	5	1	91	66.00
63.	M. C. Wilkerson	SE $\frac{1}{4}$	9	14	2W	Little Weiser	5	1	91	82.00
		NW $\frac{1}{4}$ NE $\frac{1}{4}$	16	14	2W					
63.	W. M. Baccus	S $\frac{1}{4}$ SE $\frac{1}{4}$	4	15	1W	Middle Fork	5	1	91	14.00
63.	Catharine Austin	SW $\frac{1}{4}$	4	15	1W	Middle Fork	5	1	91	24.00
		NE $\frac{1}{4}$ SE $\frac{1}{4}$	5	15	1W					
63.	P. H. Schaff and F. S. Galey					Mill Creek	5	1	91	29.00
64.	Mattie E. Gray	NE $\frac{1}{4}$ SE $\frac{1}{4}$	32	15	1W	Little Weiser	6	1	91	23.00
		SW $\frac{1}{4}$ SW $\frac{1}{4}$	33	15	1W					
64.	Denbrae Sheep Co.	SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$	32	16	4W	Pine Creek	6	1	91	15.00
		NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$	33	16	4W					
		N $\frac{1}{2}$ NW $\frac{1}{4}$	4	15	4W					
64.	Vark Winkler	S $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	27	17	1W	Main Weiser	5	1	91	60.00
64.	Carrie Winkler	NE $\frac{1}{4}$ SE $\frac{1}{4}$	27	17	1W	Main Weiser	6	1	91	10.00
64.	E. Hinkle	S $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$	34	17	1W	Main Weiser	6	1	91	50.00
		SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$	33	17	1W					
		NE $\frac{1}{4}$ NE $\frac{1}{4}$	4	16	1W					
64.	S. A. Moudy and E. Hinkle	S $\frac{1}{4}$ NE $\frac{1}{4}$	34	17	1W	Main Weiser	6	1	91	19.00
64.	George Gould	SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Part SE $\frac{1}{4}$ SE $\frac{1}{4}$	27	17	1W	Main Weiser	6	1	91	32.00
		NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Part NE $\frac{1}{4}$ NE $\frac{1}{4}$	34	17	1W					
65.	William Hanson	NE $\frac{1}{4}$ NE $\frac{1}{4}$	5	17	2W	Hornet Creek	12	31	91	
		NW $\frac{1}{4}$ NW $\frac{1}{4}$	4	17	2W					
65.	Mattie M. Keyes	N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$	15	17	2W	Hornet Creek	12	31	91	26.00
66.	Weiser Irrigation District					Main Weiser	5	1	92	150.00
66.	John Schwenkfelder	NW $\frac{1}{4}$	15	14	2W	Little Weiser	5	1	92	145.00
		E $\frac{1}{2}$ NE $\frac{1}{4}$	16	14	2W					
66.	Jacob Moritz	S $\frac{1}{4}$ NE $\frac{1}{4}$	15	14	2W	Little Weiser	5	1	92	49.00
		NW $\frac{1}{4}$ SE $\frac{1}{4}$	16	14	2W					
66.	Leslie Johnson	N $\frac{1}{2}$ NE $\frac{1}{4}$	15	14	2W	Little Weiser	5	1	92	95.00
		S $\frac{1}{4}$ SE $\frac{1}{4}$	10	14	2W					
66.	S. N. York					Little Weiser	5	1	92	25.00
66.	William Niemeyer	W $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$	24	15	4W	Pine Creek	5	1	92	7.00
		E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$	25	15	4W					
		N $\frac{1}{2}$ NW $\frac{1}{4}$	30	15	3W					
66.	Mary Marquis	NW $\frac{1}{4}$ SW $\frac{1}{4}$	32	15	3W	Pine Creek	5	1	92	21.00
		SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$	31	15	3W					
		SE $\frac{1}{4}$ SE $\frac{1}{4}$	36	15	4W					
		NE $\frac{1}{4}$ NW $\frac{1}{4}$	6	14	3W					
66.	Edward Byers					Rush Creek	5	1	92	7.50
66.	Hub B. Poyner	NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$	27	15	3W	Rush Creek	5	1	92	16.00
66.	J. P. Ogilvie	S $\frac{1}{2}$ NW $\frac{1}{4}$	11	15	2W	Goodrich Creek	5	1	92	10.00
		SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$	10	15	2W					
67.	William Phipps					Cottonwood Creek	6	1	92	3.00
68.	C. E. McDonald	SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$	23	11	4W	Main Weiser	7	2	92	56.00
		SW $\frac{1}{4}$ SW $\frac{1}{4}$	25	11	4W					
69.	Weiser Irrigation District					Main Weiser	5	1	93	200.00
69.	Mary Marquis					Pine Creek	5	1	93	25.00
69.	F. M. Watris					Mill Creek	5	1	93	33.33
69.	George T. Ellis	SW $\frac{1}{4}$ NW $\frac{1}{4}$	3	16	1W	Mill Creek	5	1	93	27.50
		10 Acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$	4	16	1W					
69.	W. J. Wilson	N $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$	23	17	2W	Hornet Creek	5	1	93	47.00
		SE $\frac{1}{4}$ NE $\frac{1}{4}$	22	17	2W					
70.	A. L. Freehafer & Margaret Pike	E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Part SW $\frac{1}{4}$ SW $\frac{1}{4}$	23	17	1W	Fort Hall Creek	7	1	93	47.00
71.	Weiser Irrigation District					Main Weiser	5	1	94	160.00
71.	M. C. Wilkerson					Little Weiser	5	1	94	25.00
71.	Albert Moritz	S $\frac{1}{4}$ SE $\frac{1}{4}$	16	14	2W	Little Weiser	5	1	94	35.00
		N $\frac{1}{2}$ NE $\frac{1}{4}$	21	14	2W					
71.	Ben Woc'en	NE $\frac{1}{4}$ N $\frac{1}{2}$ NW $\frac{1}{4}$	13	15	1W	Middle Fork	5	1	94	30.00
		N $\frac{1}{2}$ NE $\frac{1}{4}$	14	15	1W					
71.	Council Valley Orchards					Mill Creek	5	1	94	29.00
71.	P. H. Schaff & Thos. L. Watr	N $\frac{1}{4}$ NW $\frac{1}{4}$	35	17	1W	Mill Creek	5	1	94	37.50
		SE $\frac{1}{4}$ SE $\frac{1}{4}$	27	17	1W					
		NE $\frac{1}{4}$ NE $\frac{1}{4}$	34	17	1W					
71.	F. M. Watris					Mill Creek	5	1	94	20.75
71.	H. B. Poyner					Rush Creek	5	1	94	6.00
71.	W. H. Gibson	W $\frac{1}{4}$ NE $\frac{1}{4}$	10	15	3W	Rush Creek	5	1	94	2.50
71.	Minta Duggar	NE $\frac{1}{4}$ SE $\frac{1}{4}$	10	15	3W	Rush Creek	5	1	94	1.50
72.	Walter Benson	SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$	9	14	1W	Little Weiser	6	1	94	6.00
73.	P. H. Miller	SE $\frac{1}{4}$ SW $\frac{1}{4}$	4	17	2W	Hornet Creek	4	2	95	38.50
		E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$	9	17	2W					
74.	P. H. Miller					Hornet Creek	4	30	95	25.00
75.	Weiser Irrigation District					Main Weiser	5	1	95	160.00
75.	Village of Cambridge					Rush Creek	5	1	95	2.125
75.	J. Edward Wicks	W $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$	3	15	3W	Rush Creek	5	1	95	19.00
		NE $\frac{1}{4}$ NE $\frac{1}{4}$	10	15	3W					
75.	Chas. F. Hulet					Rush Creek	5	1	95	31.25
75.	A. H. Nunnalee	30 Acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$	3	14	3W	Rush Creek	5	1	95	14.00
75.	A. L. Kingsbury	30 Acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$	3	14	3W	Rush Creek	5	1	95	7.50
76.	Jesse Buzzard	S $\frac{1}{2}$ SE $\frac{1}{4}$	23	15	1W	Fall Creek	6	1	95	26.00
		N $\frac{1}{4}$ NE $\frac{1}{4}$	26	15	1W					
76.	Annie Carson	NE $\frac{1}{4}$	27	14	1W	Little Weiser	6	1	95	35.00
76.	J. W. Frasier	N $\frac{1}{2}$ NE $\frac{1}{4}$	34	14	1W	Little Weiser	6	1	95	31.00
76.	Willette L. Frasier	N $\frac{1}{2}$ NW $\frac{1}{4}$	35	14	1W	Little Weiser	6	1	95	42.00
76.	Chris Behnen	NW $\frac{1}{4}$ NE $\frac{1}{4}$	35	14	1W	Little Weiser	6	1	95	8.00
76.	S. T. Logan	NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$	26	14	1W	Little Weiser	6	1	95	17.00
77.	Frank Peck	SE $\frac{1}{4}$ NW $\frac{1}{4}$	5	17	2W	Hornet Creek	6	20	95	40.00

MICROFILMED

OCT 12 2001

SCANNED
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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 30, 1991

Peggy Ann Sheldon
624 Amanita
Eagle, ID 83616

RE: Snake River Basin Adjudication (SRBA)
Adams County - A67-00458A, A67-00496A, A67-10364B, &
A67-04580B
Change of Ownership

Dear Ms. Sheldon:

We are in receipt of the change of ownership for the claims to a water right referenced above. These rights were determined from the legal description supplied on the warranty deed. In reviewing the change form and the warranty deed submitted, it appears that you do not own all of the lands to which the claims were filed.

Claims A67-00458A and A67-00496A are totally included in the legal description supplied on the deed. Copies are enclosed for your review.

Claims A67-10364 and A67-04580 are not described in their entirety on the deed. These two claims have been split to reflect the lands described on the deed, and are now numbered with the suffix A and B. Please review them carefully and if they do not appear to represent the water rights you acquired in the purchase, you will need to contact this office and supply additional documentation to show your portion of the rights. You have been assigned the numbers A67-10364B and A67-04580B. The remaining portions of these two rights have been assigned A67-10364A and A67-04580A and remain in the name of Don and Ester Moritz.

If the enclosed does reflect your water rights, please retain the copies for your records. If it does not, please

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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 67-496A
Date Received: 9/28/1989
Receipt No: M004733
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PEGGY ANN SHELDON Phone:

PO BOX 61
INDIAN VALLEY ID USA 83632

2. Date of Priority: 07/02/1892

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	Type
14N	01W	15	NW SE	ADAMS	

5. Description of diverting works:

DONART-MARTIN-COX DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.68	

7. Total Quantity Appropriated is:

0.68 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	01W	9	NE	SE	IRRIGATION	36
			SE	SE	IRRIGATION	35
14N	01W	10	NW	SW	IRRIGATION	35
			SW	SW	IRRIGATION	35
					Section Acres	143
					Total Acres	143

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

THIS WATER CARRIED IN THE DONART-MARTIN-COX DITCH.
HIGH WATER 1.12 CFS.
ADDRESS CHANGED PER CLAIMANT LETTER. 11/3/98 LH

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.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s) Peggy Ann Sheldon Date: 12/12/06

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 12th
of December 2006

Craig L. Saxton

Notary Public

Residing at Ada Co

My commission Expires 8/14/07



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: **A67-00496A**
Date Received: 9/28/1989
Receipt No: M004733
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: PEGGY ANN SHELTON
Address: PO BOX 61
INDIAN VALLEY ID

83632

2. Date of Priority: JUL 2, 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	01W	10		SW	SW		ADAMS

5. Description of diverting works:
DONART-MARTIN-COX DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.340		

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

A.F.A.

8. Total consumptive use is

60.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	01W	9	NE	SE		IRR	8.5
			SE	SE		IRR	8.5

Section Acres 17.0

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10. Place of Use: Continued

Total Acres 17.0

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:
NONE

14. Remarks:
THIS WATER CARRIED IN THE DONART-MARTIN-COX DITCH.
HIGH WATER 1.12 CFS.
ADDRESS CHANGED PER CLAIMANT LETTER. 11/3/98 LH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs

Decree Defendant



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

July 20, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MS. PEGGY ANN SHELDON

~~3433 HWY 95~~ *P.O. Box 61*

~~CAMBRIDGE ID 83610-5207~~ *Indian Valley Id 83632*

RE: Snake River Basin Adjudication (SRBA)
Notice of Claims A67-10371, A67-10370, A67-04580A, A67-04580B, and A67-00496A
Change of Address

Dear MS. SHELDON:

The Department has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water rights or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter. Please return the letter by August 31, 1998. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Anita L. Warntjes
Administrative Assistant
Adjudication Bureau

ALW
CC:region

#####

The address is correct as shown above or as otherwise changed.

P.O. Box 61
Indian Valley, Idaho

Claimant Signature

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: A67-00496A
Date Received: 9/28/1989
Receipt No: M004733
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PEGGY ANN SHELTON
Address: 624 AMANITA
EAGLE, ID

83616

2. Date of Priority: JUL 2, 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	01W	10	SW	SW			ADAMS

5. Description of diverting works:
DONART-MARTIN-COX DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.340		

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

8. Total consumptive use is 60.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	01W	9	NE	SE		IRR	8.5
			SE	SE		IRR	8.5

A67-00496A

Page 1

Date: 05/10/91
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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	17.0
					Total Acres	17.0

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:
NONE

14. Remarks:

THIS WATER CARRIED IN THE DONART-MARTIN-COX DITCH.
HIGH WATER 1.12 CFS.
THIS IS A SPLIT RIGHT FROM A67-00496
A67-00496A = 17" OR .34 CFS B.A.S.

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: _____

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 _____

450
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: A67-00496A
Date Received: 9/27/1989
Receipt No: 1004733
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DON MORITZ
Address: HC 68 BOX 2410
CAMBRIDGE, ID 83610
OR
Name: ESTER MORITZ
Address: CAMBRIDGE, ID 83610
208-256-4413
2. Date of Priority: JUL 02, 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 | 01W | 10 | SW | SW | SW | | ADAMS |
5. Description of diverting works:
DONART-MARTIN-COX DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 10/31 | 0.340 | | |
7. Total Quantity Appropriated is:
0.340 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 60.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NA

10. Place of Use: Continued

Total Acres 17.0

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:
NONE

14. Remarks:

THIS WATER CARRIED IN THE DONART-MARTIN-COX DITCH.
HIGH WATER 1.12 CFS.

THIS IS A SPLIT RIGHT FROM A67-00496
A67-00496A = 17" OR .34 CFS B.A.S.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

(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: 3

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): Beth Hertz Date: Sept 28/89
Date: _____

Stat of Idaho)
Coun y of Washington) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of Sept 19 89 B. J. [Signature]

Notary Public

Seal

Residing at BRUCE A. SCHILD, NOTARY PUBLIC
My Commission Expires RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

WR0723NP
(OD-26)

Water Right Number - 67-00496
Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + - - - - Address - - - - - + - - - -

*** C - CURRENT OWNER ***
MC DONALD
C. E.
1 -
2 -
3 -
City-
Phone -
State- Zip-
+ - - - - Region - - - - + - - - - Stage - - - - + - - - - Status - - - - +
14 D - DECREED
+ - - - - Source - - - - + - - - - Tributary - - - - - + - - - -
LITTLE WEISER RIVER WEISER RIVER

+ - - - - Priority Date - - + - - - - Region - - - - + - - - - Stage - - - - + - - - - Status - - - - +
07/02/1892 14 D - DECREED
+ - - - - Source - - - - + - - - - Tributary - - - - - + - - - -
LITTLE WEISER RIVER WEISER RIVER

+ - - - - Twn Rng Sec Tract Lot Rflg County Point of Diversion - - - - Stream Index (Blank if no Index Code) - - - -
+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume - - - -
01 - IRRIGATION 0.680 134 17"

+ - - - - Total Div. Rate - + - - - Total Div. Volume - + - - - Total Div. Capacity - + - - - Total Consumptive Use - + - - - KW Usage - + - - -
0.680
+ - - - - Twn Rng Sec Tract Lot Acres Code Description County
14N 01W 9 SE NE 01 IRRIGATION 3 ADAMS
14N 01W 9 NE SE 01 IRRIGATION 3 ADAMS
14N 01W 9 SW SE 01 IRRIGATION 3 ADAMS
14N 01W 9 SE SE 01 IRRIGATION 3 ADAMS

Total Acres:

+ - - - - Diversion Means -
+ - - - - Non-Irrigation Use -
+ - - - - Other Rights for Same Use -
+ - - - - THIS WATER CARRIED IN THE DONART-MARTIN-COX DITCH.
HIGH WATER 1.12 CFS.
+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - - + - - - - Decree Defendant - - - - + - - - - Decree Date - - - - +

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Now 67-00496A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

(OD-26)

Water right number - 67-00496 Adj. flag translation: Standard Water Right Number
+ - - Audit Fields - 03/25/80 05/01/88 CONVERT
+ - - - - - Water Rights Dates and Flags Area - - - - - +
Proof Due Date - 00/00/0000 Field Exam Made - 00/00/0000 Field Exam Fee -
Approved/Denied - 00/00/0000 Protested Date - 00/00/0000 Swan Falls -
Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - P
Start Work Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - Water District - 67
Licensed Date - 00/00/0000 Appl Received - 00/00/0000 Transfer/Amended -
Decree Date - 06/20/1921

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OCT 01 1992