
NESW
NWSE
NESE
SESW
SWSE
SESE
NENW
NWNE
NENE
SENW

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-383B

NAME AND ADDRESS:

LARRY D WALLING
PO BOX 356
COUNCIL ID 83612

SOURCE:	Source:	Tributary:
	HORNET CREEK	WEISER RIVER

QUANTITY:	0.830 CFS	~~0.720 CFS~~
	0.000 AFY	

PRIORITY DATE: 06/30/1883

POINT OF DIVERSION:

T17N R02W S15 SWNWSW
Within ADAMS County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:		Quantity:
	IRRIGATION	03/15	11/15	0.830 CFS
				~~0.720 CFS~~

PLACE OF USE: IRRIGATION within ADAMS County

T17N R02W S15 SESW 1.6

T17N R02W S15 SWSE 23.0

T17N R02W S22 NENE 13.0

T17N R02W S22 NWNE 20.0

57.6 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 57.6 acres in a single irrigation season. Combined Right Nos.: 67-383B and 67-4065

This right is limited to the irrigation of 57.6 acres within the place of use described above 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

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

RECEIVED
AUG 06 2007
DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)

A. Subcase 67-383B
(Insert water right number)

STANDARD FORM 1 OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Larry Walling

Address: P.O. Box 356
Council, ID 83612

Daytime Phone: (208)253-4726

Name & Address of Attorney, if any:
Julie K. Fischer, White Peterson, P.A.
5700 E. Franklin Rd., Suite 200
Nampa, ID 83687

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Larry Walling

Address: P.O. Box 356
Council, ID 83612

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
   Should be: _____

2. ☐ **Source**
   Should be: _____

3. ☒ **Quantity**
   Should be: .86 cfs

4. ☐ **Priority Date**
   Should be: _____

5. ☐ **Point of Diversion**
   Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**
   Should be: _____

7. ☐ **Purpose(s) of Use**
   Should be: _____

8. ☐ **Period of Year**
   Should be: _____

9. ☐ **Place of Use**
   Should be: _____

10 ☐ **I object because:**

☐ This water right Should not exist.

☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): The recommendation of the Department was based on a mistaken belief as to the actual amount claimed by Mr. Walling, as recognized in the attached Memorandum of Craig Saxton.

F. **VERIFICATION** (must be completed)

State of Idaho)
)ss.
County of Canyon)

Julie Klein Fischer, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: August 2, 2007

CHELSEA GREENE NOTARY PUBLIC STATE OF IDAHO

Chelsea Greene
Notary Public for State of Idaho
Residing at: Canyon County
My Commission Expires: 09/08/2012

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted**. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on August 2, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

   Clerk of the District court
   Snake River Basin Adjudication
   253 Third Avenue North
   PO Box 2707
   Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

   Name: Larry Walling
   Address: P.O. Box 356
   Council, ID 83612

3. Copies to:

   IDWR Document Depository
   PO Box 83720
   Boise, ID 83720-0098

   United States Department of Justice
   Environment & Nat'l Resources Div
   550 W Fort Street, MSC 033
   Boise, ID 83724

   Chief, Natural Resources Division
   Office of Attorney General
   PO Box 44449
   Boise, ID 83711-4449

Signature of objector or attorney
mailing on Objector's behalf

Memorandum

April 27, 2007

To: File 67-383A and 67-383B
Cc: Larry Walling

From: Craig L. Saxton C Saxton 4-27-07

Subject: In office meeting

Monica Van Bussum and I met with Larry Walling and Barb Felty in my office today. Larry disagreed with the recommended diversion rate for 67-383A and 67-383B. I had recommended 20.5 inches of water under 67 383A claimed by Cole. Larry felt that Cole only had right to 12 inches.

The original decree 67-383 was decreed for 56.5 inches or 1.13 cfs. Reviewing my notes it appeared that I recommend 36 inches of water to Larry Walling and recommended the remaining amount to Mr. Cole. I believe that I recommended the 36 inches of water to Mr. Walling because I thought that was what he had claimed. In reality, Mr. Walker claimed 43 inches.

Bosco Boslers water master record show delivery of 67-383 to Mr. Walling, however, Mr. Cole does own part of the property that 67-383 was originally decreed to.

Based on the water master records, I told Mr. Walling that if he filed an objection, I would support recommending the 43 inches of water claimed by Mr. Walling.

Part of Mr. Wallings concerns was that the decreed water recommended under 67-383A was recommended on property not original spoke of in the decree. The reason for this is that 67-383A was recommended as a permissible place of use with 67-398.

At this time, Mr. Walling left with copies of the objection forms and was planning on speaking with an attorney.

Memorandum

April 27, 2007

To: File 67-383A and 67-383B
Cc: Larry Walling

Subject: In office meeting

Monica Van Bussum and I met with Larry Walling and Barb Felty in my office today. Larry disagreed with the recommended diversion rate for 67-383A and 67-383B. I had recommended 20.5 inches of water under 67-383A claimed by Cole. Larry felt that Cole only had right to 12 inches.

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Part of Mr. Wallings concerns was that the decreed water recommended under 67-383A was recommended on property not original spoke of in the decree. The reason for this is that 67-383A was recommended as a permissible place of use with 67-398.

At this time, Mr. Walling left with copies of the objection forms and was planning on speaking with an attorney.

13.5

11/14/2006

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: 67-383B

LARRY D WALLING
PO BOX 356
COUNCIL ID 83612
Telephone Number: (208)253-4726

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

Regarding #67-383B, I disagree with the quantity recommended as 0.72 cfs. I believe the quantity should be 42 inches, not 36; as recommended. I do agree with the amount of acres, 57.6, as recommended.

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

57.6ac * 0.0125 cfs/ac = 0.72 cfs @ 5/8" per acre

67-383 is fully appropriated MVB 12-10-06

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: 11/29/06 SIGNATURE: Larry Walling

Please print your name: _____

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

(continued)

Regarding #67-383A, the other split portion, I disagree with the amount of acres and quantity recommended. Basically, the POU recommended in the SWSW and NWSW, Sec. 15 should not be included in #67-383A (only the SWSW [redacted], S15 are applicable to the split.

I intend to file an objection to #67-383A.

67-383A is recommended as accomplished change in POU. MVB 12-10-06

SCANNED
DEC 0 8 2006

Cole

12 inche

Split history for Decreed Right 67-00383

WR History

383	Dare & Dare
1.13	cfs
90.4	ac
0	af

Acres based on 5/8" to the acre.

Claimed

67-383A	Cole	**67-383A is a PPU w/ 67-4145
	0.41	
	50	

67-383B	McCready	**67-383B is a PPU w/ 67-4065
	0.72	
	59	

Sum CFS =	1.13
Sum Acre=	109
Sum AF =	

Un-accounted CF	0
Un-accounted Ac	-18.6
Un-accounted AF	

Recommended

67-383A	Cole
	0.41
	32.8

67-383B	Walling
	0.72
	57.6

Sum CFS =	1.13
Sum Acre=	109
Sum AF =	n/a

Un-accounted CFS =	0
Un-accounted Acre =	-18.6
Un-accounted AFA =	n/a

Thought we claimed 0.72 cfs

***Last updated 6-27-06 (csaxton)**

For digital copy of Excel spreadsheet file: See Monica Van Bussum

06/27/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-383B

NAME AND ADDRESS: LARRY D WALLING
PO BOX 356
COUNCIL ID 83612

SOURCE: HORNET CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.720 CFS

PRIORITY DATE: 06/30/1883

POINT OF DIVERSION:

T17N R02W S15 SWNWSW Within ADAMS County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.720 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R02W S15	SESW	1.60	T17N R02W S15	SWSE	23.00
T17N R02W S22	NENE	13.00	T17N R02W S22	NWNE	20.00

57.6 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 57.6 acres in a single irrigation season. Combined Right Nos.: 67-383B and 67-4065

This right is limited to the irrigation of 57.6 acres within the place of use described above 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

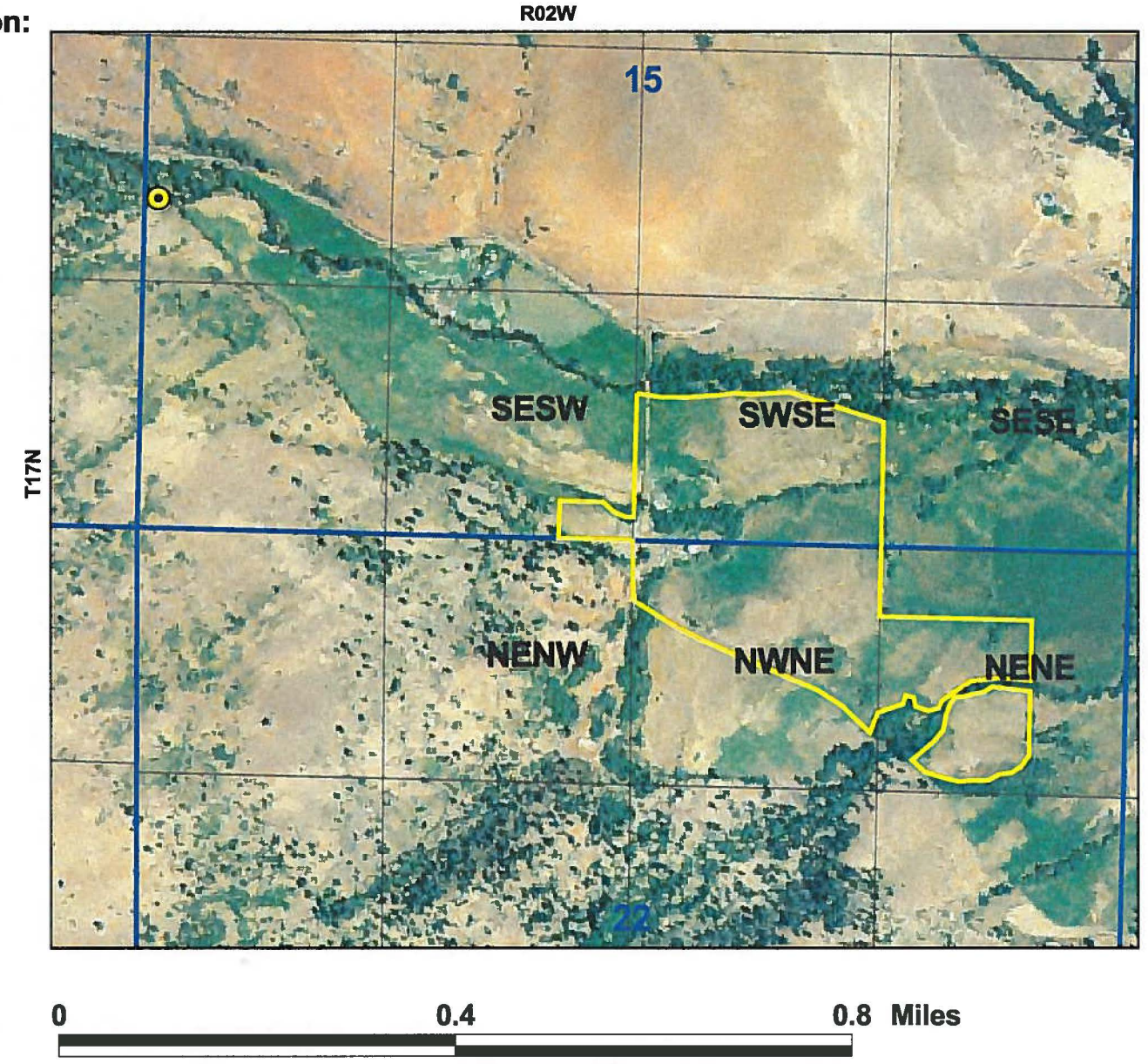
Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

SRBA Recommendation:

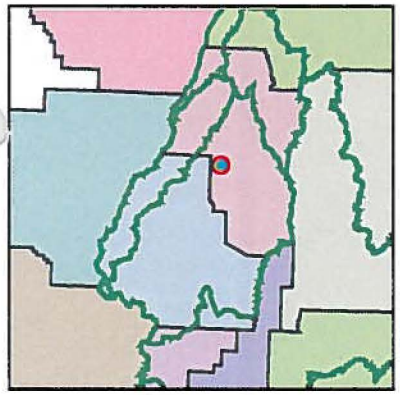
67-383B

(Irrigation)



Legend

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

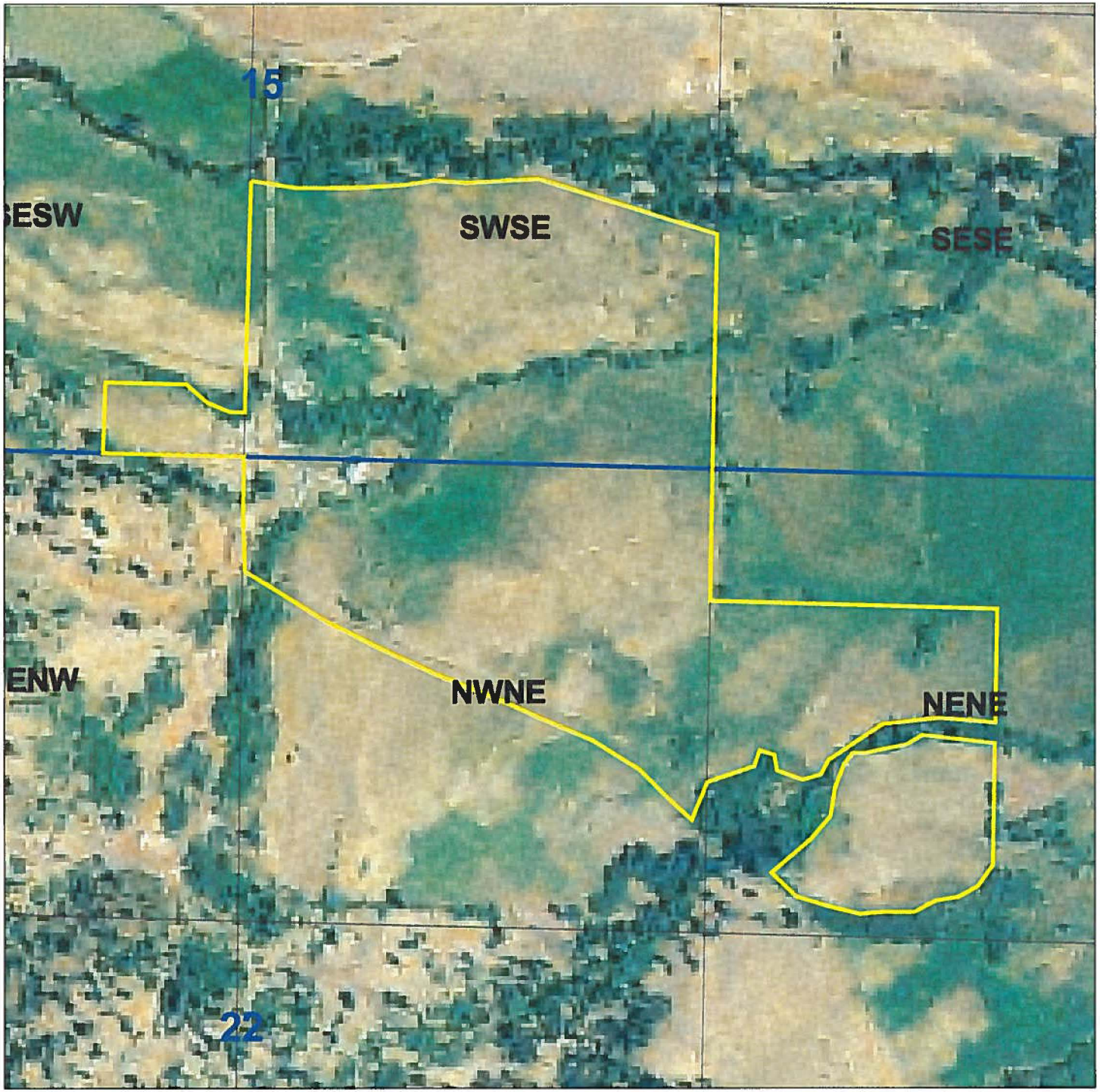


Adams County
IDWR Basin 67

N

Prepared by D. Narsavage
On Tuesday, June 27, 2006
1987/88 Aerial Photography

67-383B





IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-383B V1

WATER RIGHT NUMBER: 67-383B V1

Owner Type	Name and Address
Original Owner	LOUISE KING BOX 533 COUNCIL, ID 83612 (208)253-4513
Original Owner	FLORENCE G DARE , ID
Original Owner	S E DARE , ID
Original Owner	CLARENCE KING BOX 533 COUNCIL, ID 83612 (208)253-4513
Original Owner	ANNA WALLING PO BOX 356 COUNCIL, ID 83612 (208)253-4726
Current Owner	LARRY D WALLING PO BOX 356 COUNCIL, ID 83612 (208)253-4726

Priority Date: 06/30/1883

Basis: Decreed

Status: Active

Source	Tributary
HORNET CREEK	WEISER RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15	11/15	0.720 CFS	
		Total Diversion:	0.720 CFS	

Location of Point(s) of Diversion

HORNET CREEK SW1/4NW1/4SW1/4 Sec. 15, Twp 17N, 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	
17N 02W 15												1.6			23.0		24.6

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-383B V1

17N 02W 22	13.0	20.0							33.0

Total Acres: 57.6

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E56 The rights listed below are limited to the irrigation of a combined total of 57.6 acres in a single irrigation season. Combined Right Nos.: 67-383B and 67-4065
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. K06 This right is limited to the irrigation of 57.6 acres within the place of use described above in a single irrigation season.

Remarks:

Comments:

1. segbert 8/10/2004 POD
Comment: Updated shape

2. segbert 8/10/2004 POU
Comment: Updated Shape

3. segbert 8/10/2004 Quantity
Comment: Cannot verify quantity

4. mvanbussum 6/14/2005 Diversion Rate
Comment: Water Master for the Weiser River confirms ditch capacity to carry >100".

5. mvanbussum 6/21/2005 Ownership
Comment: Change of ownership completed by LRW on 7/22/94.

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:

Place of use

.43" = 69 acres

17N 02W ~~E~~ 22
NE NE

17N 02W Sec 22

NE NE	19 or 20 acres
NW NE	20
Total	39 or 40

17N 02W Sec 15

SW SE	25 acres
SE SW	3
Total	28

Total. 68

You will have to guage acres when it is put into ~~the~~ Arc View

If .43 of this is correct acreage — .43 is acceptable as Walling said he is supposed to have & Cole has less water.

Bosco

10/17/05

Walling
Tag # A0014054
WR# 67-383B & 4065

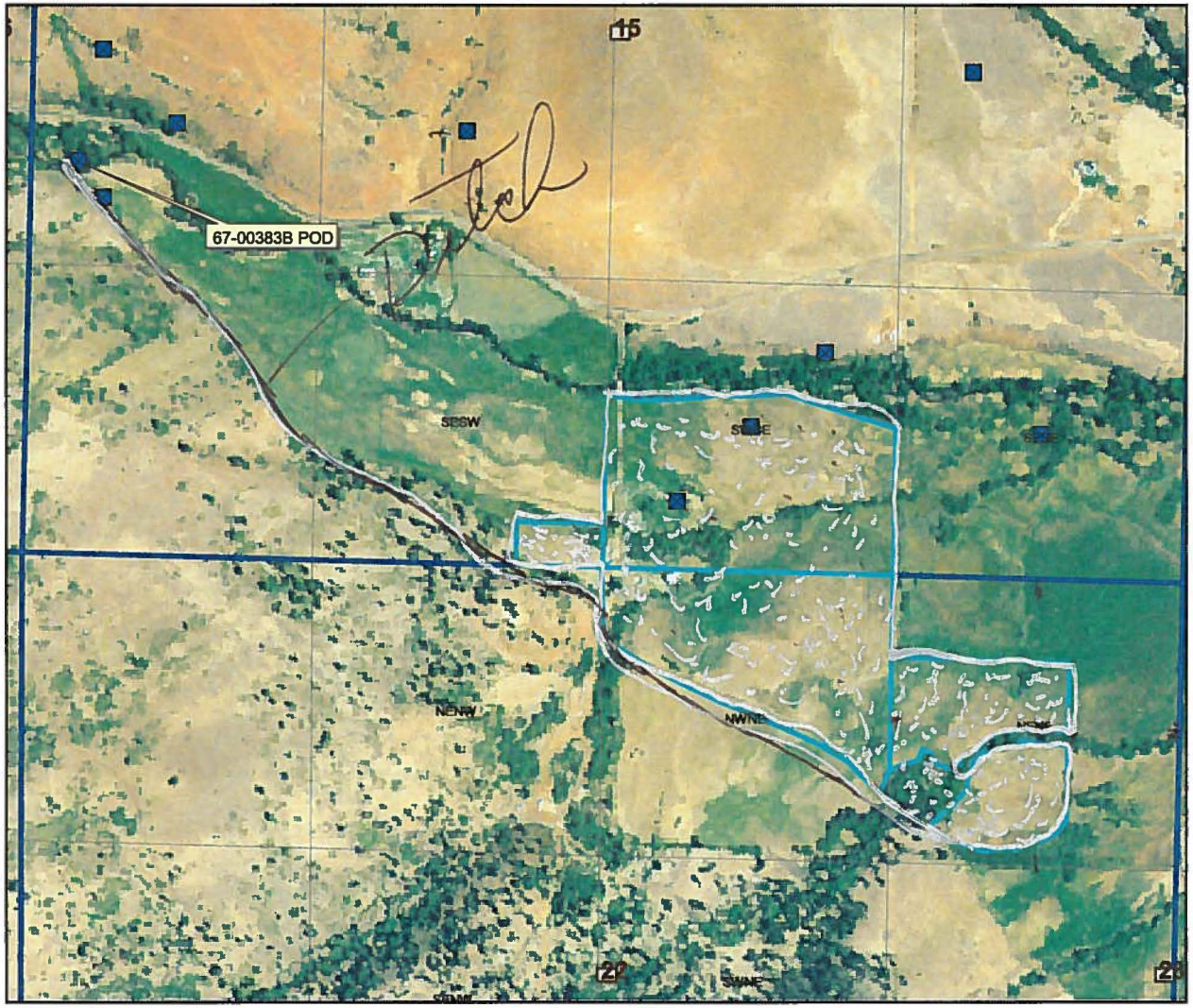


GPS
2296396
1515010

Idaho Department of Water Resources

Adjudication Claim Number: ***67-383 B*** Irrigated Acres: 59

T17N R02W



Legend

- 383 B Recommendation POU
- GCDB17N02W GCDB
- PLSS Section LinesGcdb_sections.shp
- Recommendation POD



Adams County
IDWR Basin 67

N

Prepared by M. Van Bussum
On Wednesday, June 22, 2005
1987 Aerial Photography

Walking Hansen Ck. POD



67-384
Couldn't find POD - but it is in there
somewhere

C Saxton
10-19-05

IDWR Field Exam Form 06/24/2005

Priority Date Data Entry Form

Claim Number 67-383B

Claimed Priority Date: 6/30/1883 Claimed Basis: Decreed

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

Water Right Priority Date: Water Right Basis:

Recommended Priority Date ___ ___ _____ Recommended Basis _____

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

decree

Reviewer: M. Van Bussum Date: 06/24/05

IDWR Field Exam Form 06/24/2005

Point of Diversion and Source Data Entry Form

Claim Number 67-383B

Claimed Point of Diversion and Source

T17N R02W S15 SWNWSW Within ADAMS County Source: HORNET CREEK WEISER RIVER

X **Use Claimed POD and Source as Recommended POD and Source**

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source	Tributary To

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source

Other rights from this POD? 67-4065 (BU claim from same owners)

Document how the POD and Source were verified:

desktop review

aerial photography, decree, claim map

Reviewer: MVB

Date: 06/24/05

IDWR Field Exam Form 06/24/2005

Place Of Use Data Entry Form

Claim Number 67-383B

Claimed Place Of Use

T17N R02W S15	SESW	3.0	T17N R02W S15	SWSE	22.0
T17N R02W S22	NENE	12.0	T17N R02W S22	NWNE	22.0

Total Acres 59

__ **Use Claimed POU as Recommended POU**

Water Right Place Of Use

Recommended Place of Use _____ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
17N	02W	15	SE	SW			2.0	
17N	02W	15	SW	SE			23.0	
17N	02W	22	NE	NE			14.0	
17N	02W	22	NW	NE			20.0	

Total Acres 59

Document how the POU was verified:

claim map, decree, aerial photography

Reviewer: MVB

Date: 06/24/05

Purpose of Use Data Entry Form

Claim Number 67-383B

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

__ **Use Claimed Purpose of Use as Recommended Purpose of Use**

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit

Recommended Purpose of Use

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

Document how the Purpose of Use was verified:

decree, aerial photography

Reviewer: MVB

Date: 06/24/05

IDWR Field Exam Form 06/24/2005

Period of Use and Quantity Data Entry Form

Claim Number 67-383B

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.86	

Overall Diversion Rate 0.86 Overall Diversion Volume

__ **Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity**

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	03/15	11/15	0.720	

Overall Diversion Rate _____ Overall Diversion Volume _____

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

decree → 56.5"
split right w/ 383A
383A – 20.5" (.410 cfs)
383B – 36" (.720 cfs)
56.5"
} designee Bosco

Reviewer: MVB Date: 06/24/05

IDWR Field Exam Form 06/24/2005

Contacts Data Entry Form

Claim Number: 67-383B

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	LOUISE KING	BOX 533	COUNCIL	ID	83612	(208)253-4513
Original Owner	FLORENCE G DARE			ID		
Original Owner	S E DARE			ID		
Current Owner	LARRY WALLING	PO BOX 356	COUNCIL	ID	83612	(208)253-4726
Original Owner	CLARENCE KING	BOX 533	COUNCIL	ID	83612	(208)253-4513
Current Owner	ANNA WALLING	PO BOX 356	COUNCIL	ID	83612	(208)253-4726

Comment for 1: Desktop review.

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

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

desktop review - ownership okay

Reviewer: MVB Date: 06/24/05

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. 67-00383B, 384, 406, 407, 4065, 11326, 11327, 11328

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Linda Werner Date 7-22-94

Contact Person(s) Larry & Anna Walling

Nature of Contact Chg. of ownership

Substance of Communication Ownership changed on the above rights based on distribution decree. On file no. 67-00383B.

SCANNED
APR 0 2 2004

MICROFILMED
OCT 2 2 1996

831.47

IRA T. BURTON
BURTON & KROLL
P. O. Box 367
Weiser, Idaho 83672
(208) 549-1652

Certified Copy

FILED
NOV 16 1992
11:55 A.M. P.M.
MICHAEL FISK
Marlena Stovner CLERK
DEPUTY

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADAMS

MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE OF MINNIE LOUISE KING a/k/a LOUISE WALLING KING and CLARENCE H. KING. Deceased.	Case No. P-352 ORDER APPROVING FINAL ACCOUNT AND DECREE OF DISTRIBUTION

The petition of Bud Gross for settlement and distribution of the above named estate having come before the Court for hearing, the Court makes the following findings:

I.

Bud Gross is the duly appointed, qualified and acting Personal Representative of the above named estate.

II.

Notice to Creditors has been published and the time for presenting claims that arose prior to the death of the decedent has expired.

III.

All debts of the decedent and of the estate, and all expenses of administration, and all taxes that have attached to

MICROFILMED
OCT 22 1996

or accrued against the estate have been paid.

IV.

The Personal Representative has filed a Final Accounting, and the Estate is in a condition to be closed.

V.

Proof of service of the notice of the time for filing objections to the Final Account and Petition for Distribution has been filed herein. No objections have been filed.

VI.

Minnie Louise King a/k/a Louise Walling King died testate on the 25th day of September, 1991, and Clarence H. King died testate on the 15th day of October, 1991. The following persons are entitled to distribution of the remaining estate property:

Mobile home, outbuildings and approximate 8 acres located in Adams County, Idaho, to Robert Walling.

Balance of estate to Larry Walling.

IT IS THEREFORE HEREBY ORDERED AND DECREED:

1. The Final Account is allowed and settled.

2. That the following distributions shall be made to the following:

A. Mobile home, outbuildings and approximate 8 acres located in Adams County, Idaho, more particularly described as follows is hereby decreed absolutely to ROBERT WALLING.

Beginning at the Northeast corner of the Southwest Quarter of the Southeast Quarter of Section 15, Township 17 North, Range 2 West, Boise Meridian, Adams County, Idaho, and running from thence in a westerly direction along the Southern edge of the County Road a distance of approximately 700 feet, thence South a distance of approximately 500 feet

MICROFILMED
OCT 22 1996

to the existing fence on the Southern edge of the creek, thence in an Easterly direction following the fence line a distance of approximately 700 feet to the quarter section line, thence North along said line a distance of approximately 500 feet to the place of beginning; containing approximately 8.0 acres, more or less.

B. The balance of the estate is hereby decreed absolutely to LARRY WALLING in accordance with decedent's will. Said property consists of the following:

REAL PROPERTY:
The following described real property situate in Adams County, Idaho:

Township 16 North, Range 1 West, Boise Meridian
Section 10: A tract of land located in the SE1/4SE1/4 of said Section, Township and Range more particularly described as follows:

Commencing at the Northwest corner of said SE1/4SE1/4 which corner is assumed to be in the center of the County Road leading North from Council, Idaho; thence East along the North line of said SE1/4SE1/4 365 feet; thence South, at right angles, 507 feet; thence West, at right angles, 90 feet to the POINT AND PLACE OF BEGINNING; thence South, at right angles, 100 feet; thence West, at right angles, 195 feet, more or less, to the East boundary line of County Road above described; thence North 22°25' West on and along the East boundary line of said County Road 112 feet, more or less, to a point directly West of the point and place of beginning; thence East 208 feet, more or less, to the POINT AND PLACE OF BEGINNING.

The following described real property situate in Adams County, Idaho:

A parcel of land situated in Adams County, Idaho, and more particularly described as follows:

In Township 17 North, Range 2 West, Boise Meridian, Adams County, Idaho.

The Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section Sixteen (16); and

MICROFILMED
OCT 22 1998

Lots one, two, three, five and six, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of Section Twenty-one (21); and
The North half of the Southwest Quarter, the Northwest Quarter, the East half of the Northeast Quarter and the West half of the Northeast Quarter of the Northeast Quarter of Section Twenty-two (22); and

The Southwest Quarter of the Southeast Quarter of Section Fifteen (15);

EXCEPTING THEREFROM the following:
Beginning at the Northeast corner of the Southwest Quarter of the Southeast Quarter of Section 15, Township 17 North, Range 2 West, Boise Meridian, Adams County, Idaho, and running from thence in a westerly direction along the Southern edge of the County Road a distance of approximately 700 feet, thence South a distance of approximately 500 feet to the existing fence on the Southern edge of the creek, thence in an Easterly direction following the fence line a distance of approximately 700 feet to the quarter section line, thence North along said line a distance of approximately 500 feet to the place of beginning; containing approximately 8.0 acres, more or less.

AND

Also in Section 15:
A tract of land described as beginning at the Southeast corner of the Southeast Quarter of the Southwest Quarter of Section 15 in Township 17 North, Range 2 West, Boise Meridian, and running North along the East line of said subdivision 200 feet; thence West and parallel to the South line of said subdivision 400 feet; thence South 200 feet to the South line of said subdivision; thence East 400 feet along said South line to the point and place of beginning.

PERSONAL PROPERTY:
Bank Account Balance
Furniture & Appliances
1972 Ford Van ID#E22GHP-66,246
1957 Cardinal trailer house ID#16,571,702
1965 Keno Trailer ID#FH55518
1960 Rambler, ID#C184023
1965 Chevrolet, 4Dr. - ID#156695S-149,722

MICROFILMED
OCT 22 1996

3. The Personal Representative is directed to make distribution of the remaining estate property and any other property of the decedent or the estate not now known or discovered to the persons in the manner set forth above.

4. That upon distribution of the remaining estate property, the Personal Representative is discharged from any further duties, obligations or liabilities in the above referenced estate.

DATED this 16 day of November, 1992.

Gregory M. Culet
Magistrate

INSTRUMENT NO. 83147
State of Idaho)
County of Adams) ss.

Filed for record at the request of
Ira Burton
59 min. past 11 o'clock A .M.
this 16 day of November 1992
MICHAEL FISK, RECORDER
by Sarah J. Wilson
Deputy Indexed
Fee $15.00

State of Idaho }
County of Adams } ss

I, the undersigned Recorder and Clerk of the District Court of Adams County, State of Idaho, do hereby certify that the foregoing instrument is a true and correct copy of the original on file in my office and in my custody.

IN WITNESS WHEREOF, I have set my hand and affixed my official seal on this 16 day of November 1992.

MICHAEL FISK
Clerk of the District Court
and County Recorder
Marlene Stowers
Deputy

MICROFILMED
OCT 22 1996

Muir v Allison

(1) IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF WASHINGTON.

(6-20-21)

D E C R E E .

John T Muir and Wm H Muir, Partners doing business under firm name of Muir Brothers,

Plaintiffs,

vs.

William Allison, Joseph Allison, Alex Allison, Ruhama Allison, Joseph Allison, William Allison and Alex Allison, as executors of the last will and testament of W B Allison, deceased, Albert Adams, J M Atwell, Harry Abernathy, C A Amadon, Asa Adams, Reilly Atkinson, H W Anderson, Jeff Anderson, Fred Anderson, Preston Anderson, D W Bradshaw, L T Braden, S M Burns, C C Burt, Newton Adamson, F L Adamson, J A Adamson, Jake Ader, Eva Barber, Stella Beigh, Mrs E F Barker, William Beeson, _____Beeson, whose first name is unknown, A L Barclay, Fannie E Barker, Nelson Buhl, Enoch Blockstrom, O L Byers, L L Burtenshaw, W F E Brown, G H Bliss, W P Briggs, Otto Brewer, James O Brunt, _____Brunt and _____ Jenkins, whose first names are unknown, a partnership doing business under the firm name and style of Brunt & Jenkins, Charles Barber, E W Beier, Thomas Book, Carrie Clayton, T B Biggerstaff, Mrs Lydia Brauer, Irvin Cox, Andy Combs, Fanny F Carrick, Jerome B Cox, W L Craddock, D H Clare, Riley Cox, H M Coon, Frank Courtwright, James M Crull, D F Coults, John Cornett, William Carson, Robert Cornett, Fred Cove, J A Carr, W H Camp, W T [illegible] A Carlyle, Minta Dugger, J D Donart, Frank C Downs, J N Davis, O C [illegible] Downey, Chas O Downs, Dale Donnelly, Charles Edwards, David Edwards, E B Edwards, J D Elldige, James Evans, Thomas Evans, W A Ford, E M Fuller, C O Findley, A L Freehafer, Albert Ferguson, J D Forsythe, Pearl E Fetherstone, _____Fisk, whose first name is unknown, M P Gifford, C P Gilespie, Emily Glenn, George Gould, Jowl Glenn, Thomas Glenn, Andy Gallant, Forrest Gamut, Geo Gilderoy, C S Gibbs, Frank Galey, Wm Gladheart, Peter Gladheart, Charles R Gray, T C Galloway, Amosa Hutchison, John Hutchison, Thomas Hutchison, Henry Jeimsoth, P W Higgins, W R Haines, Frank Hahn, Mary E Houston, Millie Houston, Ben Houston, Harvey Houston, E Hinkle, C W Holmes, C L Dain, Ellis Hartly, Wm Hanson, Walter Hopper, John Hopper, Victor Hopper, Nelson Hanson, J S Hamilton, B M Holt, Joseph Hunstock, Phoebe Harland, Joseph Hutchins, George Hall, Edwin Hill, Charles Hulett, Margaret Haller, Moses F Hopper, E W Hinshaw, Moses H Hopper, Roy Howland, George Henley, O S Herbert, H J Imler, John Ingram, W G Jenkins, W P James, C A Jefferson, _____Johnson, whose first name is unknown, F M Jewell, Jonas O Johnson, C E Kennedy, J L Kauffman, M E Krigbaum, John Kessler, Chas Kautz, E D Koontz, J E Lawrence, C Dell Keyes, Aug Kempeter, Effie Keithly, James Keithly, Chloe Keithly, James Lapish, _____Kruck, whose first name is unknown, Harold Kinney, Archie E Kester, A L Kingsbury, J J Linden, D K Lindsey, America Lindsay, C W Lewis, Sam Logan, Sarah Lane, Irvin Lichliter, Chris Larsen, J L Lewis, Carl Lewis, F W Levander, E E Lorton, Hattie Macey, Henry Mossman, W D Morey, Jacob Mortiz, Albert Moritz, Toney Mortiz, R H Martin, Andrew Miller, W A McKenzie, May E Moore, Arthur Moon, A R McDonald, Frank Murphey, Edgar Moser, Grant Moore, C E Meisse, Mrs A R McElrdney, Chester Martin, Jesse Mullahon, A P McClure, J A Morrow, Van Morrison, J A Marquess, Albert McDowell, _____McCammon, whose first name is unknown, [illegible] id F Muir, M R Morris, Noel Moore, H T Muir, Elizabeth Norton, John Northn, Willi—

JUL 24 1996

Hornet Creek.

A L Freshafer, adm of the estate of Thomas J Stutsman	38½	May 1, 1880	67 0377
Frank Richardson	22	June 1, 1882	67 0378
Mark C Fuller, sub for C H Davis	40	June 1, 1881	67 0379
A J Duffus	32	June 1, 1881	67 0380
E E Shannon and Ed Shannon	25	June 1, 1881	67 0381
Rebecca Wilson	62½	May 30, 1883	67 0382
S E Dare and Florence C Dare	56½	June 30, 1888	67 0383
	16	May 1, 1885	67 0384
Ellis Hartley	47	May 30, 1883	67 03851/3334
	12½	Dec 31, 1899	67 03861/3334
C M Gilmer and Frank Peck	37½	May 1, 1884	67 0387
Dale Donnelly	50	May 1, 1884	67 0388
Henry E Warner and Earl Walston	37½	June 1, 1886	67 0389
B M Holt	62½	April 1, 1886	67 0390
	40	May 1, 1900	67 0391
	30	April 1, 1905	67 0392
J E Lawrence and Clark Adams	56½	Aug 31, 1887	67 0393
J A Darland	25	June 1, 1888	67 0394
Rebecca Wilson sub for Walter Wilson	50	Dec 1, 1888	67 0395
A Kampeter	35½	Dec 31, 1889	67 0396
William Hanson	12	Dec 31, 1891	67 0397
Mattie M Kaye	16	Dec 31, 1891	67 0398
W J Wilson	47	June 1, 1893	67 0399
Frank Peck	10	June 30, 1895	67 0400
P H Miller	38½	April 2, 1895	67 0401
	25	April 30, 1895	67 0402

Hornet Creek (Con)

Preston G Anderson (D K Lindsay is his guardian)	15	May 1, 1898	67 0403
Lydia Brauer, Otto Brauer and Dorothy Lakey	28	Dec 31, 1899	67 0404/3334
	9½	Dec. 31, 1899	87 0405/2123
J J Shaw and D S Whitehead	31½	May 1, 1900	67 0406
	10	May 1, 1901	67 0407
Hornet Creek Water Storage Association	1250	May 28, 1909	67 0408
	1250	July 6, 1909	67 0409

Little Weiser River.

Anderson-Lindsay-Linder-Corriell Ditch.

Leander Lindsay	17	June 1, 1885	67 0410
E H Richardson	29	June 1, 1885	67 0411
Annie Carson	35	June 1, 1895	67 0412/2082
J W Fraiser	31	June 1, 1895	67 0413
Willette L Fraiser, sub for J W Fraiser	42	June 1, 1895	67 0414
Chris Behnen	8	June 1, 1895	67 0415
John Hutchinson	30	May 1, 1897	67 0416
J A Lemons	30	June 1, 1900	67 0417

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A L FRIESHAFER AND MARGARET E PIKE: The West half of the Southeast Quarter, the East half of the Southwest Quarter and a strip of land in the West half of the Southwest Quarter adjoining lands above described, all in Section 23, Township 17 North, Range 1, West Boise Meridian.

A L FRIESHAFER, ADMINISTRATOR OF THE ESTATE OF THOMAS J STUTSMAN: The Southwest Quarter of the Southeast Quarter Section 30, the West half of the Northeast Quarter and the Northeast Quarter of the Northeast Quarter Section 31, Township 17 North, Range 1 West Boise Meridian.

FRANK RICHARDSON: The South half of the Southeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of Section 5, Township 16 North Range 1 West Boise Meridian.

MARK C FULLER: The Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 8, and the Northwest Quarter of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of Section 9, Township 16 North, Range 1 West Boise, Meridian, excepting therefrom a tract of 22 acres of high ground owned by H C Stover on the East side of the Northeast Quarter of the Northeast Quarter of Section 8.

A J DUFFUS: The Southeast Quarter of the Northwest Quarter, the Northeast Quarter of the Southwest Quarter, the West half of the Southeast Quarter of Section 9, Township 16 North, Range 1 West Boise Meridian.

E E SHANNON AND ED SHANNON: The Southwest Quarter of the Southwest Quarter, the West half of the Southeast Quarter of the Southwest Quarter, the South half of the Northeast Quarter of the Southwest Quarter of Section 5, Township 16 North, Range 1 West Boise Meridian.

REBECCA WILSON: The Northeast Quarter of the Southwest Quarter, the West half of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter of Section 24, Township 17 North, Range 2 West Boise Meridian.

S E DARR AND FLORENCE G DARR: The Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter of Section 15, and the Northwest Quarter of the Northeast Quarter, and 20 acres off of the West side of the Northeast Quarter of the Northeast Quarter of Section 22, all in Township 17 North, Range 2 West Boise Meridian.

ELLIS HARTLEY: The Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Northeast Quarter of Section 23, and the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 24, all in Township 17 North, Range 2 West Boise Meridian.

C M GILMER AND FRANK PECK: The South half of the Northeast Quarter of Section 5, the Southwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 4, Township 17 North, Range 2 West Boise Meridian.

DALE DONNELLY: The North half of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 31, Township 17 North, Range 1 West Boise Meridian.

HENRY E WAGNER AND EARL WALSTON: The Southwest Quarter of the Southwest Quarter of Section 19, and the North half of the Southwest Quarter of Section 30, all in Township 17 North, Range 1 West Boise Meridian.

JUL 2 4 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 67-383B
Date Received: 1/3/1990
Receipt No: C013780
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LARRY D WALLING Phone: (208)253-4726

PO BOX 353
COUNCIL ID USA 83612

2. Date of Priority: 06/30/1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
17N	02W	15	SW NW SW		ADAMS	

5. Description of diverting works:

DAM IN CREEK, TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.86	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
17N	02W	15	SE	SW		IRRIGATION	3
			SW	SE		IRRIGATION	22
						Section Acres	25
17N	02W	22	NE	NE		IRRIGATION	12
			NW	NE		IRRIGATION	22
						Section Acres	34
						Total Acres	59

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:

CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 7/22/94.

15. Basis of Claim: Decreed

Form 42-248/42-1409(6) July, 2000

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

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
	67-383B			67-11326	
	67-384			67-11327	
	67-406			67-11328	
	67-402				
	67-4065				

$75.00 fee attached

cc: W.A. 11/8-05 .M

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): Larry OR Anna Walling
   P.O. Box 356 Council Id

4. New Owner/Claimant(s): Larry Walling
   Name Connector (Check one): [ ] and, [ ] or, [ ] and/or

   New Mailing Address: PO Box 353

   City, State and ZIP Code: Council Idaho 83612

   New Telephone Number: (208) 253-4726

5. Date you acquired the property: 11/8/04 "Divorced"
   Copy of Divorce Decree in file 67-383B

OK TO CHANGE OWNERSHIP?
DLN 10/28/05

SCANNED NOV - 8 2005

SCANNED OCT 2 0 2005

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		

N/A

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		

N/A

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

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 PMC Date 10-19-05 Fee 75.00
Receipted by PMC Date 10-19-05 Receipt No. C079408
Processed by bsherman Date 11-8-05 WR _____ Date _____

SCANNED
NOV - 8 2005

SCANNED
OCT 2 0 2005

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 14, 2005

LARRY WALLING
PO BOX 356
COUNCIL ID 83612

RE: Notice of Change of Water Right Ownership for Snake River Basin Adjudication (SRBA) claims 67-00383B, 67-00384, 67-00406, 67-00407, 67-04065, 67-11326, 67-11327, and 67-11328.

Dear Mr. Walling,

The Idaho Department of Water Resource is currently in the process of reviewing SRBA claims in your area. Melanie Vining has been working with Mr. Rubelt to gather information about your claims. On 7-13-05 I was delivered a divorce decree and was told that Anna Walling's name should be removed from your claims.

There are a couple of issues. The first being that I need a completed change of ownership from submitted with your signature approving the change. Secondly, I do not know which claims Anna's name should be taken off. The above list of SRBA claims and Water right numbers are what I found by doing a search for water right records under the name of Anna Walling. Should Anna's name be removed from all the water rights listed above?

If so, three water rights have already been Partially decreed by the SRBA court:

67-11326
67-11327
67-11328

Since they have been partially decreed, there is a $25 fee per claim to make the change.

There is no fee for claims:

67-00383B
67-00384
67-00406
67-00407
67-04065

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OCT 2 0 2005

Enclosed is a Notice of Change of Water Right Ownership form. Please fill out the form and list the water right number where Anna's name should be removed. I keep the divorce decree in the file for ease. Simply complete the form and note that you are simply removing Anna's name, sign it, and return it to my attention with the appropriate filing fees.

I apologize for the inconvenience. Please feel free to contact me with any questions.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosures(s)

SCANNED
OCT 2 0 2005

Copy

FILED
5:00pm
NOV 0 8 2004
MICHAEL FISK, CLERK

SHARI A. DODGE
DODGE LAW OFFICES, PLLC
Attorney at Law, ISB 5522
PO Box 1333
Nampa, ID 83653
Telephone: (208) 463-0681
Facsimile: (208) 442-0017

Attorney for Plaintiff

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADAMS

MAGISTRATE DIVISION

LARRY D. WALLING, Plaintiff, vs. ANNA MAE WALLING, Defendant.	CASE NO. CV2004-1601 DECREE OF DIVORCE

This action having been presented to the above entitled Court this _____ day of November, 2004, at Council, Adams County, Idaho, on the Complaint of the Plaintiff, and the Defendant having been served a copy of the Summons and Complaint, and the parties having stipulated on the record to the entry of the Decree of Divorce, and the Court having examined the proofs offered by the Plaintiff, and being fully advised in the premises, the Court finds as follows:

1. That the Plaintiff is now, and for more than six (6) weeks prior to the commencement of this action has been, a bona fide resident of the State of Idaho.

2. That the Plaintiff and the Defendant were married to each other at Weiser, Idaho, on

SCANNED
OCT 2 0 2005

NOV. 5. 2004 4:28PM NO. 040 P. 2

April 6, 1968, and ever since said date have been, and now are, legally married.

3. That irreconcilable differences exist between the parties and there are substantial reasons for not continuing the marriage.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That the Plaintiff is granted a divorce from the Defendant upon the grounds of irreconcilable differences, and the bonds of matrimony now existing between the Plaintiff and Defendant be, and the same are hereby dissolved and held for naught.

2. That there has been two children adopted as issue of said marriage the following named children:

April Walling	September 26, 1986
Ellie Walling	December 9, 1992

The children have resided with both parties since the time of their adoption until the date of the parties separation. As of the date of the parties separation, the children have resided with the Plaintiff.

3. That the Plaintiff and Defendant are both fit and proper persons to have the care, custody, control and education of the minor children of the parties, with physical custody of said children to be vested with the Plaintiff. Defendant shall have visitation on alternating weekends from 5:00 p.m. Friday to 5:00 p.m. Sunday unless the parties agree otherwise. Plaintiff shall have the following holiday schedule:

Even Years	Odd Years
MLK Day	Spring Break
Easter	Independence Day
Memorial Day	Thanksgiving
Christmas	New Year's Eve

Christmas and New Year's Eve holiday break to be divided equally with the parties alternating the first and second half of the "Holiday Break" as defined by the school district in which the minor children reside. If a holiday and weekend should conflict,

SCANNED
OCT 2 0 2005

NO. 040 P. 3
NOV. 5. 2004 4:28PM

the holiday will control.

4. Receiving party shall provide transportation of the minor parties.

5. Each party should maintain positive contact with the children and each other and keep each other informed of school and work activities in an effort to carry out reasonable visitation and strengthen parental relationships with the children.

6. Neither party will use recreational mind altering substances in the presence or during the children's visitation. The children will not be allowed as a passenger in any automobile driver by either party who is under the influence of alcohol. Neither party should leave the children with another care provider known by the party to be using or intending to use recreational mind-altering substances, including alcohol, while providing care to the children.

7. Both parties should promote and encourage a healthy and positive relationship between the children and both parents to create a healthy supportive environment for the growth and development of the children. Both parties should refrain from any negative, vilifying or demeaning comments made toward the other party in the presence of the children.

8. Due to the fact that Plaintiff will receive compensation from the State of Oregon for adoption compensation on the minor children, no child support will be ordered.

9. The minor children receive a medical card due to the adoption process in the State of Oregon and therefore neither party is responsible for providing health insurance on the minor children.

10. The Plaintiff shall claim the minor children for income tax purposes.

11. Plaintiff acquired real property located at 2549 Council-Cuprum Road, Council, Idaho 83612 which would be considered Plaintiff's separate property; however, a residence and several improvements to the land were made during the course of the marriage. In addition, the parties acquired several items of large farm equipment and cattle during the course of the marriage. Plaintiff shall be awarded the property and residence located at 2549 Council-Cuprum Road, Council, Idaho 83612.

In consideration for Defendant's share in the above described property, Plaintiff shall

SCANNED
OCT 2 0 2005

NOV. 5. 2004 4:29PM NO. 040 P. 4

pay to Defendant the sum of $20,000.00 for her community share.

12. During their marriage, the parties hereto have acquired certain community property which shall be divided by the Court in the following manner, which is a just and equitable distribution as described in attached Exhibit A. Defendant shall be awarded that property which is designated with "XXXX" next to the item and/or indicated by a division of that particular item. In addition, Plaintiff shall pay to Defendant the sum of $2,000.00 as compensation for Defendant's share of the community property.

Both parties shall retain those items already in their possession except for those items listed on attached Exhibit A.

13. Plaintiff shall assume and hold Defendant harmless and blameless all the community debt owed by the parties except for any debt incurred since the separation of the parties.

14. Plaintiff agrees to pay Defendant the $22,000.00 owed in the following manner:

A. Plaintiff will sell the appropriate cattle this fall. Plaintiff will provide Plaintiff's attorney with the amount of the sale and the bills that need to be paid out of the sale of the cattle. If there is any excess funds from the sale, Defendant will receive those excess funds.

B. Plaintiff will pay Defendant $300.00 per month beginning on the 1st day of November, 2004 and every month thereafter until the balance is paid in full. If Plaintiff is more than fifteen (15) days behind in payment, interest will accrue at the rate of 7% annually until the arrears is paid in full. If Plaintiff makes the payment on time, the amount owed shall be interest free.

15. Plaintiff is awarded the real property and residence in Council, Idaho located on Illinois Street as his sole and separate property.

DATED this 8 day of November, 2004.

JAMES C. PEART
MAGISTRATE JUDGE

SCANNED
OCT 2 0 2005

NOV. 5. 2004 4:29PM NO. 040 P. 5

Approved as to form and content:

LARY C. WALKER
Attorney for Plaintiff

LARRY D. WALLING
Plaintiff

SHARI A. DODGE
Attorney for Defendant

ANNA MAE WALLING
Defendant

DECREE OF DIVORCE

NO. 037 P. 1

NOV. 5. 2004 3:09PM

SCANNED

OCT 2 0 2005

NO. 040 P. 6

NOV. 5. 2004 4:30PM

HOUSEHOLD ITEMS	APPR. VALUE	ITEMS I WANT
COUCH (HIDE-A-BED)	$50.00	
COUCH (HIDE-A-BED) & CHAIR SET	$175.00	
2 ROCKING LOVESEATS	$50.00	
WALNUT TABLE W/ 8 CHAIRS	$300.00	
2 QUEEN SIZE BEDS	$350.00	
SET OF BUNK BEDS	$100.00	
1 FULL SIZE BED W/WALNUT HEAD AND FOOTBOARDS	$100.00	
LARGE ANTIQUE DESK	$400.00	
3 LARGE CHINA HUTCHES	$400.00	
1 SMALL PINE HUTCH	$75.00	
1 WALNUT BUFFET W/ GLASS CABINET SITTING ON IT	$200.00	
1 WATERFALL WALNUT BUFFET	$75.00	
1 SMALL ANTIQUE GLASS CASE	$100.00	XXXX
32" COLOR TV 1 MONTH OLD	$199.00	
25 " COLOR TV	$100.00	
23" COLOR TV	$75.00	
19" COLOR TV	$25.00	
3 VCR'S	$100.00	
1 VCR-DVD PLAYER	$20.00	
TV STAND	$25.00	
HARD ROCK MAPLE COFFEE TABLE W/ 2 END TABLES	$250.00	
MAPLE COFFEE TABLE W/ DROP ENDS	$25.00	
WASHER & DRYER SET	$300.00	
4 FREEZERS	$600.00	
2 REFRIGERATORS	$200.00	
POOLTABLE W/CUES	$200.00	
SMALL SAFE	$100.00	
ANTIQUE DUNCAN PHYFF COFFEE TABLE	$75.00	
BOOKCASES	$60.00	
LARGE SET OF LEATHERWORKING TOOLS	$600.00	
KISS 1 HOUR PHOTOLAB	$200.00	XXXX
SEWING MACHINE IN CABINETTE	$50.00	XXXX
BLUE AND WHITE DISH SET (LISA GAVE ME)	$50.00	XXXX
RED GLASS CANISTER SET (PAM GAVE ME--ANTIQUE)	$75.00	XXXX
HAND HELD MIRROR FROM DAD'S FAMILY	$50.00	XXXX
2 AVON ALBEE BARBIE DOLLS	$50.00	XXXX
COOKBOOK COLLECTION	$400.00	XXXX
AVON MUSICAL PORCELLIAN ALBEE DOLL	$250.00	XXXX
AVON ALBEE PORCELLIAN DOLL COLLECTION	$700.00	XXXX
MISC. AVON ITEMS AS PESENTS FROM AVON	$70.00	XXXX
2 ELECTRIC MEAT GRINDERS	$200.00	1 GRINDER
MEAT CUBER	$150.00	
MEAT BAND SAW	$250.00	
SEVERAL ANTIQUE PICTURES ON THE WALLS	$300.00	
LARGE COLLECTION OF MOVIES	$500.00	
50-60 PEPSI CARTOON COLLECTABLE GLASSES	$550.00	
2 DISNEY COOKIE JARS	$50.00	
LARGE COLLECTION OF RED & GREEN HANDLE UTENSILS	$250.00	
ROSE COLORED GLASSES	$50.00	
ANTIQUE KEROSENE LAMPS	$150.00	
ANTIQUE ALADEN KEROSENE LAMP	$50.00	

SCANNED
OCT 2 0 2005

Exhibit A

NOV. 5. 2004 4:30PM NO. 040 P. 7

3 SETS OF CAST IRON HORSE AND WAGON SETS	$100.00	
COPPER HORSES & COPPER HORSE LAMPS	$100.00	
ANITQUE GERMAN COOKOO CLOCK	$50.00	
ANTIQUE 1809 ? MANTEL CLOCK	$100.00	
SEVERAL ANTIQUE TOY CARS	$75.00	
MISC. ANTIQUE DEPRESSION GLASSWARE	$200.00	
MISC. ANITQUE SALT AND PEPPER SHAKER SETS	$100.00	
SEVERAL ANTIQUE CREAMER AND SUGAR BOWLS	$100.00	
MISC. CROCKERY ITEMS	$300.00	
2 SETS OF GLASSWARE W/ PLATES, SUGAR, CREAMERS	$150.00	1 SET
ANTIQUE OCCUPIED JAPAN OWL BANK	$50.00	
ANTIQUE METAL BREAD MAKING PAN	$25.00	
MISC. ANTIQUE ENAMELWARE	$75.00	
ABOUT 20 PIECES VICTORIAN FIGURIANS	$75.00	
CHRISTMAS DECORATIONS SOME OLDER AND NEW TOO	$100.00	HALF
TABLE AND 6 CHAIRS	$75.00	
PETER HURD ORGINAL WATER COLOR	$600.00	
OTHER MISC. ANTIQUES	$500.00	
OTHER MISC. KITCHEN ITEMS	$500.00	
2 COIN COLLECTION SETS	$300.00	1 SET
7 DRESSERS	$500.00	

OTHER ITEMS LISTED BELOW I WANT

HALF OF THE GLASS PIE PANS	XXXX
HALF OF THE GLASS BREAD PANS	XXXX
ELECTRIC GRILL (GIFT)	XXXX
ELECTRIC FRY PAN (GIFT)	XXXX
ONE OF THE ANTIQUE MILK JUGS WE USED AS BANKS	XXXX
PART OF THE KNIVES FOR MEAT CUTTING WE USED	XXXX
CROCKERY W/HAND EGG BEATER	XXXX
LARGE FANCY OVAL BOWL	XXXX
THE 2 LARGE CAST IRON FRY PANS	XXXX
SALAD SHOOTER	XXXX
GREEN HANDLED FLOOR SIFTER	XXXX
ELECTRIC OVAL CROCK POT	XXXX
AVON GIFTS OF CANDY DISHES, AND ETC.	XXXX
THE GLASS ITEMS GIVEN TO ME FOR BIRTHDAY AND X-MAS	XXXX
EVERYTHING IN THE SMALL GLASS CASE WHICH IS	XXXX
MOSTLY AVON ITEMS	XXXX
PART &/OR COPIES OF FAMILY PICTURES	XXXX
MY OWN POOL QUE	XXXX
THE LARGER OF THE COPPER HORSES	XXXX

	$13,974.00
	$2,370.00
DIFFERENCE	$11,604.00

SCANNED
OCT 2 0 2005

OF THE ITEMS THAT I HAVE LISTED I WOULD LIKE TO HAVE THE FOLLOWING ITEMS:

THE SMALL ANTIQUE GLASS CASE
THE SEWING MACHINE
BLUE AND WHITE DISH SET THAT LISA GAVE ME
THE RED CANISTER SET AND MATCHING CANDLE HOLDERS THAT PAM GAVE ME
HANDHELD MIRROR THAT BELONGED TO MY DAD'S MOM
2 AVON ALBEE BARBIE DOLLS
COOKBOOK COLLECTION
AVON MUSICAL ALBEE PORCELLIAN DOLL
AVON ALBEE PORCELLIAN COLLECTABLE DOLLS
MISC. AVON ITEMS THAT I RECEIVED FROM THEM AS GIFTS
ONE OF THE 2 ELECTIC MEAT GRINDERS
THE KISS PHOTO LAB
ALSO SOME OF THE KITCHEN ITEMS THAT WAS GIVEN TO ME AS CHRISTMAS, BIRTHDAY PRESENTS AND MOTHER'S DAY PRESENTS
SOME OF THE CHRISTMAS DECORATIONS INCLUDING PART OF THE NEW ONES AND SOME WE ALREADY HAD
SOME MORE OF MY PERSONAL ITEMS
1997 FORD EXPLORER 4 X 4
WOULD ALSO LIKE SOME PICTURES OF THE KIDS AND GRANDKIDS TOO

SCANNED
OCT 2 0 2005

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADAMS

SUPPLEMENTAL ORDER

The provisions relating to custody, support, visitation and conduct of the parties are subject to the following terms and conditions:

A. ***CARE AND SUPERVISION*** – The party who has custody of the children, hereinafter referred to as Custodian, will provide the children with regular and nutritious food, clean and appropriate clothing, sanitary and reasonable private living and sleeping quarters, appropriate medical examinations and treatment, and guidance and counsel in worldly and spiritual matters. The custodian will: train the children to obey and respect their teachers and the law; require the children to attend all regular sessions of school until graduation unless excused for medical reasons, by the school, or by the court; personally supervise and control and conduct activities of the children except when they are at school or in known and usual recreational activities or in the immediate care of another competent person. The custodian will not engage in nor permit in the presence of the children any excessive drinking, immoral conduct, obscenities, violence or disrespect for law and order. The custodian will advise persons entitled to visitation of the current residence address and phone number of the children, all school or police disciplinary contact, all medical contact and reports, and all other important developments in the lives and activities of the children.

B. ***CONTROL OF VISITATION*** – The persons having visitation rights may take the children to such reasonable places for such reasonable activities as such person may determine; the custodian will have the children ready and available promptly for all visits, if advised at least a day in advance; the custodian will provide the children with such special and additional clothing as may be appropriate for the planned activities; in the event a child is invited or desires to participate in other activities which may interfere with a visit, the custodian will not encourage, permit nor consent to such activities without previous approval of the person whose visitation will be interfered with, and will not criticize the denial of such approval; the person entitled to visitation may correspond with the children and the custodian shall not censor such correspondence. The custodian must not reduce nor deny visitation for failure of support.

C. ***METHOD OF PAYMENT OF CHILD SUPPORT*** – Child support shall be made payable to the STATE OF IDAHO, CHILD SUPPORT RECEIPTING, PO BOX 70008, BOISE, ID 83707. Health and Welfare will accept money orders, cashier's checks, or personal checks made out to Child Support Receipting. Both the plaintiff and defendant shall promptly notify the Clerk of this Court and Department of Health and Welfare in writing of any change of address.

D. ***NOTICE INCOME WITHHOLDING*** – Support orders are enforceable by income withholding under Chapter 12, Title 32, Idaho Code. Whenever there are arrearages at least equal to the support payment for one (1) month, a mandatory income withholding order may be issued by the court to your employer or other person who pays you income, without prior notice to you. It is not necessary for the obligee to apply for support enforcement services under Title IV-D of the social security act (42 U.S.C.651 et seq.) to obtain enforcement of this support order by means of income withholding.

E. ***INTERFERENCE*** – Neither parent will intrude upon the privacy of the other, nor vilify the other to the children; nor prevent or restrict nor in any way interfere with the other's rights granted by this or any other Court order.

F. ***INJUNCTION*** – The plaintiff and defendant and their agents are enjoined and restrained from doing or attempting to do, or threatening to do, any act injuring, maltreating, vilifying or molesting the adverse party, or any of the children, or any person or persons lawfully employed by either parent to care for the children.

G. ***CONTEMPT*** – Violation of any of the orders or directives set forth above will be considered Contempt of Court. Punishment for Contempt of Court may be by fine or by imprisonment in the County Jail or both.

Plaintiff's SS# _____ Defendant's SS# _____

ATTACHED TO AND MADE A PART OF THE FOREGOING DECREE # CV-04-1601
BY ORDER OF THE COURT THIS 8 DAY OF November 2004.

MICHAEL FISK, CLERK OF THE DISTRICT COURT

BY: Sonda Lawrence Deputy Clerk

SCANNED
OCT 2 0 2005

CERTIFICATE OF SERVICE:

The undersigned does hereby certify that a true and correct copy of the foregoing document was served by U.S. mail, postage prepaid each of the following:

Larry C. Walker
Walker Law Offices
PO Box 828
Weiser, Idaho 83672

Shari A. Dodge
Dodge Law Offices, PLLC
PO Box 1333
Nampa, Idaho 83653

DATED this 22 day of November, 2004.

Clerk of the Court

SCANNED
OCT 2 0 2005

NOV. 5. 2004 4:31PM NO. 040 P. 10

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 8, 2005

LARRY D WALLING
PO BOX 353
COUNCIL ID 83612

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-383B, 67-384, 67-406, 67-407, 67-4065 and Decrees 67-11326, 67-11327 and 67-11328

Dear Mr. Walling:

We have processed your change in ownership of the water right claims referenced above. Thank you for your patience.

Enclosed is a copy of your water right claims for your file. Please refer to these record numbers in any future inquiries or correspondence.

Our Water Allocations Bureau will handle your Decreed rights. I have given them a copy of your ownership change.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your water rights. Please call us toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosures:
Notices of Claim to a Water Right Referenced Above

SCANNED
NOV - 8 2005

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor
KARL J. DREHER
Director

November 25, 2005

LARRY D WALLING
PO BOX 356
COUNCIL ID 83612

cc: W.A. 12-12-05

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-383B, 67-384, 67-406, 67-407, 67-4065 and Decrees 67-11326, 67-11327 and 67-11328

Dear Claimant: records modified 12-12-05

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. 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.

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, list any other water rights you have, and return this letter by December 14, 2005. 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. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim(s) referenced above, please call this office toll-free at 1/800-451-4129 so we can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Returned Mail

######

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

Larry Walling
Water Right Holder's Signature

12/11/05

208 253-4726
Telephone No.

SCANNED
DEC 12 2005

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE REQUESTED

FIRST CLASS

UNITED STATES POSTAGE
PITNEY BOWES
02 1A $ 00.83⁰
0004389393 NOV 09 2005
MAILED FROM ZIP CODE 83702

67-383B
384
406
407
4065
} claims

11326
11321
11320
} P.D.

COUNCIL ID 83612

RECEIVED
NOV 16 2005
Department of Water Resources

RETURNED TO SENDER

- ☐ Undeliverable as Addressed
- ☐ Moved,Left No Address
- ☐ Unclaimed
- ☐ Refused
- ☑ Attempted - Not Known
- ☐ No Such Street
- ☐ No Such Number
- ☐ No Receptacle
- ☐ Deceased
- ☐ Vacant

IDAHO DEPARTMENT OF
WATER RESOURCES
322 EAST FRONT ST
P.O. BOX 83720
BOISE, ID 83720-0098

TO

LARRY D WALLING
PO BOX 353
COUNCIL ID 83612

SCANNED
DEC 14 2005

Idaho Department of Water Resources Receipt

Receipt ID C079408

Payment Amount	$75.00	**Date Received**	10/19/2005 3:28:34 PM	**Region**	State	Status	
Payment Type	Check	**Check Number**	1445				

Payer WALLING LARRY D

Comment CHANGE IN WATER RIGHT OWNERSHIP 67-11326 67-11327 67-11328

Fee Detail

Amount	Description	Fund	FD	PCA	SO
$75.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155

P. McDonald

Signature Line (Dept. Representative)

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: **A67-00383B**
Date Received: 1/ 3/1990
Receipt No: C013780
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: LARRY WALLING 208-253-4726
   Address: PO BOX 356
   COUNCIL ID 83612
   OR
   Name: ANNA WALLING 208-253-4726
   Address: PO BOX 356
   COUNCIL ID 83612

2. Date of Priority: JUN 30, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
17N	02W	15	SW NW SW		ADAMS

5. Description of diverting works:
   DAM IN CREEK, TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.860		

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

8. Total consumptive use is 177.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

SCANNED
APR 0 2 2004
MICROFILMED
OCT 2 2 1998

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
17N	02W	15	SE	SW		IRR	3.0
			SW	SE		IRR	22.0
						Section Acres	25.0
		22	NE	NE		IRR	12.0
			NW	NE		IRR	22.0
						Section Acres	34.0
						Total Acres	59.0

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:
50 SHARES OF HORNET CREEK RES., A6704065

14. Remarks:
CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 7/22/94.

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: _____

MICROFILMED
OCT 22 1996

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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 22 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

RECEIVED

JAN 03 1990

Department of Water Resources

Ident. Number: A67-00383B
Date Received: 1-3-90
Receipt No: C013780
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: CLARENCE KING 208-253-4513
   Address: BOX 533
   COUNCIL, ID 83612
   AND/OR
   Name: LOUISE KING 208-253-4513
   Address: BOX 533
   COUNCIL, ID 83612

2. Date of Priority: JUN 30, 1883

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

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County
17N	02W	15	SW	NW	SW		ADAMS

5. Description of diverting works:
   DAM IN CREEK, TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.860		

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

8. Total consumptive use is 177.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   NONE

RECEIVED

JAN 02 1990

Department of Water Resources

MICROFILMED

OCT 01 1992

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
17N	02W	15	SE	SW		IRR	3.0
			SW	SE		IRR	22.0
						Section Acres	25.0
		22	NE	NE		IRR	12.0
			NW	NE		IRR	22.0
						Section Acres	34.0
						Total Acres	59.0

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:
50 SHARES OF HORNET CREEK RES., A6704065

14. Remarks:

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

JOHN T. MUIR
Decree Plaintiff

vs

WILLIAM ALLISON
Decree Defendant

MICROFILMED
OCT 01 1992

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): Clarence King Date: 12/28/89

Lonnie King Date: 12/28/89

State of Idaho)
) SS.
County of Adams)

Subscribed and sworn (or affirmed) before me this 28th day of December 19 89

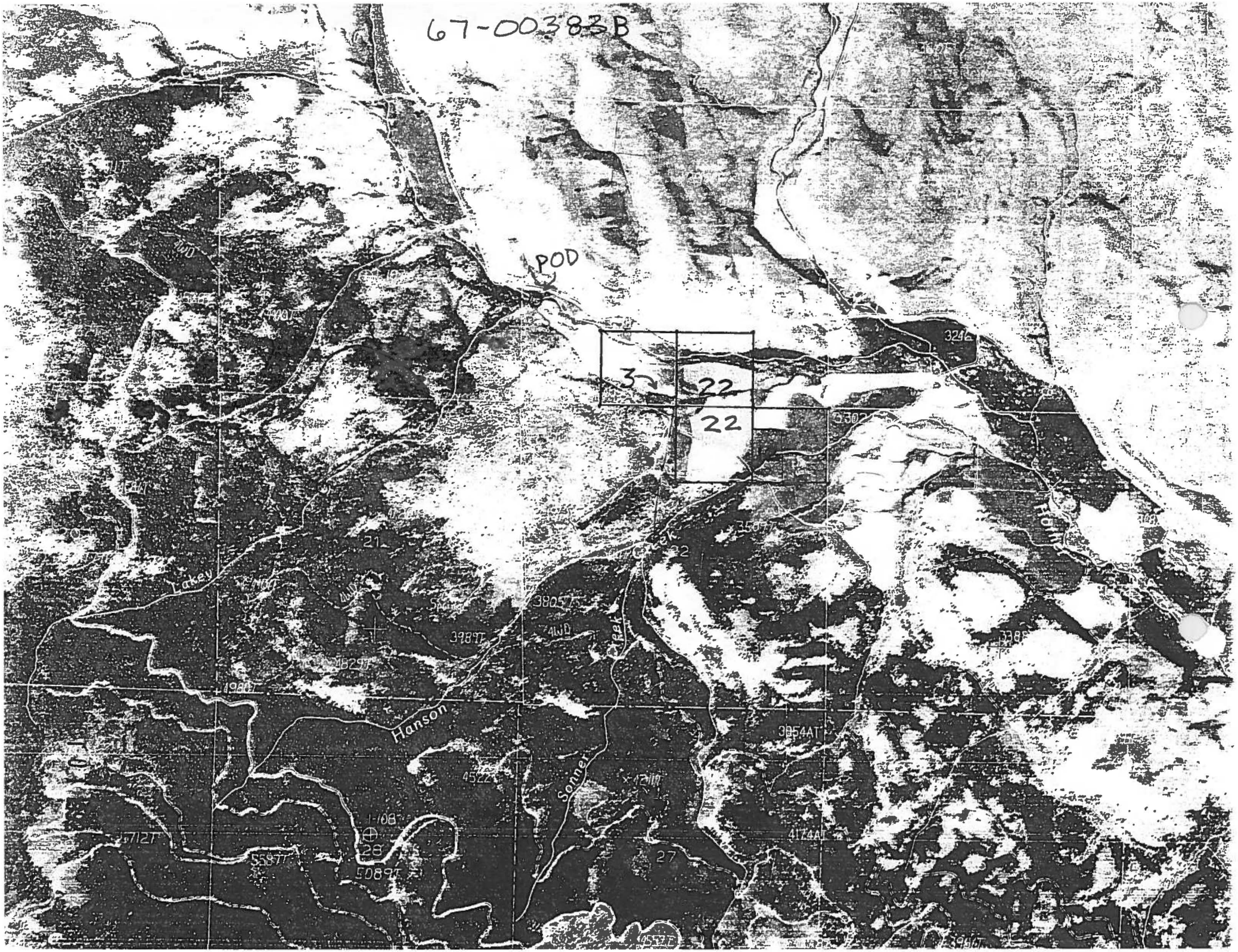
Karen Poulson
Notary Public

Seal

Residing at Council, Idaho

My Commission Expires April 11, 1994

MICROFILMED
OCT 0 1 1992


67-003838
POD
3
22
22
Lakey
Hanson
Sonner
Creek
Harris
21
28
27
1-108
4WD
3854AT
4174AT
3246
3805T
3989T
4522T
5587T
5089T

4/5/1989 SRBA CLAIMS RECEIVING CHECKL[illegible] #2

CLAIMANT'S NAME King CLAIM IDENT. NO. A67-00383B

DATE RECEIVED 1/3/90 CK # 003780 AMOUNT $ 109.00

	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: B Date: 4/2/90

Claim must be returned to claimant: ___(Yes) ✓(No)

Claimant must be notified of modifications: ___(Yes) ___(No)

Receipt Prepared by: Date:

Claim data entered by: Date: Checked by: Date:

Sent to claimant by: LH Date: 6-5-90

Comments:

MICROFILMED
OCT 0 1 1992