



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION February 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JEFFREY J SHEWMAKER
LINDA SHEWMAKER
WILLIAM D SHEWMAKER
155 N 400 W
JEROME ID 83338

RE: OWNERSHIP CHANGE, FOR ADJUDICATION CLAIM 45-11297

Dear Claimant(s):

Pursuant to the change in ownership request that has been submitted to the department, we have changed the record of current ownership of the above referenced claim(s) to you. Please find the enclosed copies of the computer record of the claims, noting the change in claimant. Review these records and if there is an error, or if you have any questions, please contact this office.

Sincerely,

Cheryl E. Timm
Office Specialist

Enclosure

CT:ct

NOV 30 1999

Department of Water Resources
Boise, Idaho

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: X 45-11297
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Jeffrey J. Shewmaker,
New Owner/Claimant(s) Linda Shewmaker & William D. Shewmaker
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 155 N 400 W
City, State and ZIP Code Jerome, Idaho 83338
New Telephone Number (208) 324-7939
5. Date you acquired the property Nov. 4, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) X Jeffrey J. Shewmaker Linda Shewmaker
William D. Shewmaker
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

o/c 12/10/99 ef
✓ Jg 2/00



First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

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CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company



LAND TITLE AND ESCROW, INC.
211 West 13th Street
P.O. Box 177
Burley, ID 83318
(208) 678-3524

Agent for:

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

The Provisions in Schedule A.

The Requirements in Schedule B-1.

The Exceptions in Schedule B-2.

The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.

First American Title Insurance Company

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark R. Arneson* SECRETARY

LAND TITLE & ESCROW, INC.
BY _____ COUNTERSIGNED

Re/Max Keystone Realty
1200 Overland Avenue
Burley, ID 83318
ATTN: Glen Jensen

FIRST AMERICAN TITLE INSURANCE COMPANY

COMMITMENT FOR TITLE INSURANCE

SCHEDULE A

ORDER NUMBER: 30687

1. Effective Date: October 20, 1998 at 8:00 A.M.

2. Policy or Policies to be issued:

A. ☒ ALTA Owners Policy - Standard Coverage Amount \$22,500.00
Form No. 1402.92 (10/17/92) Premium \$228.00

Proposed Insured:
JEFFREY SHEWMAKER and LINDA SHEWMAKER and BILL SHEWMAKER

B. ☐ ALTA Loan Policy ☐ Standard ☐ Extended Amount \$
Form No. 1056.92 (10/17/92) Premium \$
☐ With Endorsements

Proposed Insured:

C. ☐ Amount \$
Premium \$

Proposed Insured:

3. The Estate or Interest in the land described or referred to in this Commitment and covered herein is:

FEE SIMPLE

4. Title to the Fee Simple estate or interest in said land is at the effective date hereof vested in:

**KENNETH W. SHERFEY and RENEE SHERFEY,
husband and wife**

5. The land referred to in this Commitment is described as follows:

SEE SCHEDULE A, PAGE 2

CONTINUATION

SCHEDULE A

Order Number: 30687

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 25: A tract of land in the SE $\frac{1}{4}$ of said Section 25, more particularly described as follows:

Beginning at the Northeast corner of the SE $\frac{1}{4}$ of said Section 25;
Thence running South along the East boundary line of the said Section approximately 1,790 feet to the Point where the same intersects the center line of the Birch Creek County Road;
Thence Northwesterly along the center line of the said Birch Creek County Road, approximately 2,100 feet, more or less, to the Point where the center line of the said road intersects the West boundary line of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section at a point approximately 150 feet South of the Northwest corner of the said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence North along the West line of the said NE $\frac{1}{4}$ SE $\frac{1}{4}$ 150 feet, more or less, to the Northwest corner of the said NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence East along the North line of the said SE $\frac{1}{4}$ to the Point of Beginning.

EXCEPTING THEREFROM the following described tract:

Beginning at the East quarter section corner of said Section 25, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence South 0°08'00" West along section line for 549.56 feet to a 1/2 inch rebar;
Thence South 68°49'48" West for 638.08 feet to a 1/2 inch rebar in the centerline of Birch Creek County Road;
Thence North 39°05'42" West along said Birch Creek County Road for 1033.40 feet to a 1/2 inch rebar on the North line of the NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence South 88°59'19" East along the quarter section line for 1248.16 feet to the Point of Beginning.

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION I

REQUIREMENTS

Order Number: 30687

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- (b) Pay us the premiums, fees and charges for the policy.
- (c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
 - 1. **Deed from Kenneth W. Sherfey and Renee Sherfey, husband and wife to Jeffrey Shewmaker and Linda Shewmaker, husband and wife and Bill Shewmaker.**
- (d) You must tell us in writing the name of anyone not referred to in this Commitment who will get an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
- (e) Release(s) or Reconveyance(s) of items:
NONE
- (f) Other:
NONE
- (g) You must give us the following information:
 - 1. Any off record leases, surveys, etc.
 - 2. Statement(s) of identity, all parties.
 - 3. Other:

----- N O T E -----

The County Treasurer advises us that taxes for 1997 were assessed in the total sum of:
\$5.46 - TR. #RP14S22E257650A

NOTE: In the event this commitment is cancelled prior to the issuance of the policy committed for herein, a fee will be charged in compliance with the State of Idaho Department of Insurance Regulations.

COMMITMENT FOR TITLE INSURANCE

SCHEDULE B - SECTION II

EXCEPTIONS

Order Number: 30687

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction:

PART I:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Any lien or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.
6. Defects, liens, encumbrances, adverse claims or other matters, if any created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires of record for value the estate or interest or mortgage thereof covered by this Commitment.
7. Notices of liens in favor of the State Tax Commission, the Department of Labor, and Department of Health and Welfare of the State of Idaho filed in the office of the Secretary of State pursuant to Chapter 19, Title 45, Idaho Code.
8. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
9. Taxes for 1998 and subsequent years, a lien, but not yet due or payable.

END OF SCHEDULE B

WARRANTY DEED

#30687

For Value Received

KENNETH W. SHERFEY and RENEE SHERFEY, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

**JEFFREY J. SHEWMAKER and LINDA SHEWMAKER, husband and wife and
WILLIAM D. SHEWMAKER**

Address: 155 NORTH 400 WEST, JEROME, ID 83338

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

**TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 25: A tract of land in the SE¼ of said Section 25, more particularly described as follows:

**Beginning at the Northeast corner of the SE¼ of said Section 25;
Thence running South along the East boundary line of the said Section
approximately 1,790 feet to the Point where the same intersects the center
line of the Birch Creek County Road;
Thence Northwesterly along the center line of the said Birch Creek County
Road, approximately 2,100 feet, more or less, to the Point where the center
line of the said road intersects the West boundary line of the NE¼SE¼ of
said Section at a point approximately 150 feet South of the Northwest
corner of the said NE¼SE¼;
Thence North along the West line of the said NE¼SE¼ 150 feet, more or
less, to the Northwest corner of the said NE¼SE¼;
Thence East along the North line of the said SE¼ to the Point of Beginning.**

EXCEPTING THEREFROM the following described tract:

**Beginning at the East quarter section corner of said Section 25, said corner
marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence South 0°08'00" West along section line for 549.56 feet to a ½ inch
rebar;
Thence South 68°49'48" West for 638.08 feet to a ½ inch rebar in the
centerline of Birch Creek County Road;
Thence North 39°05'42" West along said Birch Creek County Road for
1033.40 feet to a ½ inch rebar on the North line of the NE¼SE¼;
Thence South 88°59'19" East along the quarter section line for 1248.16 feet
to the Point of Beginning.**

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1998 and subsequent years.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: November 4, 1998

KENNETH W. SHERFEY

RENEE SHERFEY

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this ____ day of November, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared KENNETH W. SHERFEY and RENEE SHERFEY, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public
Residing at:
My Commission expires:

Lawyers Title Insurance Corporation

CASE NUMBER
18440

DATE OF POLICY
Dec. 22, 1986 at 2:56 P.M.

THE POLICY NUMBER SHOWN ON THIS SCHEDULE
MUST AGREE WITH THE PREPRINTED NUMBER
ON THE COVER SHEET

Schedule B

85-00-38858

This policy does not insure against loss or damage by reason of the following:

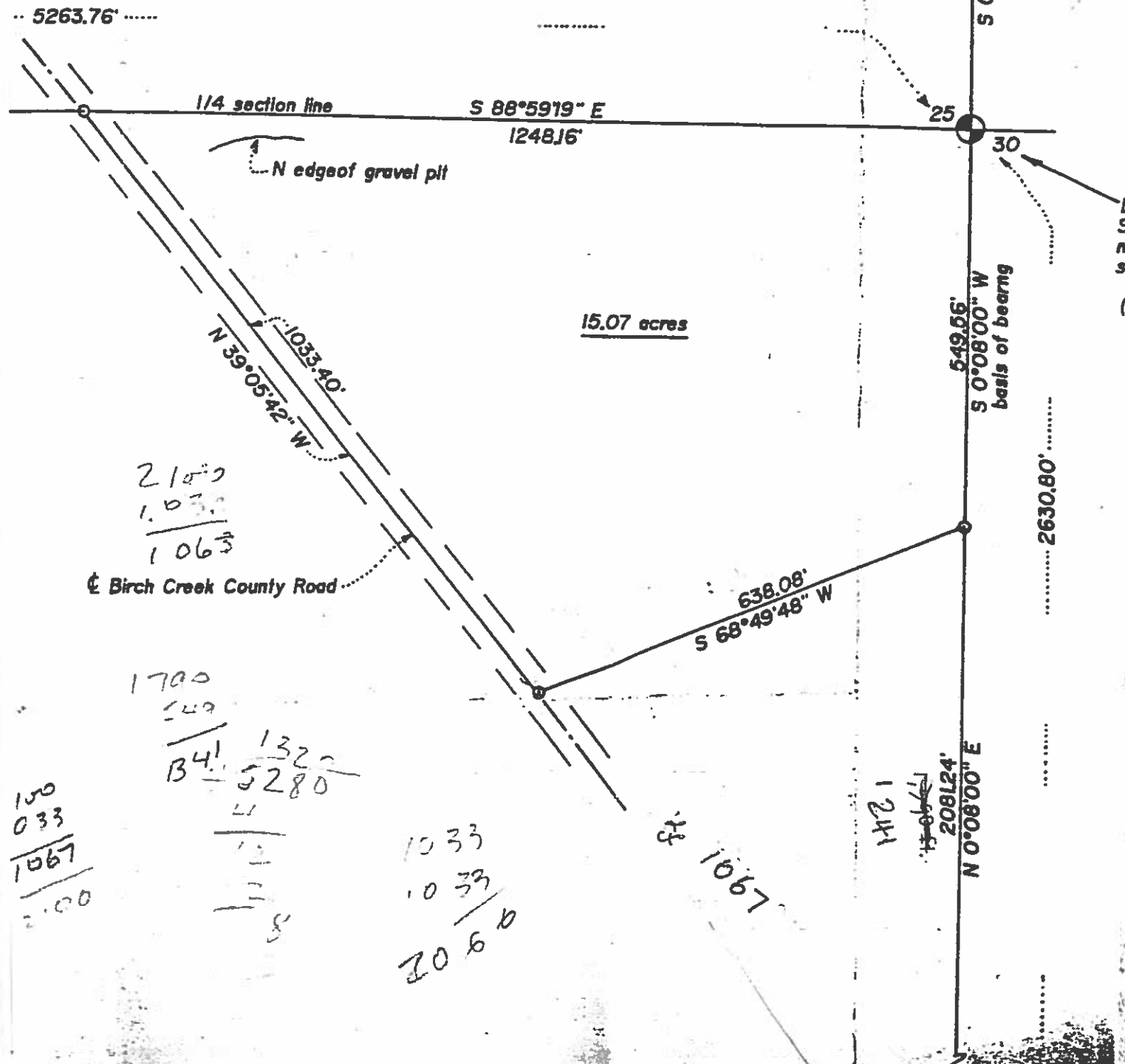
1. Rights or claims of parties in possession not shown by the public records.
2. Easements, or claims of easements, not shown by the public record.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, and any facts which a correct survey and inspection of the premises would disclose and which are not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Unpatented mining claims; reservations or exceptions in patents or in Act authorizing the issuance thereof; water rights, claims or title to water.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
6. Any and all unpaid taxes, assessments and unredeemed tax sales.

6. Taxes subsequent to the year 1986, a lien, but not yet due or payable.

7. Mineral Deed from Ennis B. Matthews and wife, Mabel Matthews, as Grantors, to Fred Foss, as Grantee, dated December 19, 1952 and recorded February 2, 1953 as Instrument No. 177878 in Book 57 of Deeds, Page 104, records of Cassia County, Idaho, granting an undivided 1/2 interest in and to all of the oil, gas and other minerals, including coal, phosphates, gold, silver, lead, tungsten, uranium and any other known and unknown minerals that may be deposited thereon. (Covers a portion of said property)

8. Statement of Claim and Notice of Intent to Preserve executed by Ladd Petroleum Corporation, dated September 17, 1984 and recorded September 24, 1984 as Instrument No. 163826 on Film No. 167, records of Cassia County, Idaho, providing public notice of the mineral interest claimed and preserved in a portion of said property.



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 45-11297

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

SHEWMAKER

JEFFREY J

1 - 155 N 400 W
2 -
3 -

City- JEROME
Phone - 208-324-7939

State- ID Zip- 83338

SHEWMAKER

LINDA

1 - 155 N 400 W
2 -
3 -

City- JEROME
Phone - 208-324-7939

State- ID Zip- 83338

SHEWMAKER

WILLIAM D

1 - 155 N 400 W
2 -
3 -

City- JEROME
Phone - 208-324-7939

State- ID Zip- 83338

*** D - DIR RPT OWNER ***

SHERFEY

RENEE

1 - PO BOX 144
2 -
3 -

City- OAKLEY
Phone - 208-000-0000

State- ID Zip- 83346

SHERFEY

KENNETH W

1 - PO BOX 144
2 -
3 -

City- OAKLEY
Phone - 208-000-0000

State- ID Zip- 83346

+ - - Priority Date - - +
12/31/1896

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
SPRING

+ - - Tributary - - - - - +
BIRCH CREEK

+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

14S 22E 25 NE NE SE (31) CASSIA

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER 01/01 12/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.020 0.0

11297

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
14S	22E	25	NE SE			04	STOCKWATER	(31) CASSIA

Total Acres:

+ - - Diversion Means - NONE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

..... Remarks

EXP PARCEL NO. 14S22E257650
STOCKWATER, 80 BEEF STOCK

----- Old Water Right Numbers -----
No Old Water Right Numbers Found

Conditions of Approval

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - +
STATE OF IDAHO	UNITED STATES, ET AL	07/24/1998

+ Comments +

Date: 12/10/1999 User Id: CTIMM Subject: OWNERSHIP CHANGE
12/10/99, CHANGED OWNERSHIP: SHERFEY TO SHEWMAKER AS PER FORM 1409 AND DEED REC'D 11/30/99. C.T.

+ - - Audit Fields - - +
12/10/99 CTIMM

+ Adjudication Rights Dates and Flags Area +

Court Report Filing	- 03/02/1998	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/09/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S007745	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

Water Right Number - R45-11297

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

SHERFEY	RENEE	1 - PO BOX 144 2 - 3 - City- OAKLEY Phone - 208-000-0000	State- ID Zip- 83346
SHERFEY	KENNETH W	1 - PO BOX 144 2 - 3 - City- OAKLEY Phone - 208-000-0000	State- ID Zip- 83346

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
12/31/1896 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
~~UNNAMED SPRING~~ BIRCH CREEK

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name
14S 22E 25 NE NE SE (31) CASSIA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.030 2.10V
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.030 2.10V 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
14S 22E 25 NE SE 04 STOCKWATER (31) CASSIA

+ - - Diversion Means - NONE

+ - - Non-Irrigation Use - STOCKWATER, 80 BEEF STOCK

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
SEE PARCEL NO. 14S22E257650

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

[Handwritten signature]
2-5-98

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: A45-11297
Date Received: 6/20/1989
Receipt No: S007745
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH W. SHERFEY
Address: P.O. BOX 144
OAKLEY, ID 83346

AND/OR

Name: RENEE SHERFEY
Address: P.O. BOX 144
OAKLEY, ID 83346

2. Date of Priority: DEC 31, 1896

3. Source: UNNAMED SPRING Trib. to: BIRCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	22E	25	NE	NE	SE		CASSIA

5. Description of diverting works:
NONE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/80 BEEF STOCK

A45-11297

Page 1

Date: 06/20/89

MICROFILMED
MAR 09 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14S	22E	25	NE SE		STOCK	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A45-11297Date Received 6-6-89Receipt Number 5007745RECEIVED
JUN 6 1989
Department of Water Resources
Southern Region OfficeNOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Kenneth W. Sherfey or Renee Phone () _____Mailing Address P.O. Box 144, Oakley, Idaho Zip 833462. Date of Priority (Only one per claim) 12/31/1896 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other ☒ (a) Unnamed Spring
which is tributary to (b) Birch Creek Name or kind of source4. Location of point of diversion is: Township 14S Range 22ESection 25, NE 1/4 of NE 1/4 of SE 1/4, Govt. Lot _____, BM.,County of Cassia

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Spring rises from the ground, no structure flows toward Birch Creek.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stock purposes from 1/1 to 12/31 amount .03 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .03 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 5/80 Beef Cattle

MICROFILMED

MAR 09 1993

10. Place of use is: Township: 145 Range 22E

Section 25, NE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Cassia for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Cassia

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. None X

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s) _____

Number of Attachments _____

By signing I/We acknowledge reading the notice on the back of this claim form. I/We wish to receive for a small annual fee monthly copies of the docket sheet. YES _____ NO _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X Kenneth W. Sheffy Date X 6-2-89

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, Title _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of June 1989

SEAL

Notary Public Robert V. Starstall

Residing at Twin Falls, Idaho

My Commission Expires 1/16/1995

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 09 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

.Aug. 23, 1989

.KENNETH W SHERFEY
.P O BOX 144
.OAKLEY ID 83346

A45-11291
A45-11292
A45-11293
A45-11294
A45-11295
Re: A45-11296
A45-11297-

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of you claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 09 1993

