

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-262

RIGHT NUMBER: 37-10484

NAME & ADDRESS: YOSHI PAYNE
OLIVER PAYNE
PO BOX 745
SHOSHONE ID 83352

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/01/1973

POINT OF DIVERSION: T05S R17E S34 SWSESE Within LINCOLN County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within LINCOLN County
T05S R17E S34 SESE

DOMESTIC Within LINCOLN County
T05S R17E S34 SESE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP05S17E34A1T0
STOCKWATER, 5 HORSES

D 7-29-98

Claim proofread by: Uuo
Date: 1103

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: A37-10484
Date Received: 7/ 8/1988
Receipt No: S000803
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OLIVER PAYNE 208-886-2747
Address: P.O. BOX 745
SHOSHONE, ID 83352

AND/OR

Name: YOSHI PAYNE 208-886-2747
Address: P.O. BOX 745
SHOSHONE, ID 83352

2. Date of Priority: JUN 1, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	17E	34	SW	SE	SE		LINCOLN

5. Description of diverting works:

6" X EST. 270' WELL WITH 2 HP SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 TRAILER HOUSE S/5 HEAD OF HORSES

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	17E	34	SE	SE		DOMEST	
			SE	SE		STOCK	

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE 5/2/91 BY JG.

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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

01-May-1991 15:33

Oliver &/or Yoshi Payne
P.O. Box 745
Shoshone, ID 83352

RE: Adjudication Claim(s) Nos. A37-10484 - Schoolcraft

Dear Mr. & Mrs. Payne:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claim(s) is appurtenant, the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant.

Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens', is written over a horizontal line.

Judy Givens
Adjudication Secretary

Encls:

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FEB 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director



Department of Water Resources

222 Shoshone St. E., Twin Falls, ID 83301

23-Jan-1991 09:53

NORMAN D. BROWN
WATER RESOURCE AGENT
SOUTHERN REGIONAL OFFICE
(208) 734-3578

OLIVER PAYNE
118 E "D" ST.
SHOSHONE, IDAHO 83352

RE. Water Right Claim A-37-10484

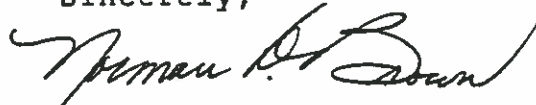
Dear Mr. Payne:

The records of above claim are attached.

You as the new property owner will need to complete and return a single original copy of the attached CHANGE IN OWNERSHIP NOTICE. Proof of ownership requirements can be met by either sending a copy of the newly issued DEED, or by having the previous owner sign and date on the back of attached ownership change form.

Please return this information to me at the Southern Regional Office. I will then furnish you a copy of the updated ownership record.

Sincerely,


NORMAN D. BROWN
WATER RESOURCE AGENT

RECEIVED

FEB 27 1991

Department of Water Resources
Southern Region Office

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FEB 25 1993

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A37-10484

[] Name and Address of
Former Claimant: WALTER SCHOOLCRAFT

P.O. Box 87

Shoshone, ID. 83352

☒ New Claimant(s): OLIVER & YOSHI PAYNE

P.O. Box 745

[X] New Mailing Address: SHOSHONE Id. 83352

New Telephone Number: (208) 886-2747

[] Does the change in ownership result in a splitting of the water right claimed? yes X no

If yes, then describe the portion of the water right that is now claimed by the new owner:

Not Applicable

[X] Attach proof of ownership .
Describe proof attached: .

☒ Signature of New Claimant(s): Oliver Payne

Date: 1/28/1991

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 5/2/91 By: LC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 5/2/91 By: JC

Claim Numbers of Split, if any:

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FEB 25 1993

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s):



Date:

1-29-91

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

WESTERN REGIONAL OFFICE

2735 AIRPORT WAY

BOISE, IDAHO 83705

(208) 334-2190

EASTERN REGIONAL OFFICE

150 SHOUP SUITE #15

IDAHO FALLS, IDAHO 83402

(208) 525-7161

STATE OFFICE

1301 N. ORCHARD ST.

STATEHOUSE MAIL

BOISE, IDAHO 83720

(208) 327-7906

SOUTHERN REGIONAL OFFICE

222 SHOSHONE STREET EAST

TWIN FALLS, ID 83301

(208) 734-3578

NORTHERN REGIONAL OFFICE

1910 NORTHWEST BLVD. SUITE 210

COEUR D'ALENE, IDAHO 83814

(208) 765-4639



WARRANTY DEED

For Value Received

Walter Schoolcraft, Jr, a single man,

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Oliver Payne and Yoshie Payne, husband and wife, and
Oliver A. Payne and Linda A. Payne, husband and wife

hereinafter referred to as Grantee, whose current address is

Box 745, Shoshone, ID, 83352

the following described premises, to-wit:

Part of the Southeast Quarter of the Southeast Quarter of Section 34, Township 5 South, Range 17, East of the Boise Meridian, Lincoln County, Idaho, described as follows:

BEGINNING at the Southeast corner of said Section 34;

Thence North 89°32' West along the South boundary of said Section 34, 801.0 feet to the TRUE POINT OF BEGINNING;

Thence North 0°28' East 565.0 feet more or less to the South boundary of U. S. Highway No. 26, Project No. F 2351 (6) Highway survey;

Thence Northwesterly along U. S. Highway No. 26, Project No. F 2351 (6) 300.0 feet;

Thence Southwesterly to a point of intersection with the South boundary of said Section 34 and 360.0 feet West of the True Point of Beginning;

Thence South 89°32' East along the South boundary of said Section 34, 360.0 feet to the TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: December 11, 1990.

Walter Schoolcraft, Jr

STATE OF IDAHO

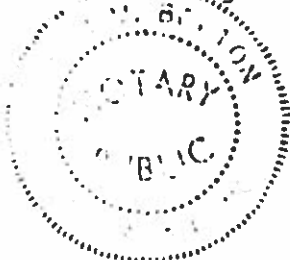
)

: ss

COUNTY OF Gooding

)

On This 11th day of December, in the year 1990, before me, a Notary Public in and for said State, personally appeared Walter Schoolcraft, Jr, known or identified to me to be the person whose name is subscribed to the within Instrument, and acknowledged to me that he executed the same.



Notary Public for Idaho
Residing at Gooding, Idaho
Commission Expires: 10/16/90

First American Title Company of Idaho

SD-36	Township: 05S	Range: 17E	Section: 34	Tract:	Lot:
S	L	STATE	O	S	Max # Records 44
E	O	Water	Name	T	Priority Use
L Tract T	Right No.	Last, First	N AC G	Date	Code Desc
SESE	A37-10484			J	06/01/1973 04 STOCK
SESE	A37-10484	SCHOOLCRAFT, WALTER	C	J	06/01/1973 43 DOMEST
					04 STOCK
SESE	A37-00867Z1	LARGE CLAIM	C 17	D	01/01/1901 39 GWR FS
SESE	A37-13043	BIG WOOD CANAL COMPANY	C 17	D	11/13/1907 01 IRR
		HOBDEY, CECIL D.	A		

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

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FEB 25 1993

SD-36	Township: 05S	Range: 17E	Section: 34	Tract:	Lot:
S	L	STATE	O	S	Max # Records 44
E	O	Water	Name	T	Priority Use
L Tract	T	Right No.	Last, First	N AC	G Date Code Desc
SES	W	A37-10459	BRYANT III, ERNEST A.	C	J 03/28/1966 43 DOMEST
SES	W	A37-00867Z1	LARGE CLAIM	C 25	D 01/01/1901 39 GWR FS
SES	W	A37-13043	BIG WOOD CANAL COMPANY	C 25	D 11/13/1907 01 IRR
			HOBDEY, CECIL D.	A	
NESE	W	A37-00867Z1	LARGE CLAIM	C 25	D 01/01/1901 39 GWR FS
NESE	W	A37-13043	BIG WOOD CANAL COMPANY	C 25	D 11/13/1907 01 IRR
			HOBDEY, CECIL D.	A	
NWSE	W	A37-00177J	BRYANT III, ERNEST A.	C 10	D 04/01/1883 01 IRR
NWSE	W	A37-00867Z1	LARGE CLAIM	C 27	D 01/01/1901 39 GWR FS
NWSE	W	A37-13043	BIG WOOD CANAL COMPANY	C 27	D 11/13/1907 01 IRR
			HOBDEY, CECIL D.	A	
SWSE	W	A37-00867Z1	LARGE CLAIM	C 1	D 01/01/1901 39 GWR FS
SWSE	W	A37-13043	BIG WOOD CANAL COMPANY	C 1	D 11/13/1907 01 IRR
			HOBDEY, CECIL D.	A	
SESE	W	A37-10484	SCHOOLCRAFT, WALTER	C	J 06/01/1973 43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

MICROFILMED

FEB 23 1993

SD-33	Last Name: SCHOOLCRAFT					STATE	
S	First	O	Water	Priority		Total	Use
E	Name	W	Right No.	Date	Source	Diversion	Code Desc
L		N					
---	---	---	---	---	---	---	---
---	SCHOOLCRAFT						
---	DARYL	C	A37-10231	03/31/1980	WELL	0.060	43 DOMEST
---	TERESA	C	A37-10231	03/31/1980	WELL	0.060	43 DOMEST
---	WALTER	C	A37-10484	06/01/1973	GROUNDWATER	0.040	43 DOMEST
---							04 STOCK

(Enter=Continue)

(GOLD7=This Query)

(MENU _____)

MICROFILMED
FEB 25 1993

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: A37-10484
Date Received: 7/08/1988
Receipt No: 5000803
Received By: me

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALTER SCHOOLCRAFT 208-886-7555
Address: P. O. BOX 87
SHOSHONE, ID 83352

2. Date of Priority: JUN 01, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	17E	34	SW	SE	SE		LINCOLN

5. Description of diverting works:
6" X EST. 270' WELL WITH 2 HP SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 TRAILER HOUSE S/5 HEAD OF HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	17E	34	SE	SE		DOMEST	
			SE	SE		STOCK	

A37-10484

Page 1

Date: 07/08/88

MICROFILMED
FEB 25 1993

11. Place of use in counties: LINCOLN

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: 0

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 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 A37-10484

Date Received _____

Receipt Number 5000803

**NOTICE 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) Walter Schoolcraft Phone (208) 886-7555

Mailing Address P.O. Box 87, Shoshone, Idaho Zip 83352

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. Location of point of diversion is: Township 5S. Range 17 E.
Section 34, SW 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,
County of _____

Additional points of diversion if any: None

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. 6" x Est. 270' well with
2 hp submersible pump.
opp Drill Date June 1973

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For Domestic purposes from 01/01 to 12/31 amount 0.04
For Stock purposes from 01/01 to 12/31 amount 0.02

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) D/ 1 - trailer house S/ 5 head of horses

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FEB 25 1993

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
55.	17E.	34																D/S

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
_____ or None (☒)

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct. To The Best of my Knowledge

Signature of Claimant (s) [Signature] Date 7-8-88
_____ 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 _____ Organization _____
_____ Title _____ of _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 5th day of July 19 88

SEAL

Notary Public Cathy A. Landest

Residing at Shoshone

My Commission Expires 1-09-8-1998

Last Name _____ Ident No. _____ Copies White-State, Yellow-Claimant

WATER RIGHT NUMBER - A37-10484

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - -
OWNERSHIP CHANGE 5/2/91 BY JG.

+ - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 07/08/88 STOREY 09/26/89 REFUNDML 05/02/91 GIVENS

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	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	- 07/08/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S000803	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND/OR	NOTICE OF ERROR FLAG	-

RP 05517E 34A170

DATA ENTRY

ENTERED

12-20-93 PS

CHECKED

4-5-94

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
FEB 13 1992

PROOF
JAN 6 1992

CERTIFIED
MAR 22 1992
WATER EXAMINER