

08/29/2008

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

RIGHT NUMBER: 67-596

NAME AND ADDRESS: RAYMOND L SHALZ
1818 JONES RD
WEISER ID 83672

ESTA M SHALZ
1818 JONES RD
WEISER ID 83672

SOURCE: MANN CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.490 CFS

This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.

PRIORITY DATE: 04/01/1892

This right is a Secondary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, is subordinate only to all rights identified as Primary Rights on Mann Creek.

POINT OF
DIVERSION:

T12N R05W S25 NENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.490 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T11N R04W S06 Lot 4 NWNW	11.50	T12N R04W S31 Lot 4 SWSW	13.00
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24.5 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-596 V1

WATER RIGHT NUMBER: 67-596 V1

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	BELVA WEBB 1822 JONES RD WEISER, ID 83672 (208)549-1058
Directors Report Owner	ESTUS WEBB 1822 JONES RD WEISER, ID 83672 (208)549-1058
Current Owner	RAYMOND L SHALZ 1818 JONES RD WEISER, ID 83672 (208)549-1316
Current Owner	ESTA M SHALZ 1818 JONES RD WEISER, ID 83672 (208)549-1316

Priority Date: 04/01/1892

Basis: Decreed

Status: Active

Source

MANN CREEK

Tributary

WEISER RIVER

Beneficial Use

IRRIGATION

From To

03/01 to 11/15

Diversion Rate

0.490 CFS

Annual VolumeTotal Diversion: 0.490 CFSLocation of Point(s) of Diversion

MANN CREEK

NE1/4NE1/4

Sec. 25, Twp 12N, Rge 05W, B.M.

WASHINGTON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11N	04W	6	11.5	11.5			11.5
12N	04W	31			13.0		13.0

Total Acres: 24.5

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-596 V1

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. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.
3. 168 This right is a Secondary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, is subordinate only to all rights identified as Primary Rights on Mann Creek.

Remarks:

Comments:

1. dnarsavage 11/21/2005 POD

Comment: Wrong township claimed for POD. Hannah Ditch was claimed, which fits with decree, and I moved the POD to the appropriate spot for that ditch.

2. shemenway 8/28/2008 O/C

Comment: CHANGED FROM ESTUS WEBB AND BELVA WEBB, TO RAYMOND L. AND ESTA M. SHALZ.
QUITCLAIM DEED WAS USED FOR SIGNATURE FOR NEW OWNER.

RECEIVED
DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

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
67-596 ✓					

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) ESTUS WEBB AND BELVA WEBB
4. New Owner/Claimant(s) RAY SHALZ AND ^{OR} ESTA SHALZ Raymond L. Shalz + Esta M Shalz
Name Connector (Check one): [] and, [] or, ☒ and/or
- New Mailing Address 1818 JONES RD WEISER, ID. 83672
- City, State and ZIP Code WEISER, IDAHO 83672
- New Telephone Number (208) 549-1316
5. Date you acquired the property March 18, 2004

SCANNED
AUG 05 2008

AFTER RECORDING RETURN TO:

Ray and Esta Shalz
1818 Jones Rd.
Weiser, ID 83672

Instrument # 194248

WEISER, WASHINGTON, IDAHO

2004-07-01

12:41:00 No. of Pages: 1

Recorded for : ESTA SHALZ

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 3.00

*Jessie Mc Knight***QUITCLAIM DEED**

GRANTORS: RAYMOND L. SHALZ and ESTA M. SHALZ, husband and wife,

GRANTEES: RAYMOND L. SHALZ and ESTA M. SHALZ, AS TRUSTEES OF THE RAY
AND ESTA SHALZ TRUST UNDER TRUST AGREEMENT DATED DECEMBER 20, 2002,
AND THEIR SUBSTITUTES AND SUCCESSORS AS TRUSTEE THEREUNDER.

GRANTEES' ADDRESS: 1818 Jones Rd; Weiser, ID 83672

DESCRIPTION OF REAL PROPERTY CONVEYED BY THIS DEED:

Situated in the County of Washington, State of Idaho: The real estate more particularly
described as Lot 4, Section 31, Township 12 North, Rang 4, W. B. M. and Lot 4 in
Section 6, Township 11 North, Range 4, W. B. M. and by this reference incorporated
herein and made a part hereof; Subject to any encumbrances thereon.

FOR VALUE RECEIVED, The above-named Grantors do hereby convey, release, remise, and
forever QUITCLAIM unto the above-named Grantees, the real property above described,
together with the appurtenances.

This deed is given for estate planning purposes to vest title to the property in a living trust
established by Grantors, under the provisions of which Grantors have the right to use and occupy
the said property for Grantors' personal residence during the remainder of Grantors' lifetimes.
There is no value consideration in cash or property.

DATED this 27 day of June, 2004

Raymond L. Shalz
RAYMOND L. SHALZ

Esta M. Shalz
ESTA M. SHALZ

STATE OF IDAHO)

) ss.

COUNTY OF CANYON)

On this 21 day of JUNE, 2004, before me, a Notary Public in and for
the said State, personally appeared RAYMOND L. SHALZ and ESTA M. SHALZ, 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.



Margaret A. D. Reed
Notary Public for IDAHO
Residing at: CALDWELL
Comm. Expires: 5/2007

QUITCLAIM DEED - PAGE 1 OF 2 PAGES

SCANNED**AUG 05 2008**

193083

QUITCLAIM DEED

For Value Received

ESTUS N. WEBB aka ESTUS NEAL WEBB, a widower

do hereby convey, release, remise and forever quitclaim unto

ESTA M. SHALZ, a married woman as her sole and separate property

whose current address is 1640 E. 9TH
WEISER, ID 83672

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

Township 12 North, Range 4 West, Boise Meridian; Section 31: Lot 4

Township 11 North, Range 4 West, Boise Meridian;
Section 6: Lot 4

together with their appurtenances.

Dated: March 18, 2004

Estus N. Webb

ESTUS N. WEBB

Instrument # 193083

WEISER, WASHINGTON, IDAHO

2004-03-18

03:41:00 No. of Pages: 1

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 3.00

Lisa McKnight

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 18th day of MARCH, 2004, before me, a
notary public in and for the said State, personally appeared

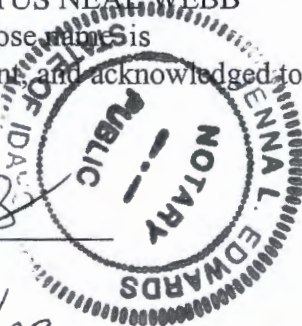
ESTUS N. WEBB aka ESTUS NEAL WEBB
known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

James Edwards

Notary Public

Residing at Weiser, Idaho

Commission Expires: 3/27/09



SCANNED

AUG 05 2008

11/14/2006

RECEIVED
DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-596

BELVA WEBB
1822 JONES RD
WEISER ID 83672
Telephone Number: (208)549-1058

ESTUS WEBB
1822 JONES RD
WEISER ID 83672
Telephone Number: (208)549-1058

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12/5/06 SIGNATURE: Ray and/or Esta Shalz
Please print your name: Ray and/or Esta Shalz

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

SCANNED
DEC 08 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-596 V1

WATER RIGHT NUMBER: 67-596 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BELVA WEBB 1822 JONES RD WEISER, ID 83672 (208)549-1058
Current Owner	ESTUS WEBB 1822 JONES RD WEISER, ID 83672 (208)549-1058

Priority Date: 04/01/1892

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MANN CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.490 CFS	
	<u>Total Diversion:</u>	0.490 CFS	

Location of Point(s) of Diversion

MANN CREEK	NE1/4NE1/4	Sec. 25, Twp 12N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	04W	6						11.5											11.5
								L 4											
12N	04W	31											13.0						13.0
													L 4						

Total Acres: 24.5

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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-596 V1

2. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.
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Remarks:Comments:

1. dnarsavage 11/21/2005 POD

Comment: Wrong township claimed for POD. Hannah Ditch was claimed, which fits with decree, and I moved the POD to the appropriate spot for that ditch.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/10/2004 10:12:26 AM	segbert			Active
Source	6/10/2004 10:12:51 AM	segbert			Active
POU	6/10/2004 10:13:26 AM	segbert			Active
Use	6/10/2004 10:28:15 AM	segbert			Active
Season	6/10/2004 10:28:40 AM	segbert			Active
Quantity	6/10/2004 10:29:37 AM	segbert			Active
POD	6/10/2004 10:35:31 AM	segbert			Active
Priority Date	11/21/2005 1:35:28 PM	dnarsavage			Active
POD	11/21/2005 1:36:54 PM	dnarsavage			Active
POD	11/21/2005 1:41:48 PM	dnarsavage			Active
Source	11/21/2005 1:42:00 PM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-596 V1

POU	11/21/2005 1:42:32 PM	dnarsavage	Active
Quantity	11/21/2005 1:52:40 PM	dnarsavage	Active
Quantity	11/21/2005 1:53:19 PM	dnarsavage	Active
Use	11/21/2005 1:53:44 PM	dnarsavage	Active
Season	11/21/2005 1:54:03 PM	dnarsavage	Active
Summary	11/21/2005	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/21/2005 1:41:48 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	11/21/2005 1:46:24 PM	dnarsavage	Updated PLS for Active POU
POD	11/21/2005 1:39:36 PM	dnarsavage	Updated shape
General	11/21/2005 1:35:29 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (Yes) 16. Is a Priority Date remark and/or condition required?
Quantity	11/21/2005 1:52:40 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License?
Quantity	11/21/2005 1:53:19 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-596 V1

Season	11/21/2005 1:54:03 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Summary	11/21/2005 1:54:29 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	10/3/2005 3:00:41 PM	dnarsavage	Updated shape for Active POU
POU	10/3/2005 3:00:48 PM	dnarsavage	Edited Season Of Use
POU	10/3/2005 3:00:58 PM	dnarsavage	Updated PLS for Active POU
Use	6/10/2004 10:28:15 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Quantity	6/10/2004 10:29:37 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
POD	6/10/2004 10:35:31 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License?
POU	6/10/2004 10:26:33 AM	segbert	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-596 V1

Season	6/10/2004 10:28:40 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
Priority Date	6/10/2004 10:12:26 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly?
Source	6/10/2004 10:12:52 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/10/2004 10:13:27 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
POD	11/21/2005 1:36:54 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	11/21/2005 1:39:53 PM	dnarsavage	Updated PLS
Source	11/21/2005 1:42:01 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-596 V1

POU	11/21/2005 1:42:33 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	11/21/2005 1:53:44 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

Water Supply Bank:



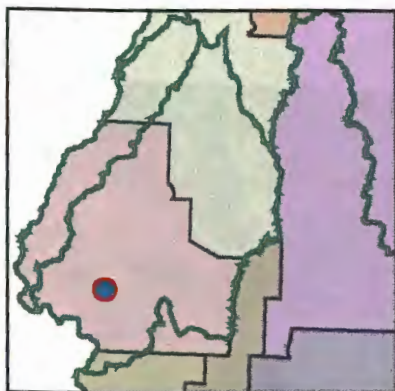
Idaho Department of Water Resources

Adjudication Claim Number: **67-596**

T11N R04W
T12N R04W

Legend

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



Washington County
IDWR Basin 67



0 1 2 Miles

A scale bar showing distances in miles, with markings for 0, 1, and 2 miles.

Prepared by D. Narsavage
On Monday, January 23, 2006
1987/88 Aerial Photography



Rec67-596



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: A67-00596
Date Received: 9/13/1989
Receipt No: W005911
Received By: DE W

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

1. Name: ESTUS WEBB 208-549-1058
Address: 1822 JONES RD.
WEISER, ID 83672

OR
Name: BELVA WEBB 208-549-1058
Address: 1822 JONES RD.
WEISER, ID 83672

2. Date of Priority: APR 01, 1892

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	04W	25	NE	NE			WASHINGTON

5. Description of diverting works:
BY MEANS OF HEADGATE IN TO HANNA DITCH THEN OUT BY HEADGATE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.580		

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

8. Total consumptive use is 87.0 Acre Feet Per Annum.

9. Non-irrigation uses:
RANGE 200 (INSTREAM STOCK WATERING)

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	04W	6	NW	NW		IRR	14.0
						Section Acres	14.0
12N	04W	31	SW	SW		IRR	15.0
						Section Acres	15.0
						Total Acres	29.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
67-4299 (DOMESTIC & STOCKWATER SPRINGS)

14. Remarks:

15. Basis of Claim: DECREED
Case Number: 67596
Court :
Decree date: 6/03/1921

JEFFERSON, R.E. GILDEROYAL
Decree Plaintiff

vs

TOMAS HIGGENBOTHAM
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

H67-00596

Date Received

9-13-89

Receipt Number

W005911

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s)

Estus and/or Belva Webb

Phone (208)

549-1058

Mailing Address

1822 Jones Road

Zip

83672

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

APRIL 1 - 1892

3. Source of water supply (a)

MANN CREEK

which is tributary to (b)

Weiser River

4. a. Location of existing point of diversion is: Township

T12N

Range 4W

Section 25

1/4 of NE

1/4 of NE

1/4, Govt. Lot,

B.M., County of

WASHINGTON

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township

Range

Section

1/4 of

1/4 of

1/4,

Govt. Lot

B.M.,

County of

ending point is: Township

Range

Section

1/4 of

1/4 of

1/4 of

1/4, Govt. Lot

B.M.,

County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

By means of Head Gate

IN TO HANNA Ditch then out By

Head Gates at Sec 31 - Lot 4, 12N, 4W SW 1/4

Sec 6 Lot 4 11N, 4W NW 1/4

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4-1 to 11-1 amount .58 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .58 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 87 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) RANGE 200 (INSTREAM STOCKWATERING)

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>11N</u>	<u>4W</u>	<u>6</u>					<u>14</u>												<u>14</u>
<u>12N</u>	<u>4W</u>	<u>31</u>										<u>15</u>							<u>15</u>

Total number of acres irrigated 29

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

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.
67-4299 (DOMESTIC & STOCKWATER SPRGS) or None ()

14. Remarks:

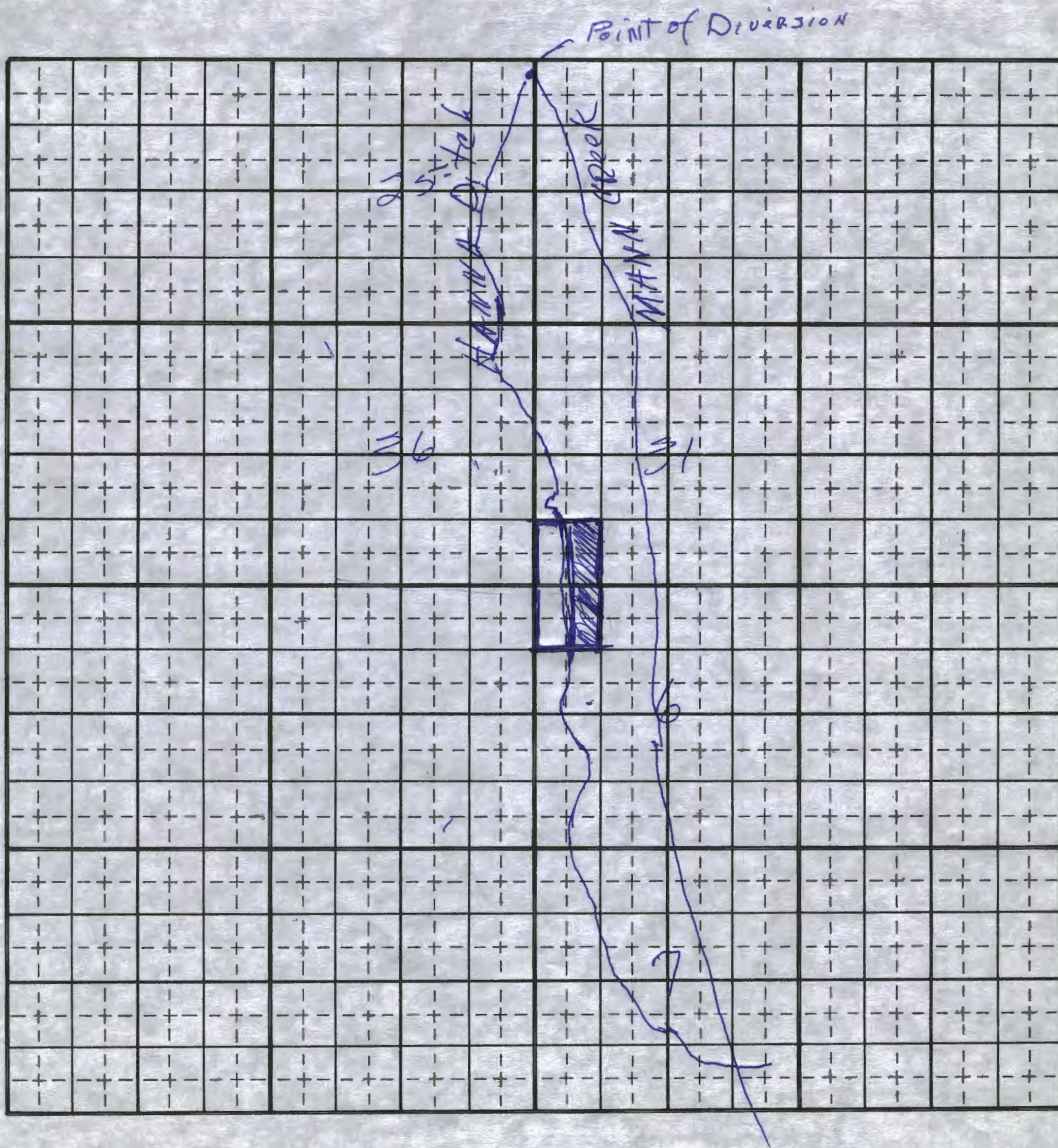
Last Name Webb Ident No. _____

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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name

Webb

Ident No.

Copies: White-Slate, Yellow-Clamant

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15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number _____

Court 7th Dist Court

Case Number 67-596

Decree Date 3 JUNE 1921

Plaintiff vs Defendant Ed. Jefferson, R.E. Gilderoy vs Tomas Higgenbotham et al

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

Signature of Claimant (s) Esther M. Webb

Date 8-18-89

Date _____

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

Title _____

of _____, that I have signed the foregoing

Organization _____

document in the space below as _____

of _____

Title _____

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 Washington)

SS.

Subscribed and sworn (or affirmed) before me this _____

18

day of August

19 _____

SEAL

Notary Public Delmer M. Jones

Residing at Heiser

My Commission Expires 5-10-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name WEBB

Ident. Number _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 67-596

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☐ No Change ADDRESS

☐ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: As DECREE

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below: