

09/29/2006

**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: October 31, 2006

Water right number: 63-28012

RAYMOND P BAXTER
2908 SOUTHSIDE BLVD
NAMPA ID 83686
Telephone Number: (208)863-8096

EDNA M BAXTER
2908 SOUTHSIDE BLVD
NAMPA ID 83686
Telephone Number: (208)863-8096

RECEIVED

OCT 19 2006

**WATER RESOURCES
WESTERN REGION**

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

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 10-13-06

SIGNATURE:

Please print your name:

Raymond P Baxter Edna M Baxter

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

09/20/2006

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

RIGHT NUMBER: 63-28012

NAME AND ADDRESS: RAYMOND P BAXTER
2908 SOUTHSIDE BLVD
NAMPA ID 83686

EDNA M BAXTER
2908 SOUTHSIDE BLVD
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/06/1954

POINT OF DIVERSION:

T03N R02W S24 NWNWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within CANYON County

T03N R02W S24 NWNW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Property also known as 615 Barger St., Nampa.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

September 5, 2006

RAY BAXTER
EDNA BAXTER
2908 SOUTHSIDE BLVD
NAMPA ID 83686

RE: NOTICE OF CLAIM NO(S): A63-28012

Dear Mr. & Mrs. Baxter:

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in the ownership for the above claim(s). IDWR records currently show the following name and address as the owner of the claim(s) listed above:

**ROY & BARBARA GIPSON
GEORGE & ELVERA MC KLEIN
2504 AIRPORT AVE
CALDWELL ID 83605**

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership form, as appropriate, to correct our records.

If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at (208) 334-2190.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:1
Enclosures

REAL PROPERTY INQUIRY

```

+++++
01 6R31777-011- -0 002-00 SCH131+ 20 22,500 .14
+++++
BAXTER RAY + 41 57,500
BAXTER EDNA-TRUST + 43 64,500
+
+
+
2908 SOUTHSIDE BLVD +
NAMPA ID 83686 +
+++++
24-3N-2W NW + TOTAL 187,800
TAX 71 IN N 1/2 NW LS ST ++++++
+ SURVEY INST 9326007
+ DRAIN DR VALUE APPR TLH
+ CLASS IN REAP 06 MAN 00 UNIT 0
+ PARCEL 6RN00000243158 H/O N C/B N
+ PRIOR ACCOUNT 5R31777-011- -0
+ 02 MH on Property NO
+ 03 Traits 04 Companion Sheet

```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER	UNIT	TOTAL UNITS
SITE	SEC/TWN/RNG	
ASSESSED VALUE	ACREAGE	
SUB/PARK NAME	YEAR/MAKE	
CLASS	SPACE	LOT BLOCK
YR BUILT	AIR COND	CARPORT
STORY	HEATING	CARPORT SQ FT
FIRST SQ FT	EXTERIOR	DECK/PATIO?
SECOND SQ FT	ROOF	POOL?
BEDS	BSMT SQ FT	SPA?
BATHS	% BSMT FIN	LOT SIZE
FRPLC	GARAGE	NEIGHBORHOOD
	GARAGE SQ FT	
COMMENTS	MOBILE HOME ONLY	
	WIDTH/LENGTH	
	EXPANDO	
	REAL ACCOUNT	

No records were found matching index/selection values.

MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

```

01 ACCOUNT: 6R31777-011- -0 AREA 002-00 DRAIN VALUE CLASS IN H/O N
SEC 24 TWN 3N RNG 2W QTR NW CITY/SUB N BLK LOT 3158
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
BAXTER, RAY & EDNA-TRUST KLEIN, GEORGE M & ELVERA V H/W
& GIPSON, ROY N
& GIPSON, BARBARA J H/W @@
% BAXTER, RAY & EDNA-TRUST @@
MAILING ADDRESS LEGALS
24-3N-2W NW
2908 SOUTHSIDE BLVD TAX 71 IN N 1/2 NW LS ST
NAMPA ID 83686
SITE ADDRESS
615 BARGER ST NA
COMMENTS REMARKS

```

PRIOR ACCOUNT 5R31777011 0
PARCEL N00000243158 SRVY
INSTR 9326007 ACRES .50
SPLIT YR DOCUMENT DD
DATE DONE 07/10/1995 INITIALS GJ

873890 DEED & DEDICATION(9-20-79)
NEEDS TO LESS OFF THE STREET
9515843 QCD

02 Ownership Tract Record



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 14, 1993
[Roy N. or Barbara J. Gipson or]
George or Elvera McKlein
2504 Airport Ave.
Caldwell ID 83605
[]

Dear Claimant(s):

We have processed your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to either complete or change an item or items on your claim form(s). A copy of the computer generated copy with these changes and Receipt No. _____ are enclosed. Only the item(s) shown below with a checkmark have been either changed or added to your claim(s).

- _____ Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.
- _____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.
- _____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.
- _____ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

2-10-93 - Roy Gipson in today to modify POD & POU & correct Klans last name -
L.R.W.

MICROFILMED
AUG 02 1994

Item #7 - The total quantity claimed was not completed. The use(s) claimed have been added together and this amount added to your claim.

Item #9 - The number of homes was not listed on your claim. It appears to be filed for one domestic home and this information has been added to your claim.

Item #10- The place of use appears to be incorrectly described, or not described at all. Based on other information submitted we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, we have enclosed a copy of the subdivision map from which we computed the quarter-quarter legal description. Or, if you have listed a quarter-quarter legal description under Item No. 4, we have listed this same quarter-quarter, section township and range on this item.

X Item #12- The ownership of the place of use has not been marked. We have assumed you own the place of use and this information has been added to your claim.

Item #15- Basis of Claim was not completed. No previously recorded water rights were found, therefore, we have marked beneficial use of the water as the basis for filing this claim.

X Other The season of use (Item 6) has been data entered as 1-1 to 12-31 (year round) rather than the dates shown on claim (12-31 to 1-1).

If you have any problems or questions concerning these additions and/or changes, please contact this office within 30 days from the date of this letter. If we do not hear from you within this time, we will assume you agree with these changes, and your claim will remain on file as shown on the enclosed data entered copy.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

MICROFILMED

AUG 02 1994

WATER RIGHT NUMBER - A63-28012

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
KLEIN

ELVERA V

1 - 2504 AIRPORT AVE
2 -
3 -

CITY- CALDWELL

STATE- ID ZIP- 83605

PHONE - 208-459-1968

GIPSCN

ROY N

1 - 2504 AIRPORT AVE

2 -

3 -

CITY- CALDWELL

STATE- ID ZIP- 83605

PHONE - 208-459-1968

GIPSON

BARBRA J

1 - 2504 AIRPORT AVE

2 -

3 -

CITY- CALDWELL

STATE- ID ZIP- 83605

PHONE - 208-459-1968

KLEIN

GEORGE M

1 - 2504 AIRPORT AVE

2 -

3 -

CITY- CALDWELL

STATE- ID ZIP- 83605

PHONE - 208-459-1968

+ - - PRIORITY DATE - - +
10/06/1954

+ - - - REGION - - - +
14 WESTERN

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY DIVERSION NAME

03N 02W 24 NW NW NW (27) CANYON

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

03N 02W 24 NW NW 43 DOMESTIC (27) CANYON

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - DOMESTIC, 1 HOME

+ - - OTHER RIGHTS FOR SAME USE - NONE

MICROFILMED
OCT 16 1996

WATER RIGHT NUMBER - A63-28012

PREFIX TRANSLATION: ADJUDICATION CLAIM

+
- - - - -
REMARKS
- - - - -
+

BARGER STREET

+
- - - - -
- 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 - 12/31/92 FRAZEE 02/10/93 WERNER

+
- - - - -
- 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	- 01/18/1990	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	- C014108	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

4R31777-000

Deny no domestic Use

DATA ENTRY

ENTERED 3-7-94/13

CHECKED 5-26-94/2

"Verified By"

- Topo Map/Crit C-PQ
- ASCS Map
- Watermaster Records
- NAPP Photos
- Field Exam
- Other (See Remarks)
- County Records
- Witness Statement
- Project Records
- IDWR Records

VERIFIED
FEB 14 1993

PROOF
MAR 15 1993

CERTIFIED
FEB 18 1994
WATER EXAMINER

MICROFILMED
OCT 16 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 63-28012
Date Received: 1/18/1990
Receipt No: C014108
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EDNA M BAXTER Phone: (208)863-8096
2908 SOUTHSIDE BLVD
NAMPA ID USA 83686

RAYMOND P BAXTER Phone: (208)863-8096
2908 SOUTHSIDE BLVD
NAMPA ID USA 83686

2. Date of Priority: 10/06/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02W	24	NW NW NW	CANYON	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 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
03N	02W	24	NW	NW	DOMESTIC	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

BARGER STREET

15. Basis of Claim: Beneficial Use

RECEIVED

SEP 19 2006

WATER RESOURCES
WESTERN REGION

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
A63-28012					

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) Roy + Barbara Gipsan / George + Elvera McKlein
2504 Airport Ave, Caldwell, Id 83605
4. New Owner/Claimant(s) ~~Caldwell, Id 83605~~ Roy + Edna Baxter
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 2908 Southside Blvd
- City, State and ZIP Code Nampa, Id 83686
- New Telephone Number 208) 863-~~800~~ 8096
5. Date you acquired the property March 3, 1993

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	_____	_____

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	_____	_____

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

Ronald D. Bates
Edna M. Bates

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 *JA* Date *9-19-06* Fee *N/A*
 Received by _____ Date _____ Receipt No. _____
 Processed by *JA* AJ Date *9-20-06* WR _____ Date _____

LH# 5001
8643

INSTRUMENT NO. 9324622

WARRANTY DEED

GEORGE M. KLEIN and ELVERA V. KLEIN, husband and wife, of 284 W. Carter, Boise, Ada County, Idaho, and ROY N. GIPSON and BARBARA J. GIPSON, husband and wife, of 2504 Airport Avenue, Caldwell, Canyon County, Idaho, GRANTOR(S) hereby CONVEY(S), GRANT(S) and WARRANT(S) to RAYMOND P. BAXTER and EDNA M. BAXTER, husband and wife, GRANTEE(S), whose current address is 3306 Garrity Blvd., Nampa, Canyon County, Idaho, for the sum of TEN AND NO/100 DOLLARS (\$10.00) and other valuable considerations, the following described tract(s) of land in Canyon County, Idaho:

See Exhibit "A" attached hereto and by this reference thereto made a part hereof.

Location of above described property: 615 Barger.

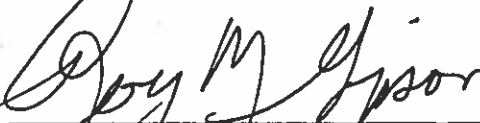
WITNESS the hand of said Grantor(s) this 3rd day of March, 1993.



GEORGE M. KLEIN



ELVERA V. KLEIN



ROY N. GIPSON



BARBARA J. GIPSON

STATE OF IDAHO

County of Canyon

)
) ss.
)

On this 3rd day of March, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared GEORGE M. KLEIN and ELVERA V. KLEIN, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Theresa Wilson
NOTARY PUBLIC FOR IDAHO
Residence: Caldwell
My Commission Expires: 10/23/97

STATE OF IDAHO
County of Canyon

)
) ss.
)

On this 3rd day of March, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared ROY N. GIPSON and BARBARA J. GIPSON, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Theresa Wilson
NOTARY PUBLIC FOR IDAHO
Residence: Caldwell
My Commission Expires: 10/23/97

EXHIBIT "A"

A parcel of land located in the North One-Half of the Northwest Quarter of the Northwest Quarter of the Northwest Quarter of Section 24, Township 3 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

Commencing at the Northwest corner of said Section 24, being a found 5/8 inch iron pin; thence

South 00° 15' 10" West, 332.41 feet along the West section line of said Section 24 to a set PK Nail and ring L.S. 874; thence

South 89° 22' 18" East 30.00 feet along the South boundary of said North One-Half of the Northwest Quarter of the Northwest Quarter of the Northwest Quarter to a set One-Half inch iron pin and cap L.S. 874; thence continuing

South 89° 22' 18" East 396.00 feet to a set 5/8" iron pin and cap L.S. 874, being the TRUE POINT OF BEGINNING; thence

North 00° 15' 10" East, 110.00 feet, parallel to the West Section line of said Section 24, to a set 5/8 inch iron pin and cap L.S. 874; thence

South 89° 22' 18" East, 226.99 feet to a set P.K. Nail and Ring L.S. 874; thence

South 00° 10' 18" West, 110.00 feet to a set P.K. Nail and Ring L.S. 874 on said South boundary of the North One-Half of the Northwest Quarter of the Northwest Quarter of the Northwest Quarter; thence

North 89° 22' 18" West, 227.15 feet along said South boundary to the POINT OF BEGINNING.

9324622

RECORDED

'93 OCT 14 AM 11 37

NED L. KERR

CANYON COUNTY RECORDER

BY *C. L. Smith*

PIONEER — NAMP

REQUEST

TYPE *Steel* FEE *9.00*

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: A63-28012
Date Received: 1/18/1990
Receipt No: C014108
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELVERA V KLEIN 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605
OR
Name: ROY N GIPSON 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605
OR
Name: BARBRA J GIPSON 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605
OR
Name: GEORGE M KLEIN 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605

2. Date of Priority: OCT 6, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02W	24	NW	NW	NW		CANYON

5. Description of diverting works:
WELL AND 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		

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

A.F.A.

MICROFILMED

AUG 02 1994

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02W	24	NW NW		DOMEST	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:
BARGER STREET

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: _____

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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 _____

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AUG 02 1994



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POOR ORIGINAL

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: A63-28012
Date Received: 1/18/1990
Receipt No: C014108
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROY N GIPSON 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605
OR
Name: BARBRA J GIPSON 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605
OR
Name: GEORGE MC KLEIN 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605
OR
Name: ELVERA V MC KLEIN 208-459-1968
Address: 2504 AIRPORT AVE
CALDWELL ID 83605
2. Date of Priority: OCT 6, 1954
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 03N | 02W | 26 | NW | NW | NW | | CANYON |
5. Description of diverting works:
WELL AND 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 | | |
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

A63-28012

Page 1

Date: 12/31/92

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8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02W	26	NW NW		DOMEST	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:
BARGER STREET

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 FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 463-28012
Date Received 1/18/90
Receipt Number LD14/08

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

RECORDED
JAN 18 1990

Filing Fee \$25

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Roy N. Gipson or Barbara J. Gipson or Phone (208) 459-1968
George M Klein or Elvira V Klein
Mailing Address 2504 Airport Ave, Caldwell, Idaho Zip 83605

2. Date of Priority (Only one per claim) Oct. 6 1954 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 3N Range 20
Section 26 NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.,
County of _____

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. well + pump

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

For Domestic purposes from Dec 31 Month/Day to Jan 1 Month/Day amount 04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) one house hold

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10. Place of use is: Township: 3N Range 24
Section 26 NW 1/4 of NW 1/4, Govt. Lot _____, B.M.,
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? _____

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.
() None or _____

14. Remarks: Barge Steel

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)

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

Number of Attachments 0

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

Signature of Claimant (s) George M. Klein

Date

Jan. 16 1990

Date _____

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

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 _____

Date _____

Title and Organization _____

State of Idaho/or _____)

County of Canyon)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 16 day of January 19 90

SEAL

Notary Public Bruce A. Schuld

Residing at _____

My Commission Expires _____

**BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO**

MY COMMISSION EXPIRES APRIL 11, 1995

Last Name _____

Ident No. _____

Copies: White-State, Yellow-Claimant

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It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Signature of Claimant (s) _____ Date _____

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho _____

County of _____

Subscribed and sworn (or affirmed) before me this _____ day of _____ 1988

Notary Public _____

Residing at _____

BRUCE A. SCHULT, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1992

Idaho No. _____

Information Sheet No. 42-1400 a 2/88

Page 2

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Gipson or McKleinCLAIM IDENT. NO. A03 28012DATE RECEIVED 1/18/90 RECEIPT # C014108 FEE PAID \$ 25 FEE REQ'D \$ 25

	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 D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.			
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 showing # of homes, hd. of stock?	☒	☐	*
If multiple domestic, is single ownership indicated?	☐	☐	
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?	☐	☒	mod
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 basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A ☒	☐	☐	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	☐	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A ☒	☐	☐	
(If yes, attach a proof report & complete number change)			
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A ☒	☐	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time?	☒	☐	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved?	☐	☐	*
22. Is the fee enclosed correct? Exempt ☐	☒	☐	*

enter 1-1 to 12-31
Mod

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	YES	NO
23. Is this claim being rejected and returned to claimant?	☐	☒
24. Can this claim be data entered?	☒	☐
25. Was claim modified?	☒	☐
If yes, do modifications require notification to claimant?	☒	☐

Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: HAT Date 12-31-92
Claim data entered by: xy Date 12-31-92

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Data enter season of use as 1-1 to 12-31
 " " ownership - yes

