

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 63-31019
Date Received: 2/11/1999
Receipt No: W024792
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HELEN P WOLFINGTON Phone: (208)453-4877
16299 OASIS RD
CALDWELL ID USA 83607

JANE W VOLZ Phone: (208)453-4877
16299 OASIS RD
CALDWELL ID USA 83607

2. Date of Priority: 01/01/1979

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	03W	5	NW NE 2	CANYON	

5. Description of diverting works:

WELL, PIPE TO HOUSE.

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
05N	03W	5	NW NE	2	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:

15. Basis of Claim: Beneficial Use

RECEIVED

SEP 05 2006

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease 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
63-31019					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. 25.00
- 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) Leah Osborn
4. New Owner/Claimant(s) JAN Helen P. Wolfington / JANE W. VOIZ
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address 16299 OASIS Rd
- City, State and ZIP Code Caldwell ID 83607
- New Telephone Number 208 453 4877
5. Date you acquired the property 8/14/03

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 <u>63-31019</u>		
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	<u>0.040 CFS</u>	<u>2 Acres</u>
Other	_____	_____
Total	<u>0.040 CFS</u>	

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)

Helmut P. Wolfing
Janeir Vitz

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 <u>JAL</u>	Date <u>9-5-06</u>	Fee <u>N/A</u>
Received by _____	Date _____	Receipt No. _____
Processed by <u>JAL</u>	Date <u>9-6-06</u>	WR _____ Date _____



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
3525 E. Overland Rd. / Meridian, Idaho 83642
(208) 888-7230

QUITCLAIM DEED

For Value Received

Helen P. Wolfington, An Unmarried Woman

do hereby convey, release, remise and forever quit claim unto

Helen P. Wolfington, An Unmarried Woman and Jann W. Volz, An Unmarried Woman

whose address is 16299 Oasis Road, Caldwell, ID 83607 ,

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

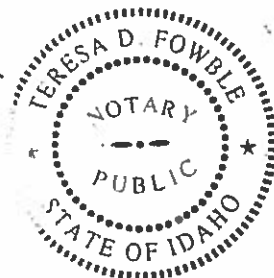
together with their appurtenances.

Dated: February 4, 2004

Helen P. Wolfington
Helen P. Wolfington

Canyon.
STATE OF IDAHO. County of Ada, ss.

On this 5th day of February, in the year of 2004, before me Teresa D. Fowble, notary public personally appeared Helen P. Wolfington known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Teresa D. Fowble

Notary Public of Idaho
Residing at Caldwell
Commission expires:

5/20/2008

NOEL HALE
CANYON CNTY RECORDER
by John Hale

2004 FEB 5 AM 8 47

RECORDED

200406565

REQUEST Helen Wolfington
TYPE Quit FEE 6.00

Exhibit "A"

COMMENCING at the Northwest corner of Lot 2, Section 5, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho; thence East a distance of 875 feet along the Northern boundary of said Lot 2 to the REAL POINT OF BEGINNING; thence

East along the Northern boundary of said Lot 2 a distance of 200 feet; thence

South at right angles a distance of 434 feet, more or less; thence West at right angles and parallel with the Northern boundary of said Lot 2 a distance of 200 feet; thence

North at right angles and parallel with the West line of said Lot 2 a distance of 434 feet, more or less, to the REAL POINT OF BEGINNING.

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: A63-31019
Date Received: 2/11/1999
Receipt No: W024792
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: LEAH OSBORN
Address: 16299 OASIS RD
CALDWELL ID 83605
208-455-0638

2. Date of Priority: JAN 1, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	03W	5	NW	NE		2	CANYON

5. Description of diverting works:
WELL, PIPE TO HOUSE.

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.

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
05N	03W	5	NW	NE	2	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:

15. Basis of Claim: BENEFICIAL USE

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. ALB-31019

Date Received 2/11/99

Receipt Number W02479248

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.

RECEIVED

FEB 11 1999

WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Leah Osborn Phone (208) 455-0638

Mailing Address 16299 Oasis Road, Caldwell, ID Zip 83605

2. Date of Priority (Only one per claim) 1-1-79 Month/Day/Year

3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 5 North Range 3 West

Section 5, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.,

County of Canyon

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, pipe to house

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

For Domestic purposes from 1-1 ^{Month/Day} to 12-31 ^{Month/Day} amount 0.04 cfs ^(cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 cfs (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) 1 domestic unit

10. Place of use is: Township: 5 North Range 3 West

Section 5, 1/4 of 1/4, Govt. Lot _____, B.M.,

County of Canyon 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? Canyon

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

14. Remarks: see attached sheet for complete legal description

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 1

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

Signature of Claimant (s) Loak Osborn Date 2-10-99

Date _____

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

of _____, 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 Idaho } SS.

County of ada }

Subscribed and sworn (or affirmed) before me this 10 day of February 19 99

SEAL



Notary Public Rebecca K. Litzinger

Residing at Meridian

My Commission Expires 2-13-2004

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

Complete description is as follows:

Commencing at the Northwest corner of Lot 2, Section 5, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho; thence:

East a distance of 875 feet along the Northern boundary of said Lot 2 to the REAL POINT OF BEGINNING; thence

East along the Northern boundary of said Lot 2 a distance of 200 feet; thence

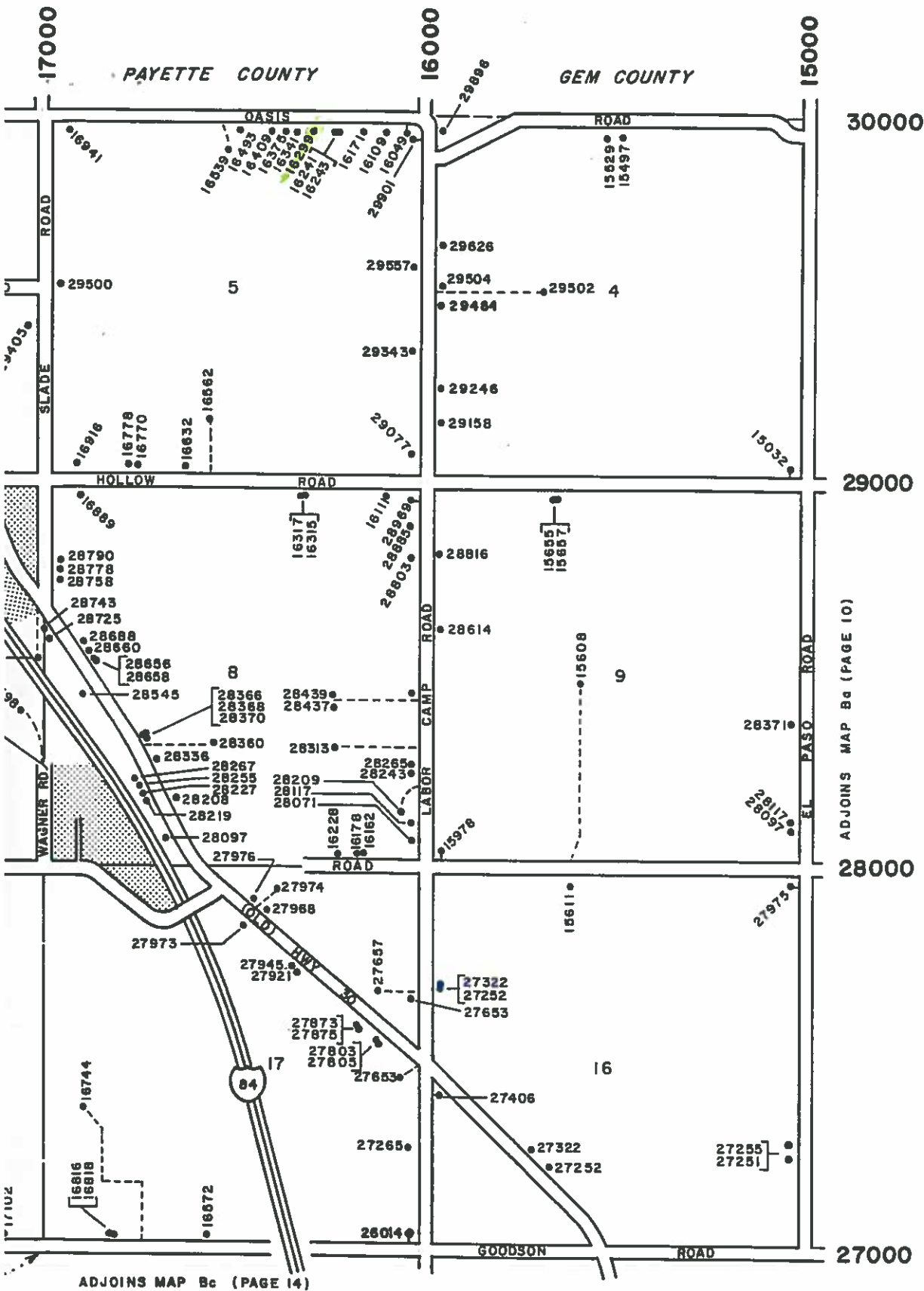
South at right angles a distance of 434 feet, more or less; thence;

West at right angles and parallel with the Northern boundary of said Lot 2 a distance of 200 feet; thence;

North at right angles and parallel with the West line of said Lot 2 a distance of 434 feet, more or less, to the Real Point of Beginning.

Township No 5 North, Range No 3 West of the





4,5,6,7,8,9,16,17,18 T.5N., R.3W.

09/06/2006

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

RIGHT NUMBER: 63-31019

NAME AND ADDRESS: HELEN P WOLFINGTON
16299 OASIS RD
CALDWELL ID 83607

JANE W VOLZ
16299 OASIS RD
CALDWELL ID 83607

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: 01/01/1979

POINT OF DIVERSION:

T05N R03W S5 NWNE Lot 2 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

T05N R03W S05 Lot 2 NWNE

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



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

August 23, 2006

HELEN WOLFINGTON
JANE VOLZ
16299 OASIS RD
CALDWELL ID 83607

RE: NOTICE OF CLAIM NO(S): A63-31019

Dear Ms. Wolfington & Ms. Volz:

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:

**LEAH OSBORN
16299 OASIS RD
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 6R37668-000- -0 032-00 SCH134+ 12 28,500 2.00

+++++ 34 63,800

WOLFINGTON HELEN P +

VOLZ JANE W +

+

+

+

16299 OASIS RD +

CALDWELL ID 83607 +

+++++

05-5N-3W NE + TOTAL 92,300

TAX 6-A IN LOT 2 ++++++

+ SURVEY INST 200406565

+ DRAIN DR VALUE APPR WLK

+ CLASS N2 REAP 03 MAN 02 UNIT 1

+ PARCEL 6R05N03W050625 H/O Y C/B N

+ PRIOR ACCOUNT 5R37668-000- -0

+ 02 MH on Property YES

+ 03 Traits 04 Companion Sheet

16299 OASIS RD, CA

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R37668000 0 UNIT 001 TOTAL UNITS 1

SITE 16299 OASIS RD CA SEC/TWN/RNG 05-5N-3W

ASSESSED VALUE 92,300 ACREAGE .00

SUB/PARK NAME YEAR/MAKE

CLASS N2 NON-REVOCABLE MOBILE HOMES ON REA SPACE LOT BLOCK

+++++

YR BUILT 2001 AIR COND CENTRAL AIR CARPORT N

STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT

FIRST SQ FT 1248 EXTERIOR HARDBOARD DECK/PATIO? Y

SECOND SQ FT ROOF COMP POOL? N

BEDS 2 BSMT SQ FT SPA? N

BATHS 2.00 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE N NEIGHBORHOOD 0

GARAGE SQ FT

+++++

COMMENTS CHAMPION MH MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL ACCOUNT