

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: **A67-02044**
Date Received: 10/ 4/1989
Receipt No: M004809
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DOUBLE C & J LAND CO INC 208-549-1232
Address: 990 JENKINS CREEK RD
WEISER ID 83672

2. Date of Priority: MAY 3, 1914

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	06W	25	SE	NE	NE		WASHINGTON

5. Description of diverting works:
WATER IS DIV. FORM MONROE CRK. THROUGH A DITCH TO MONROE DAM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			320.00
IRRIGATION FROM STORAGE	03/15	11/15			320.00
DIVERSION TO STORAGE	11/15	03/15	6.400		

7. Total Quantity Appropriated is:
6.400 C.F.S. (and/or) 320.00 A.F.A.

8. Total consumptive use is 1359.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	6	NE	SW		IRR FS	5.0
			SW	SW	7	IRR FS	6.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	6	SE	SW		IRR FS	30.0
			Section Acres				41.0
		7	NE	NW		IRR FS	32.0
			NW	NW	1	IRR FS	6.0
			SE	NW		IRR FS	35.0
			NE	SW		IRR FS	37.0
			NW	SW	3	IRR FS	10.0
			SW	SW	4	IRR FS	15.0
			SE	SW		IRR FS	37.0
			NW	SE		IRR FS	18.0
			SW	SE		IRR FS	1.0
			Section Acres				191.0
		18	NE	NW		IRR FS	20.0
			NW	NW	1	IRR FS	34.0
			SW	NW	2	IRR FS	39.0
			SE	NW		IRR FS	15.0
			NE	SW		IRR FS	4.0
			NW	SW	3	IRR FS	38.0
			SW	SW	4	IRR FS	37.0
			SE	SW		IRR FS	34.0
			Section Acres				221.0
			Total Acres				453.0

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:
67-02097

14. Remarks:
STORAGE RESERVOIR LOCATED NEAR THE CENTER OF S6, T12N, R5W.
PT. OF INJECTION INTO JENKINS CK.: NESW, S6, T12N, R5W.
PT. OF REDIVERSION FROM JENKINS CK.: NENW, S7, T11N, R5W.
OWNERSHIP CHANGED BY LH 2/7/00.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MONROE CREEK IRRIGATION DISTR

Decree Plaintiff

DON DICKERSON, ET AL.

vs

Decree Defendant

RECEIVED

RECEIVED

JAN 05 2000

STATE OF IDAHO

JAN 04 2000

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIPWATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s): A67-02097B A67-04520
67-10582 A67-02044 A67-02097A

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s).
(These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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/ClaimantGrace L Mainvil815 W. 7th Apt #1 Weiser, ID. 83672

4. New Owner/Claimant(s)

Double C & J Land Co. Inc.Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

990 Jenkins Creek Rd.

City, State and ZIP Code

Weiser, ID. 83672

New Telephone Number

(208) 549-1232

5. Date you acquired the property

Nov. 15, 1999

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s)
or Claimant(s)Double C & J Land Co. Inc.John D. Hoff pres.Christy Hoff / sec. treas

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

WARRANTY DEED

INSTRUMENT NO. 178123

PAGE 1 OF 1

For Value Received, Grace L. Mainvil, as Trustee for the Grace L. Mainvil Trust, an Idaho Trust, as Grantor, does hereby, grant, bargain, sell and convey unto Double C & J Land Company, an Idaho corporation, as Grantee, whose address is 6479 Deer Flat Road, Nampa, ID 83686, the following described premises, in Washington County, Idaho, to-wit:

TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 6: Lots 5 and 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$;

Section 7: Lots 1, 2, 3, and 4, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 18: Lots 1, 2, 3, and 4, E $\frac{1}{2}$ W $\frac{1}{2}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$;

TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 31: W $\frac{1}{2}$ E $\frac{1}{2}$

TO HAVE AND TO HOLD the premises, with their appurtenances unto the said Grantee, and its assigns forever. And the Grantor does hereby covenant to and with the Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances other than real estate taxes and assessments for the year 1999 and subsequent years, those encumbrances placed of record as against the premises as of the date of this Warranty Deed, and those boundary encumbrances that may exist and may otherwise be revealed by a survey of the premises to establish exact boundaries; and that the Grantor will warrant and defend the same from all lawful claims contrary to these warranties.

Dated: November 15, 1999.

Grace L. Mainvil Trust

CERTIFIED TO BE A TRUE AND CORRECT
COPY OF THE ORIGINAL

[Signature]

[Signature]

By: Grace L Mainvil, Trustee

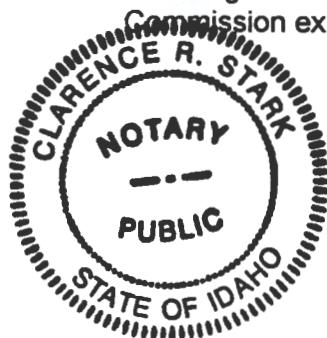
STATE OF IDAHO, COUNTY OF WASHINGTON, ss.

On this 15 day of November, 1999, before me, a Notary Public in and for said State, personally appeared Grace L. Mainvil, known to me to be the Trustee of the Grace L. Mainvil Trust that executed the instrument or the person who executed the instrument on behalf of said Trust and acknowledged to me that such Trust executed the same.

[Signature]

Notary Public for Idaho
Residing at Weiser, Idaho

Commission expires: 9/7/2005



INSTRUMENT NO. 178123

STATE OF IDAHO, COUNTY OF WASHINGTON ss.

Filed for record at the request of

WASHINGTON COUNTY TITLE

41 Min. past TWELVE o'clock P. M

This 16TH day of NOVEMBER 19 99

Index to: DEEDS

SHARON WIDNER, Recorder Fee: \$3.00

By: *[Signature]* Deputy

WASHINGTON COUNTY TITLE

Cmp. Index
Cmp. Rel.
Film
Compare
Card Rel.
Bk. Rel.
Up-date
Return
Copy

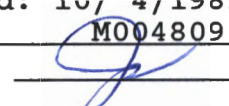
home owners exemption
building permit



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: A67-02044
Date Received: 10/ 4/1989
Receipt No: M004809
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JOHN MAINVIL 208-549-0178
Address: 990 JENKINS CREEK RD.
WEISER ID 83672

AND/OR

Name: GRACE L. MAINVIL 208-549-0178
Address: 990 JENKINS CREEK RD.
WEISER ID 83672

2. Date of Priority: MAY 3, 1914

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	06W	25	SE	NE	NE		WASHINGTON

5. Description of diverting works:
WATER IS DIV. FORM MONROE CRK. THROUGH A DITCH TO MONROE DAM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			320.00
IRRIGATION FROM STORAGE	03/15	11/15			320.00
DIVERSION TO STORAGE	11/15	03/15	6.400		

7. Total Quantity Appropriated is:
6.400 C.F.S. (and/or) 320.00 A.F.A.

8. Total consumptive use is 1359.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED
OCT 22 1996

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11N	05W	6	NE		SW		IRR FS	5.0
			SW		SW		IRR FS	6.0
			SE		SW		IRR FS	30.0
			Section Acres 41.0					
		7	NE		NW		IRR FS	32.0
			NW		NW		IRR FS	6.0
			SE		NW		IRR FS	35.0
			NE		SW		IRR FS	37.0
			NW		SW		IRR FS	10.0
			SW		SW		IRR FS	15.0
			SE		SW		IRR FS	37.0
			NW		SE		IRR FS	18.0
			SW		SE		IRR FS	1.0
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			NE		SW		IRR FS	4.0
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			Section Acres 221.0					
			Total Acres 453.0					

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:
67-02097

14. Remarks:
STORAGE RESERVOIR LOCATED NEAR THE CENTER OF S6, T12N, R5W.
PT. OF INJECTION INTO JENKINS CK.: NESW, S6, T12N, R5W.
PT. OF REDIVERSION FROM JENKINS CK.: NENW, S7, T11N, R5W.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

MONROE CREEK IRRIGATION DISTR
Decree Plaintiff

DON DICKERSON, ET AL.
vs 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 _____

MICROFILMED
OCT 22 1996

From: DWR03::RMCCARTH
To: DWR80::JSHURTE
CC:
Subj: CLAIM BOO-BOO

26-AUG-1994 14:13:40.86

HI...COULD YOU HAVE SOMEONE CHECK THE DATA ENTRY ON A67-02044??
THE COMPUTER RECORD HAS MORE THAN ONE ENTRY IN THE POU FOR SEC.
18 AND ONLY THE ORIGINAL CLAIM IS GOING TO HELP SORT IT OUT!

NOTE: Amended Claim to correct
legals. Acreage OK - just the
wrong $\frac{1}{4}$ was shown. Changes
made!

Corrected the (1) NW NW for 38 acres to
the NW SW for 38 acres
(2) SW NW for 37 acres to
the SW SW for 37 acres
(3) SE NW for 34 acres to
SE SW for 34 acres

Corrections made using original map
submitted with Claim which outlined
 $\frac{1}{4}$'s & # of acres in each.
J 9-9-94

MICROFILMED
OCT 22 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
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NONE

A67-02044

Page 1

Date: 10/02/89

MICROFILMED
OCT 01 1992

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
11N	05W	6	NE	SW		IRR FS	5.0
			SW	SW		IRR FS	6.0
			SE	SW		IRR FS	30.0
					Section Acres	41.0	
		7	NE	NW		IRR FS	32.0
			NW	NW		IRR FS	6.0
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			NE	SW		IRR FS	37.0
			NW	SW		IRR FS	10.0
			SW	SW		IRR FS	15.0
SE	SW			IRR FS	37.0		
NW	SE			IRR FS	18.0		
SW	SE			IRR FS	1.0		
			Section Acres	191.0			
18	NE	NW		IRR FS	20.0		
	NW	NW		IRR FS	34.0		
	NW	NW		IRR FS	38.0		
	SW	NW		IRR FS	39.0		
	SW	NW		IRR FS	37.0		
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	NE	SW		IRR FS	4.0		
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15. Basis of Claim: DECREED
Case Number:
Court :

Decree date:

MONROE CREEK IRRIGATION DISTRI
Decree Plaintiff

vs

DON DICKERSON, ET AL.
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): + John Wainil Date: Oct 4, 1989

Date: _____

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 4 day
of Oct 19 89

Bruce A. Schuld
Notary Public

Seal

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995

Water Right Number - 67-02044

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
MAINVIL

JOHN

1 - RT. 1 BOX 66
2 -
3 -City- WEISER
Phone -

State- ID Zip- 83672

MAINVIL

GRACE L.

1 - RT. 1 BOX 66
2 -
3 -City- WEISER
Phone -

State- ID Zip- 83672

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/03/1914 14 WESTERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
MONROE CREEK WEISER RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

13N 06W 25 NE NE (87) WASHINGTON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
02 - IRRIGATION STORAGE 01/01 12/31 320.00
03 - IRRIGATION FROM STORAGE 03/15 11/15 320.00
55 - DIVERSION TO STORAGE 11/15 03/15 6.400+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
6.400 320.00+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
11N 05W 7 NE NW 7.0 03 IRRIGATION FROM STORAGE (87) WASHINGTON
11N 05W 7 SE NW 32.0 03 IRRIGATION FROM STORAGE (87) WASHINGTON
11N 05W 7 NE SW 36.0 03 IRRIGATION FROM STORAGE (87) WASHINGTON
11N 05W 7 SE SW 29.0 03 IRRIGATION FROM STORAGE (87) WASHINGTON
11N 05W 7 NW SE 6.0 03 IRRIGATION FROM STORAGE (87) WASHINGTON
11N 05W 18 NE NW 21.0 03 IRRIGATION FROM STORAGE (87) WASHINGTON
11N 05W 18 NW NW 1 28.0 03 IRRIGATION FROM STORAGE (87) WASHINGTON

Total Acres: 159.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

MICROFILMED
OCT 0 1 1992

Water right number - 67-02044

Prefix Translation: WATER RIGHT

```

+ - - - - Remarks - - - - - +
      STORAGE RESERVOIR LOCATED NEAR THE CENTER OF S6, T12N, R5W.
      PT. OF INJECTION INTO JENKINS CK.: NESW, S6, T12N, R5W.
      PT. OF REDIVERSION FROM JENKINS CK.: NENW, S7, T11N, R5W.

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

+ - - - - Conditions of Approval - - - - - +
      No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +      + - - - - Decree Defendant - - - +      + - Decree Date - +
MONROE CREEK IRRIGATION DISTRICT      DON DICKERSON, ET AL.      01/04/1979

+ - - - - Comments - - - - - +
      No Comments Found

+ - - Audit Fields - 04/23/85 05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +
      Proof Due Date - 00/00/0000      Field Exam Made - 00/00/0000      Field Exam Fee -
      Approved/Denied - 00/00/0000      Protested Date - 00/00/0000      Swan Falls -
      Proof Made Date - 00/00/0000      Hearing Date - 00/00/0000      Temporary Right - P
      Exam to S.O. Date- 00/00/0000      Verified Date - 04/23/1985      DLE/Carey Act -
      Order Show Cause - 00/00/0000      Receipt Number -              Water District -
      Licensed Date - 00/00/0000      Appl Received - 00/00/0000      Transfer/Amended -
      Decree Date - 01/04/1979      Presumption Flag -

```

MICROFILMED
OCT 01 1992

FROM

Cindy Hodges

DATE 1/9/92

TO

File A67-02044

SUBJECT

Monroe Creek Diversion

The Monroe Creek Diversion may not be operational.

All flow may actually be taken directly from Jenkins Ck

See injection/rediversion comments, this file, and system descriptions also in A6702097 A & B (Jenkins Ck Sources)

MICROFILMED

OCT 01 1992



SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 8, 2000

Re: Notices of Claim to a Water Right Nos. A67-02044, A67-02097A,
A67-02097B, A67-04520

DOUBLE C & J LAND CO INC
990 JENKINS CREEK RD
WEISER ID 83672

Dear Sirs:

Enclosed are copies of the above referenced claims, which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

In addition, you had listed water right 67-10582. We cannot change the ownership on this water right, since the legal description for this right is not listed on the warranty deed. If you have any further information regarding this water right and the legal description, please submit it to us and we will review it.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Adjudication Section
Western Region Office

LH:1
Enclosures

SCANNED
MAY 10 2004

05/18/2006

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

RIGHT NUMBER: 67-2044

NAME AND ADDRESS: DOUBLE C & J LAND CO INC
990 JENKINS CREEK RD
WEISER ID 83672

SOURCE: MONROE CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 6.400 CFS
320.000 AFY

PRIORITY DATE: 05/03/1914

POINT OF DIVERSION:

T13N R06W S25 SENENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	320.00 AFY
IRRIGATION FROM STORAGE	03/15 11/15	320.00 AFY
DIVERSION TO STORAGE	11/15 03/15	6.400 CFS

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

IRRIGATION FROM STORAGE Within WASHINGTON County

T11N R05W S06	NESW	4.00	T11N R05W S06 Lot 7	SWSW	6.60
T11N R05W S06	SESW	32.00	T11N R05W S07	NENW	32.00
T11N R05W S07 Lot 1	NWNW	6.30	T11N R05W S07 Lot 2	SWNW	1.30
T11N R05W S07	SESW	36.00	T11N R05W S07	NESW	37.00
T11N R05W S07 Lot 3	NWSW	9.00	T11N R05W S07 Lot 4	SWSW	19.00
T11N R05W S07	SESW	34.00	T11N R05W S07	NWSE	6.00
T11N R05W S07	SWSE	11.00	T11N R05W S18	NENW	19.00
T11N R05W S18 Lot 1	NWNW	28.00	T11N R05W S18 Lot 2	SWNW	41.00
T11N R05W S18	SESW	12.00	T11N R05W S18	NESW	5.80
T11N R05W S18 Lot 3	NWSW	41.00	T11N R05W S18 Lot 4	SWSW	41.00
T11N R05W S18	SESW	31.00			

453 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

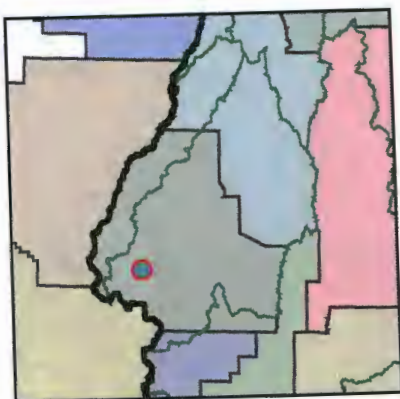
SRBA Recommendation:

67-2044

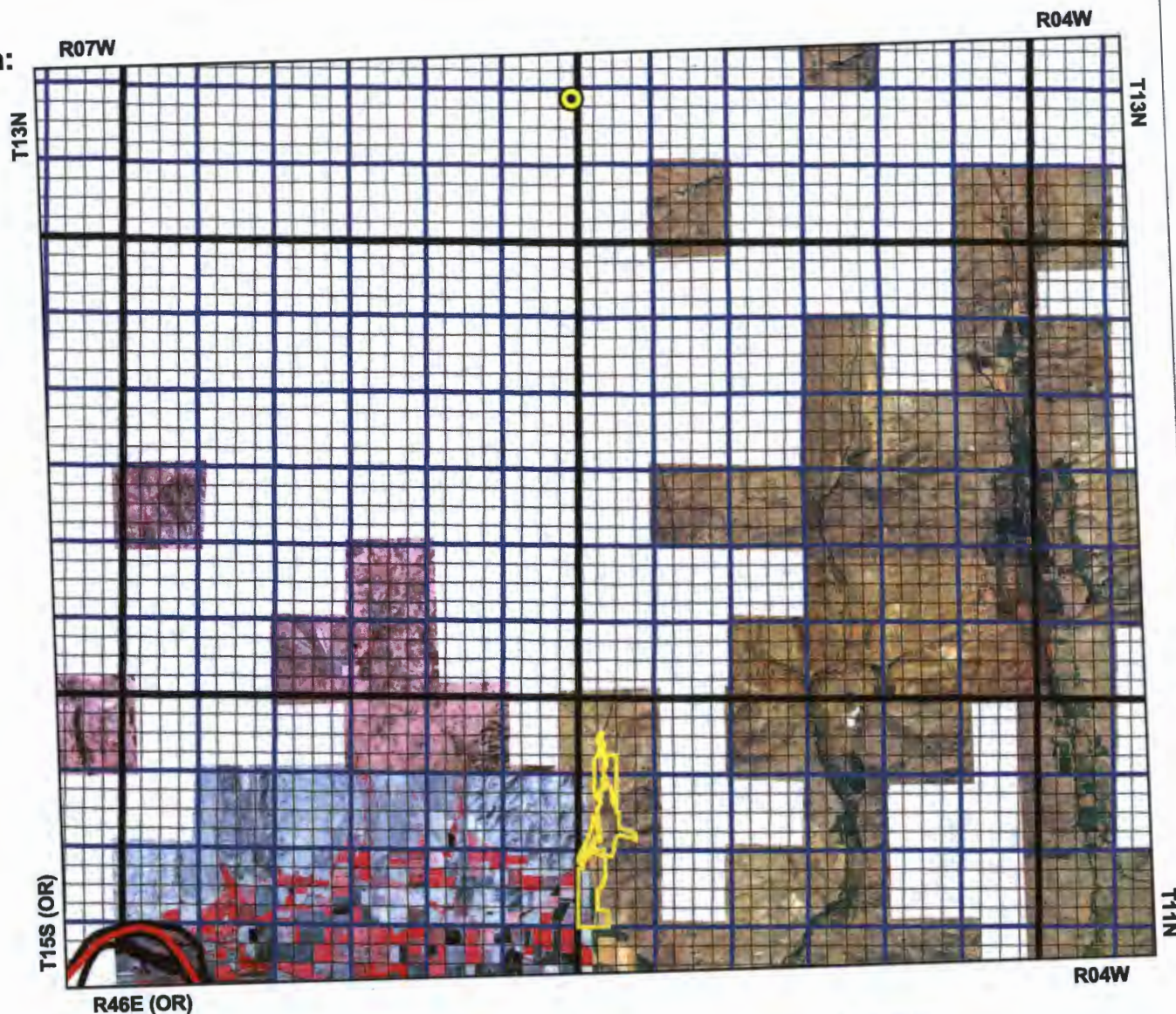
(Irrigation From Storage)

Legend

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



Washington County
IDWR Basin 67



Prepared by IDWR State Office
On Wednesday, December 13, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2044 V1

WATER RIGHT NUMBER: 67-2044 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GRACE L MAINVIL 990 JENKINS CREEK RD WEISER, ID 83672 (208)549-0178
Original Owner	JOHN B MAINVIL 990 JENKINS CREEK RD WEISER, ID 83672 (208)549-0178
Current Owner	DOUBLE C & J LAND CO INC 990 JENKINS CREEK RD WEISER, ID 83672 (208)549-1232

Priority Date: 05/03/1914

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	01/01 to 12/31		320.00 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		320.00 AF
DIVERSION TO STORAGE	11/15 to 03/15	6.400 CFS	
	<u>Total Diversion:</u>	6.400 CFS	320.00 AF

Location of Point(s) of Diversion

MONROE CREEK	SE1/4NE1/4NE1/4	Sec. 25, Twp 13N, Rge 06W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION FROM STORAGE

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	05W	6									4.0		6.6	32.0					42.6
													L 7						
11N	05W	7					32.0	6.3	1.3	36.0	37.0	9.0	19.0	34.0		6.0	11.0		191.6
								L 1	L 2				L 3	L 4					
11N	05W	18					19.0	28.0	41.0	12.0	5.8	41.0	41.0	31.0					218.8
								L 1	L 2				L 3	L 4					

Total Acres: 453

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2044 V1

Conditions of Approval:

1. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. 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.

Remarks:Comments:

1. mcase 6/17/2004 POD
Comment: POD shape not created. Not on claim map.
2. mcase 6/17/2004 POU
Comment: Decreed POU total irrigated acreage is 159 acres. Claimed POU total irrigated acreage is 453 acres. Anita created the shape based on the claimed acreage.
3. mcase 6/17/2004 Period of Use
Comment: Decreed Period of Use is shorter than current standard Season of Use. Shoulder remark needed.

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: AND
 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	6/17/2004 3:08:32 PM	mcase			Active
POD	6/17/2004 3:18:58 PM	mcase			Active
Source	6/17/2004 3:19:12 PM	mcase			Active
POU	6/17/2004 3:19:28 PM	mcase			Active
Use	6/17/2004 3:23:49 PM	mcase			Active
Season	6/17/2004 3:24:54 PM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2044 V1

Quantity	6/17/2004 3:27:00 PM	mcase	Active
Contacts	5/17/2006 3:22:51 PM	mvanbussum	Active
Priority Date	5/17/2006 3:23:40 PM	mvanbussum	Active
POU	5/17/2006 4:03:09 PM	mvanbussum	Active
Source	5/17/2006 4:03:09 PM	mvanbussum	Active
Season	5/17/2006 4:03:10 PM	mvanbussum	Active
Use	5/17/2006 4:03:10 PM	mvanbussum	Active
Quantity	5/17/2006 4:03:11 PM	mvanbussum	Active
POD	5/18/2006 9:21:56 AM	mvanbussum	Active
Source	5/18/2006 9:28:33 AM	mvanbussum	Active
POU	5/18/2006 9:29:00 AM	mvanbussum	Active
Use	5/18/2006 9:59:46 AM	mvanbussum	Active
Season	5/18/2006 10:19:22 AM	mvanbussum	Active
Quantity	5/18/2006 10:20:03 AM	mvanbussum	Active
Summary	05/18/2006	mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	12/29/2003 11:34:24 AM	awarntje	Edited shape boundary
POU	12/29/2003 11:34:43 AM	awarntje	Edited shape boundary
POU	12/29/2003 12:36:03 PM	awarntje	Edited shape boundary
POU	12/29/2003 1:23:26 PM	awarntje	Edited shape boundary
POD	5/18/2006 9:23:02 AM	mvanbussum	Updated shape
POU	5/18/2006 9:57:06 AM	mvanbussum	Updated shape for Active POU
Season	5/18/2006 10:19:25 AM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (Yes) 18. Is a Period of Use remark and/or condition required?
Source	5/18/2006 9:28:35 AM	mvanbussum	(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 67-2044 V1

POU	5/18/2006 9:29:03 AM	mvanbussum	(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	5/18/2006 9:59:48 AM	mvanbussum	(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?
Quantity	5/18/2006 10:20:06 AM	mvanbussum	(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? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Recommended as licensed and decreed.
Summary	5/18/2006 10:21:40 AM	mvanbussum	(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?
Priority Date	6/17/2004 3:08:34 PM	mcase	(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? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2044 V1

POD	6/17/2004 3:19:00 PM	mcase	(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?
Source	6/17/2004 3:19:14 PM	mcase	(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	6/17/2004 3:19:30 PM	mcase	(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? (No) 6. Can the claimed POU be verified using the water right file?
Quantity	6/17/2004 3:27:02 PM	mcase	(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? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Diversion decreed for 320 AF.
Use	6/17/2004 3:23:51 PM	mcase	(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?
Season	6/17/2004 3:24:56 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?
Contacts	5/17/2006 3:23:03 PM	mvanbussum	(No) 1. Do you want to schedule an appointment?

Comment for 1: Field exam conducted
04/06/2006.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2044 V1

General	5/17/2006 3:23:53 PM	mvanbussum	(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? (No) 16. Is a Priority Date remark and/or condition required?
POU	5/17/2006 4:03:10 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License?
Source	5/17/2006 4:03:11 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License?
Use	5/17/2006 4:03:11 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License?
Season	5/17/2006 4:03:11 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License?
Quantity	5/17/2006 4:03:12 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License?
POD	5/18/2006 9:21:58 AM	mvanbussum	(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?
POU	5/18/2006 9:57:23 AM	mvanbussum	Updated PLS for Active POU
POU	12/29/2003 12:52:18 PM	awarntje	Edited shape boundary
POU	12/29/2003 1:05:45 PM	awarntje	Edited shape boundary
POU	12/29/2003 1:17:42 PM	awarntje	Edited shape boundary

Water Supply Bank:

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 5983

The proof is for Beneficial Use

In Water District N 41-B

1. Name of applicant: Intermountain Institute

2. Source of water supply: Monroe Creek (Flood water)

3. Location of point of diversion: Is on the S.60° W.760' from NE Cor.

T. 13 N., R. 6 W.B.M. County of Washington Section 25

4. Describe works as they exist, giving dimensions and capacities of same: Dam 25' wide on top, 20' ft. long. has concrete down stream face with batter of 1-12 wall about 45 ft. high, 10' thick at base & 7' thick at top. From rock placed against the face to height of 20 ft. & width of 15 ft. at top. Spillway 6' wide on lava bed rock. Storage Res. Area about 10 acres at 4 W. lines.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 7;

NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 18, T. 11 N., R. 5 W.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Intake tunnel of 18" pipe, outlet of 24" concrete pipe. Intake is on bottom of shaft in a face of concrete wall, end of shaft being about 1 ft. square.

5983

This examination was made on the 23rd day of July

(Signed)

Special Agent

Examiner.



THE INTERMOUNTAIN INSTITUTE

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WEISER IDAHO

7-23-22

My dear Mr. [unclear]

I am writing to you

*mostly as I can estimate have been irrigated from
 the [unclear] of the S.E. 1/4 N.W. 1/4 Sec. 7 - 40*

S.W. 1/4 N.E. 1/4 Sec. 7 - 40

mostly of N.E. 1/4 S.W. 1/4 Sec. 7 - 40

N.W. 1/4 S.E. 1/4 Sec. 7 - 40

mostly all of S.E. 1/4 S.W. 1/4 Sec. 7 - 40

S.W. 1/4 S.E. 1/4 Sec. 7 - 40

All in T. 11-R. 5 W. B. M.

N. 1/4 N.W. 1/4 - Sec. 18-40

Total - 275 acres

*A large part of the area has been irrigated mostly from [unclear]
 for more than ten years. Should have said to find copy
 of section of [unclear] I will send you the copy
 here*

Very truly yours in the [unclear]

E. H. S. CHURCH