

FIR

RECEIVED

NOV 22 2006

DEPARTMENT OF
WATER RESOURCES

POE

WR # 67-2082

change of address needed?
According to taxlots,
449 E Court St
Weiser ID 83672
Comment in QuickLook
mub 6/13/2007

NOT DELIVERABLE
AS ADDRESSED
UNABLE
TO FORWARD



UTF

KERMIT STIPPICH
1924 GRANGER RD
MIDVALE ID 83644

SCANNED

FEB 27 2007



FIRST CLASS

RECEIVED
JAN 24 2007
DEPARTMENT OF
INTERIOR RESOURCES

Director's Report
WR # 67-2082

NOT DELIVERABLE
AS ADDRESSED
UNABLE
TO FORWARD



KERMIT STIPPICH
1924 GRANGER RD
MIDVALE ID 83644

UTF

Department of Interior Resources
Application Bureau
P.O. Box 83720
Boise, ID 83720-0098

SCANNED
MAR 13 2007

POST OFFICE
DEPARTMENT OF WATER RESOURCES
REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
\$ 00.87
NOV 20 2006
MAILED FROM ZIP CODE 83705



NOT DELIVERABLE
AS ADDRESSED
UNABLE
TO FORWARD

IDAHO DEPARTMENT OF WATER RESOURCES
2735 Airport Way
Boise, ID 83705-6082
(208) 334-2190

To
BILLIE & KERMIT STIPPICH
1924 GRANGER RD
MIDVALE, ID 83644

UTF

RECEIVED

DEC 11 2006

WATER RESOURCES
WESTERN REGION

67-2082



225

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: A67-02082
Date Received: 1/04/1990
Receipt No: C013808
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KERMIT STIPPICH
Address: 1924 GRANGER ROAD
MIDVALE, ID

83644

2. Date of Priority: MAY 03, 1913

3. Source: JOHNSON CREEK, WEST FORK Trib. to: JOHNSON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	02W	16	NE	NW			ADAMS

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			0.300		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/300 RANGE, 4 HORSES; D/4 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	02W	10	SW	SW		IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
		15	NW	NW	IRR	10.0
					Section Acres	10.0
01S	15E	15	SW	SW	DOMEST	
					Total Acres	15.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 9307

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: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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

CIVIL CASE NUMBER: 39576

Ident. Number: A67-02082

Date Received: 1/4/90

Receipt No: 6013808

Received By: J. J. J. J.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JAN 4 1990

1. Name: KERMIT STIPPICH
Address: 1924 GRANGER ROAD
MIDVALE, ID

83644

2. Date of Priority: MAY 03, 1913

Department of Water Resources

3. Source: JOHNSON CREEK, WEST FORK Trib. to: JOHNSON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
16N	02W	16	NE NW		ADAMS

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
IRRIGATION			0.300	

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/300 RANGE, 4 HORSES; D/4 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	02W	10	SW SW		IRR	5.0
Section Acres						5.0

A67-02082

Page 1

Date: 11/07/89

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OCT 01 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	02W	15	NW	NW		IRR	10.0
01S	15E	15	SW	SW		DOMEST	
Section Acres							10.0
Total Acres							15.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 9307

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: one

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): Armin Duppich Date: 1/3/90
or Billie Duppich Date: 1/3/90

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 3rd day

of January 19 90

Madeline M. Foy
Notary Public

Seal

Residing at Milvale Lake

My Commission Expires 11-1-1994

Water Right Number - 67-02082

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 9307

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

*** C - CURRENT OWNER ***
GREEN

CHARLES L.

1 -
2 -
3 -City- COUNCIL
Phone -

State- ID Zip-

GREEN

ROBERT J.

1 -
2 -
3 -City- COUNCIL
Phone -

State- ID Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/03/1913 14 L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
JOHNSON CREEK, WEST FORK JOHNSON CREEK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
16N 02W 16 NE NW (3) ADAMS 272.0 288.0 29.0 1.0 2.9+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 0.300+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.300+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
16N 02W 10 SW SW 5.0 01 IRRIGATION (3) ADAMS
16N 02W 15 NW NW 10.0 01 IRRIGATION (3) ADAMS
01S 15E 15 SW SW 43 DOMESTIC (3) ADAMS

Total Acres: 15.0

+ - - Diversion Means -

+ - - Non-Irrigation Use - S/300 RANGE, 4 HORSES; D/4 HOMES.

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

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OCT 01 1992

Water right number - 67-02082 Adj. flag translation: Standard Water Right Number

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - 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 - 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
Start Work Date - 00/00/0000	Verified Date - 04/23/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 01/31/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	Microfilm Roll Number -

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OCT 01 1992

4/5/1989

SRDA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Stippich

CLAIM IDENT. NO.

A67-02082

DATE RECEIVED

1/4/90

CK #

013008

AMOUNT \$

65.00

YES

NO

Required Info?

1. Is the name and address complete with zip code? *Both signed only one name listed #1* ☒ YES ☐ NO ***
2. Is a priority date entered? *See Adjudication Memos #1 and #4 to determine if a Permit is required.* ☒ YES ☐ NO ***
3. (a) Is a source entered? ☒ YES ☐ NO ***
- (b) Is a tributary to entered? (if required) ☐ YES ☒ NO *N/A* ***
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ***
5. Is there a description of the diverting works? ☒ YES ☐ NO ***
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ***
7. Is the period of use included? ☒ YES ☐ NO *3/15 - 11/15* ***
- Is a quantity claimed for each use? ☒ YES ☐ NO ***
8. Is a total quantity claimed entered? ☒ YES ☐ NO *45.0* ***
9. If required is a consumptive use entered? ☐ YES ☒ NO *N/A* ***
- Is the consumptive use correct? ☐ YES ☒ NO *N/A* ***
10. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO *N/A* ***
11. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ***
12. Is (are) the county(ies) entered? ☒ YES ☐ NO ***
13. Is the ownership of p.u. checked? ☒ YES ☐ NO ***
14. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ***
15. 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.) ☒ YES ☐ NO *N/A* ***
16. Is the basis of the claim indicated? ☒ YES ☐ NO ***
17. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO *N/A* ***
18. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ***
19. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ***
20. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ***
21. Is the fee enclosed correct? ☒ YES ☐ NO *Exempt* ***
22. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO *N/A* ***
23. Should this claim be data entered? ☒ YES ☐ NO ***

Claim checked by:

AB

Date:

4/2/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐ ?

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by: _____
 Claim data entered by: _____
 Sent to claimant by: _____

Date: _____
 Date: _____
 Date: _____

Checked by:

Rat

Date: 5/19/90

Comments:

#9 non-irrigation uses listed but no non-irrigation purposes

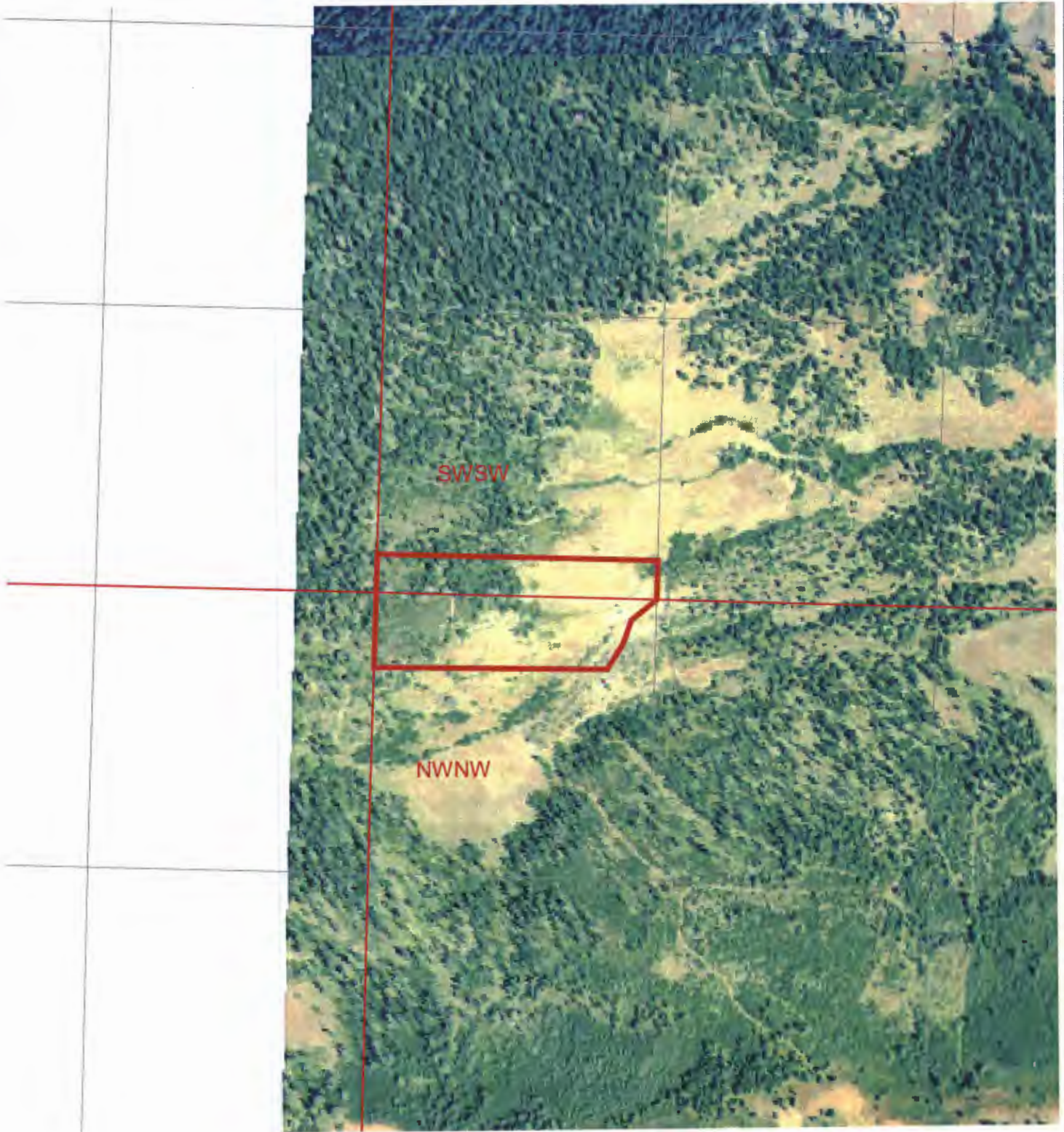
claimed? #10 Domestic use listed but not in #4 / Per D. Shaff this is okay at this point - review will cover it!!! helen

MICROFILMED

OCT 01 1992

Idaho Department of Water Resources

67-2082



T16N R02W S10, S15



900 0 900 1800 2700 Feet

Prepared by Sandy Egbert
6-22-04
1987 NAPP Photography

Receipt Details for ID C013808

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/4/1990 9:37:01 AM	1/4/1990	State	\$65.00	Check
Payer		STIPPICH, KERMIT/MRS.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
372			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$65.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
67	2082		\$65.00	Claim

Print Report

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

RECEIVED

SEP 20 2005
DEPARTMENT OF
WATER RESOURCESDEPARTMENT OF
WATER RESOURCES

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
~~69-00000000~~	67-2082				
~~69~~					

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) Kermit Stippich
449 E Court, Weiser, Id 83632
4. New Owner/Claimant(s) Billie A. Stippich
 Name Connector (Check one): ☒ and, ☐ or, ☐ and
Personal Representative of Kermit Stippich and Billie A. Stippich
 New Mailing Address 449 E Court, Weiser, Id 83632
 City, State and ZIP Code Id 83632
 New Telephone Number 208 549-0163
5. Date you acquired the property May 10, 1963

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)

Billie A. Stippich
Personal Representative of
Kermit Stippich & Billie A. Stippich

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 _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY

CERTIFICATE OF DEATH

DATE FILED: DECEMBER 11, 1998

STATE FILE NUMBER: 98-08172

DECEDENT: KERMIT Q STIPPICH

DATE OF DEATH: NOV. 27, 1998
TIME OF DEATH: 9:10 P.M.

PLACE OF DEATH: PAYETTE, IDAHO

DATE OF BIRTH: DEC. 18, 1913

PLACE OF BIRTH: IDAHO

AGE: 84 YEARS

SEX: MALE

VETERAN? NO

MARITAL STATUS: MARRIED

SPOUSE (MAIDEN): BILIE VAN HOUTEN

SOCIAL SECURITY NUMBER: 518-44-5016 RESIDENCE: WEISER, IDAHO

FATHER: JOE STIPPICH

FATHERS BIRTHPLACE: IOWA

MOTHER (MAIDEN): TEMPERANCE PALMER

MOTHERS BIRTHPLACE: MISSOURI

MORTUARY: THOMASON FUNERAL HOME, INC.

MORTICIAN: ROBERT E. THOMASON

WEISER, IDAHO

DISPOSITION: CREMATION

CERTIFYING CORONER: JERRY L. MORDHORST

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

MYOCARDIAL INFARCTION

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

MANNER OF DEATH: NATURAL

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED: DECEMBER 14, 1998

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

M O R T G A G E

TH THIS INDENTURE, Made the 10TH day of May, in the year of our Lord one thousand nine hundred and sixty-three, between KERMIT STIPPICH and BILLIE A. STIPPICH, husband and wife, of Midvale, County of Washington, State of Idaho, the parties of the first part, and HOMER C. BRIDGE, of Council County of Adams, State of Idaho, the party of the second part,

WITNESSETH: That the said parties of the first part, and in consideration of the sum of FIFTEEN THOUSAND DOLLARS, lawful money of the United States of America, do by these presents GRANT, BARGAIN, SELL and CONVEY, unto the said party of the second part, and to his heirs and assigns FOREVER, all that certain real property situate in the County of Adams, and State of Idaho, and bounded and particularly described as follows, to-wit:

The East Half of the Southwest Quarter ($E\frac{1}{2}SW\frac{1}{4}$), the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4}SW\frac{1}{4}$), and the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4}SE\frac{1}{4}$) of Section Ten (10), and the Northwest Quarter ($NW\frac{1}{4}$) of Section Fifteen (15), all in Township Sixteen (16) North, Range Two (2) West, Boise Meridian. Together with all water and water rights, ditches and ditch rights and irrigation works of whatever nature, used upon, connected with or in anywise appurtenant to said premises.

together with the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

THIS GRANT Is intended as a mortgage to secure the payment of one certain promissory note of even date herewith, executed and delivered by the said Kermit Stippich and Billie W. Stippich, husband and wife, to the said party of the second part, to evidence the balance of purchase price owing on the above described premises, and which note is payable in yearly installments, with interest, the final installment being due and payable on or before December 1, 1973, and, in event of default in payment, said note provides for acceleration of payments and for reasonable attorneys fees in case suit or action is brought thereon.

Until said Note is paid in full first parties shall not sell or cut any of the trees or commercial timber growing on the before described premises, except upon first obtaining the written permission of second party, his heirs or assigns. The net proceeds from the sale of any of the trees or timber shall be applied in payment of any balance owing on the indebtedness secured hereby. First parties shall have the right to cut and use timber on the premises for construction of or repair of buildings and other improvements.

... shall keep the house on the

4 use and holding of such grazing permits and they further agree not to dispose
5 of, or wilfully or negligently cause the loss of, any such permits.

6 First parties agree to use, occupy and maintain the premises in a
7 good and farmer-like manner, and will not cause or permit any strip or waste
8 of the premises, and will maintain the improvements thereon in good condition
9 and state of repair, normal wear and tear and depreciation alone excepted.

10 AND THESE PRESENTS SHALL BE VOID if payment of said note be made and
11 if the above stated provisions and conditions of this Mortgage be kept and
12 performed. But in case default shall be made in the payment of said principal
13 sum of money, or any part thereof, or the interest thereon, as provided in said
14 note, or if default be made in the performance of any of the covenants,
15 conditions or agreements herein contained, then it shall be optional with the
16 said party of the second part, his executors, administrators or assigns, to
17 consider the whole of said principal sum expressed in said note as immediately
18 due and payable; and immediately to enter into and upon all and singular the
19 above described premises, and to sell and dispose of the same according to
20 law, and out of the money arising from such sale to retain the principal and
21 interest which shall then be due on said promissory note, together with the
22 costs and charges of foreclosure suit, including reasonable attorney's fees
23 and also the amounts of all such payments of taxes, assessments, fees, incumb-
24 rances, or insurance as may have been made by said party of the second part,
25 his heirs, executors, or assigns, with the interest on the same, rendering the
26 overplus of the purchase money (if any there shall be) unto the said parties
27 of the first part, their heirs, executors, administrators or assigns.

28 IN WITNESS WHEREOF, The said parties of the first part have hereunto
29 set their hands the day and year first above written.

30
31 STATE OF IDAHO)
32 : ss.
County of Adams)

Kenneth Stippich
Billie A. Stippich

33 On this 10th day of May, 1963, before me, the undersigned Notary
34 Public in and for said State, personally appeared KENNETH STIPPICH and BILLIE A.
35 STIPPICH, Husband and wife, who are to me known to be the persons whose names are
36 subscribed to the within instrument, and acknowledged to me that they are the
37 same.

38 IN WITNESS WHEREOF, I have hereunto set my hand and
39 seal the day and year in this certificate first above written.

40
41
42
Notary Public for Idaho, residing at
Council, Idaho.

Melville W. Fisher II
MARSHALL BATT & FISHER, LLP
101 S. Capitol Boulevard, 5th Floor
P.O. Box 1308
Boise, Idaho 83701
Telephone: 208/331-1000
Facsimile: 208/331-2400

Attorney for Personal Representative

Filed 6-21-99
7:43 A M.
SHARON WIDNER
Clerk District Court
By ELLE MARA Deputy

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF WASHINGTON

IN THE MATTER OF THE ESTATE OF)
)
KERMIT QUENTIN STIPPICH,)
aka KERMIT Q. STIPPICH,)
aka KERMIT STIPPICH,)
)
Deceased.)
_____)

CASE NO. SP99-00449
LETTERS TESTAMENTARY

1. Billie A. Stippich was duly appointed General Personal Representative of the estate of the above-named decedent by the Court with all authority pertaining thereto.
2. Administration of the estate is unsupervised.

These letters are issued to evidence the appointment, qualification, and authority of the said personal representative.

WITNESS, my signature and the Seal of this Court, this 18 day of June,
1999.

GREGORY M. CULET

MAGISTRATE

LETTERS TESTAMENTARY - 1

STATE OF IDAHO
County of Washington
I Hereby certify that the foregoing
instrument is a true and correct copy
of the original on file in this office.
Dated June 21, 1999
Sharon Widner, Clerk of the District Court
Elle Mara
Deputy Clerk of Magistrate Division



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 23, 2005

BILLIE A STIPPICH
449 E COURT
WEISER ID 83632

RE: Change of Ownership for Water Right 67-2082

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

11/15/2006

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

RIGHT NUMBER: 67-2082

NAME AND ADDRESS: KERMIT STIPPICH
1924 GRANGER RD
MIDVALE ID 83644

SOURCE: LITTLE JOHNSON CREEK

TRIBUTARY: JOHNSON CREEK

QUANTITY: 0.300 CFS

PRIORITY DATE: 05/03/1913

POINT OF DIVERSION:

T16N R02W S16 NENW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.300 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T16N R02W S10	SWSW	5.00	T16N R02W S15	NWNW	10.00
---------------	------	------	---------------	------	-------

15 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 - License



Idaho Department of Water Resources

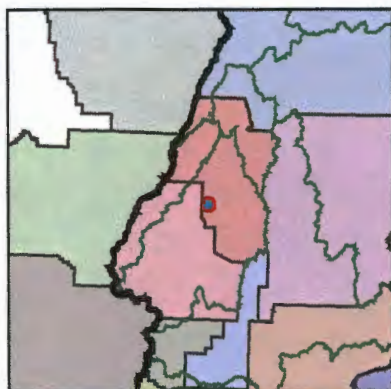
SRBA Recommendation:

67-2082

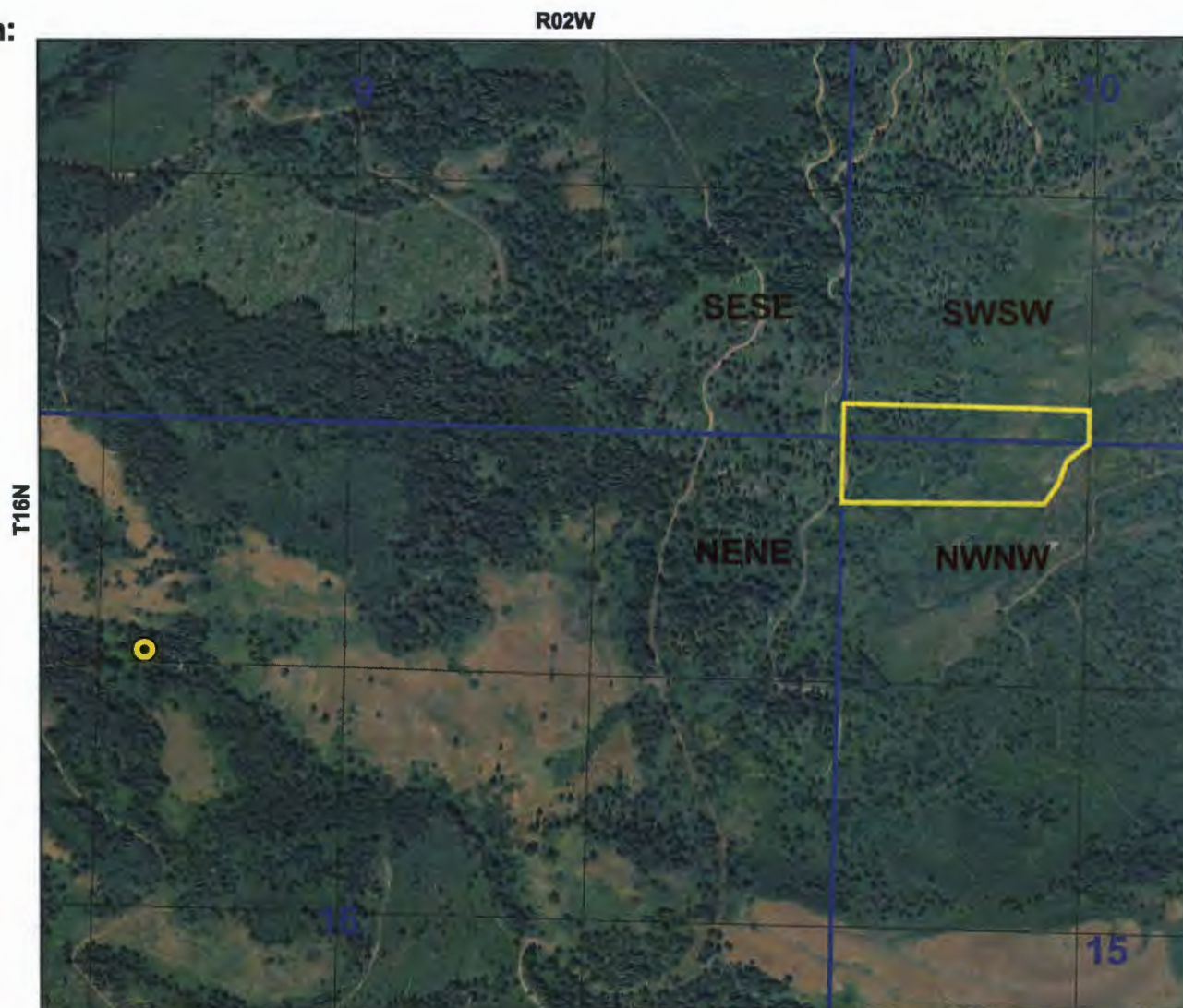
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



0 0.4 0.8 Miles

Prepared by V. Music
On Thursday, November 16, 2006
2004 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-2082

11/15/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
67-2082	Claim	16N	02W	16	NE	NW		LITTLE JOHNSON CREEK JOHNSON CREEK	KERMIT STIPPICH
67-13658	Claim	16N	02W	16	NE	NW		LITTLE JOHNSON SPRING	
67-13845	Claim	16N	02W	16	NE	NW		LITTLE JOHNSON SPRING	
67-2082	Water Right	16N	02W	16	NE	NW		LITTLE JOHNSON CREEK JOHNSON CREEK	BILLIE A STIPPICH

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 67-2082

11/15/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2082	Claim	16N	02W	10	SW	SW		IRRIGATION	5/15	KERMIT STIPPICH
2082	Water Right	16N	02W	10	SW	SW		IRRIGATION	5/15	BILLIE A STIPPICH
2082	Claim	16N	02W	15	NW	NW		IRRIGATION	10/15	KERMIT STIPPICH
2082	Water Right	16N	02W	15	NW	NW		IRRIGATION	10/15	BILLIE A STIPPICH

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2082 V1

WATER RIGHT NUMBER: 67-2082 V1

Owner Type Name and Address
Current Owner KERMIT STIPPICH
 1924 GRANGER RD
 MIDVALE, ID 83644
Original Owner CHARLES L GREEN
 COUNCIL, ID
Original Owner ROBERT J GREEN
 COUNCIL, ID

Priority Date: 05/03/1913

Basis: License

Status:

Source

LITTLE JOHNSON CREEK

Beneficial Use

IRRIGATION

From To
04/01 to 10/31Tributary
JOHNSON CREEKDiversion Rate

0.300 CFS

Annual VolumeTotal Diversion 0.300 CFSLocation of Point(s) of Diversion

LITTLE JOHNSON CREEK

ADAMS County

NE1/4NW1/4

Sec. 16, Twp 16N, Rge 02W, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16N	02W	10													5.0
16N	02W	15													10.0

Total Acres: 15

Conditions of Approval:Remarks:

Billie A Stippich
PERSONAL REP.

claimed &
rec as license d-

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2082 V1

Comments:

- segbert 6/22/2004 POD
Comment: Could not determine placement of POD - no map
- segbert 6/22/2004 POU
Comment: The PLS for the domestic is not listed on the license
- segbert 6/22/2004 POU
Comment: Domestic is listed on the license and claim but not in Workflow

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:
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:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	6/22/2004 7:50:41 AM	segbert			
POD	6/22/2004 7:51:28 AM	segbert			
Source	6/22/2004 7:55:30 AM	segbert			
POU	6/22/2004 7:57:27 AM	segbert			
Use	6/22/2004 8:17:39 AM	segbert			
Season	6/22/2004 8:18:42 AM	segbert			
Quantity	6/22/2004 8:28:41 AM	segbert			

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
Priority Date	6/22/2004 7:50:41 AM	segbert	

(No) 1. Should this water use have been included in a later court decree of the water rights from this source?
(Yes) 4. Is the basis of claim decree or license?
(Yes) 5. Does the decree or license have a Priority Date?
(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date?
(Yes) 15. Is the basis of claim coded correctly?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2082 V1

POD	6/22/2004 7:51:28 AM	segbert	(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	6/22/2004 7:55:31 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/22/2004 8:14:32 AM	segbert	Edited shape boundary
POU	6/22/2004 8:16:56 AM	segbert	Edited shape boundary
Use	6/22/2004 8:17:39 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	6/22/2004 8:18:42 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
Quantity	6/22/2004 8:28:41 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
POU	6/22/2004 7:57:27 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
POU	6/22/2004 8:14:00 AM	segbert	Edited shape boundary
POU	6/22/2004 8:15:31 AM	segbert	Edited shape boundary
POU	1/5/2004 12:46:38 PM	awamtje	Edited shape boundary
POU	1/5/2004 12:50:46 PM	awamtje	Edited shape boundary

County, Adams
 Stream, West Fork of Johnson creek.
 Amount, 10 of 1 sec. ft.
 Use, irrigation.
 Priority, May 3, 1913.

STATE OF IDAHO

Water License No. 9307

WHEREAS, On the 3rd day of May, A. D. 1913,
 Robert J. Green and Charles L. Green

of Council, County of Adams, State of Idaho, duly made application
 (No. 14031) to me for a permit to use one (1) cubic foot per second of the waters of
 West Fork of Johnson Creek

County of Adams, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 28th day of May, A. D. 1913, Permit No. 9307 was issued
 to said applicant for the diversion of said water and providing for the completion of the works of diversion
 therein described on or before the 28th day of November, A. D. 1913, and for the application to ben-
 eficial use of said water on or before the 28th day of November, A. D. 1914 and,

WHEREAS, On the 11th day of August, A. D. 1913,
 Robert J. Green and Charles L. Green

the holders of said permit, duly made proof of the completion of adequate works for the diversion of
 one (1) cubic foot per second of said waters, as evidenced by my Certificate No. 9307
 dated August 16, 1913, confirming the completion of works of sufficient capacity for diverting and
 conveying to the place of intended use one (1) cubic foot per second of said water,
 with date of priority of May 3, 1913, and

WHEREAS, On the 4th day of October, A. D. 1913,
 Robert J. Green

the holder of said permit, duly made proof of the application to beneficial use of 3/10 of 1 cubic
 foot per second of said water.

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
 hereby grant and confirm to Robert J. Green

of Council, County of Adams, State of Idaho, the holder and owner
 of said Permit No. 9307, a perpetual right, dating from May 3, 1913
 to the use of 3/10 of 1 cubic foot per second of the waters of West Fork of Johnson
 Creek

in the County of Adams and State of Idaho, or so much thereof as may be necessary for the
 purposes hereinbelow mentioned, to be diverted at a point in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 16, T;
 16 N., R. 2 W. B. M.

and conducted to and upon 15 acres, divided as follows: 10 acres in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$
 Sec. 15, and 5 acres in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 10, both in T. 16 N., R. 2 W. B. M.

for the purpose of irrigation and domestic use, subject, however, to the laws of the
 State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
 or community customs, rules and regulations which have been or may be adopted from time to time by
 a majority of the users from a common source of supply, canal or lateral from which such water may
 be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 15th day of November
 A. D. nineteen hundred and thirteen.

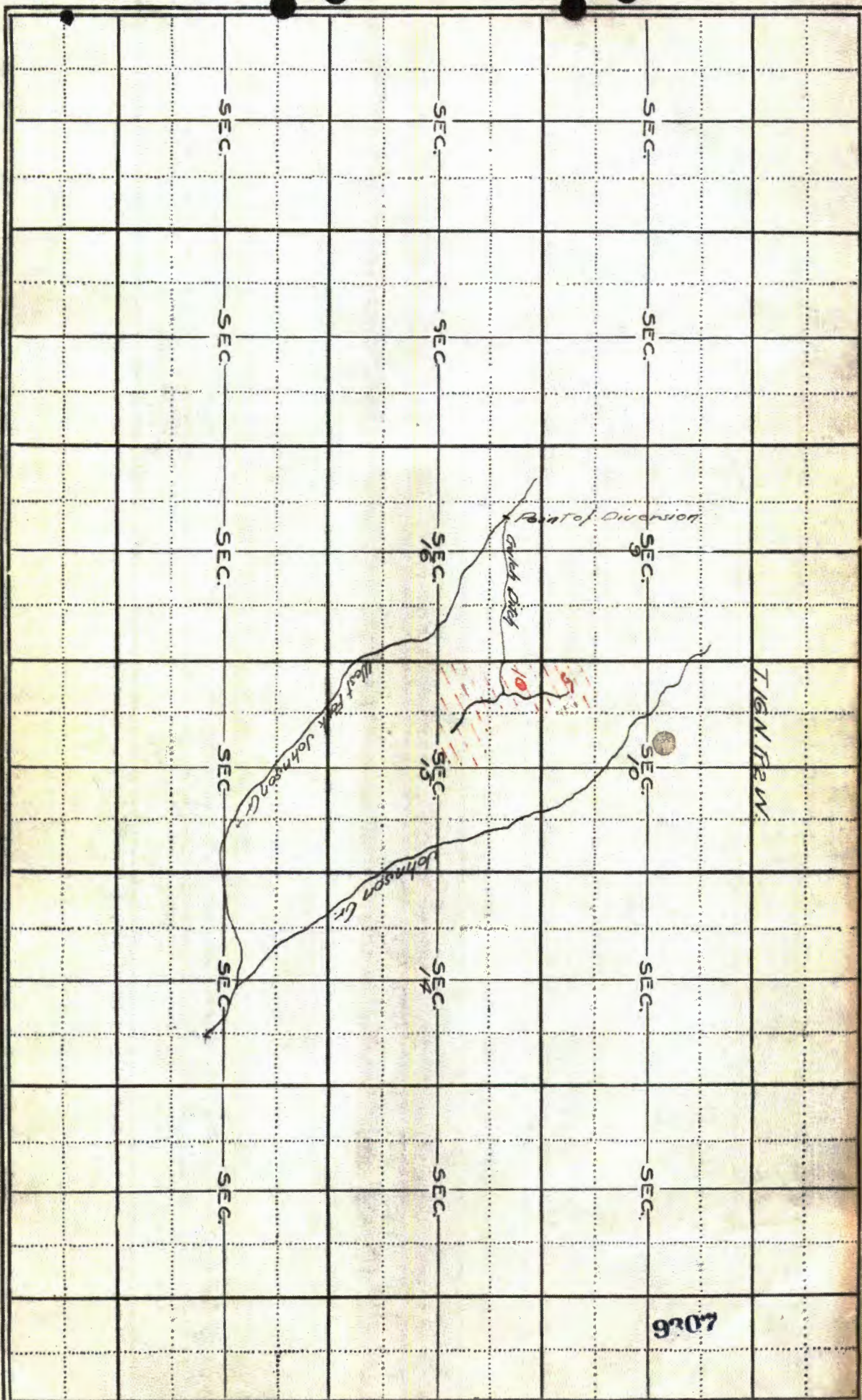
F. P. King,

(Seal)

State Engineer.

Name of Applicant Robert J. Green

Permit # 9207



[illegible]

No. 14031.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Robert J. Green and Charles L. Green.

Postoffice address: Council

County: Adams

State: Idaho

I. If applicant is a corporation, give

(a) Date and place of incorporation.

(b) The amount of capital stock.

(d) Names and addresses of directors.

(c) The amount paid in.

II. The financial resources of the applicant are: (a) Cash on hand.
(b) Treasury stock.
(c) Bonds to be issued.
(d) Other resources.

2. The quantity of water claimed is One cubic feet per second.

3. Source of water supply: West Fork of Johnson Creek

4. Location of point of diversion: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 16, Township 16 N., R. 2 W.

County of Adams.

5. To be used for: Irrigation and domestic.

I. Irrigation and domestic use. (a) Amount of land to be irrigated. 160 acres.
(b) In the following legal subdivisions: S $\frac{1}{2}$ of NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 10,
Township 16 N., R. 2 W.

II. Mining, milling, power, manufacturing, transportation or other purposes.

[a] At what point.

[b] Amount of power to be generated.

H. P. under ft. head

[c] Is water to be returned to any stream?
return.

(d) If so, name stream and locate point of

6. Estimated cost of works: \$25.00

7. Description of works for diversion.

I. Kind of works: Ditch.

II. Dimensions of works: Taps bottom of Creek at its bottom. No dam

[a] Height of dam feet, length of dam at top feet,

length of dam at bottom feet. Material used in construction:

[b] Capacity of reservoir acre feet. [c] Size of headgate, width Two feet,

Height One feet. (d) Conduit Ditch width at bottom one feet,

width at water line Three feet, depth of water 1 $\frac{1}{2}$ feet, diameter of pipeinches; average grade per mile is $\frac{1}{2}$ " to rod. Length of ditch is 38 rods, 3/4 mile also gets
and it crosses the following quarter sections: NE $\frac{1}{4}$ NW $\frac{1}{4}$. It NE $\frac{1}{4}$, Sec. 16, Tp. 16 N., R. 2 W.

8. The time required for the completion of the construction of such work is Applicant Already has the ditch complete years.

9. Time required for the complete application of the water to the proposed use is 1 additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert J. Green, and Charles Applicant.
L. Green.
By Robert J. Green. Agent.

Date of first receipt at office of State Engineer

3.00 P.M. May 3, 1913.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER.

The number of this permit is

9307.

Recorded in Book

30

Page

9307

Approved

May 28, 1913.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of _____ to be filed on or before _____

Work to begin on or before July 27, 1913, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before August 28, 1913.

The whole of said work to be completed on or before November 28, 1913.

Beneficial use of water appropriated in accordance herewith, to be made on or before November 28, 1914.

Witness my hand this 28th day of May, 1913.

F.P.King,

State Engineer.

Remarks:

Satisfactory affidavit of proof of completion of works and fee received August 14, 1913.

Certificate of completion of works issued August 16, 1913.

PERMIT NO. 9307.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Robert J. Green & Charles L. Green, of Council County of Adams, and State of Idaho, the holder of Permit No. 9307, issued upon Application No. 14031, bearing date of priority of May 3, 1913, authorizing the diversion of 1 second foot of the waters of West Fork of Johnson Creek, County of Adams, State of Idaho, for irrigation and domestic purposes, have fully complied with the provisions of the laws of the State of Idaho, relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1 second foot of the waters of West Fork of Johnson Creek; that the point of diversion of said waters is in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec.16, Twp. 16 N., R. 2 W.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: S $\frac{1}{2}$ of NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec.15, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.10, Twp. 16 N., R. 2 W.B.M., containing 160 acres.

Witness my hand this 16th day of August, A.D. 1913.

F.P.King,

State Engineer of the State of Idaho.

License issued for 3/4 second fees

Page 1474

Recorded by
Checked by