

12/02/2006

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

RIGHT NUMBER: 67-2159A

NAME AND ADDRESS: MURIEL JOINER
1348 HOOVER RD
WEISER ID 83672

WILLIAM JOINER
1348 HOOVER RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

PRIORITY DATE: 01/22/1932

POINT OF DIVERSION:

T10N R05W S9 NWSE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.040 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S09 NWSE 2.00

2 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

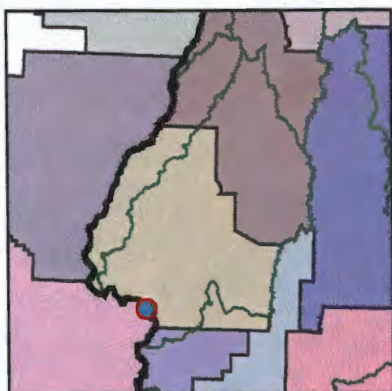
SRBA Recommendation:

67-2159A

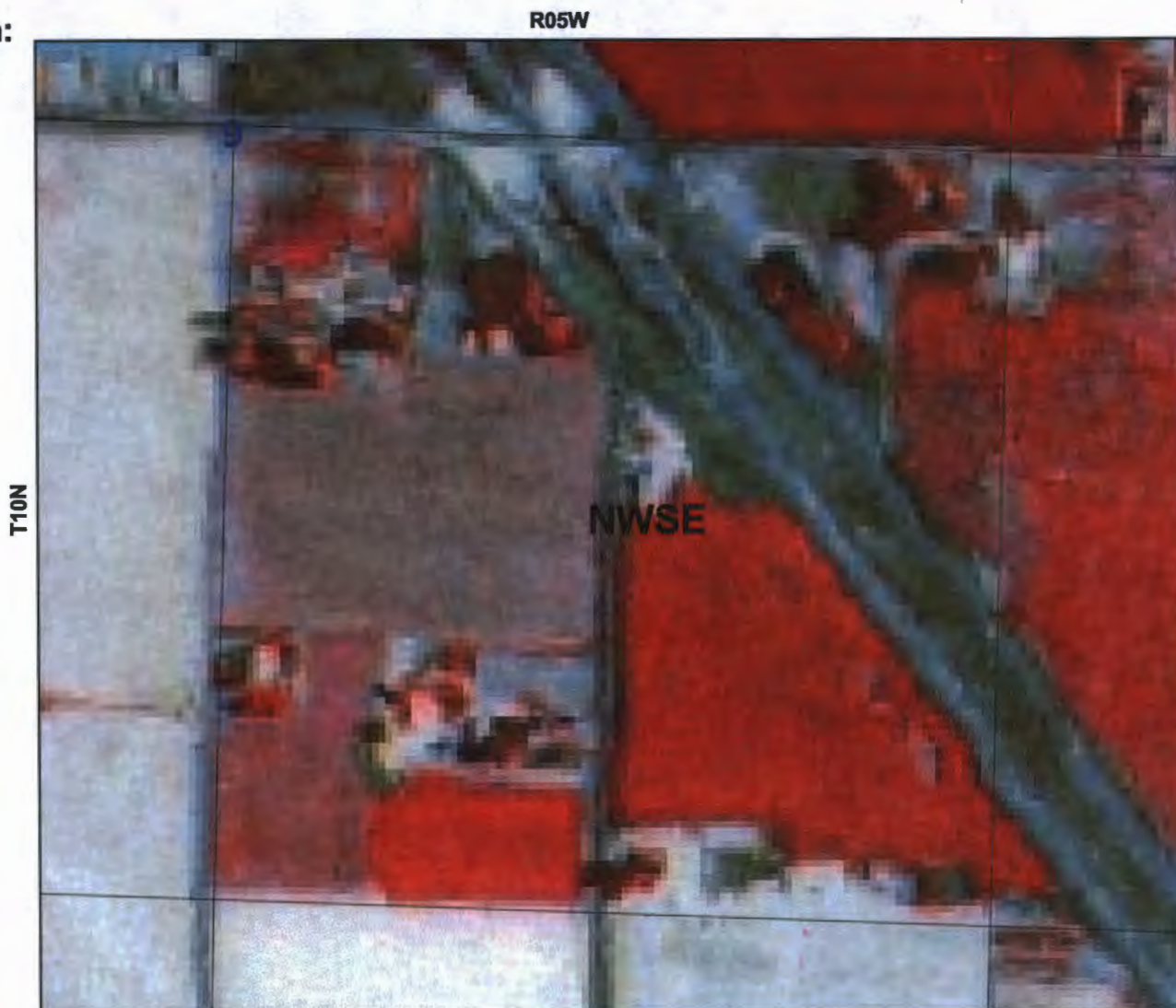
(Water Use: _____)

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by IDWR State Office
On Saturday, December 2, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2159A V1

WATER RIGHT NUMBER: 67-2159A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JAMES D PERKINS C/O DOROTHY G PERKINS 523 E PARK ST WEISER, ID 83672 (208)549-0839
Original Owner	WILLIAM KLOTZ WEISER, ID
Current Owner	MURIEL JOINER 1348 HOOVER RD WEISER, ID 83672 (208)549-8438
Current Owner	WILLIAM JOINER 1348 HOOVER RD WEISER, ID 83672 (208)549-8438

Priority Date: 01/22/1932

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4SE1/4 Sec. 9, Twp 10N, Rge 05W, B.M.
WASHINGTON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	05W	9															2.0		2.0

Total Acres: 2

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2159A V1

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

1. mcase 5/7/2004 POD
Comment: POD shape generated from PLS description.
2. mcase 5/7/2004 Period of Use
Comment: No licensed Period of Use. I recommended the standard Season of Use.
3. mcase 5/7/2004 Quantity
Comment: No licensed quantity. Could not determine recommended quantity.
4. mvanbussum 12/1/2006 Quantity
Comment: Licensed quantity is 0.24 cfs.

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	5/7/2004 8:01:54 AM	mcase			Active
POD	5/7/2004 8:24:22 AM	mcase			Active
Source	5/7/2004 8:24:29 AM	mcase			Active
POU	5/7/2004 8:32:03 AM	mcase			Active
Season	5/7/2004 8:33:21 AM	mcase			Active
Quantity	5/7/2004 8:33:43 AM	mcase			Active
Use	5/7/2004 8:49:47 AM	mcase			Active
Season	6/2/2004 9:45:41 AM	mcase			Active
Contacts	12/1/2006 3:42:34 PM	mvanbussum			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2159A V1

Priority Date	12/1/2006 3:43:36 PM	mvanbussum	Active
POD	12/1/2006 3:43:57 PM	mvanbussum	Active
Source	12/1/2006 3:49:01 PM	mvanbussum	Active
POU	12/1/2006 3:49:14 PM	mvanbussum	Active
Use	12/1/2006 3:50:05 PM	mvanbussum	Active
Season	12/1/2006 3:50:31 PM	mvanbussum	Active
Quantity	12/1/2006 3:51:11 PM	mvanbussum	Active
Summary			
	12/01/2006	mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Season	5/7/2004 8:33:22 AM	mcase	(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?
Quantity	5/7/2004 8:33:44 AM	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? (No) 8. Does the parent right have an annual diversion volume limit?
POD	12/1/2006 3:48:31 PM	mvanbussum	Updated shape
Contacts	12/1/2006 3:42:26 PM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
Source	12/1/2006 3:48:53 PM	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?
Priority Date	5/7/2004 8:01:54 AM	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?
POD	5/7/2004 8:23:47 AM	mcase	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2159A V1

POU	5/7/2004 8:32:03 AM	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? (Yes) 6. Can the claimed POU be verified using the water right file?
POU	5/7/2004 8:25:32 AM	mcase	Edited shape boundary
POD	5/7/2004 8:24:22 AM	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	5/7/2004 8:24:30 AM	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?
Use	5/7/2004 8:49:47 AM	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?
General	12/1/2006 3:43:28 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?
POD	12/1/2006 3:43:49 PM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	12/1/2006 3:49:06 PM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2159A V1

POU	12/1/2006 3:49:30 PM	mvanbussum	Updated PLS for Active POU
Use	12/1/2006 3:49:56 PM	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?
Season	12/1/2006 3:50:23 PM	mvanbussum	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/1/2006 3:51:03 PM	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? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	12/1/2006 3:51:33 PM	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? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	12/1/2006 3:49:24 PM	mvanbussum	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2159A V1

Season	6/2/2004 9:45:42 AM	mcase	(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?
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Water Supply Bank:

State of Idaho
License and Certificate of Water Right

Water License No. 17528
Water District No. _____

Amount 0.24 Sec. Ft.
Priority 1-22-1938

THIS IS TO CERTIFY that **WILLIAM KLOTZ**
of **Weiser, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **January 19**, 1938; that Permit No. **17628**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.7 second feet, was issued thereunder on **January 29th**, 1935, showing that said works
were completed on the **24th** day of **January**, 1935; and that on the **19th**
day of **February**, 1937,

WILLIAM KLOTZ
of **Weiser**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use ~~the waters of~~ **subterranean**
waters ~~artificially~~, for the purpose of **irrigation and**
domestic use, under Use Permit No. **17628** of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume **7**
of Licenses, at page **3997**, on the **19th** day of **April**, 1938;
The right hereby confirmed dates from **January 22**, 1938;

The Point of Diversion is located
in the **NW ¼** **SE ¼**, Sec. **9**, Tp. **10 N.**, R. **5 W.**, B. M., **Washington County**.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **0.24**
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N	5 W	9	NW ¼ SE ¼	35	18

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use
herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this **19th** day of **April**, 1938.

(SEAL)

R. W. PARIS
Commissioner of Reclamation

67 2159

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: **A67-02159A**
Date Received: 10/13/1989
Receipt No: M004932
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: WILLIAM JOINER
Address: 1348 HOOVER RD
WEISER ID

208-549-8438

83672

AND/OR

Name: MURIEL JOINER
Address: 1348 HOOVER RD
WEISER ID

208-549-8438

83672

2. Date of Priority: JAN 22, 1932

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	9	NW	SE			WASHINGTON

5. Description of diverting works:

WELL 35' DEEP, HANDDUG WELL 6' DIAMETER;; 3HP PUMP, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

A.F.A.

8. Total consumptive use is

7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	9	NW	SE		IRR	2.0

SCANNED
APR 08 2004

10. Place of Use: Continued

Section Acres 2.0

Total Acres 2.0

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:
 DOMESTIC WELL USED FOR HOUSE

14. Remarks:
 THIS CLAIM IS A SPLIT OF LICENSE 67-02159.
 CLAIMING 0.04 CFS OR 2 ACRES OF THE 12 LICENSED.
 |
 ADDRESS CHANGE BY CLAIMANT LETTER 5/5/1999 SS.
 OWNERSHIP CHANGED BY DB 10/26/99.

15. Basis of Claim: LICENSE

Water Right Number: 17628

Form 42-34242-1409(6) March 26, 1999

RECEIVED

JUN 04 1999

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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): 67-10873 + A67-02159A
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/Claimant DOROTHY PERKINS
446 CLABBY Rd Weiser, ID 83672
4. New Owner/Claimant(s) William + Mariel Jainer
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
New Mailing Address 1348 Hoover Rd
City, State and ZIP Code Weiser, ID 83672
New Telephone Number (208) 549-8438
5. Date you acquired the property Feb 24, 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 <u>2</u>	Number and type of stock <u>- 0 -</u>
Diversion rate in CFS _____	Number of homes you acquired <u>1</u> Other uses <u>Mechanical Shop</u>

7. Signature of New Owner(s) or Claimant(s) Mariel E. Jainer

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.

INSTRUMENT NO. 175523
PAGE 1 OF 2

Approved by:

Initials DPJ

WARRANTY DEED

FOR VALUE RECEIVED, DOROTHY G. PERKINS, a widow, the Grantor, does hereby grant, bargain, sell and convey unto WILLIAM W. JOINER and MURIEL E. JOINER, husband and wife, the Grantees, whose address is 446 Clabby Rd., Weiser, Idaho 83672, the following described real estate situated in Washington County, State of Idaho, to-wit:

See Attached Legal Description

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that said premises are free from all incumbrances, and that she will warrant and defend the same from all lawful claims whatsoever.

DATED this 24 day of February 1999.

Dorothy G. Perkins
Dorothy G. Perkins

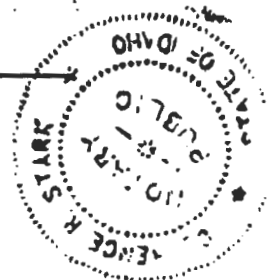
STATE OF IDAHO)

: ss

County of Washington)

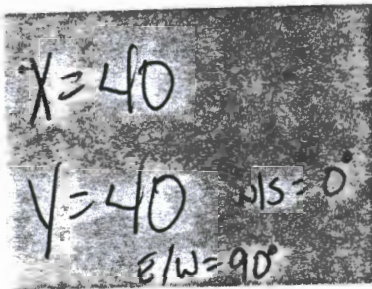
On this 24 day of February, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared DOROTHY G. PERKINS known to me to be the person who signed the foregoing instrument and acknowledged to me that she executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Clarence R. Stark
Notary Public for Idaho
Residing at Weiser, Idaho
Commission expires 09/03/99



INSTRUMENT NO. 175523
STATE OF IDAHO, COUNTY OF WASHINGTON ss,
Filed for record at the request of
WASHINGTON COUNTY TITLE
09 Min. past ELEVEN o'clock A. M.
This 24TH day of FEBRUARY 19 99
Index to: DEEDS
SHARON WIDNER, Recorder Fee: \$5.00
By Deputy
WASHINGTON COUNTY TITLE

Comp. Indus.
Comp. Rel.
File
Compare
Card Rel.
Bk. Rel.
Up-dates
Return
Copy



INSTRUMENT NO. 175523
PAGE 2 OF 2

Legal Description
Warranty Deed
Perkins / Joiner

IN WASHINGTON COUNTY, IDAHO:

A parcel of land situated within the W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 10 North, Range 5 West, Boise Meridian, more particularly described as follows:

Beginning at the northwest corner of the W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 10 North, Range 5 West, Boise Meridian;

Thence South 15.00 feet along the West line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING, which point is on the South right-of-way line of Sunnyside Road;

Thence South 285.00 feet along the West line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence East, parallel to the North line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 355.00 feet;

Thence North 280.00 feet to a point on the South right-of-way line of Sunnyside Road, which point is 20.00 feet South of the North line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence westerly 355.00 feet along the South right-of-way line of Sunnyside Road to the TRUE POINT OF BEGINNING.

TOGETHER WITH use of established well and easement for construction and maintenance of waterline all on the East half of the following described tract:

A parcel of land situated within the W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 10 North, Range 5 West, Boise Meridian, more particularly described as follows:

Beginning at the northeast corner of the W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 10 North, Range 5 West, Boise Meridian;

Thence South 300.00 feet along the West line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ to the TRUE POINT OF BEGINNING;

Thence South 128.30 feet along the West line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$;

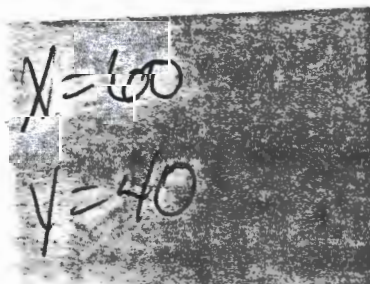
Thence East, parallel to the North line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 247.00 feet;

Thence North, parallel to the West line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 49.30 feet;

Thence East, parallel to the North line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 108 feet;

Thence North 79.00 feet;

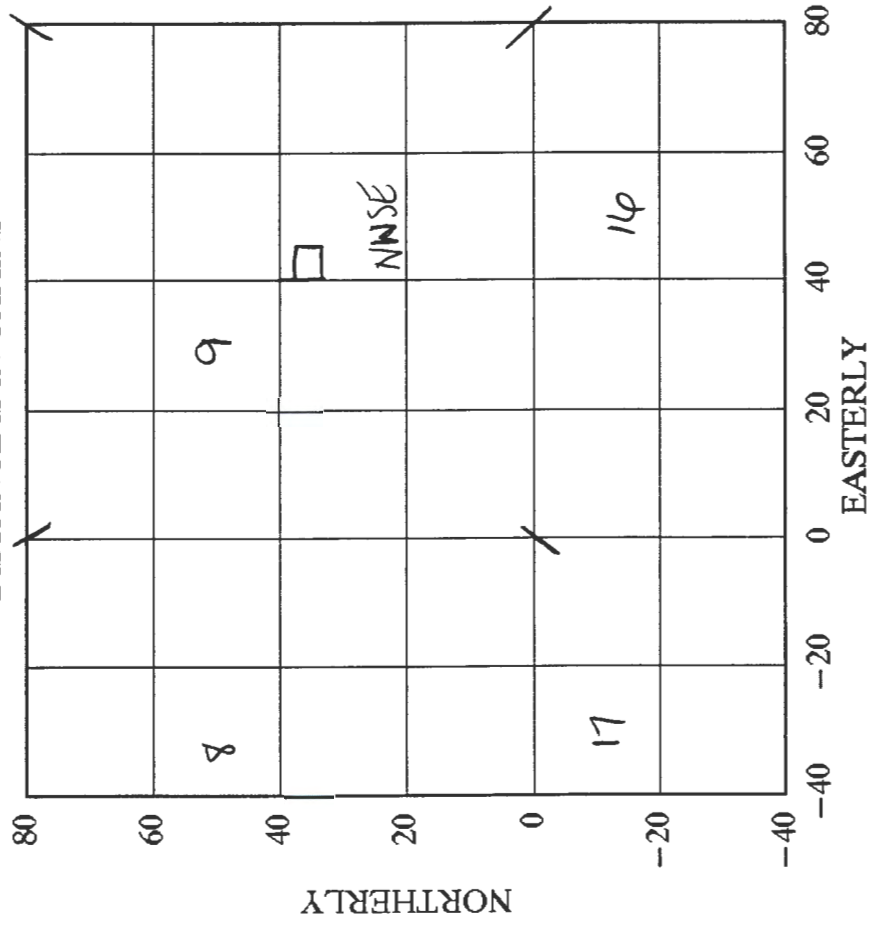
Thence West, parallel to the North line of said W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 355.00 feet to the TRUE POINT OF BEGINNING.



67-10813
A 67-02159A

(Part 1)

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



METES AND BOUNDS TABLE

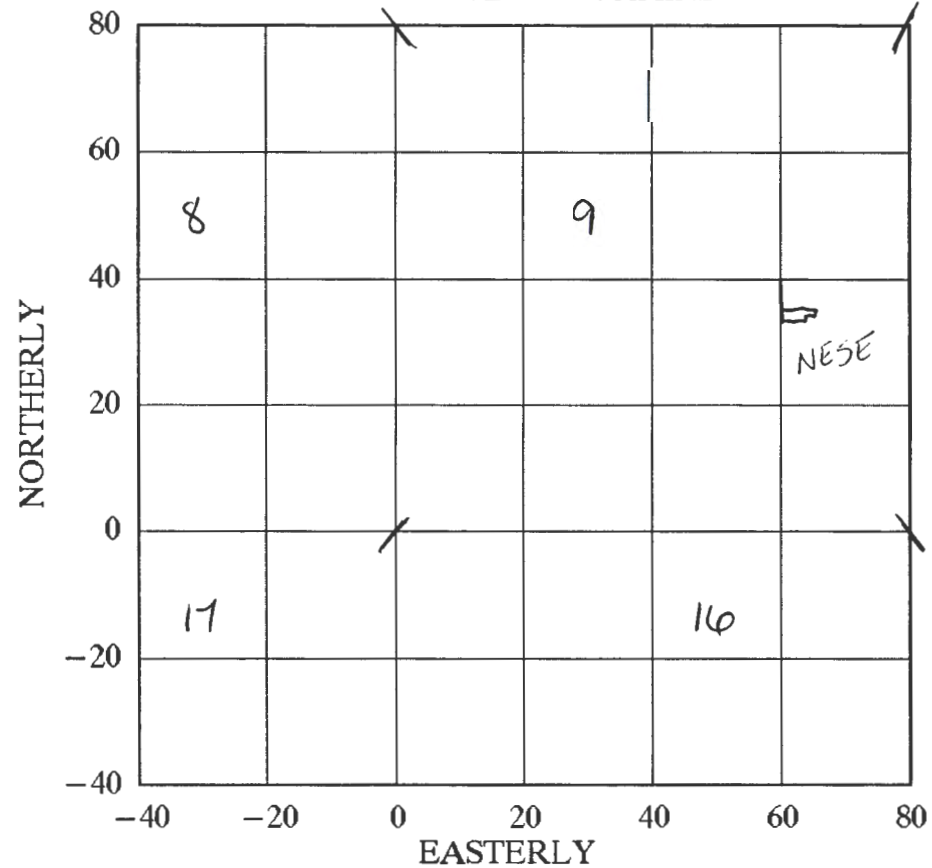
PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR.	40.00	40.00					
(SEE SHEET)	40.00	37.73	0.00	0.00	0.00	SE	150.00
	40.00	33.41	0.00	0.00	0.00	SE	285.00
	45.38	33.41	90.00	0.00	0.00	NE	355.00
	45.38	37.65	0.00	0.00	0.00	NW	280.00
-QUAD COEF-	40.00	37.65	90.00	0.00	0.00	NW	355.00
IF NE. X=1,Y=1	40.00	37.65					

67-10873
A67-02159A

(Part 2)*not claimed on
these #'s, but
listed on deed.

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



10N
5W

METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR.	60.00	40.00					
(SEE SHEET)	60.00	35.45	0.00	0.00	0.00	SE	300.00
	60.00	33.51	0.00	0.00	0.00	SE	128.30
	63.74	33.51	90.00	0.00	0.00	NE	247.00
	63.74	34.26	0.00	0.00	0.00	NW	49.30
-QUAD COEF-	65.38	34.26	90.00	0.00	0.00	NE	108.00
IF NE, X=1,Y=1	65.38	35.45	0.00	0.00	0.00	NW	79.00
IF SE, X=1,Y=-1	60.00	35.45	90.00	0.00	0.00	NW	355.00
IF SW, X=-1,Y=-1	60.00	35.45					

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: **A67-02159A**
Date Received: 10/13/1989
Receipt No: M004932
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JAMES D PERKINS
Address: C/O DOROTHY G PERKINS
523 E PARK ST
WEISER ID

208-549-0839

83672-2230

2. Date of Priority: JAN 22, 1932

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	9	NW	SE			WASHINGTON

5. Description of diverting works:
WELL 35' DEEP, HANDDUG WELL 6' DIAMETER;, 3HP PUMP, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	9	NW	SE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

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:
DOMESTIC WELL USED FOR HOUSE

14. Remarks:
THIS CLAIM IS A SPLIT OF LICENSE 67-02159.
CLAIMING 0.04 CFS OR 2 ACRES OF THE 12 LICENSED.
|
ADDRESS CHANGE BY CLAIMANT LETTER 5/5/1999 SS.

15. Basis of Claim: LICENSE

Water Right Number: 17628



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

MAY - 5 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

April 29, 1999

KARL J. DREHER
DIRECTOR

JAMES D PERKINS
C/O DOROTHY G PERKINS
523 E PARK ST
WEISER ID 83672-2230

Re: Snake River Basin Adjudication (SRBA)
Water Rights #67-10873 & A67-02159A
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by May 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

~~James D Perkins~~
~~446 Clobbly Rd~~
~~Weiser, Idaho~~
~~83672~~

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

Sold To
William Jaenicke and Muriel Jaenicke
446 Clobbly Rd

SS:region

#####

The address is correct as shown above or as otherwise changed.

Dorothy G Perkins
Claimant Signature

Telephone No.

CHANGE OF OWNERSHIP
LETTER SENT 5-6-99

549 - 0839

52⁰⁰

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 SNARE RIVER BASED WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RECEIVED
OCT 13 1989

Ident. Number: A67-02159A
Date Received: 10-13-89
Receipt No: 1004932
Received By: AB

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES D. PERKINS 208-549-0839
Address: RT. 3 BOX 207A
WEISER, ID 83672

2. Date of Priority: JAN 22, 1932

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	9	NW	SE			WASHINGTON

5. Description of diverting works:
WELL 35' DEEP, HANDDUG WELL 6' DIAMETER;; 3HP PUMP, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	9	NW	SE		IRR	2.0
Section Acres							2.0
Total Acres							2.0

A67-02159A

Page 1

Date: 09/26/89

MICROFILMED
OCT 01 1992

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:
DOMESTIC WELL USED FOR HOUSE

14. Remarks:
THIS CLAIM IS A SPLIT OF LICENSE 67-02159.
CLAIMING 0.04 CFS OR 2 ACRES OF THE 12 LICENSED.

15. Basis of Claim: LICENSE
Water Right Number: 17628

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: 0

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): X James H Perkins Date: Sept 26, 1989
Date: _____

State of Idaho)
County of WASHINGTON) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of September 19 89

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

October 29, 1999

RE: Water Right No. 67-10873

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM JOINER
MURIEL JOINER
1348 HOOVER RD
WEISER ID 83672

Dear Property Owners:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Please note, the ownership has also been changed on claim number **A67-02159A** and a copy is enclosed.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

cc: James D Perkins, c/o Dorothy G Perkins

SCANNED
APR 08 2004

AJ0749NP
No. A67-02159A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/05/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAMES D PERKINS C/O DOROTHY G PERKINS 523 E PARK ST WEISER ID 836722230 (208) 549-0839	01/22/1932	IRRIGATION	03-15 11-15	0.040 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.040 CFS	7.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T10N R05W S09 NWSE

WASHINGTON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
			:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 6, 1999

WILLIAM AND MURIEL JOINER
446 CLABBY RD
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Water Rights #67-10873 & A67-02159A

Dear Water Right Holders:

We have been advised you may be the current owners of the property and water rights shown above. Before we can modify our records to reflect your ownership of the property and water rights, we need Form 42-248/42-1409(6) completed and returned. I have enclosed this form for your use.

Please send the completed form with warranty deed copy and map to our Boise Region office by May 17, 1999.

Idaho Department of Water Resources
Adjudication Bureau
2735 Airport Way
Boise, ID 83705-5082

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Form 42-248/42-1409(6)
cc: Former Owner

return
to sender

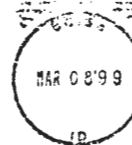
fee due 50¢

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



0.463

7072737 U.S. POSTAGE

IMPORTANT WATER RIGHT INFORMATION

414 Clabby Rd

*new owners
formers*

67-10873 + *A67* -02159A
JAMES D PERKINS
RT 3 BOX 207A
WEISER ID 83672

PERK446 836722006 1399 08 03/10/99
FORM 3547
PERKINS DOROTHY G
523 E PARK ST
WEISER ID 83672-2230

AUTO 83672



U.S. POSTAL SERVICE
PS FORM 3547