

NOTICE OF ERROR
REPLY

11/14/2006

RECEIVED
DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-2249

LELA GAROUTTE

PO BOX 487

WEISER ID 83672

Telephone Number: (208)549-0349

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 12-6-2006

SIGNATURE:

Lela M. Garoutte

Please print your name:

LELA. M. GAROUTTE

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

I do not understand all three
figures. I have 3 different
Parcels on Sunny side (Day Rd.)
area
L.M.G.

Spoke with both Lela Garoutte
and her leasee John Kerner
who verified that all of
her water rights are accounted
for. JD 12/15/06

SCANNED
DEC 08 2006

11/02/2006

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

RIGHT NUMBER: 67-2249
NAME AND ADDRESS: LELA GAROUTTE
PO BOX 487
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS
88.000 AFY

PRIORITY DATE: 06/27/1955

POINT OF DIVERSION:

T10N R05W S9 NENENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.400 CFS

88.00 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S09 NENW 19.50

19.5 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 -

Use of this right is combined with water from Lower Payette Ditch Company.



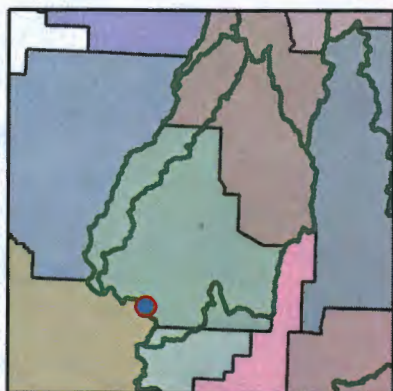
Idaho Department of Water Resources

SRBA Recommendation:

67-2249

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 J. Dean
On Thursday, November 2, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2249 V1

WATER RIGHT NUMBER: 67-2249 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	EUGENE C HETRICK 482 DAY RD RT 3 BOX 305 WEISER, ID 83672 (208)549-0913
Current Owner	LELA GAROUTTE PO BOX 487 WEISER, ID 83672 (208)549-0349

Priority Date: 06/27/1955

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
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	0.400 CFS	88.00 AF
	<u>Total Diversion:</u>	0.400 CFS	88.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NW1/4	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					19.5												19.5

Total Acres: 19.5

Conditions of Approval:

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.
2. F14 Use of this right is combined with water from Lower Payette Ditch Company.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2249 V1

Comments:

1. mcase 4/21/2004 POD
Comment: POD generated from PLS information.
2. mcase 4/21/2004 Period of Use
Comment: No licensed Period of Use. I recommended standard Season of Use.
3. mcase 4/21/2004 Quantity
Comment: No licensed annual diversion. Could not determine annual diversion for recommendation.
4. jdean 11/2/2006 POD
Comment: A POD was determined using the water right file. Aerial photography shows structures at the same location described in the licensing file (map from field exam). The POD is recommended at this location.
5. jdean 11/2/2006 Quantity
Comment: The diversion volume was determined according to the standard diversion volume (19.5 acres * 4.5 afy/acre = 88 afy).

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:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	4/21/2004 4:18:04 PM	mcase			Active
POD	4/21/2004 4:19:39 PM	mcase			Active
Source	4/21/2004 4:19:48 PM	mcase			Active
POU	4/21/2004 4:20:01 PM	mcase			Active
Use	4/21/2004 4:20:28 PM	mcase			Active
Season	4/21/2004 4:20:54 PM	mcase			Active
Quantity	4/21/2004 4:21:05 PM	mcase			Active
Season	6/1/2004 2:37:25 PM	mcase			Active
Summary			11/02/2006	jdean	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2249 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/2/2006 1:38:41 PM	jdean	Updated shape
Summary	11/2/2006 1:43:59 PM	jdean	(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?
POU	1/20/2004 12:50:56 PM	awarntje	Edited shape boundary
POD	4/21/2004 4:19:40 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	4/21/2004 4:19:49 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	4/21/2004 4:20:02 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? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	4/21/2004 4:20:30 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	4/21/2004 4:20:55 PM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2249 V1

Quantity	4/21/2004 4:21:06 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?
Season	6/1/2004 2:37:25 PM	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?
POD	4/21/2004 4:18:36 PM	mcase	Edited point location
Priority Date	4/21/2004 4:18:05 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?
POU	1/20/2004 12:49:52 PM	awarntje	Edited shape boundary
POU	1/20/2004 12:48:11 PM	awarntje	Edited shape boundary
POD	11/2/2006 1:39:18 PM	jdean	Updated PLS

Water Supply Bank:

State of Idaho

License and Certificate of Water Right

Water License No. G-25777

Amount 0.4 second foot ✓

Water District No.

Priority June 27, 1955 ✓

THIS IS TO CERTIFY that EUGENE C. HETRICK

of Weiser, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 27, 1955; that Permit No. G-25777 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.4 second foot, was issued thereunder on March 9, 1956, showing that said works were completed on the 21st day of October, 1955; and that on the 21st day of October, 1955, EUGENE C. HETRICK,

of Weiser, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well,

~~subterranean flow~~ (subterranean flow) ✓, for the purpose of irrigation ✓

, under Use Permit No. G-25777 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 5669, on the 9th day of March, 1956;

The right hereby confirmed dates from June 27, 1955;

The Point of Diversion is located

in the NE ¼, NW 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 not exceed 0.4 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	NE ¼ NW ¼	20	19.5

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

9th day of March, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

67 2249

3/1-11/15
87.75 cfs

F14 Lower Payette
Ditch Co.

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: A67-02249
Date Received: 10/ 5/1989
Receipt No: M004826
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LELA GAROUTTE 208-549-0349
Address: PO BOX 487
WEISER ID 83672

2. Date of Priority: JUN 27, 1955

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	NE	NE	NW		WASHINGTON

5. Description of diverting works:
WELL, 6' DIAMETER, 30' DEEP, CENTRIFUGAL PUMP, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is 70.0 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	NE	NW		IRR	20.0
Section Acres							20.0

SCANNED
MAY 10 2004

10. Place of Use: Continued

Total Acres 20.0

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:
LOWER PAYETTE DITCH

14. Remarks:
OWNERSHIP CHANGED BY LH 3/14/97.

15. Basis of Claim: LICENSE

Water Right Number: 25777

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 _____

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).: 67-02249
Adjudication Claim No(s).: A67-02249, A67-10602, A67-10601
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 for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Eugene C. Hetrick
482 Bay Rd., Rt 3, Box 305, Weiser 83672
4. New Owner/Claimant(s) Lela Garoutte
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address P.O. Box 487
City, State and ZIP Code Weiser, ID 83672
New Telephone Number (208) 549-0349
5. Date you acquired the property Sept. 1996
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 20 Number and type of stock _____
Diversion rate in CFS _____ Number of homes 2 Other uses _____
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.
7. Signature of New Owner or Claimant(s) Lela M. Garoutte
(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 water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for 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 Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

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

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

RECEIVED

MAR 07 1997

WATER RESOURCES
WESTERN REGION

INSTRUMENT NO. 167445
PAGE 1 OF 3

PERSONAL REPRESENTATIVE'S DEED

THIS PERSONAL REPRESENTATIVE'S DEED, made by LELA M. GAROUTTE and SUSAN KELLEY, as Co-Personal Representatives of the Estate of ESTHER P. HETRICK and EUGENE C. HETRICK, deceased, Grantors, to LELA M. GAROUTTE, a widow, Grantee, whose current address is: 1006 S. State, Weiser, Idaho 83672.

WHEREAS, Grantors are the qualified Co-Personal Representatives of said Estate, filed as Probate Number SP 95-00799 in Washington County, Idaho;

THEREFORE, for valuable consideration received, Grantor sells and conveys to Grantee all interest in the following described real property located in Washington County, Idaho, claimed by the estate:

Situate in Washington County, Idaho:

#1 The Southwest Quarter of the Northwest Quarter of the Northeast Quarter of Section Nine (9) in Township Ten (10) North of Range Five (5) West of the Boise Meridian.

Situate in Washington County, Idaho:

#2 The Northeast Quarter of the Northwest Quarter of the Northeast Quarter of Section Nine (9) in Township Ten (10) North of Range Five (5) West of the Boise Meridian.

#3 Beginning at the northwest corner of the Southwest Quarter of the Northeast Quarter of Section Nine (9) in Township Ten (10) North of Range Five (5) West of the Boise Meridian, in Idaho, and running thence South 455.1 feet along the west line of said Southwest Quarter of the Northeast Quarter; thence South 37 degrees 20' east 278.5 feet; thence North 78 degrees 42' East 1511.4 feet; thence North 379.5 feet; and thence West 1650 feet to the place of beginning.

#4. Situate in Washington County, Idaho:
Beginning at the northwest corner of the Northeast Quarter of the Northwest Quarter of Section Nine (9) in Township Ten (10) North of Range Five (5) West of the Boise Meridian; thence East on the North line of said Northeast Quarter of the Northwest Quarter 223.71 feet; thence South 37 degrees 28' East 240.21 feet; thence East 635.8 feet to the west line of a certain tract of land sold to Edward L. Davies (recorded in Book 70 of Deeds, page 15, records of Washington County, Idaho); thence South 159.6 feet to the Southwest corner of the said Davies tract of land; thence East along said Davies tract of land to the East line of said Northeast Quarter of the Northwest Quarter; thence South to a point 214.4 feet North of the Southeast corner of said Northeast Quarter of the Northwest Quarter; thence west parallel to the South line of the Northeast Quarter of the Northwest Quarter to the Easterly line of the State Highway; thence Northwesterly along the Easterly line of said State Highway to the West line of said Northeast Quarter of the Northwest Quarter; thence North to the place of beginning.
Excepting therefrom existing rights of way for roads and ditches.

EXECUTED this 22 day of August, 1996.

Lela M. Garoutte
Lela M. Garoutte

Susan Kelley
Susan Kelley
Co-Personal Representatives of
Estate of Esther P. Hetrick and
Eugene C. Hetrick

INSTRUMENT NO. 167445
STATE OF IDAHO, COUNTY OF WASHINGTON ss,
Filed for record at the request of
BURTON & KROLL LAW OFFICE
06 Min. past FIFTEEN o'clock P. M.
This 18TH day of SEPTEMBER 96
Index to: DEEDS
SEARCH FEE: \$9.00
By Jane M. Knight Deputy
BURTON & KROLL LAW OFFICE

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

STATE OF IDAHO)
) ss.
County of Washington)

On this the 28th day of August, 1996, before me the undersigned, a Notary Public in and for said State, personally appeared LELA M. GAROUTTE, known to me to be the person whose name is subscribed to the foregoing instrument as one of the Co-Personal Representatives of the Estate of ESTHER P. HETRICK and EUGENE C. HETRICK, deceased, and acknowledged to me that she executed the same for and on behalf of said estate.

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


Nick Davies
Notary Public for said State
Residing at: Weiser, Idaho

Comm Expires: 12/18/97

STATE OF ALASKA)
) ss.
County of)

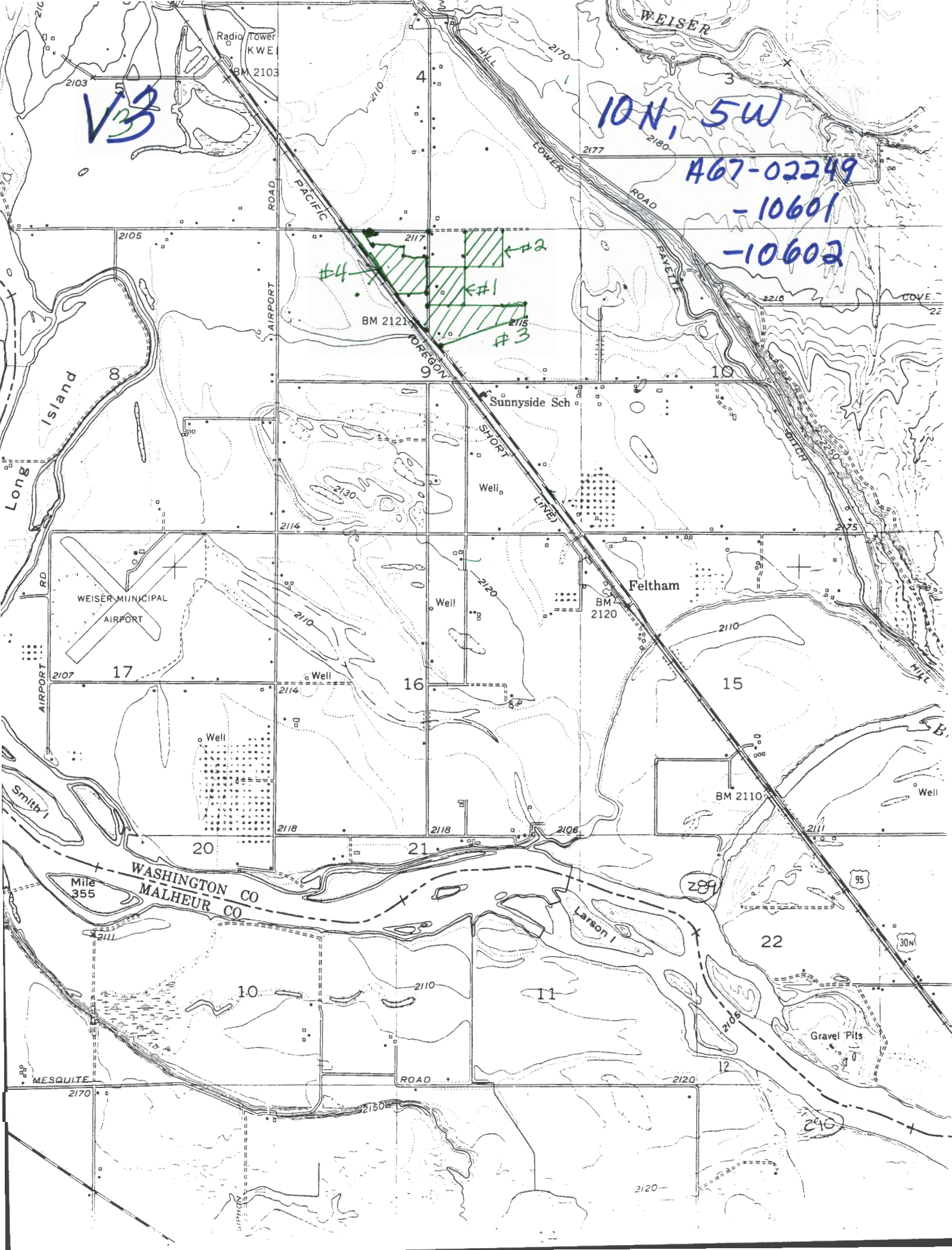
On this the 22 day of August, 1996, before me the undersigned, a Notary Public in and for said State, personally appeared SUSAN KELLEY, known to me to be the person whose name is subscribed to the foregoing instrument as one of the Co-Personal Representatives of the Estate of ESTHER P. HETRICK and EUGENE C. HETRICK, deceased, and acknowledged to me that she executed the same for and on behalf of said estate.

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

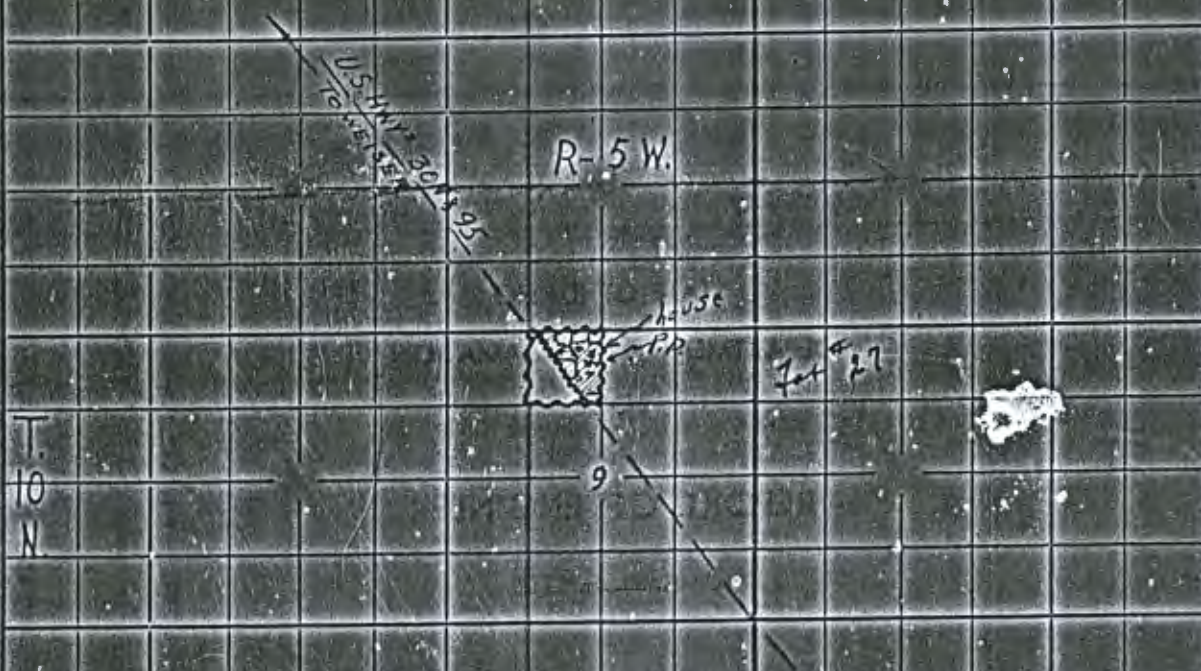
GARY S. PARSONS
POSTMASTER
6TH & BROADWAY
SKAGWAY, AK 99840-9998

X [Signature]
Notary Public for said State
Residing at: SKAGWAY AK 99840





A67-02249



Subdivisions = One

Area = 19.5 acres, Tax lot #27

Q = 20 inches

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: A67-02249
Date Received: 10/05/1989
Receipt No: M004826
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EUGENE C. HETRICK 208-549-0913
Address: 482 DAY RD.
RT. 3 BOX 305
WEISER, ID 83672
2. Date of Priority: JUN 27, 1955
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 10N | 05W | 9 | NE | NE | NW | | WASHINGTON |
5. Description of diverting works:
WELL, 6' DIAMETER, 30' DEEP, CENTRIFUGAL PUMP, DITCH
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.400 | | |
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 70.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:
- | Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|---------------|-------|---------|--------|--------|-----|-----|-------|
| 10N | 05W | 9 | NE | NW | | IRR | 20.0 |
| Section Acres | | | | | | | 20.0 |

A67-02249

Page 1

Date: 10/05/89

MICROFILMED

OCT 01 1992

10. Place of Use: Continued

Total Acres 20.0

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:
LOWER PAYETTE DITCH

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 25777

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):

Eugene C. Fritschle

Date: 10-5-1989

Date: _____

State of Idaho)

) SS.

County of Washington)

Subscribed and sworn (or affirmed) before me this 5th day

of October 19 89

Carter Fritschle
Notary Public



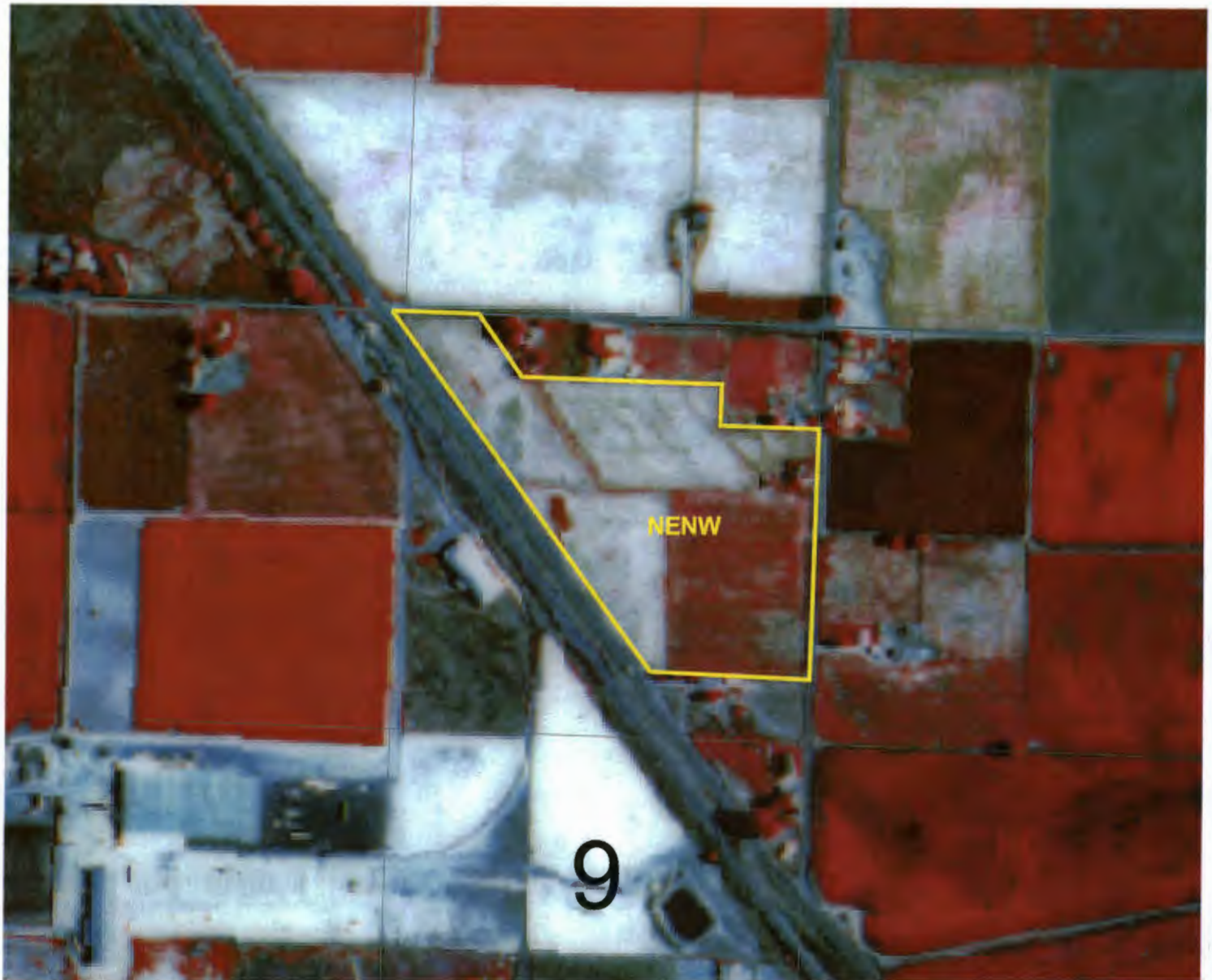
Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My commission Expires March 21, 1994

Idaho Department of Water Resources

67-2249



700 0 700 1400 2100 Feet

T10N, R05W, S9



**Prepared by Anita L. Warntjes
January 20, 2004
1993/94 True Color Photo**

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2249 V1

WATER RIGHT NUMBER: 67-2249 V1

Owner Type Name and Address
Original Owner EUGENE C HETRICK
482 DAY RD
RT 3 BOX 305
WEISER, ID 83672
(208)549-0913
Current Owner LELA GAROUTTE
PO BOX 487
WEISER, ID 83672
(208)549-0349

Priority Date: 06/27/1955

Basis:

Status:

Source Tributary
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/01	to 11/15	0.400 CFS	
	<u>Total Diversion:</u>		0.400 CFS	

Location of Point(s) of Diversion

GROUND WATER NE1/4NE1/4NW1/4 Sec. 9, Twp 10N, Rge 05W, B.M.
WASHINGTON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
10N	05W	9	NE	NW	SW	SE	20.0
							20.0

Total Acres: 20

Conditions of Approval:Remarks:

DRAFT

DONOT
SCAN

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2249 V1

Comments:

1. mcase 4/21/2004 POD

Comment: POD generated from PLS information.

2. mcase 4/21/2004 Period of Use

Comment: No licensed Period of Use. I recommended standard Season of Use.

3. mcase 4/21/2004 Quantity

Comment: No licensed annual diversion. Could not determine annual diversion for recommendation.

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	4/21/2004 4:18:04 PM	mcase			
POD	4/21/2004 4:19:39 PM	mcase			
Source	4/21/2004 4:19:48 PM	mcase			
POU	4/21/2004 4:20:01 PM	mcase			
Use	4/21/2004 4:20:28 PM	mcase			
Season	4/21/2004 4:20:54 PM	mcase			
Quantity	4/21/2004 4:21:05 PM	mcase			

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
POU	1/20/2004 12:50:56 PM	awamtje	Edited shape boundary
POD	4/21/2004 4:19:40 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?

04/21/2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2249 V1

Source	4/21/2004 4:19:49 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	4/21/2004 4:20:02 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? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	4/21/2004 4:20:30 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	4/21/2004 4:20:55 PM	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	4/21/2004 4:21:06 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?
POD	4/21/2004 4:18:36 PM	mcase	Edited point location
Priority Date	4/21/2004 4:18:05 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?
POU	1/20/2004 12:49:52 PM	awarntje	Edited shape boundary
POU	1/20/2004 12:48:11 PM	awarntje	Edited shape boundary



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 14, 1997

Re: Notices of Claim to a Water Right Nos. A67-02249, A67-10601,
A67-10602

LELA GAROUTTE
PO BOX 487
WEISER ID 83672

Dear Ms. Garoutte:

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.

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

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

SCANNED
MAY 10 2004



Weiser, Id
Feb 5, 1997

Department of Water Resources
Bath, Id
Attention of M. Schell

Dear Sir:

Enclosed is the ^{copy} Papers for deed
to Property I, Lela Koraville inherited
from Eugene (and Helene). Please, please
This is for transferring water right
on farm property to my name, Lela M. Koraville

Thank you.

Lela M. Koraville

P.O. Box 487
Weiser, Id 83672

RECEIVED

MAR 07 1997

WATER RESOURCES
WESTERN REGION

