

05/25/2006

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

RIGHT NUMBER: 63-7878
NAME AND ADDRESS: ROY G COOK
PO BOX 224
CALDWELL ID 83606
N JEAN COOK
PO BOX 224
CALDWELL ID 83606

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.390 CFS
114.800 AFY

PRIORITY DATE: 10/02/1973

POINT OF DIVERSION:
T05N R03W S33 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.390 CFS 114.80 AFY
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION Within CANYON County
T05N R03W S33 SWNW 24.00 T05N R03W S33 SENW 2.00

26 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
Use of this right is combined with water from Black Canyon Irrigation District.



Idaho Department of Water Resources

63-7878

05N 03W Section 33



Total Irrigated
Acres: 26

-  POU
-  POD
-  Sections
-  Quarter/Quarter

1000 0 1000 2000 Feet



IDWR
Prepared by: Lori Graves
Date: 5-24-06
1986-87 Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7878 V1

WATER RIGHT NUMBER: 63-7878 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GORDON P MOWRY 4155 DOVER CIR CYPRESS, CA 90630
Current Owner	ROY G COOK PO BOX 224 CALDWELL, ID 83606 (208)459-3185
Original Owner	RICHARD KOELZER 24594 LABOR CAMP RD CALDWELL, ID 83605 (208)459-9313
Current Owner	N JEAN COOK PO BOX 224 CALDWELL, ID 83606 (208)459-3185
Original Owner	SANDRA KOELZER 24594 LABOR CAMP RD CALDWELL, ID 83605 (208)459-9313
Original Owner	LILYMAE MOWRY 4155 DOVER CIR CYPRESS, CA 90630

Priority Date: 10/02/1973

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	03/15 to 11/15	0.390 CFS	114.80 AF
	<u>Total Diversion:</u>	0.390 CFS	114.80 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 33, Twp 05N, Rge 03W, B.M.
CANYON 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	
05N	03W	33							24.0	2.0									26.0

Total Acres: 26

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7878 V1

Conditions of Approval:

1. W14 Use of this right is combined with water from Black Canyon Irrigation District.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:

Comments:

1. Igraves 5/24/2006 Conditions

Comment: A preliminary recommendation and layout for this right was made at the state office 1/20/06 without an extended season of use condition S39. That condition has been added and the layout has been saved to the Western Region layout file.

2. Igraves 5/24/2006 P/D

Comment: Recommended as licensed to the forty acre tract rather than the ten acre tract as claimed.

3. Igraves 5/25/2006 Parcel No.

Comment: Parcel No: R3815300000

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: OR

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:

Water Supply Bank:

01/20/2006

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

RIGHT NUMBER: 63-7878
NAME AND ADDRESS: ROY G COOK
PO BOX 224
CALDWELL ID 83606
N JEAN COOK
PO BOX 224
CALDWELL ID 83606

RECEIVED
JAN 24 2006
WATER RESOURCES
WESTERN REGION

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.390 CFS
114.800 AFY
PRIORITY DATE: 10/02/1973
POINT OF DIVERSION: *see as licensed*

T05N R03W S33 ~~SWSNW~~ Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	<u>03/15</u> 11/15	0.390 CFS 114.800 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T05N R03W S33	SWNW	24.00	T05N R03W S33	SENW	2.00
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26 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

Use of this right is combined with water from Black Canyon Irrigation District.

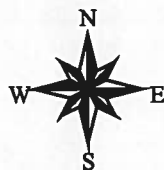
*add 539 - 3/1 to 11/15
Parcel No R3815300000*

63-7878

T05N R03W Sec 33



0.2 0 0.2 0.4 Miles



- 63-7878pod.shp
- Pou.shp
- Township/Range
- Sections
- QQ

1987-88 Aerial Photography
Date Drawn: 1/20/06
IDWR
Drawn by: D. Shaff

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7878 Priority October 2, 1973 Amount .39 cfs

THIS IS TO CERTIFY, that GORDON P. &/or LILYMAE MOWRY
of Cyprus, California, has complied with the terms and conditions of Permit
No. 63-7878 issued pursuant to Application for Permit dated October 2, 1973,
and has submitted proof to the Department of Water Resources on October 10, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .39 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>.39</u> cfs and <u>114.8</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		
(both dates inclusive)			

Subject, however, to the condition that no more than .39 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
114.8 acre feet per year, said waters to be diverted within the SW 1/4 NW 1/4, Sec. 33, Twp. 5N,
Rge. 3W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	3W	33						24	2										26

Total number of acres irrigated 26

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of
February, 19 81.

Director

MICROFILMED

Identification No. _____

Application No. 63-7878

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant GORDON P. MOWRY &/or LILYMAE MOWRY
post office address 4155 Dover Circle, Cyprus, California PH: 714-828-5731
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33 Township 5 N
Range 3 W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.64 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.64 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and sprinkler system
with some ditch and flood irrigation.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 10 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 3000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N	3 W	33							30	1.8									31.8

Total number of acres to be irrigated 31.8

c. Describe any other water rights used for the same purposes as described above.

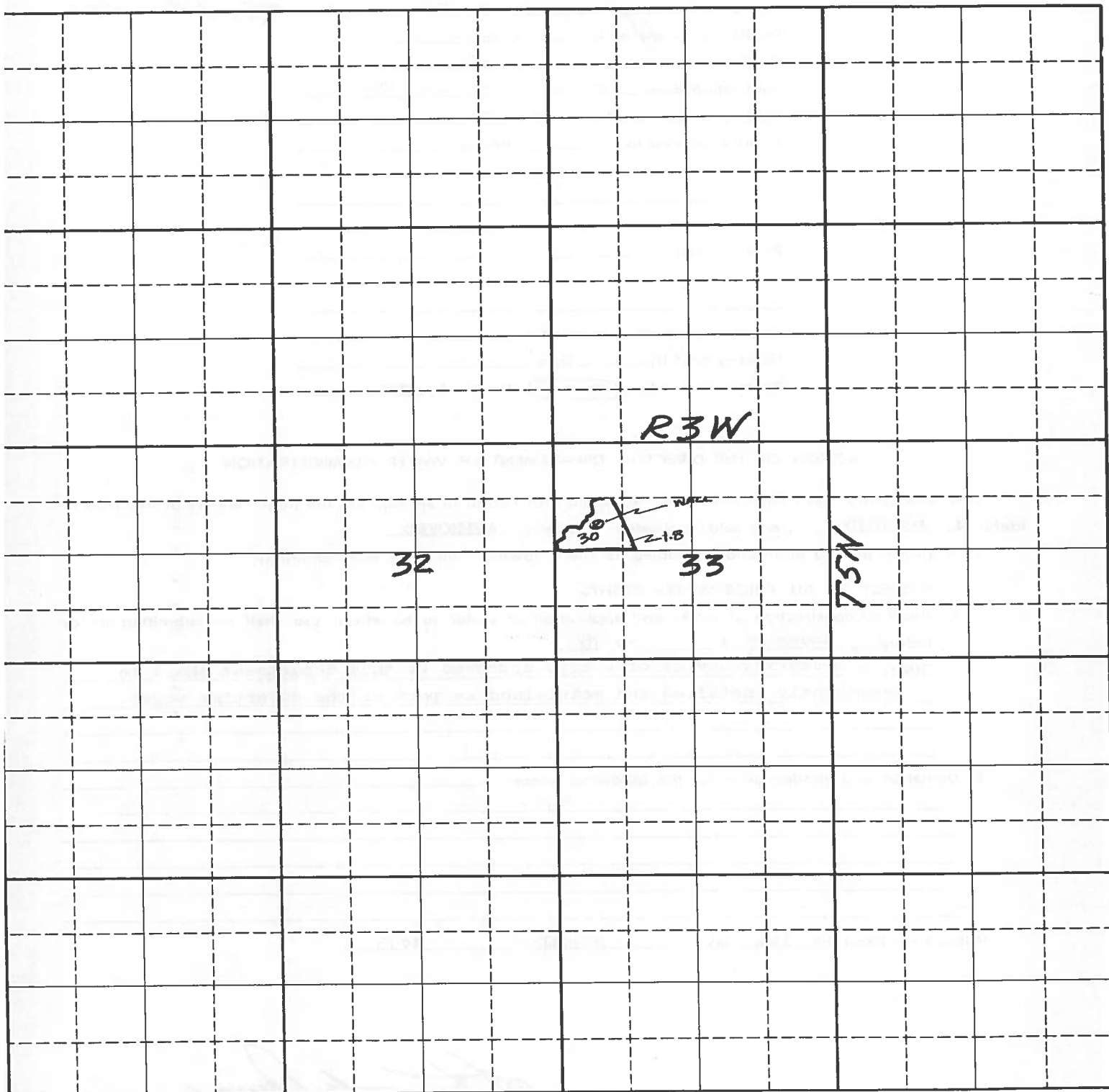
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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

Sandra P. Morrey
(Applicant)

Received by KHF Date 10-2-73 Time 2:20 PM
 Preliminary check by KHF Fee \$ 7500 Rec't #
 Receipted by gg Date 10-2-73 Rec't # 12453
 Publication prepared by SW Date 10-5-73
 Published in Idaho Tribune
 Publication dates 10-11, 10-18-73
 Publication approved SW Date 10-24-73
 Priority reduced to _____ Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by JDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7878, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 78.
- c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 1st day of November 1973.

[Signature]
 DEPUTY Director

RE. PERMIT
63-7879

R3W
SW NW

Canal

T 5 N

MICROFILMED

32 33
← 1/4 Corner



west of ~~to~~ ~~above~~ ~~below~~ ~~road~~ ~~right~~ 1.5 miles

TOTAL ACREAGE 25.5

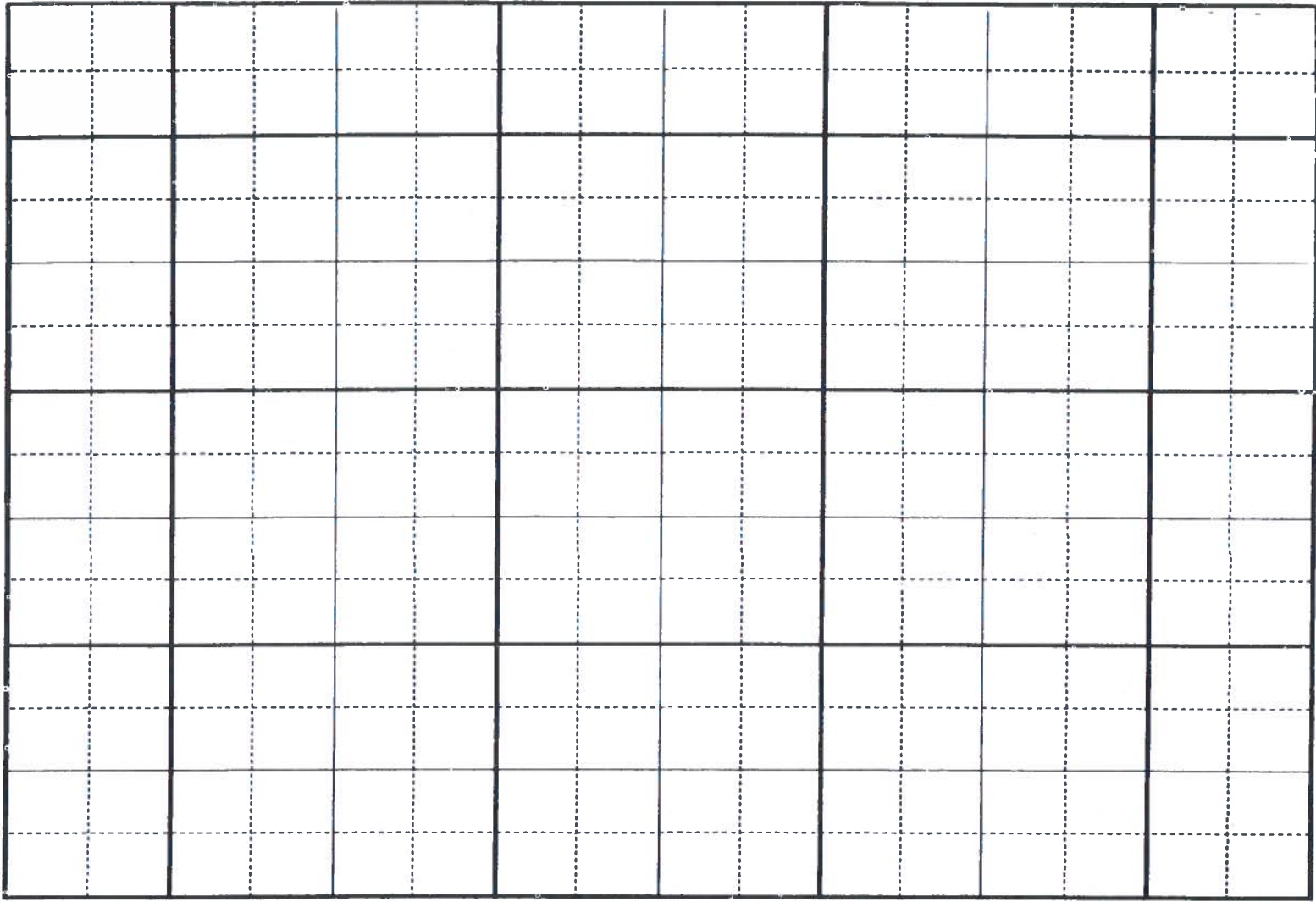


Diagram of System

DATE OF EXAM 8 OCT 1980

ACREAGE

Found

Recommended

25.5 ✓

25.5 ✓

7 round to
26 acres

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = .39 c.f.s.

V = 114.75

AF/Ann. from

3/85

to

11/85

Domestic Q = _____ c.f.s.

V = _____

AF/Ann. from _____

to _____

Livestock Q = _____ c.f.s.

V = _____

AF/Ann. from _____

to _____

Is water co-mingled? yes _____ no X

Name source: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Exchange? yes _____ no X

Name source exchanged with: _____

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Point of injection:

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Point of exchange:

twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____

County _____

Total Q measured .39 CFS Method of measurement sprinkler calc

Total Q recommended .39 CFS Meter No. _____ Type _____ Condition _____

Total V recommended 114.75

Recommended Amendments:

P.D. None

Place of Use 51/2 NW 1/4 33 5N 34E

Other _____

None X

MEASUREMENT CALCULATION:

48 sprinkler heads * 3.63 gpm = 174.24 gpm = .39 CFS capacity

V = 295 days * 1.98 gpm * .39 CFS = 189.2 oz

25.5 ac * 4.5 = 114.75 ✓

SYSTEM DESCRIPTION:

Pump # CE 15HP VST6B05326 Pump BOWLER NO NUMBER
pump well into either co-crete ditch or sprinkler system.
Picters sprinklers

REMARKS:

40 Head 30W 9/69"

164"

some supplemented some only source of H₂O

Examiner's Signature Carl E. Martin Date 9 OCT 1980

Checked by DBS Date 10/15/80

Approved by [Signature] Date 1/14/1981

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-7878
Date Received: 3/1/90
Receipt No: C015246
Received By:

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

1. Name of Claimant(s): ROY G COOK
PO BOX 224
CALDWELL ID USA 83606

Phone: (208) 459-3185

N JEAN COOK
PO BOX 224
CALDWELL ID USA 83606

Phone: (208) 459-3185

2. Date of Priority: 10/02/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	03W	33	SW SW NW	CANYON	

5. Description of diverting works:

WELL, PUMP, SPRINKLERS, & DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.39	

7. Total Quantity Appropriated is:
0.39 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	03W	33	SW NW		IRRIGATION	24
			SE NW		IRRIGATION	2
					Section Acres	26
					Total Acres	26

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 2/28/2001.

15. Basis of Claim: License



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 28, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ROY G COOK
N JEAN COOK
PO BOX 224
CALDWELL ID 83606

Re: Notice of Claim to a Water Right No. A63-07878

Dear Claimants:

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

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

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

February 6, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CHARLES L HONSINGER
RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701

RE: Water Right No. A63-07878

Dear Mr. Honsinger:

This office has received the Notice of Change of Water Right Ownership (copy enclosed) for Roy and Jean Cook, recently submitted by your office. We also received check number 26251 in the amount of \$25, however, we are returning it to you, as the ownership change fee is not required for this particular water right claim. This claim is for Irrigation use and has not yet been decreed by the SRBA Court.

Thank you for your patience and cooperation. If you have any questions regarding this letter, feel free to contact this office at (208) 334-2190.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures



RECEIVED

FEB 06 2001

WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
Patrick D. Furey
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
William F. Ringert
Daniel V. Steenson
Allyn L. Sweeney

Samuel Kaufman (1921-1986)

February 6, 2001

Idaho Department of Water Resources
Western Regional Offices
2735 Airport Way
Boise, ID 83705-5082

Re: Notice of Change of Ownership

Dear Sir or Madam:

Enclosed please find a completed Notice of Change in Water Right Ownership with its supporting documents that I file on behalf of my clients Roy G. and N. Jean Cook, together with a check in the amount of \$25.00. Please process the requested change and contact me with any questions, or alternatively when the change has been completed.

Thank you for your assistance with this matter.

Sincerely,

A handwritten signature in blue ink that reads "Charles L. Honsinger".

Charles L. Honsinger

enclosures

cc: Roy and Jean Cook

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

RECEIVED**FEB 06 2001****WATER RESOURCES
WESTERN REGION**

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
63-07878					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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) Richard and Sandra Koelzer
24594 Labor Camp Rd, Caldwell, ID 83605
4. New Owner/Claimant(s) Roy G. and N. Jean Cook
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address P.O. Box 224
 City, State and ZIP Code Caldwell, ID 83606
- New Telephone Number (208) 459-3185
5. Date you acquired the property APRIL 18 1991

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)

Boag & Cook
Monte Jean Cook

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

n/a

200020683

WARRANTY DEED RESERVING MINERAL RIGHTS

FOR VALUE RECEIVED, Gordon P. Mowry and Lilymae Mowry, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto Roy G. Cook and Norma Jean Cook, husband and wife, the Grantees, whose current address is P.O. Box 224, Caldwell, Idaho, the following described real property, located in Canyon County, Idaho, to-wit:

See Exhibit A attached hereto and by this reference sold hereunder as part of premises is a 1972 14' x 56' Academy mobile home, Canyon County Assessor's number AI-287F and Treasurer's number AT 72259. EXCEPTING THEREFROM AND RESERVING TO THE GRANTOR ALL MINERAL RIGHTS AND RIGHTS TO OIL AND GAS FROM THE FOREGOING DESCRIBED PREMISES.

TO HAVE AND TO HOLD the said premises, together with all water rights, ditch rights and rights of way appurtenant thereto, and with the premises' appurtenances unto said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances.

Subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises; taxes and assessments of all taxing units not yet due and payable; reservations in patents or state grants or in acts authorizing the issuance thereof; all repayment contracts between any irrigation districts within which the premises are situated and any government or agency; the bonded debt of all taxing units within which said premises are located; restrictions imposed by law, ordinance, or regulation imposed by any governmental entity, department or agency; restrictions contained in any covenants of record affecting the premises; all rights of way or easements affecting the premises regardless of how evidenced or acquired and whether the same appear of record or not; questions of location, boundary and area; overlaps or encroachments.

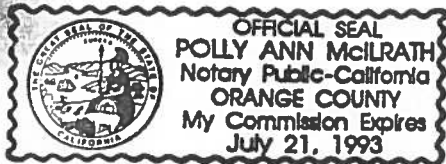
Dated this 3rd day of May, 1991.

Gordon P. Mowry

Lilymae Mowry

STATE OF California
County of Orange : ss Cypress

On this 3rd day of May, 1991, before me, a Notary Public in and for the State of Calif, personally appeared Gordon P. Mowry and Lilymae Mowry, husband and wife, known to me to be the persons whose name are subscribed to the within instrument, and acknowledged that they executed the same.



Polly Ann McIlrath
Notary Public for Idaho Calif
Residing at Cypress
My Commission Expires: July 21, 1993

EXHIBIT "A"

That part of the Southwest Quarter of the Northwest Quarter, and that part of the Southeast Quarter of the Northwest Quarter of Section 33, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho, lying West of the Interstate Highway,

EXCEPTING THEREFROM

That part of the Southwest Quarter of the Northwest Quarter which lies Northwest of the centerline of the right of way of Conway Gulch Lateral No. 6.1 also exempting the right of way of U.S. Highway I-80N.

200020683

RECORDED

00 JUN 13 PM 1 16

G NOEL HALES

CANYON COUNTY RECORDER

BY

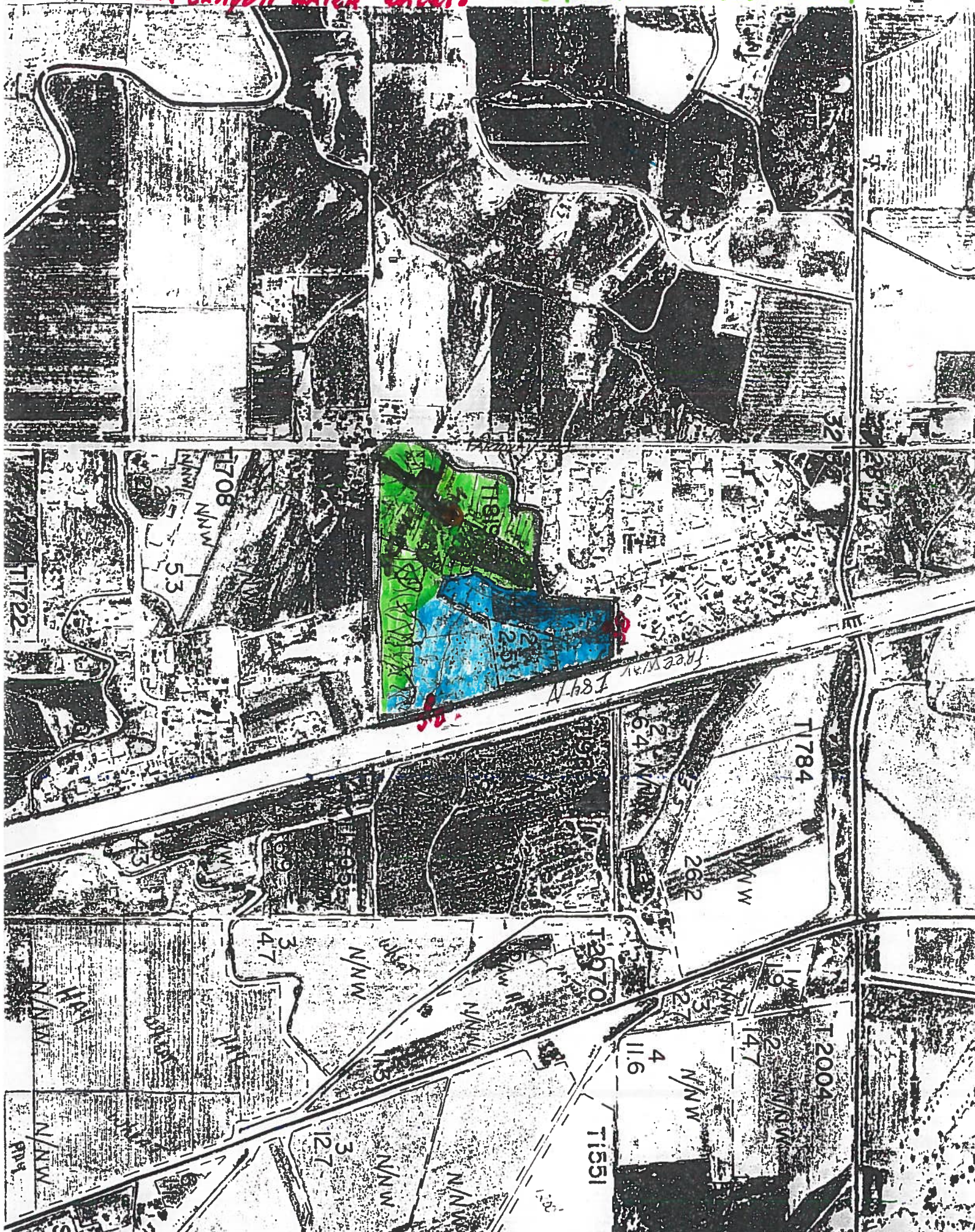
[Signature]

REQUEST PIONEER - CALDWELL

TYPE *[Signature]* FEE 6.00

[Signature] pdc

Green is well water



R3M

Canal

32 33
32 33
← 1/4 corner

151

151

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-07878
Date Received: 2/08/1990
Receipt No: 2015246
Received By: C. Wong

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD KOELZER 208-459-9313
Address: 24594 LABOR CAMP RD.
CALDWELL, ID 83605

AND/OR

Name: SANDRA KOELZER 208-459-9313
Address: 24594 LABOR CAMP RD.
CALDWELL, ID 83605

2. Date of Priority: OCT 02, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

RECEIVED
MAR 01 1990

Department of Water Resources

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	03W	33	SW	SW	NW		CANYON

5. Description of diverting works:
WELL, PUMP, SPRINKLERS, & DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.390		

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

8. Total consumptive use is 91.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	03W	33	SW	NW		IRR	24.0
			SE	NW		IRR	2.0
						Section Acres	26.0
						Total Acres	26.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
BLACK CANYON IRRIGATION DISTRICT

14. Remarks:

15. Basis of Claim: LICENSE

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: - 1 -

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): Richard D. Koehn Date: 2/8/90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of February 19 90 Carter Fritschle
Notary Public

Seal

Residing at _____

My Commission Expires _____

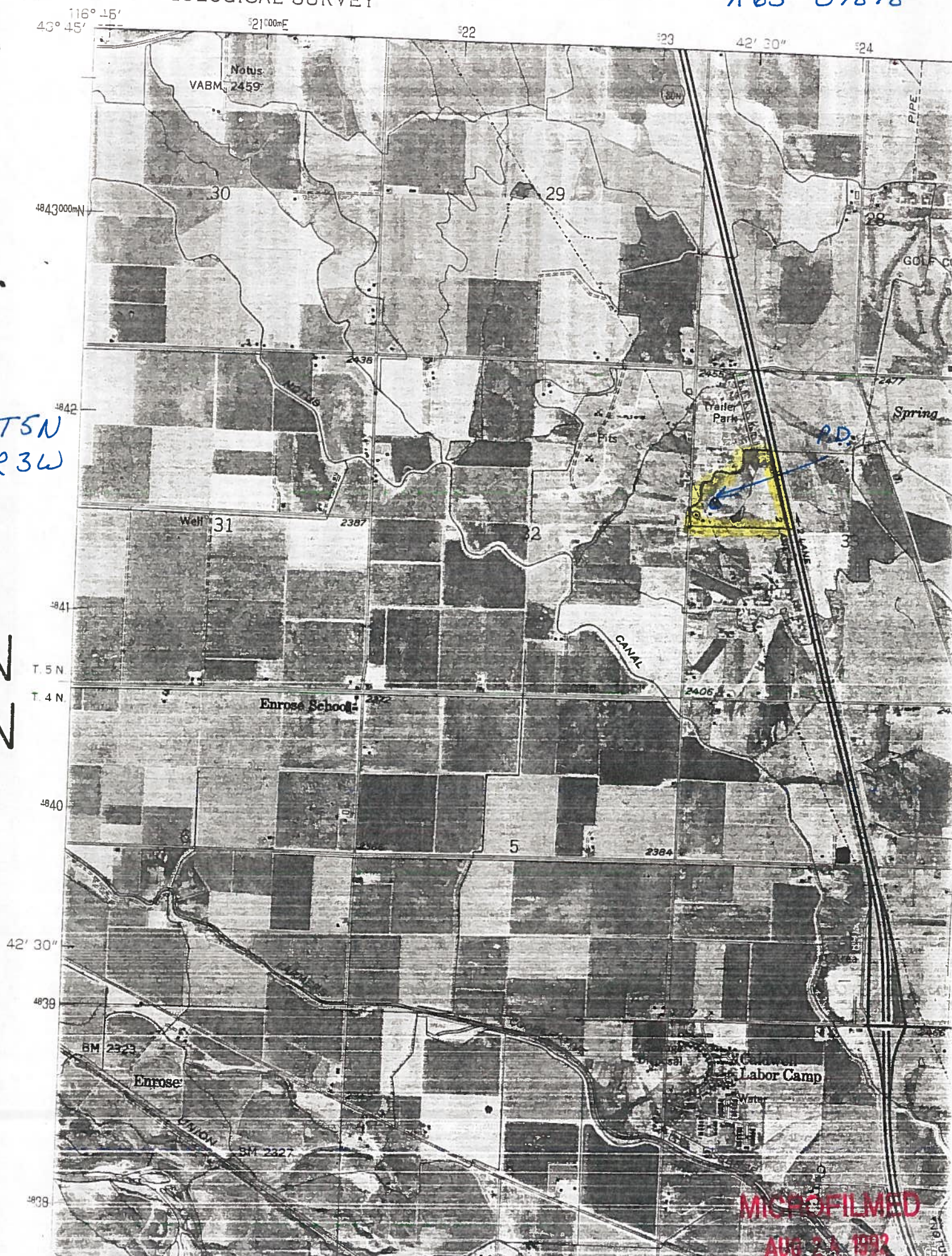
Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

A 63-07878

T5N
R3W

N
N



MICROFILMED
AUG 24 1992