

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 63-8239
Date Received: 4/12/1990
Receipt No: M006605
Received By:

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

1. Name of Claimant(s)

GREG OBENDORF Phone: (208)722-6451
26496 DEB LN
PARMA ID USA 83660

2. Date of Priority: 04/09/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	05W	13	SE SW	PAYETTE	

5. Description of diverting works:

WELL, 400' DEEP, 10" CASING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.6	383

7. Total Quantity Appropriated is:
1.6 C.F.S. and/or 383 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	05W	13	SE SW	IRRIGATION	30
			SW SE	IRRIGATION	40

Section Acres 70

07N	05W	24	NW	NE	IRRIGATION	15
					Section Acres	15
					Total Acres	85

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

CHANGE IN OWNERSHIP LG 9-25-2006 REVIEWED BY V. MUSIC

15. Basis of Claim: License

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

RECEIVED

MAY 19 2005

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
✓ 63-08230	A63-08230	AS			
✓ 63-08239	A63-08239	AS			
✓ 63-08256	A63-08256	AS			
✓ 63-07460	A63-07460	AS			
63-21079	Partial Decree				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

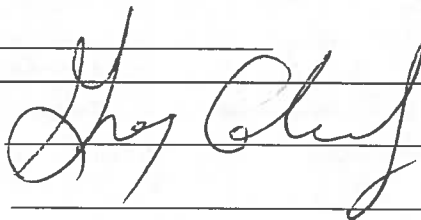
3. Name and Address of Former Owner/Claimant(s) Alvin and Rogene Dejong
13901 Yakima Valley Highway, Zillah, Washington 98953
4. New Owner/Claimant(s) Greg Obendorf
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 26496 Deb Lane
- City, State and ZIP Code Parma, Idaho 83660
- New Telephone Number (208) 722-6451
5. Date you acquired the property June 3, 2004

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)



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 AK Date 5-19-05 Fee 25⁰⁰
 Receipted by AK Date 5-19-05 Receipt No. W032954
 Processed by ly AJ Date 9-25-06 WR _____ Date _____

Reviewed by V. Music

P15401

WARRANTY DEED

FOR VALUE RECEIVED ALVIN DEJONG, ALSO SHOWN OF RECORD AS AL DEJONG and ROGENE K. DEJONG ALSO SHOWN OF RECORD AS ROGENE DEJONG, HUSBAND AND WIFE

the GrantorS, do hereby grant, bargain, sell and convey unto GREG OBENDORF, ~~KNOWINGLY~~
A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY
the Grantee, whose address is 26496 Deblane Pkwy. Ald. 83660

the following described premises, to-wit:

SEE ATTACHED EXHIBIT A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, HIS heirs and assigns forever. And the said GrantorS do hereby covenant to and with the said Grantee, that They ARE the ownerS in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2004 and subsequent years, covenants, conditions, restrictions and easements of record; and that They will warrant and defend the same from all lawful claims whatsoever.

DATED: June 3, 2004

Alvin DeJong
ALVIN DEJONG

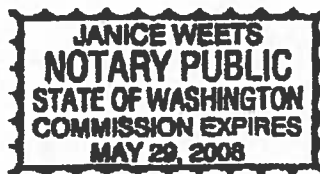
Rogene K. DeJong
ROGENE K. DEJONG

STATE OF IDAHO WA
COUNTY OF CANYON Yakima

On this 7th day of JUNE, 2004, before me, a notary public, personally appeared ALVIN DEJONG AND ROGENE K. DEJONG, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Janice Weets
Notary Public
Residing at Grandview, WA

My commission expires: 6/29/08



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

Instrument # 318861

PAVETTE COUNTY

2004-06-09

04:20:00 No. of Pages: 2

Recorded for: AMERITITLE

BETTY JOHNSON

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

Janice Weets
Debls

318861

Order No. P- 18481

EXHIBIT A

PARCEL I

Land in Twp. 7 N., R. 5 W., B.M., Payette County, Idaho:

In Sec. 13: The SW1/4SE1/4; S1/2SW1/4 lying North and East of Black Canyon Irrigation District "A" Line Canal;

In Sec. 24: The NW1/4NE1/4; N1/2NE1/4NW1/4 lying South and East of Black Canyon Irrigation District "A" Line Canal.

PARCEL II

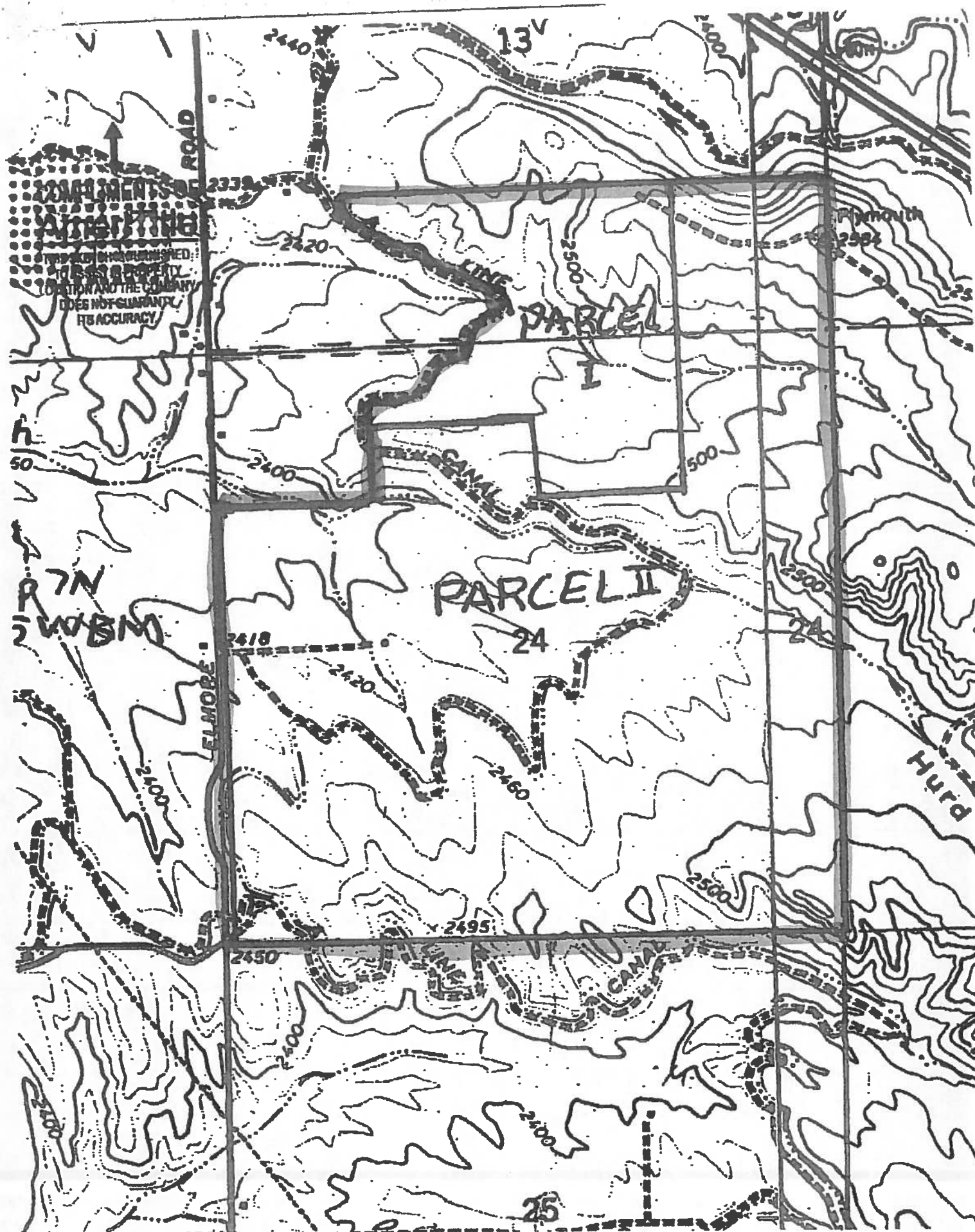
Land in Twp. 7 N., R. 5 W., B. M., Payette County, Idaho:

In Sec. 13: SE1/4SE1/4;

In Sec. 24: S1/2; S1/2N1/2; NE1/4NE1/4; and S1/2NE1/4NW1/4.

PARCEL III

Together with an ingress-egress easement recorded August 24, 1993 as Instrument No. 245102, Official Records.



Idaho Department of Water Resources Receipt

Receipt ID W032954

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$25.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	62140	1155



Signature Line (Dept. Representative)

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: **A63-08239**
Date Received: 4/12/1990
Receipt No: M006605
Received By: _____

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

1. Name: RICHARD NELSON 208-362-4135
Address: 8202 SOUTH CLOVERDALE ROAD
BOISE ID 83709
OR
Name: BENJAMIN NELSON 208-362-4135
Address: 8202 SOUTH CLOVERDALE ROAD
BOISE ID 83709
OR
Name: JUANITA NELSON
Address: 8202 SOUTH CLOVERDALE ROAD
BOISE ID 83709
OR
Name: ROSE NELSON
Address: 8202 SOUTH CLOVERDALE ROAD
BOISE ID 83709

2. Date of Priority: APR 9, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	05W	13	SE	SW			PAYETTE

5. Description of diverting works:
WELL, 400' DEEP, 10" CASING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		383.00

7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) 383.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	05W	13	SE	SW		IRR	30.0
			SW	SE		IRR	40.0
						Section Acres	70.0
		24	NW	NE		IRR	15.0
						Section Acres	15.0
						Total Acres	85.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
A63-08256

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: _____

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 _____

RECEIVED

Form 42-1409(7)



OCT 26 1993

WATER RESOURCES
WESTERN REGION

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

OCT 25 1993

Department of Water Resources

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 7 N Range 5 W
Section 13, SW 1/4 of SE 1/4 of 5 1/2 SW 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____. **SEE DEED**
If you have additional legal descriptions, please attach separate sheet.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s) Assigned by IDWR: A 63-08239
- [] Name and Address of Former Owner/Claimant(s)(Seller): RINHOLD STOHLER
5100 ELMORE RD, FRUITLAND IDAHO 83619
- [] New Owner/Claimant (Purchaser): RICHARD, BENJAMIN, JUANITA, ROSE
Nelson
- [] New Mailing Address: 8202 South Choverdale Road
BOISE, IDAHO 83709
- [] New Telephone Number: (208) 362 - 4135
1714
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) Richard R. Nelson Date 22 Oct 93
Juanita M. Nelson Date 22 Oct 93
- [] Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 11-1-93 By: JD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 11-1-93 By: JD

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

JUL 25 1994

WARRANTY DEED

RECEIVED

OCT 26 1993

For Value Received

RINHOLD STOHLER and ARTINA STOHLER, husband and wife,

WATER RESOURCES
WESTERN REGION

the grantor s, do hereby grant, bargain, sell and convey unto
 RICHARD D. NELSON and JUANITA M. NELSON, husband and wife, and
 BENJAMIN D. NELSON and ROSE M. NELSON, husband and wife,
 the grantees, whose current address is 8202 South Cloverdale Road, Boise, ID 83709

the following described premises, in Payette County Idaho, to-wit:

Land in Twp. 7 N., R. 5 W., B.M., Payette County, Idaho:

In Sec. 13: The SW $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$ lying North and East of Black Canyon Irrigation District "A" Line Canal;

In Sec. 24: The NW $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying South and East of Black Canyon Irrigation District "A" Line Canal.

TOGETHER with any and all water, water rights, ditches, ditch rights, minerals, mineral leases and any and all irrigation rights appurtenant to said lands or in anyway connected therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the 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 they are free from all incumbrances excepting reservations, easements, incumbrances, restrictions and rights of way appearing of record and/or existing,

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: August 19, 1993

Rinhold Stohler
 RINHOLD STOHLER

Artina Stohler
 ARTINA STOHLER

STATE OF IDAHO, COUNTY OF Payette
 On this 19th day of August, 1993,
 before me, a notary public in and for the said State, personally appeared

Rinhold Stohler and
 Artina Stohler

known to me to be the persons whose names are
 subscribed to the within instrument, and acknowledged to
 me that they executed the same.

Sheryl Miller
 Notary Public

Residing at Payette, Idaho
 Comm. Expires 3-1-94

STATE OF IDAHO, COUNTY OF Payette
 I hereby certify that this instrument was filed for record at
 the request of Land Title Insurance Company

at 46 minutes past 11:00 o'clock A.M.,
 this 24 day of August, 1993, in my office, and duly recorded in Book 48
 of Deeds at Page 245103

LAURA L. STIGILE
 Ex-Officio Recorder

By Debra J. Smith Deputy.

Fees \$ 300
 Mail to:

INSTRUMENT NO.

440200

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: A63-08239
Date Received: 4/12/1990
Receipt No: M006605
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RINHOLD STOHLER
Address: 5100 ELMORE RD. 208-452-3279
FRUITLAND, ID 83619
OR
Name: ARTINA STOHLER
Address: 5100 ELMORE RS. 208-452-3279
FRUITLAND, ID 83619
2. Date of Priority: APR 09, 1973
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 07N | 05W | 13 | SE | SW | | | PAYETTE |
5. Description of diverting works:
WELL, 400' DEEP, 10" CASING
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.600 | | 383.00 |
7. Total Quantity Appropriated is:
1.600 C.F.S. (and/or) 383.00 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

A63-08239

Page 1

Date: 04/12/90

MICROFILMED

APR 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	05W	13	SE	SW		IRR	30.0
			SW	SE		IRR	40.0
					Section Acres		70.0
		24	NW	NE		IRR	15.0
					Section Acres		15.0
					Total Acres		85.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
A63-08256

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: _____

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): Adina Stohler Date: April 12/90

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of April 19 90

Mahmud E. Gibson
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 9-2-1994



A63-8239

T7N

R5W

MICROFILMED
AUG 24 1992

Receipt Details for ID M006605

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/12/1990 11:29:50 AM	4/12/1990	Mobile	\$255.00	Check
Payer		STOHLER, ARTINA		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6783			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$255.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
65	18525		\$25.00	Claim
63	8239		\$135.00	Claim
63	8256		\$95.00	Claim

Print Report

09/26/2006

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

RIGHT NUMBER: 63-8239
NAME AND ADDRESS: GREG OBENDORF
26496 DEB LN
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.600 CFS
383.000 AFY

PRIORITY DATE: 04/09/1973

POINT OF DIVERSION:

T07N R05W S13 SESW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.600 CFS

383.00 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 or late irrigation use and a priority date earlier than

the

date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within PAYETTE County

T07N R05W S13	SESW	30.00	T07N R05W S13	SWSE	40.00
T07N R05W S24	NWNE	15.00			

85 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

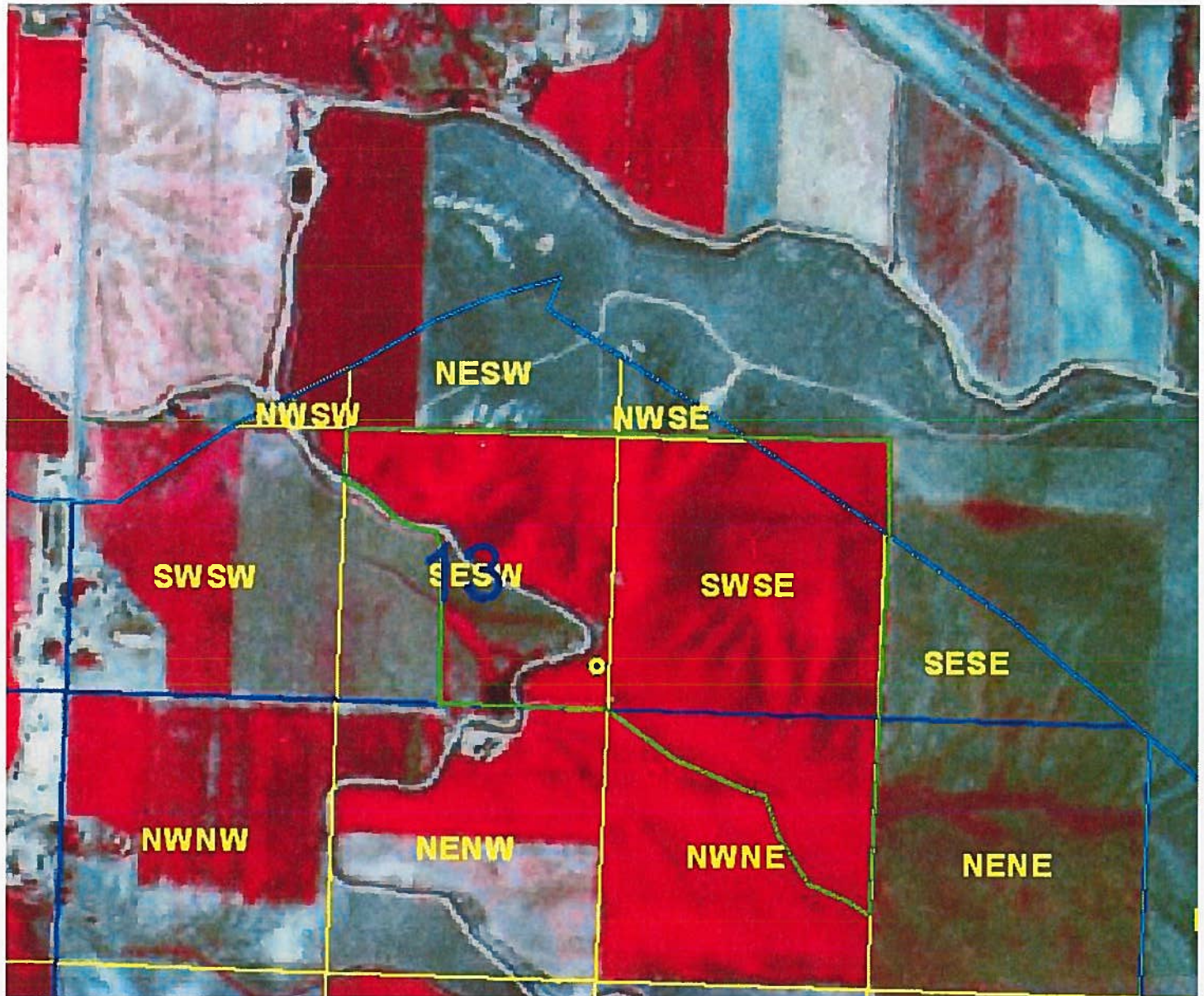
A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Right No. 63-8256 is also diverted through point of diversion described above.



State of Idaho
Idaho Department of Water Resources
Western Region

T7N R5W SECTIONS 13 and 24
Water Right (s): 63-8239



1320 0 1320 Feet



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: June 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

September 26, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Greg Obendorf
26496 Deb Lane
Parma, ID 83660

Notice of Claim to a Water Right No. 63-8239, 63-8230, 63-8256, 63-7460

Dear Claimant(s):

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

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

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

Sincerely,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

06/13/2006

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

RIGHT NUMBER: 63-8239

NAME AND ADDRESS: RICHARD D NELSON
8202 S CLOVERDALE RD
BOISE ID 83709

ROSE NELSON
8202 S CLOVERDALE RD
BOISE ID 83709

JUANITA M NELSON
8202 S CLOVERDALE RD
BOISE ID 83709

BENJAMIN NELSON
8202 S CLOVERDALE RD
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.600 CFS
383.000 AFY

PRIORITY DATE: 04/09/1973

POINT OF DIVERSION:

T07N R05W S13 SESW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.600 CFS
383.00 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 or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within PAYETTE County

T07N R05W S13	SESW	30.00	T07N R05W S13	SWSE	40.00
T07N R05W S24	NWNE	15.00			

85 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

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

Right No. 63-8256 is also diverted through point of diversion described above.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8239 Priority April 9, 1973 Amount 1.60 cfs

THIS IS TO CERTIFY, that RINHOLD STOHLER
of Fruitland, Idaho, has complied with the terms and conditions of Permit
No. 63-8239 issued pursuant to Application for Permit dated April 9, 1973,
and has submitted proof to the Department of Water Resources on October 12, 1976,
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 1.60 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>1.60</u> cfs and	<u>383</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 1.60 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
383 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13,
Twp. 7N, Rge. 5W, B.M. in the County of Payette

Description and location of place of use:

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 $\frac{1}{4}$	
7N	5W	13												30			40		70
		24		15															15

Total number of acres irrigated 85

CONDITION: A measuring device of a type approved by the Department shall be
maintained as a part of the diversion works.

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
March _____, 19 78.

Director

Identification No. _____

Application No. 65-7358

63-8239

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 RINHOLD STOHLER
post office address Route 1, Fruitland, Idaho
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 13 Township 7 N.
Range 5 W. B.M. Payette 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 1.6 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. 1.6 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Drilled well, electric pump

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 300 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 \$ 8000.00.
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: _____

65 7:50

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

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	
7 N.	5 W.	24		15															15
		13											30				40		70

Total number of acres to be irrigated 85

c. Describe any other water rights used for the same purposes as described above. None

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.

R 5 W

T

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.

65 7358

Pinhole Stohler
(Applicant)

Received by LEB Date 9 April 73 Time 4:00 pm
 Preliminary check by LEB Fee \$ 35.00
 Receipted by PLA Date 4-9-73 # 10154
 Publication prepared by PLA Date 4-10-73
 Published in Independent Enterprise
 Publication dates 4-19-73 & 4-26-73
 Publication approved PLA Date 5-1-73
 Priority ~~reduced~~ 4-9-73 Reason _____

65-7358

Protests filed by: _____

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

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. 65-7358, 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 May 1, 1978.
- 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 11th day of May 1973.

R. Karl Hjort
 Director

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

FIELD REPORT

1. Name of permit holder Rinhold Stohler
Post office address Rt. 1, Box 198, Fruitland, ID 83619 Phone
Person to contact Phone

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
 (name spring, stream, etc.)
 Tributary to _____

3. Water will be used for the following purposes:

Amount 1.60 c.f.s. for Irrigation
 AF/Annum (nature of use)

Period of Use: from March 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 1.60 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 7N N/S, Range 5W E/W, B.M., Section 13, Subdivision SE $\frac{1}{4}$ SW $\frac{1}{4}$, Payette

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County _____

Other Points of Diversions: _____ County

Description of diverting works: 100 hp pump, 12 inch casing, 400 ' deep

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

85

Permit No. 63-8239

Examination for b/u

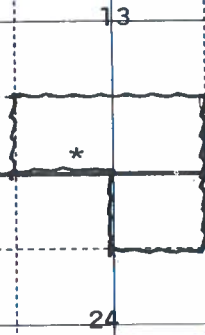


Diagram of System

DATE OF EXAM 12 April 77

ACREAGE

Found _____
Recommended 85

Irrigation Requirement 5.0 4.5 Ac Ft/Ac

USE

Irrigation Q = 1.6 c.f.s. V = 383 425 AF/Ann. from 4-1 to 10-31
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 ☒

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

Exchange? yes _____ no ☒

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 1.6 cfs Method of measurement gpm

Total Q recommended 1.6 cfs Meter No. M0644798 Type Bodger Condition Very Good

Total V recommended 425 AF/Ann

Recommended Amendments: 383 WH

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$A \frac{5}{.0011 + 30 \text{ sec}} = 1.0028 \text{ A/s/min} = 7.17 \text{ gpm} = 1.6 \text{ cfs}$$

SYSTEM DESCRIPTION:

12" well down 400' w/ 100 HP Singer well lifo pump
ser # 15526 and 100 HP Westinghouse pump motor ser # 7912
model 7738819G29 into 6" main line into 2" laterals
for sprinkler system

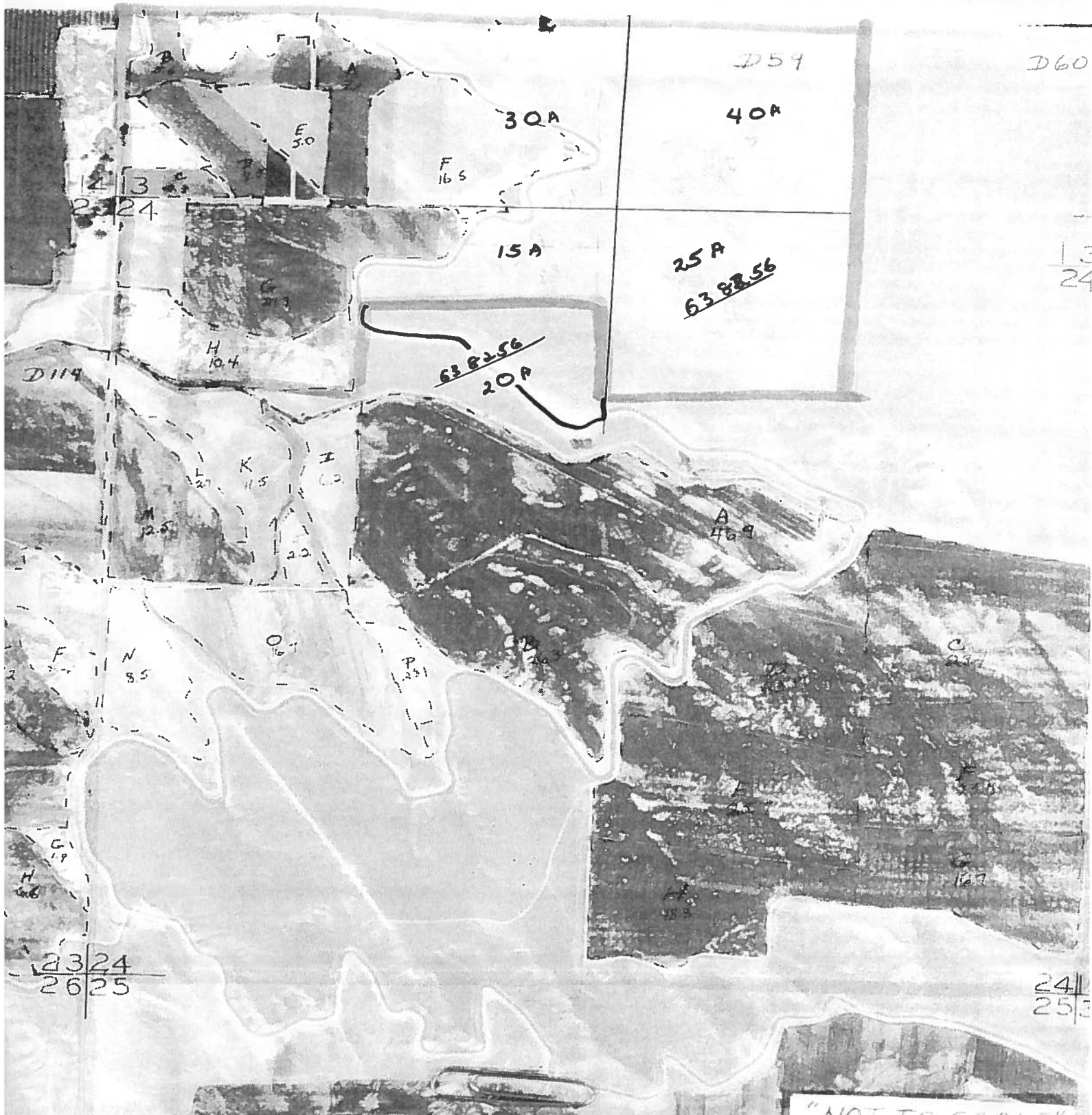
REMARKS:

System not operating on this visit 6 April 77, Mr. Stolor passed
acres checked
system in operation 12 April 77 measurement taken at
max cap.

Examiner's Signature Ernest E Ballam Date 12 April 77

Checked by YH Date 5-12-77

Approved by _____ Date _____



Idaho Dept. of Water Resources Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Rec	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	07N05W13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Rec	63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	07N05W13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Claim	63 8216	LIMBAUGH RANCHES INC,	GROUND WATER	07N05W13							1	2	10	6							19
Claim	63 8230	AL DE JONG, ROGENE DE JONG,	GROUND WATER	07N05W13																30	30
Claim	63 8239	RICHARD D NELSON, ROSE NELSON, JUANITA M NELSON, BENJAMIN NELSON,	GROUND WATER	07N05W13												30			40		70
Claim	65 6565	FAY M DRAKE, JOHN C DRAKE,	GROUND WATER	07N05W13			X														0
Rec	63 8216	LIMBAUGH RANCHES INC,	GROUND WATER	07N05W13							1	2	10	6							19
Rec	63 8230	AL DE JONG, ROGENE DE JONG,	GROUND WATER	07N05W13																30	30
Rec	63 8239	RICHARD D NELSON, ROSE NELSON, JUANITA M NELSON, BENJAMIN NELSON,	GROUND WATER	07N05W13												30			40		70
Rec	65 6565	FAY M DRAKE, JOHN C DRAKE,	GROUND WATER	07N05W13			X														0
Right	63 8216	LIMBAUGH RANCHES INC,	GROUND WATER	07N05W13							1	2	10	6							19
Right	63 8230	G M BROWN, ROBERT J BROWN,	GROUND WATER	07N05W13																30	30
Right	63 8239	RINHOLD STOHLER,	GROUND WATER	07N05W13												30			40		70
Right	65 18525	RINHOLD STOHLER, ARTINA STOHLER,	GROUND WATER	07N05W13										X							0
Right	65 21338	LARRY J CHURCH, GAIL M CHURCH,	GROUND WATER	07N05W13								X									0
Right	65 21338	LARRY J CHURCH, GAIL M CHURCH,	GROUND WATER	07N05W13								X									0
Right	65 3649	VERNON C CROSS, RUBY C CROSS,	GROUND WATER	07N05W13				X													0

63-8256 ? - not a POU or PPD overlap
7358

Idaho Dept. of Water Resources Place of Use Comparison Report

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8239

06/13/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-8239	Claim	07N	05W	13	SE	SW		GROUND WATER	RICHARD D NELSON
63-8256	Claim	07N	05W	13	SE	SW		GROUND WATER	RINHOLD STOHLER
63-8239	Water Right	07N	05W	13	SE	SW		GROUND WATER	RINHOLD STOHLER
63-8256	Water Right	07N	05W	13	SE	SW		GROUND WATER	RINHOLD STOHLER

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Administration within 30 days after the completion or abandonment of the well.

30 Received
10-30-78
B. N. H.

[illegible]



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 1, 1993

Re: Notice of Claim to a Water Right No. A63-08239

Richard Nelson
Benjamin Nelson
Juanita Nelson
Rose Nelson
8202 South Cloverdale Road
Boise, ID 83709

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.

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

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1
Enclosure

cc: Rinhold Stohler

MICROFILMED
JUL 25 1994



State of Idaho
Idaho Department of Water Resources
Western Region

T7N R5W SECTIONS 13 and 24
Water Right (s): 63-8239



1320 0 1320 Feet

TOTAL IRRIGATED ACRES = 85



-  **Point of Diversion**
-  **Place of Use**
-  **Section Lines**
-  **Quarter Quarter Lines**

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: June 2006