

COPY

200 DEC -9 PM 2: 29

FILED
T-SRBA
TWIN FALLS, IDAHO

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

In Re SRBA	)	SUBCASE NO. 37-12465, 37-12466,
	)	37-13077
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

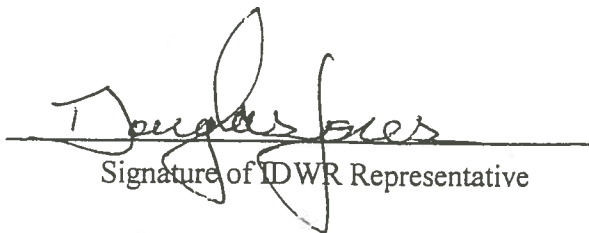
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: _____

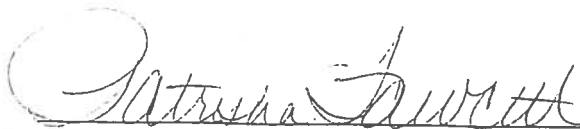
12/7/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 12/8, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
John K Humphreys
PO Box 4
Corral ID 83322
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Ernest Weatherly
Josephine Weatherly
PO Box 182
Corral ID 83322
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

11/30/2000

RIGHT NUMBER: 37-12465
NAME AND ADDRESS: ERNEST WEATHERLY
JOSEPHINE WEATHERLY
PO BOX 182
CORRAL, ID 83322

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 11/07/1956

POINT OF DIVERSION: T01S R12E S14 NENENW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1-01 12-31	0.03 CFS
DOMESTIC	1-01 12-31	0.04 CFS

PLACE OF USE:

STOCKWATER Within CAMAS County
T01S R12E S14 NENW
DOMESTIC Within CAMAS County
T01S R12E S14 NENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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 - Beneficial Use

PARCEL NO. 01S12E140100A STOCKWATER, 6 HORSES, 50 CATTLE

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

11/30/2000

RIGHT NUMBER: 37-12466

NAME AND ADDRESS: ERNEST WEATHERLY
JOSEPHINE WEATHERLY
PO BOX 182
CORRAL, ID 83322

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 10/17/1963

POINT OF DIVERSION: T01S R12E S11 NWNWSW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1-01 12-31	0.04 CFS

PLACE OF USE:

DOMESTIC Within CAMAS County
T01S R12E S11 NWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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 - Beneficial Use

PARCEL NO. 01S12E112400A

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

11/30/2000

RIGHT NUMBER: 37-13077

NAME AND ADDRESS: ERNEST WEATHERLY
JOSEPHINE WEATHERLY
PO BOX 182
CORRAL, ID 83322

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.03 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 12/16/1916

POINT OF DIVERSION: T01S R12E S10 NENENE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	4-01 11-30	0.03 CFS

PLACE OF USE:

STOCKWATER Within CAMAS County
T01S R12E S10 NENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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 - Beneficial Use

PARCEL NO. RP01S12E100101A STOCKWATER, 56 CATTLE, 6 HORSES



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

December 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ERNEST WEATHERLY
JOSEPHINE WEATHERLY
PO BOX 182
CORRAL ID 83322

RE: SRBA Claim(s) 37-12465, 37-12466, 37-13077

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: John Humphreys

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
AUG 23 1999
Department of Water Resources
Curtis R. Boller

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).: _____
Adjudication Claim No(s).: 37-12465, 12466, 13077

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
John K. Humphreys
PO Box 4, Corral, ID 83322

4. New Owner/Claimant(s)
Ernest & Josephine Weatherly
Name Connector (Check one: ☐ and, ☐ or, ☐ and/or)
New Mailing Address PO Box 182
City, State and ZIP Code Corral, ID 83322
New Telephone Number (208) 764-2396

5. Date you acquired the property Aug. 16, 1991

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 _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ 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) Ernest Weatherly
(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..
o/c 12/17/99 ct

RECEIVED

AUG 23 1999

Department of Water Resources
Southern Region

QUIT CLAIM DEED

Under the terms of the JOHN K. HUMPHREYS TRUST, and as a result of the death of the Grantor, JOHN K. HUMPHREYS, PERDITIA HUMPHREYS and JOSEPHINE WEATHERLY, Co-Successor Trustees of the JOHN K. HUMPHREYS TRUST, U/T/A dated the 17th day of December, 1989 do hereby convey, release, remise and forever quit claim

1) To PERDITIA HUMPHREYS, a widow, a life estate in a real property residence located in:

TOWNSHIP 1 SOUTH, RANGE 12 EAST, BOISE
MERIDIAN, CAMAS COUNTY, IDAHO

Section 11: W 1/2, EXCEPT all that portion of the NE 1/4 NW 1/4 lying East of the Chimney Creek Road and North of the Arnold Springs Road (which excepted parcel is also described as Camas County Assessor's Tax Lot No. 1245)

2) To Ernest Weatherly and Josephine Weatherly, Trustees of The Earnest aand Josephine Watherly Trust, UTA July 8, 1991. whose current address is P. O. Box 82, Corral, Idaho 83322, the following described premises, in Camas County, Idaho, to-wit:

TOWNSHIP 1 SOUTH, RANGE 12 EAST, BOISE
MERIDIAN, CAMAS COUNTY, IDAHO

Section 2: All that part of the SW 1/4 SW 1/4 lying West of the Chimney Creek Road, also described as Camas County Assessor's Tax Lot No. 1026 and containing 19.96 acres more or less.

Section 3: SE 1/4 SE 1/4

Section 10: E 1/2 NE 1/4

Section 11: W 1/2, EXCEPT all that portion of the NE 1/4 NW 1/4 lying East of the Chimney Creek Road and North of the Arnold Springs Road (which excepted parcel is also described as Camas County Assessor's Tax Lot No. 1245 and contains 9.00 acres more or less.) subject to the life estate of Perdittia Humphreys as described above in section (1).

Section 14: N 1/2 EXCEPT E 1/2 NE 1/4 NE 1/4 NE 1/4 NE 1/4.

Section 15: E 1/2 NE 1/4

RECEIVED

AUG 23 1999

Department of Water Resources
Sutton Center

TERMINATION OF LIFE ESTATE

COMES NOW, Perdita Humphreys, the undersigned, of Corral, Idaho who states as follows:

1. She is the recipient of a Life Estate in a real property residence located in Camas County, Idaho that was owned by John K. Humphreys, as Trustee of the John K. Humphreys Trust dated December 17, 1989.

2. The terms and conditions of that Life Estate were set forth in Article 4.4.a on page 20 of the Trust. The following paragraph is a copy of the Trust paragraph.

4.4a. The Grantor's wife, PERDITA HUMPHREYS shall have a life estate in the residence used by the Grantor at the time of his death. This life estate is personal to Perdita Humphreys so long as she wishes to reside on the property. Perdita Humphreys may not lease or rent the residence. In addition to maintain her life interest in the property she must reside at the real property residence at least six months of each calendar year. Upon the end of this life estate, the remainder shall be distributed to Josephine and Earnest Weatherly.

3. The real property subject to this life estate interest has the following legal description and is located in the following described area:

TOWNSHIP 1 SOUTH, RANGE 12 EAST, BOISE MERIDIAN,
CAMAS COUNTY, IDAHO.

Section 11: W 1/2, EXCEPT all that portion of the NE 1/4 NW 1/4 lying East of the Chimney Creek Road and North of the Arnold Springs Road (which excepted parcel is also described as Camas County Assessor's Tax Lot No. 1245).

4. The undersigned no longer desires to retain this life estate interest and provides notice to Josephine and Earnest Weatherly that her interest is the life estate is to terminate as of January 31, 1999 ^{PAH}

Dated this 3rd day of January, 1999 ^{PAH}

Perdita Humphreys
PERDITA HUMPHREYS

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-24-1997
PAGE: A-1298

RIGHT NUMBER: 37-12466

NAME & ADDRESS: JOHN K HUMPHREYS
BOX 4
CORRAL ID 83322

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 10/17/1963

POINT OF DIVERSION: T01S R12E S11 NWNWSW Within CAMAS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CAMAS County
T01S R12E S11 NWSW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 01S12E112400A

Claim proofread by: WW

Date: 1103

D-7-29-98

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: A37-12466
Date Received: 1/12/1989
Receipt No: S005915
Received By: R.V. W.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN K. HUMPHREYS 208-764-2466
Address: BOX 4
CORRAL, ID 83322

2. Date of Priority: OCT 17, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	12E	11	NW	NW	SW		CAMAS

5. Description of diverting works:
6 IN. DIA. WELL, 221 FT. DEEP, 1HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	12E	11	NW	SW		DOMEST	

11. Place of use in counties: CAMAS

A37-12466

Page 1

Date: 01/12/89

MICROFILMED
FEB 26 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 X 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): X John H. Humphreys Date: X 1/13/89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of January 19 89

Robert V. Horstelt
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires 1/9/95

WATER RIGHT NUMBER - A37-12466

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
HUMPHREYS

JOHN K.

1 - BOX 4

2 -

3 -

CITY- CORRAL

PHONE - 208-764-2466

STATE- ID ZIP- 83322

+ - - PRIORITY DATE - - +
10/17/1963+ - - - REGION - - - +
ERROR IN REGION+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - - TRIBUTARY - - - - - +

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

01S 12E 11 NW NW SW (25) CAMAS

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

01S

12E

11

NW SW

43

DOMESTIC

(25) CAMAS

+ - - DIVERSION MEANS - 6 IN. DIA. WELL, 221 FT. DEEP, 1HP PUMP.

+ - - NON-IRRIGATION USE - D/1 HOUSE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
NO REMARKS FOUND.+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 01/12/89 WORSTELL

MICROFILMED

OCT 26 1994

WATER RIGHT NUMBER - A37-12466

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 01/12/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S005915	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

01512E112400 A

DATA ENTRY

ENTERED 1-9-91

CHECKED 6-4-91

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
MAR 01 1992

CERTIFIED
MAR 27 1992
WATER EXAMINER