
NAME AND ADDRESS: QUINTON GNEITING
216 S 550 W
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

PRIORITY DATE: 10/01/1884

T03S R35E S8 SWSENE Lot 8 Within BINGHAM County

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.030 CFS

T03S R35E S18 NENW 1.3

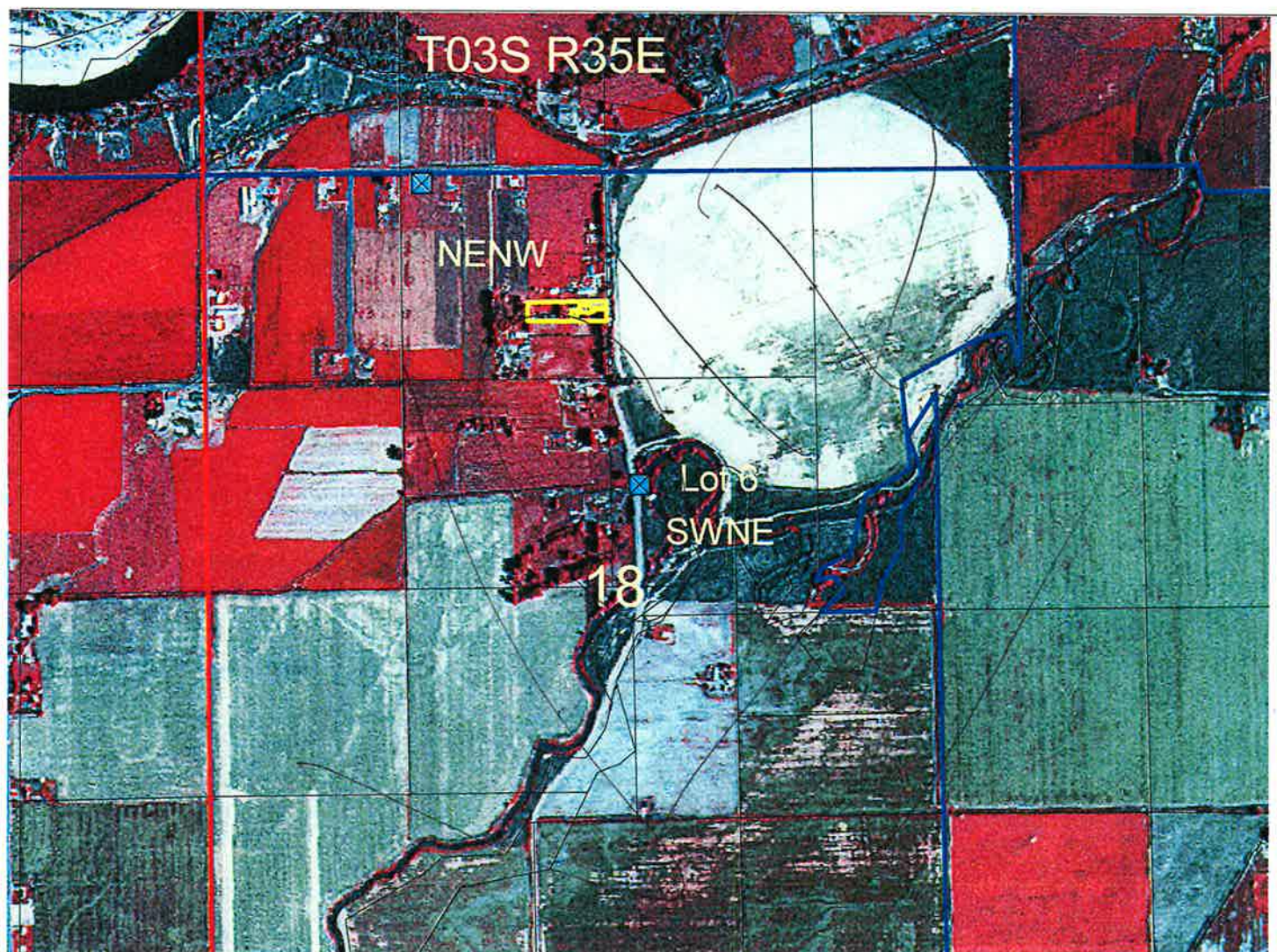
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through the Stevens Ditch.

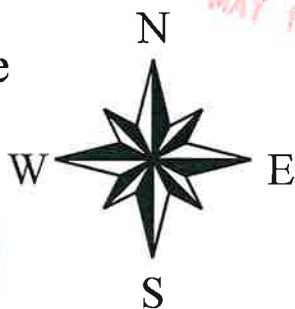
Idaho Department of Water Resources

Claim No.: 27-10357



0 1320 2640 3960 5280 Feet

-  Point of diversion.shp
-  Place of use.shp
-  Township/Range
-  Sections
-  QQ



PROFILED

SCANNED MAY 17 2005
GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Ernest Carlsen
Date Prepared: June 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 26, 2005

Quinton Gneiting & Mikala Gneiting
216 S 550 W
Blackfoot ID 83221

RE: Notice of Error Reply 27-10357

Dear Quinton & Mikala:

In response to the Notice of Error you submitted after the initial mailing of the Preliminary Director's Report in May 2005, enclosed for your records is a revised Preliminary Director's Report for the above listed water right and a map of the place of use. This report is based on information obtained subsequent to the initial mailing and replaces the previous Preliminary Director's Reports.

The Department expects to submit to the Snake River Basin Adjudication Court all recommendations for the Blackfoot Drainage, Basin 27, in November 2005. At that time you will receive a Director's Report for your water right, which should mirror this revised preliminary recommendation. The Director's Report mailing will not include a map.

Naturally if you have questions please call me at the above phone number.

Respectfully Submitted,

Ernest Carlsen
Water Right Supervisor

Enclosures (1)
emc

SCANNED

MAY 17 2006

PROFILED

03/15/2005

**NOTICE OF ERROR
REPLY**

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:

Water right number: 27-10357

Quinton Gneiting
216 South 550 West
Blackfoot, ID 83221
Telephone Number: (208) 785-0613

Mikala Gneiting
216 South 550 West
Blackfoot, ID 83221
Telephone Number: (208) 785-0613

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

0.8 acres total

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

1.8 acres total

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

When we bought the property, the property description was "just under 2 acres." This would be consistent with 1.8 acres total.

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

DATE: 7/15/05 SIGNATURE: Mikala Gneiting

Please print your name: Mikala Gneiting

IDWR Regional Office, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402, (208) 525-7161

RECEIVED
JUL 28 2005
Department of Water Resources
Eastern Region

27-10357

27-27 Splits

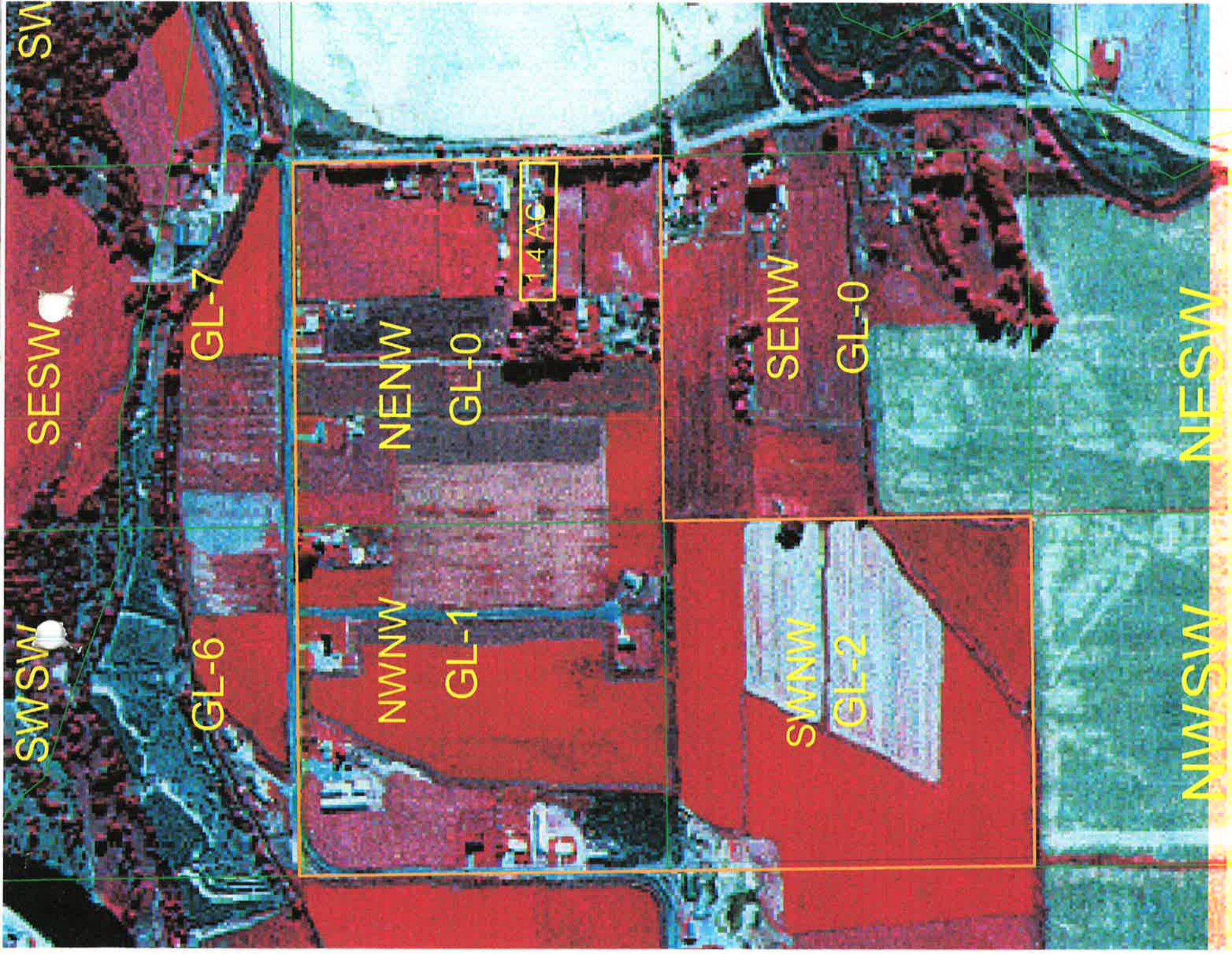
<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Version</u>	<u>Rate(cfs)</u>	<u>Volume(af)</u>	<u>Parent right</u>	<u>Owner(s)</u>
27	27 B			0.9			STRECKLIN, THEODORE (Current)
27	27 C			0.96			STEVENS, FRED S (Current)
27	27 D			0.94	280		WRIGHT, FRANKLIN D (Current)
				2.8			
27	12105			1.66			Stecklein, Deanna (Current); Stecklein, La Verelle (Current)
27	27 D			0.94	280		WRIGHT, FRANKLIN D (Current)
27	10357			0.04			GNEITING, MIKALA (Current); GNEITING, QUINTON (Current)
27	10358			0.06			LEISETH, JASON (Current); LEISETH, MEGAN (Current)
27	10370			0.12			DURNEY, GORDON H (Current); DURNEY, LEDA D (Current)
27	11199			0.1			THOMPSON, DARWIN A (Current); THOMPSON, SHARON (Current)
				2.92			
27	12105		1	1.38		27B + .48 of 27C	Stecklein, Deanna (Current); Stecklein, La Verelle (Current)
✓ 27	10357		1	• 0.03		27C	GNEITING, MIKALA (Current); GNEITING, QUINTON (Current)
✓ 27	10358		1	• 0.06		27C	LEISETH, JASON (Current); LEISETH, MEGAN (Current)
✓ 27	10370		1	• 0.12		27C	DURNEY, GORDON H (Current); DURNEY, LEDA D (Current)
✓ 27	10847		1	• 0.07		27C	STEWART, CORDELL E (Current); STEWART, JUDITH ANN (Current)
✓ 27	11199		1	• 0.08		27C	JORGENSEN, DORAN (Current); JORGENSEN, SHIRA (Current)
✓ 27	27 D		1	0.94	280	27D	WRIGHT, FRANKLIN D (Current)
				2.68			

Notes

3/7/05 Bingham Co. spatial layers shows John Fairchild as the current owner of this property. Quinton Gneiting purchased the property from John Fairchild.

Water analysis: recommend 2" to Quinton Gneiting. Gordon Durney sold 5" of water with 5.5 acres, which is now owned by Quinton Gneiting and Cordell Stewart. Gordon is going to send me a copy of his deed to see if he had the water to sell to Otto in 1963.

Qty ? Complete once the analysis is complete.



INTER-DEPARTMENT MEMO

TO: Barbara
FROM: Andy

SUBJECT: amending claim
DATE: 4/16/05

Please write the Greeting's a letter asking them to make an appt with me to amend their claims.

① Please do a Cogo on their warranty deed

() For your information

☒ Response required

GB
signature

Notes

12-9-03 Envelope of priority letter to claimant. BP

2/26/04 - letter sent from the attorney general's office requesting documentation of ownership in the Welch water. Response date: 3/20/04 CB

4-6-04 Received ownership change. CB

4-7-04 Sent letter & check back to claimant informed him it would be \$25.⁰⁰ not \$50.⁰⁰ and needed to go to Karilynn. AB

4-19-04 9:51am called and spoke with Mikale about coming in to amend their claim. Right should be based on 27-27 with 10-1-1884 priority. CB

6-7-04 Letter to Claimant re appt. BP

6/18/04 Amended claim to correct priority date. CB

6-28-04 Amended claim received. BP

7/1/04 Merlin Yancy is working on the heritage of right 27-27. CB

3 March 2004

To: Cindy

Re: 27-10847

I have prepared a layout for this claim. There are other possible overlaps, all dealing with Welch water. A recap of the potential overlapping files is as follows:

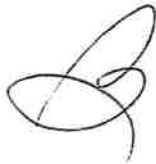
27-10357 Thyberg, Samuel Tad. Letter sent from AG's office. Response date 3/26/04

27-10358 Leiseth, Jason. Letter sent from AG's office. Response date 3/26/04.

27-10370 Durney, Gordon H. I did research of the Watermaster Reports 1975-1088. A recap is in the file. No correspondence from claimant in the file.

I have exported the layout to a .jpg file

Barbara

A handwritten signature in black ink, consisting of a large, stylized loop followed by a smaller loop and a trailing line.

27-27.

Analysis of Water.

3/7/05 CB

Original POU:

NENW, L-1, 2 & 3 Sect. 18, T3S, R35E

decreed 2.8 cfs or 140 inches

Priority 10-1-1884

A.J. claims:Recommended

27-27C	Franklin D Wright	L-2 (38.6 Ac.)	37"
	deed conveyed 37 inches of 10-1-1884 water.		
27-27B	LaVerelle Stecklein	L-3 (38.2 Ac.) ^{*water deed L-3} 45" + 38" =	83"
27-10370	Gordon Durney	NENW (6.0 acres irrigated)	6"
27-10358	Jason Leiseth	NENW (2.6 ac. irrigated)	3"
27-10357	Quinton Gneiting	NENW (0.8 Ac. irrigated)	2"
27-10847	Cordell Stewart	NENW (4.0 ac. irrigated)	4"
27-11199	Doran Jorgensen	NENW (4.0 acres irrigated)	<u>5"</u> 140"

* Terrel Tovey sold 45" to Theodore Stecklein in a water deed in 1969. Tovey had property in L-1 & NENW of Section 18.

T3S, R35E. Which is now a subdivision with a well on it under 27-7006.



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

14 June 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Quinton & Mikala Gneiting
216 South 550 West
Blackfoot, ID 83221

COPY

Re: Snake River Basin Adjudication (SRBA)
Claim 27-10357

Subject: AMENDING YOUR CLAIM

RESPONSE DATE: 29 June 2004

Dear Claimant(s):

After reviewing your above referenced water claim I am recommending you amend your claim to reflect the correct priority date to October 1, 1884.

Please sign the enclosed form in front of a notary. The preliminary director's report will be coming out soon in this basin so an immediate response is necessary.

If you have any questions please feel free to contact me at 547-3993 in Soda Springs.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/bjp

Enclosure: Amended Notice of Claim to a Water Right



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Quinten Gneiting
216 South 550 West
Blackfoot, ID 83221

April 7, 2004

Re: Snake River Basin Adjudication (SRBA)
Claim 27-103575

Subject: CHANGE IN WATER RIGHT OWNERSHIP

Dear Mr. Gneiting;

Thank you for completing the ownership change form and returning it to me. I'm working on the adjudication claims in basin 27 that require a recommendation to the SRBA Court. Water right 27-103575 was decreed in April of 1999 and it does require a \$25.00 filing fee for the ownership change. So, I've forwarded the ownership change form and your warranty deed to KariLynn in our Boise office for processing. I'm returning your check for \$50.00 because your SRBA claim 27-10357 is still in the adjudication review process and does not require a filing fee to change the ownership.

You do need to send a new check for \$25.00 to IDWR at 1301 North Orchard St., Boise, Idaho 83706, attention KariLynn Townsend to complete the ownership change on your decreed right.

If you have any questions please feel free to call me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/pb

enclosures: check # 7971 and notice of change in water right ownership form

cc: KariLynn Townsend, IDWR, Boise

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

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
27-10355					
	27-10357				

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)

Sam Thyberg then sold to John Fairchild

4. New Owner/Claimant(s)

Quinton Gneiting, Mikala Gneiting

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

216 South 550 West

City, State and ZIP Code

Blackfoot, ID 83221

New Telephone Number

(208) 785-0613

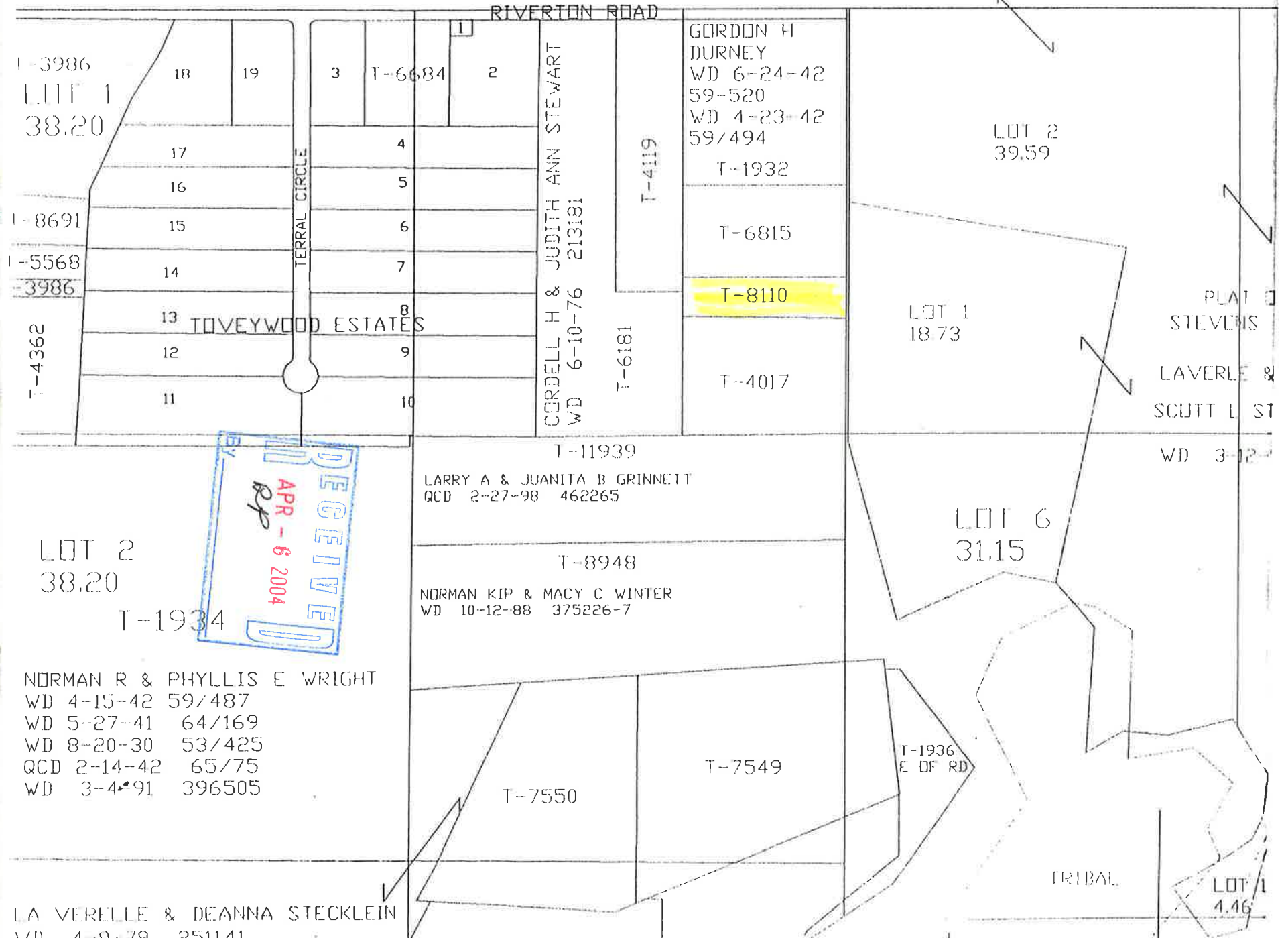
5. Date you acquired the property

11-03



18-38-35

N¹/₄



Quinten Gneiting

No. 11-

BLACKFOOT ABSTRACT COMPANY, BLACKFOOT, IDAHO

MORTGAGE.



James P. Ezell and
Mary P. Ezell, his wife

TO

D.F. Standard & Company

Grantor.

Grantee.

Dated- March 5th, 1906-

Consideration- \$1637.45-

Recorded- March 7th, 1906 at-

9 a.m., in Book "2" of Mortgages at-

Page 277 of the records of Bingham County, Idaho-

Acknowledged- March 5th, 1907-

Before R.H. McCracken a Notary Public of-

Bingham County, Idaho-Sealed and Regular-

Due April 4th, 1906-Interest 10 % - Wife separately examined-

DESCRIPTION and REMARKS.

The NW 1/4 of the NW 1/4 and the Lots 1 and 2 of Section 18 in Twp 3 south of range 35 E. 2. N. together with all ditch and water rights and particularly 116 inches of the water decreed to Fred V. Stevens from date of Oct. 1-1886 by decree of District Court of the 5th Judicial District of Idaho in and for Bingham County, Idaho, made and entered Aug. 3rd, 1901 in Judgment Book "1" at page 107 being 116.42 acres, more or less.

RELEASED ON THE MARGIN OF WHICH THE FOLLOWING IS A COPY:

I hereby certify that this mortgage and the indebtedness secured thereby is fully paid, satisfied and discharged.

L.H. Standard & Co. By C.F. Fisher Asst. Cash

Signed and acknowledged before me this 7th day of April 1906.

Geo. F. Gager

County Recorder.

By A.L. Curtis Deputy REC. 0016

I hereby certify that this mortgage and the indebtedness secured thereby is fully paid, satisfied and discharged.

L.H. Standard & Co. By C.F. Fisher Asst. Cash

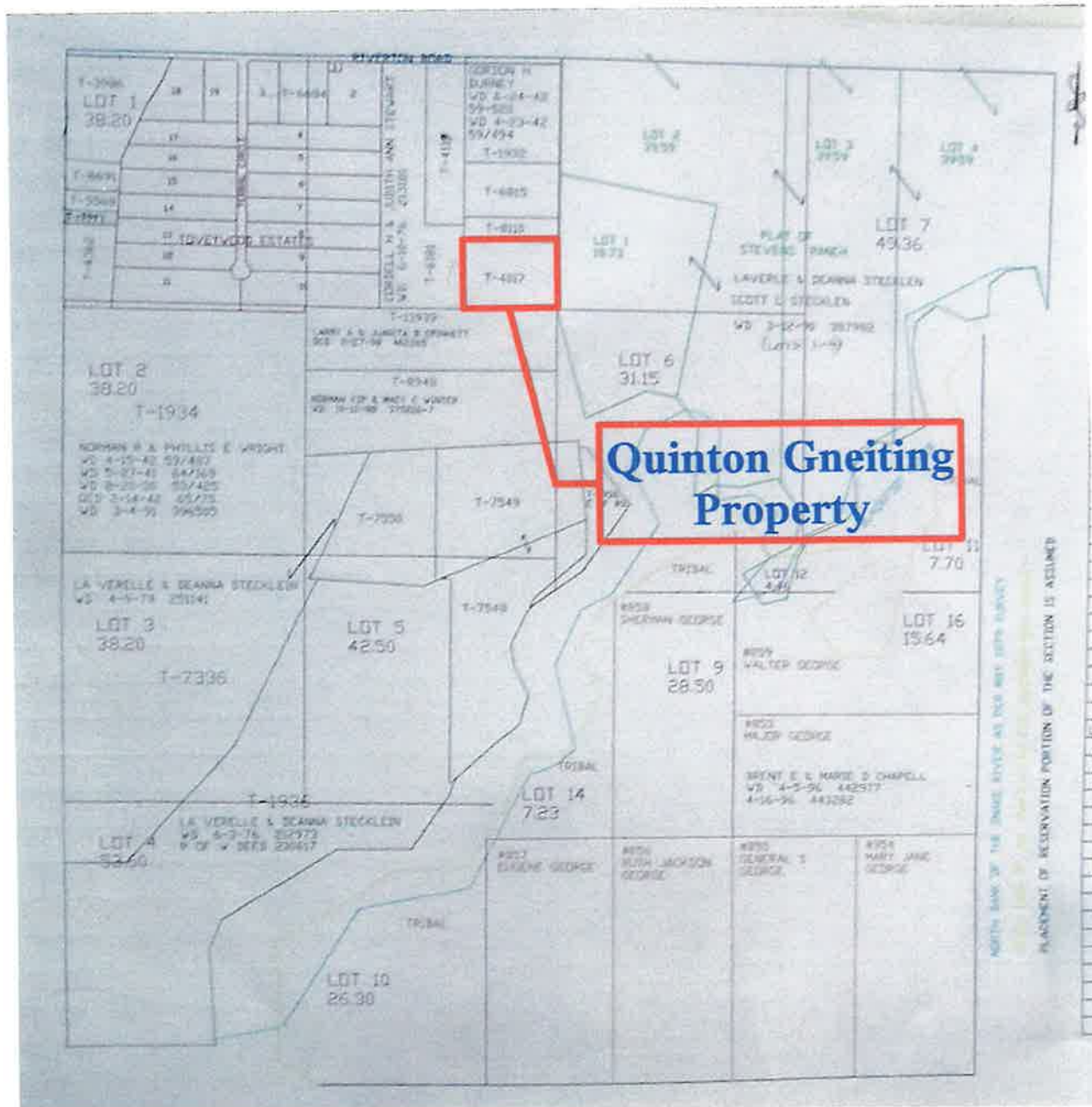
Signed and acknowledged before me this 26th day of July 1907.

A.B. Gentry

County Recorder.

11

2



4-11-1989

WARRANTY DEED

THIS INDENTURE made this 11th day of April, 1989, between Violet Hill, a widow, of the County of Bingham, State of Idaho, party of the first part, and Samuel T. Thyberg, of the County of Bingham, State of Idaho, party of the second part.

WITNESSETH, that the said party of the first part, for and in consideration of the sum of Fifty Dollars lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all of the following described property, situated in Bingham County of the State of Idaho, to-wit:

Two inches of decreed water right in the Blackfoot River
with a priority of March 20, 1886. (Being a portion of the
Welsh water in the Stevens decree) 27-00037A

Violet A. Hill

STATE OF IDAHO)

) ss.

County of Bingham)

On this 12TH day of April in the year 1989, before me Stanley A. McDaniel, a Notary Public in and for said State, personally appeared Violet^A Hill, a widow, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged me that she executed the same.

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

Stanley A. McDaniel
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho.
My commission expires: LIFE

MICROFILMED
NOV 12 1992

535103

WARRANTY DEED

11-24-2003
BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO

FEE 3 DEP C

Order No.:3020305014-S

2003 DEC -1 PM 4:38

FOR VALUE RECEIVED

RECORDED AT THE REQUEST OF

John M. Fairchild and Tami L. Fairchild, Husband and Wife

Alliance Title & Escrow Corp.

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Quinton Gneiting, a married man dealing with his sole and separate property

whose current address is

216 South 550 West Blackfoot, ID 83221

the grantee(s), the following described premises, in Bingham County, Idaho, TO WIT:

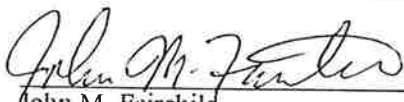
A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 18, Township 3 South, Range 35, East Boise Meridian, Bingham County, Idaho, described as:

Beginning at a point 836 feet South of the N $\frac{1}{4}$ corner of said Section 18, and running thence South 127.75 feet; thence North 89°11'00" West 495.05 feet; thence North 120.69 feet; thence East 495 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 11/24/2003


John M. Fairchild

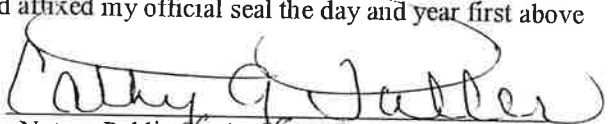

Tami L. Fairchild

State of Idaho }
County of Bingham } ss.

On this 25th day of November, 2003, before me, a Notary Public in and for said state, personally appeared John M. Fairchild and Tami L. Fairchild

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that they executed the same.

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


Notary Public for the State of Idaho
Residing at: Blackfoot
Commission Expires: 03-19-2007

535103

11-24-2003

INGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 3 DEP C

535104

QUITCLAIM DEED

2003 DEC -1 PM 4: 39

ORDER NO.: 3020305014-S

RECORDED AT THE REQUEST OF
Alliance Title & Escrow Co

FOR VALUE RECEIVED, Mikala L. Gneiting , a married woman

Do(es) hereby convey, release, remise and forever quit claim unto

Quinton Gneiting, a married man dealing with his sole and separate property

whose current address is:: 216 S. 550 W., Blackfoot, Idaho 83221

the following described premises:

A portion of the NE¼NW¼ of Section 18, Township 3 South, Range 35, East Boise Meridian, Bingham County, Idaho, described as:

Beginning at a point 836 feet South of the N¼ corner of said Section 18, and running thence South 127.75 feet; thence North 89°11'00" West 495.05 feet; thence North 120.69 feet; thence East 495 feet to the Point of Beginning.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

November 24, 2003

Mikala L. Gneiting
Mikala L. Gneiting

State of Idaho }
County of Bingham } ss.

On this 25th day of November, in the year 2003, before me, a Notary Public in and for said state, personally appeared Mikala L. Gneiting known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



Carlye G. Fuller
Notary Public for the State of Idaho
Residing at: Blackfoot
Commission Expires: 03-19-2007

535104

AMERICAN LAND TITLE ASSOCIATION
OWNER'S POLICY
(10-17-92)

13 0041 106 00002464

CHICAGO TITLE INSURANCE COMPANY

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, CHICAGO TITLE INSURANCE COMPANY, a Missouri corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

In Witness Whereof, CHICAGO TITLE INSURANCE COMPANY has caused this policy to be signed and sealed as of Date of Policy shown in Schedule A, the policy to become valid when countersigned by an authorized signatory.

Issued by:
ALLIANCE TITLE AND ESCROW
CORPORATION
167 W. BRIDGE
BLACKFOOT, ID 83221
(208) 785-4573

CHICAGO TITLE INSURANCE COMPANY

By:

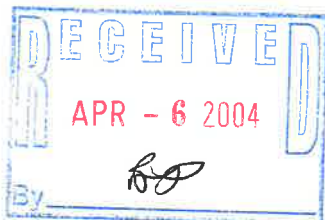


President

ATTEST



Secretary



OWNER'S POLICY

SCHEDULE A

Order Number	Policy Number	Date of Policy	Amount of Insurance	Premium Amount
3020305014-S	13 0041 106 00002464	December 1, 2003 At 4:40PM	\$88,000.00	\$416.13

1. Name of Insured:

Quinton Gneiting

2. The estate or interest in the land which is covered by this policy is:

Fee Simple

3. Title to the estate or interest in the land is vested in:

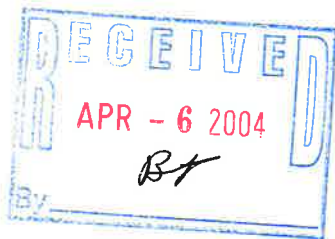
Quinton Gneiting, a married man dealing with his sole and separate property

4. The land referred to in this policy is described as follows:

A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 18, Township 3 South, Range 35, East Boise Meridian, Bingham County, Idaho, described as:

Beginning at a point 836 feet South of the N $\frac{1}{4}$ corner of said Section 18, and running thence South 127.75 feet; thence North 89°11'00" West 495.05 feet; thence North 120.69 feet; thence East 495 feet to the Point of Beginning.

END OF SCHEDULE A



OWNER'S POLICY

Order No: 3020305014-S

Policy No: 13 0041 106 00002464

SCHEDULE B PART I

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

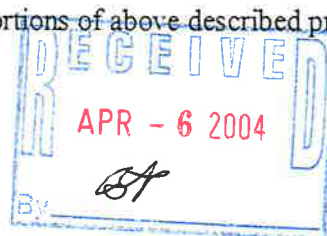
General Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims of easement, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the public records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

SCHEDULE B PART II

Special Exceptions:

1. Taxes including any assessments collected therewith, for the year 2003, in the original amount of \$1,047.92, for which the first installment is paid and the second installment is due and payable on or before June 20, 2004. Parcel No. RP 03707.02.
2. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to: Idaho Power Company.
Purpose: Power Lines.
Recorded: April 17, 1940.
Book L, Page 528 of Official Records.
3. Right of way for ditch through the NW¼ of said Section 18, as disclosed by Instrument
Recorded: December 3, 1926
Misc. Book G. Page 520, of Official Records
4. Right, title and interest of the Public in and to those portions of above described property falling within the bounds of roads and highways.



by an inspection: Power lines serving others.

6. A Deed of Trust and Adjustable Rate Rider to secure an indebtedness in the amount shown below:
Amount: \$70,400.00.
Dated: November 22, 2003
Trustor/Grantor: Quinton Gneiting, a married man as his sole & separate property.
Trustee: Fidelity National Title Insurance.
Beneficiary: "MERS" is Mortgage Electronic Registration Systems, Inc. MERS is a separate corporation that is acting solely as a nominee for Lender
Recorded: December 1, 2003.
Instrument No.: 535105 of Official Records.
7. A Deed of Trust to secure an indebtedness in the amount shown below:
Amount: \$17,600.00.
Dated: November 22, 2003
Trustor/Grantor: Quinton Gneiting, a married man as his sole & separate property..
Trustee: Fidelity National Title Insurance.
Beneficiary: America's Wholesale Lender, a Corporation
Recorded: December 1, 2003.
Instrument No.: 535106 of Official Records.

END OF SCHEDULE B

Countersigned:

Authorized Signature





State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 17, 2004

Quinten Gneiting
224 So. 550
Blackfoot, ID 83221

COPY

Ref: Snake River Basin Adjudication (SRBA)
Claim to water.

Subject: Ownership change

RESPONSE DATE: APRIL 8, 2004

Dear Mr. Gneiting:

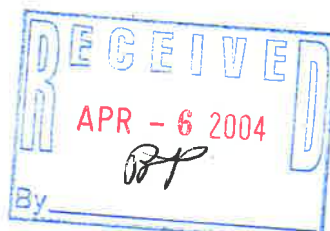
Mr. Coffman recently visited me in the Soda Springs office in regards to his claim to water in the SRBA. He also brought with him copies of documents for your file. I currently do not show any claim to water records for you. If you recently purchased a piece of property as the new owner it is your responsibilities to do an ownership change with IDWR.

For your convenience I've enclosed an ownership change form. Please fill out the yellow highlighted area and submit the signed form and all of the requested documentation by the above response date. If the water right has already been decreed in the SRBA court then there is a \$25.00 per water right fee required to change the ownership. If the water rights are still in the review process in the SRBA then there is not fee required. Please be sure to sign on line 7 before returning the form with the appropriate fee.

If you have any additional questions, please feel free to contact me in our Soda Springs Satellite office at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau



Enclosure: Notice of Change in Water Right ownership Form -248/42-1409(6) July, 2000

Stevens Ditch SHARE holders

NAMES - Addresses

Phones
785-4819

Disposition

✓ HARVEY COFFMAN
487 W. Riverton Rd
BLACK foot, Ida 83221

✓ JASON Leiseth
212 So 550 W
BLACK foot, Ida 83221

782-3485

mailed to
Soda

✓ Cordell Stewart
563 W 200 So
BLACK foot, Idaho 83221

785-0988

working with
Water Resources

✓ Scott Stecklein
Laverelle Stecklein
757 W Riverton Rd
BLACK foot, Ida 83221

7851594

working with
Water resources

Doran Jorgensen
561 W 200 S
BLACK foot, Ida 83221

785-7902

Mailed to Soda

Needs Richard Stokes
dress 2440 W Bay berry Dr
Indate. PAULDEN, AZ. 86334
27-4H, 27-10201

—

Listed with a
Realator Co. CB.

Gordon Durvey
208 So 550 West
BLACK foot Ida 83221
27-10370 ; 11513

785-1264



Quinten G Neitny
224 So 550 W.
Black foot, Idaho 83221

680-1413

3/17/04 sent
ownership chg.

Franklin D. Wright
1308 W Hoff Road
Black foot Idaho 83221

684-3655

working with
water resource

Law Offices of

199 West Bridge

P.O. Box 577

Blackfoot, Idaho 83221

Telephone (208) 785-2310

Fax (208) 785-6749

Stephen J. McGrath

Scott W. Maroltz

Bryan D. Smith^{4*}

²²Also admitted in California.

Dwight E. Baker

Jared M. Harris*

*Also admitted in Colorado and Utah

December 7, 1994

Re: Stevens Ditch Company

Gentlemen:

I have modified the Articles of Incorporation to reflect the shares and percentages of the Stevens Ditch Company as follows:

<u>USERS</u>	<u>SHARES</u>	<u>PERCENT</u>
Richard Stokes	10	4
Harvey Coffman	43	16.5
LaVerelle Stecklein	69	26.5
Scott Stecklein	69	26.5
Gordon Durney	6.5	2.5
Cordell Stewart	5.5	2
Russel Daniels	3	1
Sam Thyberg	2	1
Darwin Thompson	4	2
Phyllis Wright	18	18

172.00
~~140.25~~
312.30

8.50
per
%

TOTAL

312 + 25 lease fr D. v

You will each find enclosed your respective subscription agreements. Please execute and deliver the agreement to the secretary, Darwin Thompson, together with a check indicating the amount of the subscription price, which is equal to \$4.00 for each share. 25" Wrights

Additionally, I enclose a copy of the following:

1. **Articles of Incorporation;**
2. **Minutes of the First Meeting of Stockholders; and**
3. **Bylaws.**

312" Total
AS of 7-27-03

Harvey Paffone
inches

<u>Priority</u>	<u>Dates</u>	<u>Inches</u>
Stokes	6-01-85	10
Coffman	7-06-69	43
Stecklein	7-06-69	85
Stecklein	10-01-84	53
Dunvey	10-01-84	605

Stewart 3-1-73
Leiseth 3-20-86
~~Forchert~~ 3-20-86
Jorgensen 10-1-84
Steklein (?)
(Storage - Snake River)

100. (2000)
 312 " TOTAL



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

February 24, 2004

SAMUEL TAD THYBERG
125 N 100 W
BLACKFOOT ID 83221

RE: SRBA Claim based on decreed water right No. 27-37

Dear Claimant(s):

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources (IDWR or the "Department") in Basin 27 in the Snake River Basin Adjudication.

The Department of Water Resources is currently investigating water right claims in Basin 27. IDWR information indicates that your water right claim is based on a water right decreed in *Stevens v. Eastern Idaho Water Co.*, Judgment Book 1, pp. 106-117 (Bingham County, Idaho August 1, 1891), to James Welch. This water right was decreed for 400 inches (8.0 cfs) with a March 20, 1886, priority date. This water right was numbered sometime after the decree by IDWR as water right no. 27-37.

The Department has received multiple claims to this water right totaling more than 8.0 cfs. In order to make a complete and accurate recommendation of your water right, each element of the water right must be proven. The Department needs information that shows you are a successor to the original James Welch water right. This could be established through deeds or other conveyance documents that show you own a portion of the original water right.

Please provide this information by March 26, 2004, to Cindy Bird at the Soda Springs Office for the Idaho Department of Water Resources. You can contact her at 208-547-3993. If you have any further questions regarding this matter, you can contact Cindy or you can contact me directly at 208-327-5404.

Very Truly Yours,

A handwritten signature in cursive script, appearing to read "Candice M. McHugh".

Candice M. McHugh
Deputy Attorney General
Idaho Dept. of Water Resources

c: electronically Cindy Bird, IDWR

Natural Resources Division - Water Resources Unit
1301 North Orchard St., Boise, Idaho 83706-2237
Telephone: (208) 327-7920; Legal FAX: (208) 327-7866
Adjudication FAX: (208) 327-5400



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

9 December 2003

Samuel Tad Thyberg
216 South 550 West
Blackfoot, ID 83221

Re: Snake River Basin Adjudication (SRBA)
Claim 27-10357

Subject: EVIDENCE OF PRIORITY DATE

COPY

Response Date: 8 January 2004

Dear Claimant(s):

The Idaho Department of Water Resources has begun its SRBA claims review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the SRBA.

The referenced claim is not a decreed right based on Welch Irrigation. In the Stevens' 1891 decree the Welch water was decreed as mining, not irrigation and cannot be converted to irrigation. The mining purpose is non-consumptive while, irrigation is consumptive. Therefore, it can only be recommended to the Court as a beneficial use claim. However, before we can prepare the recommendation, we need evidence to support when the water was put to beneficial use for irrigation.

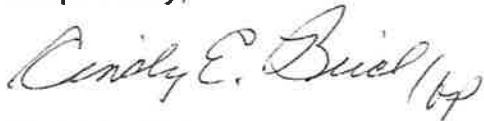
It is important that each element of the Notice be substantiated. For claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

If we do not hear from you by the above referenced response date we will recommend to the Court that this claim be disallowed.

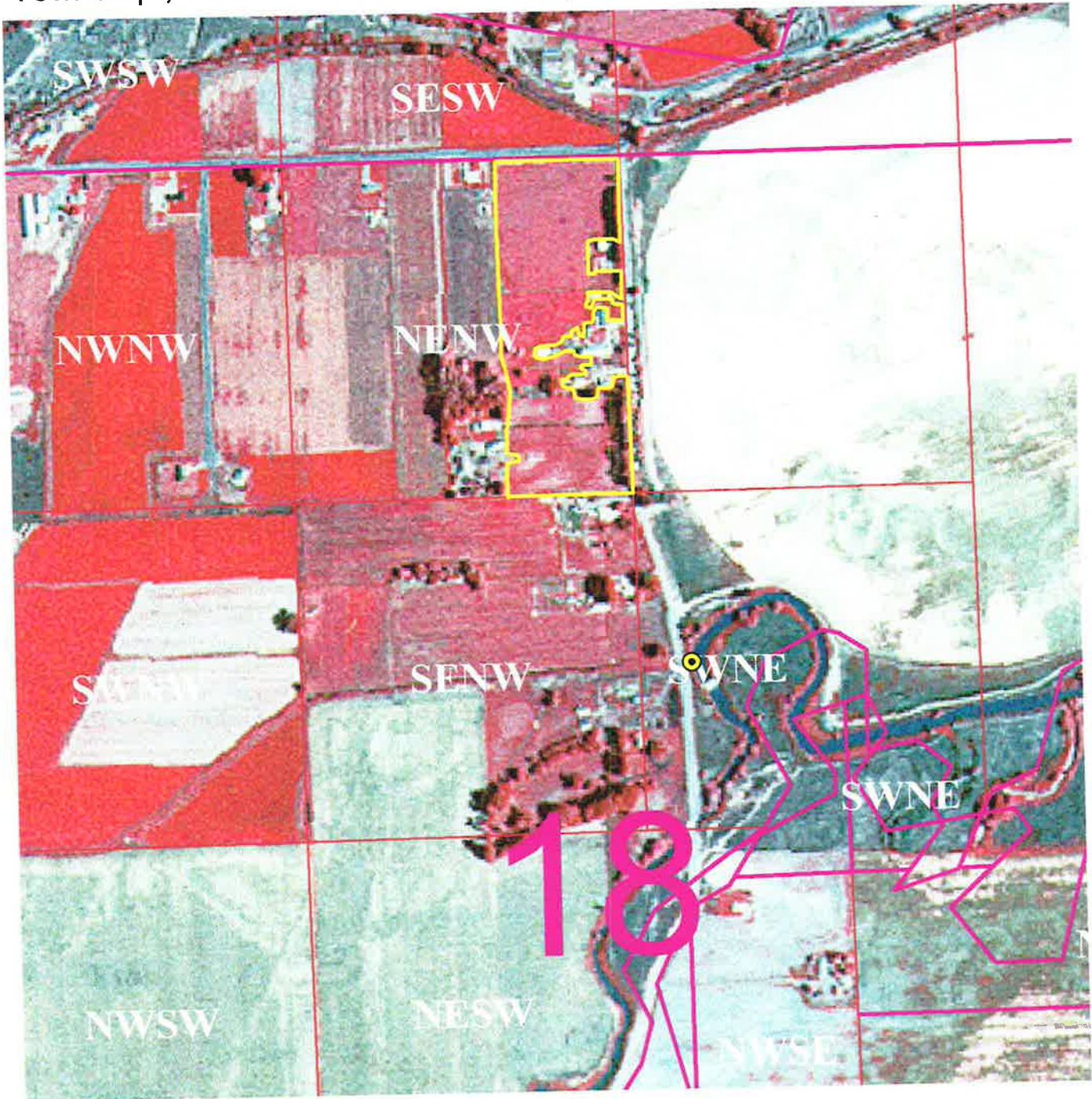
If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script that reads "Cindy E. Bird" followed by a small mark that appears to be "bp".

Cindy E. Bird
Adjudication Bureau

CEB/bjp
Enclosure: Evidence of Priority Brochure



 Irrigated Area

 Section Line

 Roads

 Place of Diversion

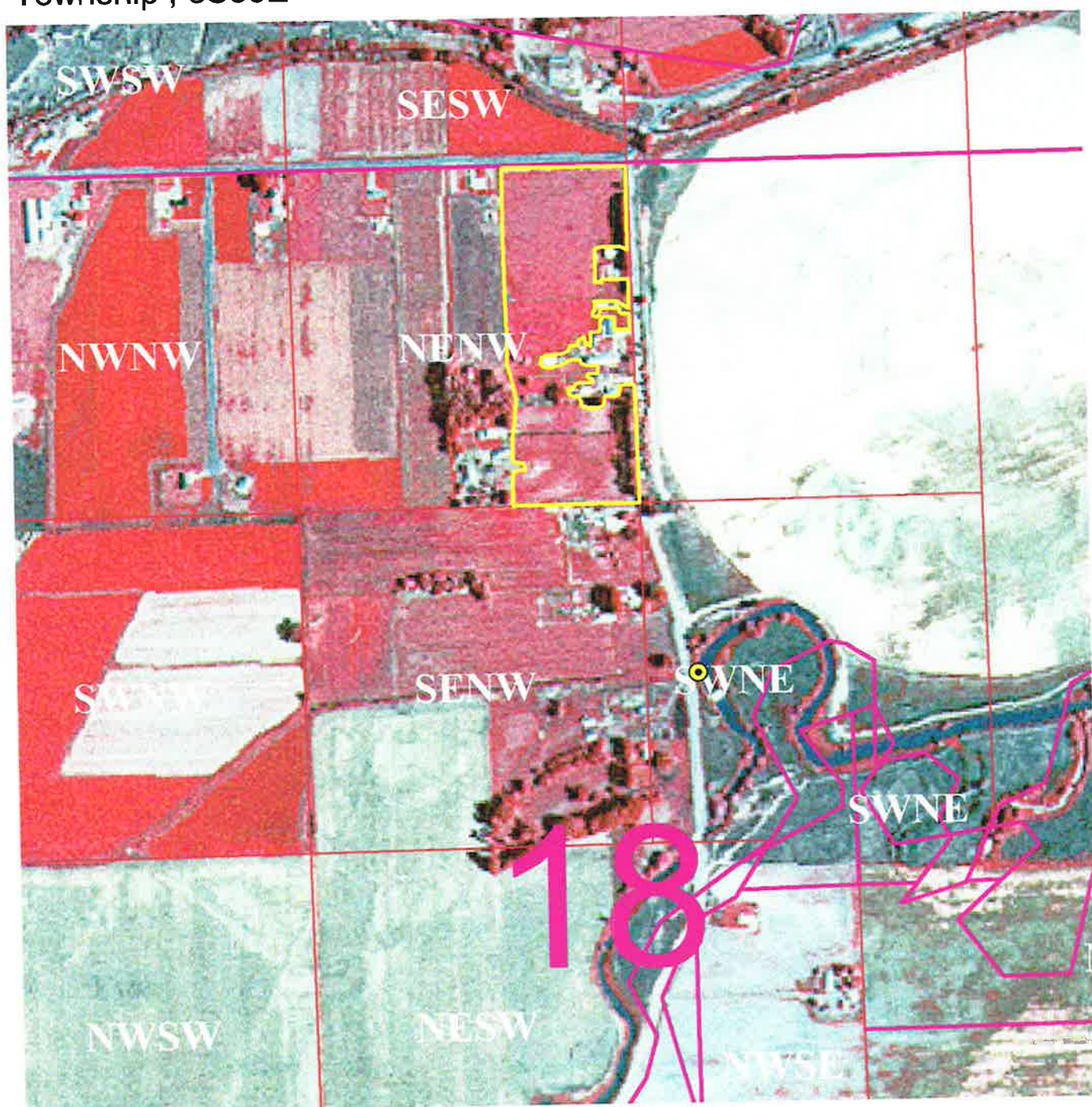
 Quarter Section Line

 Streams and Canals



Water Right Claim Number 27-10357
Township , 3S35E

01/03/2001



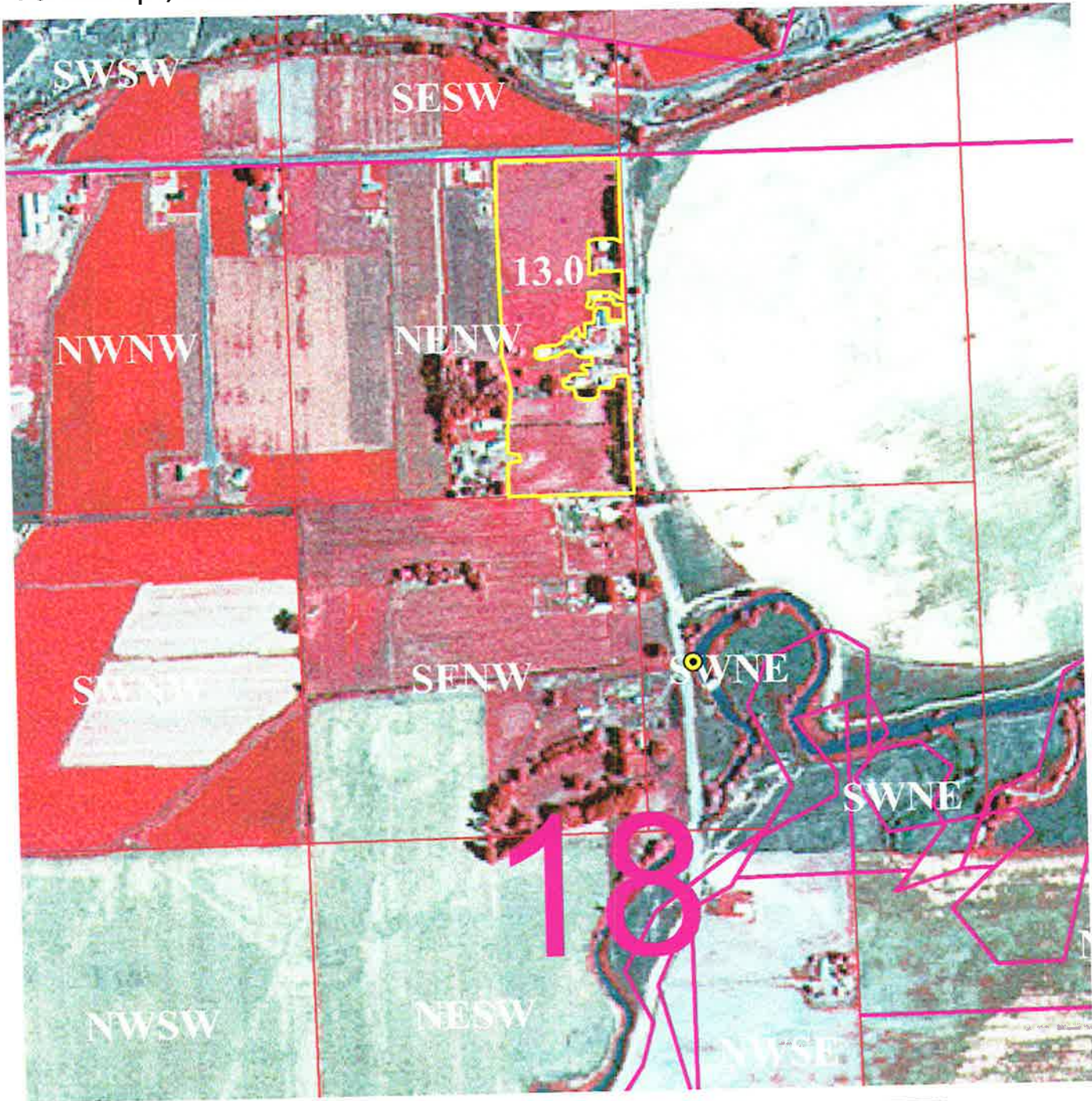
Legend					
	Irrigated Area		Section Line		Roads
	Place of Diversion		Quarter Section Line		Streams and Canals



400 0 400 800 Feet



 SPATIAL
DYNAMICS



 Irrigated Area

 Section Line

 Roads

 Place of Diversion

 Quarter Section Line

 Streams and Canals

Legend



SCANNED

JUL 20 2001

Log for claim 27-10357

Spatial Dynamics LTD

1/3/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
03s35e	18	NENW	1.5	13	Indiscernible
Totals:			1.5	13	

 SPATIAL
DYNAMICS

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 27-10357
Date Received: 5/2/1989
Receipt No: M003301
Received By:

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

QUINTON GNEITING Phone: (208)785-0613

216 S 550 W
BLACKFOOT ID USA 83221

MIKALA GNEITING Phone: (208)785-0613

216 S 550 W
BLACKFOOT ID USA 83221

2. Date of Priority: 10/01/1884

3. Source: BLACKFOOT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	35E	18	SW NE	BINGHAM	

5. Description of diverting works:

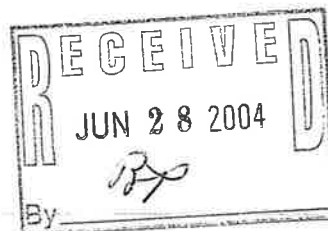
HEADGATE AND FLASH BOARDS AT RIVER & FLOOD IRR. FROM STEPHENS CAN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.04	

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

8. Total consumptive use:



27-10357

06/14/2004

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	35E	18	NE	NW	IRRIGATION	1.5
					Section Acres	1.5
					Total Acres	1.5

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

AMENDED CLAIM TO CORRECT THE BASIS AND THE PRIORITY DATE TO THE FRED STEVENS WATER NOT THE WELCH WATER AS ORIGINALLY CLAIMED.

THIS CLAIM IS BASED ON TWO INCHES OF DECREED WATER RIGHT IN THE BLACKFOOT RIVER WITH A PRIORITY OF OCT 1, 1884. (BEING A PORTION OF THE FRED STEVENS WATER AND STEPHENS DECREE #27-00027.

15. Basis of Claim: Decreed

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: _____

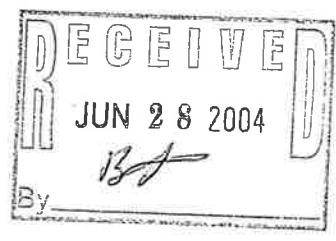
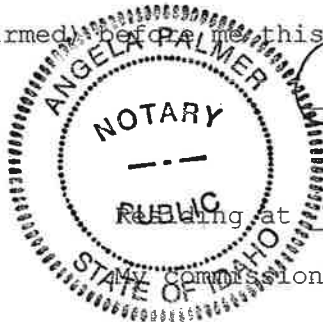
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Quintin* Date: 6/25/04
Mubala Date: 6/25/04

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of June 2004
Notary Public
Residing at Blackfoot, ID 83221
Commission Expires 7-16-07



JUL 28 2001

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: A27-10357
Date Received: 5/02/1989
Receipt No: M003301
Received By: OAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SAMUEL TAD THYBERG 208-785-7107
Address: 216 S 550 W
BLACKFOOT, ID 83221

2. Date of Priority: MAR 20, 1886

3. Source: BLACKFOOT_RIVER Trib. to: SNAKE_RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	35E	18	SW	NE			BINGHAM

5. Description of diverting works:

HEADGATE AND FLASH BOARDS AT RIVER & FLOOD IRR. FROM STEPHENS CAN

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.040		

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

A.F.A.

8. Total consumptive use is 4.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03S	35E	18	NE	NW		IRR	1.5
Section Acres							1.5

A27-10357

Page 1

Date: 05/02/89

MICROFILMED
NOV 12 1992

A2710357



10. Place of Use: Continued

Total Acres 1.5

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
3A27-10355 DOMESTIC

14. Remarks:

THIS CLAIM IS BASED ON TWO INCHES OF DECREED WATER RIGHT IN THE B
LACKFOOT RIVER WITH A PRIORITY OF MARCH 20, 1886. (BEING A PORTION
OF THE WELCH WATER AND STEPHEN'S DECREE #27-00037A.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

A27-10357

Page 2

Date: 05/02/89

MICROFILMED

NOV 12 1992

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): Samuel Jack Dhyberg Date: May 2 - 1989

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of May 19 89 Bruce A. Schuld
Notary Public
Seal

BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 12, 1995
Residing at _____
My Commission Expires _____

MICROFILMED

NOV 12 1992