

7140087 U.S. POSTAGE

~~RONALD LEO SIEVERS
PO BOX 711
WENDELL ID 83356~~

11/24/2004

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

RIGHT NUMBER: 37-4081

NAME AND ADDRESS: COLLEEN SIEVERS
PO BOX 711
WENDELL ID 83355

RONALD LEO SIEVERS
PO BOX 711
WENDELL ID 83355

SOURCE: COULEE 700

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.700 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/07/1951

POINT OF DIVERSION:

T05S R16E S2 NWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	03/15 11/15	0.680 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R16E S02 SWSE 34.0

STOCKWATER same as IRRIGATION

34 ACRES TOTAL

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

This right is subject to the Coulee 700 Ditch and Water Agreement as described in Instrument No. 105092, Ditch and Water Agreement, Dated September 9, 1954, Recorded July 3, 1956, 9:00 a.m., Book 5 Agreements Page 594, Lincoln County, Idaho.

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Use of this right is combined with water from American Falls Reservoir Dist. No. 2.

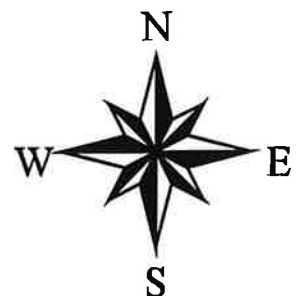
Use of this right is combined with water from Big Wood Canal Co.

37-4081



T05S R16E S02

Map prepared by: Carter Fritschle
Date prepared: 11/24/04
1987-1988 NAPP photography
Idaho Department of Water Resources



Coulee 700 Ditch and Water Agreement

Description of each parties land:

Smith Land (37-4237)				First Party - Claimed in SRBA
T05S	R16E	S10	NESE	
			NWSE	
			SWNE	
			SESE	
		S11	SWNW	
			SENE	
			NESW	
			NWSW	
			SWSW	
			SESW	
			NWSE	
			SWSE	
		S14	NWNE	
			NENW	
			NWNW	
			SWNW	
			SENE	
		S15	NENE	
			SWNE	
			SENE	
			SWNW	
			SENE	
Boyd Land (37-4088)				First Party - Not claimed in SRBA
T05S	R16E	S11	NWNE	
			SWNE	
Boesiger Land (37-4186)				Second Party - Claimed in SRBA
T05S	R16E	S02	NESW	
			NWSW	
			SWSW	
			SESW	
Boesiger Land (37-4187)				Second Party - Claimed in SRBA
T05S	R16E	S02	SWNE	
			NWSE	
Tews Land (37-2521)				Third Party - Not claimed in SRBA
T04S	R16E	S35	NENE	
T04S	R17E	S32	SESW	
T04S	R17E	S30	NESW	
			LOT 3 (NWSW)	
			LOT 4 (SWSW)	
			SESW	
Cox Land (37-4081)				Third Party - Claimed in SRBA
T05S	R16E	S02	SESE	
			NESE	16 acres
(Apparently Cox owned an additional 40 acres that was not listed since their total amount of land was 96 acres.)				
Velasquez Land (37-4079)				Third Party - Not claimed in SRBA
T04S	R16E	S35	SESE	
T05S	R16E	S01	LOT 4 (NWNW)	
		S02	LOT 1 (NENE)	

Division box is described as approximately in the center of T05S, R16E, S02, NWSE.

From paragraph 9 of the agreement: "All rights shall have and enjoy the same priority, so that no person to this contract shall have or own any prior right to any other user from the coulee."

Since licensed right 37-2521 owned by the Tews has a priority date of June 7, 1951 and cannot be made any earlier because to the license, all rights from Coulee 700 will have a priority date of June 7, 1951.

This right is subject to the Coulee 700 Ditch and Water Agreement as described in Instrument No. 105092, Ditch and Water Agreement, Dated September 9, 1954, Recorded July 3, 1956, 9:00 a.m., Book 5 Agreements Page 594, Lincoln County, Idaho.

CA 11-26-04

IDWR Field Exam Form

07/23/2004

Contacts Data Entry Form



LEE R. PETERSON
234 S View Rd.
Jerome, ID 83338

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	COLLEEN SIEVERS	PO BOX 711	WENDELL	ID	83355	886-2378 home
Current Owner	RONALD LEO SIEVERS	PO BOX 711	WENDELL	ID	83355	539-1374 cell

Date of Field Exam: 8-5-04 Time: 9:15 A

Accompanied By: RON Phone Number: see above

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

from shoshone go north to Johnnys Country Store on
550 turn left (west) go to 550 turn right (north)
1st house on West side of Road - left
567 N 550 W of shoshone

Reviewer: 

Date: 8-5-04

Point of Diversion and Source Data Entry Form

Claim Number 37-4081

Claimed Point of Diversion and Source

T05S R16E S2 NENWSE Within LINCOLN County Source: SEVEN HUNDRED WASTE DITCH BIG WOOD RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T05S R16E S2 NWSE Within LINCOLN County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

Waste from neighbors AFalls - big wood R

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
55	16E	2		see yellow area	Lincoln	waste

Other rights from this POD? NONE

Document how the POD and Source were verified:

Ron took me out to POD & POU
 he agreed both are approx or as shown
 yellow on black & white copy and as I
 see both they appear closely or

① Ronald L. Sivers Ron-1 ^{Pos.} 2457281 ^{USR} 1312816 ^{plate} A0013746 ^{photo} 1020264

Pos. 2457281 does not match the point shown on the map. However, it does appear to be a point where water could enter the field. Actual P.O.D. should probably be near the center of the NWSE of Sec. 2 where the water and ditch agreement describes the location of the division box.

Reviewer: tsDate: 8-5-04

CA 11-24-04

Exam for 37-4186 locates the division box near the center of Sec. 2. That point will be used as the P.O.D.

Tag # A0013794

Place Of Use Data Entry Form

Claim Number 37-4081

Claimed Place Of Use

T05S R16E S02 SWSE 35.0

Total Acres 35

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T05S R16E S02 SWSE 35.0

Total Acres 35

75 per Row
OK

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
55	16E	2			Gooding		35	Hay-Pasture

Total Acres 35 OK

Document how the POU was verified:

Row Took me out to POD & POU and he said the
POD & POU on yellow marked map is OK and POD
is shared with neighbor.

Reviewer:



Date: 8-5-04

Period of Use and Quantity Data Entry Form

Claim Number 37-4081

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	0.7	
STOCKWATER	1/01	12/31	0.04	
Overall Diversion Rate	Overall Diversion Volume			

varies

varies

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	11/01	0.7	
STOCKWATER	/	/		
Overall Diversion Rate	Overall Diversion Volume			

Recommended Period of Use and Diversion Rate

①

Water Use	Start	End	Rate	Volume
<i>varies - water available</i>	<i>unknown</i>	<i>unknown</i>	<i>unknown</i>	

Overall Diversion Rate short Overall Diversion Volume small

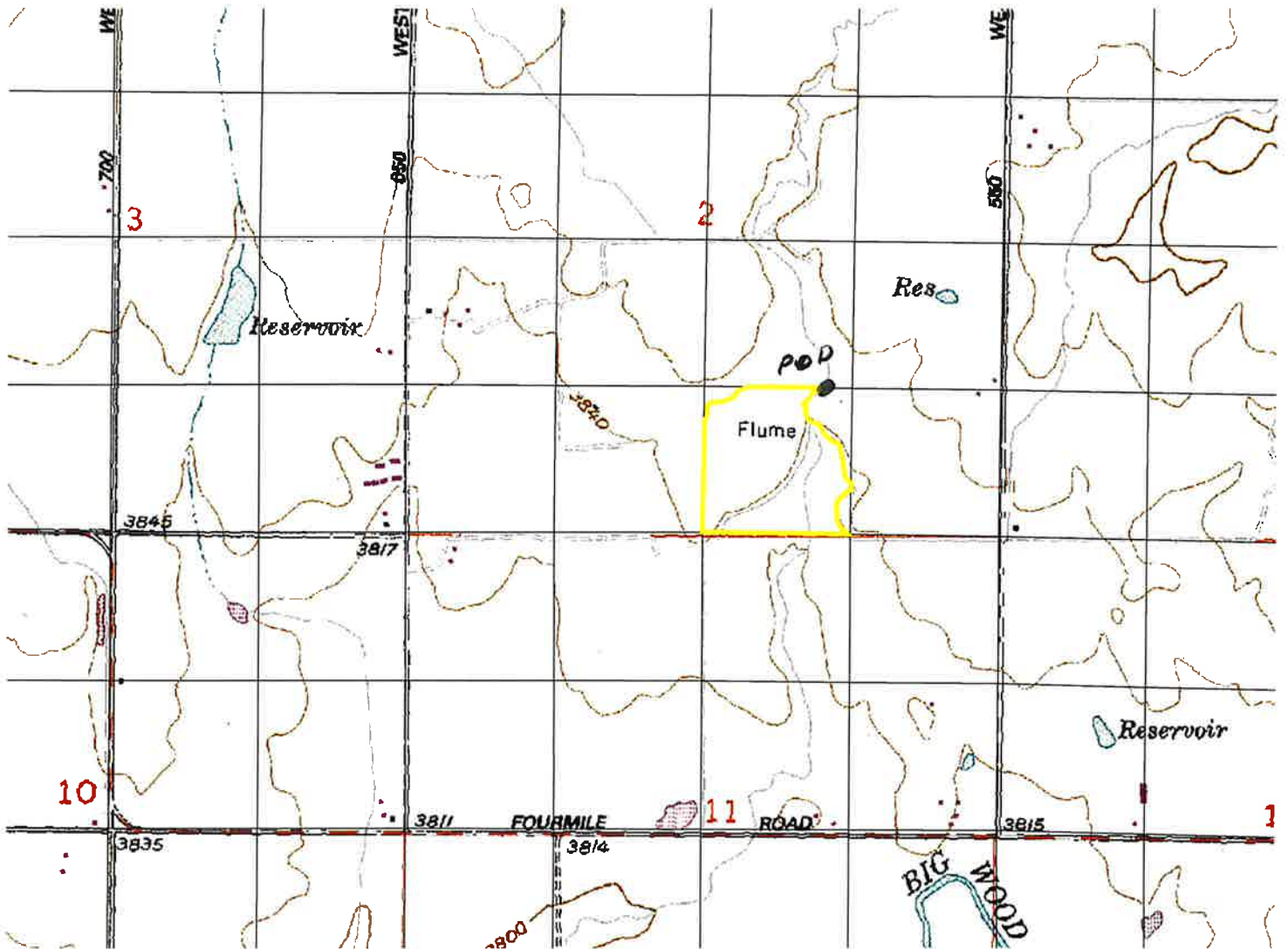
Document how the Period of Use and/or Diversion Rate were verified:

This year - now water is short, The last four years water has been short and off a lot and this year with water being short as appears we will be off soon - the last few years has been bad.

Reviewer: _____


Date: 8-5-04

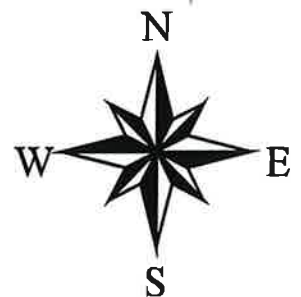
37-4081



2000 0 2000 4000 6000 Feet

as per ROW POD appears on

T05S R16E S02



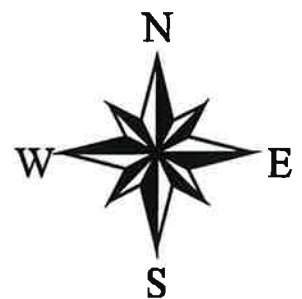
CLF 07/22/04

37-4081



800 0 800 1600 2400 Feet

T05S R16E S02



CLF 07/22/04

RECEIVED

AUG 24 1981

August 19, 1981

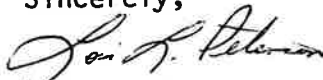
Department of Water Resources

Director of Department of Water Resources
Statehouse
Boise, Idaho 83720

Gentlemen:

Please find enclosed a copy of the water and ditch agreement to the use of the waters of 700 Creek. This agreement pertains to the use of the waters of 700 Creek and bears directly on any determination of the uses of these waters. I request that this agreement be included in the records of claims 37-4079, 37-4081, 37-4088 and any future claims which may be filed to the waters of 700 Creek.

Sincerely,



Lois L. Peterson
Rt. 1 Box 90
Shoshone, Idaho 83352

37-4237 - claimed SRBA
37-4088 - not claimed SRBA
37-4186 - claimed SRBA
37-4187 - claimed SRBA
37-2521 - not claimed SRBA
37-4081 - claimed SRBA
37-4079 - not claimed SRBA

AUG 24 1981

Department of Water Resources

and General Sales Manager, and authorized to execute said instrument on behalf of the Richfield Oil Corporation and acknowledged to me in each of the foregoing same.

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

(N.P.S.M.)

ST. H. L. STON.
Notary Public in and for the County of
Los Angeles, State of California
My commission expires Nov. 24, 1982

Recorded at the request of Security Title Company, at 11:55 A.M. on Nov. 24, 1981

Geraldine Devaney, Deputy

Lucille L. Kinney, S.S.

Fee: \$3.50

#105092

DITCH AND WATER AGREEMENT

THIS AGREEMENT, made between D. Sid Smith and Alta G. Smith, his wife, and Ross Boyd and Marguerite Boyd, his wife, first parties; Max Boesiger and Ruth H. Boesiger, his wife, and Mary Boesiger, a widow, second parties; and William G. Tews and Mary Tews, his wife, Lawrence Z. Tews and Elizabeth Tews, his wife; Clarence R. Tews, a bachelor; Marguerite Tews, a spinster; Dean B. Cox and Beatrice J. Cox, his wife; D. D. Velasquez and Josephine Velasquez, his wife; third parties, for the purpose of effecting a mutual understanding and agreement between the contracting parties relative to ditch and water rights in Coulee 700 and the water flowing therein, which Coulee empties into Big Wood River in the approximate southwest corner of Section Eleven (11), Township Five (5) South, Range Sixteen (16) E.B.M., Lincoln County, Idaho, and for the purpose of compromising and settling the controversy involved in the case of Smith vs. Lowry, #3345, now pending in the District Court of Lincoln County, Idaho,

IT IS HEREBY MUTUALLY UNDERSTOOD AND AGREED:

1. First Parties, D. Sid Smith and Alta G. Smith, are the owners of the following described lands situate in Lincoln County, Idaho, which are irrigated in part from the water of said coulee:

The Southeast Quarter (SE $\frac{1}{4}$) of Section Ten (10) South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$), Southwest Quarter (SW $\frac{1}{4}$) and the West Half of the Southeast quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Eleven (11); the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) and the Northwest Quarter (NW $\frac{1}{4}$) of Section Fourteen (14); and the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) and the South Half of the North Half (S $\frac{1}{2}$ N $\frac{1}{2}$) of Section Fifteen (15), all in Township Five (5) South, Range Sixteen (16) E.B.M.

First parties, Ross Boyd and Marguerite Boyd, his wife, are the owners of:

The West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) of Section Eleven (11), Township Five (5) South, Range Sixteen (16) E.B.M.,

which is irrigated in part from the waters of said coulee.

2. Second parties, Mary Boesiger, a widow, and Max Boesiger and Ruth H. Boesiger, his wife, are the owners of:

The Southwest Quarter (SW $\frac{1}{4}$), the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) and the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Eleven (11), Township Five (5) South, Range Sixteen (16) E.B.M., which lands are irrigated in part from the waters of said Coulee 700.

3. Third parties are the owners of the following lands which are irrigated in part from the waters of said coulee:

(a) William G. Tews and Mary Tews, his wife, Lawrence Z. Tews and Elizabeth Tews, his wife, Clarence R. Tews, a bachelor, and Marguerite Tews, a spinster, owners of the following:

37-4237

37-4088

37-4186

37-4187

37-2521
The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section thirty-five (35), Township Four (4) South, Range Sixteen (16) E.B.M.; Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Thirty-two (32), Township Four (4) South, Range Seventeen (17) E.B.M.; Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), Lot Three (3) Lot Four (4), and the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) east of the canal in Section Thirty (30), Township Four (4) South, Range Seventeen (17) E.B.M., in Lincoln County, Idaho.

(b) Dean B. Cox and Beatrice J. Cox, his wife, owners of the following:

37-4081
The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Two (2), Township Five (5) South, Range Sixteen (16) E.B.M., and also the following described real estate: Beginning at the northeast corner of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Two (2), thence due north on the east line of said section a distance of eight hundred (800) feet, thence west on a line parallel with the south line of said Section Two (2) a distance of four hundred (400) feet, thence in a south-westerly direction to the northwest corner of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Two (2); thence east to the place of beginning; containing ninety-six (96) acres, more or less, in Lincoln County, Idaho.

(c) D. D. Velasquez and Josephine Velasquez, his wife, owners of the following:

37-4079
The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-five (35), Township Four (4) South, Range Sixteen (16) E.B.M., Lot Four (4) or the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section One (1), Township Five (5) South, Range Sixteen (16) E.B.M., and Lot One (1) or the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Two (2) Township Five (5) South, Range Sixteen (16) E.B.M.

4. Each and all of the parties also utilize waters from said coulee for domestic and stock water purposes on their respective lands.

5. It is understood and agreed:

(a) That D. D. Velasquez and Josephine Velasquez, his wife, shall have the right to continue diverting water from said coulee in the amount and for the irrigation of the quantity of lands, including domestic and stock water purposes thereon, that they have heretofore diverted. They agree that the waste and return flow from such diversions shall continue to return to said coulee in the future as the same have in the past, and they agree that no increased acreage will be irrigated by them from said Coulee 700.

(b) That William G. Tews and Mary Tews, his wife, Lawrence Z. Tews and Elizabeth Tews, his wife, Clarence R. Tews, a bachelor, and Marguerite Tews, a spinster, shall have the right to continue diverting water from said coulee in the amount and for the irrigation of the quantity of lands, including domestic and stock water purposes thereon, that they have heretofore diverted. They agree that the waste and return flow from such diversions shall continue to return to said coulee in the future as the same have in the past, and they agree that no increased acreage will be irrigated by them from said Coulee 700.

(c) That Dean B. Cox and Beatrice J. Cox, his wife, shall have the right to continue diverting water from said coulee in the amount and for the irrigation of the quantity of lands, including domestic and stock water purposes thereon, that they have heretofore diverted. They agree that the waste and return flow from such diversions shall continue to return to said coulee in the future as the same have in the past, and they agree that no increased acreage will be irrigated by them from said Coulee 700.

6. It is understood and agreed that second parties shall have the right to continue pumping and diverting water from said coulee for pumping and diverting water from said coulee for irrigation of the lands lying east of said Coulee 700 in the Southwest Quarter

of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Two (2) for diverting water for domestic purposes and stock water thereon, to the same extent and in the same manner heretofore enjoyed by them. They agree that the waste and return flow from said ditches shall continue to return to said Coulee 700 in the future as the same have in the past, and they agree that no increased acreage will be irrigated through said diversion and pumps.

7. The remainder of the waters in said coulee 700 shall be owned and divided equally by first parties and second parties, one-half thereof by first parties and one-half by second parties. Such waters shall be diverted at the diversion point on said coulee where second parties have heretofore been diverting their water from said coulee, the same being a check or dividing box which is located in the approximate center of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Two (2), Township Five (5) South, Range Sixteen (16) E.B.M. There shall be operated and maintained at said point a two-way diversion box so constructed and maintained as to divert one-half the flow of said coulee at said point westerly into the ditch of second parties, and to permit one-half the flow of the said coulee at such point to continue flowing in said coulee 700 for the use and benefit of first parties and their lands.

8. First parties and second parties will share equally in the cost of constructing, maintaining and operating said diversion box and check, and the same shall be maintained and operated in such manner as to at all times and under all conditions, so far as reasonably possible, divert the flow at such point equally between first parties and second parties, so that each shall have a continuous flow of his share of such water for irrigation, domestic and stock water purposes. All other contracting parties shall individually maintain and keep in repair their respective diversion works. All general expenses and costs of cleaning, repairing and keeping in condition the coulee proper, as distinguished from the diversion works, will be paid by the parties to this contract on a pro rata basis.

9. All water rights enjoyed by the contracting parties in and to the water of said coulee, as well as all ditch rights and rights of way in said coulee, shall have and enjoy the same priority, so that no person to this contract shall have or own any prior right to any other user from the coulee:

10. It is further understood and agreed that the contracting parties shall endeavor to operate said coulee and diversion works without the necessity of a ditchrider or watermaster, but in the event of disagreements or the inability of the parties to operate in this manner and it becomes necessary and advisable to employ a ditch rider or watermaster, then nothing in this contract shall prevent procedure being adopted for that purpose in the manner provided for by the laws of the State of Idaho.

11. Each of the contracting parties shall have the right to enter upon the lands and property of each of the other contracting parties at such reasonable times and to such reasonable extent as may be necessary to maintain the coulee and the diversion works therefrom of the respective parties.

It is agreed that the several parties to this contract are individually entitled to receive water through their respective diversions at such times and in such amounts as may be reasonably necessary for the irrigating of their lands and for domestic and stock water purposes thereon.

The agreements herein contained shall constitute covenants running with the lands of the respective parties, and shall be binding upon the contracting parties and the successors in interest of the contracting parties.

STATE
COUNTY

On

and for
names

the S.

IN

and yet

WITNESSES
COUNTY

When this contract has been fully executed the case of Smith vs. Lowry, mentioned in the first paragraph hereof, shall be dismissed without prejudice and without costs.

IN WITNESS WHEREOF, the contracting parties have hereto set their hands this 8th day of September, 1954.

ALTA G. SMITH, Deceased

By D. Sidney Smith

By William G. Smith
Executor

/s/

D. SID SMITH
D. Sid Smith

Alta G. Smith

ROSS BOYD
Ross Boyd

MARGUERITE BOYD
Marguerite Boyd

FIRST PARTIES

MAX A. BOESIGER
Max Boesiger

RUTH H. BOESIGER
Ruth H. Boesiger

MARY BOESIGER
Mary Boesiger

SECOND PARTIES

WILLIAM G. TEWS
William G. Tews

MARY TEWS
Mary Tews

LAWRENCE Z. TEWS
Lawrence Z. Tews

ELIZABETH TEWS
Elizabeth Tews

CLARENCE R. TEWS
Clarence R. Tews

MARGUERITE TEWS
Marguerite Tews

DEAN B. COX
Dean B. Cox

BEATRICE J. COX
Beatrice J. Cox

DONALD D. VELASQUEZ
Donald D. Velasquez
D. D. VELASQUEZ

JOSEPHINE VELASQUEZ
Josephine Velasquez

THIRD PARTIES

STATE OF IDAHO)
County of Lincoln) ss

On this 8th day of September, 1954, before me, Jack M. Murphy, a Notary Public in and for said State, personally appeared D. Sid Smith, known to me to be the person whose names are 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 in this certificate first above written.

(N.P.SEAL)

JACK M. MURPHY
Notary Public for the State of Idaho,
Residing at Shoshone, Idaho

STATE OF IDAHO)
County of Lincoln) ss

On this 15th day of March, 1956, before me, Jack M. Murphy, a Notary Public in and for said state, personally appeared Ross Boyd and Marguerite Boyd, his wife, known to me to be the persons whose names are 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 in this certificate first above written.

(N.P.SEAL)

JACK M. MURPHY
Notary Public for the State of Idaho,
Residing at Shoshone, Idaho

STATE OF IDAHO)
County of Elmore) ss

On this 28th day of June, 1956, before me, Branch Bird, a Notary Public in and for said State, personally appeared Max Boesiger and Ruth H. Boesiger, his wife, known to me to be the persons whose names are 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 in this certificate first above written.

(N.P.SEAL)

BRANCH BIRD
Notary Public for the State of Idaho,
Residing at Gooding, Idaho

STATE OF IDAHO)
County of Lincoln) ss

On this 9th day of December, 1955, before me, Howard E. Adkins, a Notary Public in and for said State, personally appeared Mary Boesiger, a widow, known 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 in this certificate first above written.

(N.P.SEAL)

HOWARD E. ADKINS
Notary Public for the State of Idaho,
Residing at Shoshone, Idaho

STATE OF IDAHO)
County of Lincoln) ss

On this 10th day of February, 1956, before me, Jack M. Murphy, a Notary Public in and for said State, personally appeared William G. Tews and Mary Tews, his wife, Lawrence Z. Tews and Elizabeth Tews, his wife, Clarence R. Tews, a bachelor, and Marguerite Tews, a spinster, known to me to be the persons whose names are 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 in this certificate first above written.

(N.P.SEAL)

JACK M. MURPHY
Notary Public for the State of Idaho,
Residing at Shoshone, Idaho

STATE OF IDAHO)
County of Lincoln) ss

On this 8th day of September, 1954, before me, Jack M. Murphy, a Notary Public in and for said State, personally appeared Dean B. Cox and Beatrice J. Cox, his wife, known to me to be the persons whose names are 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 in this certificate first above written.

(N.P.SEAL)

JACK M. MURPHY
Notary Public for the State of Idaho,
Residing at Shoshone, Idaho

STATE OF IDAHO)
County of Lincoln) ss

On this 8th day of September, 1954, before me, Jack M. Murphy, a Notary Public in and for said State, personally appeared D. D. Velasquez and Josephine Velasquez, his wife, known to me to be the persons whose names are 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, this day and year in this certificate first above written.

(N.P.SEAL)

JACK M. MURPHY
Notary Public for the State of Idaho,
Residing at Shoshone, Idaho

STATE OF IDAHO)
County of Gooding) ss

On this 19th day of June, 1956, before me Branch Bird a notary public for the State of Idaho, personally appeared D. Sidney Smith and William C. Smith, known to me to be the persons whose names are subscribed to the within instrument as executors of the estate of Alta G. (Gooding) Smith, and acknowledged to me that they executed the same as such executors.

In Witness whereof I have hereunto set my hand and affixed my seal as of the day and year first above written.

(N.P.SEAL)

Branch Bird
Notary Public for the State of Idaho

Recorded at the request of Branch Bird, at 9:00 A.M. on July 3, 1956

Geraldine Devaney, Deputy

Luella L. Kinsey, Recorder

Fee: \$6.50

#10110

PROOF READ

STATE OF IDAHO
LAND SALE CERTIFICATE

New No. 18110

The State reserves the right to all coal, oil, shale, gas, phosphate, sodium and other mineral deposits contained in this land as required by Chapter 96 of the 1923 Session Laws.

This is to certify, that on the 10th day of October, 1924, the State of Idaho sold unto Bert Wyant, R #1, Richfield, Idaho, upon the terms and conditions hereinafter set forth, the following described State School lands, lying, situate and being in the County of Lincoln, State of Idaho SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36, Twp. 3 S, Rg. 19 E.B.M., containing 40 a. Consideration Four Hundred and No/100 (\$400.00) Dollars to be paid as follows, to-wit: Forty and No/100 (\$40.00) Dollars, the receipt whereof is hereby acknowledged, and the balance of Three Hundred Sixty and No/100 (\$360.00) Dollars in annual installments with interest at the rate of six per cent per annum, payable in advance on the first day of January of each year, as shown herewith, to-wit:

Record of Assignments	Assignee	Date
Harriet O. & Hassell	Blankenship	9 29 47
Hailey, Idaho		11 14 47

Payments Endorsed as follows

When Due	Principal	Interest	Balance	Principal	Amt. Paid	Receipt No.	Date Paid
Oct. 10, 1924	40.00	4.86	360.00		44.86	9756	10-20-24
Jan. 1 1925	9.00	21.06	351.00				
Jan. 1 1926	9.00	20.52	342.00				
Jan. 1 1927	9.00	19.98	333.00				
Jan. 1 1928	9.00	19.44	324.00				
Jan. 1 1929	9.00	18.90	315.00				
Jan. 1 1930	9.00	18.36	306.00				
Jan. 1 1931	9.00	17.82	297.00				
Jan. 1 1932	9.00	17.28	288.00				
Jan. 1 1933	9.00	16.74	279.00				
Jan. 1 1934	9.00	16.20	270.00				
Jan. 1 1935	9.00	15.66	261.00				
Jan. 1 1936	9.00	15.12	252.00				
Jan. 1 1937	9.00	14.58	243.00				
Jan. 1 1938	9.00	14.04	234.00				
Jan. 1 1939	9.00	13.50	225.00				

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Dean B. & Beatrice J. Cox
(name of claimant)
of 14552 Donegal Dr. Westminster
(mailing address) California, 92683, claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Wastewater from 700 Waste Ditch, tributary to, _____
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: _____

Amount 0.70 cfs Use Irrigation Period of Use: From Apr. 1 To Nov. 1
 Amount _____ Use _____ Period of Use: From _____ To _____
 Amount _____ Use _____ Period of Use: From _____ To _____
 (cfs, gpm (dom., irri., (both dates inclusive)
 or a/f) stock, etc.)

- (3) Total quantity of water claimed: 0.7 Tenth cubic feet per second, or _____ acre feet per annum, and/or off 35 inch gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) 1940 + Bch

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW ¼ SE ¼, Sec. 2 Twp. 55 Rge. 16E B. M. County of Lincoln
 Additional points of diversion: _____

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Conc. Check in Waste Ditch which diverts water by gravity flow ditch to place of use.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

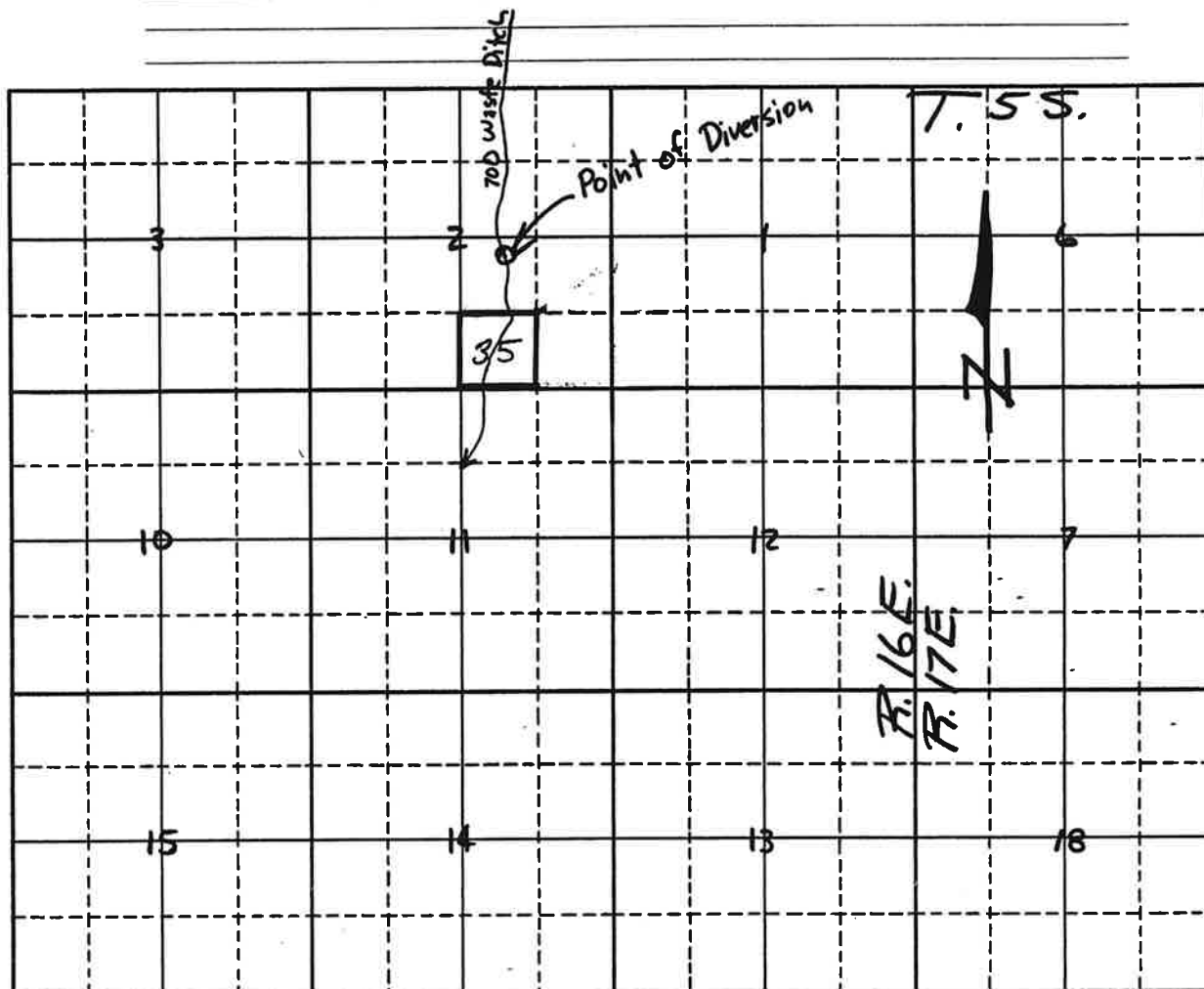
[illegible]

Total No. of acres 35

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Stand Watering

- (7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

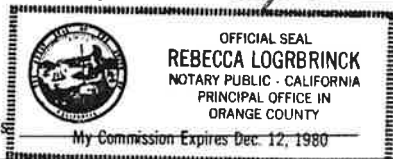
State of California)
County of Orange) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 16th day of April, 1977.

Beatrice J. Cox
(Claimant)

Rebecca Logbrinck
Notary Public
Residing at Orange County, California



My commission expires

For Department Use Only

Received by SS Date 4-22-77 Exception filed by: _____ Date _____
Prelim. check by _____ Date _____
\$10.00 fee received by SB Date 5/2/77 #3475
Approved for publication by dm 5/19/77
Published in Lincoln County Journal
Dates 5/19 & 5/26/77

IN THE MATTER OF:

The flow of Coulee 700

State of Idaho

County of Lincoln

AFFIDAVIT

J. Elmer Knight

being first duly sworn,

deposes and says: To whom it may concern: I wish to certify that I have
been familiar with the flow of Coulee 700 since March, 1940 and
that the property now owned by Dean B. Cox, etux and described as
S 1/2, SE 1/4 and Tax 1 of NE 1/4, SE 1/4, section 2 T.5S. R.16
E.B.M. Lincoln County, Idaho has had continuous and uninterrupted
use of water diverted from the above mentioned coulee for livestock
and irrigation purposes.



J. Elmer Knight
(signature)

Subscribed and sworn to before me this 11TH day of April 1977.

L. Bing Parkinson
(notary public)

Residing at _____
My commission expires _____

MY COMMISSION EXPIRES 6-15-79
NOTARY PUBLIC OF IDAHO
RESIDING AT BURLING IDAHO

IN THE MATTER OF:)
The water flow of Coulee 700)
Lincoln County)

AFFIDAVIT

State of Idaho)
County of Lincoln)

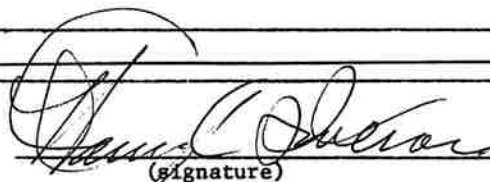
Legal description: Section 2, Township 5 South,
Range 16 EBM., S $\frac{1}{2}$ SE $\frac{1}{4}$ and T $\frac{1}{2}$ of NE $\frac{1}{4}$ SE $\frac{1}{4}$
Lincoln County, Idaho.

Harvey C. Iverson

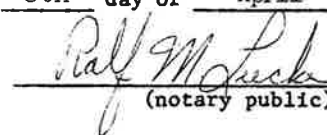
being first duly sworn,

deposes and says: I have been a resident since 1945 of this area and am now and
have been in the real estate business most of that time. I am familiar with the
above captioned farm and am familiar with the flow of Coulee 700. The water from 700
Coulee has been used for irrigation and stock water on this farm for the past 31 years
that I can verify. I will testify to the above facts in any court of law if called
upon to do so.

RECEIVED


(signature)

Subscribed and sworn to before me this 8th day of April 19 77 .


(notary public)

Residing at Gooding, Idaho
My commission expires Lifeterm

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: **A37-04081**
Date Received: 7/ 1/1988
Receipt No: S000682
Received By: *O/C ALB*

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: RONALD LEO SIEVERS
Address: PO BOX 711
WENDELL ID 83355

AND/OR

Name: COLLEEN SIEVERS
Address: PO BOX 711
WENDELL ID 83355

2. Date of Priority: MAY 1, 1920

3. Source: SEVEN HUNDRED WASTE DITCH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	16E	2	NE	NW	SE		LINCOLN

5. Description of diverting works:
CONCRETE CHECK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.700		
STOCKWATER	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 RANGE

MICROFILMED
NOV 27 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	16E	2	SW	SE		IRR	35.0
Section Acres							35.0
Total Acres							35.0

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
BIG WOOD AND AMER. FALLS SHARES

14. Remarks:
OWNERSHIP CHANGE MADE 10/12/95 BY TLB.

15. Basis of Claim: STATUTORY CLAIM



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 10-4-95

LEGAL DESCRIPTION OF PROPERTY: Township 5 South Range 16 East
Section 2, S $\frac{1}{2}$ 1/4 of SE 1/4 of 1/4, Govt. Lot , BM. Lincoln Co., Id.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

☐ 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) **OCT 10 1995**

☐ Water Right Number(s) _____ Department of Water Resources
Assigned by IDWR: _____ Southern Region

☐ Name and Address of Former Owner/Claimant(s)(Seller): Dean B. Cox and Beatrice J. Cox
13245 Winona Road, Apple Valley, Ca 92308

☐ New Owner/Claimant (Purchaser): Ronald Leo Sievers and Colleen Sievers
P.O. Box 711, Wendell, Id 83355

☐ New Mailing Address: _____

☐ New Telephone Number: () _____ - _____

☐ 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 _____ memorandum of Contract attached
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) Ronald Leo Sievers Date 10-4/95
Colleen Sievers Date 10-4-95

☐ Signature of Former Owner/Claimant(s): Dean B. Cox Date 10-4-95
Beatrice J. Cox Date 10-4-95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 10/12/95 By: HB

Claim Numbers of Split, if any:

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

MICROFILMED
NOV 27 1995

159922

STATE OF IDAHO
COUNTY OF LINCOLN
Recorded at the request of*Land Title & Escrow*

OCT - 4 1995

at *16* minutes past *4:10* P. M.
recorded by *Nelson Jackson, Esq.*
Fee: *6.00* Return to: *Above**By hand.*

MEMORANDUM OF CONTRACT OF SALE

VENDOR: DEAN B. COX and BEATRICE J. COX

PURCHASER: RONALD LEO SIEVERS AND COLLEEN SIEVERS

DATE OF CONTRACT: OCTOBER 4, 1995

LEGAL DESCRIPTION OF PROPERTY:

TOWNSHIP 5 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN
LINCOLN COUNTY, IDAHOSection 2: S $\frac{1}{2}$ SE $\frac{1}{4}$ Also part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, described as follows:

Beginning at the Northeast corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2;
thence due North on the East line of said section a distance of 800 feet;
thence West on a line parallel with the south line of said Section 2 a
distance of 400 feet;
thence in a Southwesterly direction to the Northwest corner of the
SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 2;
thence East to the Place of Beginning.

Subject to that certain mortgage in favor of Federal Land Bank of Spokane, recorded
April 18, 1968, as instrument number 121036, Lincoln County records.

NOTICE IS HEREBY GIVEN that the above named Vendor has entered into a Contract of
Sale wherein the above named Purchaser agreed to buy, and the Vendor agreed to sell, the real
property above described.

Pursuant to the terms of said contract, title has been reserved in the Vendor until the
Purchaser fully performs the contract, and a Warranty Deed has been placed in escrow for delivery
to the Purchaser upon completion of such performance. The recording of said Warranty Deed at a

MEMORANDUM OF CONTRACT OF SALE - 1

MICROFILMED
NOV 27 1996

future date shall be conclusive proof, as against the Vendor, and Vendor's heirs, personal representatives, successors and assigns, that the Purchaser has fully and completely performed all of the terms of said Contract of Sale and that Vendor has no further right, title or interest in and to the real property above described.

DATED: October 4, 1995.

Dean B. Cox

Colleen Sievers

Beatrice J. Cox

Vendor

Ronald Leo Sievers

Purchaser

STATE OF IDAHO)
)ss.
County of Gooding)

On the 4th day of October, 1995, before me, a Notary Public in and for said state, personally appeared Dean B. Cox and Beatrice J. Cox, known to me to the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Jaime Supers

Notary Public for Idaho

My commission expires: 8-21-99

STATE OF IDAHO)
)ss.
County of Gooding)

On the 4th day of October, 1995, before me, a Notary Public in and for said state, personally appeared Ronald Leo Sievers and Colleen Sievers, known to me to the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

Jaime Supers

Notary Public for Idaho

My commission expires: 8-21-99

MICROFILMED
NOV 27 1996

Water Right Number - A37-04081

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - - - - First Name - - + + - - - - Address - - - - - + - - - -

*** C - CURRENT OWNER ***
COX

DEAN B

1 - 13245 WINOMA RD
2 -
3 -

State- CA Zip- 92308

City- APPLE VALLEY
Phone - 619-247-5907

BEATRICE J

1 - 13245 WINOMA RD
2 -

State- CA Zip- 92308

City- APPLE VALLEY
Phone - 619-247-5907+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1920 17 SOUTHERN S - STATUTORY CLAIM+ - - - - Source - - - - + + - - - - Tributary - - - - - +
SEVEN HUNDRED WASTE DITCH BIG WOOD RIVER+ - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Diversion Name

05S 16E 2 NE NW SE (63) LINCOLN

+ - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume01 - IRRIGATION
04 - STOCKWATER04/01 11/01 0.700
01/01 12/31 0.040+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Div. Capacity - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
0.700 105.0+ - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

05S 16E 2 SW SE 35.0 01 IRRIGATION (63) LINCOLN

Total Acres: 35.0

+ - - Diversion Means - CONCRETE CHECK

+ - - Non-Irrigation Use - S/100 RANGE

+ - - Other Rights for Same Use - BIG WOOD AND AMER. FALLS SHARES

+ - - - - - - - - - - Remarks - - - - - +
No Remarks found.+ - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.MICROFILMED
NOV 27 1996

Prefix Translation: ADJUDICATION CLAIM

| | | | | | | | |
|-----------------------|---|------------|-----------------------|---|------------|-------------------------|---|
| Court Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number | - |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | | Old Case Number | - |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | 06/03/1985 | Old Judicial District | - |
| Claim Received Date | - | 07/01/1988 | Last Amended Date | - | 00/00/0000 | Temporary Right | - |
| Proof Due Date | - | 00/00/0000 | Proof Made Date | - | 00/00/0000 | Water District | - |
| Licensed Date | - | 00/00/0000 | Receipt Number | - | S000682 | Federal/State Indicator | - |
| Claims Tape Error Flg | - | | POU Ownership Flag | - | Y | Presumption Flag | - |
| Fee Exempt Flag | - | | Name Connector | - | OR | Notice of Error Flag | - |

MICROFILMED
NOV 27 1996

Water Right Number - A37-10375

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - - - - First Name - - - - + - - - - Address - - - - -

*** C - CURRENT OWNER ***

COX

DEAN B

1 - 13245 WINONA RD

2 -

3 -

City- APPLE VALLEY

Phone - 619-247-5907

State- CA Zip- 92308

1 - 13245 WINONA RD

2 -

3 -

City- APPLE VALLEY

Phone - 619-247-5907

State- CA Zip- 92308

BEATRICE J

COX

+ - - - - Priority Date - - - + + - - - - Region - - - + + - - - - Stage - - - + + - - - - Status - - - - +
05/01/1910 ERROR IN REGION J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - Tributary - - - - -

GROUNDWATER

+ - - - - - - - - - - - - - - - Point of Diversion - - - - -

Diversion Name

County

RfLg

Lot

Tract

Sec

Rng

Twn

Div

Code

05S

16E

2

SE NE SE

(63) LINCOLN

+ - - - - - - - - - - - - - - - Water Use - - - - -

Diversion Rate

Diversion Volume

Period From

Period To

01/01

12/31

01/01

12/31

043 - DOMESTIC

04 - STOCKWATER

+ - - - - Total Div. Rate - - + + - - - - Total Div. Capacity - + + - - - - Total Consumptive Use - - + + - - - - KW Usage - - +
0.040 0.040 0.040

+ - - - - - - - - - - - - - - - Place of Use - - - - -

Description

Code

Acres

Lot

Tract

Sec

Rng

Twn

Div

Code

05S

16E

16E

2

NE SE

(63) LINCOLN

(63) LINCOLN

04 STOCKWATER

43 DOMESTIC

+ - - - - Diversion Means - WELL & PUMP

+ - - - - Non-Irrigation Use - D/ 1 HOUSE S/100 RANGE

+ - - - - Other Rights for Same Use - NONE

+ - - - - - - - - - - - - - - - Remarks - - - - -

No Remarks found.

+ - - - - - - - - - - - - - - - Old Water Right Numbers - - - - -

No Old Water Right Numbers found.

MICROFILMED
NOV 27 1996

Prefix Translation: ADJUDICATION CLAIM

| | | | | | | | |
|------------------------|---|------------|-----------------------|---|------------|-------------------------|-----|
| Court Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number | - |
| 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 | - | 07/01/1988 | 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 | - | S000663 | Federal/State Indicator | - S |
| Claims Tape Error Flag | - | | POU Ownership Flag | - | Y | Presumption Flag | - |
| Fee Exempt Flag | - | | Name Connector | - | AND/OR | Notice of Error Flag | - |

MICROFILME
JUN 27 1995

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY

October 6, 1995

REFER TO: L-22731
OFFICE:

RECEIVED

OCT 10 1995

Department of Water Resources
Southern Region

Idaho Department of Water Resources
Twin Falls, Idaho

RE: Cox-Sievers

Enclosed please find a New Property Owner Notice of Change of Water Right Ownership. This is for the well on the property that the Cox's say they filed on. I am also enclosing a copy of the memorandum of Contract showing the full legal description.

Thank you,



Jayne Shepard
LAND TITLE AND ESCROW, INC.
P.O. Box 473
Gooding, Idaho 83330
208-934-8477

Enclosure

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0808 - FAX 436-1198

MICROFILMED
NOV 27 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

OCTOBER 12, 1995

RONALD & COLLEEN SIEVERS
PO BOX 711
WENDELL, ID 83355

RE: SRBA CLAIM A37-04081 & A37-10375
COX

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM. WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

TARA L. BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

MICROFILMED
NOV 27 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

OCTOBER 12, 1995

RONALD & COLLEEN SIEVERS
PO BOX 711
WENDELL, ID 83355

RE: SRBA CLAIM A37-04081 & A37-10375
COX

DEAR CLAIMANT(S):

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IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

ICROFILMED
NOV 27 1996

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: A37-10375
Date Received: 7/ 1/1988
Receipt No: S000663
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: RONALD LEO SIEVERS
Address: PO BOX 711
WENDELL ID

83355

AND/OR

Name: COLLEEN SIEVERS
Address: PO BOX 711
WENDELL ID

83355

2. Date of Priority: MAY 1, 1910

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 05S | 16E | 2 | SE | NE | SE | | LINCOLN |

5. Description of diverting works:
WELL & 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 | | |
| STOCKWATER | 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 S/100 RANGE

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|----------|-------|---------|------------|-----|-----------------|-------|
| 05S | 16E | 2 | NE SE | | STOCK
DOMEST | |

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGE MADE 10/12/95 BY TLB.

15. Basis of Claim: BENEFICIAL USE

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: A37-04081
Date Received: 7/01/1988
Receipt No: S000682
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN B. COX 619-247-5907
Address: 13245 WINONA RD.
APPLE VALLEY, CA 92308

OR
Name: BEATRICE J. COX 619-247-5907
Address: 13245 WINONA RD.
APPLE VALLEY, CA 92308

2. Date of Priority: MAY 01, 1920

3. Source: SEVEN HUNDRED WASTE DITCH Trib. to: BIG WOOD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 05S | 16E | 2 | NE | NW | SE | | LINCOLN |

5. Description of diverting works:
CONCRETE CHECK

6. Water is used for the following purposes:

| Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.700 | | |
| STOCKWATER | 01/01 | 12/31 | 0.040 | | |

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

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 RANGE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 05S | 16E | 2 | SW | SE | | IRR | 35.0 |
| Section Acres | | | | | | | 35.0 |
| Total Acres | | | | | | | 35.0 |

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
BIG WOOD AND AMER. FALLS SHARES

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM
Water Right Number:

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: 1

For Individuals:

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

Signature of Claimant(s): Dean B. Cox Date: 7-1-88
Beatrice J. Cox Date: 7-1-88

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 1st day

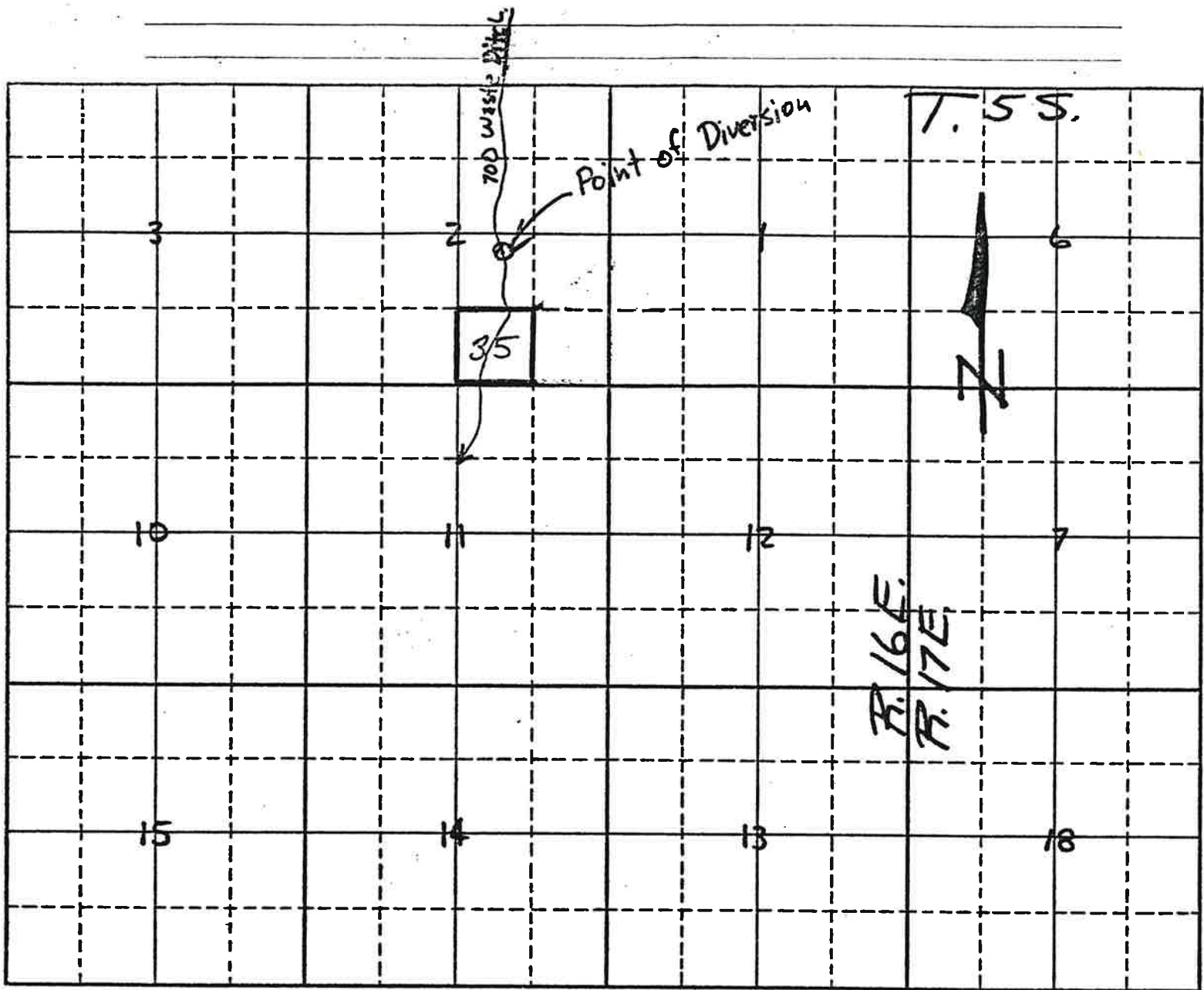
of July 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding, Id
My Commission Expires 10/16/1992

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of ~~Idaho~~ CALIFORNIA)
County of SAN DIEGO) ss.
J. ORANGE)

A37-04081

MICROFILMED
FEB 23 1993

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Dean B. Cox Beatrice J. Cox
(Claimant)

Sworn to before me this 16th day of April, 1977.



OFFICIAL SEAL
REBECCA LOGBRINCK
NOTARY PUBLIC, CALIFORNIA

Notary Public