

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 07 2006

DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006

Water right number: 67-4448

ROBERT L VOERMANS

PO BOX 57

INDIAN VALLEY ID 83632

Telephone Number: (208)256-4488

WHITNEY L VOERMANS

PO BOX 57

INDIAN VALLEY ID 83632

Telephone Number: (208)256-4488

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

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

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

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

DATE:

12/5/06

SIGNATURE:

Robert L Voermans

Please print your name:

ROBERT L. VOERMAN S

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
DEC 08 2006

10/04/2006

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

RIGHT NUMBER: 67-4448

NAME AND ADDRESS: ROBERT L VOERMANS
PO BOX 57
INDIAN VALLEY ID 83632

WHITNEY L VOERMANS
PO BOX 57
INDIAN VALLEY ID 83632

SOURCE: LITTLE WEISER RIVER TRIBUTARY: WEISER RIVER

QUANTITY: 0.470 CFS

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

The rights listed below are limited to a total combined diversion rate of 0.91 cfs. Combined Right Nos.: 67-450, 67-4448, 67-4449, & 67-11287

PRIORITY DATE: 05/01/1953

POINT OF DIVERSION:

T14N R01W S36 NENW Within ADAMS 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 10/31	0.470 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T14N R01W S11	SWSE	12.00	T14N R01W S11	SESE	0.20
T14N R01W S14	NENE	14.00	T14N R01W S14	NWNE	26.00
T14N R01W S14	SENE	10.00			

STOCKWATER same as IRRIGATION

62.2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 45.5 acres in a single irrigation season. Combined Right Nos.: 67-450, 67-4448, 67-4449, & 67-11287

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 150 range cattle.



Idaho Department of Water Resources

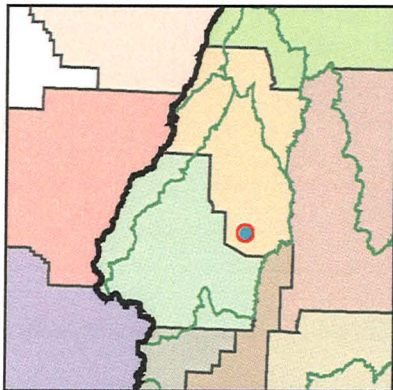
SRBA Recommendation:

67-4448

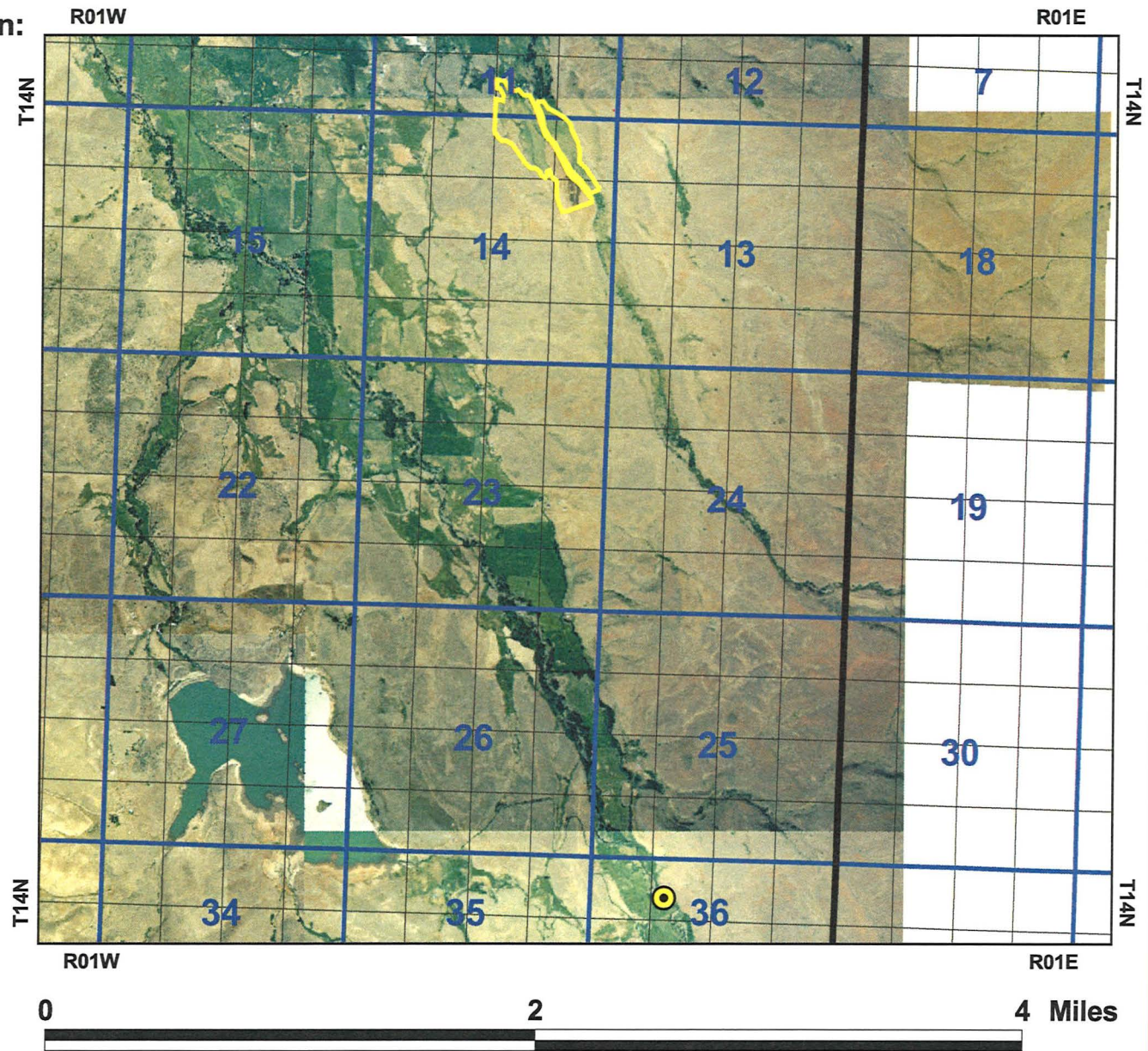
(Irrigation)

Legend

-  **Point of Diversion**
-  **Place of Use**
-  **Townships**
-  **PLS Sections**
-  **Quarter Quarters**

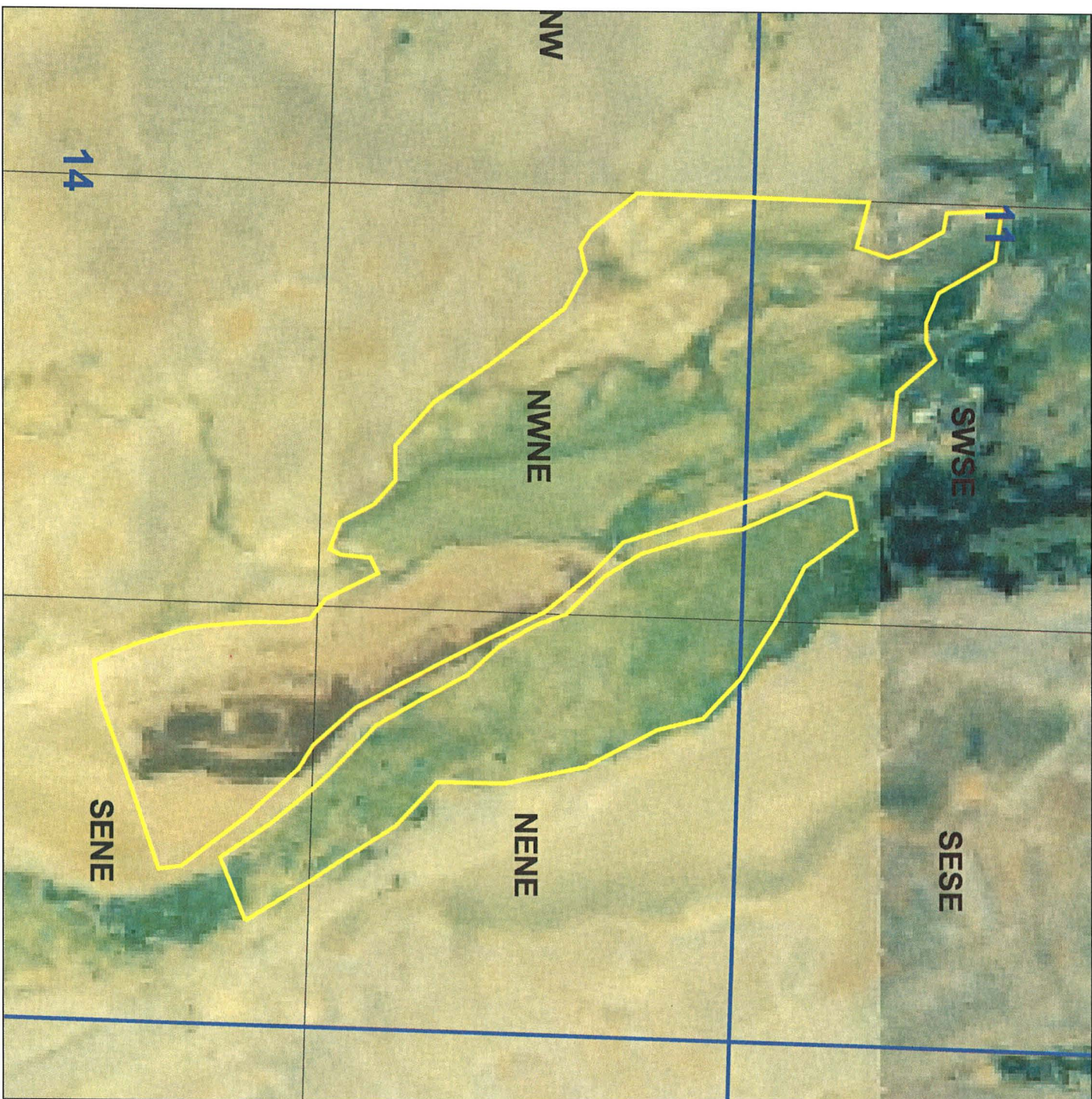
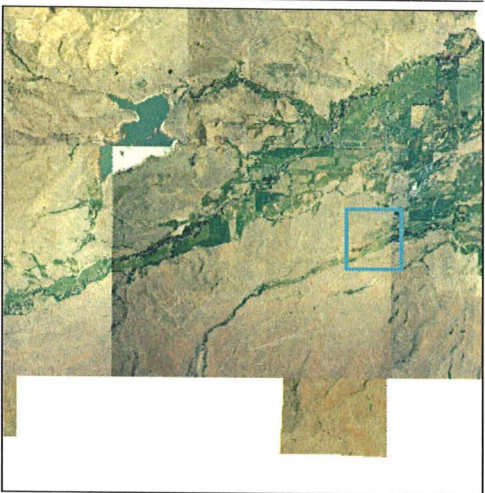


Adams County
IDWR Basin 67



Prepared by C. Saxton
On Wednesday, October 4, 2006
1987/88 Aerial Photography

67-4448



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4448 V1

WATER RIGHT NUMBER: 67-4448 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT L VOERMANS PO BOX 57 INDIAN VALLEY, ID 83632 (208)256-4488
Current Owner	WHITNEY L VOERMANS PO BOX 57 INDIAN VALLEY, ID 83632 (208)256-4488

Priority Date: 05/01/1953

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WEISER RIVER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
IRRIGATION	03/15 to 10/31	0.470 CFS	
	<u>Total Diversion:</u>	0.470 CFS	

Location of Point(s) of Diversion

LITTLE WEISER RIVER	NE1/4NW1/4	Sec. 36, Twp 14N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	01W	11															12.0	.2	12.2
14N	01W	14	14.0	26.0	10.0														50.0

Total Acres: 62.2

STOCKWATER same as IRRIGATIONConditions of Approval:

1. X02 Stockwater use is for 150 range cattle.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4448 V1

4. E52 The rights listed below are limited to a total combined diversion rate of 0.91 cfs. Combined Right Nos.: 67-450, 67-4448, 67-4449, & 67-11287
5. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
6. E56 The rights listed below are limited to the irrigation of a combined total of 45.5 acres in a single irrigation season. Combined Right Nos.: 67-450, 67-4448, 67-4449, & 67-11287

Remarks:Comments:

1. csaxton 10/4/2006 From Claim (1)

Comment: THIS CLAIM IS FOR 23.5 ACS.OF IRRIGATED LAND, A PORTION OF THE TOTAL IRRIGATED LAND SHOWN ON THIS CLAIM. THIS IS ADDITIONL LAND PUT INTO PRODUCTION IN 1953, ASSOC.WITH 22 ACRES OF DECREED WATER IT IS NOT POSSIBLE TO DETERMINE WHICH 22 ACRES OF THE TOTAL 45.5 ACRES WERE THE ORIGINAL IRRIGATED ACRES.

2. csaxton 10/4/2006 PPU

Comment: Found 62.5 acres that appear to be irrigated. 1965 tax lot parcel records show 43.0 (recommending 45.5) acres of irrigation at that time. (Note that the 1953 leaves blank acres that we know where irrigated. Assuming that what was irrigated in 1965 was irrigated in 1953 per statement on the claim.) I cannot recommend the full 62.2 acres found as I do not have evidence of when the acreage above 45.5 was first irrigated. So I am recommending rights 67-450, 67-4448, 67-4449, and 67-11287 in a permissible place of use, limiting use of all right to 45.5 acres within the 62.5 POU described. Part of this ground falls within Little Weiser Irrigation District so that additional water could be irrigated with LWID storage water.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

Water District Number: 67

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.91		45.5
Combined Water Rights: 67-450 , 67-4448		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	8/11/2006 11:05:18 AM	dnarsavage			Active
POD	8/11/2006 11:05:46 AM	dnarsavage			Active
Source	8/11/2006 11:07:13 AM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4448 V1

Source	8/11/2006 11:07:41 AM	dnarsavage	Active
POU	8/11/2006 11:08:12 AM	dnarsavage	Active
Use	8/11/2006 11:10:14 AM	dnarsavage	Active
Season	8/11/2006 11:10:58 AM	dnarsavage	Active
Quantity	8/11/2006 11:11:49 AM	dnarsavage	Active
Quantity	8/11/2006 11:16:39 AM	dnarsavage	Active
Summary	08/11/2006	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	10/4/2006 3:36:38 PM	csaxton	Updated PLS
POU	10/4/2006 3:37:11 PM	csaxton	Updated shape for Active POU
POU	10/4/2006 3:37:24 PM	csaxton	Updated PLS for Active POU
POU	8/11/2006 11:09:17 AM	dnarsavage	Edited Season Of Use
POU	8/11/2006 11:09:26 AM	dnarsavage	Updated PLS for Active POU
POD	8/11/2006 11:06:25 AM	dnarsavage	Updated shape
POU	8/11/2006 11:08:53 AM	dnarsavage	Updated shape for Active POU
POD	8/11/2006 11:06:35 AM	dnarsavage	Updated PLS
General	8/11/2006 11:05:19 AM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Tax records from 1953
POD	8/11/2006 11:05:47 AM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4448 V1

Source	8/11/2006 11:07:13 AM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Partially overlaps decreed right
Source	8/11/2006 11:07:41 AM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Partially overlaps decreed right. Uses same delivery system
POU	8/11/2006 11:08:12 AM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Partially overlaps decreed right
Use	8/11/2006 11:10:14 AM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Tax records from 1953 and partial overlap of decreed right

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4448 V1

Season	8/11/2006 11:10:58 AM	dnarsavage	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	8/11/2006 11:11:49 AM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Pending measurement as of Aug 11, 2006.
Quantity	8/11/2006 11:16:39 AM	dnarsavage	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Watermaster records indicate that America Lindsay Ditch is large enough to carry all water claimed to be delivered through it.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4448 V1

Summary	8/11/2006 11:17:19 AM	dnarsavage	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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Water Supply Bank:

The Voerman's paid for 3
 all overlap { 450 (96) → 35.2 Ac claimed tot. of 45.5 Ac
 4448 (50) 23.5 Ac in 45.5 Ac PPU
 4449 (67) 17 Ac
 11287 (30) 17 Ac
 11289 (25) Gw/domestic
 11290 (25) Gw/stockwater
 C/D For 10069

Tax Assessment for 1953

SE SE 20 Ac / 9 Ac

SW SE 40 Ac / 9 Ac

NE NE 40 / 20?

NW NE 40 / 25?

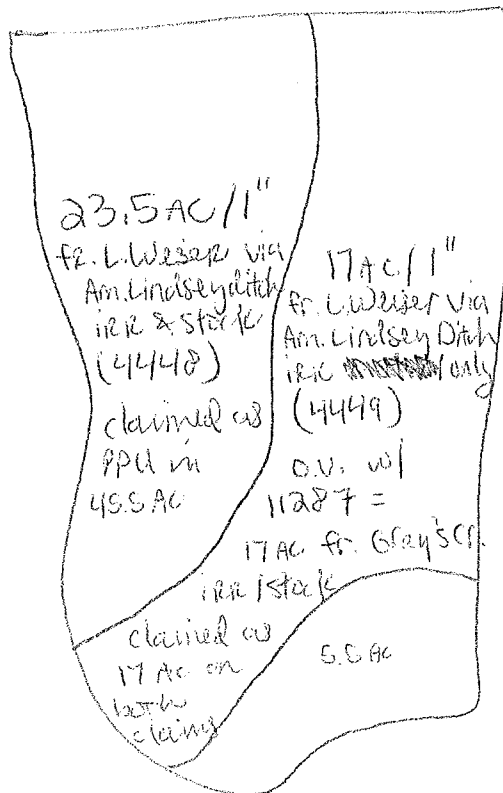
SE NE 40 / 15

78 Ac

1965

N 1/2 NE Sec. 14 34 Ac

SE NE



= 45.5 Ac

* If this is as claimed - we should amend both 4449 & 11287 as a PPU in the 45.5 Ac

- can water fr. both sources feasibly get to all 45.5 ac if needed?

Memo

To: 67-4448 & 67-4449 Files

Regarding: EOP

From: Dan Narsavage

Date: June 15, 2006

The tax records from 1953 and 1965 support 33 acres of irrigation in 1953 and 49 acres in 1965. It appears that we can recommend 67-4448 for 33 acres with a 1953 priority date and 67-4449 for 16 acres with a 1965 priority date. And we can give the two a PPU resembling the map drawn by the claimants.

Memo

To: 67-4448 & 67-4449 Files

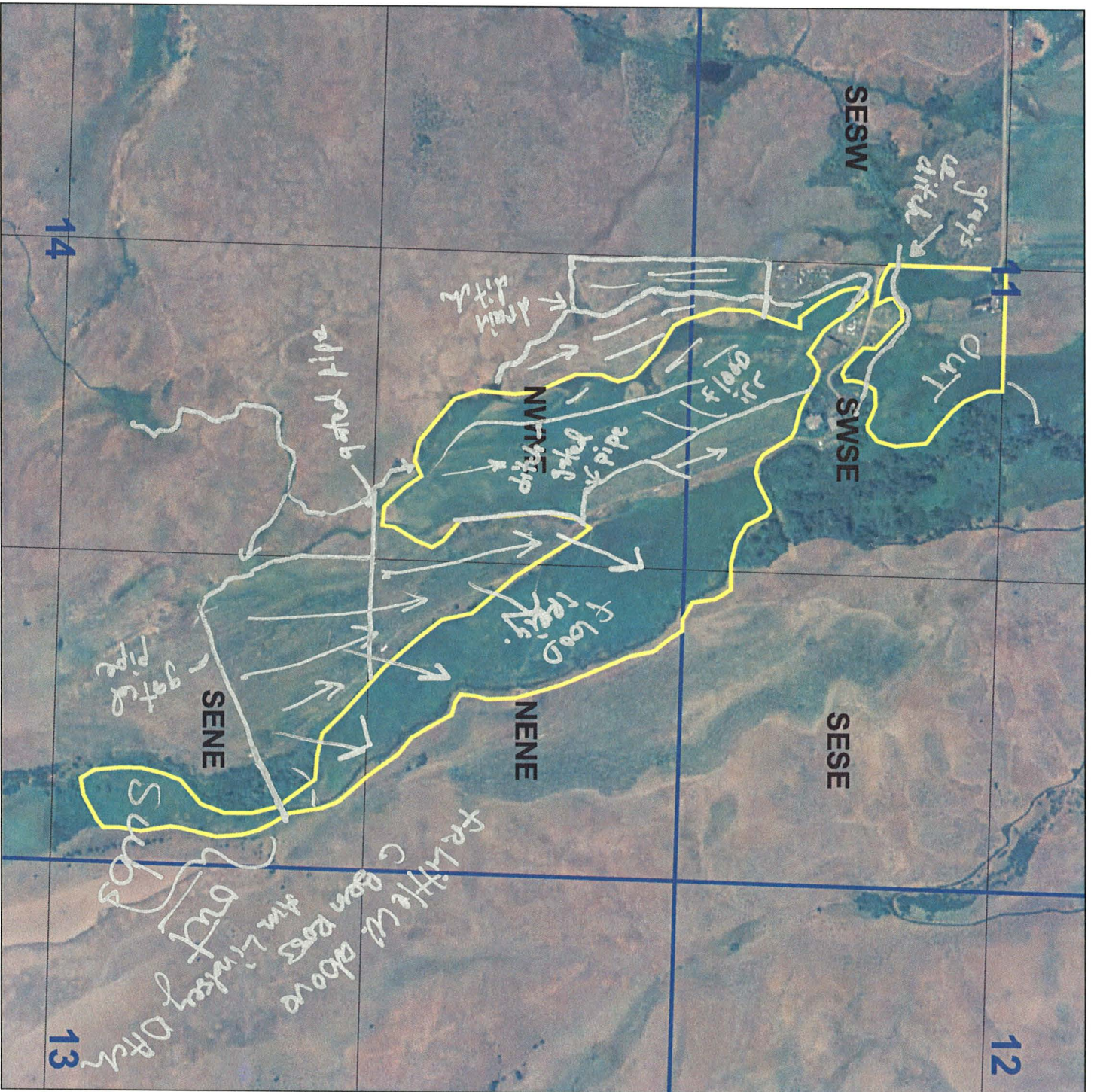
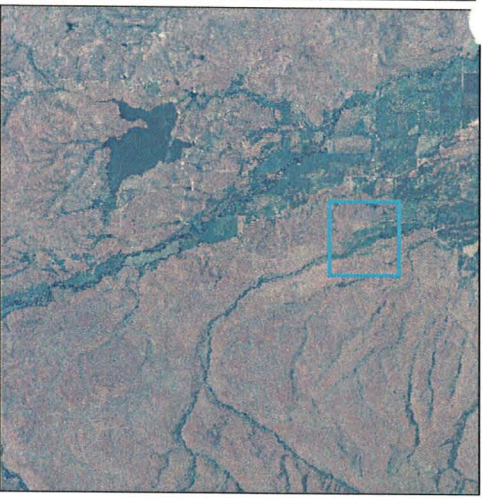
Regarding: EOP

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67-4449



RECEIVED

OCT 24 2005

DEPARTMENT OF
WATER RESOURCES

Oct 17, 2005

Box 57

Indian Valley
83630

Idaho Dept of Water 67-4448
P.O. Box 83720
Boise, Id. 83707 P.D. 5-1-1953

Mr. Saxton,

Enclosed are the maps that go with our Beneficial / Statutory water claims. We've marked the ditches and areas irrigated for each right. To support our claims we have enclosed tax assessments from 1953 and 1968 which so the land was classified as irrigated ground.

We've also enclosed deeds to so line of ownership from 1910 to present.

Please let us know if there is any other information needed.

Thanks,
Bob & Whitney Voerman

SCANNED

OCT 24 2005

Voermans
RECEIVED

OCT 24 2005

DEPARTMENT OF
WATER RESOURCES

WARRANTY DEED

For value received, FRANCIS E. PETTY and ZELMA G. PETTY,
husband and wife, the Grantors, do hereby grant, bargain, sell
and convey unto ROBERT LOUIS VOERMANS and WHITNEY LADD VOERMANS,
husband and wife, the Grantees, whose address is ~~620 Second Street,~~
~~Kellogg, Idaho 83837,~~ P.O. Box 57
ADIAN VALLEY, IDAHO 83632, the following described premises in Adams
County, Idaho, to-wit:

See attached Exhibit A

TO HAVE AND TO HOLD the said premises, with their appur-
tenances, unto the said Grantees, their heirs and assigns forever.
And the said Grantors do hereby covenant to and with the Grantees
that they are the owners in fee simple of said premises; that
the said premises are free from all encumbrances, and that they
will warrant and defend the same from all lawful claims whatsoever.

DATED this 11th day of August, 1980.

Francis E. Petty
FRANCIS E. PETTY

Zelma G. Petty
ZELMA G. PETTY

STATE OF IDAHO)
) ss.
County of Adams)

On this 11th day of August, 1980, before me, a Notary Public
in and for the State of Idaho, personally appeared FRANCIS E. PETTY
and ZELMA G. PETTY, 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 herunto set my hand and affixed
my official seal the day and year first above written.



Delmer M. Jones
Notary Public for Idaho
Residing at: Adrian

SCANNED

OCT 24 2005

EXHIBIT A
PETTY to VOERMANS
Contract of Sale of Real Property

A parcel of land lying and situated in Township 14 North, Range 1 West of the Boise Meridian, and consisting of the following:

The N $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14

The SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11.

The SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11 (the same being that portion of the said SE $\frac{1}{4}$ SE $\frac{1}{4}$ lying and situated south and west of a diagonal line joining the Northwest corner of the said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the Southeast corner thereof. This parcel may also be described as being a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11 of the said Township and Range, more particularly described as follows: Commencing at the Northwest corner of the said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence South on and along the West line thereof to the Southwest corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East along the South line thereof to the Southeast corner of the said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence Northwest to the POINT AND PLACE OF BEGINNING.)

TOGETHER WITH a full use easement and right-of-way, 26 feet in width, on and along the entire south side of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 14 North, Range 1 West of the Boise Meridian, and specifically including the right to use any existing road traversing any portion of the south boundary of the said NE $\frac{1}{4}$ SW $\frac{1}{4}$.

SUBJECT TO that certain easement dated June 3, 1940, executed by Amos E. Byers and Ethel E. Byers, husband and wife, to Ben Johnson, Frank Johnson, H. C. Ludwig, Edith Jackson, and others for an irrigation canal across the E $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, Township 14 North, Range 1 West of the Boise Meridian, which easement was recorded on the 23rd day of July, 1940, in Book 4 of Miscellaneous, at page 111 thereof of the records of Adams County, Idaho.

TOGETHER WITH WATER RIGHTS: The parties agree that the Buyers shall receive, with the subject premises, the following water rights:

- A. A decreed and adjudicated water right in the amount of 22 inches from the Little Weiser River; and
B. Floodwater rights for approximately 160 acres from the Little Weiser River.

67-450

Francis E. Petty
FRANCIS E. PETTY

~~ROBERT LOUIS VOERMANS~~

Zelma G. Petty
ZELMA G. PETTY

WHITNEY LADD VOERMANS

INSTRUMENT NO. 81806
State of Idaho)
County of Adams) ss.

Filed for record at the request of
Robert & Whitney Voermans

05 min. past 2 o'clock P. M.
this 6 day of April, 1992

MICHAEL FISK, RECORDER
by *Sarah J. Wilson*
Deputy

Fee \$ 6.00

SCANNED

OCT 24 2005

RECEIVED

DEED RECORD

Voerman

RECEIVED

OCT 24 2005
DEPARTMENT OF
WATER RESOURCES

This Indenture, made this sixth day of October in the year of our Lord, One Thousand Nine Hundred and Ten, between John G. York and Dortha York, his wife, of Indian Valley, County of Washington, State of Idaho, the parties of the first part and Orin L. Byers, Amos E. Byers and Everett E. Byers, of Indian Valley, County of Washington State of Idaho the parties of the second part.

Witnesseth, That the said parties of the first part for and in consideration of the sum of Twenty Five Hundred and No/100 Dollars, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged have granted, bargained and sold and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part and to their heirs and assigns forever, all the following described real estate situated in said Washington County, State of Idaho to wit:

The East One Half ($\frac{1}{2}$) of the North East Quarter ($\frac{1}{4}$) the North West Quarter ($\frac{1}{4}$) of the North East Quarter ($\frac{1}{4}$) of Section Fourteen (14) the South West Quarter ($\frac{1}{4}$) of the South East Quarter ($\frac{1}{4}$) of Section Eleven (11) all in Township Fourteen (14) North of Range One (1) West of the Boise Meridian containing one hundred sixty (160) acres of land, together with all of the right, title and interest of the said first parties in and to that certain ditch and water right as located by Sylvester Haworth and others on June 18, 1883 and recorded in the Recorders office of said County on June 21, 1883 appropriating the the waters of the Little Weiser River.

The said interest so conveyed being one (1) share or 124 miner's inches, said ditch known as "Gray's Creek and Indian Valley Ditch and Water Right".

Together with all of the water, water rights and ditches used, connected with or appurtenant to the above described premises.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof and all estate, right, title and interest in and to the said property as well in law as in equity of the said parties of the first part.

To Have and to Hold all and singular the above mentioned and described premises together with the appurtenances unto the parties of the second part, and to their heirs and assigns forever. And the said parties of the first part and their heirs the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns against the said parties of the first part and their heirs and against all and every person and persons whomsoever lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

In Witness Whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered

John G. York (Seal)

In the presence of

Dortha York (Seal)

R. E. Wilson

State of Idaho }
County of Washington } ss

On this 8th day of October in the year 1910 before me R. E. Wilson a Notary Public in and for said County, personally appeared John G. York and Dortha York 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.

Seal
(R. E. Wilson Notary Public)
(Washington County Idaho)

R. E. Wilson
Notary Public

Filed for record at request of O. M. Harvey at 2:40, o'clock P. M. October 27, 1910.

Frank E. Smith

Recorder

By Harriet Smith

Deputy

Fees \$1.40

(Deeds 28 - 369)

SCANNED

OCT 24 2005

INSTRUMENT NO. 42908

WARRANTY DEED

THIS INDENTURE, Made this 28th day of May in the year of our Lord one thousand nine hundred and Fifth three, between EVERETT EARL BYERS and NELLIE E. BYERS, husband and wife, of Indian Valley, County of Adams, State of Idaho, the parties of the first part, and FRANCIS PETTY and ZELMA PETTY, husband and wife, of Council, County of Adams, State of Idaho, the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of SIXTEEN THOUSAND AND NO/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all of the following described real estate, situated in the County of Adams, State of Idaho, to-wit:

In Township 14 North, Range 1 West, Boise Meridian:

In Section Eleven (11): The Northeast Quarter of the Southwest Quarter, the Southwest Quarter of the Southeast Quarter and a tract in the Southeast Quarter of the Southeast Quarter described as follows: Commencing therefor at the Northwest corner of the Southeast Quarter of the Southeast Quarter and running thence South on the West line thereof to the Southwest corner of said Southeast Quarter of the Southeast Quarter; thence East along the South line thereof to the Southeast corner of said Southeast Quarter of the Southeast Quarter; thence Northwest to the point and place of beginning:

In Section Fourteen (14): The North Half of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter:

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

INTERNAL REVENUE STAMPS ATTACHED AND CANCELLED: \$ 17.70

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

Everett Earl Byers (SEAL)

Nellie E. Byers (SEAL)

STATE OF IDAHO) ss.
County of ADAMS)

On this 28th day of May in the year 1953, before me the undersigned, a Notary Public in and for said State, personally appeared EVERETT EARL BYERS and NELLIE E. BYERS, husband and 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.

(NOTARIAL SEAL)

Carl H. Swanstrom
Notary Public for the State of Idaho
Residing at Council, Idaho

Recorded at the request of the Adams County Abstract Company at 20 minutes past 10 o'clock A.M., the 8th day of October, 1963.

SCANNED

OCT 7 4 2005

The real property described on this sheet is situate in Adams County, Idaho,
in Township 14, Range 1 W, Boise Meridian

ASSESSMENT ROLL FOR THE YEAR 1953
RANCH PROPERTY

OWNER OR REPUTED OWNER'S NAME AND ADDRESS			Subdivisions	Sec.	Tax No.	Total Acres	CLASSIFICATION OF LANDS										Improvements on Land Class 19	TOTAL VALUE OF REAL PROPERTY Class 19	CATTLE										HORSES AND MULES				SHEEP AND GOATS				HOGS				LIVESTOCK AND LIVE STOCK				Machinery and Equipment				NOT OTHERWISE CLASSIFIED				Line No.																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																		
Line No.	Taxpayer's Name	Tax District					Class 1	Class 2	Class 3	Class 4	Class 5	Class 6	Class 7	Class 8	Class 9	Class 10			Class 11	Class 12	Class 13	Class 14	Class 15	Class 16	Class 17	Class 18	Class 19	Class 20	Class 21	Class 22	Class 23	Class 24	Class 25	Class 26	Class 27	Class 28	Class 29	Class 30	Class 31	Class 32	Class 33	Class 34	Class 35	Class 36	Class 37	Class 38	Class 39	Class 40	Class 41	Class 42	Class 43	Class 44		Class 45	Class 46	Class 47	Class 48	Class 49	Class 50	Class 51	Class 52	Class 53	Class 54	Class 55	Class 56	Class 57	Class 58	Class 59	Class 60	Class 61	Class 62	Class 63	Class 64	Class 65	Class 66	Class 67	Class 68	Class 69	Class 70	Class 71	Class 72	Class 73	Class 74	Class 75	Class 76	Class 77	Class 78	Class 79	Class 80	Class 81	Class 82	Class 83	Class 84	Class 85	Class 86	Class 87	Class 88	Class 89	Class 90	Class 91	Class 92	Class 93	Class 94	Class 95	Class 96	Class 97	Class 98	Class 99	Class 100	Class 101	Class 102	Class 103	Class 104	Class 105	Class 106	Class 107	Class 108	Class 109	Class 110	Class 111	Class 112	Class 113	Class 114	Class 115	Class 116	Class 117	Class 118	Class 119	Class 120	Class 121	Class 122	Class 123	Class 124	Class 125	Class 126	Class 127	Class 128	Class 129	Class 130	Class 131	Class 132	Class 133	Class 134	Class 135	Class 136	Class 137	Class 138	Class 139	Class 140	Class 141	Class 142	Class 143	Class 144	Class 145	Class 146	Class 147	Class 148	Class 149	Class 150	Class 151	Class 152	Class 153	Class 154	Class 155	Class 156	Class 157	Class 158	Class 159	Class 160	Class 161	Class 162	Class 163	Class 164	Class 165	Class 166	Class 167	Class 168	Class 169	Class 170	Class 171	Class 172	Class 173	Class 174	Class 175	Class 176	Class 177	Class 178	Class 179	Class 180	Class 181	Class 182	Class 183	Class 184	Class 185	Class 186	Class 187	Class 188	Class 189	Class 190	Class 191	Class 192	Class 193	Class 194	Class 195	Class 196	Class 197	Class 198	Class 199	Class 200	Class 201	Class 202	Class 203	Class 204	Class 205	Class 206	Class 207	Class 208	Class 209	Class 210	Class 211	Class 212	Class 213	Class 214	Class 215	Class 216	Class 217	Class 218	Class 219	Class 220	Class 221	Class 222	Class 223	Class 224	Class 225	Class 226	Class 227	Class 228	Class 229	Class 230	Class 231	Class 232	Class 233	Class 234	Class 235	Class 236	Class 237	Class 238	Class 239	Class 240	Class 241	Class 242	Class 243	Class 244	Class 245	Class 246	Class 247	Class 248	Class 249	Class 250	Class 251	Class 252	Class 253	Class 254	Class 255	Class 256	Class 257	Class 258	Class 259	Class 260	Class 261	Class 262	Class 263	Class 264	Class 265	Class 266	Class 267	Class 268	Class 269	Class 270	Class 271	Class 272	Class 273	Class 274	Class 275	Class 276	Class 277	Class 278	Class 279	Class 280	Class 281	Class 282	Class 283	Class 284	Class 285	Class 286	Class 287	Class 288	Class 289	Class 290	Class 291	Class 292	Class 293	Class 294	Class 295	Class 296	Class 297	Class 298	Class 299	Class 300	Class 301	Class 302	Class 303	Class 304	Class 305	Class 306	Class 307	Class 308	Class 309	Class 310	Class 311	Class 312	Class 313	Class 314	Class 315	Class 316	Class 317	Class 318	Class 319	Class 320	Class 321	Class 322	Class 323	Class 324	Class 325	Class 326	Class 327	Class 328	Class 329	Class 330	Class 331	Class 332	Class 333	Class 334	Class 335	Class 336	Class 337	Class 338	Class 339	Class 340	Class 341	Class 342	Class 343	Class 344	Class 345	Class 346	Class 347	Class 348	Class 349	Class 350	Class 351	Class 352	Class 353	Class 354	Class 355	Class 356	Class 357	Class 358	Class 359	Class 360	Class 361	Class 362	Class 363	Class 364	Class 365	Class 366	Class 367	Class 368	Class 369	Class 370	Class 371	Class 372	Class 373	Class 374	Class 375	Class 376	Class 377	Class 378	Class 379	Class 380	Class 381	Class 382	Class 383	Class 384	Class 385	Class 386	Class 387	Class 388	Class 389	Class 390	Class 391	Class 392	Class 393	Class 394	Class 395	Class 396	Class 397	Class 398	Class 399	Class 400	Class 401	Class 402	Class 403	Class 404	Class 405	Class 406	Class 407	Class 408	Class 409	Class 410	Class 411	Class 412	Class 413	Class 414	Class 415	Class 416	Class 417	Class 418	Class 419	Class 420	Class 421	Class 422	Class 423	Class 424	Class 425	Class 426	Class 427	Class 428	Class 429	Class 430	Class 431	Class 432	Class 433	Class 434	Class 435	Class 436	Class 437	Class 438	Class 439	Class 440	Class 441	Class 442	Class 443	Class 444	Class 445	Class 446	Class 447	Class 448	Class 449	Class 450	Class 451	Class 452	Class 453	Class 454	Class 455	Class 456	Class 457	Class 458	Class 459	Class 460	Class 461	Class 462	Class 463	Class 464	Class 465	Class 466	Class 467	Class 468	Class 469	Class 470	Class 471	Class 472	Class 473	Class 474	Class 475	Class 476	Class 477	Class 478	Class 479	Class 480	Class 481	Class 482	Class 483	Class 484	Class 485	Class 486	Class 487	Class 488	Class 489	Class 490	Class 491	Class 492	Class 493	Class 494	Class 495	Class 496	Class 497	Class 498	Class 499	Class 500	Class 501	Class 502	Class 503	Class 504	Class 505	Class 506	Class 507	Class 508	Class 509	Class 510	Class 511	Class 512	Class 513	Class 514	Class 515	Class 516	Class 517	Class 518	Class 519	Class 520	Class 521	Class 522	Class 523	Class 524	Class 525	Class 526	Class 527	Class 528	Class 529	Class 530	Class 531	Class 532	Class 533	Class 534	Class 535	Class 536	Class 537	Class 538	Class 539	Class 540	Class 541	Class 542	Class 543	Class 544	Class 545	Class 546	Class 547	Class 548	Class 549	Class 550	Class 551	Class 552	Class 553	Class 554	Class 555	Class 556	Class 557	Class 558	Class 559	Class 560	Class 561	Class 562	Class 563	Class 564	Class 565	Class 566	Class 567	Class 568	Class 569	Class 570	Class 571	Class 572	Class 573	Class 574	Class 575	Class 576	Class 577	Class 578	Class 579	Class 580	Class 581	Class 582	Class 583	Class 584	Class 585	Class 586	Class 587	Class 588	Class 589	Class 590	Class 591	Class 592	Class 593	Class 594	Class 595	Class 596	Class 597	Class 598	Class 599	Class 600	Class 601	Class 602	Class 603	Class 604	Class 605	Class 606	Class 607	Class 608	Class 609	Class 610	Class 611	Class 612	Class 613	Class 614	Class 615	Class 616	Class 617	Class 618	Class 619	Class 620	Class 621	Class 622	Class 623	Class 624	Class 625	Class 626	Class 627	Class 628	Class 629	Class 630	Class 631	Class 632	Class 633	Class 634	Class 635	Class 636	Class 637	Class 638	Class 639	Class 640	Class 641	Class 642	Class 643	Class 644	Class 645	Class 646	Class 647	Class 648	Class 649	Class 650	Class 651	Class 652	Class 653	Class 654	Class 655	Class 656	Class 657	Class 658	Class 659	Class 660	Class 661	Class 662	Class 663	Class 664	Class 665	Class 666	Class 667	Class 668	Class 669	Class 670	Class 671	Class 672	Class 673	Class 674	Class 675	Class 676	Class 677	Class 678	Class 679	Class 680	Class 681	Class 682	Class 683	Class 684	Class 685	Class 686	Class 687	Class 688	Class 689	Class 690	Class 691	Class 692	Class 693	Class 694	Class 695	Class 696	Class 697	Class 698	Class 699	Class 700	Class 701	Class 702	Class 703	Class 704	Class 705	Class 706	Class 707	Class 708	Class 709	Class 710	Class 711	Class 712	Class 713	Class 714	Class 715	Class 716	Class 717	Class 718	Class 719	Class 720	Class 721	Class 722	Class 723	Class 724	Class 725	Class 726	Class 727	Class 728	Class 729	Class 730	Class 731	Class 732	Class 733	Class 734	Class 735	Class 736	Class 737	Class 738	Class 739	Class 740	Class 741	Class 742	Class 743	Class 744	Class 745	Class 746	Class 747	Class 748	Class 749	Class 750	Class 751	Class 752	Class 753	Class 754	Class 755	Class 756	Class 757	Class 758	Class 759	Class 760	Class 761	Class 762	Class 763	Class 764	Class 765	Class 766	Class 767	Class 768	Class 769	Class 770	Class 771	Class 772	Class 773	Class 774	Class 775	Class 776	Class 777	Class 778	Class 779	Class 780	Class 781	Class 782	Class 783	Class 784	Class 785	Class 786	Class 787	Class 788	Class 789	Class 790	Class 791	Class 792	Class 793	Class 794	Class 795	Class 796	Class 797	Class 798	Class 799	Class 800	Class 801	Class 802	Class 803	Class 804	Class 805	Class 806	Class 807	Class 808	Class 809	Class 810	Class 811	Class 812	Class 813	Class 814	Class 815	Class 816	Class 817	Class 818	Class 819	Class 820	Class 821	Class 822	Class 823	Class 824	Class 825	Class 826	Class 827	Class 828	Class 829	Class 830	Class 831	Class 832	Class 833	Class 834	Class 835	Class 836	Class 837	Class 838	Class 839	Class 840	Class 841	Class 842	Class 843	Class 844	Class 845	Class 846	Class 847	Class 848	Class 849	Class 850	Class 851	Class 852	Class 853	Class 854	Class 855	Class 856	Class 857	Class 858	Class 859	Class 860	Class 861	Class 862	Class 863	Class 864	Class 865	Class 866	Class 867	Class 868	Class 869	Class 870	Class 871	Class 872	Class 873	Class 874	Class 875	Class 876	Class 877	Class 878	Class 879	Class 880	Class 881	Class 882	Class 883	Class 884	Class 885	Class 886	Class 887	Class 888	Class 889	Class 890	Class 891	Class 892	Class 893	Class 894	Class 895	Class 896	Class 897	Class 898	Class 899	Class 900	Class 901	Class 902	Class 903	Class 904	Class 905	Class 906	Class 907	Class 908	Class 909	Class 910	Class 911	Class 912	Class 913	Class 914	Class 915	Class 916	Class 917	Class 918	Class 919	Class 920	Class 921	Class 922	Class 923	Class 924	Class 925	Class 926	Class 927	Class 928	Class 929	Class 930	Class 931	Class 932	Class 933	Class 934	Class 935	Class 936	Class 937	Class 938	Class 939	Class 940	Class 941	Class 942	Class 943	Class 944	Class 945	Class 946	Class 947	Class 948	Class 949	Class 950	Class 951	Class 952	Class 953	Class 954	Class 955	Class 956	Class 957	Class 958	Class 959	Class 960	Class 961	Class 962	Class 963	Class 964	Class 965	Class 966	Class 967	Class 968	Class 969	Class 970	Class 971	Class 972	Class 973	Class 974	Class 975	Class 976	Class 977	Class 978	Class 979	Class 980	Class 981	Class 982	Class 983	Class 984	Class 985	Class 986	Class 987	Class 988	Class 989	Class 990	Class 991	Class 992	Class 993	Class 994	Class 995	Class 996	Class 997	Class 998	Class 999	Class 1000	Class 1001	Class 1002	Class 1003	Class 1004	Class 1005	Class 1006	Class 1007	Class 1008	Class 1009	Class 1010	Class 1011	Class 1012	Class 1013	Class 1014	Class 1015	Class 1016	Class 1017	Class 1018	Class 1019	Class 1020	Class 1021	Class 1022	Class 1023	Class 1024	Class 1025	Class 1026	Class 1027	Class 1028	Class 1029	Class 1030	Class 1031	Class 1032	Class 1033	Class 1034	Class 1035	Class 1036	Class 1037	Class 1038	Class 1039	Class 1040	Class 1041	Class 1042	Class 1043	Class 1044	Class 1045	Class 1046	Class 1047	Class 1048	Class 1049	Class 1050	Class 1051	Class 1052	Class 1053	Class 1054	Class 1055	Class 1056	Class 1057	Class 1058	Class 1059	Class 1060	Class 1061	Class 1062	Class 1063	Class 1064	Class 1065	Class 1066	Class 1067	Class 1068	Class 1069	Class 1070	Class 1071	Class 1072	Class 1073	Class 1074	Class 1075	Class 1076	Class 1077	Class 1078	Class 1079	Class 1080	Class 1081	Class 1082	Class 1083	Class 1084	Class 1085	Class 1086	Class 1087	Class 1088	Class 1089	Class 1090	Class 1091	Class 1092	Class 1093	Class 1094	Class 1095	Class 1096	Class 1097	Class 1098	Class 1099	Class 1100	Class 1101	Class 1102	Class 1103	Class 1104	Class 1105	Class 1106	Class 1107	Class 1108	Class 1109	Class 1110	Class 1111	Class 1112	Class 1113	Class 1114	Class 1115	Class 1116	Class 1117	Class 1118	Class 1119	Class 1120	Class 1121	Class 1122	Class 1123	Class 1124	Class 1125	Class 1126	Class 1127	Class 1128	Class 1129	Class 1130	Class 1131	Class 1132	Class 1133	Class 1134	Class 1135	Class 1136	Class 1137	Class 1138	Class 1139	Class 1140	Class 1141	Class 1142	Class 1143	Class 1144	Class 1145	Class 1146	Class 1147	Class 1148	Class 1149	Class 1150	Class 1151	Class 1152	Class 1153	Class 1154	Class 1155	Class 1156	Class 1157	Class 1158	Class 1159	Class 1160	Class 1161	Class 1162	Class 1163	Class 1164	Class 1165	Class 1166	Class 1167	Class 1168	Class 1169	Class 1170	Class 1171	Class 1172	Class 1173	Class 1174	Class 1175	Class 1176	Class 1177	Class 1178	Class 1179	Class 1180	Class 1181	Class 1182	Class 1183	Class 1184	Class 1185	Class 1186	Class 1187	Class 1188	Class 1189	Class 1190	Class 1191	Class 1192	Class 1193	Class 1194	Class 1195	Class 1196	Class 1197	Class 1198

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FARMER, COMPANY, ESTATE, ETC.										CLASSIFICATION OF LANDS										HORSES AND MULES										SHEEP AND GOATS										HOGS										LIVESTOCK AND LOOSE										Machinery Owned Separate from Buildings and Tractors, Farming Machines, Engines, Etc.										Merchandise										Furniture and Fixtures, Office and Store Equipment										Household Goods										NOT OTHERWISE CLASSIFIED										Line 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OCT 24 2005
SCANNED

The real property described on this sheet is situate in Adams County, Idaho

ASSESSMENT ROLL FOR THE YEAR 1965

RANCH PROPERTY

Line No.	TAX RECEIPT No.	OWNER'S OR REPUTED OWNER'S NAME AND ADDRESS	DESCRIPTION	CLASSIFICATION OF LANDS														CATTLE														Line No.										
				IRRIGATED AGRICULTURE		SUB-IRRIGATED AGRICULTURE		PASTURE		NON-IRRIGATED AGRICULTURE		BARREN LAND		TIMBER LAND		WATER		IMPROVED LAND		TOTAL VALUE OF PROPERTY		RANGE & DAIRY CATTLE		MILK COWS		COMMON		YEARLINGS		HORSES AND MULES			SHEEP AND GOATS		PIGS		MACHINERY		MERCHANDISE		NOT OTHERWISE CLASSIFIED	
				Acres	Value	Acres	Value	Acres	Value	Acres	Value	Acres	Value	Acres	Value	Acres	Value	Acres	Value	Acres	Value	No.	Value	No.	Value	No.	Value	No.	Value	No.	Value		No.	Value	No.	Value	No.	Value	No.	Value		
1	106	FERN G. JOHNSON	T 14N R 1W NNENW SWNE NNENW SEC. 11 100 ACR WNWV SEC. 12 80 ACRES	34	1085			15	203	16	194	35	79																									1				
2	117	ERVIE SHAW & STANLEY CONE CAMBRIDGE, IDAHO	T 14N R 1W EN ENWV SEC. 12 400 ACRES									400	537																													
3	115	JOHN MANNING	T 14N R 1W SWW SEC. 12 160 ACRES WNW SEC. 13 320 ACRES									160	204																									3				
4	119	BESSIE LINDSAY INDIAN VALLEY, IDAHO	T 14N R 1W NNENW SEC. 13 80 ACRES									80	92																									4				
5	118	JOHN R. BYERS SOMERTON, OHIO	T 14N R 1W IN NNWV SEC. 14 TAX # 542 .119 ACRE													.119	6																					5				
6	111	EDWIN JOHNSON INDIAN VALLEY, IDAHO	T 14N R 1W IN NNWV SEC. 14 TAX # 119 20 ACRES					10	144			9	10				.40																					6				
7	112	JOHN MANNING	T 14N R 1W NESW SEC. 200 ACRES SEC 14					24	284	23	186	153	172																										7			
8	113	JIM P. MARTIN INDIAN VALLEY, IDAHO	T 14N R 1W IN NNWV SEC. 14 TAX # 1-382A .477 ACRE													.477	26																					8				
9	114	ARQIE M MOSHER INDIAN VALLEY, IDAHO	T 14N R 1W SWSW SEC. 14 80 ACRES	23	864			46	735			8	9				2	50	1	80	19	494	10	180															9			
10	115	WM. MURPHY	T 14N R 1W IN NNWV SEC. 14 TAX # 2-218-382 20 ACRES					17	232			2	3				3				5	130	4	72														10				
11	116	FRANCIS PETTY	T 14N R 1W NNENW SEC. 14 120 ACRES	34	878			32	432	29	273	25	28																										11			
12	117	GRACE & KARL STEWARD	T 14N R 1W NNWV SEC. 14 40 ACRES					5	34	2	50	20	32	36																									12			
13	118	FOREST SIFTON & DARRELL MORRIS INDIAN VALLEY, IDAHO	T 14N R 1W SWNE SWWV SEC. 14 160 ACRES ENWV SEC. 15 TAX # .56 69 ACRES					28	385			129	159				2																						13			
				91	2821			264	4227	126	5	1232	1378	5	1841			596	32	92	5060	15219	1	80	24	624	14	252														

The real property described on this sheet is situate in Adams County, Idaho

ASSESSMENT ROLL FOR THE YEAR 1965
RANCH PROPERTY

[illegible]

Idaho Department of Water Resources



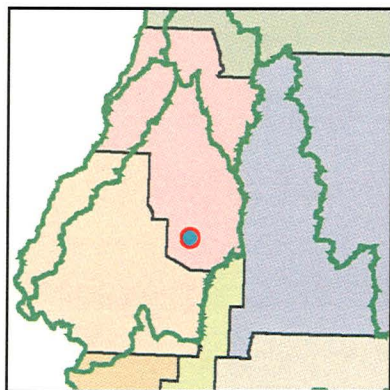
SCANNED
OCT 24 2005

T14N R01W

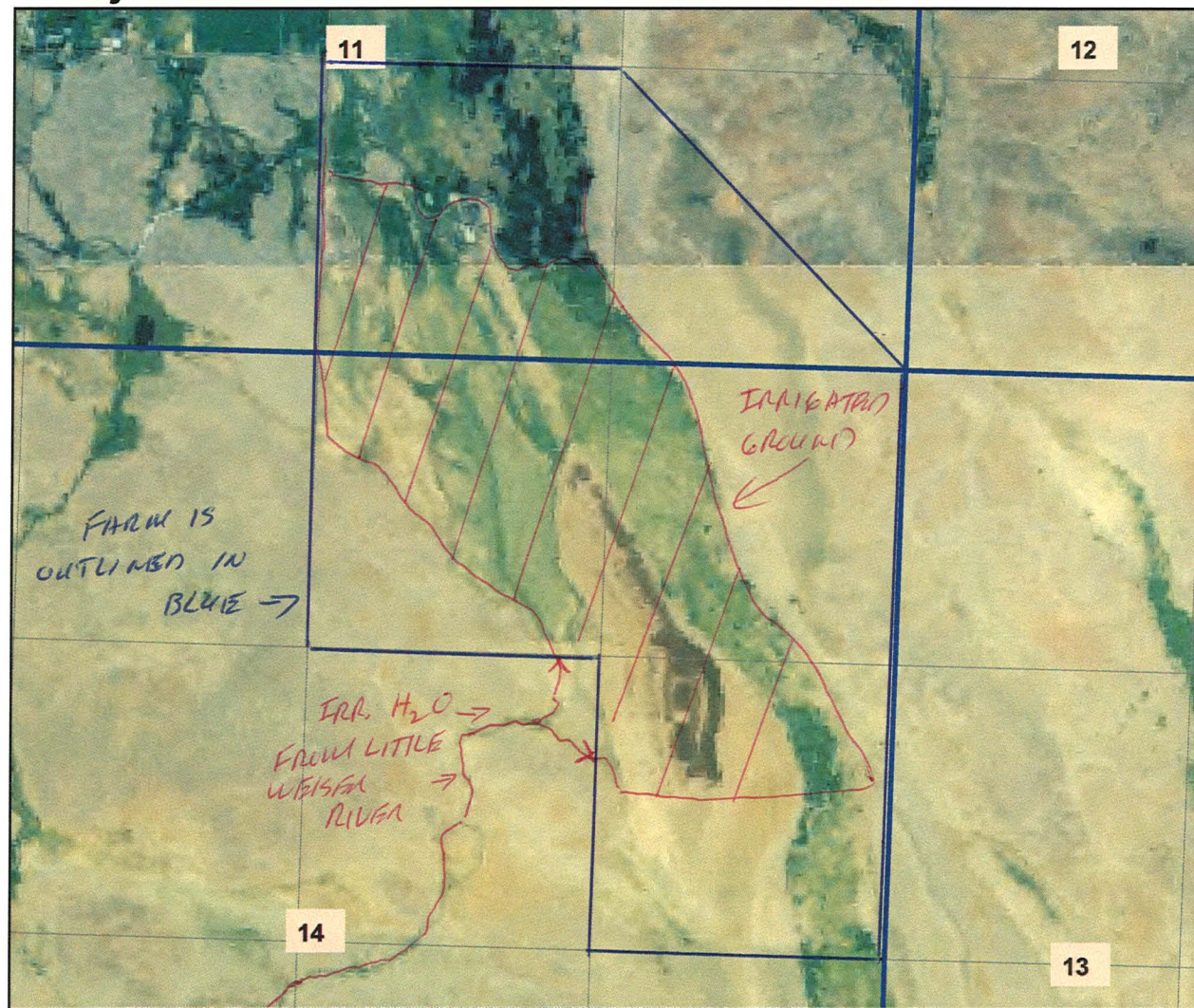
Adjudication Claim Number: **67-4448**

Legend

- PLS Sections
- GCDBQuarter Quarters



Adams County
IDWR Basin 67



0 0.3 0.6 Miles

Prepared by M. Van Bussum
On Thursday, September 1, 2005
1987 Aerial Photography

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: A67-04448
Date Received: 12/01/1989
Receipt No: C013135
Received By: kat

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT L. VOERMANS 208-256-4488
Address: P.O. BOX 57
INDIAN VALLEY, ID 83632

OR
Name: WHITNEY L. VOERMANS 208-256-4488
Address: P.O. BOX 57
INDIAN VALLEY, ID 83632

2. Date of Priority: MAY 01, 1953

3. Source: LITTLE WEISER RIVER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	01W	36	SE	NW			ADAMS

5. Description of diverting works:
AMERICAN-LINDSEY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.470		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 136.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR APPROX. 150 HEAD SHEEP

A67-04448

Page 1

Date: 12/01/89

SCANNED
MAY 10 2004

MICROFILMED

OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	01W	11	SW	SE		IRR	15.0
						Section Acres	15.0
		14	NE	NE		IRR	5.5
			NW	NE		IRR	11.0
			SE	NE		IRR	14.0
						Section Acres	30.5
						Total Acres	45.5

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-00450

14. Remarks:

THIS CLAIM IS FOR 23.5 ACS.OF IRRIGATED LAND, A PORTION OF THE TOTAL IRRIGATED LAND SHOWN ON THIS CLAIM. THIS IS ADDITIONL LAND PUT INTO PRODUCTION IN 1953, ASSOC.WITH 22 ACRES OF DECREED WATER IT IS NOT POSSIBLE TO DETERMINE WHICH 22 ACRES OF THE TOTAL 45.5 ACRES WERE THE ORIGINAL IRRIGATED ACRES.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: A67-04448
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5. Description of diverting works:
AMERICAN-LINDSEY DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.470		
<i>Stockwater</i>	<i>01/01</i>	<i>12/31</i>	<i>.02</i>	<i>RAV</i>	

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

8. Total consumptive use is 136.5 Acre Feet Per Annum.

9. Non-irrigation uses: *Stockwater for approx. 150 head sheep. RAV*

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	01W	11	SW	SE		IRR	15.0
						Section Acres	15.0
		14	NE	NE		IRR	5.5
			NW	NE		IRR	11.0
			SE	NE		IRR	14.0
						Section Acres	30.5
						Total Acres	45.5

11. Place of use in counties: ADAMS

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

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A67-00450

14. Remarks:

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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): X Robert Volmann Date: X 12/1/89

Date: _____

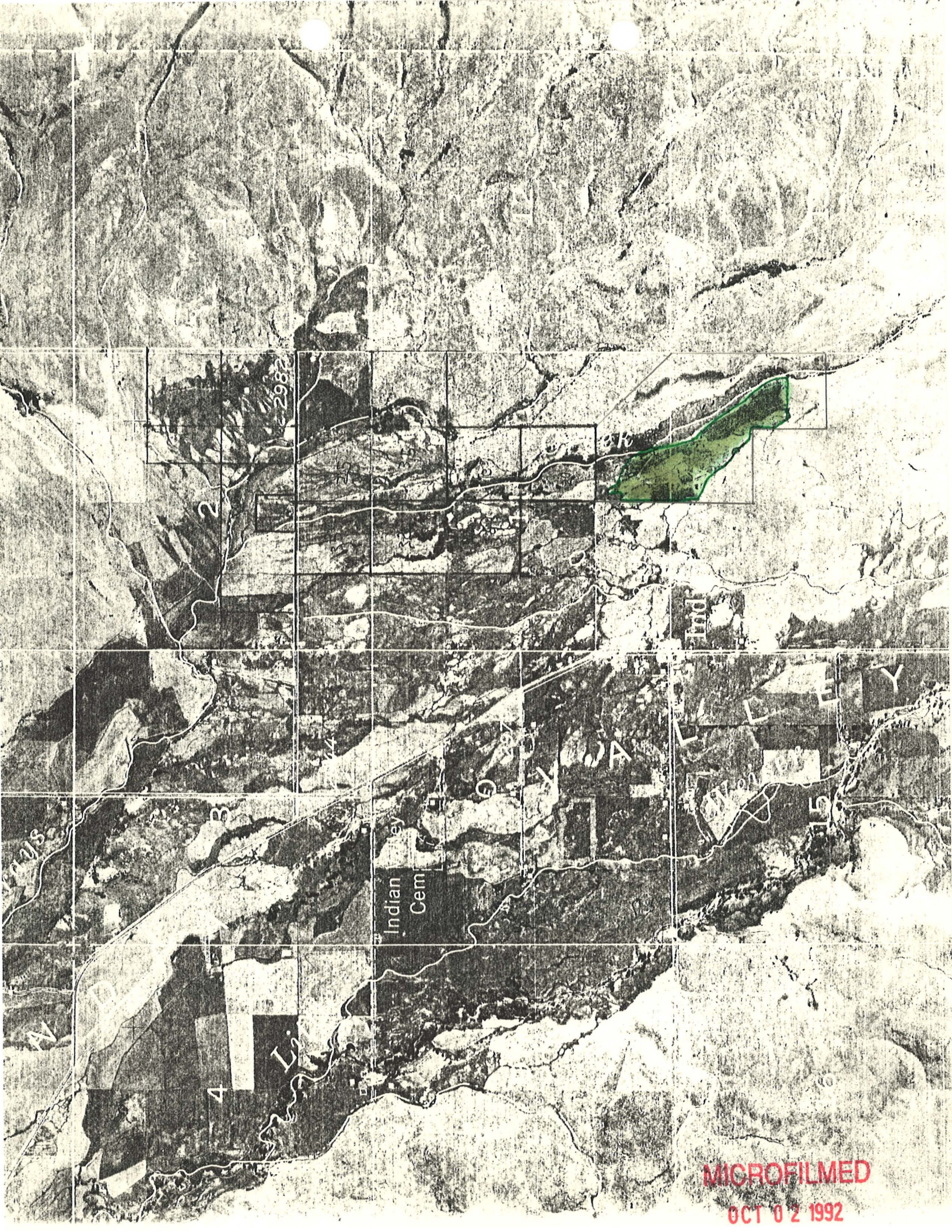
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of December 19 89

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994



MICROFILMED

OCT 02 1992