

12/11/2006

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

RIGHT NUMBER: 67-4520

NAME AND ADDRESS: DOUBLE C & J LAND CO INC  
990 JENKINS CREEK RD  
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.470 CFS

Right Nos. 67-2044, 67-2097A, 67-2097B, 67-4520, 67-14246, 67-14247  
and 67-14251 are limited to a total combined diversion rate of 9.06 cfs.

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

PRIORITY DATE: 12/14/1960

POINT OF DIVERSION:

T11N R05W S7 SWSESW Within WASHINGTON County

T11N R05W S18 NWNENW Within WASHINGTON County

T11N R05W S18 NENWNW Within WASHINGTON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>        | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|------------------------------|----------------------|-----------------|
| STOCKWATER                   | 01/01 12/31          | 0.040 CFS       |
| IRRIGATION                   | 03/15 11/15          | 0.270 CFS       |
|                              |                      | 54.00 AFY       |
| DOMESTIC                     | 01/01 12/31          | 0.160 CFS       |
| Domestic use is for 4 homes. |                      |                 |

PLACE OF USE: IRRIGATION in WASHINGTON County

T11N R05W S07 Lot 4 SWSW 3.50 T11N R05W S18 Lot 1 NWNW 10.00

STOCKWATER in WASHINGTON County

T11N R05W S18 NENW

DOMESTIC in WASHINGTON County

T11N R05W S07 SESW

13.5 ACRES TOTAL

Right Nos. 67-2044, 67-2097A, 67-2097B, 67-4520, 67-14246, 67-14247  
and 67-14251 are limited to the irrigation of a combined total of 453 acres in  
a single irrigation season.

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

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

## IDAHO DEPARTMENT OF WATER RESOURCES

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WATER RIGHT NUMBER: 67-4520 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                               |
|-------------------|---------------------------------------------------------------------------------------|
| Original Owner    | GRACE L MAINVIL<br>990 JENKINS CREEK RD<br>WEISER, ID 83672<br>(208)549-0178          |
| Original Owner    | JOHN B MAINVIL<br>990 JENKINS CREEK RD<br>WEISER, ID 83672<br>(208)549-0178           |
| Current Owner     | DOUBLE C & J LAND CO INC<br>990 JENKINS CREEK RD<br>WEISER, ID 83672<br>(208)549-1232 |

Priority Date: 12/14/1960

Basis: Beneficial Use

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
|---------------|------------------|

GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| STOCKWATER            | 01/01 to 12/31          | 0.040 CFS             |                      |
| IRRIGATION            | 03/15 to 11/15          | 0.270 CFS             | 54.00 AF             |
| DOMESTIC              | 01/01 to 12/31          | 0.160 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.470 CFS             |                      |

Location of Point(s) of Diversion

|                   |                 |                                     |
|-------------------|-----------------|-------------------------------------|
| GROUND WATER      | SW1/4SE1/4SW1/4 | Sec. 7,   Twp 11N,   Rge 05W, B.M.  |
| WASHINGTON County |                 |                                     |
| GROUND WATER      | NW1/4NE1/4NW1/4 | Sec. 18,   Twp 11N,   Rge 05W, B.M. |
| WASHINGTON County |                 |                                     |
| GROUND WATER      | NE1/4NW1/4NW1/4 | Sec. 18,   Twp 11N,   Rge 05W, B.M. |
| WASHINGTON County |                 |                                     |

Place of Use

STOCKWATER

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |        |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 11N | 05W | 18  |    |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |        |

IRRIGATION

## IDAHO DEPARTMENT OF WATER RESOURCES

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| Twp | Rge | Sec | NE |    |    |    | NW |      |    |    | SW |    |     |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|------|----|----|----|----|-----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW   | SW | SE | NE | NW | SW  | SE | NE | NW | SW | SE |        |
| 11N | 05W | 7   |    |    |    |    |    |      |    |    |    |    | 3.5 |    |    |    |    |    | 3.5    |
|     |     |     |    |    |    |    |    |      |    |    |    |    | L 4 |    |    |    |    |    |        |
| 11N | 05W | 18  |    |    |    |    |    | 10.0 |    |    |    |    |     |    |    |    |    |    | 10.0   |
|     |     |     |    |    |    |    |    | L 1  |    |    |    |    |     |    |    |    |    |    |        |

Total Acres: 13.5

## DOMESTIC

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 11N | 05W | 7   |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Conditions of Approval:

1. X02 Stockwater use is for mixed sheep and range cattle.
2. Parcel Nos RP11N05W072400 and RP11N05W182400.
3. N08 The quantity of water decreed for this water right for domestic and stockwater uses is not a determination of historical beneficial use.
4. X01 Domestic use is for 4 homes.
5. E51 Right Nos. 67-2044, 67-2097A, 67-2097B, 67-4520, 67-14246, 67-14247 and 67-14251 are limited to a total combined diversion rate of 9.06 cfs.
6. 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.
7. E55 Right Nos. 67-2044, 67-2097A, 67-2097B, 67-4520, 67-14246, 67-14247 and 67-14251 are limited to the irrigation of a combined total of 453 acres in a single irrigation season.
8. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

Remarks:Comments:

1. mvanbussum 11/30/2006 Priority Date  
Comment: Well log in IDWR files show well drilled 12-14-1960. Recommended priority date according to well log.
2. mvanbussum 11/30/2006 POU  
Comment: Based on field exam conducted 4-5-2006 by Monica Van Bussum and Misty Mount, irrigation POU may extend into SESW but is not claimed.
3. mvanbussum 11/30/2006 copied from remarks  
Comment: ADDRESS CHANGE BY IDWR FORM 6/16/99 SS.  
OWNERSHIP CHANGED BY LH 2/7/00.

## IDAHO DEPARTMENT OF WATER RESOURCES

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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:  
 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: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> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Contacts       | 11/30/2006 1:40:10 PM     | mvanbussum      |                           |                 | Active        |
| Priority Date  | 11/30/2006 1:40:46 PM     | mvanbussum      |                           |                 | Active        |
| POD            | 11/30/2006 1:41:07 PM     | mvanbussum      |                           |                 | Active        |
| Source         | 11/30/2006 2:15:42 PM     | mvanbussum      |                           |                 | Active        |
| Use            | 11/30/2006 2:17:58 PM     | mvanbussum      |                           |                 | Active        |
| Season         | 11/30/2006 2:18:26 PM     | mvanbussum      |                           |                 | Active        |
| Quantity       | 11/30/2006 2:34:28 PM     | mvanbussum      |                           |                 | Active        |
| Summary        |                           |                 | 11/30/2006                | mvanbussum      | Active        |
| POU            | 11/30/2006 2:41:27 PM     | mvanbussum      |                           |                 | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|----------------|------------------------|-----------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| General        | 11/30/2006 1:40:20 PM  | mvanbussum      | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(No) 4. Is the basis of claim decree or license?<br>(No) 7. Is the basis of claim a Application or Permit?<br>(No) 8. Is the basis of claim a posted notice?<br>(No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use?<br>(Yes) 12. Does the claim file contain sufficient evidence of Priority Date?<br>(Yes) 15. Is the basis of claim coded correctly?<br>(No) 16. Is a Priority Date remark and/or condition required?<br>Description for Question 12/13 - Well log in IDWR files provides evidence of priority. |

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|          |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|----------|-----------------------|------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD      | 11/30/2006 2:14:51 PM | mvanbussum | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| POD      | 11/30/2006 2:15:13 PM | mvanbussum | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| POU      | 11/30/2006 2:16:11 PM | mvanbussum | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| POU      | 11/30/2006 2:17:24 PM | mvanbussum | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Quantity | 11/30/2006 2:34:27 PM | mvanbussum | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is the basis of claim a posted notice?</p> <p>(Yes) 7. Is a flow measurement required?</p> <p>(Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(Yes) 10. Is a irrigation a purpose of use?</p> <p>(Yes) 12. Is a Quantity remark or condition required?</p> <p>Description for Question 7 - 15 hp pump with 5 feet of lift is ample to flow recommended.</p> <p>Description for Question 10 - 13.5 acres * 4.0 af/ac (IDWR standard field headgate requirement for this area) = 54 AFA</p> |
| POD      | 11/30/2006 2:14:09 PM | mvanbussum | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| POU      | 11/30/2006 2:16:56 PM | mvanbussum | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Summary  | 11/30/2006 2:41:23 PM | mvanbussum | <p>(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?</p> <p>(Yes) 5. Does this right have any combined use limits with other rights?</p> <p>(No) 6. Is an additional remark and/or condition required?</p> <p>(Yes) 7. Would you like to view the recommended right?</p> <p>(No) 8. Is this a split or combined right?</p> <p>(No) 9. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 10. Would you like to set the verification date?</p>                                                                       |
| POU      | 11/30/2006 2:41:26 PM | mvanbussum | (No) 1. Is the basis of this claim a Decree or License?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Source   | 11/30/2006 2:15:41 PM | mvanbussum | <p>(No) 1. Is the basis of claim Decree or License?</p> <p>(No) 2. Is the basis of claim an Application or Permit?</p> <p>(No) 6. Is the basis of claim a Posted Notice?</p> <p>(No) 7. Is there evidence that there has been a change in the source?</p> <p>(Yes) 10. Does the file contain all the necessary information to verify the source?</p> <p>(No) 11. Is a Source remark and/or condition required?</p> <p>Description for Question 10 - Field exam conducted 4-5-2006.</p>                                                                                                                                                                                                         |
| POU      | 11/30/2006 2:16:21 PM | mvanbussum | Updated PLS for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |

## IDAHO DEPARTMENT OF WATER RESOURCES

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|          |                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|----------|-----------------------|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Use      | 11/30/2006 2:17:57 PM | mvanbussum | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the Purpose of Use?<br>(Yes) 11. Does the file contain all the necessary information to verify the Water Use?<br>(No) 13. Is a Purpose of Use remark and/or condition required?<br>Description for Question 10,11,12 - Field exam conducted 4-5-2006 and imagery verified purpose of use.                                                                                            |
| Season   | 11/30/2006 2:18:25 PM | mvanbussum | (No) 1. Is the basis of claim Decree or License?<br>(No) 2. Is the basis of claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the Period of Use?<br>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?<br>(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?<br>(Yes) 15. Is irrigation claimed as a Purpose of Use?<br>(No) 18. Is a Period of Use remark and/or condition required? |
| Contacts | 11/30/2006 1:39:44 PM | mvanbussum | (No) 1. Do you want to schedule an appointment?<br><br>Comment for 1: Desktop review.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| POD      | 11/30/2006 1:40:41 PM | mvanbussum | (No) 1. Is the basis of this claim a Decree or License?<br>(No) 2. Is the basis of this claim a Application or Permit?<br>(No) 6. Is there evidence that there has been a change in the POD?<br>(Yes) 9. Does the file contain all the necessary information to verify the POD?<br>(No) 10. Is a POD remark and/or condition required?                                                                                                                                                                                                                                   |

Water Supply Bank:

## Priority Date Data Entry Form

Claim Number 67-4520

Claimed Priority Date: 1/1/1914

Claimed Basis: Beneficial Use

☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 1/1/1914

Water Right Basis: Statutory Claim

Recommended Priority Date   Recommended Basis 

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Needs - well log in IDWR docs

Reviewer: MVBDate: 4.5-02

## Point of Diversion and Source Data Entry Form

Claim Number 67-4520

## Claimed Point of Diversion and Source

T11N R05W S7 SWSSEW Within WASHINGTON County Source: GROUND WATER

T11N R05W S18 NWNENW Within WASHINGTON County Source: GROUND WATER

T11N R05W S18 NENWNW Within WASHINGTON County Source: GROUND WATER

☐ Use Claimed POD and Source as Recommended POD and Source

## Water Right Point of Diversion and Source

T11N R05W S7 SESW Within WASHINGTON County

T11N R05W S18 NENW Within WASHINGTON County

## Recommended Point of Diversion and Source

## Source Information

Source

Tributary To

|  |  |
|--|--|
|  |  |
|  |  |
|  |  |

| Twp | Rge | Sec | Gov Lot | QQQ of QQ of Q | County | Source |
|-----|-----|-----|---------|----------------|--------|--------|
|     |     |     |         |                |        |        |
|     |     |     |         |                |        |        |
|     |     |     |         |                |        |        |

Other rights from this POD? \_\_\_\_\_

Document how the POD and Source were verified:

5th well in Sec-6 on old orchard - ~~may want~~  
want to include this

15hp portable submersible pump for southernmost well  
look for driller's logs on wells - claimant  
unsure of date of installation

Submersible pump  
Franklin Electric  
15 hp  
L3602-Berkeley  
Pump Co.

Reviewer: MVB

Date: 4-5-02

## Place Of Use Data Entry Form

Claim Number 67-4520

## Claimed Place Of Use

T11N R05W S07 Lot 4 SWSW 10.00 T11N R05W S18 Lot 1 NWNW 10.00  
 T11N R05W S18 NENW  
 T11N R05W S07 SESW

Total Acres 20

## \_\_\_ Use Claimed POU as Recommended POU

## Water Right Place Of Use

T11N R05W S18 NENW  
 T11N R05W S07 SESW

Total Acres

## Recommended Place of Use

\_\_\_\_\_ See corrections to claimed POU above

| Twp | Rge | Sec | QQ | Q | County | Lot Num | Acres | Purpose of Use |
|-----|-----|-----|----|---|--------|---------|-------|----------------|
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |
|     |     |     |    |   |        |         |       |                |

Total Acres \_\_\_\_\_

Document how the POU was verified:

per claimant map

Parcel RP11N05W072400  
 RP11N05W182400

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

## Purpose of Use Data Entry Form

Claim Number 67-4520

## Claimed Purpose of Use

| Water Use  | Number of Homes | Number of Stock | Acre Limit |
|------------|-----------------|-----------------|------------|
| STOCKWATER |                 |                 |            |
| IRRIGATION |                 |                 |            |
| DOMESTIC   |                 |                 |            |

   Use Claimed Purpose of Use as Recommended Purpose of Use

## Water Right Purpose of Use

| Water Use  | Number of Homes | Number of Stock | Acre Limit |
|------------|-----------------|-----------------|------------|
| STOCKWATER |                 |                 |            |
| DOMESTIC   |                 |                 |            |

## Recommended Purpose of Use

| Water Use | Number of Homes | Number of Stock      | Acre Limit | Number of Other |
|-----------|-----------------|----------------------|------------|-----------------|
|           | 3               | 40 - range<br>cattle |            |                 |
|           |                 |                      |            |                 |
|           |                 |                      |            |                 |

Document how the Purpose of Use was verified:

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Property - pasture is rented <sup>out</sup> for  
stock

Reviewer: \_\_\_\_\_

Date: \_\_\_\_\_

## Period of Use and Quantity Data Entry Form

Claim Number 67-4520

## Claimed Period of Use and Diversion Rate

| Water Use  | Start | End   | Rate | Volume |
|------------|-------|-------|------|--------|
| IRRIGATION | 3/15  | 10/15 | 0.4  |        |
| STOCKWATER | 1/01  | 12/31 | 0.04 |        |
| DOMESTIC   | 1/01  | 12/31 | 0.16 |        |

Overall Diversion Rate 0.6      Overall Diversion Volume

   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 |
|------------|-------|-------|------|--------|
| STOCKWATER | 1/01  | 12/31 | 0.04 |        |
| DOMESTIC   | 1/01  | 12/31 | 0.16 |        |

Overall Diversion Rate 0.2      Overall Diversion Volume

## Recommended Period of Use and Diversion Rate

| Water Use | Start | End | Rate | Volume |
|-----------|-------|-----|------|--------|
|           |       |     |      |        |
|           |       |     |      |        |
|           |       |     |      |        |

Overall Diversion Rate Rec 0.27 cfs Overall Diversion Volume \$ 13.5 ac

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

Irrigation

(246 days) (1.9835) (0.27 cfs) = 131.7 AFA

(13.5 ac) (4.0 af/ac) = 54 AFA

use N code for d & S

\$

Reviewer: MVBDate: 4/11-30-06

## Contacts Data Entry Form

Claim Number: 67-4520

| Owner Type     | Full Name                | Address              | City   | State | Zip   | Phone         |
|----------------|--------------------------|----------------------|--------|-------|-------|---------------|
| Original Owner | GRACE L MAINVIL          | 990 JENKINS CREEK RD | WEISER | ID    | 83672 | (208)549-0178 |
| Original Owner | JOHN B MAINVIL           | 990 JENKINS CREEK RD | WEISER | ID    | 83672 | (208)549-0178 |
| Current Owner  | DOUBLE C & J LAND CO INC | 990 JENKINS CREEK RD | WEISER | ID    | 83672 | (208)549-1232 |

Date of Field Exam: 4-5-06 Time: 9:00amAccompanied By: John Hagg Phone Number: \_\_\_\_\_Relationship to Claimant: co-owner

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

This guy really knows these water rights  
Great source of info.

\_\_\_\_\_  
\_\_\_\_\_

Reviewer: MVBDate: MVB 4-5-06

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: **A67-04520**  
Date Received: 10/ 4/1989  
Receipt No: M004809  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: DOUBLE C & J LAND CO INC  
Address: 990 JENKINS CREEK RD  
WEISER ID 83672 208-549-1232

2. Date of Priority: JAN 1, 1914

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N      | 05W   | 7       | SW     | SE     | SW     |     | WASHINGTON |
|          |       | 18      | NW     | NE     | NW     |     | WASHINGTON |
|          |       |         | NE     | NW     | NW     |     | WASHINGTON |

5. Description of diverting works:  
FOUR WELLS AND PUMPS TO TROUGHS, HOUSE, AND SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.040 |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.160 |      |        |
| IRRIGATION | 03/15 | 10/15 | 0.400 |      |        |

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

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
S/700 SHEEP D/4 HOMES

10. Place of Use:

| Township | Range | Section | 1/4 of   | 1/4      | Lot | Use           | Acres |
|----------|-------|---------|----------|----------|-----|---------------|-------|
| 11N      | 05W   | 7       | SW<br>SE | SW<br>SW | 4   | IRR<br>DOMEST | 10.0  |
|          |       |         |          |          |     | Section Acres | 10.0  |
|          |       | 18      | NE<br>NW | NW<br>NW | 1   | STOCK<br>IRR  | 10.0  |
|          |       |         |          |          |     | Section Acres | 10.0  |
|          |       |         |          |          |     | Total Acres   | 20.0  |

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

A67-02044, A67-02097A, A67-02097B

14. Remarks:

ADDRESS CHANGE BY IDWR FORM 6/16/99 SS.

OWNERSHIP CHANGED BY LH 2/7/00.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

RECEIVED

STATE OF IDAHO

JAN 04 2000

JAN 05 2000

IDAHO DEPARTMENT OF WATER RESOURCES

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

WATER RESOURCES  
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s): A67-02097B A67-04520  
67-10582 A67-02044 A67-02097A

Adjudication Claim No(s): \_\_\_\_\_

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

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

3. Name and Address of Former Owner/Claimant

Grace L Mainvil

815 W. 7th Apt #1 Weiser, ID. 83672

4. New Owner/Claimant(s)

Double C & J Land Co. Inc.

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or  
990 Jenkins Creek Rd.

City, State and ZIP Code

Weiser, ID. 83672

New Telephone Number

(208) 549-1232

5. Date you acquired the property

Nov. 15, 1999

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes you acquired \_\_\_\_\_ Other uses \_\_\_\_\_

7. Signature of New Owner(s) or Claimant(s)

Double C & J Land Co. Inc.

John D. Hoff pres.

Christy Hoff / sec. treas.

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

WARRANTY DEED

INSTRUMENT NO. 178123  
PAGE 1 OF 1

For Value Received, Grace L. Mainvil, as Trustee for the Grace L. Mainvil Trust, an Idaho Trust, as Grantor, does hereby, grant, bargain, sell and convey unto Double C & J Land Company, an Idaho corporation, as Grantee, whose address is 6479 Deer Flat Road, Nampa, ID 83686, the following described premises, in Washington County, Idaho, to-wit:

TOWNSHIP 11 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 6: Lots 5 and 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Section 7: Lots 1, 2, 3, and 4, E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Section 18: Lots 1, 2, 3, and 4, E $\frac{1}{2}$ W $\frac{1}{2}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

TOWNSHIP 12 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:

Section 31: W $\frac{1}{2}$ E $\frac{1}{2}$

TO HAVE AND TO HOLD the premises, with their appurtenances unto the said Grantee, and its assigns forever. And the Grantor does hereby covenant to and with the Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances other than real estate taxes and assessments for the year 1999 and subsequent years, those encumbrances placed of record as against the premises as of the date of this Warranty Deed, and those boundary encumbrances that may exist and may otherwise be revealed by a survey of the premises to establish exact boundaries; and that the Grantor will warrant and defend the same from all lawful claims contrary to these warranties.

Dated: November 15, 1999.

Grace L. Mainvil Trust

CERTIFIED TO BE A TRUE AND CORRECT  
COPY OF THE ORIGINAL.

Grace L. Mainvil

Grace L. Mainvil Trustee

By: Grace L Mainvil, Trustee

STATE OF IDAHO, COUNTY OF WASHINGTON, ss.

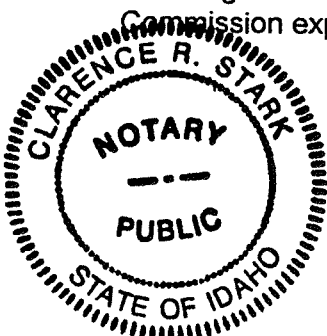
On this 15 day of November, 1999, before me, a Notary Public in and for said State, personally appeared Grace L. Mainvil, known to me to be the Trustee of the Grace L. Mainvil Trust that executed the instrument or the person who executed the instrument on behalf of said Trust and acknowledged to me that such Trust executed the same.

Clarence R. Stark

Notary Public for Idaho

Residing at Weiser, Idaho.

Commission expires: 9/7/2005



INSTRUMENT NO. 178123

STATE OF IDAHO, COUNTY OF WASHINGTON ss.

Filed for record at the request of

WASHINGTON COUNTY TITLE

41 Min. past TWELVE o'clock P. M

This 16TH day of NOVEMBER 19 99

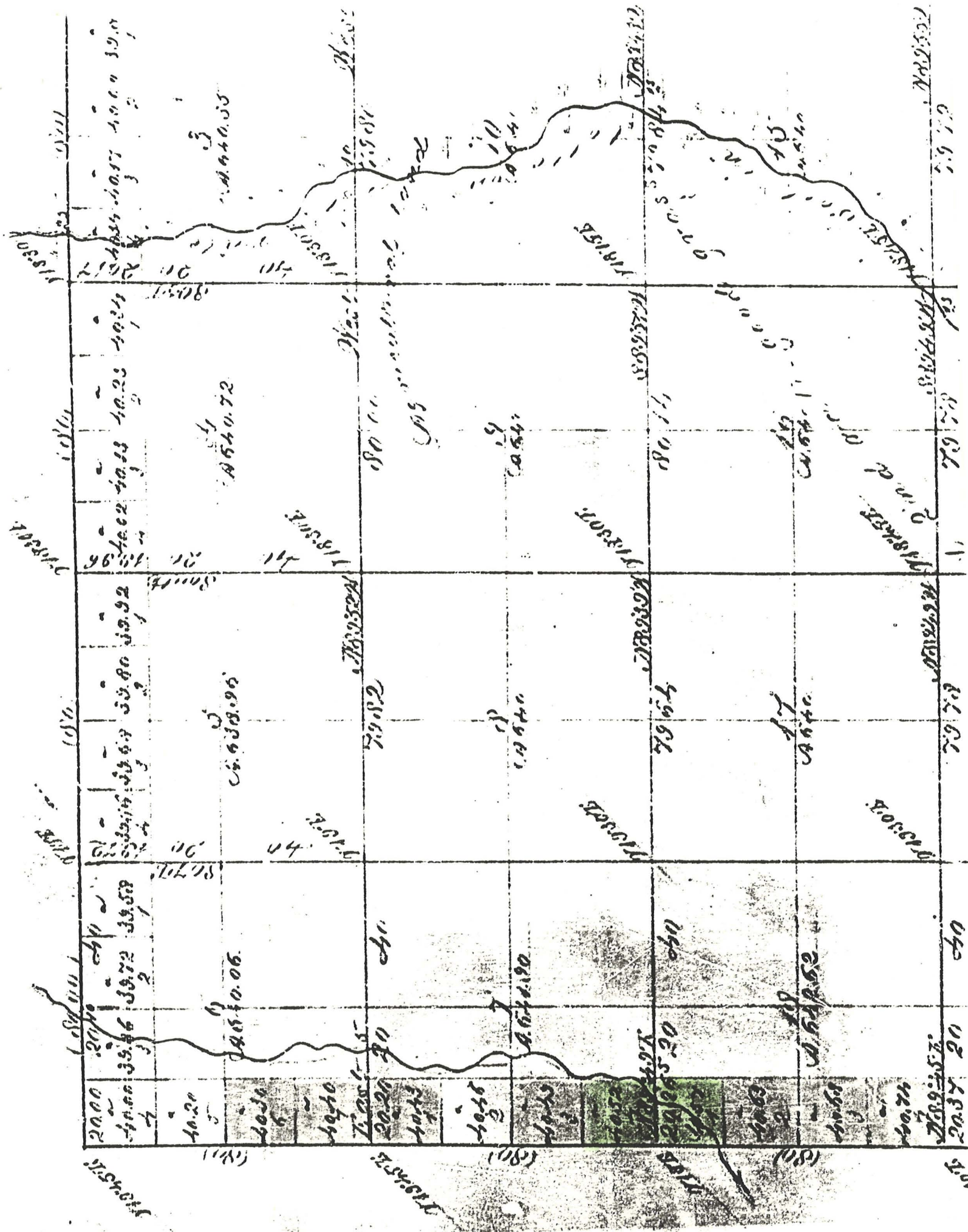
Index to: DEEDS

SHARON WIDNER, Recorder Fee: \$3.00

By Sharon Widner Deputy

WASHINGTON COUNTY TITLE

Cmp. Index  
Cmp. Rel.  
Film  
Compare  
Card Rel.  
Bk. Rel.  
Up-date  
Return  
Copy



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: **A67-04520**  
Date Received: 10/ 4/1989  
Receipt No: M004809  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: JOHN B MAINVIL 208-549-0178  
Address: 990 JENKINS CREEK ROAD  
WEISER ID 83672  
OR  
Name: GRACE L MAINVIL 208-549-0178  
Address: 990 JENKINS CREEK ROAD  
WEISER ID 83672

2. Date of Priority: JAN 1, 1914

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N      | 05W   | 7       | SW     | SE     | SW     |     | WASHINGTON |
|          |       | 18      | NW     | NE     | NW     |     | WASHINGTON |
|          |       |         | NE     | NW     | NW     |     | WASHINGTON |

5. Description of diverting works:

FOUR WELLS AND PUMPS TO TROUGHS, HOUSE, AND SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.040 |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.160 |      |        |
| IRRIGATION | 03/15 | 10/15 | 0.400 |      |        |

7. Total Quantity Appropriated is:

0.600 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:

S/700 SHEEP D/4 HOMES

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot           | Use    | Acres |
|----------|-------|---------|--------|-----|---------------|--------|-------|
| 11N      | 05W   | 7       | SW     | SW  |               | IRR    | 10.0  |
|          |       |         | SE     | SW  |               | DOMEST |       |
|          |       |         |        |     | Section Acres |        | 10.0  |
|          |       | 18      | NE     | NW  |               | STOCK  |       |
|          |       |         | NW     | NW  |               | IRR    | 10.0  |
|          |       |         |        |     | Section Acres |        | 10.0  |
|          |       |         |        |     | Total Acres   |        | 20.0  |

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:  
A67-02044, A67-02097A, A67-02097B

14. Remarks:  
ADDRESS CHANGE BY IDWR FORM 6/16/99 SS.

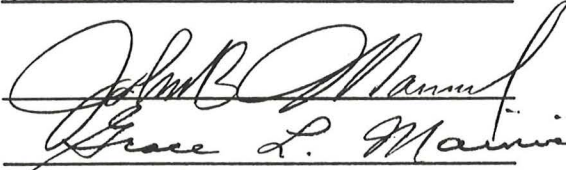
15. Basis of Claim: STATUTORY CLAIM

RECEIVED

JUN 14 1999

SNAKE RIVER BASIN ADJUDICATION  
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Department of Water Resources

[ ] Water Right Number(s): 67-10582 and others  
A67-04520. Rest of claims have  
correct address already.  
MAINVIL, JOHN B + GRACE L. p  
[ ] Old Mailing Address: Rt 1 Box 66  
WEISER ID  
83672  
[ ] New Mailing Address: 990 JENKINS CREEK Rd.  
WEISER ID  
83672  
Telephone Number: (208) 542 0178  
[ ] Signature of Claimant:   
Grace L. Mainvil  
Date: 06/14/99

PLEASE SEND YOUR SRBA CHANGE OF ADDRESS TO THE NEAREST  
REGION OFFICE:

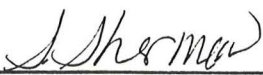
IDWR WESTERN REGION  
2735 AIRPORT WAY  
BOISE ID 83705-5082  
(208) 334-2190

IDWR SOUTHERN REGION  
222 SHOSHONE ST EAST  
TWIN FALLS ID 83301-6602  
(208) 736-3033

IDWR EASTERN REGION  
900 N SKYLINE  
IDAHO FALLS ID 83402-3653  
(208) 525-7161

IDWR NORTHERN REGION  
1910 NORTHWEST BLVD #210  
COEUR D'ALENE ID 83814-2615  
(208) 756-4639

Revised 5/95

IDWR: DATA ENTRY BY 

DATE 06-16-1999

Records changed, rec'd  
prepared  
rs

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: A67-04520  
Date Received: 10/04/1989  
Receipt No: 1104809  
Received By: PAS

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JOHN B. MAINVIL 208-549-0178  
Address: RT. 1 BOX 66  
990 JENKINS CREEK ROAD  
WEISER, ID 83672

OR

Name: GRACE L. MAINVIL  
Address: RT. 1 BOX 66  
WEISER, ID 83672

2. Date of Priority: JAN 01, 1914

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County     |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N      | 05W   | 7       | SW     | SE     | SW     |     | WASHINGTON |
|          |       | 18      | NW     | NE     | NW     |     | WASHINGTON |
|          |       |         | NE     | NW     | NW     |     | WASHINGTON |

5. Description of diverting works:  
FOUR WELLS AND PUMPS TO TROUGHS, HOUSE, AND SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.040  |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.160  |      |        |
| IRRIGATION | 03/15 | 10/15 | 0.400  |      |        |

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

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
S/700 SHEEP D/4 HOMES

A67-04520 Page 1 Date: 10/04/89

MICROFILMED  
OCT 02 1992

10. Place of Use:

| Township      | Range | Section | 1/4 of   | 1/4      | Lot | Use           | Acres |
|---------------|-------|---------|----------|----------|-----|---------------|-------|
| 11N           | 05W   | 7       | SW<br>SE | SW<br>SW |     | IRR<br>DOMEST | 10.0  |
| Section Acres |       |         |          |          |     |               | 10.0  |
|               |       | 18      | NE<br>NW | NW<br>NW |     | STOCK<br>IRR  | 10.0  |
| Section Acres |       |         |          |          |     |               | 10.0  |
| Total Acres   |       |         |          |          |     |               | 20.0  |

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:  
A67-02044, A67-02097A, A67-02097B

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: 0

**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): + John Maimel Date: + Oct 4, 1989  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Washington ) SS.

Subscribed and sworn (or affirmed) before me this 4 day  
of Oct 19 89 Bruce A. Schuld  
Notary Public

Seal

Residing at BRUCE A. SCHULD, NOTARY PUBLIC  
My Commission Expires RESIDING AT BOISE, IDAHO  
MY COMMISSION EXPIRES APRIL 11, 1995



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

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

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

February 8, 2000

Re: Notices of Claim to a Water Right Nos. A67-02044, A67-02097A,  
A67-02097B, A67-04520

DOUBLE C & J LAND CO INC  
990 JENKINS CREEK RD  
WEISER ID 83672

Dear Sirs:

Enclosed are copies of the above referenced claims, which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

In addition, you had listed water right 67-10582. We cannot change the ownership on this water right, since the legal description for this right is not listed on the warranty deed. If you have any further information regarding this water right and the legal description, please submit it to us and we will review it.

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

Sincerely,

Adjudication Section  
Western Region Office

LH:1  
Enclosures

**SCANNED**  
**APR 14 2004**

AJ0749NP  
No. A67-04520

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 06/16/99  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS         | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | JOHN B MAINVIL         | 01/01/1914       | IRRIGATION | 03-15 10-15           | 0.400 CFS         |                     |
| C                | GRACE L MAINVIL        |                  | STOCKWATER | 01-01 12-31           | 0.040 CFS         |                     |
|                  | 990 JENKINS CREEK ROAD |                  | DOMESTIC   | 01-01 12-31           | 0.160 CFS         |                     |
|                  | WEISER ID 83672        |                  |            |                       |                   |                     |
|                  | (208) 549-0178         |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                        |                  |            |                       | 0.600 CFS         |                     |
| CONSUMPTIVE USE: |                        |                  |            |                       |                   | 70.00 AFA           |

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion:

T11N R05W S07  
S18

SWSESW  
NWNENW

NENWNW

WASHINGTON County  
WASHINGTON County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |             |      |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | :           | SUM  |
| 11N | 05W | 7  | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 10.0 |
| 11N | 05W | 18 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 10.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 20.0 |

Place of use Legal Description for: STOCKWATER

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |  |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|--|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |  |
| 11N | 05W | 18 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |  |

Place of use Legal Description for: DOMESTIC

|     |     |   |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |  |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|--|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |  |
| 11N | 05W | 7 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |  |

POU County: WASHINGTON

Non-Irrigation Uses: S/700 SHEEP D/4 HOMES

Other Rights: A67-02044, A67-02097A, A67-02097B

Remarks: GEN ADDRESS CHANGE BY IDWR FORM 6/16/99 SS.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:  
Presumption Flag: