

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNIT:  
02 1A \$ 00.870
0004310839 NOV 21 2006
MAILED FROM ZIP CODE 83720

Change of address/ownership
According to taxlots,
Jerrold D Widner (etux)
PO Box 222R Rd.
Midvale ID 83642

comment in QuickLook
mub 6/14/2007

UTF
NR

PHYLLIS WIDNER
1985 WIDNER RD
MIDVALE ID 83645-5343

NOT DELIVERABLE
AS ADDRESS IS
UNABLE
TO FORWARD

NOE
WR #67-4555

FFR 27 2007

SCANNED

RECEIVED
11/27/2006
DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-4555

PHYLLIS WIDNER
~~1985 WIDNER RD~~ PO BOX 222
MIDVALE ID 83645-5343
Telephone Number: (208) 355-2307

JERROLD D WIDNER
PO BOX 222
MIDVALE ID 83645
Telephone Number: (208) 355-2307

Date 12/8/06
PBF

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:

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

DATE: 11-4-06

SIGNATURE: Jerrold D Widner

Please print your name:

Jerrold D Widner

2082874800

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

SCANNED
DEC 08 2006

06/14/2006

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

RIGHT NUMBER: 67-4555

NAME AND ADDRESS: PHYLLIS WIDNER
1985 WIDNER RD
MIDVALE ID 83645-5343

JERROLD D WIDNER
PO BOX 222
MIDVALE ID 83645

SOURCE: BANNER CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 03/15/1900

POINT OF DIVERSION:

T13N R03W S29 NENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15

PLACE OF USE: IRRIGATION Within WASHINGTON County

T13N R03W S29 NENW 20.00

20 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF

This partial decree is subject to such general terms and conditions as may be ultimately determined by the court in the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

11-27-06:

Widner called and they did not get a meeting. So I emailed them a Prelim. Rec with NOE and layout.

Rowdy @ Ruralnetwork.
vet

C. Sawyer



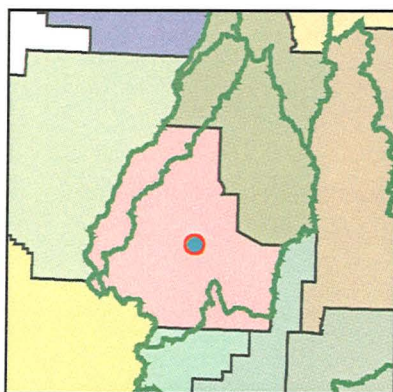
Idaho Department of Water Resources

SRBA Recommendation:

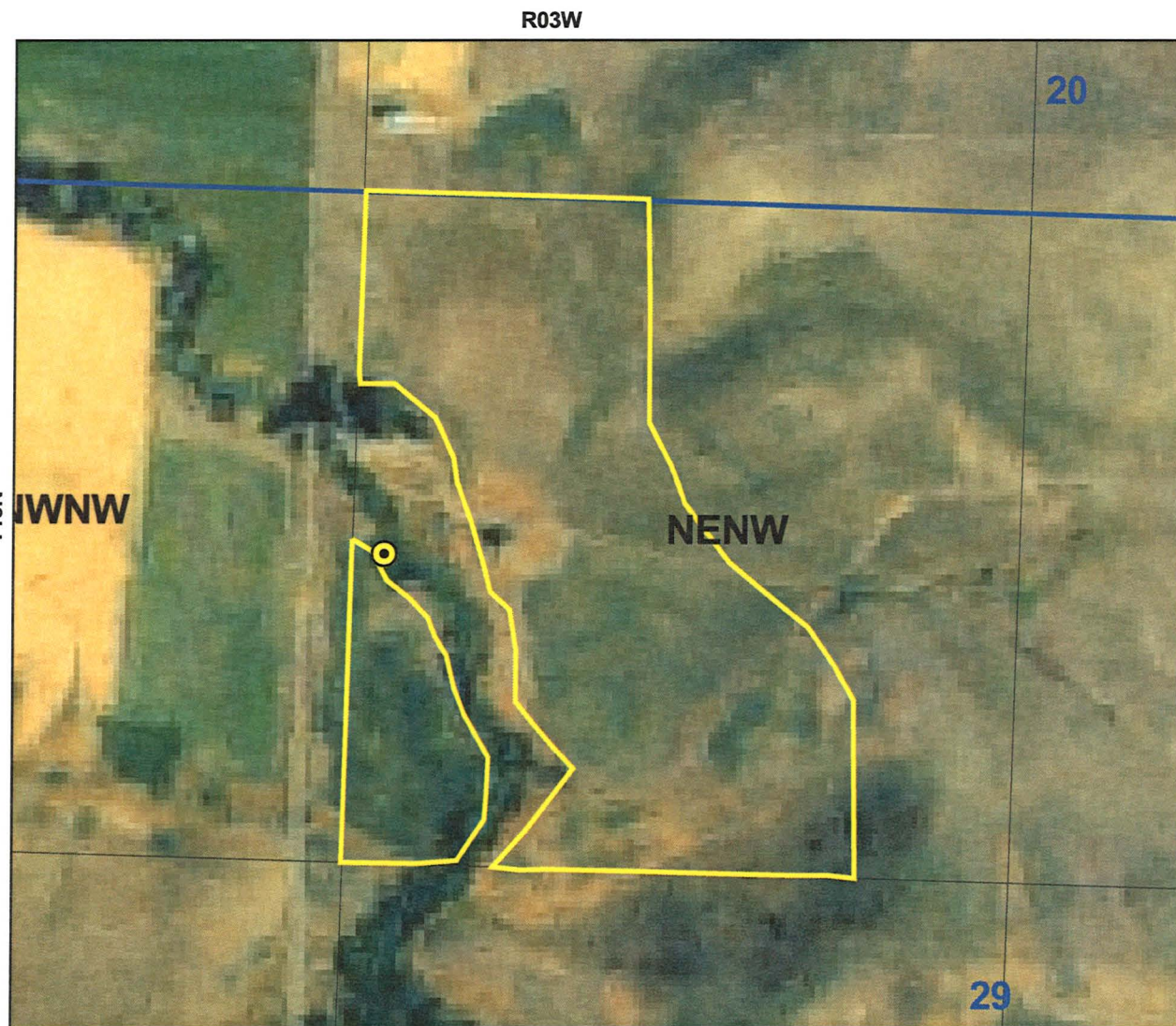
67-4555

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by M. Mount
On Wednesday, June 14, 2006
1987/88 Aerial Photography



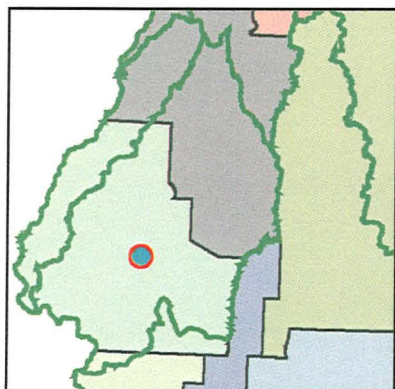
Idaho Department of Water Resources

Adjudication Claim Number: **67-4555**

T13N R03W

Legend

- PLSS Section LinesGcdb_sections.shp
- Washington taxlots
- GCDB13N03W GCDB
- B-67 streams.shp



Washington County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Tuesday, June 6, 2006
2004 NAIP Aerial Photography



Field Exam 6/5/06 mvb/mm

View of general location of where the pump normally would be. During the time of the FE the neighbor was borrowing the pump. According to the claimant there were several beaver ponds in this area that provided a nice location for his PTO pump, however due to the high water this year the dams had been destroyed.



View of PTO pump (on neighbor's property)

Priority Date Data Entry Form

Claim Number 67-4555

Claimed Priority Date: 4/15/1899

Claimed Basis: Statutory Claim

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

Water Right Priority Date: 4/15/1899

Water Right Basis: Statutory Claim

Recommended Priority Date

Recommended Basis

BL

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

rec 1st day of irrigation season 1900

See patents in file

Reviewer: MJB

Date: 6-7-06

Point of Diversion and Source Data Entry Form

Claim Number 67-4555

Claimed Point of Diversion and Source

T13N R03W S29 NENW Within WASHINGTON County Source: BANNER CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T13N R03W S29 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:

PTD pump - / picture (1 picture of where
 4 in. inlet PTD pump is usually
 3 in. outlet stationed)
 60hp tractor
 run st-1/4-mile handline @ a time
 tag is on large tree just off entrance
 to the property - there were no
 nearby rocks or trees @ POD
 A0017647 - tag @ point on creek just to the right
 of the entry fence

Reviewer: _____

Date: _____

2 PODs along creek - GPS names: 67-4555

 67-4555 2
 named for file since didn't tag

Place Of Use Data Entry Form

Claim Number 67-4555

Claimed Place Of Use

T13N R03W S29 NENW 20.00

Total Acres 20

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T13N R03W S29 NENW 20.00

Total Acres 20

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:

see layout in file

*POU drawn by claimant**~~date~~**handlines drawn by field examiner**MJB**6-7-2006*

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number 67-4555

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

☐ 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
IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
irrigation				

Document how the Purpose of Use was verified:

Reviewer: MVBDate: 6-7-2006

Period of Use and Quantity Data Entry Form

Claim Number 67-4555

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/15	9/15	0.4	

Overall Diversion Rate 0.4

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
IRRIGATION	4/15	9/15	0.4	

Overall Diversion Rate 0.4

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

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

rec standard season of use

claimant uses ~~has~~ 1 1/4-mile handline

at a time

Reviewer: *MVB*Date: *6-7-2006*

Contacts Data Entry Form**Claim Number: 67-4555**

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	PHYLLIS WIDNER	1985 WIDNER RD	MIDVALE	ID	83645-534	(208)355-2307
Current Owner	JERROLD D WIDNER	PO BOX 222	MIDVALE	ID	83645	(208)355-2307

Date of Field Exam: 6-7-2006 Time: 9:30amAccompanied By: Jerrold Phone Number: 355-2307Relationship to Claimant: owner

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

Reviewer: MVBDate: 6-7-2006

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: A67-04555
Date Received: 10/12/1989
Receipt No: M004914
Received By: hw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERROLD D. WIDNER 208-355-2307
Address: HC 70 BOX 2100
MIDVALE, ID 83645
OR
Name: PHYLLIS WIDNER
Address: HC 70 BOX 2100
MIDVALE, ID 83645
2. Date of Priority: APR 15, 1899
3. Source: BANNER CREEK Trib. to: WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	03W	29	NE	NW			WASHINGTON
5. Description of diverting works:
PUMP & SPRINKLERS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/15	0.400		
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:

A67-04555

Page 1

Date: 10/12/89

SCANNED
APR 14 2004

MICROFILMED
OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	03W	29	NE NW		IRR	20.0
Section Acres						20.0
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:
1/2 SHARE MIDDLE VALLEY DITCH

14. Remarks:
SOURCE ALSO KNOWN AS BANNOCK CK.
A SECOND DIVERSION MAY BE ADDED AT A LATER DATE. IF SO, IT
WOULD BE LOCATED IN THE SAME 40 ACRE TRACT.

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:

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): Jesse D. Werner Date: 10-12-1989
Date:

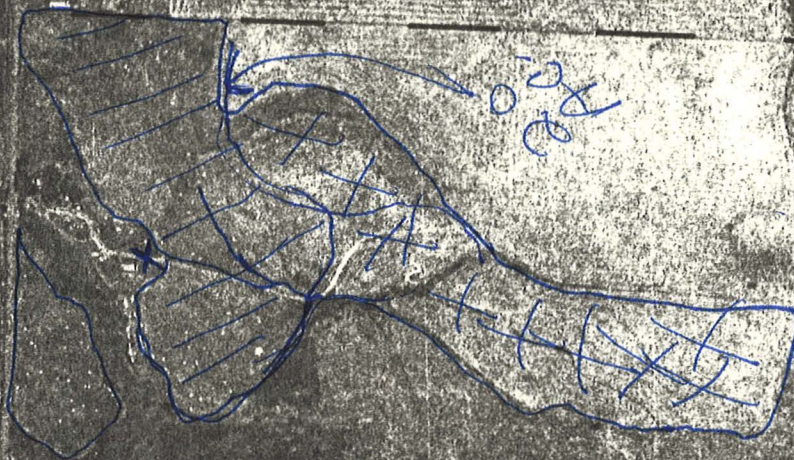
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of Oct. 19 89 Linda Werner
Notary Public

Seal

Residing at Linda A. Werner
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 8, 1994

20 21
29 28



Spring

29 28
32 33

AG2-0455T13N, R3W, S.29

MICROFILMED
OCT 02 1992



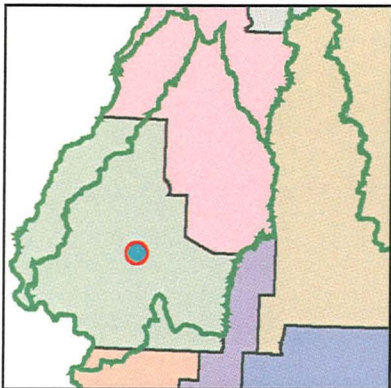
Idaho Department of Water Resources

Adjudication Claim Number: **67-4555**

T13N R03W

Legend

- PLSS Section LinesGcdb_sections.shp
- Washington taxlots
- GCDB13N03W GCDB
- B-67 streams.shp



Washington County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Tuesday, June 6, 2006
1987 Aerial Photography

MEMORANDUM

TO: File

FROM: Monica Van Bussum

DATE: 13 Oct 2005

RE: EOP for 67-4294 and 67-4555

Jerrold Widner submitted EOP for 67-4555 and was hoping it would apply to his neighbor's claim as well. Neighbor is John C. Bonner, claim 67-4294. Craig and I did some investigating and determined Banner Creek was not party to the decree and Widner's EOP was sufficient for both claims to 1900.

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

AFFIDAVIT

67-4555)
)
)
)
State of Idaho)
County of Washington)

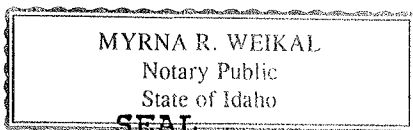
Jerrold D Widner

being first duly sworn,

deposes and says: The first year Water Rights in Bannock Creek, later
changed to Banner Creek, was 1899 by my great grandfather, Harvey
Widner. Harvey Widner was also my fathers name (deceased). My Father
was born in 1904, he told me that my Great Grandfather built a dam on
Bannock Creek for irrigation. The ditch is still there. He sold the
place to my great grandfather, N. L. Newman, who was my grandmothers
Father. As years went by the place was split up by a road and sold
to my neighbors, Charlie and Cliff Bonner (deceased). They said they
had two thirds right in Banner Creek. My grandfather, Oliver Dale, on
my Mothers side bought the place in 1920. He had one third water right
in Banner Creek. He also had 1/2 share in Middle Valley Ditch Co that
was also used with the water in Banner Creek. The water now is used
with sprinklers. I will outline the land on the map that is irrigated,
also the point of diversion, and the ditch from the old dam site.
John Bonner knows that this water has been used on the land.

Jerrold D Widner
(Signature)

Subscribed and sworn to before me this
day 5th of October, 192005.



Myrna R Weikal
(Notary Public)

Residing at Midvale, Idaho.

My Commission Expires 12/29/06.



State of Idaho

RECEIVED

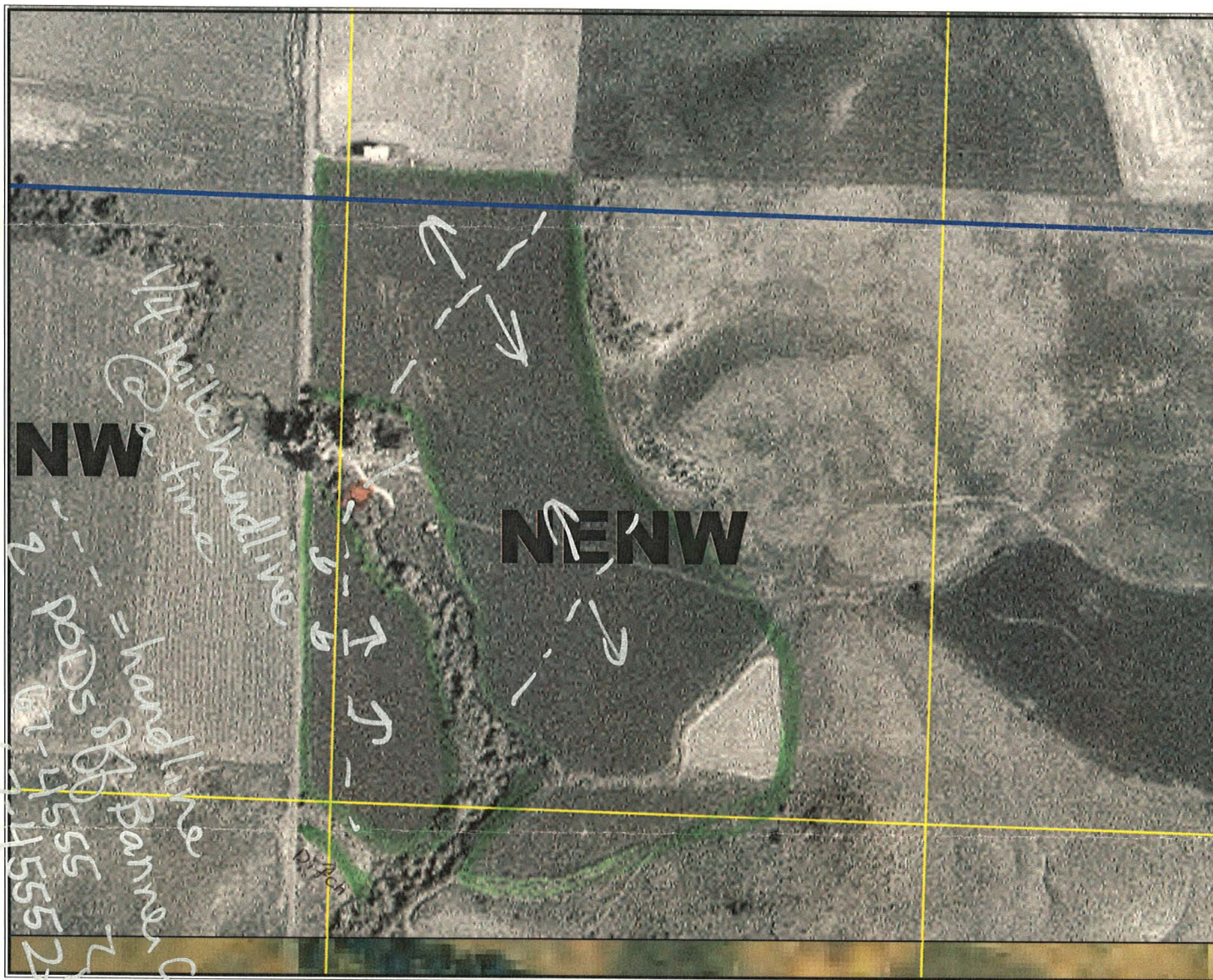
OCT 07 2005

Department of Water Resources

Map Source: USGS DOQQ

Claim #(s): 67-4555

Reference Map



● Point of Diversion

Claimed Place of Use

Tax Lot Property Bndy

Quarter Quarter Lines

Section Lines

Claimed Irrigated Acres: 20.0

Initial Acres Found: ?



Prepared By: Craig L. Saxton

Date: September 2005

Continuation of Abstract of Title to the Lands Described in the Caption Hereof.

79183

No. 10

Harvey Widner (Signs by mark)
and
Sarah A Widner, his wife

Grantor.

To

N. L. Newman

Warranty Deed

Dated Sept 5, 1904

Recorded Sept 21, 1904

Book 15, Deeds, page 298

Consideration \$ 1.00 Witness 2

ACKNOWLEDGEMENT

Date	Name of Officer	Title	County	State	Wife Examined Apart	Seal
Sept 12, 1904	Henry H Buck	N. P.	Washington	Idaho	yes	yes

DESCRIPTION AND REMARKS

Grant, bargain, sell, convey and confirm;-

The following described real estate situated in the County of Washington, State of Idaho, to-wit:-

The North half of the North-west quarter of Section 29 in township 13 North of Range 3 West of the Boise Meridian, containing 80 acres.

Also all my right, title and interest in and to the water of Bannock Creek in Middle Valley in said County, heretofore acquired by Deed from Mary E. and R. F. Tuttle, This Deed is to Correct a Warranty Deed dated Nov 7, 1899 by the same parties covering same land and water and recorded in the records of said County in Book 10 of Deeds, page 256.



16182

Continuation of Abstract of Title to the lands described in the Caption Hereof

Continuation of Abstract of Title to the Lands Described in the Caption Hereof.

5-124

No. 11

N. L. Newman and
Sarah E Newman, his wife

Grantor.

To

H. A. Hicks

Warranty Deed

Dated July 14, 1900

Recorded Aug. 1, 1900

Book 9, Deeds, page 406

Consideration \$ 1800.00 Witness 1

ACKNOWLEDGEMENT

Date	Name of Officer	Title	County	State	Wife Examined Apart	Seal
July 14, 1900	Frank Harris	N.P. P.	Washington	Idaho	yes	yes

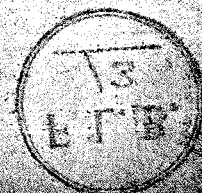
DESCRIPTION AND REMARKS

Grant, bargain, sell, convey and confirm:-

The North half of the North-west quarter of Section 29 in township 13 North of Range 3 West of the Boise Meridian, in the County of Washington and State of Idaho,

Together with a certain ditch leading thereto from Bannock Creek and the right to the water flowing in said ditch.

With all water and other rights, including 12 shares of stock in the Middle Valley Irrigating Ditch Co.



Continuation of Abstract of Title to the Lands Described in the Caption Hereto

Continuation of Abstract of Title to the Lands Described in the Caption Hereto.

5-124

No. 11

N. L. Newman and
Sarah E Newman, his wife

Grantor.

To

H. A. Hicks

Warranty Deed

Dated July 14, 1900

Recorded Aug. 1, 1900

Book 9, Deeds, page 406

Consideration \$ 1800.00 Witness 1

ACKNOWLEDGEMENT

Date	Name of Officer	Title	County	State	Wife Examined Apart	Seal
July 14, 1900	Frank Harris	N.P.	Washington	Idaho	yes	yes

DESCRIPTION AND REMARKS

Grant, bargain, sell, convey and confirm;-

The North half of the North-west quarter of Section 29 in township 13 North of Range 3 West of the Boise Meridian, in the County of Washington and State of Idaho,

Together with a certain ditch leading thereto from Bannock Creek and the right to the water flowing in said ditch.



HEATER V HICKS, per preparing
HEATER V HICKS and

MORTGAGE DEED

No. 13

e-32

Continuation of Abstract of Title to the Lands Described in the Caption Hereof.

9-432

No. 13

Sophia Fouts and
Samuel Fouts, her husband Grantor.
To

H. A. Hicks

Mortgage

Dated May 24, 1902

Recorded June 12, 1902

Book 6, Mortgages, page 525

Consideration \$ 4580.00 Witness 1

ACKNOWLEDGEMENT

Date	Name of Officer	Title	County	State	Wife Examined Apart	Seal
May 24, 1902	James S Bogart	N.P.	Ada	Idaho	yes	yes

DESCRIPTION AND REMARKS

Mortgages,-

That certain real property situated in the County of Washington, State of Idaho, described as follows, to-wit;-

The North half of the North-west quarter of Section 29 (and other land) in township 13 North of Range 3 West of the B.M. containing in all 240 acres. With all water, water rights and ditches, including 2 shares of stock in the Middle Valley Irrigating Ditch.

Release recorded in Vol 3, Releases, page 196.



CONTINUATION OF ABSTRACT OF TITLE TO THE LANDS DESCRIBED IN THE CAPTION HERETO

Continuation of Abstract of Title to the Lands Described in the Caption Hereto.

9-542

No. 15

Samuel Fouts and

Sophia Fouts, husband and wife

To

A Viele,

Grantor.

Mortgage

Dated June 24, 1904

Recorded June 27, 1904

Book 7, Mortgages, page 378

Consideration \$ 4000.00 Witness 0

ACKNOWLEDGEMENT

Date	Name of Officer	Title	County	State	Wife Examined Apart	Seal
June 24, 1904	R. C. McKinney	N. P.	Washington	Idaho	yes	yes

DESCRIPTION AND REMARKS

Mortgages,-

The following described real estate situated in the County of Washing-
ton, State of Idaho, to-wit;-

The North half of the North-west quarter of Section 29 (and other land)
in township 13 North of Range 3 West of the Boise Meridian, containing all in
240 acres. Together with 12 shares of Capital Stock in the Middle Valley Ditch
Co and all water rights of Banner Creek.

Assigned to Luther Eaton, Recorded in Book 3, Assignments, page 197.

Continuation of Abstract of Title to the lands described in the Caption Hereof.

Continuation of Abstract of Title to the Lands Described in the Caption Hereof.

11-593

No. 16

A. Viele

Assignment of Mortgage

To

Grantor.

Dated July 7, 1904

Recorded Feb 20, 1905

Book 3. Assignments, page 197

Luther Eaton

Consideration \$ Val. Rec'd Witness 1

ACKNOWLEDGEMENT

Date	Name of Officer	Title	County	State	Wife Examined Apart	Seal
July 7, 1904	Chas. H Dobbin	N. P.	Saratoga	N.Y.	...	yes

DESCRIPTION AND REMARKS

Sells, assigns, transfers and sets over,-

A certain indenture of Mortgage, dated June 24, 1904, made and executed by Samuel Fouts and Sophie Fouts, husband and wife, and recorded in Book 7 page 378.



Continuation of Abstract of Title to the Lands Described in the Caption Hereof.

9-627

No. 19

Samuel Fouts and

Sophia Fouts husband and wife

To Grantor.

L. C. Miller

Mortgage

Dated Dec. 27, 1904

Recorded Dec 27, 1904

Book 7, Mortgages, page 591

Consideration \$ 1025.00 Witness 0

ACKNOWLEDGEMENT

Date	Name of Officer	Title	County	State	Wife Examined Apart	Seal
Dec 27, 1904	R. C. McKinney	N. P.	Washington	Idaho	yes	yes

DESCRIPTION AND REMARKS

Mortgages,

The following described real estate situated in the County of Washington State of Idaho, to-wit;-

The North half of the North-west quarter of Section 29 (and other land) in township 13 North of Range 3 West of the Boise Meridian. containing in all 240 acres. Together with 12 shares of stock in the Middle Valley Ditch and all the waters of Bannock Creek.

Secures 1 note of even date herewith for the sum of \$1025.00 and due December 1, 1905.



46-24

Edwin F Whiteside, a
widower,

To

Oliver M Dale

¶ Bond for Deed
¶ Dated September 4th, 1920
¶ Filed Sept 12 1921 at 9:20 a m
¶ Book 2, Bonds for Deeds, page
¶ 318
¶ Witnesses O

A C K N O W L E D G E D

By Edwin F Whiteside, a widower, and Oliver M Dale,
September 4 1920 before Frank D Ryan, N P, Weiser, Idaho, (Seal)

WITNESSETH: That said party of the first part for
and in consideration of the sum of SEVEN THOUSAND FIVE HUNDRED
DOLLARS, to be paid him by second party at the times and in the
manner hereinafter provided, hereby agrees to sell to second
party and second party agrees to purchase of first party the
following described real estate situated in Washington County,
Idaho, to wit:

The Northeast quarter; the Northeast quarter of the
Northwest quarter of Section 29; Twonship 13 North, Range 3
West of B M, containing 200 acres more or less; together with all
water, water rights, laterals and ditches used upon or in con-
nection with the irrigation of said described lands.

It is understood that there is a mortgage on said prem-
ises given by first party to the Federal Land Bank of Spokane in
the sum as originally given of \$2500.00, but there has been some
payments made on the principal, so that the principal now unpaid
on said mortgage is about \$2420.00. Said second party shall on

CONVERSATIONAL MEMORANDUM

Date: September 8, 2005

To: File 67-4555, 67-4294, 67-4568

From: Craig L. Saxton

Subject: Evidence of priority

Mr Jerrold Widner called to tell me that he had already met with someone a couple of years back and submitted evidence of priority in the form of an abstract that dates back to 1899. I told him I would look into it and call him back.

Jerold also said that this abstract would be evidence of priority for his neighbor John Bonner 67-4294. This has yet to be determined.

I checked his file and there is nothing in it. There is nothing in the statutory microfilm. I even looked in the WR file for a permit 67-2355 in case it got filed in the wrong folder. We don't have a copy of that abstract.

I called back and got a hold of his wife Phyllis and told her to ask Jerrold to send me the part of the abstract that speaks of water rights and has the dates. She said he may call back.

In addition:

Jerrold asked about his spring 67-10769 and we found that it was partially decreed and he didn't have to worry about that.

Then Jerrold asked about a property owned by his wife. The claim is 67-4568. Roger met with claimant Phyllis Widner and gave her a change of ownership as the claim is currently in her fathers name. I checked the file and found no evidence of priority in the file. Phyllis said she has deeds, but it doesn't say a lot about evidence of priority. She is going to send in the deed trail supplemented with a written history of the area as she knows it. I said I would look at it and see if it works, but she might want to go to the courthouse and see if she can find something else.

9-16-05:

Sent Better maps.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



SCANNED
AUG 17 2004

RECEIVED
AUG 13 2004
DEPARTMENT OF
WATER RESOURCES

NOT DELIVERABLE
AS ADDRESSED
UNABLE
TO FORWARD

JERROLD D WIDNER
PHYLLIS WIDNER
HC 70 BOX 2100
MIDVALE ID 83645

FOE

P.O. Box 222

67-4555
67-10769 P.R.
Reands Modified
8-13-04
/b

cc: W.A.

the first part, and his heirs, the said premises, in the quiet and peaceable possession of the said part 1 of the second part, his heirs and assigns, against the said part ies of the first part, and his 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 part ies of the first part have hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of:

John W Ayers.



Robert F. Tuttle

SEAL

Mary E Tuttle

SEAL

SEAL

STATE OF IDAHO, Washington } ss.
County of Washington

On this 29th day of October in the year 1898, before me, John W Ayers, a Notary Public in and for said County, personally appeared Robert F. Tuttle and Mary E. Tuttle 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, and on this 29th day of October, in the year 1898, before me, the officer above described, personally appeared Mary E. Tuttle known to me to be the person whose name is subscribed to the within instrument, described as a married woman; and upon an examination without the hearing of her husband, I made her acquainted with the contents of the instrument, and thereupon she acknowledged to me that she executed the same, and that she does not wish to retract such execution.

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

John W Ayers
Notary Public

No.

Warranty Deed

Mary E. Tuttle

et ux

— TO —

Leahy Widener

Dated Oct 29th 1898,

STATE OF IDAHO, } ss.
County of Washington

I hereby certify that this instrument was filed for record at the request of

Mary E Tuttle

at 4 minutes past 9 clock M.

on the 10th day of December

1898, in my office, and duly recorded in

Book 8-9 of 21

Deeds, at page

D. Smith
Ex-Officio Recorder.

By

Deputy.

Fees, \$ 1.45

STATE OF WASHINGTON

COUNTY OF SPOKANE

ss.

On this 10th day of September 1941, before me (a notary public in and for the above named state) personally appeared S. C. Fish to me known to be the Vice-President of the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and that it executed the same, and on oath stated that he was authorized to execute said instrument, and that the seal affixed is the corporate seal of said corporation.

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

Carol E. Schrap
Notary Public in and for the State of Washington
Residing at Spokane, Washington

My commission expires 3-15-43

4851



Instrument No. 62936

DEED

The Federal Land Bank

to

Oliver M. & Cora L. Dale
Dated August 29th. 1941

STATE OF IDAHO } ss.
County of Washington

I hereby certify that this instrument was filed for record at the request of

Oliver M. Dale

at 10 minutes past 2 o'clock
P. M. this 6th day of

November A.D., 1941

in my office and duly recorded in Book

61 of Deeds

at page 241

Ray Wilson
Recorder

By Ray Wilson
Deputy Compared

For \$ 1.20

Indexed

Michael