

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED
DEC 20 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: 67-7112

HEATHER W ZIESING
2224 HOG CREEK RD
CAMBRIDGE ID 83610
Telephone Number: (208)355-3005

CHRISTOPHER A UEBELHOER
2224 HOG CREEK RD
CAMBRIDGE ID 83610
Telephone Number: (208) 355-3005

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

Water Right #67-4022 is NOT here. File lost?

Water Right # 67-7112 Appears correct -

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

Find water right #67-4022 file
Domestic/Livestock

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: 11/29/06 SIGNATURE: Christopher A Uebelhoer

Please print your name: Christopher A Uebelhoer

Heather Z Uebelhoer
Heather Z Uebelhoer

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

67-4022 has been partially decreed.
The shape for 67-7112 was updated
because it was not previously updated
correctly. Claimant was contacted
about "missing" right. JD 12/13/06.

SCANNED
DEC - 6 2006



Idaho Department of Water Resources

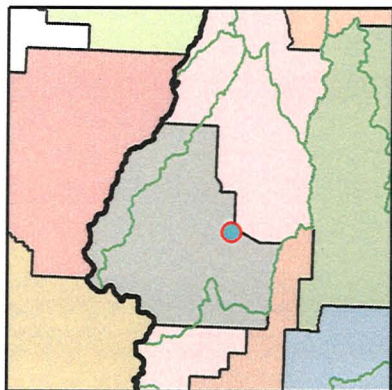
SRBA Recommendation:

67-7112

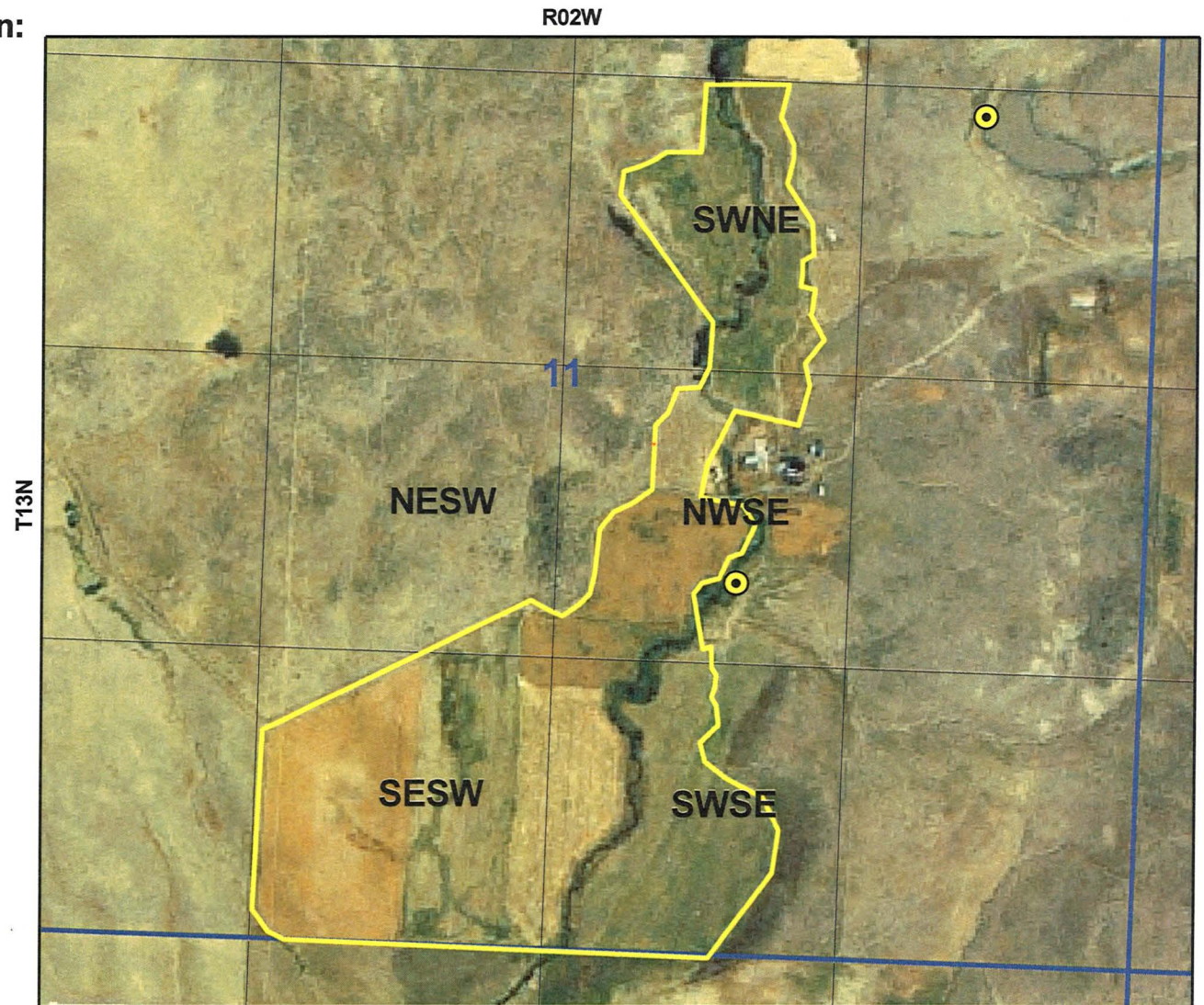
(Irrigation)

Legend

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



Washington County
IDWR Basin 67



Prepared by J. Dean
On Wednesday, December 13, 2006
1987/88 Aerial Photography

04/26/2006

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

RIGHT NUMBER: 67-7112

NAME AND ADDRESS: HEATHER W ZIESING
2224 HOG CREEK RD
CAMBRIDGE ID 83610

CHRISTOPHER A UEBELHOER
2224 HOG CREEK RD
CAMBRIDGE ID 83610

SOURCE: UNNAMED STREAMS

TRIBUTARY: HOG CREEK

QUANTITY: 0.600 CFS
254.700 AFY

PRIORITY DATE: 10/10/1972

POINT OF DIVERSION:

T13N R02W S11 SENE Within WASHINGTON County

T13N R02W S11 NWSE Rediversion Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.600 CFS 254.70 AFY
STOCKWATER	01/01 12/31	0.030 CFS 1.70 AFY
IRRIGATION FROM STORAGE	04/01 10/31	90.00 AFY
IRRIGATION STORAGE	10/01 04/01	90.00 AFY

PLACE OF USE: IRRIGATION Within WASHINGTON County

T13N R02W S11	SWNE	17.00	T13N R02W S11	NESW	2.00
T13N R02W S11	SESW	36.00	T13N R02W S11	NWSE	17.00
T13N R02W S11	SWSE	24.00			

STOCKWATER same as IRRIGATION

IRRIGATION FROM STORAGE same as IRRIGATION

96 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

04/26/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

that
fiver
of

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
6. This right when combined with Right 67-7137 shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
7. The Director retains jurisdiction of the right to require measuring devices of a type approved by the Department be maintained at the points of diversion into the reservoir.
8. Two points of diversion are located within SENE, S11, T13N, R02W.
9. Stockwater use is for 125 range cattle.

LICENSE APPROVED ON 10/10/94.



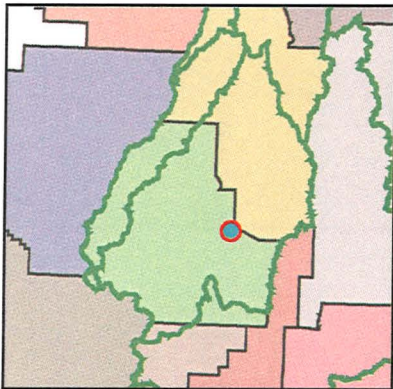
Idaho Department of Water Resources

SRBA Recommendation:

67-7112

Legend

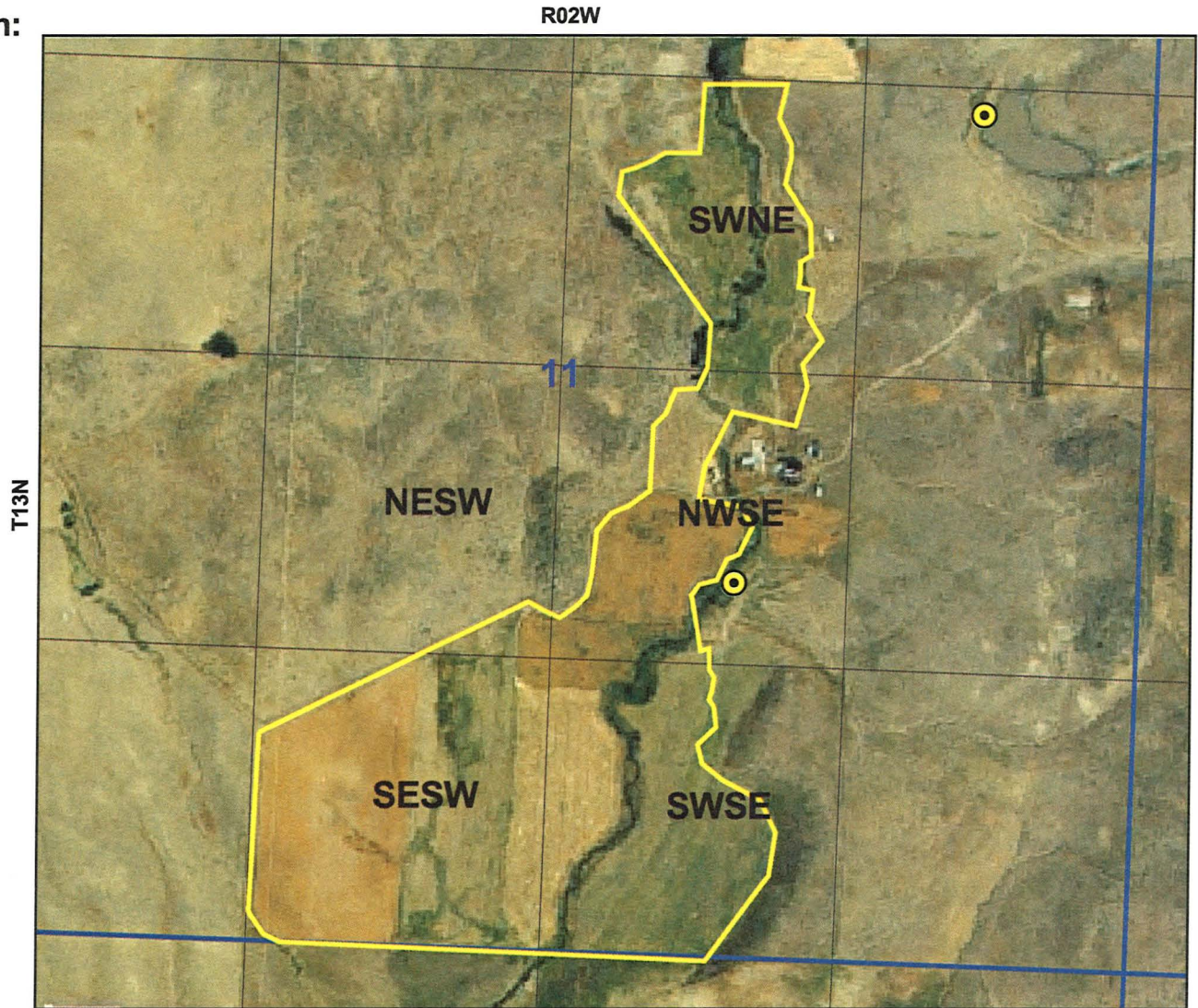
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



Prepared by M. Mount
On Tuesday, April 25, 2006
1987/88 Aerial Photography



0 0.3 0.6 Miles

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 67-7112
Date Received: 9/1/1989
Receipt No: C010808
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HEATHER W ZIESING Phone: (208)355-3005

2224 HOG CREEK RD
CAMBRIDGE ID USA 83610

CHRISTOPHER A UEDELHOER Phone: (208) 355-3005

2224 HOG CREEK RD
CAMBRIDGE ID USA 83610

2. Date of Priority: 10/10/1972

3. Source: UNNAMED STREAMS , UNNAMED DRAIN Trib. to: HOG CREEK , HOG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13N	02W	11	SE NE	WASHINGTON	
13N	02W	11	NW SE	WASHINGTON	R

5. Description of diverting works:

DAM, RESERVOIR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.6	254.7
IRRIGATION STORAGE			10/01 04/01	
90				
IRRIGATION FROM STORAGE			04/01 10/31	
90				
STOCKWATER	01/01	12/31	0.03	1.7

7. Total Quantity Appropriated is:
0.6 C.F.S. and/or 254.7 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	02W	11	SW	NE	IRRIGATION	17
			SE	SW	IRRIGATION	36
			NW	SE	IRRIGATION	17
			SW	SE	IRRIGATION	24
			NE	SW	IRRIGATION	2
					Section Acres	96
					Total Acres	96

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

IRRIGATION FROM STORAGE, same as IRRIGATION use.
STOCKWATER, same as IRRIGATION use.

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

2. This water right is appurtenant to the described place of use.

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

5. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.

6. This right when combined with Right 67-7137 shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

7. The Director retains jurisdiction of the right to require measuring devices of a type approved by the Department be maintained at the points of diversion into the reservoir.

8. Two points of diversion are located within SENE, S11, T13N, R02W.

9. Stockwater use is for 125 range cattle.

CLAIM AMENDED TO BE BASED ON LICENSE, approved on 10-3-1994.

15. Basis of Claim: License

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

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

RECEIVED

JAN 21 2005

WATER RESOURCES
WESTERN REGION

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
67-711261-AJ					
67-4022					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) JAMES AND CAROL R WOLF
4. New Owner/Claimant(s) CHRISTOPHER A UEBELHOFER HEATHER W ZIESING
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 2224 HOG CREEK RD
- City, State and ZIP Code CAMBRIDGE ID 83610
- New Telephone Number (208) 355-3005
5. Date you acquired the property 1/15/2004

SCANNED

MAR 15 2005

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____ Husband
(include title if applicable) _____ wife

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

For Office Use Only

Received by REGION Date 1-21-05 Fee \$25.00 x 2 = \$50.00
 Received by X. Dagnon Date 1-21-05 Receipt No. W032539
 Processed by D. Phelan AJ Date 3-15-05 WR _____ Date _____

APPROVED: DLN 3/15/05

SCANNED

MAR 15 2005

WARRANTY DEED

192454

For Value Received

JAMES N. WOLFE AND CAROL R. WOLFE, husband and wife

does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto

CHRISTOPHER A. UEBELHOER AND HEATHER W. ZIESING, husband and wife

whose current address is 800 FELLOWSHIP ROAD
CHESTER SPRINGS, PA 19425

the following described premises, to-wit:

IN WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

Instrument # 192454

WEISER, WASHINGTON, IDAHO

2004-01-16 03:21:00 No. of Pages: 1

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 3.00

McKnight

Together with all water, water rights, ditches and ditch rights appurtenant thereto and in anywise belonging.

Subject to all valid outstanding reservations, easements, rights-of-way, restrictions, dedications, mineral leases, mineral reservations and mineral conveyances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said grantees their heirs and assigns forever. And the said grantors do hereby covenant to and with the said grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances, excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January 15, 2004

James N. Wolfe
JAMES N. WOLFE

Carol R. Wolfe
CAROL R. WOLFE

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 15 day of January, 2004, before me, a notary public in and for the said State, Personally appeared

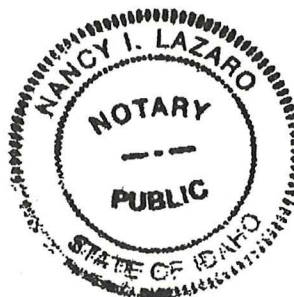
JAMES N. WOLFE AND CAROL R. WOLFE

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Nancy I. Lazaro
Notary Public

Residing at Weiser, Idaho

Comm. Expires 10/31/07



SCANNED

MAR 15 2005

EXHIBIT "A"

PARCEL I:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 1: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, all that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying southerly of the Washington County - Adams County line, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Section 2: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;

Section 11: N $\frac{1}{2}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;

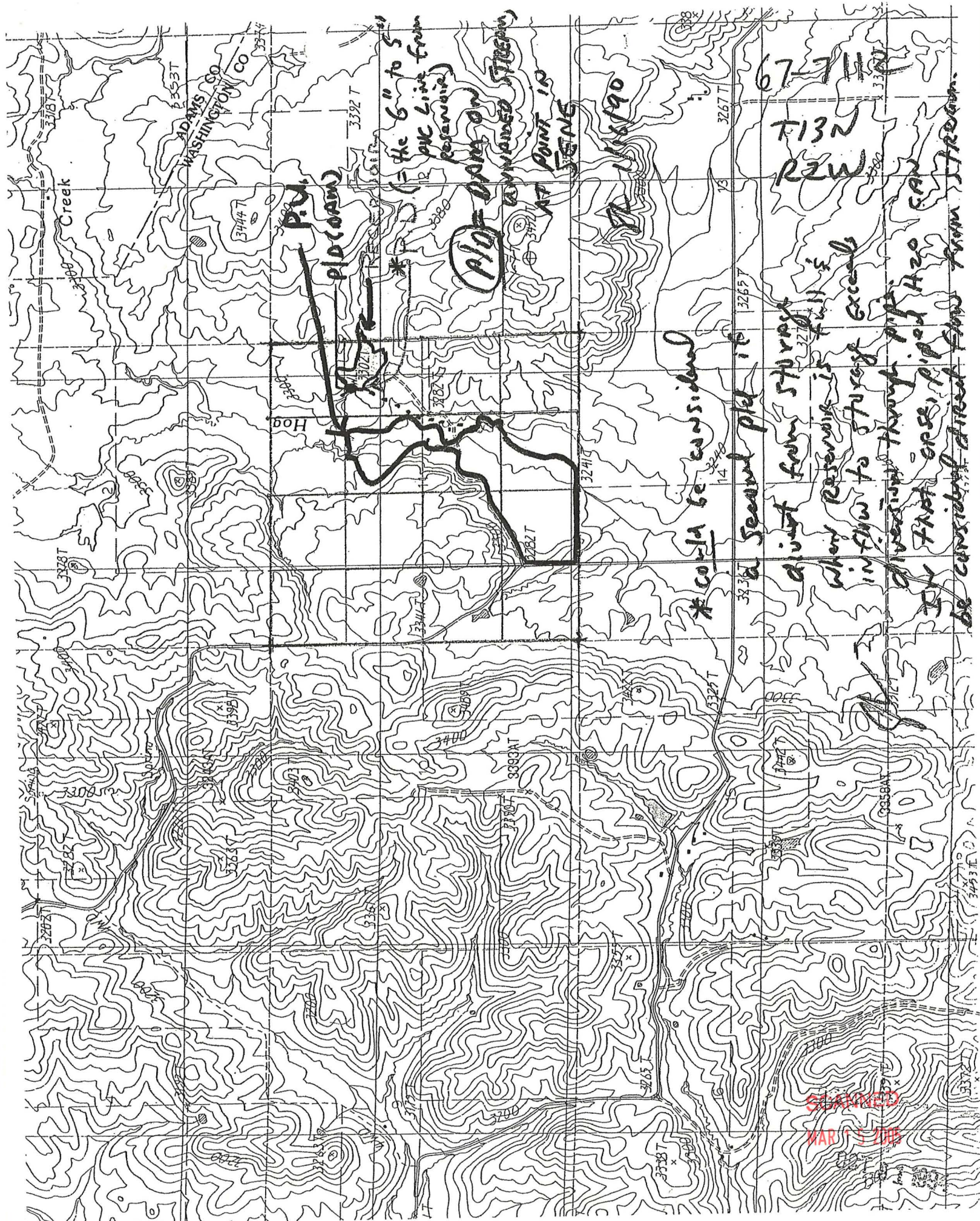
Section 12: NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$;

PARCEL II:

IN TOWNSHIP 13 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Section 11: All that portion of W $\frac{1}{2}$ SW $\frac{1}{4}$ lying Easterly of Hog Creek Road; AND the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ described as follows: Beginning at the Northeast corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence Southwesterly to the Southwest corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence North along the west line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the Northwest corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$; thence East along the North line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the True Point of Beginning.

C.W. JW



C-166
C-166
T505

Hog Creek

67-7142
T13N
R2W

PID-DAM ON
UNWAMED
STREAM
RESERVOIR

IRRAWADDY
RIVER

17
20.0

21
21.5

14
16.5

18
2.3

24
8.0

23
4.8

26
4.4

27
2.3

PUMP

2
5.2

34
54.3

35
20.1

36
15.0

SCANNED
MAY 15 1988

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: A67-07112
Date Received: 9/01/1989
Receipt No: CO10808
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEO COURTRIGHT 208-549-3378
Address: 2225 VALLEY VIEW DR.
WEISER, ID 83672

2. Date of Priority: OCT 10, 1972

3. Source: UNNAMED DRAIN Trib. to: HOG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	02W	11	NW	SE	NE		WASHINGTON

5. Description of diverting works:
DAM, RESERVOIR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31	1.000		100.00
IRRIGATION FROM STORAGE	03/15	11/15	1.000		100.00

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) 100.00 A.F.A.

8. Total consumptive use is 279.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	02W	11	SW	NE		IRR	16.0
			SE	SW		IRR	33.0

A67-07112

Page 1

Date: 09/01/89

SCANNED
MAY 10 2004
MICROFILMED
OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
13N	02W	11	NW	SE	IRR	15.0
			SW	SE	IRR	29.0
					Section Acres	93.0
					Total Acres	93.0

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:
NONE

14. Remarks:

15. Basis of Claim: PERMIT

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: 2

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): Leo Courtwright Date: 9-1-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 1ST day
of SEPTEMBER 19 89

Jeff Peppersack
Notary Public

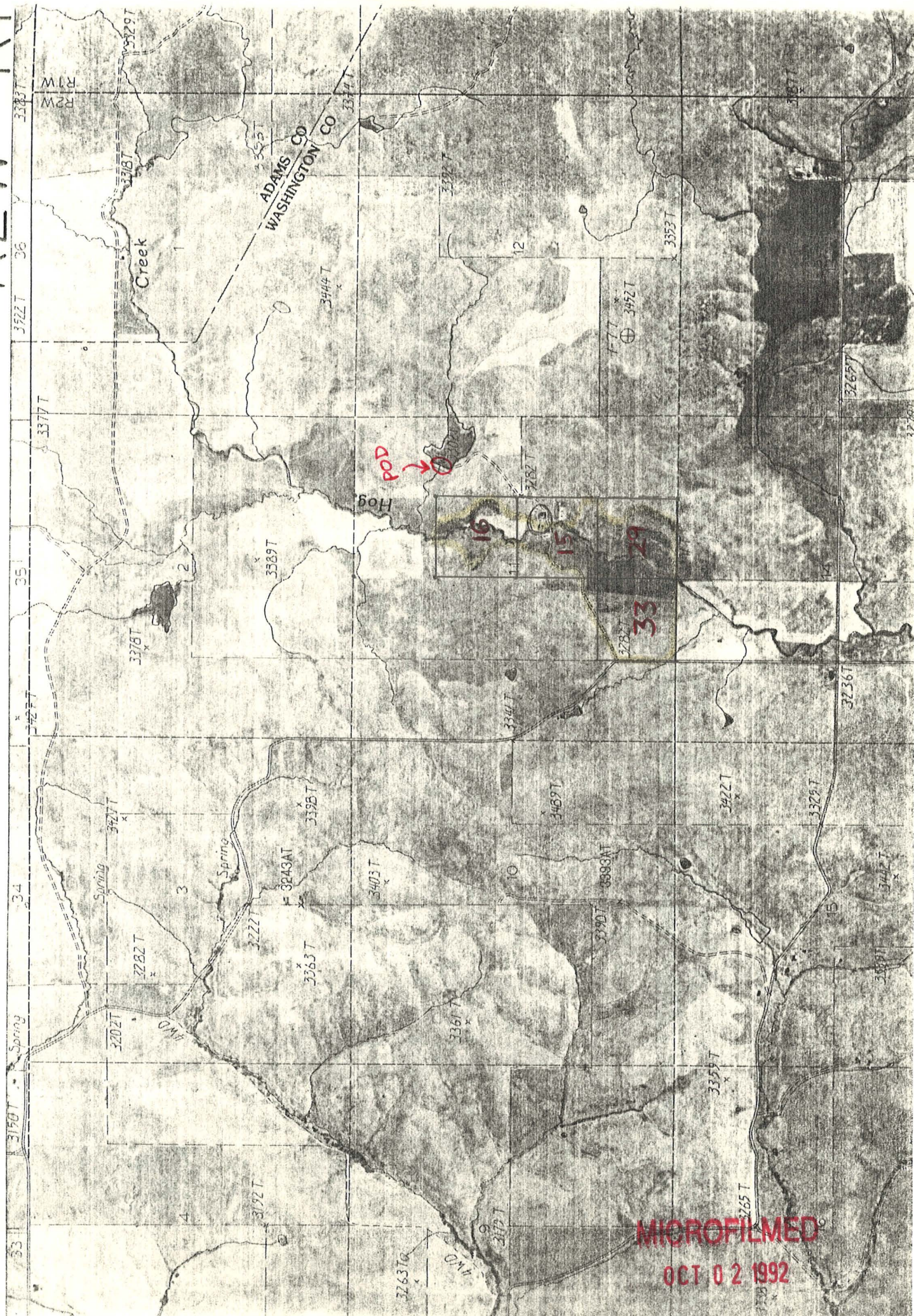
Seal

Residing at _____

My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

R2WR



MICROFILMED
OCT 02 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

AUG 12 1996

DEPARTMENT OF WATER RESOURCES
WESTERN REGION

August 12, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NEW PROPERTY OWNER
2225 VALLEY VIEW DR
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim No. #A67-07112 & A67-10153

Dear New Property Owner:

A legal notice mailed recently by IDWR was returned to us by the Post Office. The notice was mailed to an apparent former owner at your address who has or had this property or others in the area.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-248/42-1409(6) completed and returned. We have enclosed this form for your use.

Please contact this office at 208/327-7862 or call us toll-free at 800/451-4129 if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region

Enclosure:

Form 42-248/42-1409(6)

SCANNED
MAY 10 2004

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF TWIN FALLS**

**In Re Snake River Basin Adjudication Case
No. 39576**

**Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.**

**TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:**

**THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.**

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

57202
Idaho Department of water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

*1867-04022-0 owner
r-07112 ✓
r-10153 ✓*



UNDELIVERABLE
AS ADDRESSEE
FORWARD
ORDER 1211

**RECEIVED
APR 21 1995**

Department of Water Resources

~~LEO COURTRIGHT
2225 VALLEY VIEW DR
WEISER ID 83672~~

COUR225 836722080 IN 04/19/95
RETURN TO SENDER
NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07112

Priority: October 10, 1972

Maximum Diversion Rate: 0.60 CFS

Maximum Diversion Volume: 254.7 AF

This is to certify, that LEO COURTRIGHT
C/O DORA COURTRIGHT
2225 VALLEY VIEW DR
WEISER ID 83672

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 10, 1972; and
has submitted Proof of Beneficial Use on November 10, 1977. An examination indicates
that the works have a diversion capacity of .600 cfs of water from:

UNNAMED STREAMS tributary to HOG CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.60 CFS	254.7 AF
IRRIGATION STORAGE	10/01 to 04/01		90.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		90.0 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	1.7 AF
	Totals	0.60 CFS	254.7 AF

LOCATION OF POINT(S) OF DIVERSION:

Rediversion

SENE , Sec. 11, Township 13N, Range 02W
NWSE , Sec. 11, Township 13N, Range 02W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
13N	02W	11	SWNE 17	NESW 2	SESW 36	
			NWSE 17	SWSE 24		96

Total number of acres irrigated: 96

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement standards of diversion and use efficiency.

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07112

CONDITIONS/REMARKS:

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
6. This right when combined with Right 67-07137 shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
7. The Director retains jurisdiction of the right to require measuring devices of a type approved by the Department be maintained at the points of diversion into the reservoir.
8. Two points of diversion are located within SENE, S11, T13N, R02W.
9. Stockwater use is for 125 range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 3RD
day of OCTOBER, 1994.

Acting for  R. Keith Higginson, Director

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OCT 23 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

August 17, 1994 R. KEITH HIGGINSON
DIRECTOR

LARY C WALKER
PO BOX 828
WEISER ID 83672

RE: Snake River Basin Adjudication Notice of Claim No. A67-07112

Dear Mr. Walker:

We have received your correspondence regarding the possible ownership change for the above-referenced claim.

While researching this claim, two other claims filed by Mr. Courtright were found. Profile reports, which summarize the claims, are enclosed for all three of Mr. Courtright's claims. As you can see, Mr. Wolfe has already submitted a change of ownership for claim number A67-04022. Mr. Wolfe submitted a warranty deed which supports his ownership of the property. This warranty deed does not indicate that Dora Courtright retained any ownership rights, but lists the property by legal description, and includes the property to which both claim number A67-04022 and A67-07112 are appurtenant. Since Mr. Wolfe listed only claim number A67-04022 on the change of ownership form, that was the only claim changed to his name.

In order to change the ownership on claim number A67-07112, please complete the enclosed change of ownership forms. Since Dora Courtright is not listed as a claimant, documentation of her ownership of the claim must be submitted, along with a change of ownership form which lists Leo Courtright as the previous owner and Dora Courtright as the new owner. Ms. Courtright must sign this form as the new owner.

Once Dora Courtright's ownership is established, documentation of the contract agreement between Dora Courtright and the Wolfes is required. On the second change of ownership form please list Ms. Courtright as both the previous owner (provided proof of her ownership is submitted) and as a new owner. The Wolfes should be also listed as new owners; all parties must sign the form as new owners.

When the Change of Ownership form is received with the supporting documentation, the Wolfes will be listed as Present owners of the property and Ms. Courtright will be listed as the Current owner of claim number A67-07112. This will assure that both parties receive notices in the Snake River Basin Adjudication.

If no response to this letter is received, claim number A67-07112 will remain in the name of the current claimant (Leo Courtright) and all correspondence will be sent to that name and address.

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If you have any questions or need additional assistance, please contact this office.

Sincerely,



Maria Minicucci
Water Agent, Adjudication Bureau

Encs.: Change of Ownership forms
Profile Reports: A67-04022, A67-07112, A67-10153

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OCT 23 1996

Telephone (208) 549-0390

LARY C. WALKER

Attorney at Law
232 East Main Street
Post Office Box 828
Weiser, Idaho 83672

RECEIVED

JUL 28 1994

WATER RESOURCES
WESTERN REGION

FAX (208) 549-0404

July 21, 1994

Mr. Jim Johnson, Water Rights Supervisor
Idaho State Department of Water
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720-9000

RE: Water Right No. 67-07112

Dear Jim:

Enclosed is the Application for Amendment signed by my client, Dora Courtwright, who is the surviving spouse of Leo Courtwright and the owner of all of the real property appurtenant to this water right.

It's my understanding that upon receiving this along with the \$50 application fee, which I have enclosed, the license for this water right is ready to be issued. We would request that it be issued in the name of the applicant and then we will file that with the escrow holder as the Courtwrights have sold their property to Jim and Carol Wolfe, who now reside on the premises. While this license will be placed with the escrow holder because Wolfes are buying this property on contract, it will be retained as security. Once the Wolfes pay the contract off, the water right along with the deed and all other evidence of ownership will transfer to them.

My concern, however, is the fact that during the interim period we're dealing with this Snake River adjudication matter and there should be some way to provide that both the Courtwrights and the Wolfes get notice of pending matters of concern that would affect their water rights. With that notice, Courtwrights can take action if the Wolfes don't so

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**Mr. Jim Johnson, Water Rights Supervisor
Idaho State Department of Water
July 21, 1994
Page 2**

they can protect their security and the Wolfes can have notice so that they take action to protect the property they're buying. You might give this some thought and see if there's a way this can be done to protect both parties.

Sincerely,

LARY C. WALKER LAW OFFICE

Lary C. Walker

**LCW:plb
Enclosures**

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OCT 23 1996**