

RECEIVED

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

11/14/2006

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: 67-7259

KENNETH L STONE
* 16886 LONKEY LN
* CALDWELL ID 83607

TAFFY M STONE
* 16886 LONKEY LN
* CALDWELL ID 83607

* CHANGE MAILING ADDRESS

P.O. Box 488
Caldwell, ID 83606-0488
Phone: 208-459-2750

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: Nov 22, 2006

SIGNATURE:

Please print your name:

KENNETH L. STONE

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

SCANNED
NOV 28 2006

11/03/2006

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

RIGHT NUMBER: 67-7259

NAME AND ADDRESS: KENNETH L STONE
16886 LONKEY LN
CALDWELL ID 83607

TAFFY M STONE
16886 LONKEY LN
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
1.200 AFY

PRIORITY DATE: 10/17/1975

POINT OF DIVERSION:

T17N R01W S2 NWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.020 CFS 1.20 AFY
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in ADAMS County

T17N R01W S02 NWSE

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

Property is also known as Lots 29B & 30A Reico Subdivision.

Property also known as 3055 Fruitvale-Glendale Rd.

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that ALAN F. BURCH & MARY S. BURCH
of Silver Spring, MD, has complied with the terms and conditions of Permit
No. 67-7259 issued pursuant to Application for Permit dated October 17, 1975,
and has submitted proof to the Department of Water Resources on June 25, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .06 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Subject, however, to the condition that no more than .02 cfs of water be diverted any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 1.2 acre feet per year, said waters to be diverted within the NWSE, Sec. 2, T17N, R1W in the County of Adams

[illegible]

Total number of acres irrigated _____

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26 day of JUNE, 19 81.

Director

Burch, Alan F. 1/2 or Mary's.

State of Idaho *P/O*
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

P/D NWSE S. 2
SOURCES T. 17N
R. 1W

#67-7259
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
1. Appointment letter mailed:			
2. Telephone call made: (List Telephone No. used)	9/15/80 949-6864	jc	
3. Appointment scheduled for: (Date, time, location)	9/18/80 12:30	jc	

EXAMINATION

Date 9/18/80 Accompanied by Mr. & Mrs. Burch Total Q measured Calculated
 If source is surface water, estimate total flow of source _____
 Methods of measurement _____ Meets Permit requirements? _____

Measurement calculations:

$$\frac{(1/3 \text{ hp})(.8)(88)}{87' + (40 \div 43)} = 0.659 \text{ cfs @ } 0.06 \text{ CAPACITY}$$

1.2 acc. feet (house & bridge)
Allow .02 cfs AS per permit

[illegible]

System Description 1 1/2 hp RED JACKET motor, WITH 1" MAINLINE - BURIED. 1 phase
1 phase * 220 volts, 98' deep, pump set at 87'.

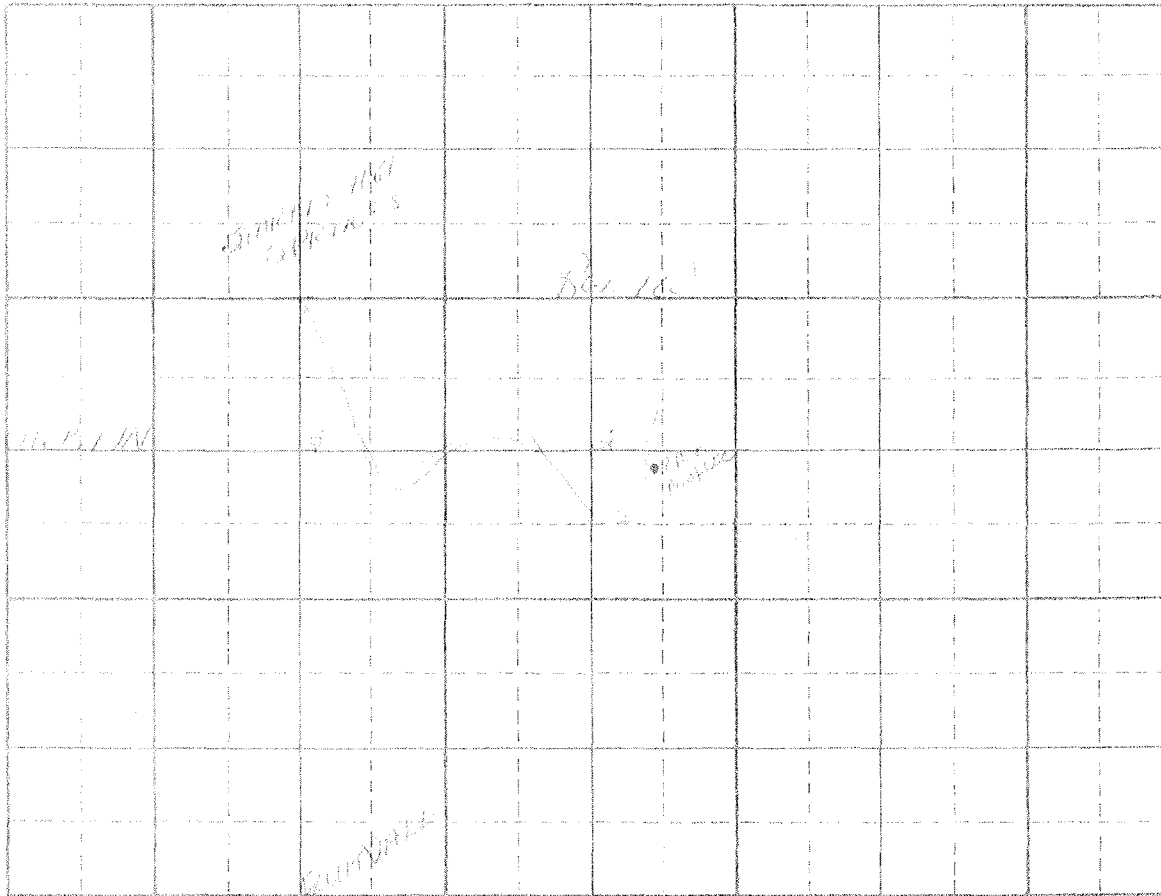
Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
Home & GARDEN	C.C.J ✓	D.D ✓	1/1	12/31
Total				

Remarks

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 Sec. 2, T4N, R10E, N5W, B. 111

Plots of Use

TWP.	R1E.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
T4N	R10E	Sec. 2														X			

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Checked by

Approved by

Date

Date

Date

9/22/80

10/3/80

6/23/81

Identification No. _____

Application No. 67-7259

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPROVED

APPLICATION FOR PERMIT

OCT 17 1975

To Appropriate the Public Waters of the State of Idaho Department of Water Resources
(TYPE OR PRINT IN INK)

1. Name of applicant Alan F. Burch & Mary S. Burch Phone: (301) 949-6804
post office address 10933 Amherst Ave., Silver Spring, Md. 20902
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2 Township 17N
Range 1W B.M. Adams County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.02 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.02 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. None

b. Height of storage dam N. A. feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 4" inches; proposed depth of well is 110 feet.
(Mo. Day) (Mo. Day)
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 within the next 5 years.
b. Estimated construction cost is \$ 2,000.
8. Description of proposed uses:
a. If water is not for irrigation: See remarks
(1) Give the place of use of water: See remarks $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion _____

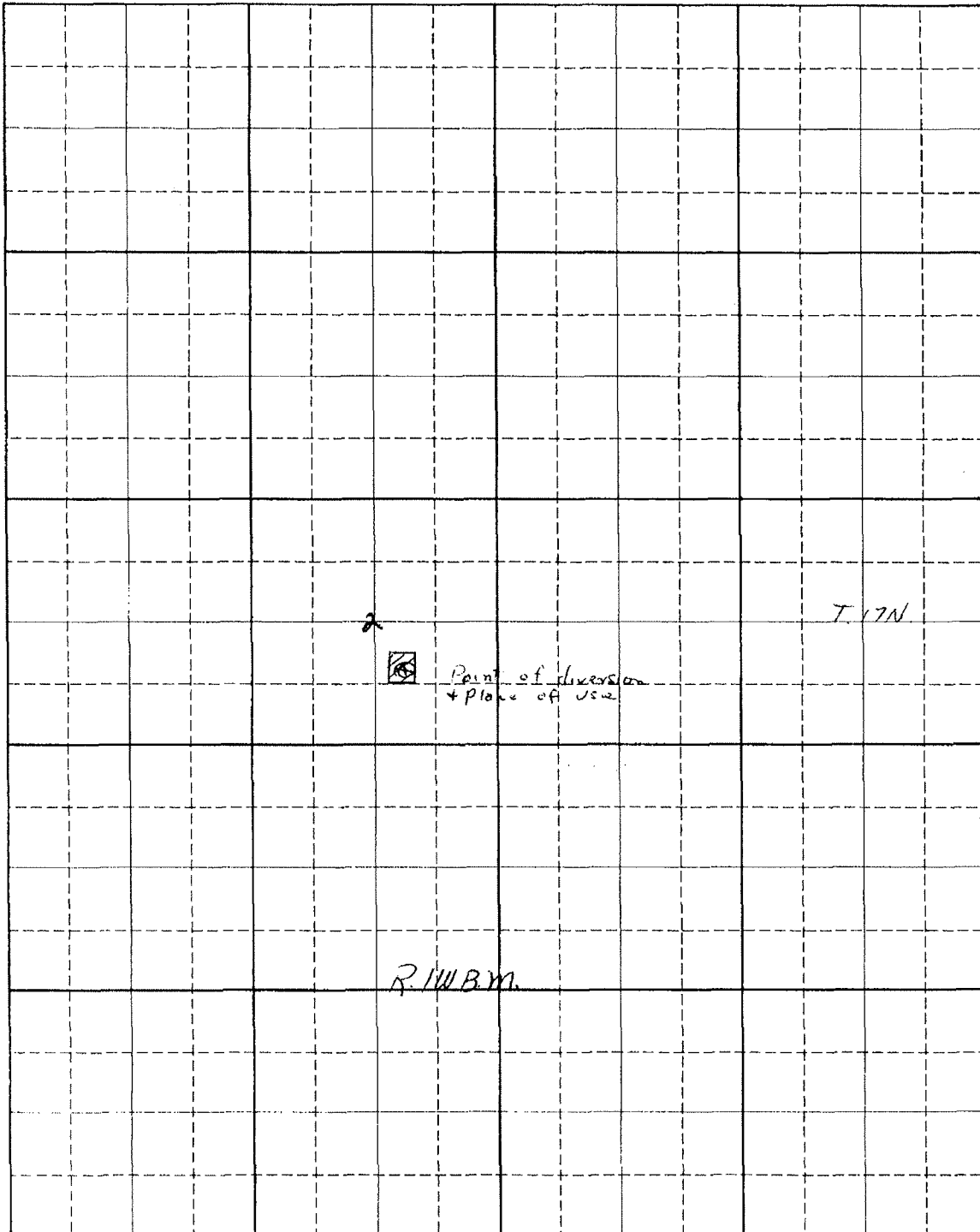
b. Who owns the land to be irrigated or place of use Alan F. Burch & Mary S. Burch, husband and wife.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks B.A.(1): Adams Co., Idaho, Township 17 North, Range 1 West, Boise Meridian. Section 2: A tract or parcel of land in E½ of said Section described as follows:

Commencing at a point in the North and South Midsection line of Sec. 2 that is intersected by the North side line of the County Road, as now established (formerly U.S. 95) said point marked by a ½ inch iron pin (commonly known as a point of random); thence N. 00°01'30" W., 611.00 feet to a point marked by a ½ inch iron pin; thence S. 89°54'46" E., 330.00 feet to a point, the real point and place of Beginning of this tract hereby being conveyed; thence S. 89°54'46" E., 660.00 feet to a point; thence S. 00°16'26" E., 643.50 feet, either more or less to a point on the North side line of the County Road as now established (former U.S. highway 95); thence N. 89°35'00" W., 660.00 feet to a point; thence N. 00°16'26" W., 643.50 feet, either more or less to the point and place of beginning.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Alan F Burch

Mary S Burch
(Applicant)

Proposed Priority 10-17-1975

Received by MB Date 10-17-75 Time 9:15 AM

Preliminary check by RWH Fee \$ 10.00

Received by CL Date 10-17-75

Publication prepared by CLS Date 10-23-75

Published in Adams County Leader

Publication dates Oct. 30 & Nov. 7

Publication approved CLS Date 11-12-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by _____ Date _____

Recommended for approval denial by MB

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

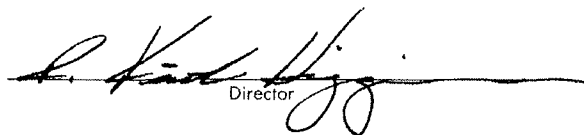
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 67-7259, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 80.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 25 day of November, 19 75.


Director

UHLINKOTT WELL DRILLING AND SUPPLIES

PUMP SALES AND SERVICE

Well Log

Depth and Strata

FENN, IDAHO 83531

Phone 962-3923

WELL NO. _____

OWNER OF WELL Allen Dugas

LOCATION OF WELL _____

NEAREST POST OFFICE Coeur d'Alene

STATE Idaho COUNTY _____

DRILLING BEGUN 7 Dec 77 WELL FINISHED 11

7 brown clay

med. hard ball

28

red soft similar rock

36

med hard broken

87

fractured ball.
(water bearing)

98

Well Record

CASING SIZE 6 in. CASING DEPTH 11

HOLE SIZE 6 in. HOLE DEPTH 11

CAPACITY OF WELL 9 GPM

PUMP SETTINGS _____

CASING PERFORATIONS in liner b - 10 - 11

Invoice

DATE 11 Dec 77

Item	Unit Price	Amount
6 in. Drilling	9.00	1.00
6 in. Ball	1.00	.00
4 in. Ball	3.00	.00
1 sack bentonite		.00

TOTAL AMOUNT DUE 13.00

MEMO:

*Pa 10/3/77
504*

MICROFILMED



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

August 5, 2003

KENNETH L STONE
TAFY M STONE
16886 LONKEY LN
CALDWELL ID 83607

Re: Notice of Claim to a Water Right No. 67-7259

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Denise Hatfield
Office Specialist I
Adjudication Section
Western Region Office

DH: dh

Enclosure

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7259 V1

WATER RIGHT NUMBER: 67-7259 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARY S BURCH PO BOX 87 COUNCIL, ID 83612 (208)253-6078
Current Owner	KENNETH L STONE 16886 LONKEY LN CALDWELL, ID 83607
Original Owner	ALAN F BURCH PO BOX 87 COUNCIL, ID 83612 (208)253-6078
Current Owner	TAFFY M STONE 16886 LONKEY LN CALDWELL, ID 83607

Priority Date: 10/17/1975

Basis: License

Status:

Source

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01	12/31	0.020 CFS	1.20 AF
	<u>Total Diversion:</u>		0.020 CFS	1.20 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4SE1/4 Sec. 2, Twp 17N, Rge 01W, B.M.
ADAMS County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N	01W	2													

Conditions of Approval:

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7259 V1

Comments:

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: AND
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>
Priority Date	5/20/2004 10:54:48 AM	segbert			
POD	5/20/2004 10:55:27 AM	segbert			
Source	5/20/2004 10:59:42 AM	segbert			
POU	5/20/2004 11:00:13 AM	segbert			
Use	5/20/2004 11:00:56 AM	segbert			
Season	5/20/2004 11:01:54 AM	segbert			
Quantity	5/20/2004 11:03:07 AM	segbert			

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	5/20/2004 10:59:08 AM	segbert	Edited shape boundary
Priority Date	5/20/2004 10:54:49 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?
POD	5/20/2004 10:55:27 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
POD	5/20/2004 10:57:20 AM	segbert	Edited point location

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 67-7259
Date Received: 12/22/1989
Receipt No: W007235
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KENNETH L STONE
16886 LONKEY LN
CALDWELL ID USA 83607

Phone: (208) 459-2750

TAFFY M STONE
16886 LONKEY LN
CALDWELL ID USA 83607

Phone: (208) 459-2750

2. Date of Priority: 10/17/1975

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	01W	2	NW SE	ADAMS	

5. Description of diverting works:

6" WELL, 98' DEEP, 4" PVC LINING, 1/2 HP CENTRIFUGAL PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.02	1.2

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 1.2 A.F.A.

8. Total consumptive use:

SCANNED
MAY 10 2004

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	2	NW	SE	DOMESTIC	

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 8/5/2003

15. Basis of Claim: License

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

RECEIVED

AUG 05 2003

WATER RESOURCES
WESTERN REGION

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
67-7259		no			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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) Alan F. Burch & Mary S. Burch
P.O. Box 87, Council, ID 83612
4. New Owner/Claimant(s) Kenneth L. Stone & Taffy M. Stone
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 16886 Lonkey Lane
- City, State and ZIP Code Caldwell, ID 83607
- New Telephone Number (208) 459-2750
5. Date you acquired the property July 8, 2003

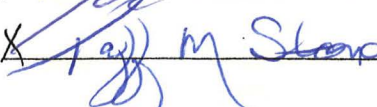
6.

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) X  _____
 (include title if applicable) X  _____

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 DH Date 8-5-03 Fee N/A
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

INSTRUMENT NO. **104054**
PAGE 1 OF 1

WARRANTY DEED

Instrument # **104054**

COUNCIL, ADAMS, IDAHO

2003-07-09

02:57:13 No. of Pages: 1

Recorded for : TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: DEED

For Value Received, MICHAEL A. BURCH, a married man

the grantor, does hereby grant, bargain, sell and convey unto
KENNETH L. STONE and TAFFY M. STONE, husband and wife

the grantees, whose current address is 16886 Lonkey Lane, Caldwell, ID 83607

the following described premises, in Adams County, Idaho, to-wit:

**Lot 29B and the West 330 feet of Lot 30A of Reico Subdivision , as said lot is shown on that certain
Recorder's Plat of said Subdivision, which plat was filed in the office of the County Recorder of Adams
County, Idaho on the 4th day of January, 1984 as Inst. No. 67382, of the records of said County.**

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said
Grantees, their heirs and assigns forever. And the said Grantor does 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 for all easements of record, rights of way,
matters visible, and all matters of record and title and that they will warrant and defend
the same from all lawful claims whatsoever.

Date: JULY 03, 2003

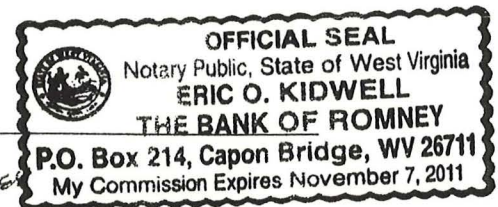
Michael A Burch
MICHAEL A. BURCH

STATE OF WEST VIRGINIA)
COUNTY OF MORGAN)

On this 8TH day of JULY, in the year of 2003, before me, a Notary Public in and for said State, personally appeared
MICHAEL A. BURCH

known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me
that he executed the same.

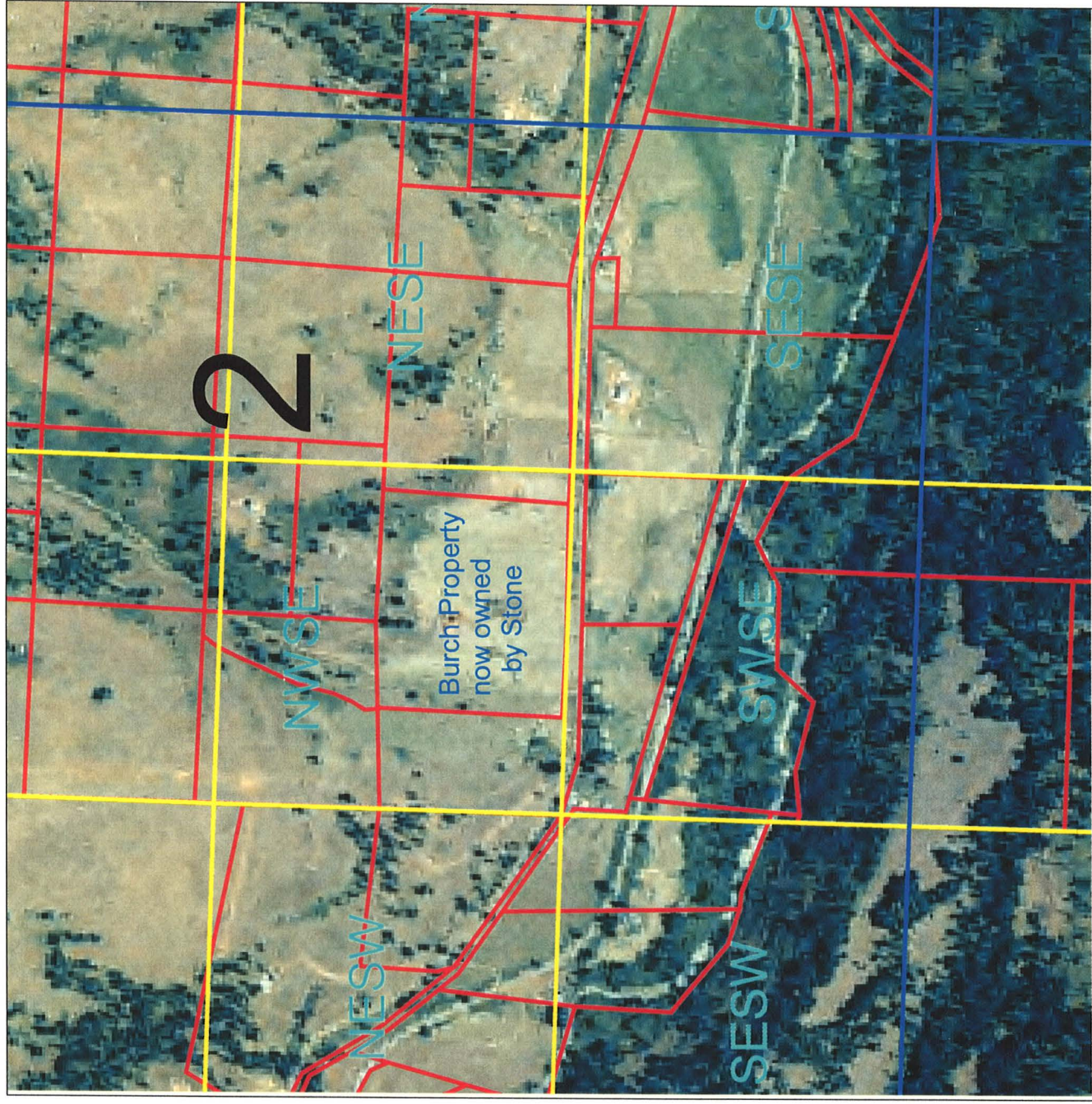
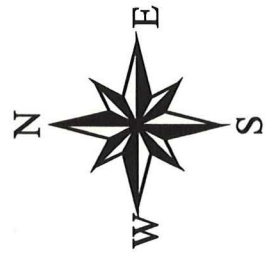
Eric O. Kidwell
Notary Public
Residing at: THE BANK OF ROMNEY
Commission expires: 11/07/2011



67-7259
Stone

17N 1W

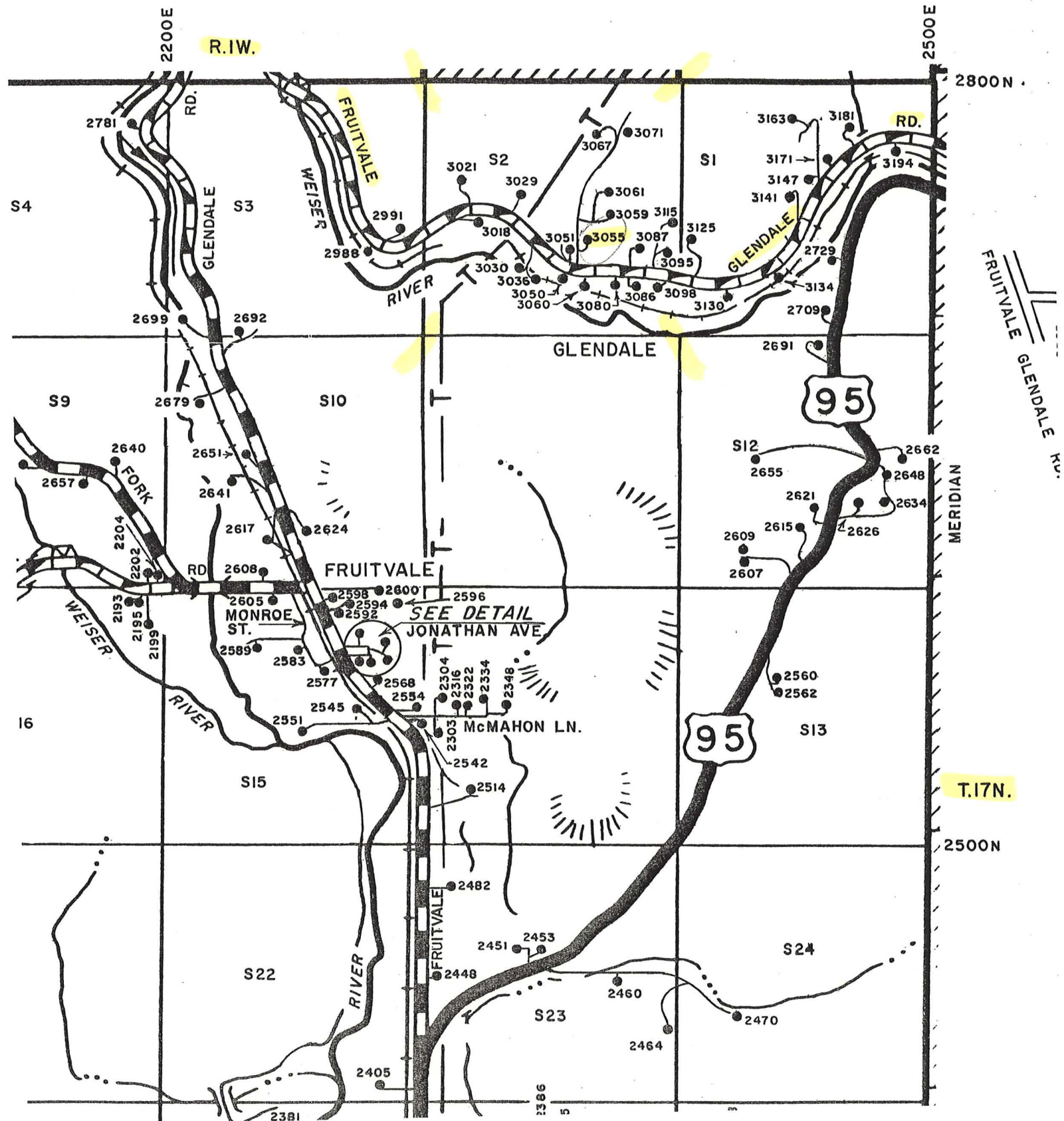
-  Section Line
-  QQ Line
-  Tax Lot data



NOTE:

PER ADAMS COUNTY ASSESSOR OFFICE (8/5/03), LOT 29B & 30A OF REICO SUB ARE
LOCATED IN T.17N, R. 1W, SECTION 2.

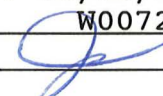
CORRESPONDING ADDRESS IS 3055 FRUITVALE-GLENDAL RD.
PROPERTY CONTAINS APPROXIMATELY 13 + ACRES.



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: **A67-07259**
Date Received: 12/22/1989
Receipt No: W007235
Received By: 

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

1. Name: ALAN F BURCH 208-253-6078
Address: PO BOX 87
COUNCIL ID 83612

AND

Name: MARY S BURCH 208-253-6078
Address: PO BOX 87
COUNCIL ID 83612

2. Date of Priority: OCT 17, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	2		NW	SE		ADAMS

5. Description of diverting works:
6" WELL, 98' DEEP, 4" PVC LINING, 1/2 HP CENTRIFUGAL PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, ONE HOME.

MICROFILMED
AUG 05 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	2	NW SE		DOMEST	

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE.

14. Remarks:

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 _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 05 1994

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

Identification No. AG7-07259Date Received 12-22-89Receipt Number W007235

RECEIVED

DEC 22 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Alan F. and Mary S. Burch Phone (208) 253-6078
Mailing Address PO Box 87, Council, ID Zip 83612

2. Date of Priority (Only one per claim) 10/17/75 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 17 N Range 1 W
Section 2, NW 1/4 of SE 1/4 of 1/4, Govt. Lot _____, BM.,
County of Adams

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 6 inch well 98 feet deep 4 inch PVC lining
1/2 HP centrifugal pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For _____ purposes from 1/1 to 12/31 amount 0.02 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - 1 household

MICROFILMED

AUG 05 1994

10. Place of use is: Township: 17 N Range 1 W
Section 2, NW 1/4 of SE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Adams

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 67-7259

16. Signature (s)

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

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Alan F Burch Date 12/19/89
Mary S Burch Date 12/19/89

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Adams) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 19 day of December 1989

SEAL

Notary Public Patricia Wilson

Residing at Council

My Commission Expires 10-23-93

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

AUG 05 1994

Water Right Number - 67-07259

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
BURCH

ALAN F.

1 - P.O. BOX 87
2 -
3 -

City- COUNCIL State- ID Zip- 83612

Phone -

BURCH

MARY S.

1 - P.O. BOX 87
2 -
3 -

City- COUNCIL State- ID Zip- 83612

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
10/17/1975 14 WESTERN L - LICENSE

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

Point of Diversion							Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	RFlg	County			
17N	01W	2	NW SE		(3)	ADAMS			

Water Use		Period From		Period To		Diversion Rate	Diversion Volume
Code	Description						
43 - DOMESTIC		01/01	12/31			0.020	1.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.020 1.20

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
17N	01W	2	NW SE			43 DOMESTIC	(3)	ADAMS

Total Acres:

+ - - Diversion Means - PROPOSED WELL.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
No Remarks found.

MICROFILMED
AUG 05 1994

Prefix Translation: WATER RIGHT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 11/01/1980	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 11/25/1975	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 01/01/1900	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 05/20/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 04/12/1982	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
AUG 05 1994