



FIRST CLASS

Director's Report
WR # 67-7277

RECEIVED
JAN 20 2007
DEPARTMENT OF
WATER RESOURCES

RETURNED TO SENDER
NOT DELIVERABLE
AS ADDRESSED -
UNABLE TO FORWARD

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

MONTE SPIERING
HOLLY SPIERING
1240 DEVILS ELBOW RD
WEISER ID 83672

SCANNED
MAR 13 2007

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 67-7277
Date Received: 10/16/1989
Receipt No: W006289
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PATRICIA L CARNIG Phone: (208)549-1932

1240 DEVILS ELBOW RD
WEISER ID USA 83672

JOHN OMAR CARNIG Phone: (208)549-1932

1240 DEVILS ELBOW RD
WEISER ID USA 83672

2. Date of Priority: 06/03/1976

3. Source: UNNAMED STREAM Trib. to: MONROE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	05W	34	NE SE	WASHINGTON	

5. Description of diverting works:

SMALL RESERVOIR, WITH PUMP & PIPELINE FOR SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.32	72
IRRIGATION STORAGE	01/01	12/31		20
IRRIGATION FROM STORAGE	03/15	11/15		20

7. Total Quantity Appropriated is:
0.32 C.F.S. and/or 72 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
12N	05W	34	NE	SE		IRRIGATION ST	
			NE	SE		IRRIGATION	10
			NW	SE		IRRIGATION	1.5
			NE	SE		IRR FM ST	10
			NW	SE		IRR FM ST	1.5
						Section Acres	23
12N	05W	35	NW	SW		IRR FM ST	4.5
			NW	SW		IRRIGATION	4.5
						Section Acres	9
						Total Acres	32

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:

14. Remarks:

NOTE: IRRIGATED ACRES CHANGED TO REFLECT SAME ACRES AS WATER RIGHT NO. 67-00722 EXCEPT FOR THE 2 ACRES IN THE NWSE, SEC. 34 WHICH ARE NOT COVERED UNDER ANY OTHER RIGHTS.

OWNERSHIP CHANGED BY KW 4/8/1993.

OWNERSHIP CHANGED BY LH 3/19/97.

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 _____

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: **A67-07277**
Date Received: 10/16/1989
Receipt No: W006289
Received By: _____

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

1. Name: MONTE SPIERING 208-549-0988
Address: 1240 DEVILS ELBOW RD
WEISER ID 83672

AND/OR

Name: HOLLY SPIERING 208-549-0988
Address: 1240 DEVILS ELBOW RD
WEISER ID 83672

2. Date of Priority: JUN 3, 1976

3. Source: UNNAMED STREAM Trib. to: MONROE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	34		NE	SE		WASHINGTON

5. Description of diverting works:
SMALL RESERVOIR, WITH PUMP & PIPELINE FOR SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION FROM STORAGE	04/01	09/30			60.00
IRRIGATION STORAGE	01/01	12/31			30.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

SCANNED
APR 19 2004

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12N	05W	34	NE		SE		IRR FS	10.0
			NE		SE		IRR S	
			NW		SE		IRR FS	2.0
							Section Acres	12.0
		35	NW		SW		IRR FS	15.0
							Section Acres	15.0
							Total Acres	27.0

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:

CLAIM NO. A67-00722, A67-00674.

14. Remarks:

NOTE: IRRIGATED ACRES CHANGED TO REFLECT SAME ACRES AS
WATER RIGHT NO. 67-00722 EXCEPT FOR THE 2 ACRES IN THE NWSE, SEC.
34 WHICH ARE NOT COVERED UNDER ANY OTHER RIGHTS.
OWNERSHIP CHANGED BY KW 4/8/1993.
OWNERSHIP CHANGED BY LH 3/19/97.

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: _____

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

RECEIVED

MAR 07 1997

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 Number(s) 167-07277, 167-07368, 167-07367
Adjudication Claim Number(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 for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Evelyn S Martin
413 E Maple Rawlins Wyoming, 82301
4. New Owner/Claimant(s) Monte, Holly Spiering
Name connector (check one): ☐ AND, ☐ OR, ☒ AND/OR
New Mailing Address 1240 Devils Elbow Rd
City, State and ZIP Code Weiser Idaho, 83672
New Telephone Number (208) 549-0988
5. Date you acquired the property Jan 17-97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
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.
7. Signature of New Owner/Claimant(s) Monte R. Spiering Date 2-22-97
Holly K Spiering Date 2/22/97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

WARRANTY DEED

For Value Received

THE MYRON W. MARTIN TRUST u/t/a dated February 6, 1985 and THE EVELYN S. MARTIN TRUST u/t/a dated February 6, 1985

The grantor , do es hereby grant, bargain, sell and convey unto

MONTE R. SPIERING AND HOLLY K. SPIERING, husband and wife
the grantee s, whose current address is

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

SEE ATTACHED EXHIBIT "A"

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 Grantor does hereby covenant to and with the said Grantees , that s he is the owner in fee simple of said premises; that they are free from all Incumbrances

and that s he will warrant and defend the same from all lawful claims whatsoever.

Dated: NOVEMBER 22, 1996

Evelyn S. Martin, Successor Trustee Evelyn S. Martin, Trustee
EVELYN S. MARTIN, SUCCESSOR TRUSTEE EVELYN S. MARTIN, TRUSTEE

STATE OF IDAHO COUNTY OF WASHINGTON On this <u>22nd</u> day of <u>November</u>, in the year 19<u>96</u>, before me, the undersigned, a Notary Public in and for said State, personally appeared <u>Evelyn S. Martin, Successor Trustee</u> known or identified to me to be the person whose name is subscribed to the within instrument as <u>TRUSTEE</u> and acknowledged to me that he executed the same as such <u>TRUSTEE</u>. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this day and year in this certificate first above written. <u>Sharon Widner</u> Notary Public for Idaho Residing at _____ My Commission Expires: <u>3/27/97</u>	STATE OF IDAHO, COUNTY OF I hereby certify that this instrument was filed for record at the request of <u>WEISER VALLEY TITLE</u> at <u>02</u> minutes past <u>FIFTEEN</u> o'clock P.M., this <u>21ST</u> day of <u>JANUARY</u> 19 <u>97</u>, in my office, and duly recorded in Book of Deeds <u>XXXXXX</u> Page <u>168444</u> By <u>Sharon Widner</u> Ex-Officio Recorder By <u>Sharon Widner</u> Fees \$ <u>6.00</u> Mall to: <u>WEISER VALLEY TITLE</u> Cmp. Index Cmp. Rel. Film Compare Ca.d Rel. Bk. Rel. Deput. Jp. data Return Copy
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RECEIVED

MAR 07 1997

WATER RESOURCES
WASHINGTON

INSTRUMENT NO.

EXHIBIT "A"

RECEIVED

FILE NO.: 100-96-5556

MAR 07 1997

WATER RESOURCES
WESTERN REGION

In Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 34: SE $\frac{1}{4}$; EXCEPTING those portions lying within the boundaries of Barton Reservoir site, EXCEPTING THEREFROM all that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ lying northerly of the right of way for U.S. Highway No. 95 as described in Deed recorded September 23, 1987 as Instrument No. 143666, Official Records, EXCEPTING those portions lying within the right of way of U.S. Highway No. 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

Section 35: The West 60 rods of the W $\frac{1}{2}$ SW $\frac{1}{4}$, All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying southerly of North and South Highway as conveyed to Claud Gann recorded March 30, 1972 as Instrument No. 96932, Official Records, The East 20 Rods of the W $\frac{1}{2}$ SW $\frac{1}{4}$, and E $\frac{1}{2}$ SW $\frac{1}{4}$; EXCEPTING those portions lying within the right of way of U.S. Highway No. 95, EXCEPTING THEREFROM that portion conveyed to Washington County by Deed recorded July 12, 1988 as Instrument No. 145663, Official Records AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.

In Township 11 North, Range 5 West of the Boise Meridian, Washington, Idaho;

Section 2: S $\frac{1}{2}$ NE $\frac{1}{4}$, Lots 3 and 4, SE $\frac{1}{4}$ NW $\frac{1}{4}$; EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

In Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 35: All that part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NE $\frac{1}{4}$ that lies North and/or Northerly of the State Highway as conveyed to Claud Gann in Deed recorded April 27, 1984 as Instrument No. 132973, Official Records, NW $\frac{1}{4}$ NE $\frac{1}{4}$; EXCEPTING those portions lying within the right of way of U.S. Highway 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.

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: **A67-07277**
Date Received: 10/16/1989
Receipt No: W006289
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MYRON W MARTIN
Address: 1240 ~~HIGHWAY 95~~ *Devils Elbow Rd.**
WEISER ID 83672

AND

Name: EVELYN S MARTIN
Address: 1240 ~~HIGHWAY 95~~ *Devils Elbow Rd.**
WEISER ID 83672

2. Date of Priority: JUN 3, 1976

3. Source: UNNAMED STREAM Trib. to: MONORE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	34	NE	SE			WASHINGTON

5. Description of diverting works:
SMALL RESERVOIR, WITH PUMP & PIPELINE FOR SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION FROM STORAGE	04/01	09/30			60.00
IRRIGATION STORAGE	01/01	12/31			30.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

MICROFILMED

AUG 05 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	34	NE	SE		IRR	10.0
			NE	SE		IRR S	
			NW	SE		IRR	2.0
						Section Acres	12.0
		35	NW	SW		IRR	15.0
						Section Acres	15.0
						Total Acres	27.0

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:

CLAIM NO. A67-00722, A67-00674.

14. Remarks:

NOTE: IRRIGATED ACRES CHANGED TO REFLECT SAME ACRES AS
WATER RIGHT NO. 67-00722 EXCEPT FOR THE 2 ACRES IN THE NWSE, SEC.
34 WHICH ARE NOT COVERED UNDER ANY OTHER RIGHTS.
OWNERSHIP CHANGED BY KW 4/8/1993.

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: _____

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: _____

MICROFILMED

AUG 05 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

JAN 6 1993

Department of Water Resources

DATE OF CLOSING: 12/15/92

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM _____
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

SEE COPY OF RECORDED WARRANTY DEED ATTACHED HERETO

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

Department of Water Resources
Western Regional Office

- [] Water Right Number(s)
Assigned by IDWR: A67-07277 A67-07368 A67-07367

- [] Name and Address of Former
Owner/Claimant(s)(Seller): CLAUD GANN AND THEN FLOYD HINTON
1240 HIGHWAY 95, WEISER, IDAHO 83672

- [] New Owner/Claimant
(Purchaser): MYRON W. MARTIN AND EVELYN S. MARTIN

- [] New Mailing Address: 1240 HIGHWAY 95
WEISER, IDAHO 83672

- [] New Telephone Number: () _____ - _____

- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes XX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of
ownership, describe
proof attached: RECORDED WARRANTY DEED GANN TO HINTON AND
HINTON TO MARTIN
(proof of ownership must describe either the property conveyed or include the claim number. Proof
of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New
Owner/Claimant(s) X Myron W Martin Date 12/14/92
X Evelyn S Martin Date 12/14/92
- [] Signature of Former
Owner/Claimant(s): Floyd Hinton Date 12/14/92
Jachalin Hinton Date 12/14/92

(Signature of former claimant(s) is not required if proof of
ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 4/8/93 By: EW

Claim Numbers of Split, if any:

MICROFILMED

AUG 05 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Exhibit "A"

Department of Water Resources
Western Regional Office

In Township 12 North, Range 5 West of the Boise Meridian, Washington County, Idaho:

Section 34: SE1/4; EXCEPTING those portions lying within the boundaries of Barton Reservoir site, EXCEPTING THEREFROM all that part of the NW1/4SE1/4 lying northerly of the right of way for U. S. Highway No. 95 as described in Deed recorded September 23, 1987 as Instrument No. 143666, Official Records, EXCEPTING those portions lying within the right of way of U. S. Highway No. 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

Section 35: The West 60 rods of the W1/2SW1/4, All that part of the SE1/4NW1/4 lying southerly of North and South Highway as conveyed to Claud Gann recorded March 30, 1972 as Instrument No. 96932, Official Records, The East 20 Rods of the W1/2SW1/4, and E1/2SW1/4; EXCEPTING those portions lying within the right of way of U. S. Highway No. 95, EXCEPTING THEREFROM that portion conveyed to Washington County by Deed recorded July 12, 1988 as Instrument No. 145663, Official Records AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.

In Township 11 North, Range 5 West of the Boise Meridian, Washington County, Idaho;

Section 2: S1/2NE1/4, Lots 3 and 4, SE1/4NW1/4; EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988 as Instrument No. 145648, Official Records.

In Township 12 North, Rnge 5 West of the Boise Meridian, Washington County, Idaho:

Section 35: All that part of the SE1/4NW1/4 and SW1/4NE1/4 that lies North and/or Northerly of the State Highway as conveyed to Claud Gann in Deed recorded April 27, 1984 as Instrument No. 132973, Official Records, NW1/4NE1/4; EXCEPTING those portions lying within the right of way of U.S. Highway No. 95 AND EXCEPTING THEREFROM that portion conveyed to the State of Idaho by Deed recorded August 22, 1988, as Instrument No. 145648, Official Records.

TOGETHER WITH ANY AND ALL WATER RIGHTS, INCLUDING SHARES IN MONROE CREEK IRRIGATION DISTRICT.

SUBJECT TO ALL VALID OUTSTANDING RESERVATIONS, EASEMENTS, RIGHTS-OF-WAY, RESTRICTIONS, DEDICATIONS, MINERAL LEASES, MINERAL RESERVATIONS, AND MINERAL CONVEYANCES OF RECORD.

MICROFILMED

AUG 05 1994

WARRANTY DEED

For Value Received

FLOYD HINTON AND JACKALIN HINTON, husband and wife

The grantors, do hereby grant, bargain, sell and convey unto

MYRON W. MARTIN AND EVELYN S. MARTIN, husband and wife
the grantee s, whose current address is1240 ~~DEVIN'S FLOW~~ WEISER, ID 83672
the following described premises, in WASHINGTON

County Idaho, to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S
THEIR heirs and assigns forever. And the said Grantor S do hereby covenant to and
with the said Grantee S, that They the ownerS in fee simple of said premises; that they are free
from all incumbrances

MICROFILMED
AUG 05 1994

from the desk of

CLAUD GANN

TO Id, Dept of water

Note-

I have sold the
Ranch at Weiser.

I now live in
Okanogan, wa.

The new owners of
the Ranch is Floyd and
Jacklin Hinton.

The Hinton's address is
1240 Hiway ~~7~~ 95 N.

Their Phone No. is
549-2626.

Sincerely
Claud Gann

MICROFILMED

AUG 05 1994

Rec'd 6/7/90-
see back
of note.
KW
4/8/93

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: A67-07277

Date Received: 10/16/1989

Receipt No: 4006239

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLAUD GANN 208-549-1582
Address: 1240 HWY 95 NORTH
WEISER, ID 83672

2. Date of Priority: JUN 03, 1976

3. Source: UNNAMED STREAM Trib. to: MONORE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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5. Description of diverting works:
SMALL RESERVOIR, WITH PUMP & PIPELINE FOR SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION FROM STORAGE	04/01	09/30			60.00
IRRIGATION STORAGE	01/01	12/31			30.00

7. Total Quantity Appropriated is:
C.F.S. (and/or) 0.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	34	NE	SE		IRR	10.0
			NE	SE		IRR S	

A67-07277

Page 1

Date: 10/16/89

MICROFILMED
AUG 05 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	34	NW	SE		IRR	2.0
						Section Acres	12.0
		35	NW	SW		IRR	15.0
						Section Acres	15.0
						Total Acres	27.0

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:
CLAIM NO. A67-00722, A67-00674.

14. Remarks:
NOTE: IRRIGATED ACRES CHANGED TO REFLECT SAME ACRES AS
WATER RIGHT NO. 67-00722 EXCEPT FOR THE 2 ACRES IN THE NWSE, SEC.
34 WHICH ARE NOT COVERED UNDER ANY OTHER RIGHTS.

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 X 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): Claude Gann Date: 10-16-89

Date: _____

State of Idaho)
County of AOA) SS.

Subscribed and sworn (or affirmed) before me this 16th day
of October 19 89 Jan Skerete
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 20, 1997

Re: Notices of Claim to a Water Right Nos. A67-00722, A67-07277,
A67-07367, A67-07368, A67-07369, A67-10868, A67-10869, A67-10870

MONTE SPIERING
HOLLY SPIERING
1240 DEVILS ELBOW RD
WEISER ID 83672

Dear Mr. & Mrs. Spiering:

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.

Please be advised that there are several other water rights appurtenant to the lands you have purchased. These rights (A67-00722, A67-07369, A67-10868, A67-10869 and A67-10870) were also in the name of Myron and Evelyn Martin, but have been changed to your names to clarify our records.

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.

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

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

SCANNED
APR 19 2004



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

R. KEITH HIGGINSON
DIRECTOR

April 22, 1993

RE: Notice of Claims to Water Right Nos. A67-00722, A67-07369,
A67-10868, A67-10869, A67-10870, A67-07277, A67-07367 and
A67-07368

Myron W. & Evelyn S. Martin
1240 Devils Elbow Rd.
Weiser, ID 83672

Dear Mr. and Mrs. Martin:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the lands and appurtenant water rights covered under the original filings. Please note that I have also changed the address on the claims that I had previously sent you copies of (i.e. A67-07277, A67-07367 and A67-07368).

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

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

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED

AUG 05 1994

When the new Highway 95 was
built the address here was
changed to Devils Elbow Road

1240 Devils Elbow Road
Weiser, Idaho 83672

4-15-93

Attn: Kay Walker, Sr. Resource Agent
Idaho Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

POOR ORIGINAL

Dear Kay:

In your letter of April 8, 1993

you mentioned that there are several
(Claude & Evelyn Hann)
other water rights appurtenant to our
lands. We would be happy to have
these additional water rights but do
not know how to apply. Any help
you could give us would certainly
be appreciated.

RECEIVED

APR 19 1993

Department of Water Resources
Western Regional Office

Sincerely,

Myron W. and Evelyn S. Martin

MICROFILMED

AUG 05 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

April 8, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RE: Notice of Claims to Water Right Nos. A67-07277, A67-07368
& A67-07367

Myron W. & Evelyn S. Martin
1240 Highway 95
Weiser, ID 83672

Dear Claimants:

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

Please be advised that there are several other water rights appurtenant to the lands you have purchased. These rights are in the name of Claud & Evelyn Gann and should be changed over to your names in order to clarify our records. Enclosed for your information are profile reports of these water rights. I have partially completed a change in ownership form for your convenience. Please put your telephone number on the line indicated, sign the form and return it to our office for processing.

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

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

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED

AUG 05 1994

June 11, 1990

Claud Gann
P.O. Box 1308
Okanogan, WA 98840

Dear Mr. Gann:

Per your letter received on June 7, 1990, enclosed is a Change of Ownership form for Claim No's. A67-00722, A67-07277, A67-07367, A67-07368, A67-07369, A67-10868, A67-10869 and A67-10870.

The Change of Ownership form signed by you would allow us to change the name on these claims to the new owners without any proof of ownership from them. Once this form is returned, we will change the name on these claims and send a copy of each to the new owners.

These eight claims cover the use of Monroe Creek for 68 inches of water on 68 acres, an unnamed stream used for a storage reservoir for the irrigation of 27 acres, two wells to be used for stockwater and domestic purposes for 40 head stock and one home. Also the use of Mann Creek for 39 1/2 inches of water on 54 acres, and three springs for 40 head stock (2 springs) and 60 head stock (1 spring). If you have other claims we did not locate, please let us know when you return the Change of Ownership form.

If you have any questions concerning the Change of Ownership form, please contact me.

Sincerely,

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

MICROFILMED
AUG 05 1994

Adjudication Recommendation Report 67-7277 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MYRON W MARTIN 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-1737
Current Owner	HOLLY SPIERING 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-0988
Original Owner	EVELYN S MARTIN 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-1737
Original Owner	CLAUD GANN 1240 HWY 95 WEISER, ID 83672 (208)549-1582
Current Owner	MONTE SPIERING 1240 DEVILS ELBOW RD WEISER, ID 83672 (208)549-0988
Original Owner	EVELYN J GANN 1240 US HWY 95 WEISER, ID 83672

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.320 CFS	72.00 AF
IRRIGATION STORAGE	01/01 to 12/31		20.00 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		20.00 AF
	Total Diversion:	0.320 CFS	72.00 AF

Place of Use
IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7277 V1

	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
12N 05W 34													10.0	1.5		21.0	32.5
12N 05W 35									4.5	4.5							9.0

Total Acres: 41.5

IRRIGATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
12N 05W 34	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													X				

Total Acres: 27

IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
12N 05W 34	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													10.0	1.5		21.0	32.5
12N 05W 35									4.5	4.5							9.0

Total Acres: 41.5

Conditions of Approval:

1. E55 Right Nos. 67-7277, 67-14650, and 67-14655 are limited to the irrigation of a combined total of 40 acres in a single irrigation season.
2. E62 This right when combined with 67-14650 and 67-14655 shall provide no more than .02 cfs per acre.
3. 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.
4. K06 This right is limited to the irrigation of 16 acres within the place of use described above in a single irrigation season.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7277 V1

Comments:

1. mcase 4/9/2004 Priority Date

Comment: The basis of the claim was coded incorrectly.

2. mcase 4/9/2004 Period of Use

Comment: The claimed Period of Use is shorter than the licensed Period of Use. Licensed Period of use shorter than standard Period of Use.

3. mcase 4/9/2004 Water Use

Comment: The claim has only IRR to Storage and IRR from Storage, while the original license has those plus IRR.

4. mcase 4/9/2004 Quantity

Comment: The claimed diversion rate and quantity do not match the license.

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: 67

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.8		40

Combined Water Rights: 67-7277 , 67-14650 , 67-14655

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	4/9/2004 8:56:04 AM	mcase			Active
POD	4/9/2004 9:01:18 AM	mcase			Active
Source	4/9/2004 9:01:37 AM	mcase			Active
POU	4/9/2004 9:15:40 AM	mcase			Active
Use	4/9/2004 9:15:55 AM	mcase			Active
Season	4/9/2004 9:17:09 AM	mcase			Active
Quantity	4/9/2004 9:24:39 AM	mcase			Active
Priority Date	8/28/2006 8:09:58 AM	dnarsavage			Active
POD	8/28/2006 8:10:27 AM	dnarsavage			Active
Source	8/28/2006 8:10:40 AM	dnarsavage			Active
POU	8/28/2006 8:10:56 AM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7277 V1

Use	8/28/2006 8:12:33 AM	dnarsavage	Active
Season	8/28/2006 8:13:10 AM	dnarsavage	Active
Season	8/28/2006 8:28:00 AM	dnarsavage	Active
Quantity	8/28/2006 8:31:56 AM	dnarsavage	Active
Summary	08/28/2006	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	8/28/2006 8:03:07 AM	dnarsavage	Updated shape for Active POU
POU	8/28/2006 8:04:52 AM	dnarsavage	Updated shape for Active POU
Use	8/28/2006 8:12:33 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Priority Date	4/9/2004 8:56:04 AM	mcase	(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 ? (No) 15. Is the basis of claim coded correctly?
POU	4/9/2004 9:13:14 AM	mcase	Edited shape boundary
POU	4/9/2004 9:14:42 AM	mcase	Edited shape boundary
POU	4/9/2004 9:15:40 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	4/9/2004 9:15:56 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	4/9/2004 9:17:09 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (No) 5. Can the claimed Period of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Period of Use?
POU	8/28/2006 8:05:32 AM	dnarsavage	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7277 V1

POD	8/28/2006 8:10:28 AM	dnarsavage	(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? (No) 10. Is a POD remark and/or condition required?
Source	8/28/2006 8:10:41 AM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	8/28/2006 8:10:57 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
General	8/28/2006 8:09:59 AM	dnarsavage	(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 ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Season	8/28/2006 8:28:01 AM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7277 V1

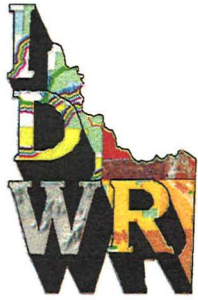
Quantity	8/28/2006 8:31:56 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - As licensed
POU	2/25/2004 2:24:50 PM	awarntje	Edited shape boundary
POU	2/25/2004 2:26:25 PM	awarntje	Edited shape boundary
Season	8/28/2006 8:13:10 AM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	8/28/2006 8:07:47 AM	dnarsavage	Updated shape
POU	8/28/2006 8:02:08 AM	dnarsavage	Updated shape for Active POU
Summary	8/28/2006 8:47:56 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	8/28/2006 9:32:55 AM	dnarsavage	Updated shape for Active POU
POD	4/9/2004 9:00:38 AM	mcase	Edited point location
POD	4/9/2004 9:01:19 AM	mcase	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7277 V1

Source	4/9/2004 9:01:37 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	4/9/2004 9:15:21 AM	mcase	Edited shape boundary
Quantity	4/9/2004 9:24:39 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (No) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
POU	4/9/2004 9:10:42 AM	mcase	Edited shape boundary

Water Supply Bank:



Idaho Department of Water Resources

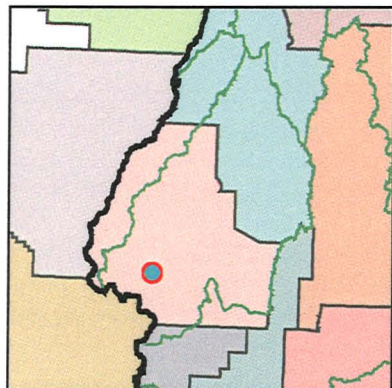
SRBA Recommendation:

67-7277

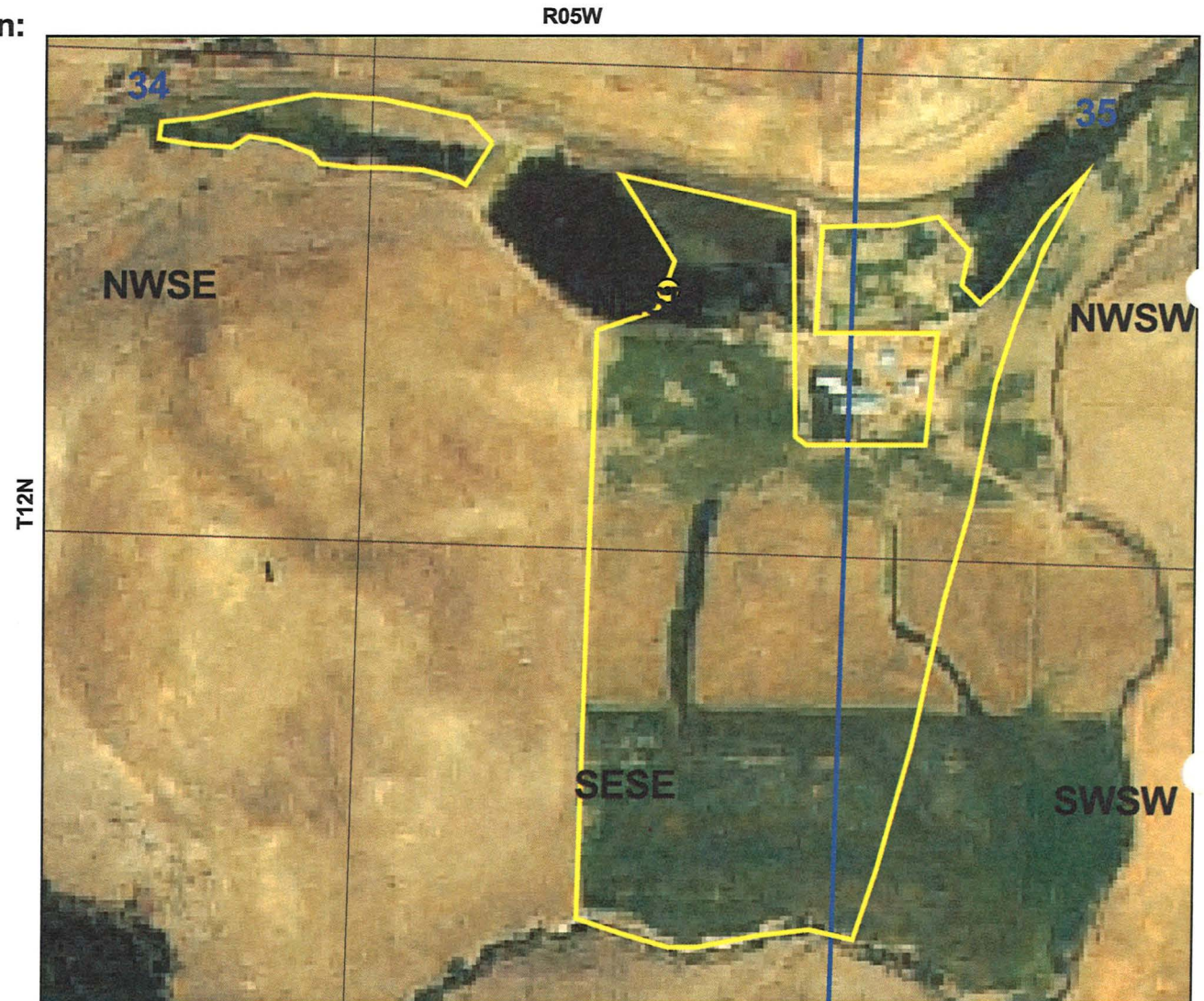
(Irrigation)

Legend

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



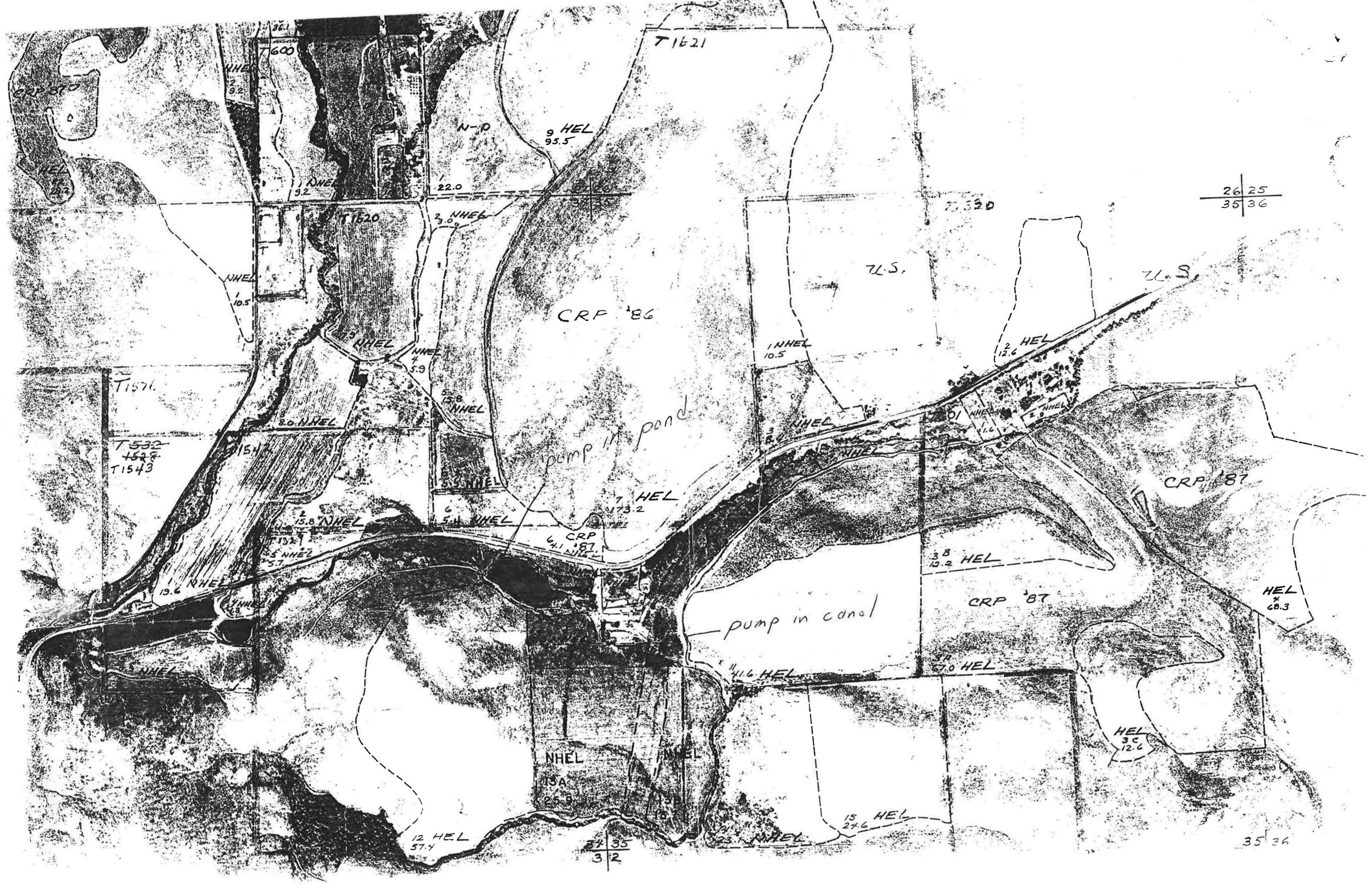
Washington County
IDWR Basin 67



0 0.2 0.4 Miles



Prepared by D. Narsavage
On Monday, August 28, 2006
1987/88 Aerial Photography



26 25
35 36

37 35
3 2

35 36