

11/01/2006

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

RIGHT NUMBER: 67-7555  
NAME AND ADDRESS: LYNN M NEUMEISTER  
BOX 584  
WEISER ID 83672  
  
EARL F NEUMEISTER  
BOX 584  
WEISER ID 83672

SOURCE: GROUND WATER TRIBUTARY:  
QUANTITY: 0.080 CFS  
7.600 AFY  
PRIORITY DATE: 01/12/1982  
POINT OF DIVERSION:

T11N R05W S30 SENWSE Within WASHINGTON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>       |
|-----------------------|----------------------|-----------------------|
| HEATING               | 01/01 12/31          | 0.020 CFS<br>0.60 AFY |
| DOMESTIC              | 01/01 12/31          | 0.020 CFS<br>0.60 AFY |
| IRRIGATION            | 03/15 11/15          | 0.040 CFS<br>6.40 AFY |

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within WASHINGTON County  
T11N R05W S30 NWSE 1.40  
HEATING Within WASHINGTON County  
T11N R05W S30 NWSE  
DOMESTIC Within WASHINGTON County  
T11N R05W S30 NWSE

1.4 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



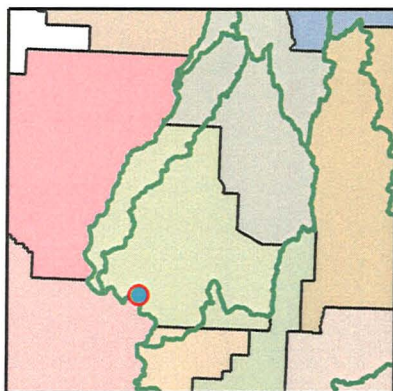
# Idaho Department of Water Resources

SRBA Recommendation:

**67-7555**

## Legend

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



Washington County  
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by J. Dean  
On Wednesday, November 1, 2006  
1987/88 Aerial Photography

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-7555 V1

WATER RIGHT NUMBER: 67-7555 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                   |
|-------------------|---------------------------------------------------------------------------|
| Current Owner     | LYNN M NEUMEISTER<br>BOX 584<br>WEISER, ID 83672<br>(208)549-0766         |
| Current Owner     | EARL F NEUMEISTER<br>BOX 584<br>WEISER, ID 83672<br>(208)549-0766         |
| Original Owner    | ELIZABETH D KITTAMS<br>1690 W 7TH ST<br>WEISER, ID 83672<br>(208)549-0597 |
| Original Owner    | WALTER H KITTAMS<br>1690 W 7TH ST<br>WEISER, ID 83672<br>(208)549-0597    |

Priority Date: 01/12/1982

Basis: License

Status: Active

SourceTributary

GROUND WATER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| HEATING               | 01/01 to 12/31          | 0.020 CFS             | 0.60 AF              |
| DOMESTIC              | 01/01 to 12/31          | 0.020 CFS             | 0.60 AF              |
| IRRIGATION            | 03/15 to 11/15          | 0.040 CFS             | 6.40 AF              |
|                       | <u>Total Diversion:</u> | 0.080 CFS             | 7.60 AF              |

Location of Point(s) of Diversion

GROUND WATER

SE1/4NW1/4SE1/4

Sec. 30, Twp 11N, Rge 05W, B.M.

WASHINGTON County

Place of Use

HEATING

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |        |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 11N | 05W | 30  |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |        |

DOMESTIC

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-7555 V1

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 11N | 05W | 30  |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |        |

## IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |     |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW  | SW | SE |        |
| 11N | 05W | 30  |    |    |    |    |    |    |    |    |    |    |    |    |    | 1.4 |    |    | 1.4    |

Total Acres: 1.4

Conditions of Approval:

1. 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.
2. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. X01 Domestic use is for 1 home.

Remarks:Comments:

1. mcase 5/4/2004 Priority Date  
Comment: Basis of claim coded incorrectly. I recommended License.
2. mcase 5/13/2004 Period of Use  
Comment: Licensed Period of Use is shorter than standard. Recommend Shoulder Remark.
3. jdean 11/1/2006 Amended Claim  
Comment: The claim was amended to match the license that was issued. This involved adding diversion volumes and changing the basis.
4. jdean 11/1/2006 Recommended as licensed  
Comment: This claim was recommended as licensed with the addition of a shoulder remark for the season of use.

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 67-7555 V1

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:  
 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> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| POD            | 5/4/2004 2:44:40 PM       | mcase           |                           |                 | Active        |
| Source         | 5/4/2004 2:44:49 PM       | mcase           |                           |                 | Active        |
| POU            | 5/4/2004 2:51:46 PM       | mcase           |                           |                 | Active        |
| Use            | 5/4/2004 2:52:00 PM       | mcase           |                           |                 | Active        |
| Season         | 5/4/2004 2:52:57 PM       | mcase           |                           |                 | Active        |
| Quantity       | 5/4/2004 2:53:20 PM       | mcase           |                           |                 | Active        |
| Priority Date  | 5/4/2004 2:58:20 PM       | mcase           |                           |                 | Active        |
| Season         | 5/13/2004 8:17:51 AM      | mcase           |                           |                 | Active        |
| Summary        |                           |                 | 11/01/2006                | jdean           | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|----------------|------------------------|-----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Summary        | 11/1/2006 5:51:15 PM   | jdean           | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?<br>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?<br>(No) 5. Does this right have any combined use limits with other rights?<br>(No) 6. Is an additional remark and/or condition required?<br>(Yes) 7. Would you like to view the recommended right?<br>(No) 8. Is this a split or combined right?<br>(No) 9. Do you have documents you would like to attach or link to the file?<br>(Yes) 10. Would you like to set the verification date? |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-7555 V1

|               |                      |       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|---------------|----------------------|-------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Season        | 5/13/2004 8:17:51 AM | mcase | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a Period of Use?<br>(Yes) 5. Can the claimed Period of Use be verified using the water right file?<br>(Yes) 14. Is irrigation claimed as a Purpose of Use?<br>(Yes) 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?<br>(No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? |
| POU           | 5/4/2004 2:46:03 PM  | mcase | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| POU           | 5/4/2004 2:46:16 PM  | mcase | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Priority Date | 5/4/2004 2:58:21 PM  | mcase | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?<br>(Yes) 4. Is the basis of claim decree or license?<br>(Yes) 5. Does the decree or license have a Priority Date?<br>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?<br>(No) 15. Is the basis of claim coded correctly?                                                                                                                                                                                                         |
| POD           | 5/4/2004 2:44:41 PM  | mcase | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?                                                                                                                                                                                                                                                                                                                                                                                    |
| Source        | 5/4/2004 2:44:50 PM  | mcase | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?                                                                                                                                                                                                                                                                                                                                                                                     |
| POD           | 5/4/2004 2:43:54 PM  | mcase | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| POU           | 5/4/2004 2:45:42 PM  | mcase | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| POU           | 5/4/2004 2:51:48 PM  | mcase | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?                                                                                                                                                                                                                                                                                                                                                  |

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 67-7555 V1

|          |                     |       |                                                                                                                                                                                                                                                                                                                                                                                                                               |
|----------|---------------------|-------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Season   | 5/4/2004 2:52:59 PM | mcase | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a Period of Use?<br>(Yes) 5. Can the claimed Period of Use be verified using the water right file?<br>(Yes) 14. Is irrigation claimed as a Purpose of Use?<br>(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?        |
| Quantity | 5/4/2004 2:53:21 PM | mcase | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(Yes) 8. Does the parent right have an annual diversion volume limit?<br>(Yes) 10. Is a irrigation a purpose of use?<br>Description for Question 10 - Diversion licensed for 7.6 AF. |
| Use      | 5/4/2004 2:52:01 PM | mcase | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a Purpose of Use?<br>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?                                                                                                                                                                                                                     |

Water Supply Bank:

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: **A67-07555**  
Date Received: 10/16/1989  
Receipt No: C012223  
Received By: \_\_\_\_\_

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

1. Name: EARL F NEUMEISTER 208-549-0766  
Address: BOX 584  
WEISER ID 83672

AND

Name: LYNN M NEUMEISTER 208-549-0766  
Address: BOX 584  
WEISER ID 83672

2. Date of Priority: JAN 12, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 11N      | 05W   | 30      | SE     | NW     | SE  |     | WASHINGTON |

5. Description of diverting works:

WELL 28' DEEP, 1 HP PUMP, MAINLINE SPRINKLERS, HEATPUMP.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.040 |      |        |
| HEATING    | 01/01 | 12/31 | 0.020 |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.020 |      |        |

7. Total Quantity Appropriated is:

0.080 C.F.S. (and/or) 7.60 A.F.A.

8. Total consumptive use is 4.9 Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 1 HOME; HEATING, PUMP FOR 1 HOME

SCANNED  
APR 14 2004

**MICROFILMED**  
**OCT 23 1996**

10. Place of Use:

|          |       |         |     |        |     |        |       |
|----------|-------|---------|-----|--------|-----|--------|-------|
| Township | Range | Section | 1/4 | of 1/4 | Lot | Use    | Acres |
| 11N      | 05W   | 30      | NW  | SE     |     | IRR    | 1.4   |
|          |       |         | NW  | SE     |     | HEAT   |       |
|          |       |         | NW  | SE     |     | DOMEST |       |

Section Acres 1.4

|             |     |
|-------------|-----|
| Total Acres | 1.4 |
|-------------|-----|

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:  
WEISER IRRIGATION DIST. SUPPLEMENTS

14. Remarks:  
OWNERSHIP CHANGED BY LH 6/13/95.

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 \_\_\_\_\_



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 12 1995

WATER RESOURCES  
WESTERN REGION

DATE OF CLOSING: \_\_\_\_\_

LEGAL DESCRIPTION OF PROPERTY: Township Weiser Range \_\_\_\_\_  
 Section \_\_\_\_\_, 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.  
 Lot 4, Block, 4, Subdivision/Townsite Treasure Valley Estates Sub 2  
 If you have additional legal descriptions, please attach separate sheet.

☐ 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)

☐ Water Right Number(s)  
Assigned by IDWR: 67-07555

☐ Name and Address of Former Owner/Claimant(s)(Seller):  
Walter H Kittams  
Elizabeth D. Kittams

☐ New Owner/Claimant (Purchaser):  
Earl F. and Lynn M. Neumeister

☐ New Mailing Address:  
Box 584  
Weiser, Id 83672

☐ New Telephone Number: (208) 549-0766

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Warranty Deed and water right license  
 (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) Earl F. Neumeister Date June 5, 1995  
Lynn M. Neumeister Date June 6, 1995  
☐ Signature of Former Owner/Claimant(s): Deceased. Date \_\_\_\_\_  
 Date \_\_\_\_\_

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

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6-13-95 By: RD

Further Action Needed:

Further Action Taken

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

Final Review and Data-Entry

Date: 6-13-95 By: RD

Claim Numbers of Split, if any:

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

MICROFILMED

OCT 23 1996

100-94-4493

# WARRANTY DEED

For Value Received

WALTER H. KITTAMS AND LORENE B. FARMER-KITTAMS, TRUSTEES OF THE FARMER-KITTAMS TRUST DATED MAY 14, 1993

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

EARL F. NEUMEISTER AND LYNN M. NEUMEISTER, husband and wife

the grantee S, whose current address is

P.O. BOX 6508, BOISE, ID 83707

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.

RECEIVED  
JUN 12 1995  
WATER RESOURCES  
WESTERN REGION

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 Grantees , that t he y the owner s in fee simple of said premises; that they are free from all incumbrances

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

Dated: JULY 7, 1994

Walter H Kittams, Trustee Lorene B Farmer Kittams, Trustee  
WALTER H. KITTAMS, TRUSTEE LORENE B. FARMER-KITTAMS, TRUSTEE

STATE OF IDAHO  
COUNTY OF WASHINGTON  
On this 7TH day of JULY, in the year 1994 before me, the undersigned, a Notary Public in and for said State, personally appeared WALTER H. KITTAMS & LORENE B. FARMER-KITTAMS known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same as such TRUSTEES  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as of the day and year in this certificate first above written.  
Notary Public for Idaho  
Residing at WEISER  
My Commission Expires: 11/7/97

STATE OF IDAHO, COUNTY OF WASHINGTON  
I hereby certify that this instrument was filed for record at the request of WEISER VALLEY TITLE

at 11 minutes past FOURTEEN o'clock P.M., this 13TH day of JULY 1994, in my office, and duly recorded in Book 160695 Page 1 BY #160695

MARY KAUTZ  
Ex-Officio Recorder  
By J. McKnight  
Fees \$ 6.00  
Mail to: WEISER VALLEY TITLE

Imp. Index  
Comp. Rel.  
Film  
Compare  
Card Rel.  
Deputy. Bk. Rel.  
Up-date  
Return  
Copy

INSTRUMENT NO.

IN WASHINGTON COUNTY, IDAHO:

A tract of land situated in Block "L" of BUTTERFIELD TRACTS in the N $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 30, Township 11 North, Range 5 West, Boise Meridian, Washington County, Idaho and more particularly described as follows:

BEGINNING at the Southwest corner of Block "L" of Butterfield Tracts as the same appears on the official plat thereof on file in the office of the County Recorder of Washington County, Idaho; thence North 150 feet; thence East 220 feet, more or less, to the Northwest corner of Lot 4, Block 4 of Treasure Valley Estates Subdivision No. 2 as the same is shown on the office plat of said Subdivision on file in the office of the County Recorder of Washington County, Idaho, which point is also on the South line of Lot 3, said Block 4; thence south along the West line of Lot 4, said Block 4, 188.04 feet (200 feet of record), more or less, to the North Bank of the Weiser Irrigation District Canal; thence in a Westerly direction along the North Bank of said Canal to the POINT OF BEGINNING.

MICROFILMED

OCT 23 1996

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: A67-07555  
Date Received: 10/16/1989  
Receipt No: C012223  
Received By: B

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WALTER H. KITTAMS 208-549-0597  
Address: 1690 W. 7TH ST.  
WEISER, ID 83672

AND/OR

Name: ELIZABETH D. KITTAMS 208-549-0597  
Address: 1690 W. 7TH ST.  
WEISER, ID 83672

2. Date of Priority: JAN 12, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 11N      | 05W   | 30      | SE     | NW     | SE  |     | WASHINGTON |

5. Description of diverting works:

WELL 28' DEEP, 1 HP PUMP, MAINLINE SPRINKLERS, HEATPUMP.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.040 |      |        |
| HEATING    | 01/01 | 12/31 | 0.020 |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.020 |      |        |

7. Total Quantity Appropriated is:

0.080 C.F.S. (and/or) 7.60 A.F.A.

8. Total consumptive use is 4.9 Acre Feet Per Annum.

9. Non-irrigation uses:

D/ ONE HOUSEHOLD; H/HEAT PUMP USED FOR 1 HOUSE

A67-07555

Page 1

Date: 10/16/89

MICROFILMED  
OCT 02 1992

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 11N      | 05W   | 30      | NW     | SE  |     | IRR    | 1.4   |
|          |       |         | NW     | SE  |     | HEAT   |       |
|          |       |         | NW     | SE  |     | DOMEST |       |

Section Acres 1.4

Total Acres 1.4

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:  
WEISER IRRIGATION DIST. SUPPLEMENTS

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

**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): Xiralla H. Kettner Date: 16 Oct. 89  
\_\_\_\_\_  
Date: \_\_\_\_\_

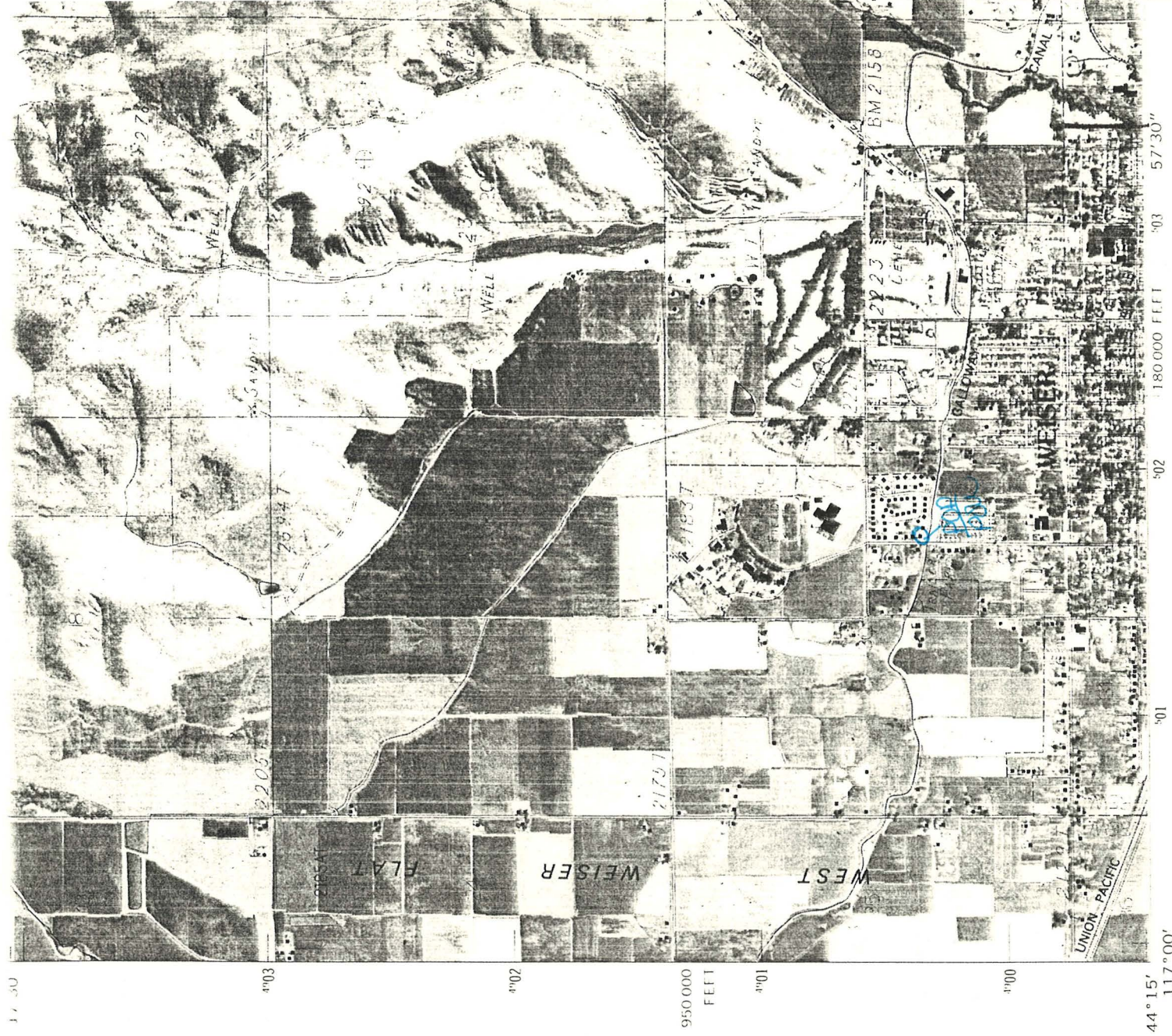
State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 16<sup>th</sup> day  
of October 19 89 Anna Baunhoff  
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public  
Residing at Boise, Idaho  
My Commission Expires Expires December 7, 1994

MICROFILMED  
OCT 22 1992



Produced and published by the Geological Survey

Orthophotograph prepared from 1:76,000 scale

airial photograph taken August 3, 1974

MICROFILMED  
OCT 02 1982

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**A. GENERAL INFORMATION**

- Permit No. 67-7855  
1. Owner: WALTER J. ADAMS, 6112-J, D.D. Phone No. 519-0597  
Current Address: 1640 N. 7TH ST. LAUREL ID 83672  
2. Accompanied by: WALTER J. ADAMS EXAM. DATE: 4/8/90  
Address: same Phone No. \_\_\_\_\_  
Relationship to Permit Holder: \_\_\_\_\_  
3. Source: CONTAMINATED tributary to \_\_\_\_\_

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: WATER RIGHT NO. 152, WATER 1.5"  
LAUREL, IDAHO, 1640 N. 7TH ST. LAUREL ID 83672 ☐ Copies Attached  
2. Other water rights with same point of diversion: \_\_\_\_\_  
\_\_\_\_\_ ☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

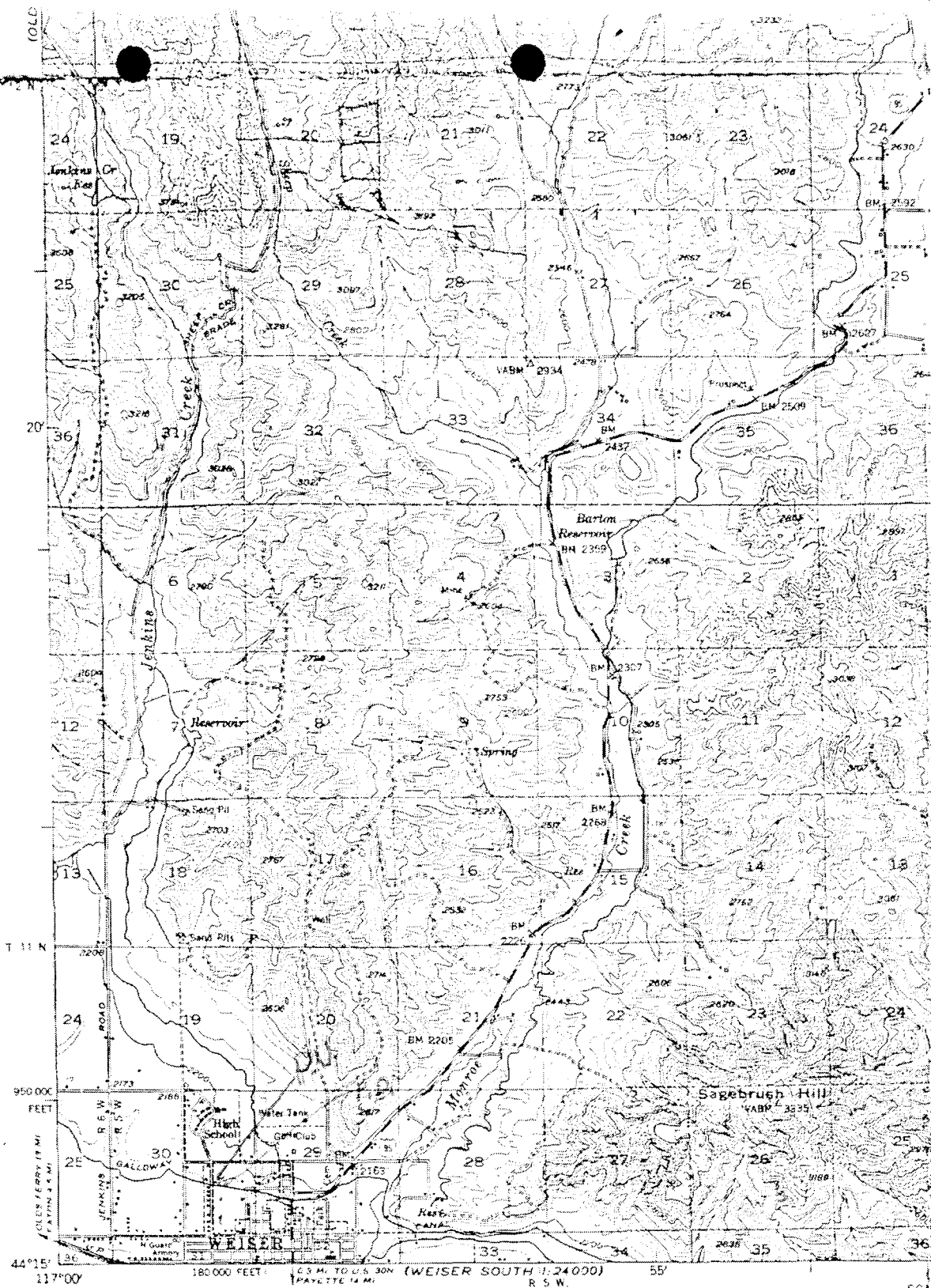


MICROFILMED

FEB 28 1990

Scale: 1" = \_\_\_\_\_

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☐ Aerial Photo Attached  
Showing location(s) of point(s) of diversion and (required for irrigation of 10 acres or more).  
place(s) of use (required).  
☒ Photo of Diversion and System Attached  
(required for all but single household domestic groundwater, and stockwater).



Mapped, edited and published by the Geological Survey

Control by USGS and USC&GS

Topography from aerial photographs by multiplex methods

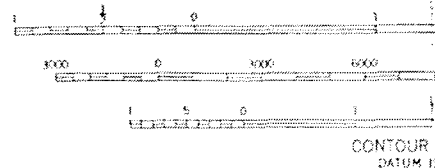
Aerial photographs taken 1951. Field check 1953

Polyconic projection. 1927 North American datum

10,000 foot grid based on Idaho coordinate system, west zone

Red tint indicates areas in which only landmark buildings are shown

Dashed land lines indicate approximate locations



APPROXIMATE MEAN  
DECLINATION, 1953

THIS MAP COMPLIES WITH  
FOR SALE BY U. S. GEOLOGICAL SURVEY, FEDERAL  
A FOLDER DESCRIBING TOPOGRAPHIC

REPRODUCED  
(MOORE'S HOLLOW)

FEB 28 1990

FEB 28 1990

PAGE 2

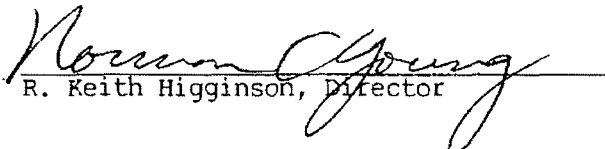
State of Idaho  
Department of Water Resources

## WATER RIGHT LICENSE

WATER RIGHT NO. 67-07555

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 28<sup>th</sup>  
day of NOVEMBER, 1989.

Acting for

  
R. Keith Higginson, Director

MICROFILMED

FEB 28 1990

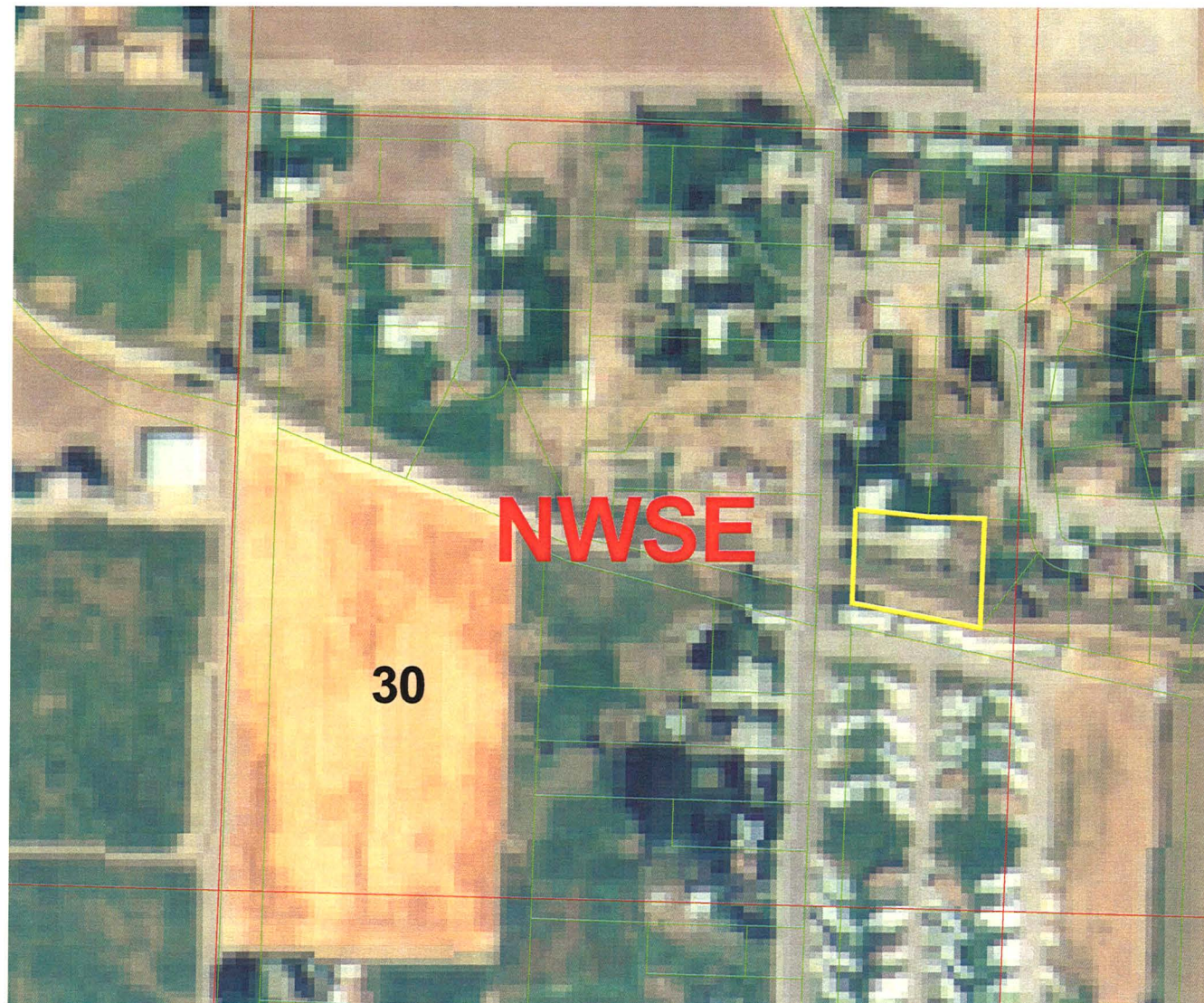
# Idaho Department of Water Resources

## 67 - 7555

### Legend

-  Claim 67-7555 POU
-  Washington taxlots
-  Sections
-  Quarter Quarter

**T 11N, R 05W, Section 30**



0.1 0 0.1 0.2 Miles

Prepared by Morgan Case  
May 4, 2004  
1987 True Color Aerial Photo



**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

June 13, 1995

Re: Notice of Claim to a Water Right No. A67-07555

Earl F. Neumeister  
Lynn M. Neumeister  
Box 584  
Weiser, ID 83672

Mr. & Mrs. Neumeister:

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

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

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

Sincerely,

Adjudication Staff  
Department of Water Resources  
Western Region Office  
(208) 334-2190

LH:1  
Enclosure

SCANNED  
APR 14 2004

**MICROFILMED**  
**OCT 23 1996**

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7555 V1

WATER RIGHT NUMBER: 67-7555 V1

Owner Type      Name and Address

Current Owner      LYNN M NEUMEISTER  
BOX 584  
WEISER, ID 83672  
(208)549-0766

Current Owner      EARL F NEUMEISTER  
BOX 584  
WEISER, ID 83672  
(208)549-0766

Original Owner      ELIZABETH D KITTAMS  
1690 W 7TH ST  
WEISER, ID 83672  
(208)549-0597

Original Owner      WALTER H KITTAMS  
1690 W 7TH ST  
WEISER, ID 83672  
(208)549-0597

Priority Date: 01/12/1982

Basis: License

Status:

Source      Tributary

GROUND WATER

| Beneficial Use | From                    | To       | Diversion Rate | Annual Volume |
|----------------|-------------------------|----------|----------------|---------------|
| HEATING        | 01/01                   | to 12/31 | 0.020 CFS      | 0.60 AF       |
| DOMESTIC       | 01/01                   | to 12/31 | 0.020 CFS      | 0.60 AF       |
| IRRIGATION     | 03/15                   | to 11/15 | 0.040 CFS      | 6.40 AF       |
|                | <u>Total Diversion:</u> |          | 0.080 CFS      | 7.60 AF       |

Location of Point(s) of Diversion

GROUND WATER      SE1/4NW1/4SE1/4      Sec. 30, Twp 11N, Rge 05W, B.M.  
WASHINGTON County

Place of Use

HEATING

| Twp | Rge | Sec | NE | NW | SW | SE | Totals |
|-----|-----|-----|----|----|----|----|--------|
| 11N | 05W | 30  |    |    |    | X  |        |

DOMESTIC

| Twp | Rge | Sec | NE | NW | SW | SE | Totals |
|-----|-----|-----|----|----|----|----|--------|
|     |     |     |    |    |    |    |        |

DRAFT  
DO NOT  
SCAN

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7555 V1

| 11N | 05W | 30 | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |    |    |    |    |    |    |    |    |    |    |    | X  |    |        |

## IRRIGATION

| Twp | Rge | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW  | SE | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|-----|----|--------|
| 11N | 05W | 30  |    |    |    |    |    |    |    |    |    |    | 1.4 |    | 1.4    |

Total Acres: 1.4

Conditions of Approval:Remarks:Comments:

1. mcase 5/4/2004 Priority Date

Comment: Basis of claim coded incorrectly. I recommended License.

2. Period of Use shorter than standard. Rec. Should be Remade

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:

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:

| Element | Last Reviewed Date  | Reviewer | Last Verified Date | Verifier | Status |
|---------|---------------------|----------|--------------------|----------|--------|
| POD     | 5/4/2004 2:44:40 PM | mcase    |                    |          |        |
| Source  | 5/4/2004 2:44:49 PM | mcase    |                    |          |        |
| POU     | 5/4/2004 2:51:46 PM | mcase    |                    |          |        |
| Use     | 5/4/2004 2:52:00 PM | mcase    |                    |          |        |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7555 V1

Season 5/4/2004 2:52:57 PM mcase  
 Quantity 5/4/2004 2:53:20 PM mcase

Verification Log:

| Element  | Date Time Stamp     | Reviewer | Log text                                                                                                                                                                                                                                                                                                                                                                                                                      |
|----------|---------------------|----------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POU      | 5/4/2004 2:46:03 PM | mcase    | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                         |
| POU      | 5/4/2004 2:46:16 PM | mcase    | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                         |
| POD      | 5/4/2004 2:44:41 PM | mcase    | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a POD?<br>(Yes) 5. Can the claimed POD be verified using the water right file?                                                                                                                                                                                                                                           |
| Source   | 5/4/2004 2:44:50 PM | mcase    | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a source?<br>(Yes) 5. Can the claimed source be verified using the water right file?                                                                                                                                                                                                                                            |
| POD      | 5/4/2004 2:43:54 PM | mcase    | Edited point location                                                                                                                                                                                                                                                                                                                                                                                                         |
| POU      | 5/4/2004 2:45:42 PM | mcase    | Edited shape boundary                                                                                                                                                                                                                                                                                                                                                                                                         |
| POU      | 5/4/2004 2:51:48 PM | mcase    | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 2a. Is the POU required?<br>(Yes) 5. Does the Decree or License have a POU?<br>(Yes) 6. Can the claimed POU be verified using the water right file?                                                                                                                                                                                                         |
| Season   | 5/4/2004 2:52:59 PM | mcase    | (Yes) 1. Is the basis of claim Decree or License?<br>(Yes) 4. Does the Decree or License have a Period of Use?<br>(Yes) 5. Can the claimed Period of Use be verified using the water right file?<br>(Yes) 14. Is irrigation claimed as a Purpose of Use?<br>(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?        |
| Quantity | 5/4/2004 2:53:21 PM | mcase    | (Yes) 1. Is the basis of this claim a Decree or License?<br>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?<br>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?<br>(Yes) 8. Does the parent right have an annual diversion volume limit?<br>(Yes) 10. Is a irrigation a purpose of use?<br>Description for Question 10 - Diversion licensed for 7.6 AF. |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7555 V1

Use 5/4/2004 2:52:01 PM 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?