

NOTICE OF ERROR
REPLY

11/14/2006

RECEIVED

DEC 27 2006

DEPARTMENT OF
WATER RESOURCES

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

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

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

Water right number: 67-7626A

TERRY KAY TODD
1473 SUNNYSIDE RD
WEISER ID 83672
Telephone Number: (208)549-1595

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

LOCATION OF WELL ON MAP IS INCORRECT,
ALSO 6 ACRES SHOULD HAVE 6 MINERS INCHES
OF WATER

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

CORRECT LOCATION OF WELL IS SHOWN
ON MAP

3. Give a brief explanation as to why you disagree with these portions:

INCREASE .090 CFS TO .12 CFS. AND 360 ACRY
THE LAND IS GRAVITY IRRIGATED SO A
TRANSMISSION LOSS IS TO BE EXPECTED.

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

DATE:

12/8/06

SIGNATURE:

Terry Kay Todd

Please print your name:

Terry Kay Todd

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

Recommended as transferred. Water right is
0.09 cfs, claim is 0.09 cfs, recommended
0.09 cfs. No change. MVB 1-16-07

Received after deadline. Claimant will
need to file objection to pursue.

SCANNED

DEC 28 2006

11/14/2006

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

RIGHT NUMBER: 67-7626A

NAME AND ADDRESS: TERRY KAY TODD
1473 SUNNYSIDE RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.090 CFS
27.00 AFY

*Should be .12 CFS
Should be 36.00 AFY*

PRIORITY DATE: 05/12/1983

POINT OF DIVERSION:

T10N R05W S9 NWNESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.090 CFS
27.00 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.

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S09 NESE 5.00 T10N R05W S09 NWSE 1.00

6 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

Use of this right is combined with water from Lower Payette Ditch Company.

This right is a split from former right 67-7626.

6 acres should have 6 minutes of flow

or
$$\begin{array}{r} .12 \text{ CFS} \\ 50 \overline{) 6.0} \\ 50 \\ \hline 100 \\ 100 \\ \hline \end{array}$$

$$\begin{array}{r} .12 \text{ CFS} \\ \times 300 \\ \hline 36.00 \text{ AFY} \end{array}$$

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DEC 27 2006
DEPARTMENT OF
WATER RESOURCES

SCANNED
DEC 28 2006



Idaho Department of Water Resources

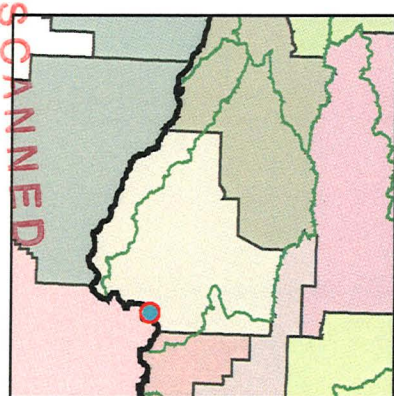
SRBA Recommendation:

67-7626A

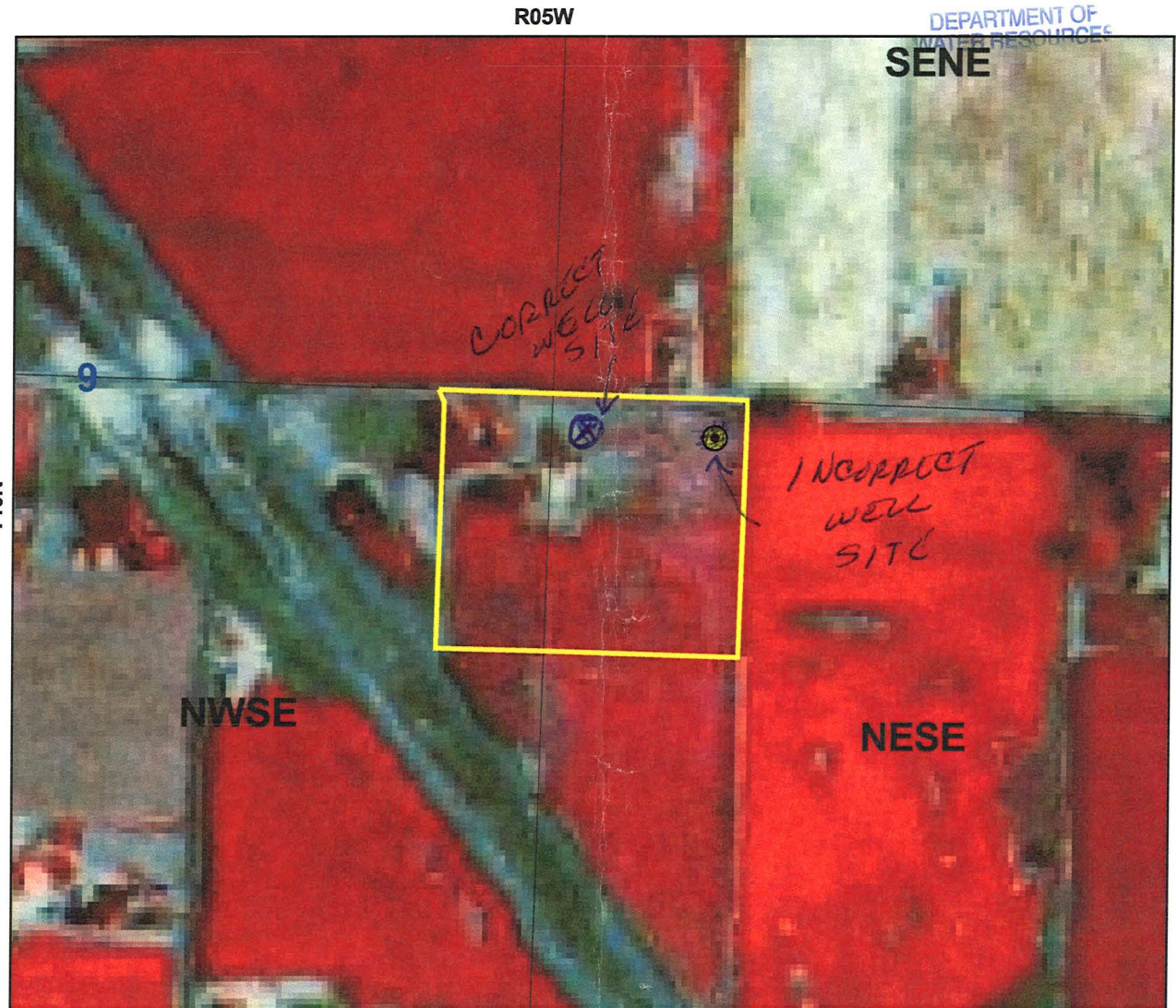
(Irrigation)

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 IDWR State Office
On Thursday, November 16, 2006
1987/88 Aerial Photography

RECEIVED

DEC 27 2006

DEPARTMENT OF
WATER RESOURCES

SENE

CORRECT
well
SITE

INCORRECT
well
SITE

T10N

NWSE

NESE

9

SCANNED
DEC 28 2006

11/08/2006

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

RIGHT NUMBER: 67-7626A

NAME AND ADDRESS: TERRY KAY TODD
1473 SUNNYSIDE RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.090 CFS
27.000 AFY

PRIORITY DATE: 05/12/1983

POINT OF DIVERSION:

T10N R05W S9 NWNESE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.090 CFS 27.00 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.

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S09	NESE	5.00	T10N R05W S09	NWSE	1.00
---------------	------	------	---------------	------	------

6 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

Use of this right is combined with water from Lower Payette Ditch Company.

This right is a split from former right 67-7626.



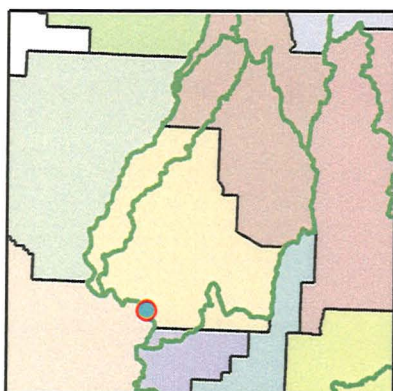
Idaho Department of Water Resources

SRBA Recommendation:

67-7626A

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 8, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7626A V1

WATER RIGHT NUMBER: 67-7626A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLES RAY MOORE PO BOX 509 WEISER, ID 83672 (208)549-2777
Current Owner	TERRY KAY TODD 1473 SUNNYSIDE RD WEISER, ID 83672 (208)549-1595

Priority Date: 05/12/1983

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.090 CFS	27.00 AF
	<u>Total Diversion:</u>	0.090 CFS	27.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4SE1/4	Sec. 9,	Twp 10N,	Rge 05W, B.M.
WASHINGTON County				

Place of Use

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	
10N	05W	9													5.0	1.0			6.0

Total Acres: 6

Conditions of Approval:

1. 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.
2. F14 Use of this right is combined with water from Lower Payette Ditch Company.
3. This right is a split from former right 67-7626.
4. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7626A V1

Remarks:Comments:

1. mcase 5/13/2004 Period of Use

Comment: Licensed Period of Use is shorter than standard. Recommend Shoulder Remark.

2. jdean 11/8/2006 Transfer no. 4519

Comment: This split is the result of transfer no. 4519. The transfer was filed to split the right and add a new point of diversion for portion A of the split.

3. jdean 11/8/2006 Recommended as transferred

Comment: This claim was recommended according to the transfer. A season of use shoulder remark was added.

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>
Priority Date	5/5/2004 8:27:45 AM	mcase			Active
POD	5/5/2004 8:38:15 AM	mcase			Active
Source	5/5/2004 8:38:24 AM	mcase			Active
POU	5/5/2004 8:43:26 AM	mcase			Active
Use	5/5/2004 8:43:41 AM	mcase			Active
Season	5/5/2004 8:44:11 AM	mcase			Active
Quantity	5/5/2004 8:44:57 AM	mcase			Active
Season	5/13/2004 9:39:56 AM	mcase			Active
Contacts	11/8/2006 10:59:29 AM	jdean			Active
Summary			11/08/2006	jdean	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7626A V1

Season	5/13/2004 9:39:57 AM	mcase	(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? (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? (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?
Contacts	11/8/2006 10:59:29 AM	jdean	(No) 1. Do you want to schedule an appointment? Comment for 1: Desk Review
POD	11/8/2006 11:00:54 AM	jdean	Updated PLS
POD	11/8/2006 11:00:20 AM	jdean	Updated shape
Summary	11/8/2006 11:14:28 AM	jdean	(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? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 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?
POD	5/5/2004 8:37:09 AM	mcase	Edited point location
Source	5/5/2004 8:38:25 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	5/5/2004 8:38:41 AM	mcase	Edited shape boundary
POD	5/5/2004 8:38:16 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 67-7626A V1

Use	5/5/2004 8:43:41 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?
Priority Date	5/5/2004 8:27:46 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 ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	5/5/2004 8:43:27 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?
Season	5/5/2004 8:44:12 AM	mcase	(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?
Quantity	5/5/2004 8:44:57 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? (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? Description for Question 10 - Parent Diversion licensed for 45 AF. Split was proportioned to 27 AF.

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: **A67-07626A**
Date Received: 2/12/1992
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: TERRY KAY TODD
Address: 1473 SUNNYSIDE RD
WEISER ID

208-549-1595

83672

2. Date of Priority: MAY 12, 1983

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	05W	9		NE	SE		WASHINGTON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.090		27.00

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

27.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10N	05W	9	NE	SE		IRR	5.0
			NW	SE		IRR	1.0

Section Acres 6.0

MICROFILMED

OCT 23 1996

APR 14 2004
SCANNED

10. Place of Use: Continued

Total Acres 6.0

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:

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A67-07626, FEE PAID UNDER RECEIPT NO. W014137. SEE ALSO TRANS. NO. 04519. 07/05/1995 MM.

RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE FOR THE LANDS ABOVE.

THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE YEAR OF THE DATE OF THIS APPROVAL.

FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

15. Basis of Claim: LICENSE

WARRANTY DEED

For Value Received

TERRY KAY TODD, a single person

RECEIVED

JUN 30 1995

The grantor, do es hereby grant, bargain, sell and convey unto
GRANT DUPRE AND MICHELE DUPRE, husband and wife

WATER RESOURCES
WESTERN REGION

the grantee s, whose current address is

P.O. BOX 114, PORT HADLOCK, WA 98339

the following described premises, in WASHINGTON

County Idaho, to-wit:

A parcel of land situated within the SE1/4 of Section 9, Township
10 North, Range 5 West, Boise Meridian, more particularly
described as follows:

Beginning at the northeast corner of the SE1/4 of Section 9,
T.10N., R.5W., B.M.; thence N 89° 56' 05" W, a distance of 945.51
feet along the north line of said SE1/4; thence S 0° 13' 24" E,
parallel to the east line of said SE1/4, a distance of 510.17
feet to the TRUE POINT OF BEGINNING; thence N 89° 56' 05" W,
parallel to the north line of said SE1/4, a distance of 594.57
feet to a point on the northeasterly right-of-way line of U. S.
Highway 95, which point is on the east line of the tract of land
decreed to School District No. 44 of Wasington County, Idaho, by
Decree entered in Book "F" of Judgements on Page 329 District
Court Records, Washington County, Idaho; thence S 37° 27' 45" E,
a distance of 982.51 feet along said northeasterly right-of-way
line of U. S. Highway 95, to a point which is 945.51 feet west of
the east line of said SE1/4; thence N 0° 13' 24" W, parallel to
the east line of said SE1/4, a distance of 779.20 feet to the
TRUE POINT OF BEGINNING.

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 do es hereby covenant to and
with the said Grantee s, that she the owner in fee simple of said premises; that they are free
from all incumbrances

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

Dated: JUNE 27, 1995

Terry Kay Todd
TERRY KAY TODD

STATE OF IDAHO, COUNTY OF WASHINGTON

On this 27th day of JUNE, 19 95,
before me, a notary public in and for the said State, personally
appeared

TERRY KAY TODD

known or identified to me to be the person whose name
subscribed to the within instrument, and acknowledged to me
that SHE executed the same.

Jana B. Edwards
Notary Public
Residing at WEISER, Idaho
Comm. Expires 3/27/97

STATE OF IDAHO, COUNTY OF WASHINGTON

I hereby certify that this Instrument was filed for record at the
request of WEISER VALLEY TITLE

at 02 minutes past FIFTEEN o'clock P. M.,
this 27TH day of JUNE
19 95, in my office, and duly recorded in Book
XX Deeds XXXX BY #163510

SHARON WYDNER
Ex-Officio Recorder

By *Lisa McKnight*
Fees \$ 3.00
Mail to: WEISER VALLEY TITLE

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

INSTRUMENT NO.

MICROFILMED

OCT 23 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4519
WATER RIGHT NO. 67-07626A

This is to certify that: TERRY KAY TODD
1473 SUNNY SIDE RD
WEISER ID 83661

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.09 CFS	27.0 AF

SOURCE
GROUNDWATER

Priority: 05/12/1983

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 9, Township 10N, Range 05W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N	05W	9	NESE 5	NWSE 1		6
Total number of acres irrigated:						6

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 12th day of

April

19 95

J. Glen Saylor
Chief, Water Alloc. Bureau

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: A67-07626
Date Received: 2/11/1992
Receipt No: W014137
Received By: AKW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TERRY KAY TODD 208-549-1595
Address: 1473 SUNNYSIDE RD
WEISER ID 83672

2. Date of Priority: MAY 12, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	05W	9		NW	SE		WASHINGTON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.150		45.00

7. Total Quantity Appropriated is:
0.150 C.F.S. (and/or) 45.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10N	05W	9	NE	SE		IRR	8.0
			NW	SE		IRR	2.0

Section Acres 10.0

10. Place of Use: Continued

Total Acres 10.0

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:

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~~
~~OCT 02 1992~~



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
JUL 24 1991

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 10N Range 5W Department of Water Resources
Section 9, 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 ATTACHED WARRANTY DEED

☐ 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: _____

☐ Name and Address of Former Owner/Claimant(s)(Seller): CHARLES RAY MOORE AND MARY MAE MOORE
P.O. BOX 509

☐ New Owner/Claimant (Purchaser): WEISER, ID 83672
TERRY KAY TODD

☐ New Mailing Address: 1473 SUNNYSIDE ROAD
WEISER, ID 83672

☐ New Telephone Number: () _____ - _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes 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

(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) Terry Kay Todd Date 5/31/91

Date _____

☐ Signature of Former Owner/Claimant(s): _____ 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: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

No claim on file gae 7/31/91

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OCT 02 1992

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

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OCT 23 1996

POOR ORIGINAL

WARRANTY DEED

For Value Received

CHARLES RAY MOORE AND MARY MAE MOORE, HUSBAND AND WIFE

The grantorS, do hereby grant, bargain, sell and convey unto TERRY KAY TODD,
A SINGLE PERSON

the grantee, whose current address is 1473 Sunnyside Road, Weiser, ID 83672

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

BEGINNING AT A POINT 1239.09 FEET N 0° 05' W AND 945.51 FEET N 89° 51' W FROM THE SOUTHEAST CORNER OF SECTION 9, TOWNSHIP 10 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN, IDAHO; THENCE N 0° 05' W 1403.81 FEET; THENCE WEST 593.43 FEET, MORE OR LESS, TO THE NORTHEAST CORNER OF THE TRACT OF LAND DECREED TO SCHOOL DISTRICT NO 44 OF WASHINGTON COUNTY, IDAHO, BY DECREE ENTERED IN BOOK "F" OF JUDGMENTS ON PAGE 329 DISTRICT COURT RECORDS, WASHINGTON COUNTY, IDAHO; THENCE SOUTH ALONG THE EAST LINE OF SAID SCHOOL DISTRICT TRACT TO THE NORTHERLY LINE OF THE STATE HIGHWAY; THENCE SOUTHEASTERLY ALONG SAID HIGHWAY TO THE PLACE OF BEGINNING.

DUPLICATE

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

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

Dated: MAY 31, 1991

Charles Ray Moore
CHARLES RAY MOORE

Mary Mae Moore
MARY MAE MOORE

STATE OF IDAHO, COUNTY OF WASHINGTON
On this 31ST day of MAY, 19 91,
before me, a notary public in and for the said State, personally
appeared

CHARLES RAY MOORE AND
MARY MAE MOORE

known or identified to me to be the personS whose name S
subscribed to the within instrument, and acknowledged to me
that THEY executed the same.

Jane L. Edwards
Notary Public
Idaho
Residing at
Comm. Expires 3/26/97

STATE OF IDAHO, COUNTY OF WASHINGTON

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

WEISER VALLEY TITLE
at 45 minutes past 2 o'clock P. M.,
this 19TH day of JUNE
1991, in my office, and duly recorded in BOOK INDEX
of Deeds ~~XXXX~~

MARY KAUTZ
Ex-Officio Recorder

By *Leahy Linbal*
Fees \$3.00
Mail to: WEISER VALLEY TITLE
IN PERSON

☒ Cmp. Index
☒ Cmp. Rel.
☒ Film
☒ Compare
☒ Card Rel.
☒ Bk. Rel.
☒ Up-date
☒ Return

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OCT 23 1996

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A67-07626

A67-10838

[] Old Mailing Address: _____

[] New Mailing Address: Terry Kay Todd

1473 Sunny Side Rd

Weiser, Id 83672

New Telephone Number: (1549-1595

[] Signature of Claimant: Terry Kay Todd

Date: 2/10/92

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: _____ By: _____

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~~OCT 02 1992~~
~~MICROFILMED~~
OCT 23 1996

FEB 11 1992

Department of Water Resources
Western Regional Office

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: A67-07626
Date Received: 2/ 7/1992
Receipt No: 0014137
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES RAY MOORE
Address: P.O. BOX 509
WEISER ID

83672

2. Date of Priority: MAY 12, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	05W	9		NW	SE		WASHINGTON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.150		45.00

7. Total Quantity Appropriated is:
0.150 C.F.S. (and/or) 45.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10N	05W	9	NE	SE		IRR	8.0
			NW	SE		IRR	2.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

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:

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): Terry Kay Todd Date: 5-10-92

Date: _____

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OCT 02 1992
Date: 02/07/92

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of February 19 92

Charlotte Herata
Notary Public

Seal

Residing at Truier, Idaho
My Commission Expires July 20, 1993

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~~OCT 02 1992~~
Date: 02/07/92
~~MICROFILMED~~
OCT 23 1996

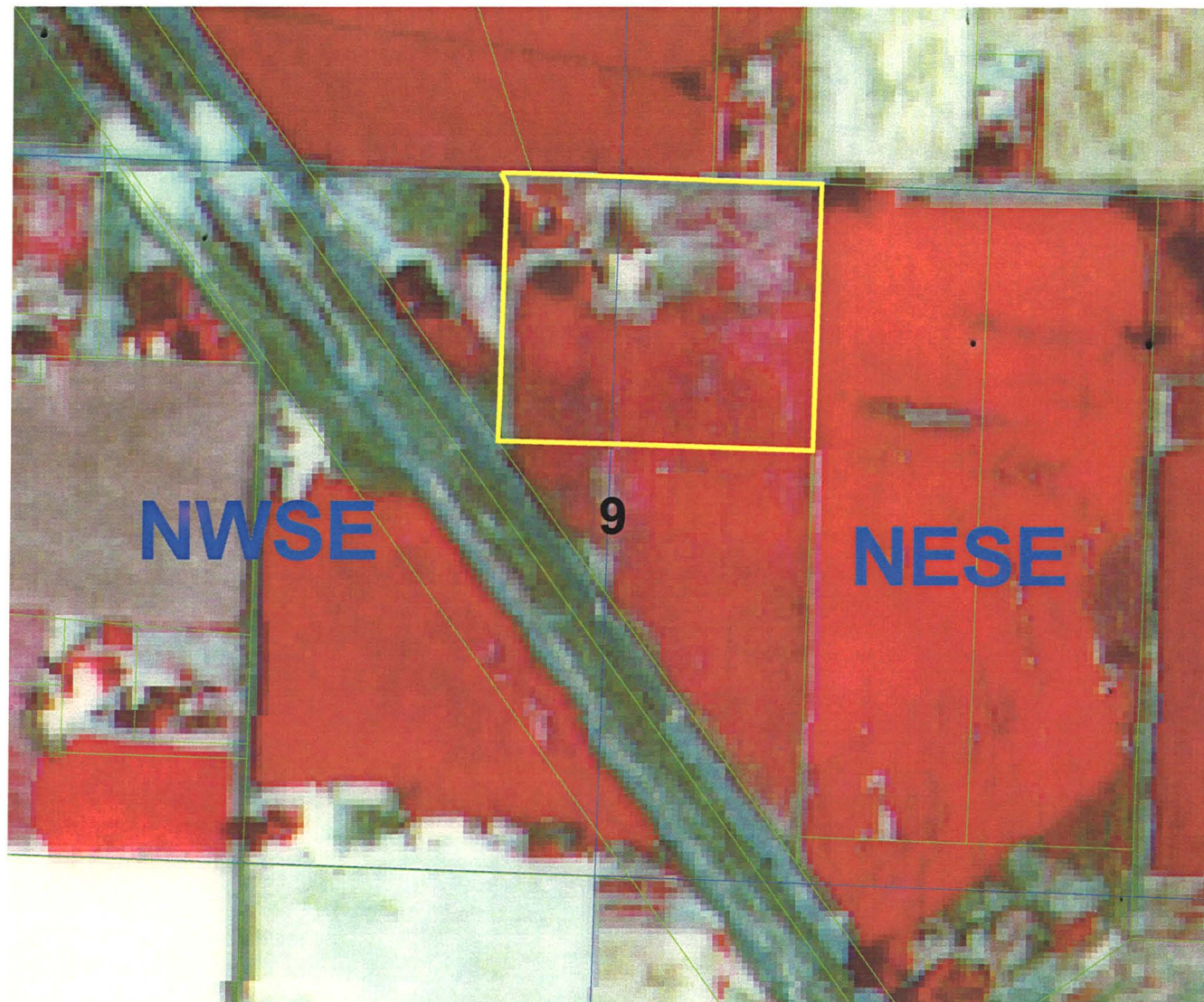
Idaho Department of Water Resources

67 - 7626A

Legend

-  Claim 67-7626A PQU
-  Washington taxlots
-  Sections
-  Quarter Quarter

T 10N, R 05W, Section 9



0.1 0 0.1 0.2 Miles

Prepared by Morgan Case
May 5, 2004
1987/88 Color Infra Red



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

Date: July 5, 1995

Re: Original Notice of Claim to a Water Right No. A67-07626

Renumbered to Notice of Claim to a Water Right No. A67-07626A

[TERRY KAY TODD]
1473 SUNNYSIDE RD
WEISER ID 83672

[]

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

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

Sincerely,

ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

Enclosure

MICROFILMED
OCT 23 1996

SCANNED
APR 14 2004

February 7, 1992

Terry Kay Todd
1473 Sunnyside Rd.
Weiser, ID 83672

Dear Ms. Todd:

I am writing in regard to our telephone conversation of February 6, which we discussed the unclaimed water right numbered 67-07626 for the irrigation of 10 acres.

Enclosed you will find two copies of that water right. One is for your records and the other will need to be returned to me. Be sure to review this claim closely for accuracy and to sign it and have it notarized before returning this to my attention. I am also enclosing a form which can be completed for the name change from Moore to yourself. The filing fee for this claim will be \$60.00. This includes the \$50.00 flat rate plus \$1.00 per irrigated acre.

Also, as a result of yesterdays conversation I have changed the number of homes on your domestic claim, A67-10838, listed under item nine from two to one. No other change has been made. Please contact me if you have any questions. I would appreciate it if you would return this second claim within 30 days.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure: A67-07626 (2 copies)
Change in address of Notice of Claim

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CONVERSATION MEMORANDUM

DATE 2-6-92FILE AG7-10838

NAME OF PARTY

Terry Todd

EMPLOYEE

Linda Querner

RE:

Response to letter of 2-3-92.

The priority month & day of Dec. 31 is ok.
OK to amend the claim to 1 home usage only.
There was a second trailer there but it
has since been moved off

On 2-7-92 I sent her a copy of AG7-7626
for her submittal. I told her no fee late
fee due because she ~~is~~ did not own property
at the time of Round 1 service. M&3
shows a notice sent to the first owner,
Moore, & no notice sent to Todd. Ownership
change is dated 5-31-91

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OCT 23 1996

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7626A V1

WATER RIGHT NUMBER: 67-7626A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLES RAY MOORE PO BOX 509 WEISER, ID 83672 (208)549-2777
Current Owner	TERRY KAY TODD 1473 SUNNYSIDE RD WEISER, ID 83672 (208)549-1595

Priority Date: 05/12/1983

Basis:

Status:

Source Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.090 CFS	27.00 AF
	<u>Total Diversion:</u>	0.090 CFS	27.00 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4SE1/4 Sec. 9, Twp 10N, Rge 05W, B.M.
WASHINGTON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
10N	05W	9	5.0	1.0			6.0

Total Acres: 6

Conditions of Approval:

Remarks:

Comments:

Period of Use is shorter than standard. Rec. Shoulder Remark.

Dates and Other Information:

DRAFT DO
NOT SCAN

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7626A V1

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>
Priority Date	5/5/2004 8:27:45 AM	mcase			
POD	5/5/2004 8:38:15 AM	mcase			
Source	5/5/2004 8:38:24 AM	mcase			
POU	5/5/2004 8:43:26 AM	mcase			
Use	5/5/2004 8:43:41 AM	mcase			
Season	5/5/2004 8:44:11 AM	mcase			
Quantity	5/5/2004 8:44:57 AM	mcase			

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	5/5/2004 8:37:09 AM	mcase	Edited point location
Source	5/5/2004 8:38:25 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	5/5/2004 8:38:41 AM	mcase	Edited shape boundary
POD	5/5/2004 8:38:16 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?
Use	5/5/2004 8:43:41 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?

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-7626A V1

Priority Date	5/5/2004 8:27:46 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 ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	5/5/2004 8:43:27 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?
Season	5/5/2004 8:44:12 AM	mcase	(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?
Quantity	5/5/2004 8:44:57 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? (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? Description for Question 10 - Parent Diversion licensed for 45 AF. Split was proportioned to 27 AF.