

STATE OF IDAHO
IDAHO WATER RESOURCE BOARD
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
PITNEY BOWES
02 1M \$ 00.31²
0004227270 MAY 21 2007
MAILED FROM ZIP CODE 83702

UTK

GRANT AND MICHELE DUPRE
PO BOX 114
PORT HADLOCK WA 98339-0114

RECEIVED

JUN - 4 2007

DEPARTMENT OF
WATER RESOURCES



82720-0098 1 35



83/20-0098

ADDRESS SERVICE
REQUESTED

0000000000 NOV 17 2000
MAILED FROM ZIP CODE 98302

RECEIVED

NOV 28 2008

DEPT. OF
WATER RESOURCES

UNKNOWN AT
THIS PO BOX
NAME IS NOT ON
BOX LOCATION



AP-53

NOE

WR# 67-7626B

Change of Ownership
Processed.

C. Sykes

5-18-07

GRANT DUPRE

MICHELE DUPRE

PO BOX 114

PORT HADLOCK WA 98339-0114

SCANNED

FEB 27 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

May 18, 2007

R BRAD MASINGILL
PO BOX 467
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #67-7626B
Your Client: Jack and Karen Perkett

The water right claim referenced above is still pending in the SRBA; therefore, no fees are due to do an ownership change. The refund process has been initiated with the State Auditor's Office for the \$25.00 fee you paid on receipt #C084019. You should receive a check in the near future.

For future reference, you can determine if a water right claim has been decreed by checking the SRBA Court's site at www.srba.state.id.us. Scroll to IWATRS Reports, then scroll down to Display a Subcase Summary Sheet, enter the adjudication claim number (xx-xxxxx). This will tell you if and when a partial decree was issued. If it HAS been decreed, there is a \$25.00 ownership change fee due with each water right. If it has NOT been reported or decreed yet, and is therefore still pending in the SRBA, there is no fee due.

Sincerely,

Craig L. Saxton
Water Rights Supervisor
Adjudication Bureau

CLS:ss:ref

SCANNED

MAY 18 2007

REFUND REQUEST

TO: S. Sherman to Log In
 FOR: C. Fritschle/D. Allen
 FROM: S. Sherman Date: 5-18-07
 SUBJ: Receipt No. C084019 (Please attach ARQ2 Receipt copy immediately behind blue form)

RE: PayOR R. Brad Masingill
 Address P8 Box 467
Weiser ID 83672

Claimant(s) if NOT Payor Jack & Karen Perlett
 Refund Amount \$ 25.- Claim Location (Region/Claimant) (S.O.)
 Extension Filed? Y/N (NA) Copy Attached? Y/N (NA)
 Late Fees Paid? Y/N (NA) Late Fee Receipt # C084019
 S.O. Verified Ext. by — on — D.B. Query by —
 Refund Generated By (✓) Agent () Claimant
 Refund Category:
 insufficient fees / claim incomplete / withdrawn / o-pmt

Date of Last Correspondence (copy attached) —

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
<u>67-76266</u>	<u>81</u>	<u>\$25.-</u>	<u>\$0</u>	<u>C084019</u>
		\$		
		\$		
		\$		
		\$		
		\$		
Total		<u>\$25.-</u>	<u>\$0</u>	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/(N)

No fee due on o/c still B4 The Court.

Region AJ Spvsr. Approval CS S.O. AJ Spvsr. Approval —
 C. Fritschle Approval — Hold — To Fiscal 5-18-07 M
 Logged 5-17-07 M
 Data Base Modified? Y/N (NA) A &/or R Records By — on —

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7626B V1

WATER RIGHT NUMBER: 67-7626B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KAREN PERKETT 440 US HIGHWAY 95 WEISER, ID 83672
Original Owner	TERRY KAY TODD 1473 SUNNYSIDE RD WEISER, ID 83672 (208)549-1595
Directors Report Owner	GRANT DUPRE PO BOX 114 PORT HADLOCK, WA 98339-0114 (360)385-2563
Current Owner	JACK PERKETT 440 US HWY 95 WEISER, ID 83672
Original Owner	CHARLES RAY MOORE PO BOX 509 WEISER, ID 83672 (208)549-2777
Directors Report Owner	MICHELE DUPRE PO BOX 114 PORT HADLOCK, WA 98339-0114 (360)385-2563

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	0.060 CFS	18.00 AF
	<u>Total Diversion:</u>	0.060 CFS	18.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4SE1/4	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													3.0	1.0			4.0

Total Acres: 4

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

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

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 Present Owner

Comment: The claimant was not shown as a tax lot owner. The current tax lot owner was added as a present owner in an effort to reach the current water right holder to prompt an ownership change.

3. 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.

4. 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: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	5/5/2004 8:49:48 AM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7626B V1

POD	5/5/2004 8:51:22 AM	mcase	Active
Source	5/5/2004 8:51:32 AM	mcase	Active
POU	5/5/2004 8:55:26 AM	mcase	Active
Use	5/5/2004 8:55:44 AM	mcase	Active
Season	5/5/2004 8:56:07 AM	mcase	Active
Quantity	5/5/2004 8:56:57 AM	mcase	Active
Season	5/13/2004 9:41:59 AM	mcase	Active
Contacts	11/8/2006 11:30:32 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>
Season	5/13/2004 9:41:59 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?
POD	11/8/2006 11:31:13 AM	jdean	Updated PLS
Summary	11/8/2006 11:38:43 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?
Contacts	11/8/2006 11:30:32 AM	jdean	(No) 1. Do you want to schedule an appointment? Comment for 1: Desk Review
POD	11/8/2006 11:30:54 AM	jdean	Updated shape
POD	5/5/2004 8:50:31 AM	mcase	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7626B V1

Source	5/5/2004 8:51:33 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 8:51:54 AM	mcase	Edited shape boundary
POU	5/5/2004 8:55:27 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?
Use	5/5/2004 8:55:44 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	5/5/2004 8:56:08 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?
Priority Date	5/5/2004 8:49:48 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?
POD	5/5/2004 8:51:23 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 67-7626B V1

Quantity	5/5/2004 8:56:57 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 appropriately claimed 18 AF.
----------	---------------------	-------	--

Water Supply Bank:



R. Brad Masingill

Attorney at Law
27 W. Commercial - P.O. Box 467
Weiser, Idaho 83672
Telephone (208) 414-0665
Fax (208) 414-0490
E-mail bmasingill@hotmail.com

May 2, 2007

Ads.

Idaho Department of Water Resources
322 East Front Street
P. O. Box 83720
Boise, ID 83720-0098

RECEIVED

MAY 8 2007

**DEPARTMENT OF
WATER RESOURCES**

Re: Change in Water Right Ownership

To Whom it May Concern:

I am enclosing herein a Notice of Change in Water Right Ownership for Jack and Karen Perkett, along with current Title Policy. I have also enclosed a check in the amount of \$25.00 for the filing fee.

If there are any questions or problems with this Change, please contact this office.

Very truly yours,

R. Brad Masingill
Attorney at Law

*Refund requested
5-13-07
-RB*

RBM:gg

Pc: file
client

SCANNED

MAY - 8 2007

RECEIVED

MAY 04 2007

DEPARTMENT OF
WATER RESOURCES

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

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

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

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
67-7626B	-okay to change	MVB 5-16-2007			

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s)	Grant & Michele Dupre P. O. Box 114, Port Hadlock, WA 98339-0114
4. New Owner/Claimant(s)	Jack and Karen Perkett Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	440 U. S. Highway 95
City, State and ZIP Code	Weiser, ID 83672
New Telephone Number	(208) 549-1600

SCANNED

MAY - 8 2007

5. Date you acquired the property

3-12-03

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		67-7626B
Irrigation	0.060 CFS/18.00 AFY	4 acres
Stock		
Domestic	0.060 CFS/18.00 AFY	4 acres
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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

7. Signature(s) of New Owner(s) or Claimant(s)

Jack Redits
Karen Perloff

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by AMB
 Received by AMB
 Processed by _____ AJ

Date 5.4.07
 Date 5.4.07
 Date _____

Receipt Amt. 25.00
 Receipt No. C084019
 WR _____ Date _____

SCANNED

MAY - 8 2007

TRANS TYPE	SI IND	INF END		CODE	CODE	CODE	CODE		REISSUE AMOUNT		ST	PROP TYPE

OWNERS

SCHEDULE A

OFFICE FILE NUMBER	POLICY NUMBER	DATE OF POLICY	AMOUNT OF INSURANCE	PREMIUM AMOUNT
100-03-9012	13 0488 106 00001646	MARCH 12,2003 AT 3:29 PM	\$40,000.00	\$281.25

1. Name of Insured:

JACK PERKETT AND KAREN PERKETT

2. The estate or interest in the land which is covered by this Policy is:

FEE SIMPLE

3. Title to the estate or interest in the land is vested in:

JACK PERKETT AND KAREN PERKETT, husband and wife

4. The land herein described is encumbered by the following mortgage or trust deed, and assignments:

NONE

and the mortgages or trust deeds, if any, shown in Schedule B hereof.

5. The land referred to in this Policy is described as follows:

WASHINGTON COUNTY, IDAHO:

SEE ATTACHED EXHIBIT "A"

EXHIBIT "A"

Policy Number: 13-0488-106-00001646

File Number: 100-03-9012

A parcel of land situated within the SE1/4 of Section 9, Township 10 North, Range 5 West, Boise Meridian, Washington County, Idaho, 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 Washington 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.

SCANNED

MAY - 8 2007

Policy Number: 13-0488-106-00001646

File Number: 100-03-9012

SCHEDULE B**EXCEPTIONS FROM COVERAGE**

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

1. Rights or claims of parties in possession not shown by the public records.
2. Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
3. Easements, or claims or easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matter excepted under (a), (b), or (c) are shown by the public records.
6. Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.

Special Exceptions: The mortgage, if any, referred to in Item 4 of Schedule A.

7. Taxes for 2003 are an accruing lien and not yet due or payable.
8. Liens, levies and assessments of the Lower Payette Ditch Company, or any and all irrigation districts or laterals, and the rights, powers and easements of said district as by law provided.
9. Terms, conditions, restrictions and easements contained in Deed to the State of Idaho recorded in Book 57 of Deeds, page 384, Official Records.
10. The mobile home located on this property, is excluded from coverage.

End Schedule B

Countersigned

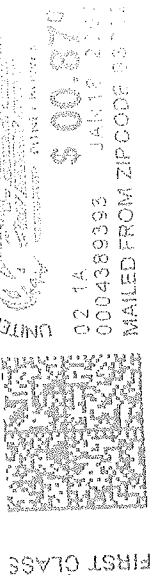
SCHEDULE B (STANDARD COVERAGE)
OWNERS FORM

Authorized Signatory

SCANNED

MAY - 8 2007

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



RECEIVED

JAN 25 2007

DEPARTMENT OF
WATER RESOURCES

Director's Report
WR # 67-7626B

MICHELE DUPRE

GRANT DUPRE
PO BOX 114
PORT HADLOCK WA 98339-0114

SCANNED
MAR 13 2007

11/08/2006

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

RIGHT NUMBER: 67-7626B
NAME AND ADDRESS: GRANT DUPRE
PO BOX 114
PORT HADLOCK WA 98339-0114

JACK PERKETT
440 US HWY 95
WEISER ID 83672

MICHELE DUPRE
PO BOX 114
PORT HADLOCK WA 98339-0114

Jack Perkett
440 US HWY 95
Weiser, ID 83672

Present Owner

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.060 CFS
18.000 AFY
PRIORITY DATE: 05/12/1983
POINT OF DIVERSION:

T10N R05W S9 NENWSE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.060 CFS 18.00 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 3.00 T10N R05W S09 NWSE 1.00

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

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

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



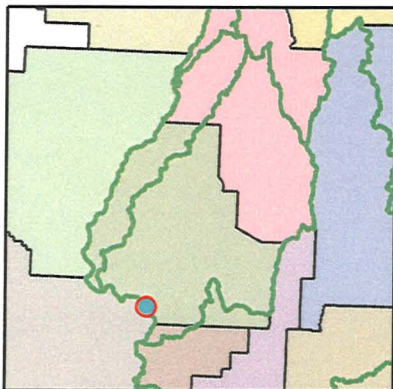
Idaho Department of Water Resources

SRBA Recommendation:

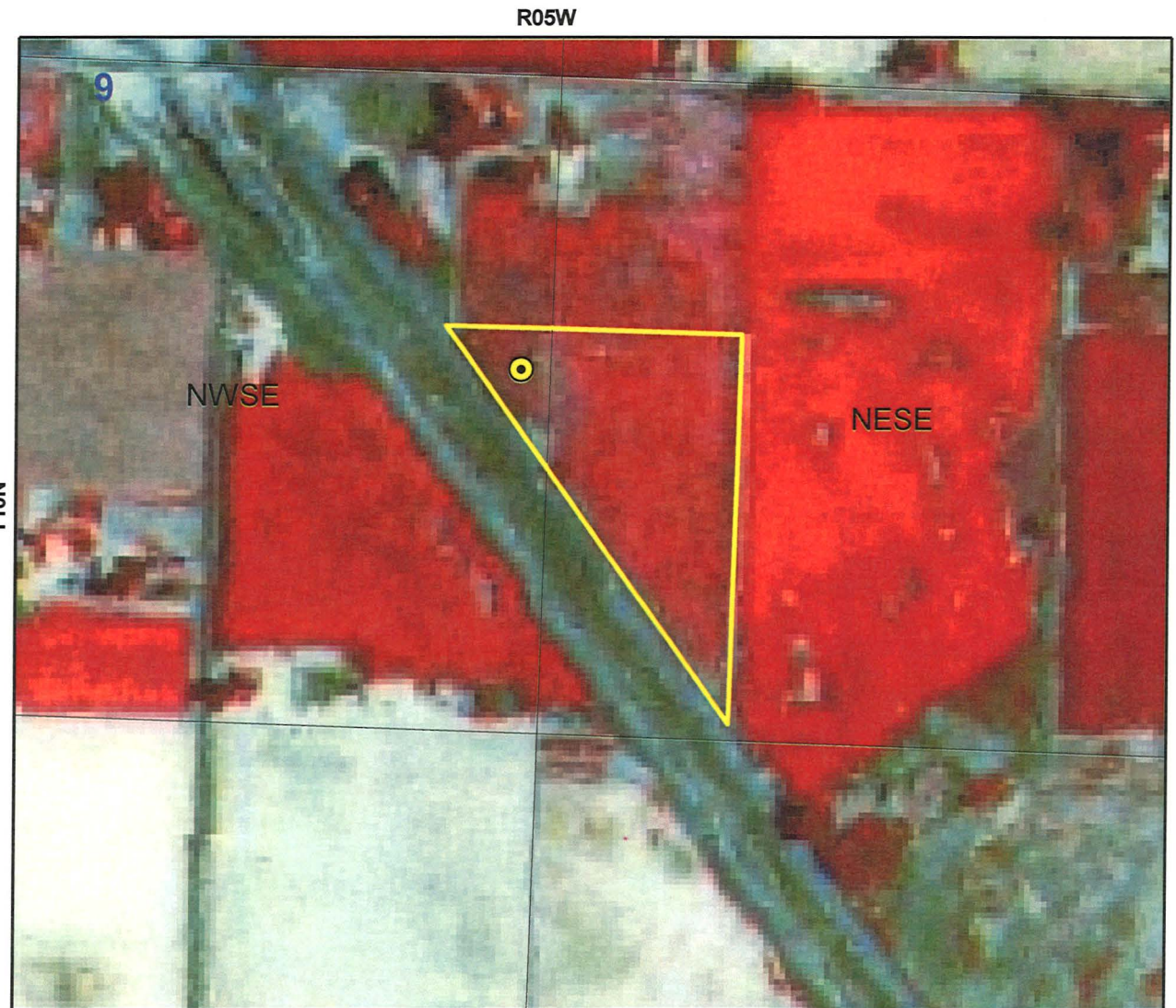
67-7626B

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 67-7626B V1

WATER RIGHT NUMBER: 67-7626B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	TERRY KAY TODD 1473 SUNNYSIDE RD WEISER, ID 83672 (208)549-1595
Current Owner	GRANT DUPRE PO BOX 114 PORT HADLOCK, WA 98339-0114 (360)385-2563
Present Owner	JACK PERKETT 440 US HWY 95 WEISER, ID 83672
Original Owner	CHARLES RAY MOORE PO BOX 509 WEISER, ID 83672 (208)549-2777
Current Owner	MICHELE DUPRE PO BOX 114 PORT HADLOCK, WA 98339-0114 (360)385-2563

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	0.060 CFS	18.00 AF
	<u>Total Diversion:</u>	0.060 CFS	18.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4SE1/4	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													3.0	1.0			4.0

Total Acres: 4

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

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

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 Present Owner
Comment: The claimant was not shown as a tax lot owner. The current tax lot owner was added as a present owner in an effort to reach the current water right holder to prompt an ownership change.
3. 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.
4. jdean 11/8/2006 Recommended as transfered
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: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	5/5/2004 8:49:48 AM	mcase			Active
POD	5/5/2004 8:51:22 AM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7626B V1

Source	5/5/2004 8:51:32 AM	mcase	Active
POU	5/5/2004 8:55:26 AM	mcase	Active
Use	5/5/2004 8:55:44 AM	mcase	Active
Season	5/5/2004 8:56:07 AM	mcase	Active
Quantity	5/5/2004 8:56:57 AM	mcase	Active
Season	5/13/2004 9:41:59 AM	mcase	Active
Contacts	11/8/2006 11:30:32 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>
Season	5/13/2004 9:41:59 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?
POD	11/8/2006 11:31:13 AM	jdean	Updated PLS
Summary	11/8/2006 11:38:43 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?
Contacts	11/8/2006 11:30:32 AM	jdean	(No) 1. Do you want to schedule an appointment? Comment for 1: Desk Review
POD	11/8/2006 11:30:54 AM	jdean	Updated shape
POD	5/5/2004 8:50:31 AM	mcase	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7626B V1

Source	5/5/2004 8:51:33 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 8:51:54 AM	mcase	Edited shape boundary
POU	5/5/2004 8:55:27 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?
Use	5/5/2004 8:55:44 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	5/5/2004 8:56:08 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?
Priority Date	5/5/2004 8:49:48 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?
POD	5/5/2004 8:51:23 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 67-7626B V1

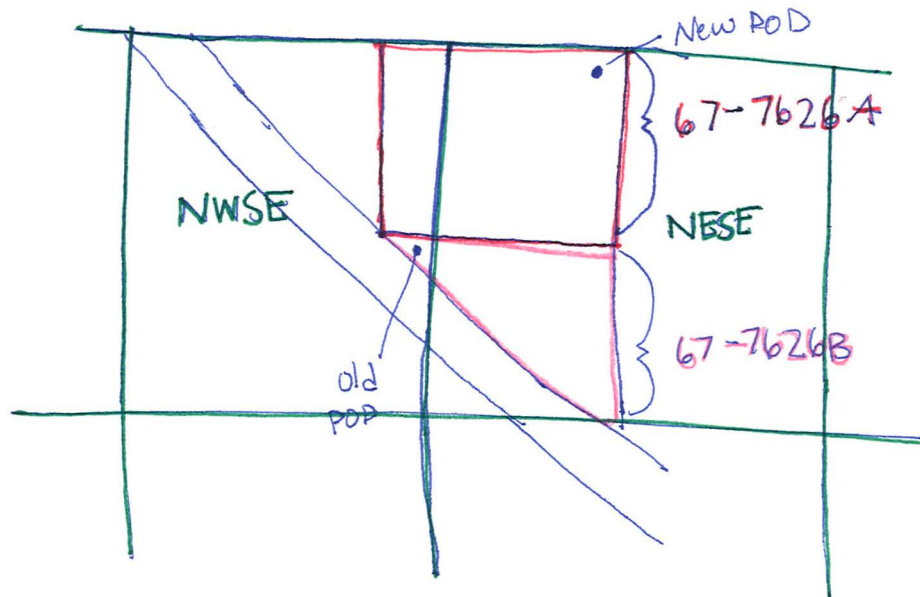
Quantity	5/5/2004 8:56:57 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Parent diversion licensed for 45 AF. Split appropriately claimed 18 AF.
----------	---------------------	-------	--

Water Supply Bank:

Split/Overlap Analysis - Water Right No.

Twp	Rng	Sec	Q-Q	Lot	7626A	7626B	License	TransferA	TransferB
10N	5W	9	NESE		5	3	8	5	3
			NWSE		1	1	2	1	1
					6	4	10	6	4

Right No:	Diversion	Volume	Irrigated Acres	CFS/ Acre	AFY/Acre	Priority Date	POD	Source
7626A	0.09	27	6.0	0.015	4.5	5/12/1983	NESE S9, 10N, 5W	GW
7626B	0.06	18.0	4.0	0.015	4.5	5/12/1983	NWSE S9, 10N, 5W	GW
License	0.15	45	10.0	0.015	4.5	5/12/1983	NWSE S9, 10N, 5W	GW
TransferA	0.09	27	6.0	0.015	4.5	5/12/1983	NESE S9, 10N, 5W	GW
TransferB	0.06	18	4.0	0.015	4.5	5/12/1983	NWSE S9, 10N, 5W	GW



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07626

Priority: May 12, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.15 CFS
45.0 AF

This is to certify, that CHARLES RAY MOORE
P.O. BOX 509
WEISER, ID 83672

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 22, 1983; and has submitted Proof of Beneficial Use on July 30, 1986. An examination indicates that the works have a diversion capacity of .150 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.15 CFS	45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , 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 8	NWSE 2		10
Total number of acres irrigated:						10

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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.

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 2nd day of November, 1989.

MICROFILMED

NOV 21 1989

R. Keith Higginson for
R. Keith Higginson, Director

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: **A67-07626B**
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: GRANT DUPRE 360-385-2563
Address: PO BOX 114
PORT HADLOCK WA 98339-0114
AND/OR
Name: MICHELE DUPRE 360-385-2563
Address: PO BOX 114
PORT HADLOCK WA 98339-0114

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	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	0.060		18.00

7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) 18.00 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	Lot	Use	Acres
10N	05W	9	NE	SE		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	9	NW	SE		IRR	1.0
Section Acres							4.0
Total Acres							4.0

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.
07/06/1995 MM.

15. Basis of Claim: LICENSE



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 30 1995

WATER RESOURCES
WESTERN REGIONDATE OF CLOSING: June 27, 1995

LEGAL DESCRIPTION OF PROPERTY: Township 10 N Range 5 W
Section 9, 1/4 of 1/4 of 1/4, Govt. Lot , BM. N 1/2 SE 1/4
Lot , Block , Subdivision/Townsite .
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) A67-07626
Assigned by IDWR:

☒ Name and Address of Former Owner/Claimant(s)(Seller): Terry Kay Todd
1473 Sunnyside Rd.
Weiser ID 83672

☐ New Owner/Claimant (Purchaser): Grant + Michele Dupre

☐ New Mailing Address: P.O. Box 114
Port Hadlock, WA
98339-0114

☐ New Telephone Number: (360) 385-2563

☒ 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:

NEW owner
Portion B = .06 cfs 4 acres per Attached pg. copied from
Transfer Appl. #4519
T.K. Todd retains portion A = .09 cfs 6 acres

☐ Attach proof of ownership, describe proof attached:

(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) Grant Dupre Date 6-23-95
Michele Dupre Date 6-23-95

☐ Signature of Former Owner/Claimant(s): Terry Kay Todd 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: 07/05/1995 By: TTT

Further Action Needed:

SPLIT - See XFER #4519

Further Action Taken

Date: By:

Final Review and Data Entry

Date: 07/05/1995 By: TTT

Claim Numbers of Split, if any:

A67-07626A, A76-07626B

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

MICROFILMED

OCT 23 1996

WARRANTY DEED

For Value Received

TERRY KAY TODD, a single person

RECEIVED

JUN 30 1995

WATER RESOURCES
WESTERN REGION

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

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.

Sharon D. 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~~
~~XXI Deeds XXXXX~~ BY #163510

SHARON WYDNER
Ex-Officio Recorder
By Lisa McKnight
Fees \$ 3.00
Mail to: WEISER VALLEY TITLE

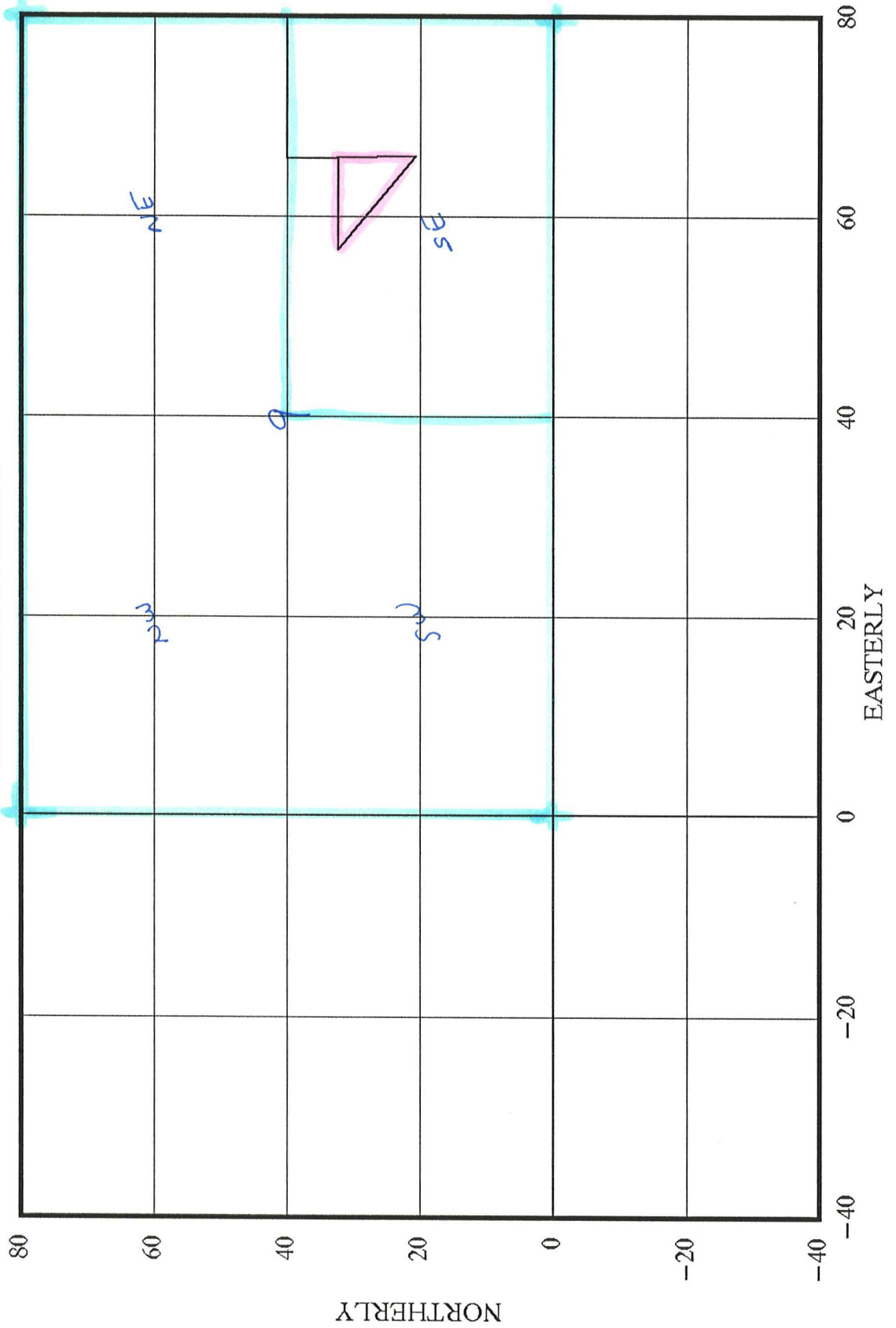
Comp. Index
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Bk. Rel.
Up-date
Return
Copy

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OCT 23 1996

Dyprce
A67-07626B

PARCEL PLOT - METES & BOUNDS

DISTANCE IS IN CHAINS



MICROFILMED
OCT 23 1996

Dupre Meter & Bounds

A67-07626B

80.00	40.00					0.00
65.67	40.00	89.00	56.00	5.00 nw	945.51	11.04
65.76	32.27	0.00	13.00	24.00 se	510.17	11.05
56.70	32.26	89.00	56.00	5.00 nw	597.57	32.92
65.91	20.57	37.00	27.00	45.00 se	982.51	16.21
65.78	32.37	0.00	13.00	24.00 nw	779.20	16.21
65.78	32.37	0.00	0.00	0.00	0.00	16.21
65.78	32.37	0.00				16.21

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OCT 23 1996

WR5809NP

No. 67-07626B

TRANS. NO. 4519

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/05/95

PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES RAY MOORE PO BOX 509 WEISER ID 83672	05/12/1983	IRRIGATION	03-15 11-15	0.060 CFS	18.00 AFA
TOTAL DIVERSION:					0.060 CFS	18.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.150 CFS

Point(s) of Diversion: T10N R05W S09 NWSE

WASHINGTON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10N	05W	9	:																	:	4.0
																			TOTAL ACRES	4.0	

Pou County: WASHINGTON

Conditions of Approval:

- R32 - 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.

Dates:	App. Received:	04/22/1983	Priority Date:	05/12/1983	(Priority Date Advanced.)
	Proof Due Date:	09/01/1984	Proof Made Date:	07/30/1986	(Proof Received Late.)
	Exam Made Date:	08/12/1987	Exam Sent to S.O.:		
	Licensed Date:	11/02/1989			

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 12/19/1994 User-ID: SLESTER Subject: TRANSFER NO. 4519
 Applicant seeks new well for 6 acre portion A to be retained. The
 other 4 acre portion B will use old well under new ownership. So
 original owner equals portion A, 6 acres & .09 cfs while new
 owner equals portion B, 4 acres & .06 cfs.
 Transferred portion is Part A.

Audit: 12/19/94 SLESTER 04/07/95 PSKAGGS

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: AKA

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

~~MICROFILMED~~
OCT 02 1992

~~MICROFILMED~~
OCT 23 1996

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 per 7/31/91

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

~~MICROFILMED~~

OCT 02 1992

~~MICROFILMED~~

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
Residing at _____, Idaho
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 Lindal*
Fees \$3.00
Mail to: WEISER VALLEY TITLE
IN PERSON

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

MICROFILMED
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: _____

~~MICROFILMED~~

~~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	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	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 Ray Todd Date: 2-10-92

Date: _____

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OCT 23 1996

~~MICROFILMED~~

~~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 Truett, Idaho

My Commission Expires July 20, 1993

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OCT 02 1992

Idaho Department of Water Resources

67 - 7626B

Legend

-  Claim 67-7626B POU
-  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

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

WATER RIGHT NUMBER: 67-7626B V1

Owner Type	Name and Address
Original Owner	TERRY KAY TODD 1473 SUNNYSIDE RD WEISER, ID 83672 (208)549-1595
Original Owner	CHARLES RAY MOORE PO BOX 509 WEISER, ID 83672 (208)549-2777
Current Owner	GRANT DUPRE PO BOX 114 PORT HADLOCK, WA 98339 (360)385-2563
Current Owner	MICHELE DUPRE PO BOX 114 PORT HADLOCK, WA 98339-0114 (360)385-2563

Priority Date: 05/12/1983

Basis:

Status:

Source Tributary

GROUND WATER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	3/15 to 11/15	0.060 CFS	18.00 AF
	<u>Total Diversion:</u>	0.160 CFS	18.00 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4SE1/4 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	NE	NW	SW	SE	4.0

Total Acres: 4

Conditions of Approval:

Remarks:

**DRAFT DO
NOT SCAN**

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

Comments:

Period of Use shorter than standard. Rec. Shouldn't Remarks

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	5/5/2004 8:49:48 AM	mcase			
POD	5/5/2004 8:51:22 AM	mcase			
Source	5/5/2004 8:51:32 AM	mcase			
POU	5/5/2004 8:55:26 AM	mcase			
Use	5/5/2004 8:55:44 AM	mcase			
Season	5/5/2004 8:56:07 AM	mcase			
Quantity	5/5/2004 8:56:57 AM	mcase			

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
POD	5/5/2004 8:50:31 AM	mcase	Edited point location
Source	5/5/2004 8:51:33 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 8:51:54 AM	mcase	Edited shape boundary
POU	5/5/2004 8:55:27 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?

Page 3

05/05/2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7628B V1

Use	5/5/2004 8:55:44 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	5/5/2004 8:56:08 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?
Priority Date	5/5/2004 8:49:48 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?
POD	5/5/2004 8:51:23 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?
Quantity	5/5/2004 8:56:57 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 appropriately claimed 18 AF.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Date: July 5, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Original Notice of Claim to a Water Right No(s). A67-07626

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

[
GRANT DUPRE
MICHELE DUPRE
PO BOX 114
PORT HADLOCK WA 98339-0114
]

Dear Claimant(s):

We have received and processed the Change of Ownership form submitted on the Original Notice of Claim to a Water Right Number as referenced above. This change of ownership required a split of this original claim resulting in the renumbering of the original claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right Number for your portion is referenced above. The right holders of the remaining portion have also been notified of this split and renumbering of their original claim.

Enclosed is a copy of this new claim which now reflects your portion of the original water right. Please keep this copy for your files and refer to the new claim number when corresponding with our office. If you have any questions concerning this letter or the enclosed claim, please feel free to contact this office.

Sincerely,

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

Enclosure

SCANNED
APR 14 2004

MICROFILMED
OCT 23 1996

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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OCT 23 1996

DATE 2-6-92FILE AG7-10838

NAME OF PARTY

Terry Todd

EMPLOYEE

Linda Diermer

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 late
fee due because she ~~to~~ did not own property
at the time of round 1 service. M23
shows a notice sent to the first owner,
Moore, & no notice sent to Todd. Ownership
change is dated 5-31-91)

D