

04/14/2009

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

RIGHT NUMBER: 67-7685

NAME AND ADDRESS: BRUCE G WARREN
1877 HWY 95
PO BOX 699
COUNCIL ID 83612

LAURIE L WARREN
1877 HWY 95
PO BOX 699

COUNCIL ID 83612

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.440 CFS
188.700 AFY

Right Nos. 67-7685 and 67-7726 are limited to a total combined diversion rate of 0.88 cfs and to a total combined annual diversion volume of 189.7 AF.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/08/1984

POINT OF DIVERSION:

T16N R01W S21 NENE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.440 CFS 188.00 AFY
STOCKWATER	01/01 12/31	0.020 CFS 0.70 AFY

PLACE OF USE: IRRIGATION in ADAMS County

T16N R01W S21	NENE	27.00	T16N R01W S21	SENE	15.00
T16N R01W S22	NWNW	4.00	T16N R01W S22	SWNW	1.00

STOCKWATER same as IRRIGATION

47 ACRES TOTAL

Right Nos. 67-7685 and 67-7726 are limited to the irrigation of a combined total of 47 acres in a single irrigation season.

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 water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.



Idaho Department of Water Resources

Adjudication Recommendation

67-7685

(IRRIGATION)

Legend

● Point of Diversion

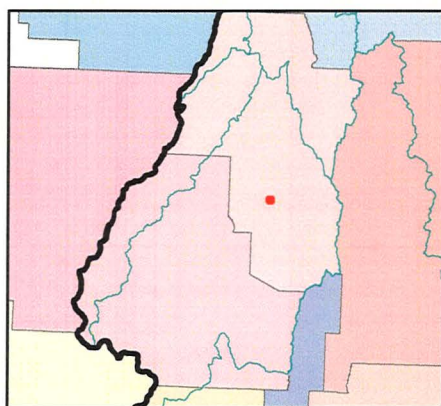
□ Place of Use

□ State Outline

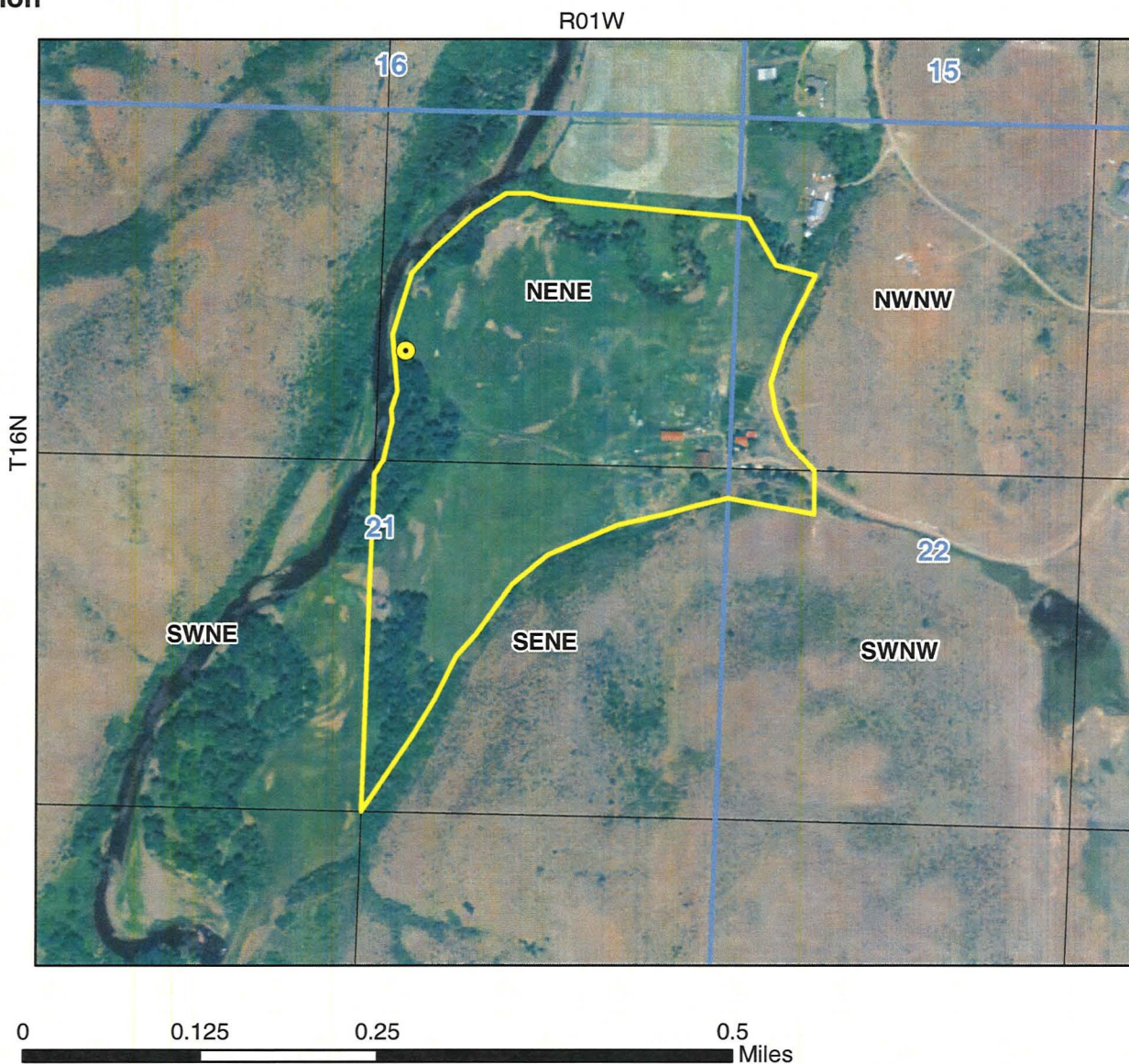
□ Townships

□ PLS Sections

□ Quarter Quarters



Adams County
IDWR Basin 67



Prepared by Craig Saxton
On April 14, 2009
2004 Aerial Photography

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 67-07685

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
16N 01W 21	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	X			X													
16N 01W 22						X	X										

CONDITIONS OF APPROVAL

1. When notified by the Department, the right holder shall install and maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Rights 67-7685, and 67-7726 when combined shall not exceed a total diversion rate of 0.88 cfs, a total annual maximum diversion volume of 189.7 af at the field headgate, and the irrigation of 47 acres.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 7th day of April, 2009.


 For DAVID R. TUTHILL, JR.
 Director

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 67-07685

Priority: March 08, 1984

Maximum Diversion Rate: 0.44 CFS
Maximum Diversion Volume: 188.7 AF

It is hereby certified that LAURIE L WARREN
PO BOX 699
1877 HWY 95
COUNCIL ID 83612

And

BRUCE G WARREN
PO BOX 699
1877 HWY 95
COUNCIL ID 83612

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 08, 1984; and has submitted Proof of Beneficial Use on March 02, 1989. An examination indicates that the works have a diversion capacity of 0.44 cfs of water from:

SOURCE

WEISER RIVER

Tributary: SNAKE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	0.44 CFS	188.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.7 AF

LOCATION OF POINT(S) OF DIVERSION:

WEISER RIVER
ADAMS County

NE1/4NE1/4

Sec. 21, Twp 16N, Rge 01W, B.M.

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	
16N 01W 21	27.0			15.0													42.0
16N 01W 22					4.0	1.0											5.0

Total Acres: 47

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Water Right Number(s): A 67-7685 / 67-7685 / 67-7726 ^{A 67-7726}

Previous Mailing Address: 371 Minlker Rd.

Winlock, WA

98596

New Mailing Address:

PO Box 699 / 1877 Hwy 95

Council, Id 83612

Telephone Number:

(208) 253-1119

Signature of all Claimant(s):

Laurie L. Warren

Please print your name below your signature.

Laurie L. Warren

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

02/04/2009

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-7685

NAME AND ADDRESS: BRUCE G WARREN
1877 HWY 95
PO BOX 699
COUNCIL ID 83612

LAURIE L WARREN
1877 HWY 95
PO BOX 699

COUNCIL ID 83612

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.000 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/08/1984

POINT OF
DIVERSION:

T16N R01W S21 NENE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.000 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T16N R01W S21	NENE	20.00	T16N R01W S21	SENE	12.00
T16N R01W S22	NENW	5.00	T16N R01W S22	SENW	5.00

STOCKWATER same as IRRIGATION

42 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 47.0 acres in a single irrigation season. Combined Right Nos.: 67-7685 & 67-7726

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.

This right is conditioned upon completion of the appropriation in accordance with the statutory procedure for appropriation of water rights. This right remains subject to all conditions set forth in the permit upon which this right is based, and will be subject to all conditions set forth in the license issued by IDWR upon completion of the statutory appropriation process.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Permit

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

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNIT 7
PITNEY BOWES
\$ 00.870
NOV 17 2006
0004389393
MAILED FROM ZIP CODE 83702



- ☒ Undeliverable as
addressed
☐ Moved, Left No Address
☐ Unclaimed
☐ Refused
☐ Attempted, Not Known
☐ No Such Person
☐ No Such Address

RECEIVED
NOV 27 2006
DEPARTMENT OF
WATER RESOURCES

Address change?
According to fax 10/5, address should be:
1877 Hwy 95
Council ID 83612

NDE
WR# 67-7685
67-7726

~~BRUCE G. WARREN~~
~~371 MINLOCK RD~~

~~DORIE L. WARREN~~
~~371 MINLOCK RD~~
~~WINLOCK WA 98596~~

SCANNED
FEB 27 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 17, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

BRUCE G WARREN
LAURIE L WARREN
371 MINLKLER RD
WINLOCK WA 89596

RE: Snake River Basin Adjudication (SRBA) claim 67-7685 and 67-7726

Dear Mr. and Ms. Warren,

In November of 2004, the Idaho Department of Water Resources (IDWR) received a request for a change of ownership on 67-11102 and 67-7726. After reviewing the claim and the deeds submitted, IDWR determined that 67-7726 should be split into two parts; 67-14498 (Sloan) and 67-14499 (Warren).

During my preliminary review process, it appears that the original claim was split by mistake and that the entire water right 67-7726 should have transferred to your name.

I have re-combined SRBA claims 67-14498 and 67-14499 back into 67-7726 which is in the name of Bruce and Laurie Warren. Claim 67-14499 is no longer a valid claim number.

Your new claim number is 67-7726.

I am enclosing a copy of 67-7726 for your records. I apologize for the inconvenience.

In addition, on August 8, 2006, I sent a letter informing you that I could not process a change of ownership for SRBA claim 67-7685 which was based on permit. To make a long story short, 67-7726 was filed significantly different than permitted. Due to this and some missing information, I was not able to change the name on the SRBA claim.

However, I fortunate enough to find the missing information in file 67-7726 and was able to change ownership on the recommendation for 67-7726. I am enclosing a copy of the **preliminary SRBA recommendation for 67-7685** for your records. Again, I apologize for the inconvenience.

Please feel free to contact me if you have any questions.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)

10/17/2006

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

RIGHT NUMBER: 67-7685

NAME AND ADDRESS: BRUCE G. WARREN
371 MINLKER RD
WINLOCK WA 98596

LAURIE L. WARREN
371 MINLKLER RD
WINLOCK WA 98596

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.000 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/08/1984

POINT OF DIVERSION:

T16N R01W S21 NENE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.000 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T16N R01W S21	NENE	20.00	T16N R01W S21	SENE	12.00
T16N R01W S22	NENW	5.00	T16N R01W S22	SENW	5.00

STOCKWATER same as IRRIGATION

42 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 47.0 acres in a single irrigation season. Combined Right Nos.: 67-7685 & 67-7726

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.

This right is conditioned upon completion of the appropriation in accordance with the statutory procedure for appropriation of water rights. This right remains subject to all conditions set forth in the permit upon which this right is based, and will be subject to all conditions set forth in the license issued by IDWR upon completion of the statutory appropriation process.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Permit



Idaho Department of Water Resources

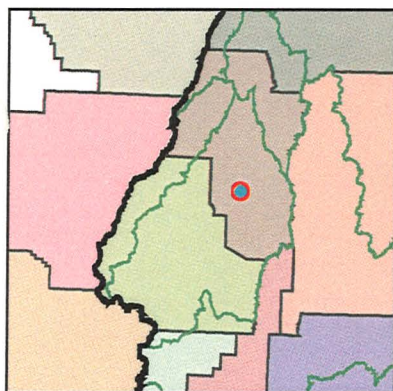
SRBA Recommendation:

67-7685

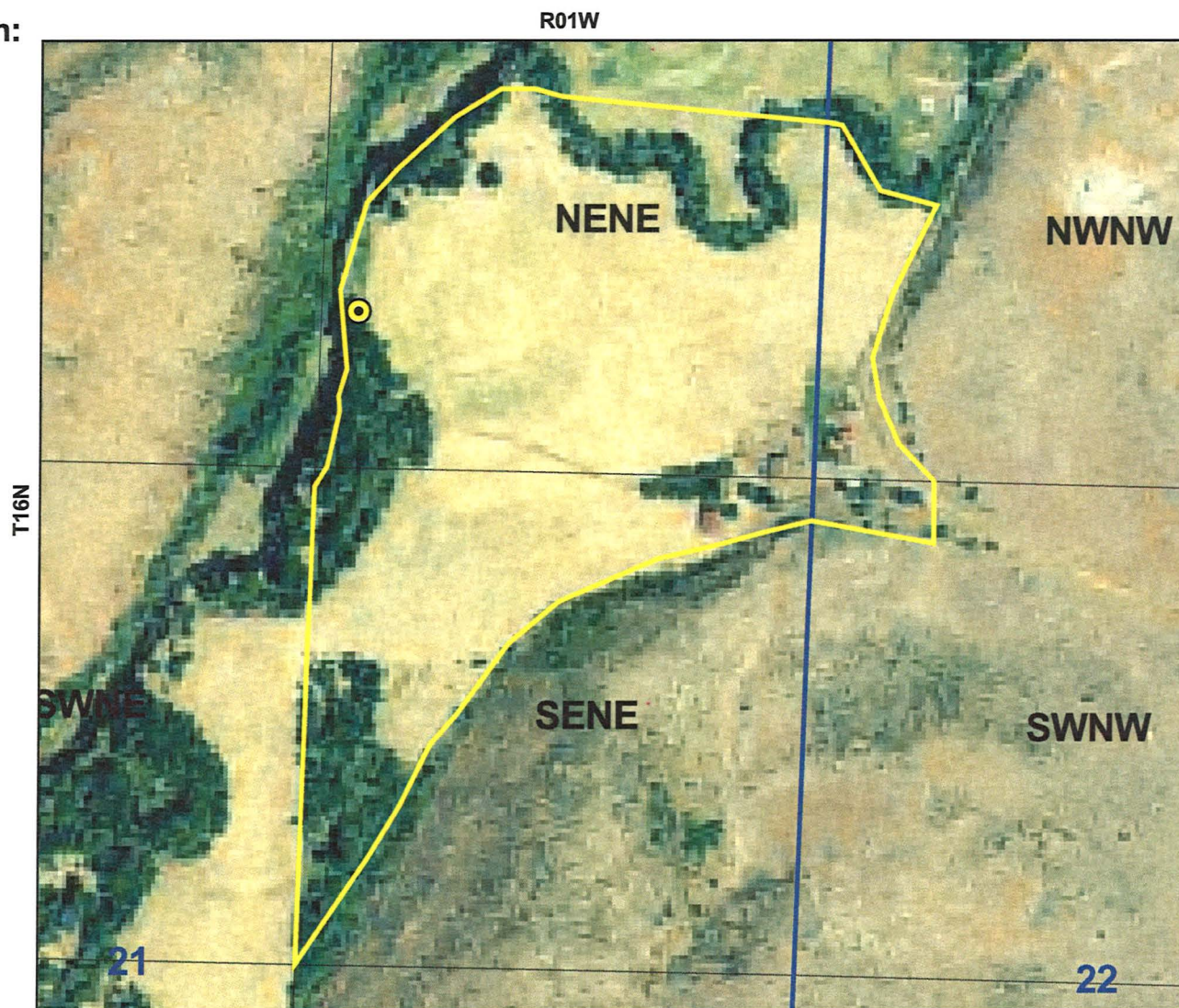
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



Prepared by C. Saxton
On Tuesday, October 17, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7685 V1

WATER RIGHT NUMBER: 67-7685 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRUCE G. WARREN 371 MINLKER RD WINLOCK, WA 98596 (360) 785-9004
Current Owner	LAURIE L. WARREN 371 MINLKLER RD WINLOCK, WA 98596 (360) 785-9004
Original Owner	STEPHEN MEHEN 105 W CURLING DR BOISE, ID 83702 (208)338-9166
Original Owner	DANIEL E SLOAN PO BOX 352 COUNCIL, ID 83612 (208)253-0018
Original Owner	GARY D ATKINS PO BOX 93 TETON VILLAGE, WY 83025
Original Owner	JO BETH MEHEN 105 W CURLING DR BOISE, ID 83702 (208)338-9166
Original Owner	MALLORY J SLOAN PO BOX 352 COUNCIL, ID 83612 (208)253-0018

Priority Date: 03/08/1984

Basis: Permit

Status: Active

<u>Source</u>	<u>Tributary</u>
WEISER RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.000 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

WEISER RIVER	NE1/4NE1/4	Sec. 21, Twp 16N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7685 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	01W	21	20.0			12.0													32.0
16N	01W	22					5.0		5.0										10.0

Total Acres: 42

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. A01 This right is conditioned upon completion of the appropriation in accordance with the statutory procedure for appropriation of water rights. This right remains subject to all conditions set forth in the permit upon which this right is based, and will be subject to all conditions set forth in the license issued by IDWR upon completion of the statutory appropriation process.
3. E56 The rights listed below are limited to the irrigation of a combined total of 47.0 acres in a single irrigation season. Combined Right Nos.: 67-7685 & 67-7726
4. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Remarks:Comments:

1. csaxton 10/17/2006 Recommendation

Comment: SRBA claim filed based on permit, but claimed elements differently than permitted. My guidance is to recommend as permitted. By doing that, then the change of ownership request submitted by Warren can be processed changing the ownership on the recommendation into Warren.

2. csaxton 10/17/2006 POU

Comment: Despite 50 acres being permitted under 67-7685, the SRBA claim was only for 42 acres. Recommend 42 acres as that is the max claimed. When 67-7685 is licensed, then the partial decree will be amended to match the license with whatever acreage found at the time of licensing.

3. csaxton 10/17/2006 SDE POU Shape

Comment: Shape in SDE does not match the legal description of the recommended POU.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7685 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number: 67
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits: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	6/22/2004 1:50:03 PM	jcarr			Active
POD	6/22/2004 1:50:05 PM	jcarr			Active
POU	6/22/2004 1:50:05 PM	jcarr			Active
Source	6/22/2004 1:50:06 PM	jcarr			Active
Season	6/22/2004 1:50:07 PM	jcarr			Active
Use	6/22/2004 1:50:07 PM	jcarr			Active
Quantity	6/22/2004 1:50:08 PM	jcarr			Active
Priority Date	6/29/2004 10:33:02 AM	jcarr			Active
POD	6/29/2004 10:39:55 AM	jcarr			Active
POU	6/29/2004 10:40:51 AM	jcarr			Active
Use	6/29/2004 10:51:03 AM	jcarr			Active
Quantity	6/29/2004 10:51:41 AM	jcarr			Active
Summary			06/29/2004	jcarr	Active
Source	6/29/2004 10:55:29 AM	jcarr			Active
Season	6/29/2004 10:55:30 AM	jcarr			Active
Contacts	10/17/2006 9:02:52 AM	csaxton			Active
Priority Date	10/17/2006 9:05:12 AM	csaxton			Active
POD	10/17/2006 9:05:42 AM	csaxton			Active
Source	10/17/2006 9:11:56 AM	csaxton			Active
POU	10/17/2006 9:12:19 AM	csaxton			Active
Use	10/17/2006 9:16:05 AM	csaxton			Active
Season	10/17/2006 9:16:18 AM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7685 V1

Quantity	10/17/2006 9:16:39 AM	csaxton	Active
Summary	10/17/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	10/17/2006 9:02:57 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POU	10/17/2006 9:14:59 AM	csaxton	Updated shape for Active POU
Source	10/17/2006 9:11:55 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (No) 3. Has the licensed been issued? (No) 11. Is a Source remark and/or condition required?
POU	10/17/2006 9:12:17 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (Yes) 3. Is the basis of claim a Application or Permit? (No) 4. Has the licensed been issued yet? (No) 14. Is a POU remark and/or condition required?
Use	10/17/2006 9:16:03 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	10/17/2006 9:16:16 AM	csaxton	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/17/2006 9:16:37 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7685 V1

Summary	10/17/2006 9:22:18 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
General	10/17/2006 9:05:17 AM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (Yes) 7. Is the basis of claim a Application or Permit? (Yes) 10a. Has proof of beneficial use been submitted? (No) 10b. Has the Field exam been completed? (No) 10e. Will the license be issued prior to filing the Directors Report? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	10/17/2006 9:05:46 AM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 10. Is a POD remark and/or condition required?
POD	10/17/2006 9:11:30 AM	csaxton	Updated shape
POD	10/17/2006 9:11:42 AM	csaxton	Updated PLS
POD	6/29/2004 10:39:56 AM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 10. Is a POD remark and/or condition required?
POU	6/29/2004 10:40:53 AM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (Yes) 3. Is the basis of claim a Application or Permit? (No) 4. Has the licensed been issued yet? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7685 V1

Priority Date	6/29/2004 10:33:04 AM	jcarr	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (Yes) 7. Is the basis of claim a Application or Permit? (Yes) 10a. Has proof of beneficial use been submitted? (No) 10b. Has the Field exam been completed? (No) 10d. Has the License been issued?
POD	6/29/2004 10:34:11 AM	jcarr	Edited point location
Summary	6/29/2004 10:52:26 AM	jcarr	(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? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
POU	6/29/2004 10:41:46 AM	jcarr	Created polygon from PLS
Use	6/29/2004 10:51:03 AM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 13. Is a Purpose of Use remark and/or condition required?
Quantity	6/29/2004 10:51:41 AM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 12. Is a Quantity remark or condition required?
Source	6/29/2004 10:55:30 AM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit? (No) 3. Has the licensed been issued? (No) 11. Is a Source remark and/or condition required?
Season	6/29/2004 10:55:30 AM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit? (No) 3. Has the licensed been issued? (No) 18. Is a Period of Use remark and/or condition required?
Priority Date	6/22/2004 1:50:03 PM	jcarr	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (Yes) 7. Is the basis of claim a Application or Permit?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7685 V1

POD	6/22/2004 1:50:05 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
POU	6/22/2004 1:50:05 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License?
Source	6/22/2004 1:50:06 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim an Application or Permit?
Use	6/22/2004 1:50:06 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?
Season	6/22/2004 1:50:07 PM	jcarr	(No) 1. Is the basis of claim Decree or License? (Yes) 2. Is the basis of claim a Application or Permit?
Quantity	6/22/2004 1:50:08 PM	jcarr	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2. Is the basis of this claim a Application or Permit?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 67-7685

WATER RIGHT NUMBER: 67-7685

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STEPHEN MEHEN 105 W CURLING DR BOISE, ID 83702 (208)338-9166

Priority Date: 03/08/1984

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
WEISER RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.000 CFS	
STOCKWATER	1/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

WEISER RIVER	NE1/4NE1/4	Sec. 21, Twp 16N, Rge 01W, B.M.
ADAMS 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	
16N	01W	21	25.0			15.0												40.0	
16N	01W	22					5.0		5.0									10.0	

Total Acres: 50

STOCKWATER same as IRRIGATIONConditions of Approval:

1. 026 Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
2. 005 Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 67-7685

Comments:

Dates and Other Information:

Permit Proof Due Date: 5/1/1989
Permit Proof Made Date: 3/2/1989
Permit Approved Date: 5/9/1984
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Field Exam Date:
Date Sent to State Office:
Date Received at State Office:
State or Federal:
Owner Name Connector:
Water District Number: 67
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Stephen Mehren Phone (208) 338-9166
Post office address 105 W. Curling Boise Idaho 83702
2. Source of water supply Weiser River which is a tributary of Sawke
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 16N
Range 1W B.M. Adams County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1 cfs for irrigation purposes from April 1st to Nov 1st (both dates inclusive)
(cfs or acre-foot per annum)
Amount .02 cfs for Stock Water purposes from Jan 1st to Dec 31st (both dates inclusive)
(cfs or acre-foot per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-foot per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-foot per annum)

5. Total quantity to be appropriated:

a. 1.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump and pipe line

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21 Township 16N

Range 1W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 100 Steers and or 30 Cows

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

MICHAEL L. LUTZ

b. If

Total number of acres to be irrigated 50

Siame

Συνε

UNLOADED

~~UNCLASSIFIED~~

STATE

STOVNER 8.6

10-5-8-178

A LONGTINE

16

21

32

20.4

9.6

8.5

7.6

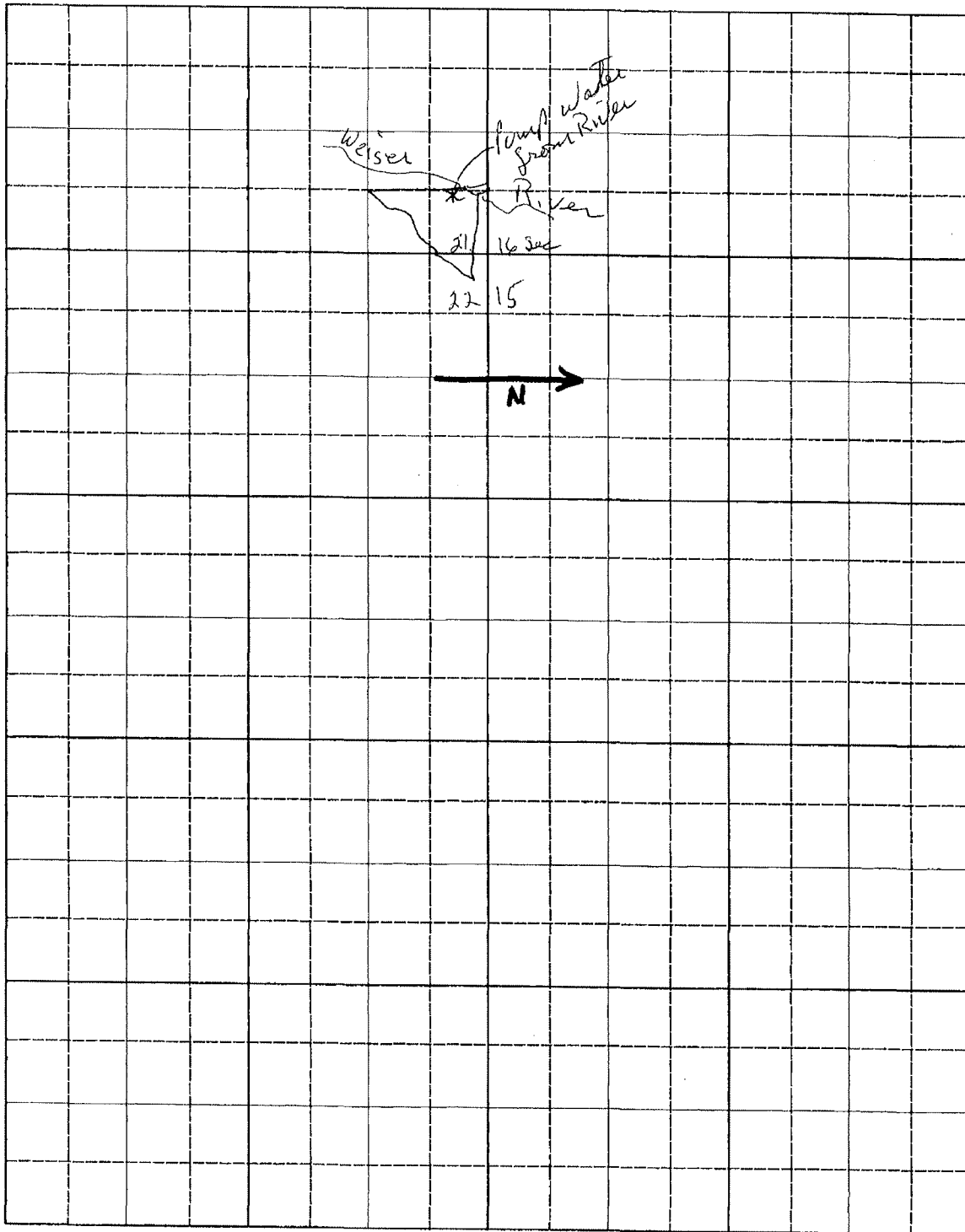
5.9

MICROFILMED

K-20

NOT TO SCALE

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



Scale: 2 inches equal 1 mile.

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

Stephen Weber
(Applicant)

Proposed Priority 3/8/84

Received by CLS Date 3/8/84 Time 3:08

Preliminary check by CLS Fee \$ 45.00 / 32571

Receipted by JP Date 3/8/84

Publication prepared by jp Date 3/15/84

Published in Adams County Leader

Publication dates 3/22 & 3/29/84 ^{cont.} 4/5 & 4/26/84

Publication approved JP JP Date 3/30/84 4/27/84

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS fw

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 67-7685, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 89.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

Use of water under this permit is subject to control by the watermaster of State Water District No. 67, Weiser River.

Witness my hand this 9th day of May, 1984.

J. Glen Saylor
Chief, Operations Bureau

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

RECEIVED

NOV 16 2004

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
Sent to S.O. 67-11102		no			
67-7726		no			

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 usually attached to your deed or on file with the county).

OR

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

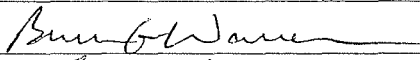
3. Name and Address of Former Owner/Claimant(s) Daniel E. Sloan and Mallory J. Sloan
4. New Owner/Claimant(s) Bruce G. and Laurie L. Warren
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 371 Minlkler Rd
- City, State and ZIP Code Winlock WA 98596
- New Telephone Number 860 785-9004
5. Date you acquired the property August 13, 2004

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)




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

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

107067
INSTRUMENT NO. _____ (Re-recorded to add width of Easement)
PAGE 1 OF 3

WARRANTY DEED

For Value Received, DANIEL E. SLOAN and MALLORY J. SLOAN, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto
BRUCE G. WARREN and LAURIE L. WARREN, husband and wife

the grantees, whose current address is 371 Minkler Rd, Winlock WA 98596

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

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said
Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantees, that they are the owners in fee simple of said premises; that they
are free from all encumbrances excepting for all easements of record, rights of way,
matters visible, and all matters of record and title and that they will warrant and defend
the same from all lawful claims whatsoever.

Date: August 10, 2004

Daniel E. Sloan
DANIEL E. SLOAN
Mallory J. Sloan
MALLORY J. SLOAN

Instrument # 107067

COUNCIL, ADAMS, IDAHO

2004-09-13

03:17:53 No. of Pages: 3

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 9.00

Ex-Officio Recorder Deputy Michael Fisk

Index to: DEED

STATE OF Alaska
COUNTY OF First Judicial District

On this 8th day of August, in the year of 2004, before me, a Notary Public in and for said State, personally appeared
DANIEL E. SLOAN and MALLORY J. SLOAN known or identified to me to be the person(s) whose name(s) is/are subscribed
to the within instrument, and acknowledged to me that they executed the same.

Marsha K. Birchell
Notary Public
Residing at: Petersburg
Commission expires: 10/04/04



EXHIBIT 'A'

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho Sections 21 and 22: The SE1/4NE1/4 and a portion of the NE1/4NE1/4 of Section 21, and a portion of the NW1/4NW1/4 and of the SW1/4NW1/4 of Section 22, said Township and Range, more particularly described as follows:

Commencing at the NE corner of the NE1/4NE1/4 of Section 21;
Thence South 89 degrees 44'17" West along the Northerly boundary of said NE1/4NE1/4 a distance of 706.76 feet to the Easterly bank of the Weiser River, which point is also the TRUE POINT OF BEGINNING;
Thence continuing South 89 degrees 44'17" West a distance of 621.13 feet to the NW corner of said NE1/4NE1/4;
Thence South 00 degrees 14'25" West along the Westerly boundary of said NE1/4NE1/4 and said SE1/4NE1/4 a distance of 2626.01 feet to the SW corner of said SE1/4NE1/4;
Thence North 89 degrees 39'31" East along the Southerly boundary of the said SE1/4NE1/4 a distance of 1322.11 feet to the SE corner of said SE1/4NE1/4;
~~Thence South 89 degrees 57'44" East along the Southerly boundary of~~
said SW1/4NW1/4 of said Section 22 a distance of 293.45 feet;
Thence North 02 degrees 05'42" East a distance of 2044.74 feet;
Thence North 77 degrees 06'21" West a distance of 210.00 feet;
Thence North 34 degrees 07'45" West a distance of 214.23 feet
(formerly South 33 degrees 24'46" East a distance of 215.30 feet);
Thence North 85 degrees 52'50" West a distance of 765.06 feet
(formerly South 85 degrees 18'16" East);
Thence North 44 degrees 36'12" West a distance of 115.05 feet
(formerly South 44 degrees 03'50" East a distance of 120.54 feet) to a point on the Easterly bank of the Weiser River;
Thence North 30 degrees 10'21" East along said Easterly bank a distance of 162.12 feet (formerly South 32 degrees 40'32" West a distance of 160.54 feet);
Thence North 20 degrees 50'39" East (formerly South 23 degrees 20'50" West) along said Easterly bank a distance of 81.90 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH AND RESERVING UNTO THE GRANTORS a non-exclusive full use easement and right-of-way on and over an existing road, linking the East line of the subject premises with the Westerly right-of-way of United States Highway 95, the entirety of which existing road is lying and situated in the NW1/4 of Section 22, Township 16 North, Range 1 West, Boise Meridian, and the centerline of which is more particularly described as follows:

continued

Exhibit 'A' continued

east 2,305,678.82
north, 509,800.40

Commencing at the SW corner of said NW1/4;

Thence South 89 degrees 57'44" East along the Southerly boundary of said NW1/4 a distance of 293.45 feet;

Thence North 02 degrees 05'42" East a distance of 1225.79 feet to the TRUE POINT OF BEGINNING;

Thence South 62 degrees 37'17" East a distance of 122.14 feet;

Thence Southeasterly a distance of 199.38 feet along a curve to the left having a central angle of 11 degrees 04'04", a radius of 1032.14 feet and a long chord which bears South 68 degrees 09'19" East a distance of 199.06 feet;

Thence South 73 degrees 41'21" East a distance of 166.41 feet;

Thence South 65 degrees 51'18" East a distance of 168.50 feet;

Thence Northeasterly a distance of 451.35 feet along a curve to the left having a central angle of 80 degrees 31'53", a radius of 321.12 feet and a long chord which bears North 73 degrees 52'46" East a distance of 415.10 feet;

Thence North 33 degrees 36'49" East a distance of 238.93 feet;

Thence Northeasterly a distance of 260.77 feet along a curve to the

right having a central angle of 56 degrees 18'26", a radius of 265.34 feet and a long chord which bears North 61 degrees 46'02" East a distance of 250.40 feet;

Thence North 89 degrees 55'15" East a distance of 364.45 feet to the Westerly right-of-way of United States Highway 95 which is the termination point of this easement. This easement is 50' in width, twenty-five feet on each side of the above described centerline.

Memorandum

Date: October 6, 2006

To: File 67-7726, 67-14498, & 67-14499

Subject: Re-combine 67-14498 and 67-14499 back into 67-7726

SRBA claims 67-14498 and 67-14499 were re-combine back into the parent right as it was determined that the split was done in error.

As far as I can tell, this is what happened regarding the SRBA claim History:

-In 1988, permit 67-7726 was approved. POU permitted for 60 acres in:

E1/2 of the NE, S.21

W1/2 of the NW S.22

-On 12-23-89, SRBA claim 67-7726 was filed. It was filed based on permit but the POU claimed part of the POU in the **W1/2 of the NE, S.21** which was not permitted. Acreage claimed was 42 acres.

-1990, license 67-7726 was approved for 47 acres in:

E1/2 of the NE, S.21

W1/2 of the NW S.22

The SRBA claim was not amended despite the approval of license 67-7726. There wasn't a specific reason for this, it just never got done.

-1995 changed ownership on SRBA claim from Mehen to Atkins.

-1997 changed ownership on SRBA claim from Atkins to Sloan

-2004 Warren requests ownership change which resulted in splitting claim 67-7726 into 67-14498 and 67-14499. The reason for the split was because the submitted deed did not include ownership of **W1/2 of the NE, S.21**.

-2006. SRBA review finds that the original claim 67-7726 was not updated when license 67-7726 was approved. The SRBA claim should have been amended to match license in 1990 when the license was approved.

-By amending the claim, the POU **W1/2 of the NE, S.21** is removed. This means that in 2004, claim 67-7726 should not have been split. According to licensing and permitting, 67-7266 was never applicable to **W1/2 of the NE, S.21**

-67-14498 and 67-14499 re-combined back into 67-7726 for ⁴²47 acres all in the name of Warren.

Note: It is still unclear why the SRBA claim was filed for a different POU legal description and acreage than what was described in the permit.

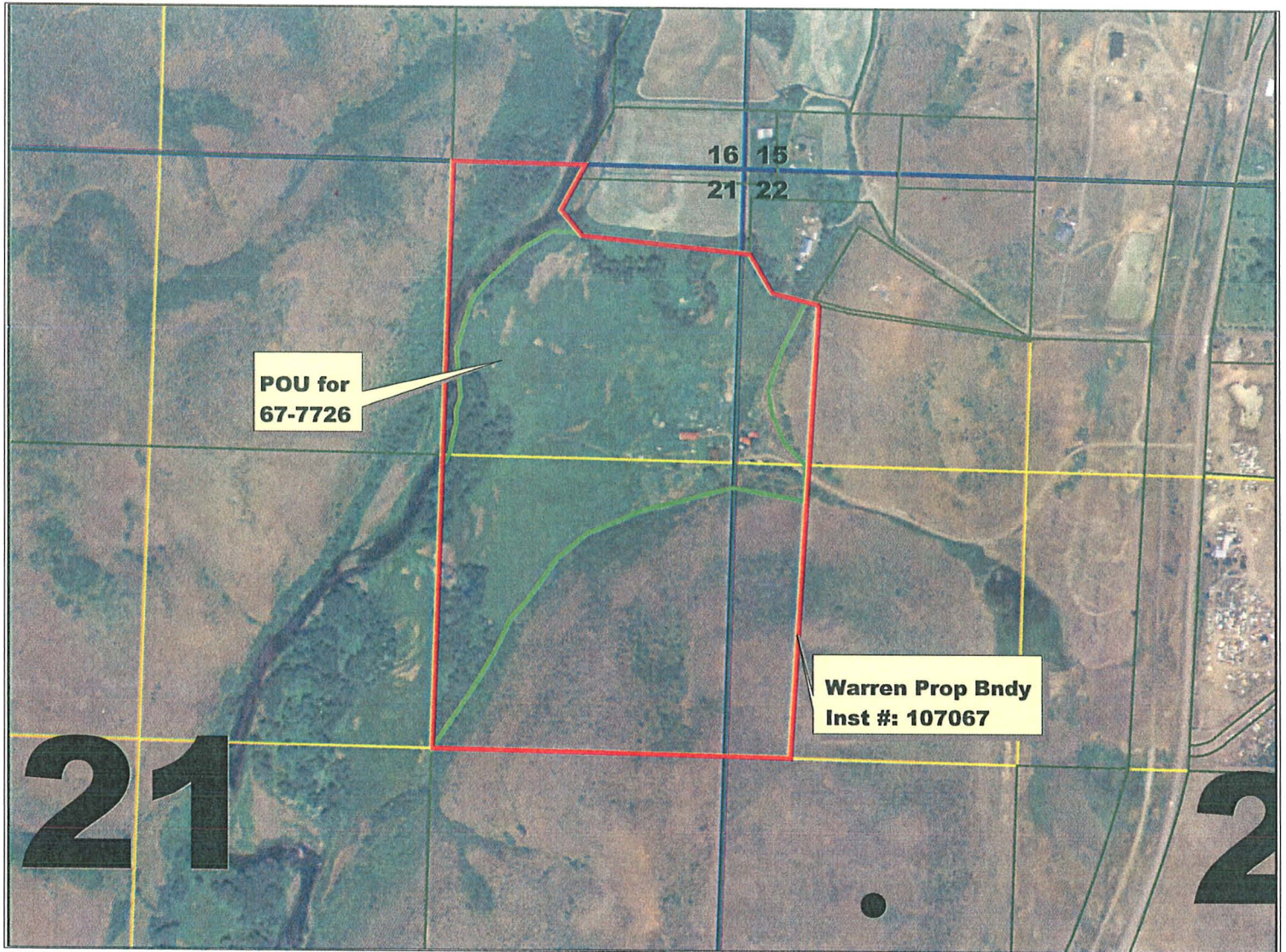


State Of Idaho

Ownership Change Map

Photo Source: 2004 SID

Re-combination of 67-14498
and 67-14499



1320 0 1320 2640 Feet

● Claimed Point(s) of Diversion

POU for 67-7726

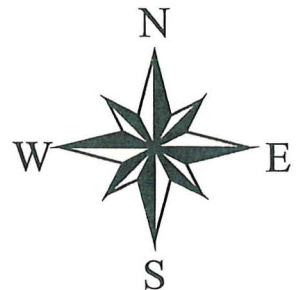
Warren Prop Bndy

Tax Lot Data

Sections

Quarter Quarter

Total Acres: 122



Prepared by: Craig L. Saxton
Date: October 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 8, 2006

LAURIE WARREN
VALERIE RASIS
1877 HWY 95
COUNCIL ID 83612

RE: Assignment of Permit and Change of Ownership

Dear Ms. Warren and Ms. Rasis,

I returned a call from Ms. Warren on 8/7/06, and left a message on your phone but thought I would just review a couple of things.

We could not change ownership on 67-7685 as the deed that was submitted was for land located in **section 22** and 67-7685 is permitted for land in **section 21**. So in order to process anything, you need to submit the deed showing ownership of ground in **section 21** along with the appropriate forms.

Now for the appropriate forms: You need two forms. You already have the "Notice of change In Water Right Ownership" form, which will change the name on your Snake River Basin Adjudication (SRBA) claim. However, you also need to submit a "Assignment of Permit" form with the filing fee of \$25.00 to change the allocations record.

The short story is that there are two different departments where the name needs to be changed and thus you have to complete two different forms.

I know this is confusing so feel free to give me a call if you have questions.

I apologize for the inconvenience.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 30, 2006

LAURIE WARREN
VALERIE RAISIS
1877 HWY 95
COUNCIL ID 83612

RE: Snake River Basin Adjudication (SRBA)
Notice of Change in Water Right Ownership
Notice of Claim to a Water Right #67-7685 and Decrees 67-11103 and 67-11106

Dear Claimants:

We are returning the Notice of Change in Water Right Ownership you submitted for your property in Adams County. The deed you submitted does not describe this water right claim.

Although Adams County tax lot data does indicate that Laurie Warren owns part of the Place of use, it is not confirmed by deed.

It appears that you may have submitted the wrong deed with your ownership change form.

Please contact me at 208/287-4916 if you need additional assistance.

Sincerely,

Craig S. Saxton
Sr. Water Resource Agent
Adjudication Technical Section

CSS:ss:file

Enclosure:

Notice of Change in Water Right Ownership (Returned)
C: Water Allocations Bureau

SCANNED

MAY 30 2006

Memorandum

Date: May 25, 2006

To: File 67-7685

Cc: Sally Sherman

From: Craig L. Saxton

RE: Denial of change of ownership for 67-7685 (Sloan to Warren)

Laurie L Warren and Valerie J Rasis submitted a request for change of ownership on right 67-7685.

The deed provided **does not** include the POU described in SRBA claim/ Permit 67-7685. **IDWR cannot process this change of ownership** without additional evidence supporting ownership of the land or an assignment of permit from Sloan to Warren/Rasis.

Note that Adams County Tax lot data does indicate that Warren does own part of the POU described under right 67-7685, but that is not confirmed by deed. Basically, it appears that Warren/Rasis sent in the wrong warranty deed.

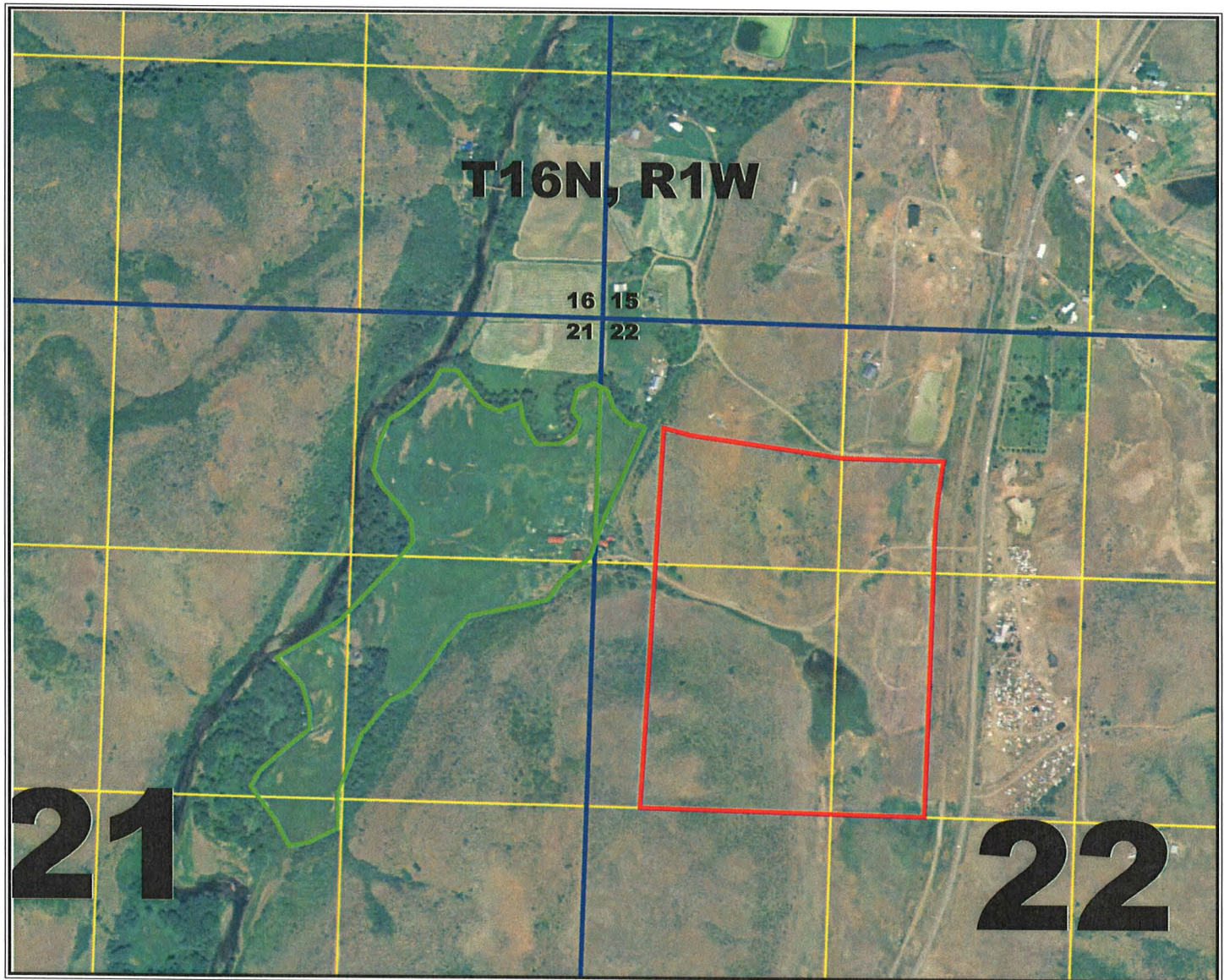


State of Idaho

Change of Ownership

WR # : 67-7685

Reference Map



1320 0 1320 Feet



Point(s) of Diversion

Total Claimed Acres = ~~2.8~~ 5



Warren Property Boundary



Permitted POU for 67-7685



Tax Lot/Parcel Info



Quarter Quarter Lines



Section Lines



Prepared By: Craig L. Saxton

Date: May 2006



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

December 18, 1997

Re: Notice of Claim to a Water Right No. A67-07685, A67-07726,
A67-11102, A67-11103, A67-11104, A67-11105, A67-11106,
A67-11107, A67-11109

DANIEL E SLOAN
MALLORY J SLOAN
PO BOX 352
COUNCIL ID 83612

Dear Claimants:

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

September 11, 1995

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Gary D Atkins
PO Box 93
Teton Village WY 83025

Re: Change of Ownerships A67-07685, etal

Dear Mr. Atkins:

Enclosed for your records are copies of the ownership change documents and claim forms relating to the property you purchased from the Mehens in Adams County. These copies are for your records and require no additional action at this time on your part for these claims. We will, however, contact you some time in the future when we are ready to perform field reviews of the claims.

In the process of changing our records for the claims listed on the enclosed "Notice of Change of Water Right Ownership" form I noticed that there is another claim (A67-11103) in the names of the Mehens. Since it is the only claim remaining in their names, it made me wonder if it was omitted in error from the form. Enclosed is a Profile Report that shows the specifics of A67-11103. If a change of ownership is needed for this claim let me know and I will assist you in completing the form necessary to change it in to your name.

Sincerely,

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc

OwnershipAtkinsA6707685etal

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: A67-07685
Date Received: 10/23/1989
Receipt No: C012481
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: DANIEL E SLOAN
Address: PO BOX 352
COUNCIL ID 83612
OR
Name: MALLORY J SLOAN
Address: PO BOX 352
COUNCIL ID 83612
2. Date of Priority: MAR 8, 1984
3. Source: WEISER RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	21	SE	NW	NE		ADAMS
5. Description of diverting works:
PUMP & PIPELINE
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
STOCKWATER	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 126.0 Acre Feet Per Annum.
9. Non-irrigation uses:
S/130 RANGE

SCANNED
MAY 10 2004

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	01W	21	NE		NE		IRR	15.0
			NW		NE		IRR	2.0
			SW		NE		IRR	4.0
			SE		NE		IRR	19.0
							Section Acres	40.0
		22	NW		NW		IRR	2.0
							Section Acres	2.0
							Total Acres	42.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-7726

14. Remarks:
OWNERSHIP CHANGE BY MTS 9/11/1995
OWNERSHIP CHANGE BY DB 12/18/97.

15. Basis of Claim: PERMIT

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

RECEIVED

OCT 17 1997

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right Number(s) A67-07685, A67-07726, A67-11102, A67-11104, A67-11105, A67-11106,
A67-11107, A67-11109
 Adjudication Claim Number(s) A67-11103
also
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Gary D. Atkins
P.O. Box 93, Teton Village, WY 83025
4. New Owner/Claimant(s) Daniel E. Sloan or Mallory J. Sloan
Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR
 New Mailing Address P.O. Box 352,
 City, State and ZIP Code Council, ID 83612
 New Telephone Number () -
5. Date you acquired the property 10/1/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated n/a Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) *Daniel E. Sloan* Date 9/30/97
Mallory J. Sloan Date 9/30/97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

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

Date: ~~September 30, 1997~~

GARY D. ATKINS

PENNY ATKINS

COUNTY OF *Adams*)

On this 12 day of Oct, in the year of 1997, before me
a Notary Public, personally appeared
GARY D. ATKINS & PENNY ATKINS
known or identified to me to be the persons whose names
are subscribed to the within instrument, and acknowledged
to me that they executed the same.

I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 35 minutes past 11 o'clock AM.
this 1st day of Oct , 1997 , in my
office, and duly recorded in Book
of Deeds at page

Notary Public

Commission expires: 8/4/98

MICHAEL FISK

Ex-Officio Recorder

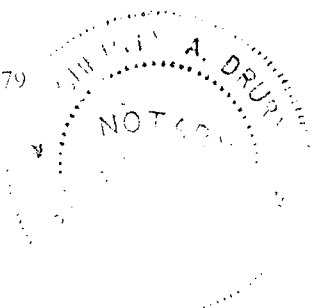
By: Peggy Linkal

Deputy:

Fees \$ 15.00

Mail to: Timberline Title & Escrow

897-479



PARCEL 1

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel lying in portions of the NE1/4NW1/4, SE1/4NW1/4, SW1/4NW1/4 and NW1/4NW1/4 more particularly described as follows:

Commencing at the NW corner of said NE1/4NW1/4;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West (formerly North 83 degrees 23'45" West) a distance of 250.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 26'05" West (formerly North 83 degrees 23'45" West) a distance of 579.59 feet to a point which was formerly described as lying South 00 degrees 19'50" West 712.00 feet, and North 83 degrees 23'45" West from the NE corner of the NW1/4NW1/4 of said Section 22;

Thence North 77 degrees 07'18" West (formerly North 77 degrees 06'21" West) a distance of 152.22 feet;

Thence South 02 degrees 04'45" West (formerly South 02 degrees 05'42" West) a distance of 2,044.94 feet (formerly 2,044.74 feet) to a point on the Southerly boundary of said SW1/4NW1/4 which lies 293.45 feet Easterly from the SW corner of said SW1/4NW1/4;

Thence South 89 degrees 59'02" East (formerly North 89 degrees 57'44" West) along said Southerly boundary a distance of 1,536.21 feet to the Westerly right-of-way of the Union Pacific Railroad;

Thence North 00 degrees 39'14" East along said right-of-way a distance of 1,441.74 feet to a line which lies 30.00 feet

Northerly from and parallel with an existing dirt access road;

Thence traversing said parallel line as follows:

South 89 degrees 54'18" West a distance of 138.02 feet;

Southwesterly 290.24 feet along a curve to the left having a central angle of 56 degrees 18'26", a radius of 295.34 feet and a long chord which bears South 61 degrees 45'05" West a distance of 278.70 feet;

South 33 degrees 35'52" West a distance of 238.93 feet;

Southwesterly 285.10 feet along a curve to the right having a central angle of 56 degrees 06'40", a radius of 291.12 feet and a long chord which bears South 61 degrees 39'12" West a distance of 273.84 feet;

Thence North 00 degrees 08'45" East a distance of 963.38 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 60.00 foot ingress-egress easement, the Northerly boundary of which is described as follows:

Commencing at the NW corner of the NE1/4NW1/4 of Section 22, Township 16 North, Range 1 West;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West a distance of 250.00 feet;

Thence South 00 degrees 08'45" West a distance of 963.38 feet to the Northerly boundary of said 60.00 foot easement and the TRUE POINT OF BEGINNING;

Thence traversing said Northerly boundary as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40", a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12" East a distance of 273.84 feet;

North 33 degrees 35'52" East a distance of 238.93 feet;

Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26", a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05" East a distance of 278.70 feet;

North 89 degrees 54'18" East a distance of 342.41 feet to a point on the Westerly right-of-way of U.S. Highway 95, which point is the TERMINATION POINT for this easement.

ALSO SUBJECT TO a 30.00 foot ingress-egress easement the centerline of which is described as follows:
Commencing at the SW corner of the SE1/4NW1/4 of said Section 22;
Thence North 89 degrees 59'02" West a distance of 15.00 feet to the TRUE POINT OF BEGINNING;
Thence North 00 degrees 08'45" East a distance of 15.00 feet;
Thence South 89 degrees 59'02" East a distance of 494.50 feet to a point which lies on a line 15.00 feet Westerly from and parallel with the Westerly right-of-way of the Union Pacific Railroad;
Thence North 00 degrees 39'14" East along said right-of-way a distance of 1,366.70 feet to a point on a line lying 30.00 feet Southerly from an existing dirt access road which point is the TERMINATION POINT for this easement.

PARCEL 2

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel of land in the NW1/4 described as follows:
Commencing at the NW corner of the NE1/4NW1/4;

Thence South 00 degrees 08'45" West along the Westerly boundary of the NE1/4NW1/4 a distance of 712.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 24'42" West a distance of 250.00 feet;
Thence South 00 degrees 08'45" West parallel with said Westerly boundary a distance of 963.38 feet to a line which lies 30 feet Northerly from and parallel with the centerline of an existing dirt access road;

Thence traversing said parallel line as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40", a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12" East a distance of 273.84 feet;

Thence North 33 degrees 35'52" East a distance of 238.93 feet;

Thence Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26", a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05" East a distance of 278.70 feet;

Thence North 89 degrees 54'18" East a distance of 138.02 feet to the Westerly right-of-way of the Union Pacific Railroad;

Thence traversing said right-of-way North 00 degrees 39'14" East a distance of 13.36 feet;

Thence Northeasterly 419.14 feet along a curve to the right having a central angle of 08 degrees 06'00", a radius of 2,964.79 feet and a long chord which bears North 04 degrees 42'14" East a distance of 418.79 feet;

Thence North 08 degrees 45'14" East a distance of 44.21 feet;

Thence leaving said right-of-way South 89 degrees 54'14" West parallel with the Northerly boundary of said NE1/4NW1/4 a distance of 547.17 feet to the POINT OF BEGINNING.

SUBJECT TO a non-exclusive easement for ingress and egress, and right-of-way for utility purposes over and across the now existing roads located along the East and North boundaries of the above described parcel and over and on that certain road from U.S. Highway 95 adjacent to the entire South boundary.

PARCEL 3

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: NW1/4SW1/4 EXCEPTING THEREFROM the S1/2S1/2NW1/4SW1/4 of said section, township and range.

SUBJECT TO an easement and road right-of-way 30 feet in width running in a generally North and South direction on and along the East boundary of the above described property with the East sideline of said easement and right-of-way being the East boundary of the parcel.

TOGETHER WITH a full use easement and right-of-way 30 feet in width and linking the existing East-West road North of the premises with the NE corner of the above described parcel. The easement and right-of-way herein granted shall proceed in a North to South direction commencing at the existing road and terminating at the North line of the premises near to the NE corner thereof.

PARCEL 4

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: S1/2S1/2NW1/4SW1/4

SUBJECT TO a non-exclusive easement and road right-of-way for purposes of ingress and egress to adjacent and neighboring lands which easement shall be 30 feet in width with its Eastern edge being the Eastern boundary of the herein described parcel.

PARCEL 5

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Sections 21 and 22: The SE1/4NE1/4 and a portion of the NE1/4NE1/4 of Section 21, and a portion of the NW1/4NW1/4 and of the SW1/4NW1/4 of Section 22, said Township and Range, more particularly described as follows:

Commencing at the NE corner of the NE1/4NE1/4 of Section 21; Thence South 89 degrees 44'17" West along the Northerly boundary of said NE1/4NE1/4 a distance of 706.76 feet to the Easterly bank of the Weiser River, which point is also the TRUE POINT OF BEGINNING;

Thence continuing South 89 degrees 44'17" West a distance of 621.13 feet to the NW corner of said NE1/4NE1/4;

Thence South 00 degrees 14'25" West along the Westerly boundary of said NE1/4NE1/4 and said SE1/4NE1/4 a distance of 2626.01 feet to the SW corner of said SE1/4NE1/4;

Thence North 89 degrees 39'31" East along the Southerly boundary of the said SE1/4NE1/4 a distance of 1322.11 feet to the SE corner of said SE1/4NE1/4;

Thence South 89 degrees 57'44" East along the Southerly boundary of said SW1/4NW1/4 of said Section 22 a distance of 293.45 feet;

Thence North 02 degrees 05'42" East a distance of 2044.74 feet;

Thence North 77 degrees 06'21" West a distance of 210.00 feet;

Thence North 34 degrees 07'45" West a distance of 214.23 feet (formerly South 33 degrees 24'46" East a distance of 215.30 feet);

Thence North 85 degrees 52'50" West a distance of 765.06 feet (formerly South 85 degrees 18'16" East);

Thence North 44 degrees 36'12" West a distance of 115.05 feet (formerly South 44 degrees 03'50" East a distance of 120.54 feet) to a point on the Easterly bank of the Weiser River;

Thence North 30 degrees 10'21" East along said Easterly bank a distance of 162.12 feet (formerly South 32 degrees 40'32" West a distance of 160.54 feet);

Thence North 20 degrees 50'39" East (formerly South 23 degrees 20'50" West) along said Easterly bank a distance of 81.90 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH a non-exclusive full use easement and right-of-way on and over an existing road, linking the East line of the subject premises with the Westerly right-of-way of United States Highway 95, the entirety of which existing road is lying and situated in the NW1/4 of Section 22, Township 16 North, Range 1 West, Boise Meridian, and the centerline of which is more particularly described as follows:

Commencing at the SW corner of said NW1/4;
Thence South 89 degrees 57'44" East along the Southerly boundary of said NW1/4 a distance of 293.45 feet;
Thence North 02 degrees 05'42" East a distance of 1225.79 feet to the TRUE POINT OF BEGINNING;
Thence South 62 degrees 37'17" East a distance of 122.14 feet;
Thence Southeasterly a distance of 199.38 feet along a curve to the left having a central angle of 11 degrees 04'04", a radius of 1032.14 feet and a long chord which bears South 68 degrees 09'19" East a distance of 199.06 feet;
Thence South 73 degrees 41'21" East a distance of 166.41 feet;
Thence South 65 degrees 51'18" East a distance of 168.50 feet;
Thence Northeasterly a distance of 451.35 feet along a curve to the left having a central angle of 80 degrees 31'53", a radius of 321.12 feet and a long chord which bears North 73 degrees 52'46" East a distance of 415.10 feet;
Thence North 33 degrees 36'49" East a distance of 238.93 feet;
Thence Northeasterly a distance of 260.77 feet along a curve to the right having a central angle of 56 degrees 18'26", a radius of 265.34 feet and a long chord which bears North 61 degrees 46'02" East a distance of 250.40 feet;
Thence North 89 degrees 55'15" East a distance of 364.45 feet to the Westerly right-of-way of United States Highway 95 which is the termination point of this easement.

PARCEL 6

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 15: That portion of the W1/2NW1/4 lying East of the Weiser River and South of a line 990 feet South of and parallel to the North boundary of said Section 15.

ALSO

The North 50 feet of Lot 5 of the Brady Addition to the City of Council, Idaho, as said lot is numbered and designated on the official amended plat of Brady Addition to the City of Council, Idaho on file in the office of the County Recorder of Adams County, Idaho.

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: **A67-07685**
Date Received: 10/23/1989
Receipt No: C012481
Received By: _____

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

1. Name: GARY D ATKINS
Address: PO BOX 93
TETON VILLAGE WY 83025
2. Date of Priority: MAR 8, 1984
3. Source: WEISER RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	21	SE	NW	NE		ADAMS

5. Description of diverting works:
PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/130 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	01W	21	NE	NE		IRR	15.0
			NW	NE		IRR	2.0
			SW	NE		IRR	4.0

**MICROFILMED
OCT 23 1996**

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	21	SE	NE		IRR	19.0
						Section Acres	40.0
		22	NW	NW		IRR	2.0
						Section Acres	2.0
						Total Acres	42.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-7726

14. Remarks:
OWNERSHIP CHANGE BY MTS 9/11/1995

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
JUN 20 1995
Department of Water Resources

DATE OF CLOSING: 5/25/95

LEGAL DESCRIPTION OF PROPERTY: Township 16N Range 01W
Section 21+22, 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.

RECEIVED
JUN 27 1995

- ☐ 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: A67-07685, A67-07726, A67-11102, A67-11104, A67-11105, A67-11106, A67-11107, A67-11109
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Stephen or Jo Beth Mehen
105 W. Curling Drive
Boise, ID 83702
- ☐ New Owner/Claimant (Purchaser): Gary D. Atkins
- ☐ New Mailing Address: P.O. Box 93
Teton Village, WY 83025
- ☐ 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: Copy of recorded 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) Gary Atkins Date 5/25/95
- ☐ Signature of Former Owner/Claimant(s): _____ 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:

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 STEPHEN M. MEHEN, also shown of record as STEPHEN MEHEN, and JOSEPHINE BETH MEHEN, also shown of record as JOSEPHINE B. MEHEN, also shown of record as JO BETH MEHEN, husband and wife

RECEIVED

JUN 20 1995

Department of Water Resources

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

GARY D. ATKINS, a single man

the grantee, whose current address is, P.O. Box 93, Teton Village, WY 83025
~~728 Palmetto, Eagle, ID 83616~~

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

SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee , that they are the owners in fee simple of said premises; that they are free from all incumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

and that they will warranty and defend the same from all lawful claims whatsoever.

Date: May 25, 1995

RECEIVED

JUN 27 1995

WATER RESOURCES
WESTERN REGION

Stephen M. Mehen
Stephen M. Mehen, aka Stephen Mehen

Josephine Beth Mehen
Josephine Beth Mehen, aka Josephine B. Mehen, aka Jo Beth Mehen

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

On this 25th day of May, in the year of 1995, before me
a Notary Public, personally appeared STEPHEN M.
MEHEN, aka STEPHEN MEHEN, & JOSEPHINE BETH
MEHEN, aka JOSEPHINE B. MEHEN, aka JO BETH
MEHEN

at 49 minutes past 3 o'clock PM.
this 25 day of May, 19 95 in my
office, and duly recorded in Book ----

known or identified to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same

of Deeds at page

Christy A. Bury
Notary Public
Residing at Franktown, Idaho
Commission expires: 8/4/98

Michael Fisk

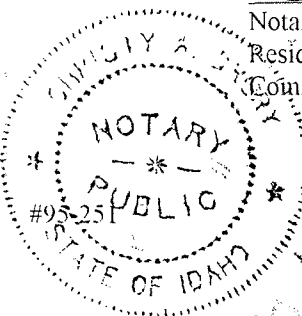
Ex-Officio Recorder

By: Sarah J. Wilson

Deputy

Fees \$21.00

Mail to: Timberline Title & Escrow



MICROFILMED

OCT 23 1996

PARCEL 1

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel lying in portions of the NE1/4NW1/4, SE1/4NW1/4, SW1/4NW1/4 and NW1/4NW1/4 more particularly described as follows:

Commencing at the NW corner of said NE1/4NW1/4;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West (formerly North 83 degrees 23'45" West) a distance of 250.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 26'05" West (formerly North 83 degrees 23'45" West) a distance of 579.59 feet to a point which was formerly described as lying South 00 degrees 19'50" West 712.00 feet, and North 83 degrees 23'45" West from the NE corner of the NW1/4NW1/4 of said Section 22;

Thence North 77 degrees 07'18" West (formerly North 77 degrees 06'21" West) a distance of 152.22 feet;

Thence South 02 degrees 04'45" West (formerly South 02 degrees 05'42" West) a distance of 2,044.94 feet (formerly 2,044.74 feet) to a point on the Southerly boundary of said SW1/4NW1/4 which lies 293.45 feet Easterly from the SW corner of said SW1/4NW1/4;

Thence South 89 degrees 59'02" East (formerly North 89 degrees 57'44" West) along said Southerly boundary a distance of 1,536.21 feet to the Westerly right-of-way of the Union Pacific Railroad;

Thence North 00 degrees 39'14" East along said right-of-way a distance of 1,441.74 feet to a line which lies 30.00 feet

Northerly from and parallel with an existing dirt access road;

Thence traversing said parallel line as follows:

South 89 degrees 54'18" West a distance of 138.02 feet;
Southwesterly 290.24 feet along a curve to the left having a central angle of 56 degrees 18'26", a radius of 295.34 feet and a long chord which bears South 61 degrees 45'05" West a distance of 278.70 feet;

South 33 degrees 35'52" West a distance of 238.93 feet;
Southwesterly 285.10 feet along a curve to the right having a central angle of 56 degrees 06'40", a radius of 291.12 and a long chord which bears South 61 degrees 39'12" West a distance of 273.84 feet;

Thence North 00 degrees 08'45" East a distance of 963.38 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 60.00 foot ingress-egress easement, the Northerly boundary of which is described as follows:

Commencing at the NW corner of the NE1/4NW1/4 of Section 22, Township 16 North, Range 1 West;

Thence South 00 degrees 08'45" West along the Westerly boundary of said NE1/4NW1/4 a distance of 712.00 feet;

Thence North 83 degrees 24'42" West a distance of 250.00 feet;

Thence South 00 degrees 08'45" West a distance of 963.38 feet to the Northerly boundary of said 60.00 foot easement and the TRUE POINT OF BEGINNING;

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Thence traversing said Northerly boundary as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40'', a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12'' East a distance of 273.84 feet;

North 33 degrees 35'52'' East a distance of 238.93 feet;

Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26'', a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05'' East a distance of 278.70 feet;

North 89 degrees 54'18'' East a distance of 342.41 feet to a point on the Westerly right-of-way of U.S. Highway 95, which point is the TERMINATION POINT for this easement.

ALSO SUBJECT TO a 30.00 foot ingress-egress easement the centerline of which is described as follows:

Commencing at the SW corner of the SE1/4NW1/4 of said Section 22; Thence North 89 degrees 59'02'' West a distance of 15.00 feet to the TRUE POINT OF BEGINNING;

Thence North 00 degrees 08'45'' East a distance of 15.00 feet;

Thence South 89 degrees 59'02'' East a distance of 494.50 feet to a point which lies on a line 15.00 feet Westerly from and parallel with the Westerly right-of-way of the Union Pacific Railroad;

Thence North 00 degrees 39'14'' East along said right-of-way a distance of 1,366.70 feet to a point on a line lying 30.00 feet Southerly from an existing dirt access road which point is the TERMINATION POINT for this easement.

PARCEL 2

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: A parcel of land in the NW1/4 described as follows: Commencing at the NW corner of the NE1/4NW1/4;

Thence South 00 degrees 08'45'' West along the Westerly boundary of the NE1/4NW1/4 a distance of 712.00 feet to the TRUE POINT OF BEGINNING;

Thence North 83 degrees 24'42'' West a distance of 250.00 feet;

Thence South 00 degrees 08'45'' West parallel with said Westerly boundary a distance of 963.38 feet to a line which lies 30 feet Northerly from and parallel with the centerline of an existing dirt access road;

Thence traversing said parallel line as follows:

Northeasterly 285.10 feet along a curve to the left having a central angle of 56 degrees 06'40'', a radius of 291.12 feet and a long chord which bears North 61 degrees 39'12'' East a distance of 273.84 feet;

Thence North 33 degrees 35'52'' East a distance of 238.93 feet;

Thence Northeasterly 290.24 feet along a curve to the right having a central angle of 56 degrees 18'26'', a radius of 295.34 feet and a long chord which bears North 61 degrees 45'05'' East a distance of 278.70 feet;

Thence North 89 degrees 54'18'' East a distance of 138.02 feet to the Westerly right-of-way of the Union Pacific Railroad;

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Thence traversing said right-of-way North 00 degrees 39'14" East a distance of 13.36 feet;
Thence Northeasterly 419.14 feet along a curve to the right having a central angle of 08 degrees 06'00", a radius of 2,964.79 feet and a long chord which bears North 04 degrees 42'14" East a distance of 418.79 feet;
Thence North 08 degrees 45'14" East a distance of 44.21 feet;
Thence leaving said right-of-way South 89 degrees 54'14" West parallel with the Northerly boundary of said NE1/4NW1/4 a distance of 547.17 feet to the POINT OF BEGINNING.

SUBJECT TO a non-exclusive easement for ingress and egress, and right-of-way for utility purposes over and across the now existing roads located along the East and North boundaries of the above described parcel and over and on that certain road from U.S. Highway 95 adjacent to the entire South boundary.

PARCEL 3

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: NW1/4SW1/4 EXCEPTING THEREFROM the S1/2S1/2NW1/4SW1/4 of said section, township and range.

SUBJECT TO an easement and road right-of-way 30 feet in width running in a generally North and South direction on and along the East boundary of the above described property with the East sideline of said easement and right-of-way being the East boundary of the parcel.

TOGETHER WITH a full use easement and right-of-way 30 feet in width and linking the existing East-West road North of the premises with the NE corner of the above described parcel. The easement and right-of-way herein granted shall proceed in a North to South direction commencing at the existing road and terminating at the North line of the premises near to the NE corner thereof.

PARCEL 4

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 22: S1/2S1/2NW1/4SW1/4

SUBJECT TO a non-exclusive easement and road right-of-way for purposes of ingress and egress to adjacent and neighboring lands which easement shall be 30 feet in width with its Eastern edge being the Eastern boundary of the herein described parcel.

PARCEL 5

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho

Sections 21 and 22: The SE1/4NE1/4 and a portion of the NE1/4NE1/4 of Section 21, and a portion of the NW1/4NW1/4 and of the SW1/4NW1/4 of Section 22, said Township and Range, more particularly described as follows:

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Commencing at the NE corner of the NE1/4NE1/4 of Section 21;
Thence South 89 degrees 44'17" West along the Northerly boundary
of said NE1/4NE1/4 a distance of 706.76 feet to the Easterly bank
of the Weiser River, which point is also the TRUE POINT OF
BEGINNING;

Thence continuing South 89 degrees 44'17" West a distance of
621.13 feet to the NW corner of said NE1/4NE1/4;
Thence South 00 degrees 14'25" West along the Westerly boundary
of said NE1/4NE1/4 and said SE1/4NE1/4 a distance of 2626.01 feet
to the SW corner of said SE1/4NE1/4;
Thence North 89 degrees 39'31" East along the Southerly boundary
of the said SE1/4NE1/4 a distance of 1322.11 feet to the SE
corner of said SE1/4NE1/4;
Thence South 89 degrees 57'44" East along the Southerly boundary
of said SW1/4NW1/4 of said Section 22 a distance of 293.45 feet;
Thence North 02 degrees 05'42" East a distance of 2044.74 feet;
Thence North 77 degrees 06'21" West a distance of 210.00 feet;
Thence North 34 degrees 07'45" West a distance of 214.23 feet
(formerly South 33 degrees 24'46" East a distance of 215.30
feet);
Thence North 85 degrees 52'50" West a distance of 765.06 feet
(formerly South 85 degrees 18'16" East);
Thence North 44 degrees 36'12" West a distance of 115.05 feet
(formerly South 44 degrees 03'50" East a distance of 120.54
feet) to a point on the Easterly bank of the Weiser River;
Thence North 30 degrees 10'21" East along said Easterly bank a
distance of 162.12 feet (formerly South 32 degrees 40'32" West a
distance of 160.54 feet);
Thence North 20 degrees 50'39" East (formerly South 23 degrees
20'50" West) along said Easterly bank a distance of 81.90 feet
to the TRUE POINT OF BEGINNING.

TOGETHER WITH a non-exclusive full use easement and right-of-way
on and over an existing road, linking the East line of the
subject premises with the Westerly right-of-way of United States
Highway 95, the entirety of which existing road is lying and
situated in the NW1/4 of Section 22, Township 16 North, Range 1
West, Boise Meridian, and the centerline of which is more
particularly described as follows:

Commencing at the SW corner of said NW1/4;
Thence South 89 degrees 57'44" East along the Southerly boundary
of said NW1/4 a distance of 293.45 feet;
Thence North 02 degrees 05'42" East a distance of 1225.79 feet
to the TRUE POINT OF BEGINNING;
Thence South 62 degrees 37'17" East a distance of 122.14 feet;
Thence Southeasterly a distance of 199.38 feet along a curve to
the left having a central angle of 11 degrees 04'04", a radius
of 1032.14 feet and a long chord which bears South 68 degrees
09'19" East a distance of 199.06 feet;
Thence South 73 degrees 41'21" East a distance of 166.41 feet;
Thence South 65 degrees 51'18" East a distance of 168.50 feet;
Thence Northeasterly a distance of 451.35 feet along a curve to
the left having a central angle of 80 degrees 31'53", a radius
of 321.12 feet and a long chord which bears North 73 degrees
52'46" East a distance of 415.10 feet;

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Thence North 33 degrees 36'49" East a distance of 238.93 feet;
Thence Northeasterly a distance of 260.77 feet along a curve to
the right having a central angle of 56 degrees 18'26", a radius
of 265.34 feet and a long chord which bears North 61 degrees
46'02" East a distance of 250.40 feet;
Thence North 89 degrees 55'15" East a distance of 364.45 feet to
the Westerly right-of-way of United States Highway 95 which is
the termination point of this easement.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1995 which are a lien
but not yet due or payable.

EASEMENTS for rights-of-way for roads, irrigation ditches, canals
and public utilities as now established.

RIGHT-OF-WAY of the UNION PACIFIC RAILROAD COMPANY, including any
rights acquired pursuant to Acts of Congress. (Parcels 1 and 2)

RIGHT-OF-WAY and terms and conditions thereof contained in a Deed
granted to PACIFIC & IDAHO NORTHERN RAILWAY COMPANY, recorded
November 24, 1900 in Book A Deeds page 624.

POWER LINE EASEMENT granted to IDAHO POWER COMPANY, recorded
February 6, 1980 in Book 10M Misc. page 132 as Instr. No. 60225.
(Parcels 1, 2 and 5)

EASEMENT DEED, including terms and conditons thereof, granted to
THE WEISER RIVER FLOOD CONTROL DISTRICT NO. 3, recorded August
27, 1956 in Book 23 Deeds page 498. (Parcels 1, 2 and 5)

EASEMENT granted to DAVID ROCKE WILSON and CLAUDIA LOUISE WILSON,
as set forth in a Warranty Deed recorded June 9, 1981 as Instr.
No. 62472.

EASEMENT granted to PATRICK V. TRAINOR and NINA L. TRAINOR, as
set forth in a Warranty Deed recorded March 20, 1982 as Instr.
No. 63743.

EASEMENT granted to PATRICK V. TRAINOR and NINA L. TRAINOR, and
PAUL ERIK E. JENSE and MARJORIE ANN JENSEN, as set forth in a
Grant of Easement recorded April 19, 1983 as Instr. No. 65905.

EASEMENT granted to DARREL J. MORRIS and DOROTHY A. MORRIS, as
set forth in a Warranty Deed recorded June 3, 1983 as Instr. No.
66173.

EASEMENT granted to ROBERT L. WITHROW and VIOLA MAY WITHROW, as
set forth in a Warranty Deed recorded November 14, 1983 as Instr.
No. 67101.

EASEMENT granted to ANSON J. LONGTIN and LUCILLE G. LONGTIN, as
set forth in a Warranty Deed recorded February 15, 1984 as Instr.
No. 67616.

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EASEMENT granted to DARREL J. MORRIS and DOROTHY A. MORRIS, as set forth in a Warranty Deed recorded October 3, 1985 as Instr. No. 71103.

EASEMENT granted to CHARLES A. SAFE and JANICE SAFE, as set forth in a Sheriff's Deed recorded June 22, 1989 as Instr. No. 77243.

EASEMENT with terms and conditions granted to ROBERT A. BUTTS, and to STEPHEN M. MEHEN and JOSEPHINE B. MEHEN, as set forth in Deeds recorded July 3, 1979 and June 22, 1989 as Instr. Nos. 59232 and 77245, respectively.

ANY RIGHTS, INTERESTS OR EASEMENTS in favor of the public which exist or are claimed to exist over any part of said land covered by the Weiser River.

ANY CLAIM arising from the difference in the mean high water line of the Weiser River and the meander line as shown by the original government survey.

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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: A67-07685
Date Received: 10-23-89
Receipt No: C012481
Received By: rat

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEPHEN MEHEN 208-338-9166
Address: 105 W. CURLING DR.
BOISE, ID 83702

OR

Name: JO BETH MEHEN 208-338-9166
Address: 105 W. CURLING DR.
BOISE, ID 83702

2. Date of Priority: MAR 08, 1984

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	21	SE	NW	NE		ADAMS

5. Description of diverting works:
PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 126.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/130 RANGE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	01W	21	NE		NE		IRR	15.0
			NW		NE		IRR	2.0
			SW		NE		IRR	4.0
			SE		NE		IRR	19.0
							Section Acres	40.0
		22	NW		NW		IRR	2.0
							Section Acres	2.0
							Total Acres	42.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-7726

14. Remarks:

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Stephen Mcken Date: 10-23-89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of October 19 89

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

STATE

STOVNEZB.6

7.6

59

10.5 3-178

A. C. G. T. I. N.

NE 1/4

Point
of
Divergence

16

14.5

21

2

13.2

60

20.4

9.6

8.6

1/3 mi

MICROFILMED K-20
OCT 12 1992

NOT TO SCALE