

1648 Cave Rd
Weiser, Idaho
83672



State of Idaho
Department of Water

322 East Front Street

P.O. Box 83720

Boise, Idaho

83720-0098

83720+0098



04/14/2006

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

RIGHT NUMBER: 67-10454

NAME AND ADDRESS: LLOYD ROBERTS
1648 COVE RD
WEISER ID 83672

ADELIA KAY ROBERTS
1648 COVE RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.260 CFS
58.500 AFY

Right Nos. 67-2229 and 67-10454 are limited to a total combined diversion rate of 0.26 cfs.

PRIORITY DATE: 12/13/1953

POINT OF DIVERSION:

T10N R05W S5 SENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.260 CFS 58.50 AFY

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S05 SENE 13.00

13 ACRES TOTAL

Right Nos. 67-2229 and 67-10454 are limited to the irrigation of a combined total of 13.0 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



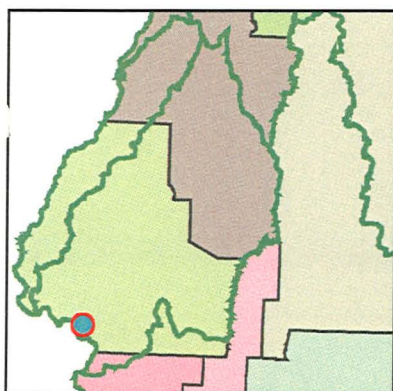
Idaho Department of Water Resources

Adjudication Claim:

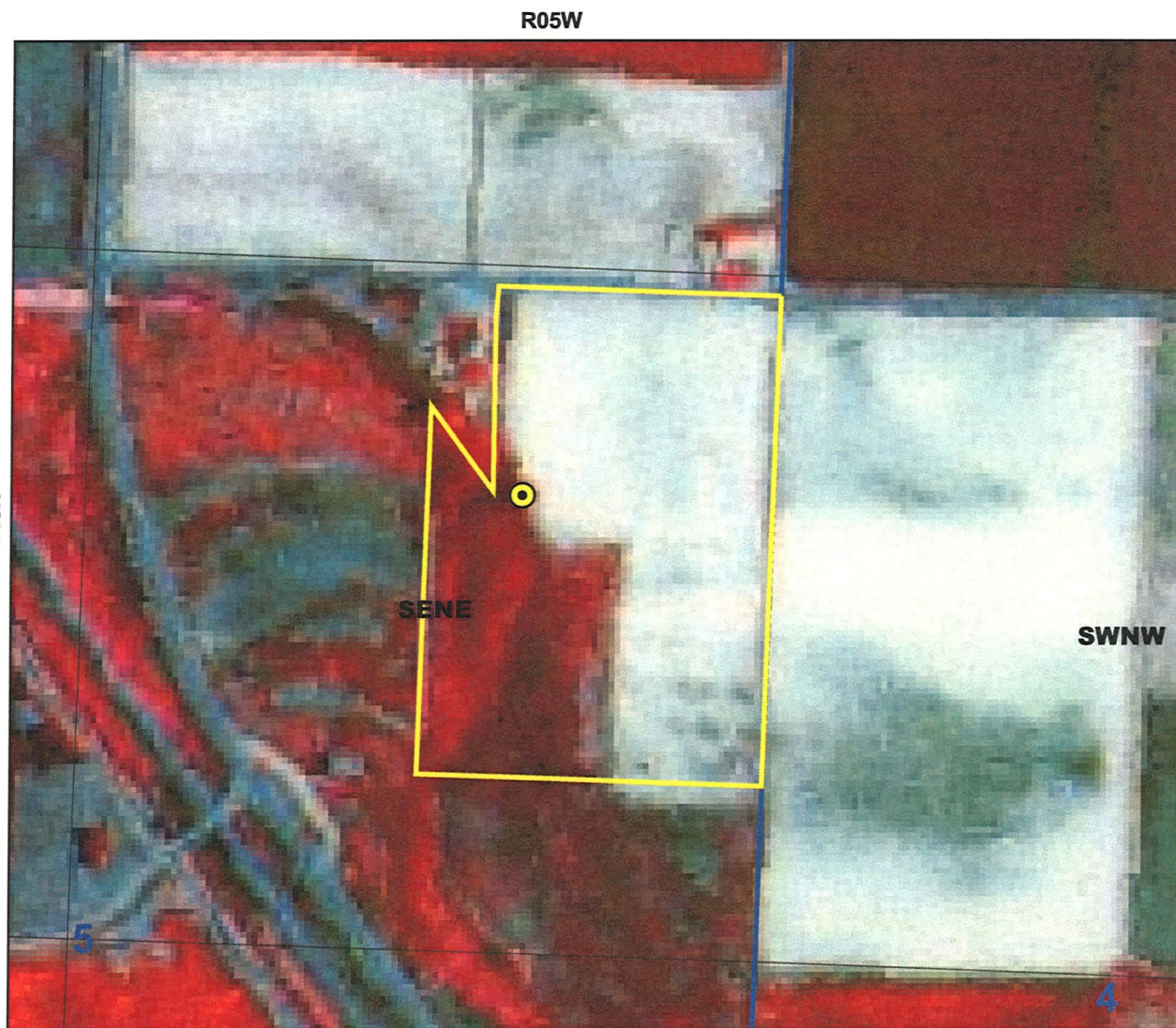
67-10454

Legend

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



Washington County
IDWR Basin 67



Prepared by C. Saxton
On Friday, April 14, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10454 V1

WATER RIGHT NUMBER: 67-10454 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GENEVA M DAWSON 1389 COOPER LN WEISER, ID 83672 (208)549-1482
Current Owner	LLOYD ROBERTS 1648 COVE RD WEISER, ID 83672 (208)549-1961
Current Owner	ADELIA KAY ROBERTS 1648 COVE RD WEISER, ID 83672 (208)549-1961

Priority Date: 12/13/1953

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.260 CFS	58.50 AF
	<u>Total Diversion:</u>	0.260 CFS	58.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 5, 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	5				13.0													13.0

Total Acres: 13

Conditions of Approval:

1. E55 Right Nos. 67-2229 and 67-10454 are limited to the irrigation of a combined total of 13.0 acres in a single irrigation season.
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. E51 Right Nos. 67-2229 and 67-10454 are limited to a total combined diversion rate of 0.26 cfs.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10454 V1

Remarks:Comments:

1. csaxton 4/14/2006 Quantity and POU

Comment: There are actually only 13 acres irrigated so the diversion rate was reduced to fit recommended acreage.

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>
Contacts	4/14/2006 2:52:38 PM	csaxton			Active
Priority Date	4/14/2006 2:53:14 PM	csaxton			Active
POD	4/14/2006 2:53:25 PM	csaxton			Active
Source	4/14/2006 2:57:13 PM	csaxton			Active
POU	4/14/2006 2:59:10 PM	csaxton			Active
Use	4/14/2006 2:59:20 PM	csaxton			Active
Season	4/14/2006 2:59:33 PM	csaxton			Active
Quantity	4/14/2006 3:01:13 PM	csaxton			Active
Summary			04/14/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	4/14/2006 2:53:55 PM	csaxton	Updated shape
POD	4/14/2006 2:54:05 PM	csaxton	Updated PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10454 V1

Source	4/14/2006 2:57:24 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	4/14/2006 2:58:57 PM	csaxton	Updated shape for Active POU
POU	4/14/2006 2:59:04 PM	csaxton	Updated PLS for Active POU
POU	4/14/2006 2:59:20 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	4/14/2006 2:59:30 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	4/14/2006 2:59:44 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Contacts	4/14/2006 2:52:47 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
General	4/14/2006 2:53:23 PM	csaxton	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10454 V1

POD	4/14/2006 2:53:35 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	4/14/2006 2:56:45 PM	csaxton	Updated shape
POD	4/14/2006 2:57:01 PM	csaxton	Updated PLS
Quantity	4/14/2006 3:01:24 PM	csaxton	(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? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - 4.5 af per acre at 13 acres.
Summary	4/14/2006 3:03:36 PM	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?

Water Supply Bank:



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

March 30, 2006

LLOYD ROBERTS
ADELIA KAY ROBERTS
1648 COVE RD
WEISER ID 83672

RE: Amended Snake River Basin Adjudication (SRBA) claim 67-10454

Dear Mr. and Ms. Roberts,

Per my conversation with Mr. Roberts, I filled out an amended claim changing the claimed purpose of use from Commercial (truck washing) to Irrigation.

My research found license 67-2228 for irrigation from a well for your property. It had not been claimed in the SRBA. Thus, I took the liberty of amending claim 67-10454 to, in essence, claim license 67-2228.

Please look over the amended claim and initial any changes you wish to make. When satisfied, sign the claim in front of a notary and return it to this office **ASAP**.

Please feel free to contact me with any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton', is written over a horizontal line.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)

"E" as in "see"

3-27-06: Called and spoke with "Adellea" (phonetic).
She is going to have Lloyd call me back today
or tomorrow.

Slough used to Irr S of Creek

Farmer Dump int S. SE part of the
place

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Right	3 2043	WILLIAM I SNAKE RI	10N05W5			6	32	2	38	10	12	37	39	13			26	38			253
Right	67 2170	JAMES HY GROUND	10N05W5																	35	35
Right	67 2228	JAMES E ' GROUND	10N05W5					15													15
Right	67 2229	JAMES E ' UNNAMEI	10N05W5					15													15
Right	67 2340	STEVEN E UNNAMEI	10N05W5												39			39			78
Right	67 4017	REX FORI WEISER F	10N05W5		30																30
Right	67 4339	LEOLA SM WEISER F	10N05W5		30																30
Right	67 4472	ORVAL OI WEISER F	10N05W5			27															27
Right	67 7532	ARDETH J GROUND	10N05W5													1					1
Right	67 7724	GENEVA I GROUND	10N05W5																12.8		12.8
Right	67 10744	STEVEN E GROUND	10N05W5												X						0
Right	67 10128	R FORD S GROUND	10N05W5		X																0
Right	67 10489	GENEVA I GROUND	10N05W5					X													0
Right	67 10490	GENEVA I GROUND	10N05W5					X													0
Right	67 10914	KWEI, GROUND	10N05W5					X													0
Right	67 13447	PAMELA L GROUND	10N05W5					X													0
Claim	67 4472	ANGELA F WEISER F	10N05W5			27															27
Claim	67 13446	PAMELA L GROUND	10N05W5					1													1
Claim	67 10894	CRANE CI HOG CRE	10N05W5										40			40					80
Claim	67 2170	JAMES J ' GROUND	10N05W5																35		35
Claim	67 2237	LEOLA C ' WEISER F	10N05W5		30																30
Claim	67 4017	JOHN B D WEISER F	10N05W5		30																30
Claim	67 2229	GENEVA I UNNAMEI	10N05W5					15													15
Claim	67 10454	LLOYD RC GROUND	10N05W5					X													0
Claim	3 10001	ROBERTS SNAKE RI	10N05W5				21	1			8	21	38	24			19	38			170
Claim	3 10002	ROBERTS SNAKE RI	10N05W5			11	12		34	10	6	17									90
Claim	3 10009	ELIZABET SNAKE RI	10N05W5												13	7					20
Claim	67 2340	STEVEN E UNNAMEI	10N05W5													32			37		69

October 17, 2005

LLOYD ROBERTS
1648 COVE RD
WEISER ID 83672

RE: CHANGE IN OWNERSHIP FOR SNAKE RIVER BASIN ADJUDICATION
(SRBA) 67-10454

Dear Water Right Claimant(s):

It has come to our attention that you may have recently purchased a tract of land in Washington County. According to our records, the property to which I am referring to was most recently owned by Geneva Dawson. The legal description is as follows:

T10N R05W S05 SE1/4 NE1/4

This property was filed on in the Snake River Basin Adjudication (SRBA). IDWR is currently in the processing of reviewing the Adjudication claims in basin 67. We recommend that if, in fact, you now own the property in question, and do use the water for the purposes claimed, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a copy of your Warranty Deed and legal description of the property you have purchased.

Additionally, we received an affidavit from you regarding evidence of priority for this claim. While a helpful piece of information, we need a more specific affidavit. In the affidavit you sent, it says you have known the Dawsons for a number of years and have seen them putting the water to beneficial use. An affidavit stating what year you saw them first start putting the water to beneficial use, the means of conveyance of the water, and where the property is would provide us with a better picture of the water right. If you have any questions regarding this matter, please call me at (208) 287-4907.

Respectfully submitted,

Sent 10/17 MVB

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-10454

WATER RIGHT NUMBER: 67-10454

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GENEVA M DAWSON 1389 COOPER LN WEISER, ID 83672 (208)549-1482

Priority Date: 01/01/1960

Basis: Beneficial Use

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>
COMMERCIAL	1/01	to 12/31	0.060 CFS	
	<u>Total Diversion:</u>		0.060 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 5, Twp 10N, Rge 05W, B.M.
WASHINGTON County		

Place of UseCOMMERCIAL Within WASHINGTON County

T10N R05W S05 SENE

Conditions of Approval:Remarks:

Craig Saxton
I have bought this farm in 1999
from Geneva Dawson

18. my address is Lloyd Roberts
1648 Cove Rd

Weiser, Idaho

83672

549-1961

SCANNED

SEP 19 2005

RECEIVED

SEP 16 2005

Department of Water Resources

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

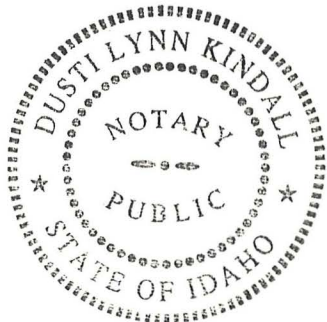
AFFIDAVIT

State of Idaho)
County of _____)

Jon Wray being first duly sworn,
deposes and says: _____

I know Geneva Dawson and
have been acquainted with her and her husband for
54 years. I have seen them putting their water
(Beneficial)
to use in all those years

1951



SEAL

Jon Wray
(Signature)

Subscribed and sworn to before me this
day 15th of Sept, 192005.

Dusti Lynn Kindall
(Notary Public)

Residing at 2983 Mill Rd Cambridge

My Commission Expires 3/15/09.

SCANNED

SEP 19 2005



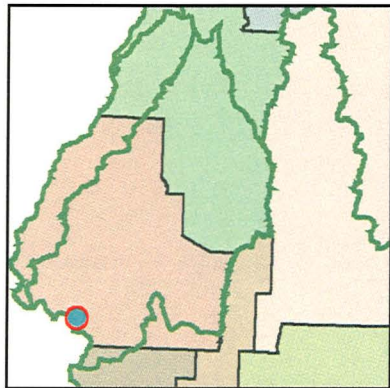
Idaho Department of Water Resources

Adjudication Claim Number: **67-10454**

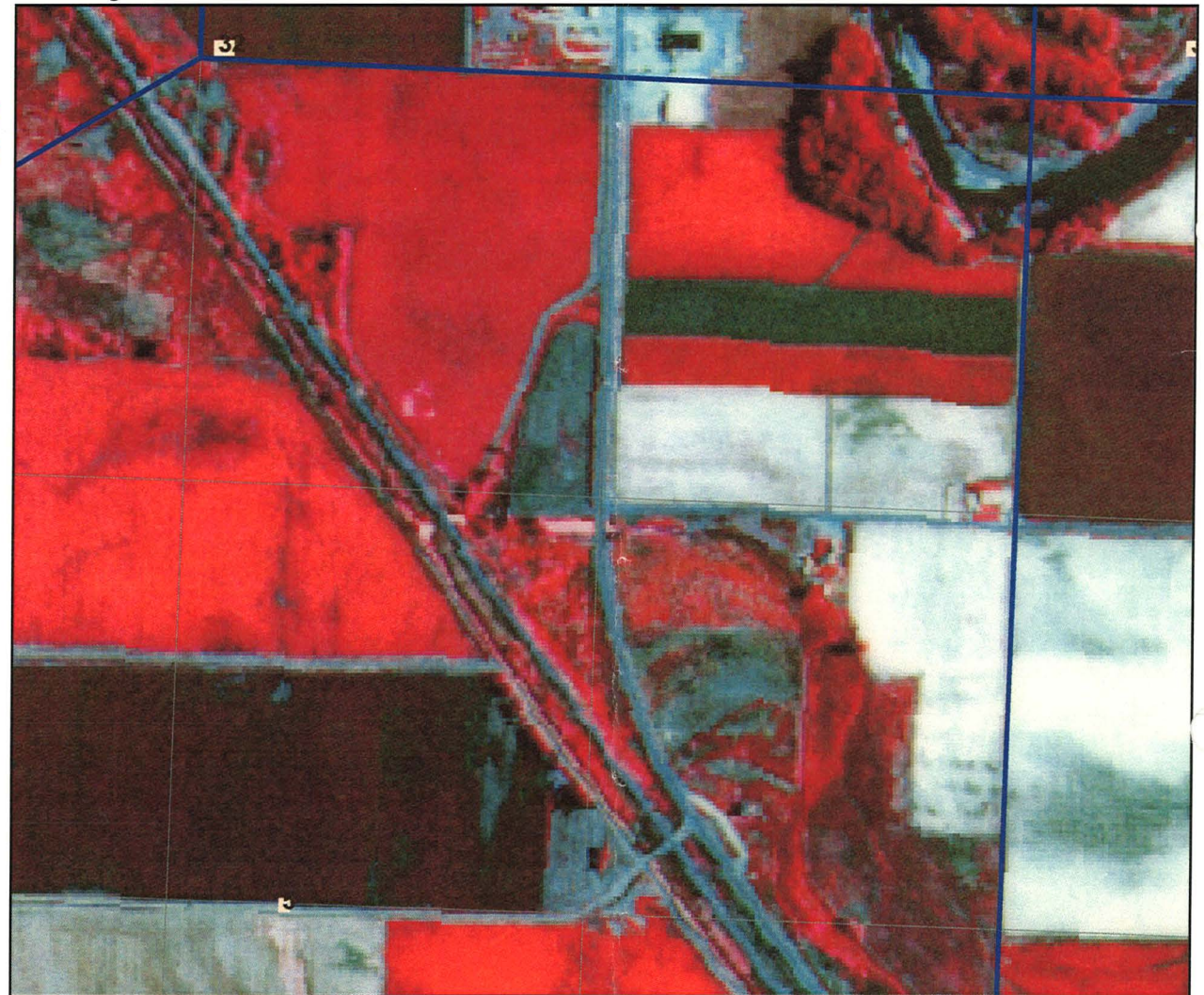
T10N R05W
T11N R05W

Legend

PLSS Section Lines
GCDB11N05W GCDB
GCDB10N05W GCDB



Washington County
IDWR Basin 67



0 0.3 0.6 Miles

Prepared by M. Van Bussum
On Thursday, September 1, 2005
1987/88 Aerial Photography

SEP 19 2005

SCANNED

State of Idaho
License and Certificate of Water Right

Water License No. G-24092

Amount 0.3 second foot

Water District No. _____

Priority December 13, 1953

THIS IS TO CERTIFY that JAMES E. THOMPSON

of Weiser, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 4, 1953; that Permit No. G-24092 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.3 second foot, was issued thereunder on November 21, 1955, showing that said works were completed on the 16th day of November, 1955; and that on the 31st day of December, 1955,

JAMES E. THOMPSON

of Weiser, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, ~~subterranean~~ (subterranean flow, for the purpose of irrigation use, under Use Permit No. G-24092 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 9 of Licenses at page 5698, on the 25th day of April, 1956; The right hereby confirmed dates from December 13, 1953;

The Point of Diversion is located

in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 5, Tp. 10 N., R. 5 W., B. M. Washington County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N.	5 W.	5	SE $\frac{1}{4}$ NE $\frac{1}{4}$	15	15

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 25th day of April, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

67 2228

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24092

REPORT ON PROOF OF Beneficial Use

app. 0.3
Sub. 1
acres - 15

.3 cfs
snrk

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAR 23 1956
Department of Reclamation

James E. Thompson
Route # 1, Weiser, Idaho

0286-J1

Permit No. G-24092

Examination for Beneficial Use

County Washington

5-10N.-5W.

Q₂ 0.3 c.f.s.

S = Well (dug)

P.D. = SE. NE, Sec. 5, T. 10N. - R. - 5W.

Use = Irrigation

Filed = May 4, 1953

Due = May 21, 1955

(Reinstatement)

C/W = 11-21-55

Ph 270

Rainflow Pump
model 2W 5-2
#2696 size 2 1/2" x 2 1/2"

5hp. G.E. single ph.
hor. motor

3/32 x 11/64

Anderson-Tuller
fittings. 4" mains

Well = 4' d. 2' x 4' on end
= csg.

15 acres

lift varies fr. 2' to 6'
est.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-24092This proof is for Beneficial UseIn Water District No. 41

1. Name of applicant James E. Thompson
2. Source of water supply: Subterranean Flow (well)
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 5
T. 10 N. R. 5 W. BM. County of Washington
4. Describe works as they exist, giving dimensions and capacities of same: ~~The well is 35 ft. deep, 5" in diameter, 8 ft. to water, 2" discharge pump, through sprinkler system with 40 lbs. pressure with 24 rainbird nozzles 1/8 X 5/32 size~~
Pump is a Rainbird pump, centrifugal Model 2W5-2, size 2 $\frac{1}{2}$ in and 2" out, driven by a 5 hp G. E. horizontal motor, single phase. Set-up is portable. 24 sprinklers size 3/32 by 11/64. Anderson-Miller fittings. Well is 4" diameter, cased with 2 by 4's on end. Lift varies from 2' to 6'.

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5, Twp. 10 N., Range 5 W. BM
15 acres of the 40 acres cultivated valley sandy-loam land
See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: There is a trench dug from the slough into the well and Thompson
claims the water is mostly slough water.

This examination was made on the 22nd day of March, 19 56(Signed) E. J. Thompson Examiner.

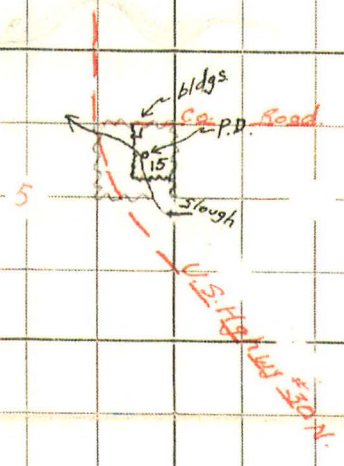
24092

22 April 1965

5.29 sub. map
- 2.2 water
6.41 veg.
3.0 marsh

R-5W.

T
10
N.



Subdivision = One

Area = 15 acres.

Q = 15 inches.

RECEIVED

APR 13 2006

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-10454
Date Received: 10/2/1989
Receipt No: M004761
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

LLOYD ROBERTS Phone: (208)549-1961

1648 COVE RD
WEISER ID USA 83672

ADELIA KAY ROBERTS Phone: (208)549-1961

1648 COVE RD
WEISER ID USA 83672

2. Date of Priority: 12/13/1953

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	05W	5	SE NE	WASHINGTON	

5. Description of diverting works:

18' WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.3	

7. Total Quantity Appropriated is:
0.3 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	05W	5	SE	NE	IRRIGATION	15
					Section Acres	15
					Total Acres	15

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Per conversation with claimant, I found out that the water use claimed under 67-10454 should be irrigation. I found un-claimed license 67-2228 which describe the water use as described by the claimant. Claim amended to reflect elements of 67-2228.

Claim set to temporary status until signed and returned by claimant (csaxton 3-30-06).

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.

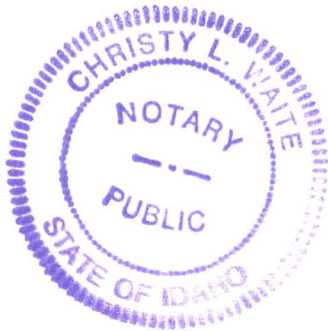
Signature of Claimant(s): Greg Roberts Date: April 11, 2006
Adeline K. Roberts Date: 4/11/06

State of Idaho)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this
of April 2006

Christy L. Vaite
Notary Public

Residing at Leavenworth
My commission Expires 4/4/09



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 67-10454
Date Received: 10/2/1989
Receipt No: M004761
Received By:

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

1. Name of Claimant(s)

LLOYD ROBERTS Phone: (208)549-1961

1648 COVE RD
WEISER ID USA 83672

ADELIA KAY ROBERTS Phone: (208)549-1961

1648 COVE RD
WEISER ID USA 83672

2. Date of Priority: 01/01/1960

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	05W	5	SE NE	WASHINGTON	

5. Description of diverting works:

18' WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
COMMERCIAL	1/01	12/31	0.06	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	05W	5	SE	NE	COMMERCIAL	

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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: _____

Memorandum

Date: March 23, 2006

To: 67-2229 and 67-10454

From: Craig L. Saxton

Subject: Change of ownership

We received a change of ownership form with a deed and a copy of the letter we sent them soliciting the change of ownership. The c/o form had only a signature on it. However, since it was submitted with the deeds that lists the address of the persons we sent the letter to, it seems clear that the intension was to change ownership on 67-10454.

Since we have the signature, address, and intent, I am going to fill in the appropriate information in pencil on the change of ownership form and make the change.

In the process of researching the background information on 67-10454, I found overlapping claim 67-2229. This if for the same POU and is the same owners as listed on 67-10454. Change ownership on 67-2229 as well.

.....

Lloyd already has a contact ID. I am using that one. And for Adelia, I copied the information out of Lloyds contact ID. The only thing different than what is on the deed is that by using Lloyds existing contact ID, we have phone # to use.

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 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
	67-10454				
	67-2229				

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) _____
4. New Owner/Claimant(s) Lloyd Roberts and Adeline Kay Roberts
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 1648 Cove Rd
- City, State and ZIP Code Weber ID 83672
- New Telephone Number () _____
5. Date you acquired the property 3-10-1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

RECEIVED
JAN 27 2006
DEPARTMENT OF
WATER RESOURCES

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, **the seller should be able to provide you with the water right or adjudication claim number(s).** Please enter the number(s) at **Item 1.** Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. **Do not** obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at **Item 3.**
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at **Item 4.** Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

TRUSTEE'S DEED

COPY

THIS TRUSTEE'S DEED, made by VAUGHN KELLEY, as Trustee of the GENEVA DAWSON TRUST dated August 13, 1991, the Grantor herein, for valuable consideration, does hereby sell and convey to LLOYD E. ROBERTS and ADELIA KAY ROBERTS, husband and wife, the Grantees herein, whose address is: 1648 Cove Rd., Weiser, Idaho, 83672, all his interest as Trustee in the following described real estate situated in Weiser, Washington County, Idaho, to-wit:

IN TOWNSHIP 10 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN;

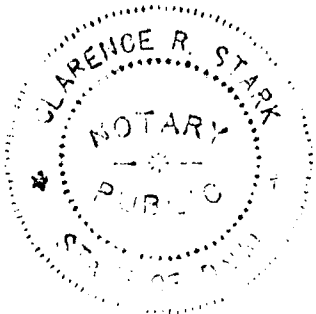
Section 5: The NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, and the N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

EXECUTED this 10th day of March, 1999.

Vaughn Kelley TRUSTEE
Vaughn Kelley, Trustee of
the Geneva Dawson Trust

STATE OF IDAHO)
 : ss
County of Washington)

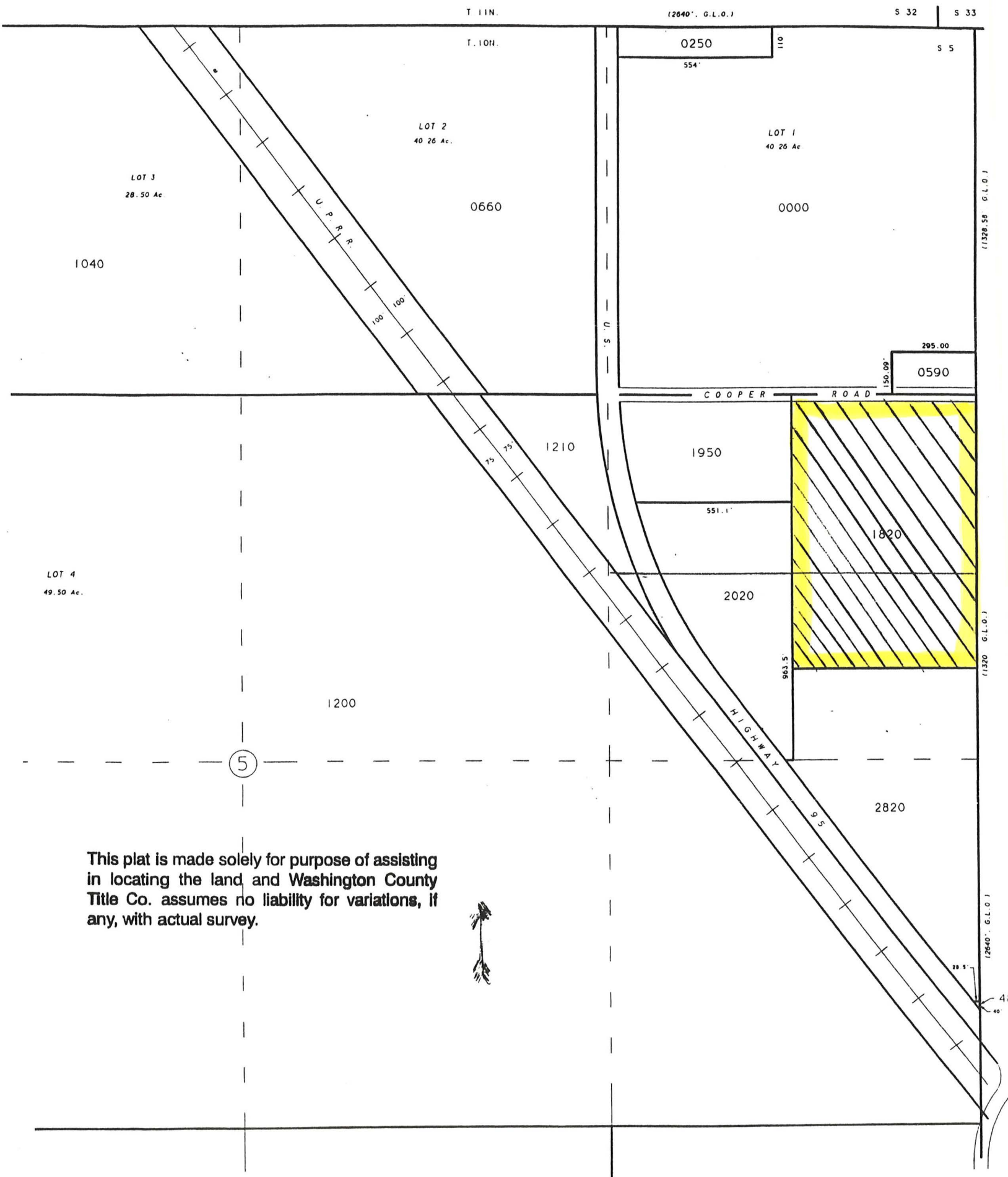
On this 10th day of March, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared VAUGHN KELLEY, known to me, to be the person whose name is subscribed to the foregoing instrument as Trustee of the Geneva Dawson Trust dated August 13, 1991, and acknowledged to me that he executed the same for and on behalf of said trust. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Clarence R. Stark
Notary Public for Idaho
Residing at Weiser, Idaho
Commission Expires: 9/3/99

INSTRUMENT NO. 175640
STATE OF IDAHO, COUNTY OF WASHINGTON ss,
Filed for record at the request of
WASHINGTON COUNTY TITLE
08 Min. past FIFTEEN o'clock P. M.
This 10TH day of MARCH 19 99
Index to: DEEDS
By SHARON WIDNER, Recorder Fee \$3.00
By 1132 M. Knight Deputy
WASHINGTON COUNTY TITLE

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



This plat is made solely for purpose of assisting in locating the land and Washington County Title Co. assumes no liability for variations, if any, with actual survey.





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

October 17, 2005

LLOYD ROBERTS
1648 COVE RD
WEISER ID 83672

RE: CHANGE IN OWNERSHIP FOR SNAKE RIVER BASIN ADJUDICATION
(SRBA) 67-10454

Dear Water Right Claimant(s):

It has come to our attention that you may have recently purchased a tract of land in Washington County. According to our records, the property to which I am referring to was most recently owned by Geneva Dawson. The legal description is as follows:

T10N R05W S05 SE1/4 NE1/4

This property was filed on in the Snake River Basin Adjudication (SRBA). IDWR is currently in the processing of reviewing the Adjudication claims in basin 67. We recommend that if, in fact, you now own the property in question, and do use the water for the purposes claimed, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a copy of your Warranty Deed and legal description of the property you have purchased.

Additionally, we received an affidavit from you regarding evidence of priority for this claim. While a helpful piece of information, we need a more specific affidavit. In the affidavit you sent, it says you have known the Dawsons for a number of years and have seen them putting the water to beneficial use. An affidavit stating what year you saw them first start putting the water to beneficial use, the means of conveyance of the water, and where the property is would provide us with a better picture of the water right. If you have any questions regarding this matter, please call me at (208) 287-4907.

Respectfully submitted,

Monica P. Van Bussum
Water Resource Agent/GIS Technician
Adjudication Bureau

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: A67-10454
Date Received: 10/02/1989
Receipt No: M004761
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GENEVA M. DAWSON 208-549-1482
Address: 1389 COOPER LANE
WEISER, ID 83672

2. Date of Priority: JAN 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	5	SE	NE			WASHINGTON

5. Description of diverting works:
18' WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.060		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
C/ TRUCKING CO.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	5	SE	NE		COMMER	

11. Place of use in counties: WASHINGTON

A67-10454

Page 1

Date: 10/02/89

SCANNED
APR 09 2004

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OCT 05 1992

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number: 24093

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

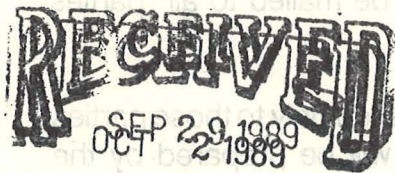
Seal

Residing at _____
My Commission Expires _____

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 AL67-10454Date Received 10-2-89Receipt Number MOD 4761

Department of Water Resources
Department of Water Resources

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Geneva Dawson Phone () 549-1482

Mailing Address 1389 Cooper Ln Lelisei Zip 83672

2. Date of Priority (Only one (1) per claim) 1960 1/1

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 10N Range 5W Section 5,
1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Washington

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 18' deep well pump.

"sump" high pressure

MICROFILMED

OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Commercial purposes from 1/1 to 12/31 amount 0.06 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) C/ Trucking Co. used for washing trucks

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>10N</u>	<u>5W</u>	<u>5</u>				<u>C</u>													

Total number of acres irrigated N/A

11. In which county (ies) are lands listed above as place of use located? WASHINGTON

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

MICROFILMED

OCT 05 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Signature of Claimant (s) *Geneva Hawron* Date Oct. 2. 1989.

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of October 1989

SEAL

Notary Public *Anna Baunhoff*

Residing at _____

Anna Baunhoff, Notary Public

My Commission Expires _____

Residing at Boise, Idaho

My Commission Expires December 7, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant

OCT 05 1992