

10/30/2006

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

RIGHT NUMBER: 67-10844

NAME AND ADDRESS: ROBERT P FINK
4147 RICHWOOD AVE
EL MONTE CA 91734

PAMELA E FINK
4147 RICHWOOD AVE
EL MONTE CA 91734

SOURCE: SPRING CREEK

TRIBUTARY: SINKS

QUANTITY: 0.080 CFS

PRIORITY DATE: 05/20/1966

POINT OF DIVERSION:

T17N R01W S26 NENESW 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	0.080 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

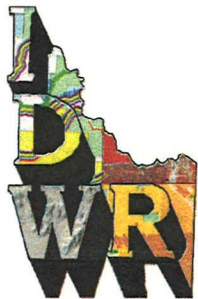
T17N R01W S26 SENW 4.00

4 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

SRBA Recommendation:

67-10844

(Irrigation)

Legend

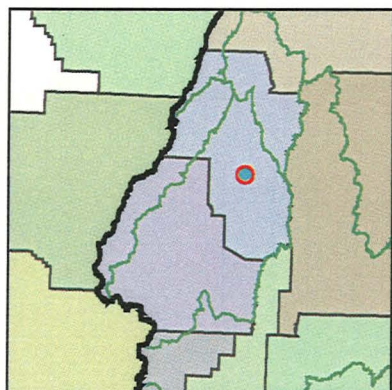
● Point of Diversion

□ Place of Use

□ Townships

□ PLS Sections

□ Quarter Quarters



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Van Bussum
On Monday, October 30, 2006
1987/88 Aerial Photography

Adjudication Recommendation Report 67-10844 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	PAUL E SANDERS PO BOX 418 COUNCIL, ID 83612 (208)253-6959
Original Owner	LOUISE ROGERS BOX 446 COUNCIL, ID 83612 (208)253-4733
Original Owner	CHRISTY M SANDERS PO BOX 418 COUNCIL, ID 83612 (208)253-6959
Current Owner	ROBERT P FINK 4147 RICHWOOD AVE EL MONTE, CA 91734 (626)454-5465
Current Owner	PAMELA E FINK 4147 RICHWOOD AVE EL MONTE, CA 91734 (626)454-5465
Original Owner	LAURENCE ROGERS BOX 446 COUNCIL, ID 83612 (208)253-4733

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.080 CFS	
	Total Diversion:	0.080 CFS	

SPRING CREEK NE1/4NE1/4SW1/4 Sec. 26, Twp 17N, Rge 01W, B.M.
ADAMS County

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10844 V1

Total Acres: 4

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

1. mvanbussum 10/30/2006 POU

Comment: Field examiner map from 8-30-2006 shows approximately 8 acres of irrigation. POU is based on field examiner notes and map submitted by claimant. Recommended POU is 4 acres, as was claimed. Field examiner notes say claimant is irrigating more than 4 acres. See field exam on file.

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: OR

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	10/30/2006 1:40:37 PM	mvanbussum			Active
Priority Date	10/30/2006 1:41:12 PM	mvanbussum			Active
POD	10/30/2006 1:41:25 PM	mvanbussum			Active
Source	10/30/2006 2:23:02 PM	mvanbussum			Active
POU	10/30/2006 2:23:25 PM	mvanbussum			Active
Use	10/30/2006 2:30:06 PM	mvanbussum			Active
Season	10/30/2006 2:30:22 PM	mvanbussum			Active
Quantity	10/30/2006 2:30:59 PM	mvanbussum			Active
Summary			10/30/2006	mvanbussum	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-10844 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	10/30/2006 1:40:32 PM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
General	10/30/2006 1:41:07 PM	mvanbussum	(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? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit from Fred Lappin provides sufficient evidence of priority.
POD	10/30/2006 1:41:20 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	10/30/2006 2:22:01 PM	mvanbussum	Updated shape
Source	10/30/2006 2:22:53 PM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field exam conducted 8-30-2006 verified source.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-10844 V1

POU	10/30/2006 2:23:17 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Field exam conducted 8-30-2006 verified POU.
POU	10/30/2006 2:28:03 PM	mvanbussum	Updated shape for Active POU
POU	10/30/2006 2:28:12 PM	mvanbussum	Updated PLS for Active POU
Use	10/30/2006 2:29:57 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam conducted 8-30-2006 and imagery verified purpose of use.
Season	10/30/2006 2:30:13 PM	mvanbussum	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (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 administrativly determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/30/2006 2:30:50 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Per Dave Tuthill, is recommended flow is less than 0.2 cfs, no measurement required.

IDAHO DEPARTMENT OF WATER RESOURCES

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Summary	10/30/2006 2:31:21 PM	mvanbussum	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (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? (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?
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Water Supply Bank:

67-10844

Note from J. Shurte to reviewer: review 67-7310 & 67-10844 together - claimants dropped irrigation from 67-7310. They are claiming same QQ for irrigation in 67-10844, but different source. Comment in claim 67-7310 says only irrigation from ground water now is for lawn & garden. Recommended 67-7310 as domestic.

Priority Date

5-20-1966

Affidavits from Fred Lappin & Paula Saxton Shelton
H₂O from Spring Creek - Lappin's is good to
~1910
recommend as claimed

POD

GPSeD by Bosco Bosler 8-30-2006
2308291
1511740

Source

verified by FE

POU

See map in file from FE (per Bosco: Looks to me ~~the~~ claimant is watering more than 4 acres when he can irrigate!)

Use

verified by FE

SOU

recommend IDWR standard

Quantity

rec 0.02 $\frac{cfs}{ac}$, no volume limit needed

67-10844

253 4910

Robert (Bob) Fink

Address Change

PO u + PO D

Affidavit of Priority in file

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	PAUL E SANDERS	PO BOX 418	COUNCIL	ID	83612	(208)253-6959
Original Owner	LOUISE ROGERS	BOX 446	COUNCIL	ID	83612	(208)253-4733
Original Owner	CHRISTY M SANDERS	PO BOX 418	COUNCIL	ID	83612	(208)253-6959
Current Owner	ROBERT P FINK	4147 RICHWOOD AVE	EL MONTE	CA	91734	(626)454-5465
Current Owner	PAMELA E FINK	4147 RICHWOOD AVE	EL MONTE	CA	91734	(626)454-5465
Original Owner	LAURENCE ROGERS	BOX 446	COUNCIL	ID	83612	(208)253-4733

Date of Field Exam: 8/30/04 Time: 9 AM

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

Address Change

Reviewer: Bosco

Date: 8/30/04

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Water Right Number(s): 67-10844 + 67-7310

Previous Mailing Address: Robert P or Pamela E. Fink
4147 Richwood Ave
El Monte CA 91734

New Mailing Address: Robert P or Pamela E. Fink
PO Box 733
Council Idaho 83612

Telephone Number: (208) 253 4910

Signature of all Claimant(s): Robert P Fink Pamela E Fink
Please print your name below your signature.
Robert P. Fink
PAMELA E. FINK

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

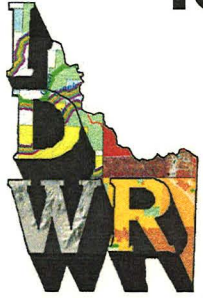
Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

WR# 67-10844
Tag# A0016627



APS
2308291
1511740

Idaho Department of Water Resources



Adjudication Claim Number: **67-10844**



Legend

 Section Lines
 GCDB17N01W GCDB



0 0.2 0.4 Miles

Prepared by D. Narsavage
On Wednesday, April 13, 2005
1987/88 Adjudication True Color Imagery

Priority Date Data Entry Form

Claim Number 67-10844

Claimed Priority Date: 5/20/1966

Claimed Basis: Beneficial Use

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date:

Water Right Basis:

Recommended Priority Date ____

Recommended Basis _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

in file

Reviewer: Borco

Date: 8/30/04

Point of Diversion and Source Data Entry Form

Claim Number 67-10844

Claimed Point of Diversion and Source

T17N R01W S26 NENESW Within ADAMS County Source: SPRING CREEK SINKS

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

GPS
2308291
1511740

Reviewer: BascoDate: 8/30/06

Place Of Use Data Entry Form

Claim Number 67-10844

Claimed Place Of Use

T17N R01W S26 SENW 4.0

Total Acres 4

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

☐ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Looks to me claimant is watering more than 4 acres when he can irrigate 6

Reviewer: *Basco*Date: *8/30/06*

Purpose of Use Data Entry Form

Claim Number 67-10844

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

--	--	--	--	--

--	--	--	--	--

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Document how the Purpose of Use was verified:

Reviewer:

Basco

Date:

8/30/06

Period of Use and Quantity Data Entry Form

Claim Number 67-10844

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.08	

Overall Diversion Rate 0.08

Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
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Overall Diversion Rate

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
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Overall Diversion Rate _____

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

No water in ditch. Ditch can carry 20" easily. No headgate, no measuring device in ditch

Reviewer: BiscoDate: 8/30/06

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 67-10844
Date Received: 10/16/1989
Receipt No: W006264
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT P FINK
4147 RICHWOOD AVE
EL MONTE CA USA 91734

Phone: (626) 454-5465

PAMELA E FINK
4147 RICHWOOD AVE
EL MONTE CA USA 91734

Phone: (626) 454-5465

2. Date of Priority: 05/20/1966

3. Source: SPRING CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
17N	01W	26	NE	NE	SW	ADAMS	

5. Description of diverting works:

DAM IN CREEK WITH DITCHES AND FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.08	

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

8. Total consumptive use:

SCANNED
APR 09 2004

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	26	SE	NW	IRRIGATION	4
					Section Acres	4
					Total Acres	4

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:

14. Remarks:

Ownership changed by DB 5/2/2002

15. Basis of Claim: Beneficial Use

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

RECEIVED
MAY 29 2001

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
	A67-07310	<u>NO</u>			
	A67-10844	<u>NO</u>			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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) Paul E & Christy M. Sanders
P.O. Box 418, Council, ID 83612
4. New Owner/Claimant(s) Robert E or Pamela E Fink
 Name Connector (Check one): ☐ and ☒ or, ☐ and/or
- New Mailing Address 4147 Richwood Avenue
- City, State and ZIP Code El Monte, CA 91734
- New Telephone Number (626) 454-5465
5. Date you acquired the property March 28, 2001

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) ☒ Robert P. Fink
(include title if applicable) ☒ Pamela E. Fink

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 DB Date 5-29-01 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

For Value Received, PAUL E. SANDERS and CHRISTY M. SANDERS, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
ROBERT P. FINK and PAMELA E. FINK, husband and wife

the grantees, whose current address is, 4147 Richwood Ave., El Monte, CA 91732

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

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

COPY

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: March 23, 2001

Paul E. Sanders
PAUL E. SANDERS

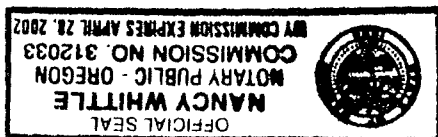
Christy M. Sanders
CHRISTY M. SANDERS

Christy M. Sanders

STATE OF OREGON)
COUNTY OF JOSEPHINE) ss

On this 27th day of MARCH, in the year of 2001, before me a Notary Public in and for said State, personally appeared ~~PAUL E. SANDERS & CHRISTY M. SANDERS~~ known or identified to me to be the persons whose names ~~is~~ subscribed to the within instrument, and acknowledged to me that ~~they~~ executed the same.

Nancy Whittle
Notary Public
Residing at
Commission expires:



#01-154

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

at _____ minutes past _____ o'clock M.
this _____ day of _____, 20 _____ in my
office, and duly recorded in Book
of Deeds at page

By: _____
Ex-Officio Recorder
Deputy

Fees \$
Mail to:

Instrument # 99583
COUNCIL, ADAMS, IDAHO
2001-03-30 05:01:28 No. of Pages: 2
Recorded for : TIMBERLINE TITLE & ESCROW
MICHAEL FISK Fees: 6.00
Ex-Officio Recorder Deputy Sarah Wilson
Index to: DEED

PARCEL 1

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 26: A parcel commencing at the SE corner of the SE1/4NW1/4 of
said Section, which is the TRUE POINT OF BEGINNING;

Thence West 760 feet along the Southerly boundary of said quarter
section;

Thence North parallel to the East boundary line of said quarter
section a distance of 450 feet;

Thence East parallel to the South boundary line of said quarter
section a distance of 200 feet;

Thence South parallel to the East boundary line of said quarter
section a distance of 175 feet;

Thence East parallel to the South boundary line of said quarter
section a distance of 560 feet, more or less, to a point on the East
boundary line of said quarter section;

Thence South along the East boundary of said quarter section to the
POINT AND PLACE OF BEGINNING.

RESERVING FROM THE ABOVE a road right-of-way consisting of a length
of the South boundary and the entire East boundary of and within the
above described tract.

PARCEL 2

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 26: S1/2SE1/4NW1/4 EXCEPTING S1/2W1/2W1/2SE1/4NW1/4, and
ALSO EXCEPTING a 30 foot road right-of-way off of and along the
entire South side and the entire East side of said property.

ALSO EXCEPTING a parcel commencing at the SE corner of the SE1/4NW1/4
of said Section, which is the TRUE POINT OF BEGINNING;

Thence West 760 feet along the Southerly boundary of said quarter
section;

Thence North parallel to the East boundary line of said quarter
section a distance of 450 feet;

Thence East parallel to the South boundary line of said quarter
section a distance of 200 feet;

Thence South parallel to the East boundary line of said quarter
section a distance of 175 feet;

Thence East parallel to the South boundary line of said quarter
section a distance of 560 feet, more or less, to a point on the East
boundary line of said quarter section;

Thence South along the East boundary of said quarter section to the
POINT AND PLACE OF BEGINNING.

STATE OF OREGON,

County of Jackson

ss.

FORM No. 23—ACKNOWLEDGMENT.
Stevens-Ness Law Publishing Co., NL
Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this 26 day of March, 2001,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Paul E. Sanders

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that he.....executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Carol Sartain
Notary Public for Oregon

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: **A67-10844**
Date Received: 10/16/1989
Receipt No: W006264
Received By: _____

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

1. Name: PAUL E SANDERS 208-253-6959
Address: PO BOX 418
COUNCIL ID 83612

OR

Name: CHRISTY M SANDERS 208-253-6959
Address: PO BOX 418
COUNCIL ID 83612

2. Date of Priority: MAY 20, 1966

3. Source: SPRING CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	01W	26	NE	NE	SW		ADAMS

5. Description of diverting works:
DAM IN CREEK WITH DITCHES AND FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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AUG 19 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	01W	26	SE	NW		IRR	4.0

10. Place of Use: Continued

Section Acres 4.0

Total Acres 4.0

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:
NONE

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: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 19 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

SEP 23 1993

Department of Water Resources

RECEIVED

SEP 24 1993

Department of Water Resources
Western Regional OfficeDATE OF CLOSING: 09/09/93

LEGAL DESCRIPTION OF PROPERTY: Township 17N Range 02W
Section 26, SE 1/4 of NW 1/4 of Govt. Lot, B.M.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: A67-07310 & A67-10844

[] Name and Address of Former Owner/Claimant(s)(Seller): Laurence Rogers or Louise Rogers

Box 446

Council, ID 83612

[] New Owner/Claimant (Purchaser): Paul E. Sanders & Christy M. Sanders

[] New Mailing Address: P.O. Box 418
Council, ID 83612

[] New Telephone Number: (208) 253-6959

[] 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): Paul E. Sanders Date 9-7-93
Christy M. Sanders Date 9-7-93

[] Signature of Former Owner/Claimant(s): Laurence Rogers Date 9/7/93

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: 9-30-93 By: JD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 9-30-93 By: JD

Claim Numbers of Split, if any:

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AUG 19 1994

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

WARRANTY DEED

For Value Received LOUISE F. ROGERS, a widow

the grantor , does hereby grant, bargain, sell and convey unto
PAUL E. SANDERS and CHRISTY M. SANDERS, husband and wife

the grantees, whose current address is, 2354 Poverty Flats Lane, P.O. Box 418, Council, ID
83612

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 Grantor does hereby covenant to and with
the said Grantees , that she is the owner 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 she will warranty and defend the same from all lawful claims whatsoever.

Date: September 7, 1993

Louise F. Rogers
Louise F. Rogers

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

On this 7th day of September, in the year of 1993, before me
a Notary Public, personally appeared
LOUISE F. ROGERS
known and identified to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me
that she executed the same

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

INSTRUMENT NO. 84670
STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of Timberline Title & Escrow

at 26 minutes past 4 o'clock P. M.
this 9 day of Sept., 1993, in my
office, and duly recorded in Book ----
of Deeds at page ----

Michael Fisk

Ex-Officio Recorder

By: Sarah J. Wilson
Deputy

Fees \$ 6.00

Mail to:

Indaxed

Order #93-150

MICROFILMED
AUG 19 1994

00

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho
Section 26:

Commencing at the Southeast corner of the SE1/4NW1/4 of said Section,
which is the TRUE POINT OF BEGINNING;

Thence West 760 feet along the Southerly boundary of said quarter
section;

Thence North parallel to the East boundary line of said quarter
section a distance of 450 feet;

Thence East parallel to the South boundary line of said quarter
section a distance of 200 feet;

Thence South parallel to the East boundary line of said quarter
section a distance of 175 feet;

Thence East parallel to the South boundary line of said quarter
section a distance of 560 feet, more or less, to a point on the East
boundary line of said quarter section;

Thence South along the East boundary of said quarter section to the
POINT AND PLACE OF BEGINNING.

RESERVING FROM THE ABOVE a road right-of-way consisting of a strip of
land 30 feet wide running parallel to the entire length of the South
boundary and the entire East boundary of and within the above
described tract.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1993 which are a lien but
not yet due or payable.

THE RESERVATIONS contained in U.S. Patent Certificate recorded April
26, 1892 in Book 1 of Homesteads at page 18, records of Adams County,
Idaho.

AN EASEMENT for the purpose of public utilities and rights incidental
thereto as set forth in a document granted to MOUNTAIN STATE TELEPHONE
AND TELEGRAPH COMPANY (no representation is made as to present
ownership of easement) recorded September 25, 1940 in Book 4M of Misc.
at page 135, records of Adams County, Idaho.

AN EASEMENT for the purpose of public utilities and rights incidental
thereto as set forth in a document granted to IDAHO POWER COMPANY (no
representation is made as to present ownership of easement) recorded
October 9, 1973 as Instr. No. 52006 in Book 7M of Misc. at page 555,
records of Adams County, Idaho.

AN EASEMENT for the purpose of public utilities and rights incidental
thereto as set forth in a document granted to IDAHO POWER CO. (no
representation is made as to present ownership of easement) recorded
January 20, 1978 as Instr. No. 57024 in Book 9M of Misc. at page 162,
records of Adams County, Idaho.

UNPATENTED MINING CLAIMS, water rights, claims or title to water.

MICROFILMED

AUG 19 1994

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: **A67-10844**
Date Received: 10/16/1989
Receipt No: W006264
Received By: _____

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

1. Name: LAURENCE ROGERS 208-253-4733
Address: BOX 446
COUNCIL ID 83612
OR
Name: LOUISE ROGERS 208-253-4733
Address: BOX 446
COUNCIL ID 83612

2. Date of Priority: MAY 20, 1966

3. Source: SPRING CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	01W	26	NE	NE	SW		ADAMS

5. Description of diverting works:
DAM IN CREEK WITH DITCHES AND FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 12.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	01W	26	SE	NW		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	4.0
					Total Acres	4.0

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:
NONE

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: _____

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 _____

MICROFILMED
AUG 19 1994

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 AL67-10844Date Received 10-16-89Receipt Number W006264

RECEIVED
OCT 16 1989

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Laurence or Louise Rogers Phone (208) 253-4733Mailing Address Box 446 Council ID Zip 836132. Date of Priority (Only one (1) per claim) MAY - 20 - 19663. Source of water supply (a) Spring Creek
which is tributary to (b) Sinks4. a. Location of existing point of diversion is: Township 17N Range 1W Section 26,
NE 1/4 of NE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Adams

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. Dam in Creek with Ditchesand Flood irr.

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AUG 19 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .08 cfs or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .08 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 12 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

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>17N</u>	<u>1W</u>	<u>26</u>								<u>4</u>									<u>4</u>

Total number of acres irrigated 4 Ac

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

12. Do you own the property listed above as place of use? Yes ☒ 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 (☒)

14. Remarks:

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Last Name _____ Ident No. _____

AUG 19 1994

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) Louise Rogers Date 10-12-89

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 _____ of _____

Title

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 Id)
County of Wal) SS.

Subscribed and sworn (or affirmed) before me this 12 day of Oct 19 89

SEAL

Notary Public John Dale Carlson

Residing at Boon Id

My Commission Expires 4/2/94

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 _____

MICROFILMED

AUG 19 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

POOR ORIGINAL

10 No. 2P- 14

REAL PROPERTY VALUATION SUMMARY

[illegible]

TAX FORM - S 3-56

AUG 19 1994

MICROFILMED

LAND APPRAISAL

LEGAL OWNER Marion S. Johnson
 CONTRACT PURCHASER _____

ADDRESS _____
 ADDRESS _____

POOR ORIGINAL

LEGAL DESCRIPTION W²NE; NENW; S²NW; A²SW; out 52SW. W²SE

TOTAL ACRES 408.80

COUNTY Adams
 PHOTO No. 20-14
 CODE AREA _____
 SECTION 26
 TWP. 17
 RANGE 1W

LAND USE AND TYPE DESIGNATION 100 %	CAPABILITIES 0 TO -80%							TOTAL MODIFYING FACTORS	COMPUTED PERCENT	DISTRICT VALUE	UNIT VALUE PER ACRE	ACRES	APPRAISED VALUE
	SOIL CHARACTER 0 TO -80%	TOPOGRAPHY 0 TO -30%	BRUSH AND ROCK 0 TO -20%	DRAINAGE 0 TO -60%	OTHER	WATER 0 TO -40 %							
						GRAVITY	PUMP						
SA ①	-20								80	257 ⁷⁰ 120 ⁰⁰	256 ⁰⁰ 96 ⁰⁰	13 ⁰⁰	1,248 ⁰⁰
SA ②	-30	-5							65	372 ⁰⁰	228 ⁷⁸ 78 ⁰⁰	28 ⁰⁰	2,184 ⁰⁰
IG ③									100	175 ⁶⁰ 60 ⁰⁰	175 ⁶⁰ 60 ⁰⁰	35 ⁰⁰	2,100 ⁰⁰
G ④					-50				50	175 ⁶⁰ 60 ⁰⁰	88 ³⁰ 30 ⁰⁰	16 ⁰⁰	480 ⁰⁰
DA ⑤	-30								80	130 ⁴⁵ 45 ⁰⁰	104 ³⁶ 36 ⁰⁰	36 ⁷² 20 ⁰⁰	720 ⁰⁰
DA ⑥	-30	-5	-20						45	130 ⁴⁵ 45 ⁰⁰	59 ²⁰ 20 ²⁵	18 ⁰⁰	364 ⁵⁰
DA ⑦	-40	-10	-20						30	130 ⁴⁵ 45 ⁰⁰	39 ¹³ 73 ⁵⁰	96 ⁰⁰	1,296 ⁰⁰
DG ⑧	-25								75	30 ⁷⁰ 70 ⁰⁰	23 ⁷⁵ 75 ⁰⁰	105 ¹⁰ 1 ⁰⁰	382 ⁰⁰
DG ⑨					-75				25	30 ⁷⁰ 70 ⁰⁰	8 ²⁵ 2 ⁵⁰	126 ⁵⁰	317 ⁰⁰
(W) H.Way	1 ³⁰ 25											530	
MODIFYING FACTORS 0 TO -20 %								TOTALS				408.50	

MODIFYING FACTORS 0 to -20 %

D. G. P. MILES TO AN
 ROAD: TYPE ☐ ☐ ☐ ALLWEATHER ROAD %
 LOCATION: MILES TO MARKET %
 TOTAL MODIFYING FACTORS %

SYMBOLS

- (IA) IRRIGATED AGRICULTURAL LAND
- (DA) DRY AGRICULTURAL LAND
- (G) IRRIGATED OR SUB-IRRIGATED GRAZING LAND
- (DG) DRY GRAZING LAND
- (W) WASTE, ROADS, CANALS, ETC.

✓	✓	✓
✓	✓	✓
✓	✓	✓

REMARKS:

APPRAISER
 COMPUTER

DATE 8/13/59
 DATE 11/3/58

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MICROFILMED

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AUG 19 1994

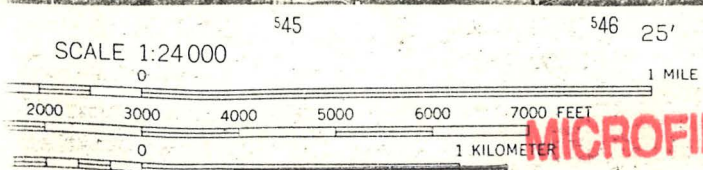
1320

1973

POOR ORIGINAL

MICROFILMED
AUG 19 1994





7000 FEET
MICROFILMED
AUG 19 1994

point of diversion map
Lytle waste water
Adams County.

9
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M-I-R-N-T

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R. STEVENSON

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ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME ROGETS LAURENCE OR LOUISE CLW IDENT. NO. A67-10844DATE RECEIVED 10-16-89 RECEIPT # W006264 FEE PAID \$ 54 FEE REQ'D \$ 54

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? .	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form?	☒	☐	*
The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.			
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? N/A	☒	☐	
Is the consumptive use correct? N/A	☒	☐	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☒	☐	*
If multiple domestic, is single ownership indicated?	☐	☒	
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
15. Is the basis of the claim indicated?	☐	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A	☒	☐	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	☐	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A	☐	☒	
(If yes, attach a proof report & complete number change)			
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A	☒	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time?	☒	☐	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved?	☐	☐	*
22. Is the fee enclosed correct? Exempt	☒	☐	*

POOR ORIGINAL

- | | YES | NO |
|--|-------------------------------------|-------------------------------------|
| 23. Is this claim being rejected and returned to claimant? | — | ☒ |
| 24. Can this claim be data entered? | ☒ | — |
| 25. Was claim modified? | — | ☒ |
| If yes, do modifications require notification to claimant? | — | — |
- Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: Ron Howerton Date SEP 10 1993
 Claim data entered by: ADD Date 9-13-93

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: _____



WR5809NP
No. 67-07310

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/29/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAURENCE ROGERS	05/19/1977	IRRIGATION	04/15 10/15	0.120 CFS	18.00 AFA
C	LOUISE ROGERS BOX 446 COUNCIL ID 83612		DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.160 CFS	19.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T17N R01W S26

SENE

ADAMS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																																					
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENE	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM																													
			:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:																												
17N	01W	26	:											:											:	6.0																											
																									06	:																											6.0
																									TOTAL ACRES																									6.0			

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: ADAMS

Remarks: GEN REINSTATED 8-17-1978.

Dates: App. Received: 04/18/1977 Priority Date: 05/19/1977 (Priority Date Advanced.)
Proof Due Date: 07/01/1978 Proof Made Date: 09/01/1978 (Proof Received Late.)
Exam Made Date: 06/05/1980 Exam Sent to S.O.: 06/13/1980
Licensed Date: 07/31/1980

Misc: Water District Number: Field Exam Fee:

NOTE TO REVIEWER OF A63-07310 & A63-10844:
Please check this license against both
of the above claims during review & contact
claimants to see why the 6 acres not on
domestic for 7310 (probably priority date) just in case.
Ths, Jan 5/29/01.

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



67-7310
10844

RECEIVED

MAY 13 2002

WATER RESOURCES
WESTERN REGION

ROBERT P FINK
PAMELA E FINK
4147 RICHWOOD AVE
EL MONTE CA 91734

FINK147 917322035 1701 14 05/07/02
RETURN TO SENDER
FINK
PO BOX 733
COUNCIL ID 83612-0733

05070702



Sent again 5/13/02

SCANNED
APR 09 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 2, 2002

ROBERT P FINK
PAMELA E FINK
4147 RICHWOOD AVE
EL MONTE CA 91734

Re: Notice of Claim to a Water Right No. 67-7310 & 67-10844

Dear Claimant(s):

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.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Denise Buffington". The signature is written in a cursive, flowing style.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 29, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

TIMBERLINE TITLE & ESCROW INC
PO BOX 6
204 ILLINOIS AVE
COUNCIL ID 83612

RE: Water Right No. 67-07310 & 67-10844 – Sanders to Fink
Water Right No. 67-02011 & 67-02098 – Keepers to Tisdale & Bailey

To Whom It May Concern:

This office has received the Notices of Change of Water Right Ownership (copies enclosed), for Robert & Pamela Fink; and Michael Tisdale & Reva Bailey recently submitted. We also received check numbers 18288 and 18536, both in the amount of \$50, however, we are returning these checks to you, as the ownership change fee is not required for these particular water right claims. These claims have not yet been decreed by the SRBA Court. The ownership changes are being processed and copies will be mailed out upon completion.

Thank you for your patience and cooperation. If you have any questions regarding this letter, feel free to contact this office at (208) 334-2190.

Sincerely,

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

Denise Buffington
Office Specialist I
Adjudication Section
Western Region

DB:db

Enclosures

TIMBERLINE TITLE & ESCROW, INC.
CUSTOMER TRUST ACCOUNT
P.O. BOX 6 204 ILLINOIS AVE.
COUNCIL, IDAHO 83612

U.S. BANK OF IDAHO
210 ILLINOIS AVE.
COUNCIL, IDAHO 83612

18288

92-372
1231

3/30/2001

PAY TO THE
ORDER OF **IDAHO DEPT. OF WATER RESOURCES**

\$**50.00

Fifty and 00/100 DOLLARS

IDAHO DEPT. OF WATER RESOURCES

WATER TRANSFER FEES

MEMO **01-154 SANDERS-FINK**

Christy A. Ward
Dennis A. Groves

⑈018288⑈ ⑆123103729⑆153300446934⑈



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 30, 1993

Re: Notices of Claim to a Water Right Nos. A67-07310 & A67-10844

Paul E. Sanders
Christy M. Sanders
P.O. Box 418
Council, ID 83612

Mr. & Mrs. Sanders:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

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

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

Sincerely,

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

LH:1
Enclosure

MICROFILMED
OCT 22 1996

[Copy] in FILE with Receipt # W012470

CONVERSATION MEMORANDUM

DATE JUNE 26, 1990 FILE # 467-10844 AND RECEIPT W006264

NAME OF PARTY LYTLE, (ROGERS) for Ph 253-4796
EMPLOYEE RON HOUVERTON

RE: PLEASE REVIEW ALL ENCLOSED DOCUMENTS.
ACTION IS NEEDED ASAP BECAUSE MR.
ROGERS WOULD LIKE TO START IRRIGATING AND
MR. LYTLE CANNOT USE HIS WASTEWATER PLANT
UNTIL MR. ROGERS DOES. MR. ROGERS IS
AFRAID TO PUT IN NEW DIVERSION BECAUSE
MR. NIGHTENGALE SAYS THATS THEY CANNOT
PUT IT BACK IN. (VERBALLY) OLD DIVERSION
WAS PASTA DIVERSION AND IT WAS CUT TO DRY
UP THE MUD AND SO ~~FOR~~ THEY COULD WORK
IT WITH BACK HOO AND NOW DEM IN. IT WAS
USED LAST YR AND CONTINUES AND THIS YEAR
ITS BEING HOLD UP BECAUSE OF CONFLICT.

Ron H.

MICROFILMED

AUG 19 1994

JUNE 27, 1990

CALLED MR & MRS. LYTLE: 1) ADVISED THAT THEY
SHOULD CALL A ATTORNEY TO RESOLVE R/W PROBLEM.
2) THE DEPT. COULD NOT DELIVER THE WATER AS THE
RIGHT HASN'T BEEN PROVEN, IT IS A BENEFICIAL USE. 3) IF
IT WERE A LICENSE, PERMIT OR DECREE A WATER MASTER COULD
BECOME INVOLVED. 4) TO SEND ALL NEW FINDING TO
BE PUT IN BOTH MR. ROGERS CLAIM AND THEIR
WASTEWATER CLAIM. 5) ADJUDICATION FOR THEIR AREA
WOULDN'T START TO RESOLVE TILL SUMMER '93

6-26-90

I have been irrigating for Lawrence Rogers for the previous 9 years. This year in preparation for the season I removed old plastic dams and built a head gate to install in creek at division point just south of the road culvert. I removed the dam on 5-3 anticipating 3 weeks before the backhoe arrived to install headgate so the dirt would dry. I mentioned it to Mrs. Nightingale around this time, as I found out she owned the land.

On 6-9-90 I contacted ~~Sam~~ Nightingale to inform him we were going to do it on 6-8. He told me at this time we could not install a headgate in ~~ditch~~ creek, or repair plastic dams, or set foot on his land because he had ~~filed~~ ~~on the~~ water and it was his land.

MICROFILMED

AUG 19 1994

I talked to him the next day after conversing to Ron Howerton (IDMR) and asked him if we couldn't really use the water. ~~He said~~ Mr. Nightingale said the water had only been used on Mr. Rogers fields for a year & no way could we reinstall a diversion.

As of this date I am talking to Ron Howerton in Boise because Mr. Rogers field is drying up. Dale Little

6-24-90

Fred Lappin

Born & moved up to the Lappin Ranch in 1904. Bought ranch across highway in 1931. Sold it in 1971. Very familiar with irrigation system on all the land mentioned. Holbrooks ~~bought~~ traded for section in 1935 ~~at this time~~. Parsons owned it later and installed dams across creek.

The particular creek in question was always known as Lappin creek which is presently listed as Spring creek at this point on ~~DNR~~ DWR maps.

I remember the stream being diverted just below the lower dam side and flowing North irrigating the lower ground and crossing the farmers canal in an aqueduct to irrigate a garden plot directly east of the ~~original~~ original homestead. This describes the use of the lower end of the creek for years.

Fred Lappin

MICROFILMED

AUG 19 1994

Put in FILE A67-10844

AND BALE LYTLES' FILE RCh

June 14, 1990

To whom it may Concern

the water that enters the property of Lawrence Rogers at the ~~corner~~ turn of Poverty Flat Rd. which is known as Spring Creek has been in continuous use on that same piece of ground, since May of 1973. The same water had been filed the same year under the name of Roy & Paul Haxton. The property was sold to Lawrence Rogers in 1978.

Sincerely

Paula (Haxton) Haxton

MICROFILMED

AUG 19 1994

Put in 467-10844
RDW