

11/14/2006
RECEIVED
DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

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

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

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

Water right number: 67-11156B

MARY ANN MASTERS
2270 ORCHARD RD
COUNCIL ID 83612
Telephone Number: (208) 253-6939

ROBERT E MASTERS
2270 ORCHARD RD
COUNCIL ID 83612
Telephone Number: (208) 253-6939

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

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

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

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

DATE: 11/29/06

SIGNATURE: Mary Ann Masters

Please print your name: _____

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

SCANNED
DEC 08 2006

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-11156B V1

WATER RIGHT NUMBER: 67-11156B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CLIFFORD E HOLCOMB 2171 HWY 95 COUNCIL, ID 83612 (208)253-4368
Original Owner	LEILA A HOLCOMB 2171 HWY 95 COUNCIL, ID 83612 (208)253-4368
Current Owner	MARY ANN MASTERS 2270 ORCHARD RD COUNCIL, ID 83612 (208) 253-6939
Current Owner	ROBERT E MASTERS 2270 ORCHARD RD COUNCIL, ID 83612 (208) 253-6939

Priority Date: 07/01/1905

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	1.20 AF
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

WASTE WATER	SE1/4SE1/4NE1/4	Sec. 3,	Twp 16N,	Rge 01W, B.M.
ADAMS County				

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	01W	3			X														

Conditions of Approval:

1. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11156B V1

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. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.

Remarks:Comments:

1. mmount 8/14/2006 Status

Comment: Based on conversation with claimant they only irrigate approx 1 acre using wastewater from East Fork Ditch which they have dammed up and pump water from. This claim has been rec as a domestic claim to give them at least 1/2 acre of irrigation. They put in the dam in 1998 or 99 and they must file an appl for permit.

2. mmount 10/6/2006 comments from claim

Comment: THIS WATER IS DIVERTED FROM EAST FORK DITCH AND IS WASTEWATER FROM THE BARKER LAND.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A67-11156, FEE PAID UNDER RECEIPT NO. C012544.

10/05/1994. MM

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	8/14/2006 1:52:12 PM	mmount			Active
Priority Date	8/14/2006 1:52:42 PM	mmount			Active
POD	8/14/2006 1:53:06 PM	mmount			Active
Source	8/14/2006 1:53:40 PM	mmount			Active
POU	8/14/2006 1:54:22 PM	mmount			Active
Use	8/14/2006 1:57:25 PM	mmount			Active
Season	8/14/2006 2:02:10 PM	mmount			Active
Quantity	8/14/2006 2:06:31 PM	mmount			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11156B V1

Summary	08/14/2006	mmount	Active
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Use	8/14/2006 1:57:25 PM	mmount	(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 - conversation with claimant stated that they only use the wastewater for irrigating approximately 1 acre of land. After talking with Craig Saxton decided to recommend this claim as dom use with 1/2 acre of irrigation.
Season	8/14/2006 2:02:11 PM	mmount	(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 administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	8/14/2006 2:15:46 PM	mmount	Updated shape for Active POU
Contacts	8/14/2006 1:52:13 PM	mmount	(No) 1. Do you want to schedule an appointment? Comment for 1: domestic claim
General	8/14/2006 1:52:42 PM	mmount	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11156B V1

POD	8/14/2006 1:53:07 PM	mmount	(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?
Source	8/14/2006 1:53:41 PM	mmount	(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? (Yes) 11. Is a Source remark and/or condition required? Description for Question 10 - Claim file, conversation with client
POU	8/14/2006 1:54:23 PM	mmount	(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 - Aerial photo, claim file
Summary	8/14/2006 2:08:38 PM	mmount	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 4. Is any portion of the claim be recommended? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11156B V1

Quantity	8/14/2006 2:06:32 PM	mmount	(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 - recommending domestic use
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Water Supply Bank:

10/06/2006

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

RIGHT NUMBER: 67-11156B

NAME AND ADDRESS: MARY ANN MASTERS
2270 ORCHARD RD
COUNCIL ID 83612

ROBERT E MASTERS
2270 ORCHARD RD
COUNCIL ID 83612

SOURCE: WASTE WATER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/01/1905

POINT OF DIVERSION:

T16N R01W S3 SESENE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
		1.20 AFY

PLACE OF USE: DOMESTIC Within ADAMS County

T16N R01W S03 SWNE

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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



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

RECEIVED

NOV 01 2005

Department of Water Resources

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the Adjudication.

Sincerely,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosures

MARY ANN MASTERS
ROBERT MASTERS
2270 ORCHARD RD
COUNCIL ID 83612

*Address changed.
12/07/05
MVB*

SRBA Claim 67-11156B

The address is correct as shown above or as otherwise changed.

Robert E. Masters Mary Ann Masters
Signature of water right claimant(s)

208.253.1939
Telephone number

NOV 01 2005



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

MARY ANN MASTERS
ROBERT MASTERS
2270 ORCHARD RD
COUNCIL ID 83612

67-11156B

Re: Evidence of Priority Date & Change of Address

Dear Claimant(s):

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation that this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return that part of the letter to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

Additionally, the Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. **Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.**

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. A map of the general area stated in your claim is also enclosed. If you irrigate, please outline the location of lands irrigated based on your claim, as well as the location of any points of diversion, if possible. If you have a claim other than irrigation, please outline the location of your place of use (i.e. house) and note the location of wells or other points of diversion. Please submit the completed map along with your evidence of priority. This will assist me in making a more accurate recommendation of your claim(s).

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. You can contact the Basin 67 team via e-mail at B67questions@IDWR.idaho.gov. If you wish to call, our toll free number is 1-800-451-4129.

SCANNED

NOV 01 2005

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: **A67-11156B**
Date Received: 10/26/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: MARY ANN MASTERS 208-347-2662
Address: PO BOX 514
NEW MEADOWS ID 83654
OR
Name: ROBERT E MASTERS 208-347-2662
Address: PO BOX 514
NEW MEADOWS ID 83654

2. Date of Priority: JUL 1, 1905

3. Source: WASTEWATER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	3	SE	SE	NE		ADAMS

5. Description of diverting works:
DITCH FROM EAST FORK DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
16N	01W	3	NE	NE	1	IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	01W	3	NW	2	IRR	30.0
			SW	NE	IRR	30.0
Section Acres						75.0
Total Acres						75.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-11154

14. Remarks:

THIS WATER IS DIVERTED FROM EAST FORK DITCH AND IS WASTEWATER
FROM THE BARKER LAND.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A67-11156, FEE PAID UNDER RECEIPT NO. C012544.
10/05/1994. MM

15. Basis of Claim: BENEFICIAL USE



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUN 24 1994

Department of Water Resources

DATE OF CLOSING: 6/8/94

LEGAL DESCRIPTION OF PROPERTY: Township 16N Range 01W
Section 3, 1/4 of 1/4 of 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

JUN 27 1994

WATER RESOURCES
WESTERN REGION

- ☐ 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: A67-11156
- ☐ Name and Address of Former Owner/Claimant(s)(Seller):
Leila A. Holcomb or Clifford E. Holcomb
HC 62, Box 1470
Council, ID 83612
- ☐ New Owner/Claimant (Purchaser):
Robert E. Masters or Mary Ann Masters
- ☐ New Mailing Address:
P.O. Box Box 514
New Meadows, ID 83654
- ☐ New Telephone Number: (208) 347-2662
- ☐ 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:
.50 cfs
- ☐ Attach proof of ownership, describe proof attached: copy of recorded 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): Robert E. Masters Date 6/8/94
Mary Ann Masters Date 6/8/94
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10/04/1994 By: grr

Further Action Needed:

splitting claim

Further Action Taken

Date: 10/05/1994 By: mn

Final Review and Data-Entry

Date: 10/05/1994 By: mn

Claim Numbers of Split, if any:

A67-11156A & A67-11156B

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

MICROFILMED

OCT 21 1996

COPY

WARRANTY DEED

INSTRUMENT NO. 86053

For Value Received CLIFFORD EMERSON HOLCOMB and LEILA ANN HOLCOMB, husband and wife the grantors , do hereby grant, bargain, sell and convey unto ROBERT E. MASTERS and MARY ANN MASTERS, husband and wife the grantees, whose current address is, P.O. Box 514, New Meadows, ID 83654 the following described premises, in Adams County, Idaho, to-wit:
SEE ATTACHED EXHIBIT "A" MADE A PART HEREOF.

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

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

Date: June 3, 1994

Clifford Emerson Holcomb
C.E.H. Holcomb
Clifford Emerson Holcomb

Leila Ann Holcomb
Leila Ann Holcomb

STATE OF IDAHO)
) ss
COUNTY OF ADAMS)

On this 8th day of June, in the year of 1994, before me a Notary Public, personally appeared CLIFFORD EMERSON HOLCOMB & LEILA ANN HOLCOMB known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same

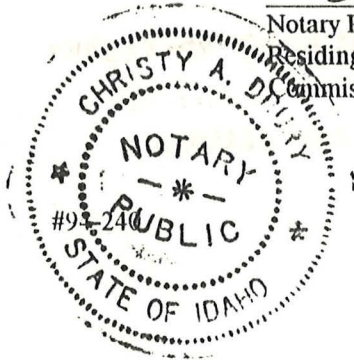
STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record at the request of
Timberline Title & Escrow
at 42 minutes past 3 o'clock PM.
this 8th day of June , 19 94 , in my office, and duly recorded in Book ----- of Deeds at page -----

Christy A. Dury
Notary Public
Residing at *Franklin, Idaho*
Commission expires: *8/4/98*

MICHAEL FISK
Ex-Officio Recorder

By: *Leila Ann Holcomb*
Deputy

Fees \$ 6.00
Mail to: Timberline Title & Escrow



MICROFILMED
OCT 21 1996

Township 16 North, Range 1 West, Boise Meridian, Adams County, Idaho, Section 3: all that part of Lot 2 and SW1/4NE1/4 lying East of the Union Pacific Railroad right of way. EXCEPTING from the SW1/4NE1/4 more particularly described as follows:

COMMENCING at a point on the South line of said SW1/4NE1/4 where it is intersected by the East line of the right of way of the Union Pacific Railroad;

thence North 00 degrees 20' East 208.75 feet;

thence North 89 degrees 50' East 208.75 feet;

thence South 00 degrees 20' West 208.75 feet to the 1/4 Section line;

thence South 89 degrees 50' West 208.75 feet to the PLACE OF BEGINNING.

ALSO the S1/2 Lot 1 EXCEPTING a portion more particularly described as follows:

Commencing at the Southeast corner of said Lot 1, which point is also the Westerly boundary of U.S. Highway 95 right of way and the REAL POINT OF BEGINNING;

thence North along said right of way a distance of 373 feet;

thence West a distance of 585 feet;

thence South a distance of 373 feet to a point on the South line of Lot 1;

thence East 585 feet more or less to the REAL POINT AND PLACE OF BEGINNING.

SUBJECT TO THE FOLLOWING:

GENERAL TAXES AND ASSESSMENTS for the year 1994 which are a lien but not yet due or payable.

AN EASEMENT for the purpose of public utilities and rights incidental thereto as set forth in a document granted to MOUNTAIN STATES TELEPHONE AND TELEGRAPH CO. (no representation is made as to present ownership of easement), recorded in Book 4M of Misc. at page 128 as Instr. No. 25756, 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 January 28, 1975 in Book 8M of Misc. at page 216 as Instr. No. 53387, records of Adams County, Idaho.

EXCEPTING the County Road known as Hoover lane and Highway 95 right-of-way as now established.

SUBJECT TO all existing easements and rights-of-way for ditches, canals, and pipelines.

MICROFILMED
OCT 21 1996

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A67-11156
Date Received: 10/26/1989
Receipt No: 2012544
Received By: CRAT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLIFFORD E. HOLCOMB 208-253-4368
Address: HC 62, BOX 1470
COUNCIL, ID 83612

OR

Name: LEILA A. HOLCOMB 208-253-4368
Address: HC 62, BOX 1470
COUNCIL, ID 83612

2. Date of Priority: JUL 01, 1905

3. Source: WASTEWATER Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	3	SE	SE	NE		ADAMS

5. Description of diverting works:
DITCH FROM EAST FORK DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	01W	3	NE		NE		IRR	20.0
			NW		NE		IRR	30.0
			SW		NE		IRR	30.0
							Section Acres	80.0
							Total Acres	80.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A67-11154, A67-11157, 64.

14. Remarks:
THIS WATER IS DIVERTED FROM EAST FORK DITCH AND IS WASTEWATER
FROM THE BARKER LAND.

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: 1

For Individuals:

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

Signature of Claimant(s): Clifford E. Holcomb Date: 10-26-89

Date: _____

State of Idaho)
County of Ada) SS.

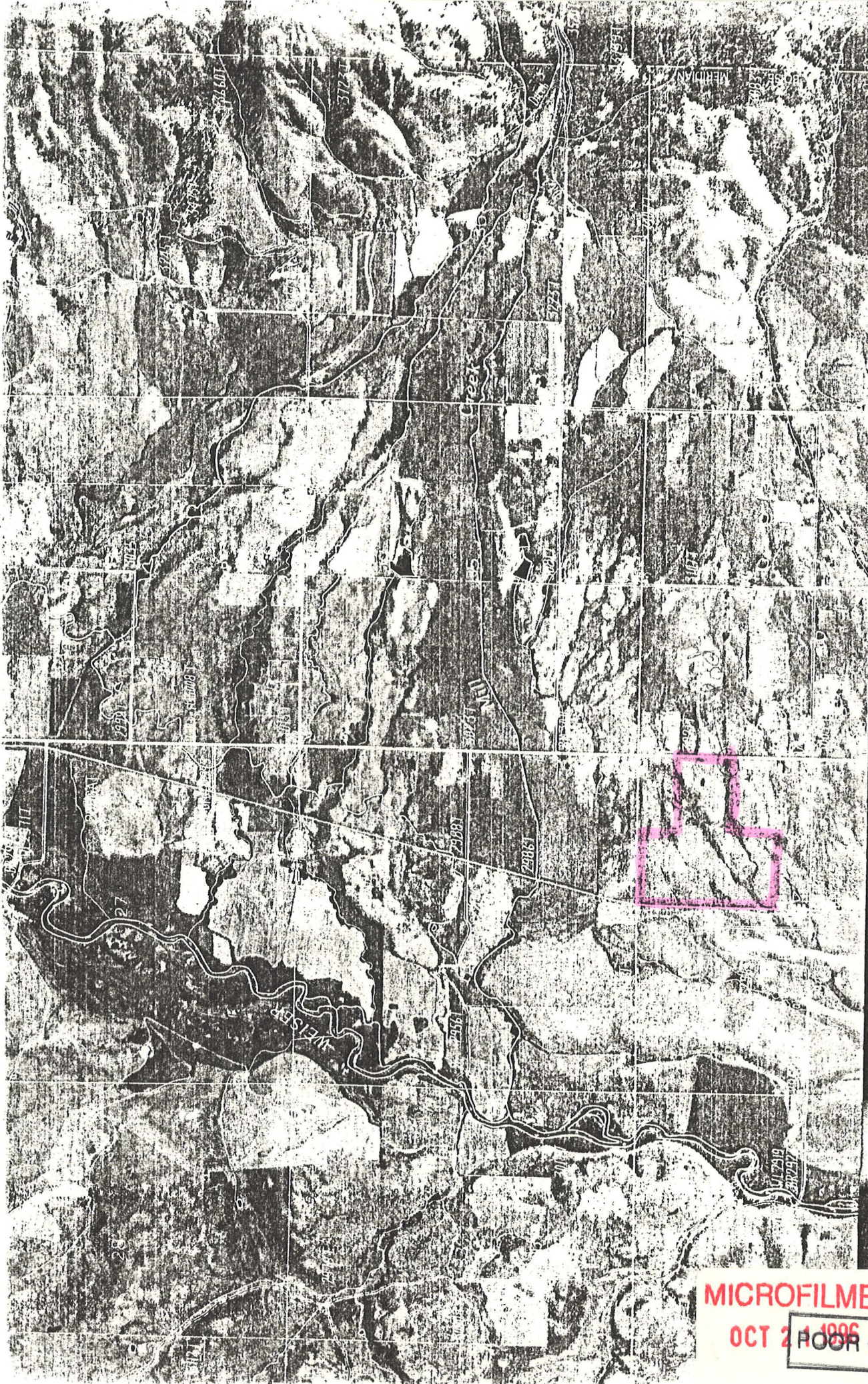
Subscribed and sworn (or affirmed) before me this 26th day
of October 19 89

Helen Harrington
Notary Public

Seal

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

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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

October 5, 1994

R. KEITH HIGGINSON
DIRECTOR

MARY ANN MASTERS
ROBERT E MASTERS
PO BOX 514
NEW MEADOWS ID 83654

RE: Notice of Claim to a Water Right Nos: A67-11154 A67-11156B A67-11157

Dear Ms. and Mr. Masters:

We have received and processed a Change of Ownership form submitted on the original Notice of Claim to a Water Right Number A67-11156. This change of ownership required a split of the original claim, resulting in the renumbering of the original claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right Number for your portion is A67-11156B. The right holders of the remaining portion have also been notified of this split and renumbering of their original claim.

Please note that it does not appear that you own the point of diversion for this water right. If you intend to move or add a new point of diversion please contact this office. A Transfer may be required before an point of diversion can be added or moved.

Enclosed is a copy of this new claim which now reflects your portion of the original water right. Please keep this copy for your files and refer to the new claim number when corresponding with our office.

Research for this change of ownership uncovered two other claims which are appurtenant to the property. The claim numbers are referenced above. Reports which summarize these claims, which were originally filed by the Holcombs, are enclosed. Please note that these are Beneficial Use claims, and have not yet been investigated by IDWR. Please review these reports carefully to determine if the ownership should be changed on the claims. A Change of Ownership form is enclosed for your convenience.

Claim number A67-11154 is of special note. This claim is a combination of two decreed rights, 67-00117 and 67-00139. Reports which summarize these decreed rights are attached to the report for A67-11154. Several issues regarding this claim need to be addressed.

First, please be advised that East Fork Ditch Co., LTD. has also filed claims on these same decreed rights. Ownership of the rights must be determined. If you are going to claim these water rights, please submit some documentation of your ownership of these decreed rights. The same request is being made of East Fork Ditch Co., LTD.

SCANNED
APR 09 2004

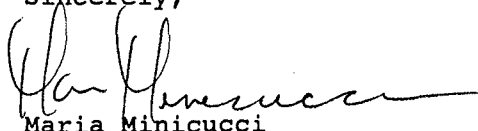
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OCT 21 1996

Page 2.
Masters

The second issue is that the claim was filed on a place of use not previously decreed for the water rights. Neither 61-00117 or 61-00139 is appurtenant to Twp. 16N, Rge. 01W, section 3, SWNE. The owner of the water right will be required to submit the date these additional acres were irrigated by the water represented by claim number A67-11154, and some evidence tending to support that date.

If you have any questions or need additional information, please contact this office.

Sincerely,



Maria Minicucci

Water Agent, Adjudication Bureau

MM:m

Encs: Notice of Claim No. A67-11156B
Notice of Change of Water Right Ownership form
Profile Reports: A67-11154, 67-00139, 67-00117, A67-11157

cc: Holcomb

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MEMO TO SRBA CLAIM FILE NO. A67-11156A & B

CLAIMANT'S NAME: Masters (Holcomb)

DATE: 10/05/1994

COUNTY: Elmore

EMPLOYEE: Y Minicucci

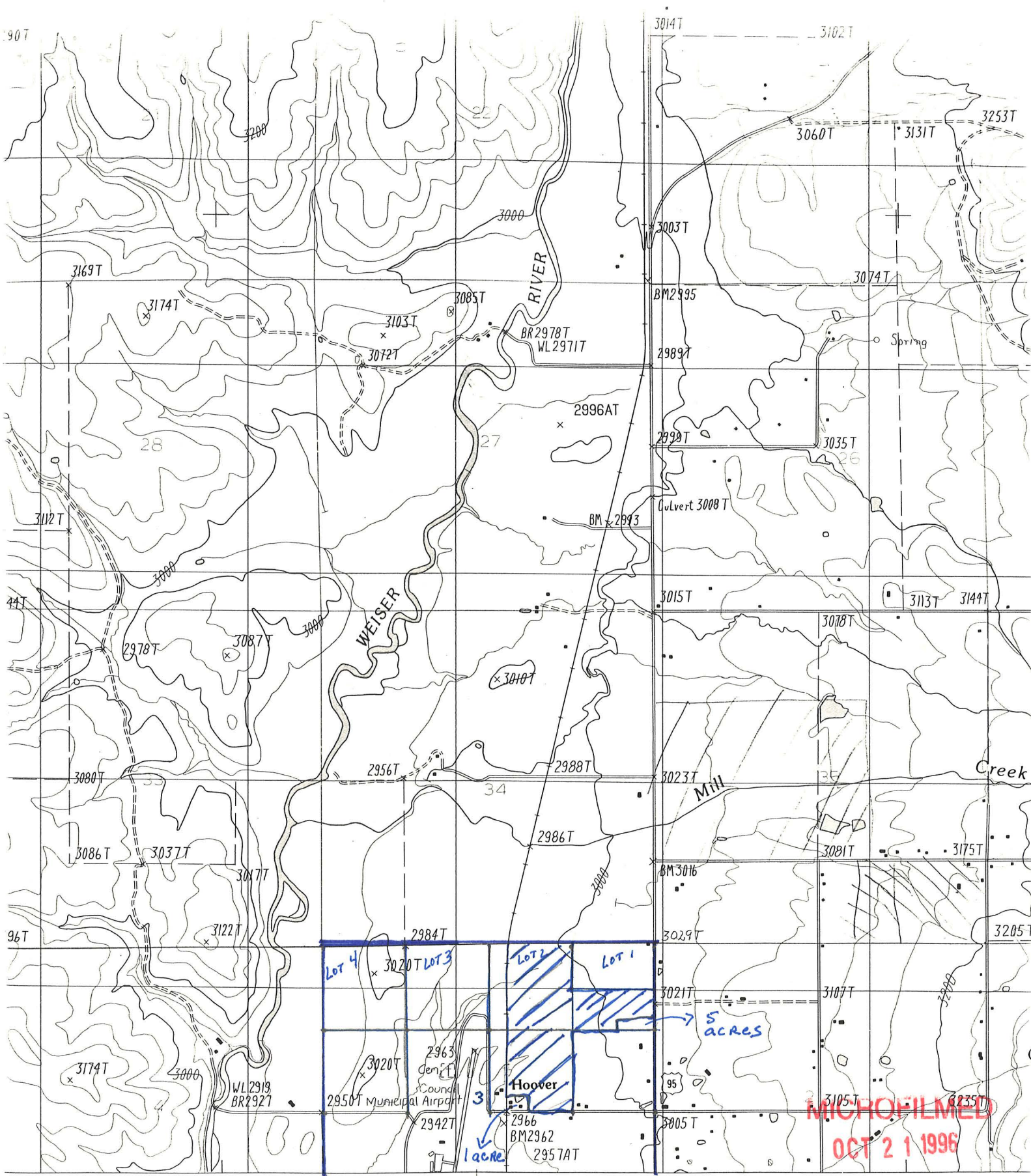
The change of ownership from Holcomb to Masters results in a split of the claim. The new owner (Masters) submitted a warranty deed which describes the property slightly different than claimed. The discrepancy is along the south edge of the SWNE S.3. Holcomb did not claim acres down to the southern line of SWNE but Masters' warranty deed describes all lands east of the RR (approx 30 acres) minus a one acre tract in the corner of the property. ~~This is~~ This situation may have developed if the Holcombs knew they had 30 acres in the SWNE but did not realize that the RR tracks are not along the N/S center line of section 3.

Regardless of the reason, this discrepancy should be addressed at the time of the field exam. See CgO documents & attached map.

CFS split based on CgO form submitted by Masters.

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POU based on Warranty Deed

SCALE 1:24 000

SS7 (1986)

A67-1156

A+B splits

10/04/1994

NORTH

1 0 1000 0 1000 2000 3000 4000 5000 6000 7000 8000 9000 10 000

1 0 1000 0 1000 2000

FEET

KILOMETERS

METERS

CONTOUR INTERVAL 40 FEET

QUADRA

T16N R01W

Younger Dr. A. West. B. 1852.

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220

Leamy

2000