

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: **A67-11511**
Date Received: 6/13/1990
Receipt No: W012455
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JAMES A ROGERS
Address: 1122 E 1500 N
TERRETON ID 83450
OR
Name: ELAINE K ROGERS
Address: 1122 E 1500 N
TERRETON ID 83450
2. Date of Priority: JUN 5, 1902
3. Source: GROSSEN CREEK Trib. to: WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	01W	11	NE	SE	NE		ADAMS
5. Description of diverting works:
DITCH AND LATERALS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		
7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NA

SCANNED
APR 12 2004

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
16N	01W	11	NE	SW		IRR	10.0
			NE	SE		IRR	10.0
			NW	SE		IRR	30.0
					Section Acres		50.0
					Total Acres		50.0

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:
SORENSEN-RHINEHART DITCH CO.

14. Remarks:
OWNERSHIP CHANGE BY DB 1/2/98.

15. Basis of Claim: BENEFICIAL USE

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

RECEIVED

SEP - 2 1997

WATER RESOURCES
WESTERN REGION

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

Incomplete forms will be returned.

1. Water Right Number(s) A67-11511
Adjudication Claim Number(s) _____
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Agnes C. Weems

4. New Owner/Claimant(s) James A. Rogers or Elaine K. Rogers
Name connector (Check one): ☐ AND, ☒ OR, ☐ AND/OR
New Mailing Address 1122 E. 1500 N.
City, State and ZIP Code Terreton, ID 83450
New Telephone Number () _____ - _____
5. Date you acquired the property 8/20/97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) James A. Rogers Date 8-21-97
Elaine K. Rogers Date 8/21/97
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

INSTRUMENT NO. 1528
PAGE 1 OF 2

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SEP - 2 1997

WATER RESOURCES
WESTERN REGION

COPY

INSTRUMENT NO. 92528

State of Idaho)
County of Adams) ss.

Filed for record at the request of
Timberline Title & Escrow

10 min. past 1 o'clock P.M.
this 26 day of Aug, 1997

MICHAEL FISK, RECORDER

by Peggy Fisk
Deputy

Fee \$ 6.00

PERSONAL REPRESENTATIVE'S BARGAIN AND SALE DEED

This Deed made by ROBERTA FRANCIS WEEMS, as personal representative of the estate of AGNES C. WEEMS, in probate in the District Court of the Third Judicial District of the State of Idaho, in and for the County of Adams, in case number SP-96-00170, and whose address is 5035 212th Street SW, Lynnwood, WA. 98036, hereby bargain, sells and conveys the real property hereafter described unto the grantees, JAMES A. ROGERS and ELAINE K. ROGERS, husband and wife, whose address is 1122 East 1500 North, Terreton, Idaho, 83450.

The authority of the undersigned personal representative continues to be in full force and effect.

The consideration for this conveyance is the payment by grantees to grantor the sum of ONE HUNDRED FIFTY FIVE THOUSAND DOLLARS (\$155,000.00).

The conveyance herewith conveys all interest of the decedent in real property situate in Adams County, Idaho, more particularly described as follows:

Twp. 16 N., R. 1 West, Boise Meridian, Adams County, Idaho

Sec. 11: A tract of land located in the NE 1/4 SW 1/4 AND N 1/2 SE 1/4 of said section, described as follows:

Commencing at the Section corner common to Sections 11, 12, 13 and 14, Twp. 16, North Range 1 WBM;
Thence N 00°26'16" W 2313.77 ft. along the easterly boundary of said Sec. 11 to the REAL POINT OF BEG.;
Thence N 89°42'23" W 3984.13 feet to a point;
Thence S 00°22'19" E 626.57 feet to a point;
Thence S 89°43'33" E 3984.84 feet to a point on the Easterly boundary line of said Sec. 11;
Thence N 00°26'16" W 625.23 feet more or less along the Easterly boundary line of said Sec. 11 to the Real

Point of beginning, EXCEPTING the right-of-way of the County Road known as Missman Lane.

SUBJECT TO road right-of-way granted as set forth in Deed recorded Nov. 18, 1915, in Book 5 of Deeds, page 164; and

ALSO SUBJECT TO reservation of road right-of-way as set forth in Deed rec. Sept. 22, 1980, as instrument #61166, Book 34, M of Deeds, page 149, records of Adams County.

The grantees are to have and hold said premises with its appurtenances, together with their heirs and assigns forever. Grantor covenants with grantees that the Estate of AGNES WEEMS is the owner in fee simple of said premises, free from all encumbrances, except those above specifically referenced.

DATED this 22 day of August, 1997.

ESTATE OF AGNES C. WEEMS, Deceased

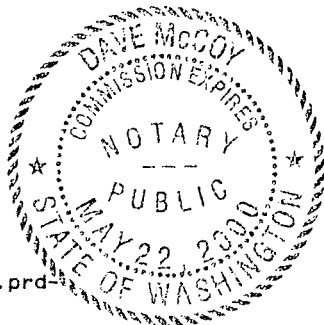
by:

Robert Francis Weems
ROBERTA FRANCIS WEEMS,
Personal Representative

STATE OF WASHINGTON))SS.
COUNTY OF KING)

On the x date below set forth, before me, a notary public in and for the state of Washington, personally appeared ROBERTA FRANCIS WEEMS, known to me to be the person whose name is subscribed to the within document as the personal representative of the estate of AGNES C. WEEMS, deceased, and she acknowledged to me that she executed the same in her capacity as personal representative of the said estate.

In witness whereof I have hereunto set and affixed my official seal this 22 day of August, 1997.



Notary Public
NOTARY PUBLIC in and for the
State of Washington, residing
at Bethell.
My commission expires: May 22, 2005

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
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CIVIL CASE NUMBER: 39576

Ident. Number: A67-11511
Date Received: 6/13/1990
Receipt No: W012455
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AGNES C. WEEMS 206-377-0547
Address: 2603 HELM STREET
BREMERTON, WA 98310

2. Date of Priority: JUN 05, 1902

3. Source: GROSSEN CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	11	NE	SE	NE		ADAMS

5. Description of diverting works:
DITCH AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	11	NE	SW		IRR	10.0
			NE	SE		IRR	10.0
			NW	SE		IRR	30.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	50.0
					Total Acres	50.0

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:
SORENSEN-RHINEHART DITCH CO.

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 _____

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

RECEIVED

JUN 13 1990

Ident. Number: A67-11511

Date Received:

Receipt No: W012455

Received By: _____

Department of Water Resources
Western Regional Office

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

1. Name: AGNES C. WEEMS 206-377-0547
Address: 2603 HELM STREET
BREMERTON, WA 98310

2. Date of Priority: JUN 05, 1902

3. Source: GROSSEN CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	11	NE	SE	NE		ADAMS

5. Description of diverting works:
DITCH AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	11	NE	SW		IRR	10.0
			NE	SE		IRR	10.0
			NW	SE		IRR	30.0

A67-11511

Page 1

Date: 05/21/90

MICROFILMED

OCT 05 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	50.0
					Total Acres	50.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
SORENSEN-RHINEHART DITCH CO.

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): Agnes C. Weems Date: 6-5-90

Date: _____

State of Washington)
~~Idaho~~)
County of KITSAP) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of JUNE 19 1990

Robert Brown
Notary Public

Seal

Residing at BREMERTON, WA.

My Commission Expires MAY 1, 1993

MICROFILMED
OCT 05 1982

FROM

Bruce A. Schulz

DATE

TO

file A67-115118

SUBJECT

Correspondance and filing was done prior to deadline, however, clerical error (name) resulted in the loss of the correspondence. I do remember sending it

MICROFILMED

OCT 05 1992

Bruce A. Schulz

SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 2, 1998

Re: Notice of Claim to a Water Right No. A67-11511

JAMES A ROGERS
ELAINE K ROGERS
1122 E 1500 N
TERRETON ID 83450

Dear Mr. & Mrs. Rogers:

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

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

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

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure

SCANNED
APR 12 2004



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

Gene Corrao
67-11511

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

April 26, 1988

*2-27-91
no SRBA claim
or receipt
Adams Co.*

Mrs. Agnes C. Weems
2603 Helm Street.
Bremerton, WA 89310

Dear Mrs. Weems:

Thank you for responding to my earlier letter. The information you provided has allowed us to make some progress on determining what you will need to do in the Snake River Basin Adjudication to protect your water rights in Adams County.

We have researched the legal description you provided and there are three water rights that may refer to your property. The reason I say "may refer to your property", is that the legal description you provided us, ($N\frac{1}{2}SE\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}$) refers to a total of 120 acres, and your property encompasses only 56.53 acres. Therefore, we have not been able to determine precisely which acres you own.

The three water rights we have been able to identify are as follows:

Decree 67-0345 (Rinehart) in $NE\frac{1}{4}SE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$, Sec. 11
Decree 67-0329 (Root-Rinehart) in $NE\frac{1}{4}SW\frac{1}{4}$, Sec. 11
License 67-7454 (Nelson) in $NE\frac{1}{4}SW\frac{1}{4}$, Sec. 11

If you believe any of these water rights refer to your property, you will be required to file a notice of claim in the Snake River Basin Adjudication in order to retain your priority dates. You may wish to use a copy of the decree and/or license to help in completing the adjudication claim form. If you feel none of the three water rights we have found is the proper one, if you provide us with a more accurate legal description or site map showing property boundaries, diversion works, etc., we would be happy to check further in our archives.

MICROFILMED
OCT 23 1996

Mrs. Agnes C. Weems
April 26, 1988
Page 2

In case you decide to file from the information we have already provided to you, I have enclosed two types of claim forms, with instructions, for your use. The filing fee for a domestic use water right is \$25.00. The fees for irrigation are a \$50.00 filing fee, plus \$1.00 for every acre irrigated. Please enclose the proper amount with your completed claim form and return them to us. The filing deadline in Adams County is June 8, 1988.

If this office can be of any further help, please do not hesitate to contact us.

Sincerely,

Dena Billups
Legal Secretary
Adjudication Bureau

DB
Enclosures

Long, Short/instructions

MICROFILMED
OCT 23 1996

WEEMS, AGNES C. 56.53 AC

POSSIBLE PART OF DECREE 67-0345
IN NE SE S11 T16N R1W RINEHART

DITTO IN NWSE

POSSIBLE PART OF DECREE 67-0329
IN NESW S11 T16N R1W ROOT RINEHART

POSSIBLE DOMESTIC GW ^{LICENSE} 67-7454 NELSON
IN NE SW S11 T16N R1W

MICROFILMED

OCT 23 1996

CONSOLIDATED TAX NOTICE AND RECEIPT
ADAMS COUNTY IDAHO
PROPERTY TAX

1987

REAL PROPERTY

MARKET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
25,447	14-00	RP16N01W114900A	3912
		T16N R1W SEC 11	
		PT N2SE4, PT NE4SW4	
L 8,758	80	40	
I 16,689			
WAC .720			
AC 56.530		WEEMS, AGNES C	
		2603 HELM STREET	
		BREMERTON, WA 89310	
DELINQUENT CERT.			

MICROFILMED
OCT 23 1995

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
STATE			FULL PAYMENT
COUNTY	.003562	93.20	TAX 256.16
SCHOOL 13	.003963	100.86	PEN.
LIBRARY	.000307	7.82	SUB TOT.
CEMETERY C	.000187	4.76	INT.
COUNCIL FIRE	.000394	6.58	TOT.
FLOOD CONTROL	.000085	2.16	1ST INSTALLMENT
HOSPITAL	.000600	15.28	TAX 128.08
			PEN.
			SUB TOT.
			INT.
			TOT.
WATER DIST 67		7.50	2ND INSTALLMENT
SOLID WASTE		18.00	TAX 128.08
			PEN.
			SUB TOT.
			INT.
			TOT.
TOTAL	.009198	256.16	

RECEIVED

APR 14 1988

POOR ORIGINAL

Department of Water Resources

2603 Helm St.,
Bremerton, Wa.
April 8, 1988

Dear Sirs;

I am sending the
latest Adams County Idaho
property tax receipt as
requested.

Hope this helps in regard
to the water rights question.

Thank you for your time.

Sincerely,
Agnes C. Weems

Pls research
& return to
Dena

Thnx

NE⁴, NW⁴

MICROFILMED
OCT 23 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

March 16, 1988

Mrs. Agnes C. Weems
2603 Helm Street
Bremerton, WA 98310

Dear Mrs. Weems:

We have received your letter of March 7, and have attempted to research your water right. We have checked the three data bases available to us and we do not find any recorded water right under the name of Weems in the Adjudication files.

In order for us to check any further, we will need for you to write back to us with a legal description of the acreage involved, a water right license or decree number, or a recent property tax notice from Adams County.

I am sure that once you provide us with that information, we will be able to answer any questions you might have pertaining to your water rights.

Sincerely,

Dena Billups
Secretary
Adjudication Bureau

DB
Enclosures

MICROFILMED
OCT 23 1996

RECEIVED

MAR - 9 1988

POOR ORIGINAL

Department of Water Resources

2603 Helm St.,
Bremerton, Wa. 98310
March 7, 1988

Dear Sirs;

I own fifty-seven acres
near Council, Idaho. This acreage
was inherited from my husband,
Robert F. Weems, now deceased.

This acreage was a gift from
his mother, Maude Weems, Council,
Idaho. I inherited this property in 1978.

I would appreciate any
information concerning water rights.

At this time, a niece is using
the property. I am sending a stamped
self-addressed envelope for info.

Thank you.

Sincerely,
Agnes C. Weems

MICROFILMED
OCT 23 1996

10/31/2006

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

RIGHT NUMBER: 67-11511
NAME AND ADDRESS: ELAINE K ROGERS
PO BOX 174
MIDVALE ID 83645
JAMES A ROGERS
PO BOX 174
MIDVALE ID 83645

SOURCE: GROSSEN CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 05/10/1918

POINT OF DIVERSION:

T16N R01W S11 NESENE 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	0.400 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T16N R01W S11	NESE	5.00	T16N R01W S11	NWSE	15.00
---------------	------	------	---------------	------	-------

20 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

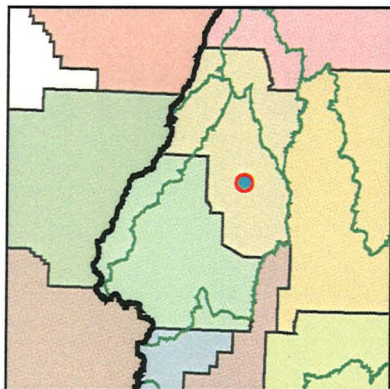
SRBA Recommendation:

67-11511

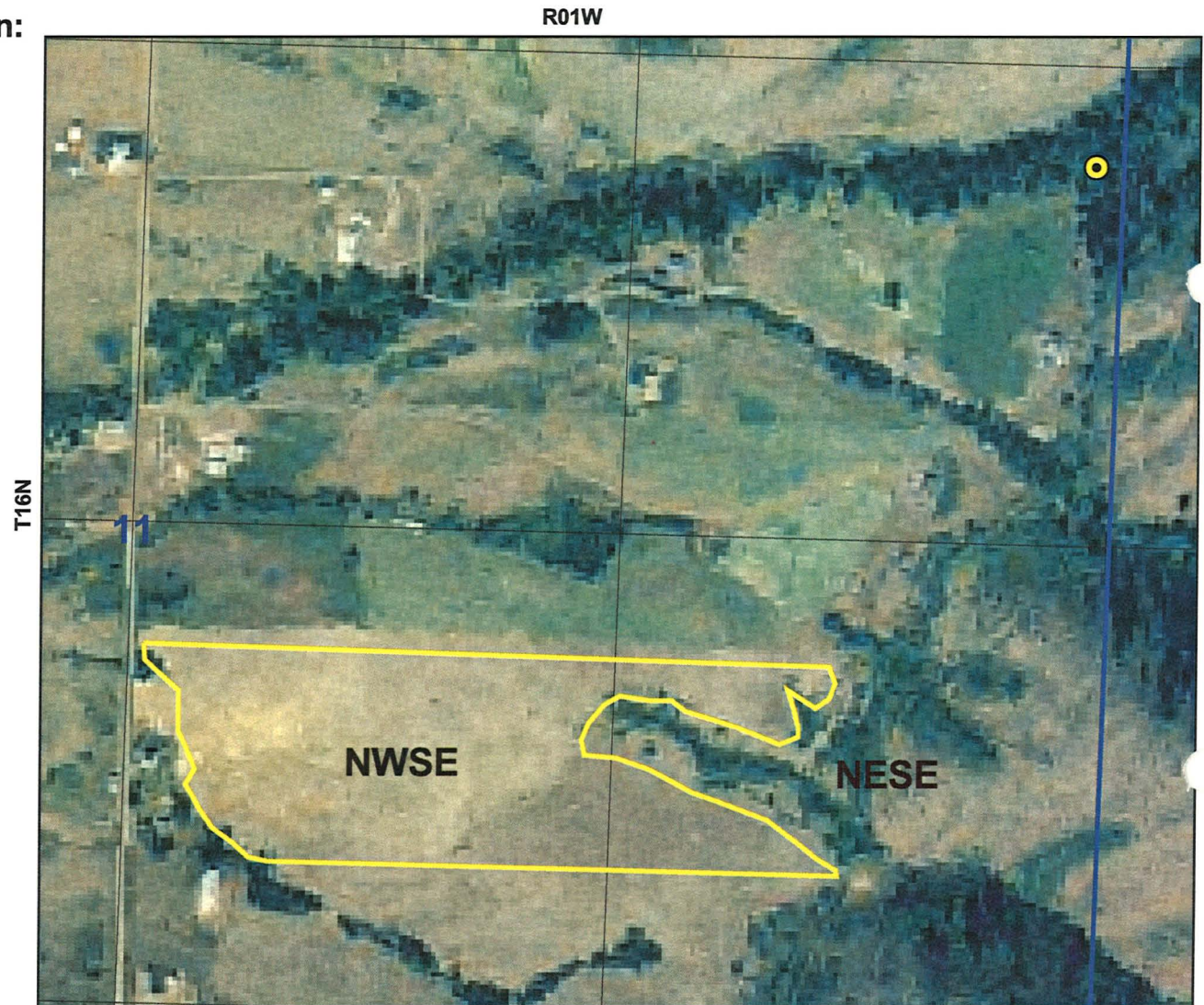
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



0 0.2 0.4 Miles



Prepared by M. Van Bussum
On Wednesday, November 1, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-11511 V1

WATER RIGHT NUMBER: 67-11511 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELAINE K ROGERS PO BOX 174 MIDVALE, ID 83645 (208)355-2247
Current Owner	JAMES A ROGERS PO BOX 174 MIDVALE, ID 83645 (208)355-2247
Original Owner	AGNES C WEEMS 2603 HELM ST BREMERTON, WA 98310 (206)377-0547

Priority Date: 05/10/1918

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROSSEN CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

GROSSEN CREEK	NE1/4SE1/4NE1/4	Sec. 11, Twp 16N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	01W	11													5.0	15.0			20.0

Total Acres: 20

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:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-11511 V1

Comments:

1. mvanbussum 10/31/2006 Priority Date

Comment: This right is for early flood waters that flow from Grossen Creek that are diverted before Sorenson-Rinehart Ditch company turns diverts water into Grossen Creek and uses Grossen Creek as a means of conveyance. Once Sorenson-Rinehart Ditch starts diverting water, then the water diverted from Grossen Creek is considered Sorenson-Rinehart water. Muir v. Allison Decreed water was decreed for the claimed POU and is delivered by Sorenson-Rinehart Ditch. Since water was decreed to the claimed POU, we know that the irrigation system was in place at that time. Thus, not unlike flood water used on other decreed rights, we can assume that when water was available, they used it if needed. However, since it was not decreed in Muir v. Allison and there is no additional EOP provided such as a posted notice, recommend one day after the decree.

2. mvanbussum 10/31/2006 Quantity

Comment: Water Master delivery records show delivery of 21 ditch shares onto the POU. Assuming 1 share is an inch or close to it, we can recommend on inch per acre for this right.

3. mvanbussum 10/31/2006 Quantity

Comment: Recommended 1 inch to the acre.

4. mvanbussum 10/31/2006 POU

Comment: Part of POU claimed in NESW. Taxlots do not show ownership by Rogers in NESW. Taxlots adjacent to Rogers land to the east do not show active irrigation. Did not recommend POU in NESW.

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	10/31/2006 2:46:27 PM	mvanbussum			Active
Priority Date	10/31/2006 2:54:22 PM	mvanbussum			Active
POD	10/31/2006 2:54:42 PM	mvanbussum			Active
Source	10/31/2006 2:56:25 PM	mvanbussum			Active
POU	10/31/2006 2:56:50 PM	mvanbussum			Active
Use	10/31/2006 3:02:13 PM	mvanbussum			Active

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Adjudication Recommendation Report 67-11511 V1

Season	10/31/2006 3:02:30 PM	mvanbussum	Active
Quantity	10/31/2006 3:03:44 PM	mvanbussum	Active
Summary	10/31/2006	mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	10/31/2006 2:47:44 PM	mvanbussum	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop review.
POD	10/31/2006 2:56:01 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?
General	10/31/2006 2:55:40 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 - Claimant has shares of Sorenson-Rhinehart Ditch water. SRDC established use of water in this area prior to Muir v. Allison decree.
POD	10/31/2006 2:57:11 PM	mvanbussum	Updated shape
POU	10/31/2006 3:02:44 PM	mvanbussum	Updated shape for Active POU
POU	10/31/2006 3:02:55 PM	mvanbussum	Updated PLS for Active POU
Use	10/31/2006 3:03:33 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 - Imagery supports purpose of use.

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Season	10/31/2006 3:03:50 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 administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/31/2006 3:05:04 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 - Water Master delivery records show delivery of 21 shares of Sorenson Rhinehart ditch water. 21 shares = 21 inches, so claimant ditch can hold at least 21 inches.
Summary	10/31/2006 3:05:44 PM	mvanbussum	(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?

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Source	10/31/2006 2:57:44 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 - Imagery supports source.
POU	10/31/2006 2:58:09 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 - Imagery supports POU.

Water Supply Bank:

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	ELAINE K ROGERS	PO BOX 174	MIDVALE	ID	83645	(208)355-2247
Current Owner	JAMES A ROGERS	PO BOX 174	MIDVALE	ID	83645	(208)355-2247
Original Owner	AGNES C WEEMS	2603 HELM ST	BREMERTON	WA	98310	(206)377-0547

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

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

per note from Weiser R. Water Master Bosco
Bosler, Jim Rogers can be reached @
253-4822 or 355-2242

Reviewer: MVBDate: 10-31-2006

Priority Date Data Entry Form

Claim Number 67-11511

Claimed Priority Date: 6/5/1902

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:

per note in file
may be based on 67-345, 329, 67-7454
67-329 & 345 are off of Cottonwood Creek
67-7454 was licensed for domestic only
they were not sent evidence of priority mailing
in September 2005
Claimant has Sorenson-Rhinehart Ditch
water. SRDC has established use
of water in this area - recommend
5-10-1918.

Reviewer: MVBDate: 10-31-2009

Point of Diversion and Source Data Entry Form

Claim Number 67-11511

Claimed Point of Diversion and Source

T16N R01W S11 NESENE Within ADAMS County Source: GROSSEN CREEK WEISER RIVER

☐ 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:

No POD from Weiser R or Little Weiser R water
Masters. May share same POD as 67-11510, according
to Bosco's notes A0014092

Reviewer: MVBDate: 10-31-2008

Place Of Use Data Entry Form

Claim Number 67-11511

Claimed Place Of Use

T16N R01W S11	NESW	10.0	T16N R01W S11	NESE	10.0
T16N R01W S11	NWSE	30.0			

Total Acres 50

☐ 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:

Imagery & taxlots shaped POU generation.
 Used taxlots to find POU; imagery & claim
 map were used to draw POU shape.

Reviewer: MLBDate: 10-31-2006

Purpose of Use Data Entry Form

Claim Number 67-11511

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
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Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

Imagery supports irrigation.

Reviewer: MVBDate: 10-31-2006

Period of Use and Quantity Data Entry Form

Claim Number 67-11511

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	1	

Overall Diversion Rate 1

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

Overall Diversion Rate

Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate

Overall Diversion Volume

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

Claimant is delivered 21 shares Sorenson -
Rhinehart water — 21 shares = 21
inches, so claimant has ability to
carry 1 in/ac for recommended POU.

Recommended 1" / ac.

$$20 \text{ ac} \times \frac{0.02 \text{ cfs}}{\text{ac}} = 0.4 \text{ cfs}$$

Recommended IDWR standard 80u.

Reviewer: MVB

Date: 10-31-2002