

11/14/2006

RECEIVED
DEC 06 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: 67-14281

CHE ENTERPRISES INC
3054 GOODRICH RD
CAMBRIDGE ID 83610
Telephone Number: (208)257-3491

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:

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

DATE:

12-4-06

SIGNATURE:



Please print your name:

Cameron C. Ertel

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

SCANNED

DEC 07 2006

08/09/2005

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

RIGHT NUMBER: 67-14281

NAME AND ADDRESS: CHE ENTERPRISES INC
3054 GOODRICH RD
CAMBRIDGE ID 83610

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.500 CFS

PRIORITY DATE: 05/06/1884

POINT OF DIVERSION:

T15N R02W S16 SESESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.500 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T15N R02W S31 SESW 40.0

40 ACRES TOTAL

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

This claim is the result of a split due to change in ownership for a portion of 67-00034D. DB 11/5/2001

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.

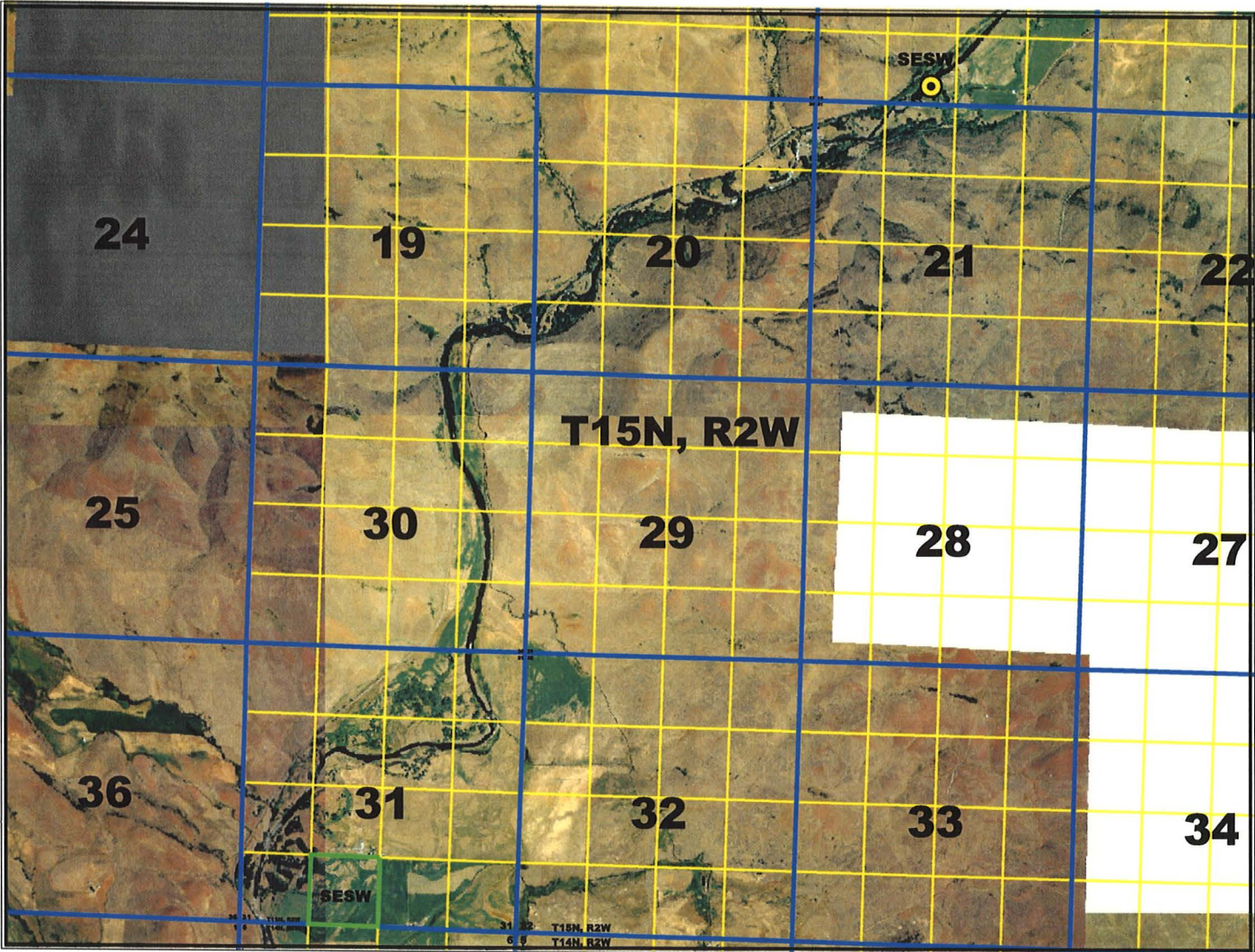
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



STATE OF IDAHO

Department of Water Resources

Water Right(s): 67-14281



-  Point(s) of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: August 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14281 V1

WATER RIGHT NUMBER: 67-14281 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	J EMMETT PFOST
	, ID
Original Owner	MIKE E FOX 3045 MILL RD CAMBRIDGE, ID 83610 (208)257-3525
Original Owner	JANET M FOX 3045 MILL RD CAMBRIDGE, ID 83610 (208)257-3525
Current Owner	CHE ENTERPRISES INC 3054 GOODRICH RD CAMBRIDGE, ID 83610 (208)257-3491

Priority Date: 05/06/1884

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.500 CFS	
	<u>Total Diversion:</u>	0.500 CFS	

Location of Point(s) of Diversion

WEISER RIVER	SE1/4SE1/4SW1/4	Sec. 16, Twp 15N, Rge 02W, 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	
15N	02W	31												40.0					40.0

Total Acres: 40

Conditions of Approval:

1. This claim is the result of a split due to change in ownership for a portion of 67-00034D. DB 11/5/2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14281 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.

Remarks:Comments: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	8/9/2005 4:57:58 PM	csaxton			Active
Priority Date	8/9/2005 4:58:14 PM	csaxton			Active
POD	8/9/2005 4:58:24 PM	csaxton			Active
Source	8/9/2005 4:58:50 PM	csaxton			Active
POU	8/9/2005 4:59:00 PM	csaxton			Active
Use	8/9/2005 4:59:50 PM	csaxton			Active
Season	8/9/2005 5:05:18 PM	csaxton			Active
Quantity	8/9/2005 5:05:44 PM	csaxton			Active
Summary			08/09/2005	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	8/9/2005 4:57:57 PM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Desktop Review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14281 V1

POD	8/9/2005 4:58:24 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (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	8/9/2005 4:58:50 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	8/9/2005 4:59:00 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
General	8/9/2005 4:58:14 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	8/9/2005 4:59:35 PM	csaxton	Updated PLS for Active POU
Use	8/9/2005 4:59:50 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POD	8/9/2005 4:58:33 PM	csaxton	Updated shape
POU	8/9/2005 4:59:12 PM	csaxton	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14281 V1

Season	8/9/2005 5:05:17 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	8/9/2005 5:05:43 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (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?
Summary	8/9/2005 5:06:50 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (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? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

Water Supply Bank:

Contacts Data Entry Form**Claim Number: 67-14281**

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	J EMMETT PFOST			ID		
Original Owner	MIKE E FOX	3045 MILL RD	CAMBRIDGE	ID	83610	(208)257-3525
Original Owner	JANET M FOX	3045 MILL RD	CAMBRIDGE	ID	83610	(208)257-3525
Current Owner	CHE ENTERPRISES INC	3054 GOODRICH RD	CAMBRIDGE	ID	83610	(208)257-3491

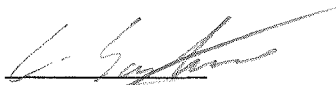
Date of Field Exam: Desktop Review Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

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

Ownership looks good

Reviewer: Date: 8-9-05

Priority Date Data Entry Form

Claim Number 67-14281

Claimed Priority Date: 5/6/1884

Claimed Basis: Decreed

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

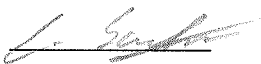
Water Right Priority Date:

Water Right Basis:

Recommended Priority Date ____

Recommended Basis _____

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

Reviewer: 

Date: 8-9-05

Point of Diversion and Source Data Entry Form

Claim Number 67-14281

Claimed Point of Diversion and Source

T15N R02W S16 SESESW Within ADAMS County Source: WEISER RIVER SNAKE 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:

GPS'd By Bosco Bosler 7-7-05 A0014003

Reviewer: Date: 8-9-05

Place Of Use Data Entry Form

Claim Number 67-14281

Claimed Place Of Use

T15N R02W S31 SESW 40.0

Total Acres 40

☒ 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:

As Deeded

Reviewer: C. SmithDate: 8-9-05

Purpose of Use Data Entry Form

Claim Number 67-14281

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

Irr				

Document how the Purpose of Use was verified:

As Decreed

Reviewer:



Date:

8-9-05

Period of Use and Quantity Data Entry Form

Claim Number 67-14281

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	03/15	11/15	0.5	120

Overall Diversion Rate 0.5 Overall Diversion Volume 120

 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
IRR	3-15	10-31	0.5	N/A

Overall Diversion Rate 0.5 Overall Diversion Volume N/A

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

As decreed - Proportionate split

Soil: use IDWR standard for area

Reviewer: C. SmithDate: 8-9-05

7-26-05: Claimed POU in Decreed POU
: No Overlap

Split history for Decreed Right 67-00034

WR Record

SRBA Claim Record

Recommendation

67-00034	Pfost	67-00034	Pfost	67-00034A	Fox	67-00034D	Fox	67-14280	Fox	67-14280	Fox	
2.5	cfs	2.5		1.5		1		0.5		0.50		0.50
200	ac	200		120		80		40		40		
0	af	0		0		0		120				
								67-14281	CHE Enterprises	67-14281	CHE Enterprises	0.5
								0.5		0.5		
								40		40		
								120				
						67-00034E	Barton Ranch	67-00034E	Barton Ranch	67-00034E	Barton Ranch	0.5
						0.5		0.5		0.5		
						40		40		40		
						0		0				
				67-00034B	Noah			67-00034B	Noah	67-00034B	Noah	0.94
				0.94				0.94		0.94		
				75				75		75		
				0				0				
				67-00034C	Kline			67-00034C	Kline	c/o 7-26-05 67-00034C	Noah	0.0625
				0.06				0.06		0.06		
				5				5		5		
				0				0				

Acreage calcd at 5/8 inches per acre

Inches per acre = 0.013

*Last updated 7-26-05 (csaxton)

For digital copy of Excel spreadsheet file: See Craig L. Saxton

Sum CFS =	2.5	Sum CFS =	2.5
Sum Acre=	200	Sum Acre=	200
Sum AF =	240	Sum AF =	0

Un-accounted CFS =	0	Un-accounted CFS =	0
Un-accounted Acre =	0	Un-accounted Acre =	0
Un-accounted AFA =	n/a	Un-accounted AFA =	n/a

Water Right Report 67-34

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J EMMETT PFOST
	, ID

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	2.500 CFS	
	<u>Total Diversion:</u>	2.500 CFS	

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
14N	02W	6		X	X		X		X				X						
15N	02W	31											X						

Dates and Other Information:

Mitigation Plan: False



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 6, 2001

CHE ENTERPRISE
3054 GOODRICH RD
CAMBRIDGE ID 83610

Re: Original Notice of Claim to a Water Right No. 67-00034D

Renumbered Notice of Claim to a Water Right No. 63-14281

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim. Also enclosed is a copy of the original claim for your reference.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosure

Middle Valley Ditch.
Middle Valley Irrigating Ditch Company

Allison Jewell Ditch.

Alexander Allison

Joseph Allison

Eugene Looney

Harry Coon

Smith-Jones-Martin Ditch

B. F. Jones

Marion Smith

Heirs of R H Martin

Post-Weston Ditch.

J Emmett Pfost

Grace Everest

Goldie Abernathy

Fred Jewell

John A Pfost

Farmers Canal.

Mark Winkler

Carrie Winkler

E Hinkle

S A Moudy and E Hinkle

George Gould

Frank Hahn Ditch.

Frank Hahn

Glenn McMahon Ditch.

Isaac McMahon

For Power

Hollie A. McMahon

Samuel E McMahon

William M Glenn

Lester I McMahon

1000/ July 7, 1885 67 0023
700/ Nov. 1, 1887 67 0024
500/ May 1, 1889 67 0025

68/ July 4, 1882 67 0026
54/ May 1, 1902 67 0027
100/ July 4, 1882 67 0028
100/ July 4, 1882 67 0029
165/ July 4, 1882 67 0030

10/ July 4, 1886 67 0031
90/ July 4, 1886 67 0032
90/ July 4, 1886 67 0033

125/ May 6, 1884 67 0034
25/ May 6, 1884 67 0035
50/ Aug. 27, 1910 67 0036
50/ Aug. 27, 1910 67 0037
41/ March 25, 1911 67 0038

60/ June 1, 1891 67 0039
19/ June 1, 1891 67 0040
50/ June 1, 1891 67 0041
32/ Jan 1, 1900 67 0042
19/ June 1, 1891 67 0043
82/ June 1, 1891 67 0044
7/ June 1, 1905 67 0045

33/ June 1, 1902 67 0046
38/ June 1, 1903 67 0047
36/ June 1, 1904 67 0048
83/ June 1, 1905 67 0049

10/ May 31, 1884 67 0050
9/ May 1, 1901 67 0051
400/ July 1, 1908 67 0052
4/ June 1, 1884 67 0053
22/ June 1, 1884 67 0054
45/ June 1, 1884 67 0055
4/ May 31, 1884 67 0056

in the following Sections in Township 13 North, Range 3 West Boise Meridian, east and south of the Weiser River, to wit: Sections 3, 4, 5, 8, 9, 10, 16, 17, 18, 19, 20, 21, 29 and 30, all in Washington County, State of Idaho, and containing a total of 3,300 acres more or less, the same being all the lands in said sections lying between the canal and the river.

ALEXANDER ALLISON. The east half of the southwest quarter ($E\frac{1}{2} SW\frac{1}{4}$) Northwest quarter of the Southwest Quarter ($NW\frac{1}{4} SW\frac{1}{4}$) of Section 11 and all that portion of the Northeast Quarter ($NE\frac{1}{4}$) and the South half of the Northwest Quarter ($S\frac{1}{2} NW\frac{1}{4}$) of Sec. 11, lying east and south of the center line of the Weiser River, all in Township 14 North, Range 3 West Boise Meridian, containing an area of 223 acres.

JOSEPH C ALLISON: All of the Southeast Quarter ($SE\frac{1}{4}$) of Section 11, Township 14 North, Range 3 West Boise Meridian, containing an area of 160 acres.

EUGENE LOONEY: The Northeast Quarter ($NE\frac{1}{4}$) of Section 14 in Township 14 North, Range 3 West Boise Meridian, containing 160 acres.

HARRY M. COON: The Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4} SW\frac{1}{4}$) of Section 11; Northeast Quarter of the Southeast Quarter ($NE\frac{1}{4} SE\frac{1}{4}$) Section 15, the North half of the Northwest Quarter ($N\frac{1}{2} NW\frac{1}{4}$) the Southeast Quarter of the Northwest Quarter ($SE\frac{1}{4} NW\frac{1}{4}$), and the Northeast Quarter ($NE\frac{1}{4}$) and the Northeast Quarter of the Southeast ($NE\frac{1}{4} SE\frac{1}{4}$) of Section 15, and the Northwest Quarter ($NW\frac{1}{4}$) and the Southwest quarter of Section 14 all in Township 14 North, Range 3 West, containing 720 acres.

B F JAMES: The following described lands lying in the Southwest Quarter of the Southwest Quarter ($SW\frac{1}{4} SW\frac{1}{4}$) of Section 12, Township 14 North, Range 3 West Boise Meridian to-wit:

Commencing at a point 280' North from the Southwest corner of the Southwest Quarter of Section 12, Township 14 North, Range 3 West and running thence East 180' thence South 100' thence East 227'; thence North 100' thence East 167' thence South 50' thence East 210'; thence North 150' thence East 317' thence south 150' thence East 149'; thence South 240'; thence East 110' more or less, to the southeast corner of the Southwest Quarter of the Southwest Quarter of Section 12, Township 14 North, Range 3 West Boise Meridian; thence due North 490' thence West 506'; thence North 168' thence West 814', more or less, to the section line, thence due South along the section line 378' more or less, to the place of beginning, containing an area of 15 acres.

MARION SMITH: The East half ($E\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$) and sixty acres out of the West Half ($W\frac{1}{2}$) of said Northwest Quarter of Section 13, Township 14 North Range 3 West Boise Meridian, containing 140 acres.

HEIRS OF R H MARTIN: The Southwest Quarter of Section 12, Township 14 North, Range 3 West Boise Meridian; excepting therefrom fifteen (15) acres above described as the property of B F James.

J HERBERT PPOST: The Southeast Quarter of the Southwest Quarter of Section 31, Township 15 North, Range 2 West Boise Meridian and the West half of the Northeast Quarter, the East half of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter Section 31 Township 14 North, Range 2 West Boise Meridian.

Amend
9-14-49

GRACE EVEREST: Lots 3 and 4 Section 31, Township 15 North, Range 2 West Boise Meridian, containing 119.74 acres.

GOLDIE ABERNATHY: The South half of the Southeast quarter of Section 31, Township 15 North, Range 2 West Boise Meridian.

POST WESTON DITCH

J. Emmett Pfost	125	May 6, 1884
John A. Pfost	41	March 25, 1911
Goldie Abernathy	50	Aug 27, 1910
Fred Jewell	50	" " "
Grace Everest	25	May 6, 1884

MIDDLE FORK AND LOST CREEK

Orchards Water Company Middle Fork	3500	Sept. 11, 1909
Lost Creek Reservoir	6250	May 27, 1910
A. L. Freehafer	360 A ft.	" " "
J. A. Carr	300 A ft.	" " "

MIDDLE FORK

W. M. Bascus	14	May 1, 1891
Catherine Austin	24	" " "
	24	" " 1901
Ben Wooden	30	" " 1894
Henry Heimsoth	13	" " 1900
George Shaw	21	" " "
William B. Shaw	44	" " 1903
Dave Duree	5	" " 1905
C. E. Roper	7½	" " 1911
John Sweringen	6	" " 1903

FARMERS' CANAL

Mark Winkler	60	June 1, 1891
Carrie Winkler	19	" " "
E. Hinkle	50	" " "
	32-	Jan. 1, 1900
B. A. Moudy and E. Hinkle	19	June 1, 1891
George Gould	82	" " "
	7	" " 1905

FRANK HAHN DITCH

FRANK HAHN

353	June 1, 1902
33	" " 1903
38	" " 1904
36	" " 1905
60	

JUL 2 4 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 67-14281
Date Received: 10/11/1989
Receipt No:
Received By:

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

1. Name of Claimant(s): CHE ENTERPRISE Phone: (208) 257-3491
3054 GOODRICH RD
CAMBRIDGE ID USA 83610

2. Date of Priority: 05/06/1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	16	SE SE SW	ADAMS	

5. Description of diverting works:

CAMBRIDGE DITCH, SCREW TYPE HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.5	120

7. Total Quantity Appropriated is:
0.5 C.F.S. and/or 120 A.F.A.

8. Total consumptive use:

**SCANNED
APR 12 2004**

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
15N	02W	31	SE SW		IRRIGATION	40
					Section Acres	40
					Total Acres	40

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-00034D. DB 11/5/2001

15. Basis of Claim: Decreed

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

RECEIVED

APR 29 1999

Department of Water Resources

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) A67-00034D see Attached 1/2 of Total Right RECEIVED
Adjudication Claim Number(s) _____ MAY 03 1999

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

WATER RESOURCES
WESTERN REGION

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) Mike E Fox & Janet M Fox
3045 Mill Road, Cambridge Idaho 83540

4. New Owner/Claimant(s) C. H. E. Enterprises, an Idaho Corp.
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 3054 Goodrich Road, Cam

City, State and ZIP Code Cambridge Idaho
New Telephone Number (208) 257-3491

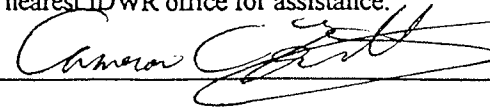
5. Date you acquired the property 10-1-96

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 40 Number and type of stock Ø

Diversion rate in CFS .50 Number of homes Ø Other uses Ø
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)  PRES. CHE Date 12-3-98
Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. 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.

67-00034D

(1.0 cfs
240 afa)

Fox

67-14280

14N 2W S-6 SWNW 20ac
SE NW 20ac

40 ac
total

.50 cfs total
120 afa

CHE Enterprises

67-14281

15N 2W S-31
SESW - 40ac.
total

.50^{cfs} total
120 afa

10-11-89

100-96-5562

15N02W316600

WARRANTY DEED

For Value Received

MIKE E. FOX AKA MIKE FOX AND JANET M. FOX AKA JANET FOX, HUSBAND AND WIFE

The grantor_s do hereby grant, bargain, sell and convey unto

C.H.E. ENTERPRISES, AN IDAHO CORPORATION
the grantee, whose current address is
3054 GOODRICH ROAD, CAMBRIDGE, IDAHO 83610
the following described premises, in WASHINGTON

County Idaho, to-wit:

TOWNSHIP 15 NORTH, RANGE 2 WEST OF THE BOISE MERIDIAN, WASHINGTON
COUNTY, IDAHO:

SECTION 31: SE $\frac{1}{4}$ SW $\frac{1}{4}$.

TOGETHER WITH AN EASEMENT FOR OPERATION, CONSTRUCTION AND MAINTENANCE
OF AN IRRIGATION DITCH ALONG THE WEST 10 FEET OF THE EAST 35 FEET OF
THE NE $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 6, TOWNSHIP 14 NORTH, RANGE 2 WEST, BOISE MERIDIAN,
EXTENDING NORTH FROM THE POST-WESTON DITCH TO THE SOUTH BOUNDARY OF ABOVE
DESCRIBED PROPERTY.

TOGETHER WITH ALL WATER, WATER RIGHTS, DITCHES AND DITCH RIGHTS APPURTENANT THERETO
AND IN ANYWISE BELONGING.

SUBJECT TO ALL VALID OUTSTANDING RESERVATIONS, EASEMENTS, RIGHTS-OF-WAY,
RESTRICTIONS, DEDICATIONS, MINERAL LEASES, MINERAL RESERVATIONS AND MINERAL
CONVEYANCES OF RECORD.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee
its heirs and assigns forever. And the said Grantor_s do hereby covenant to and
with the said Grantee, that they are the owners in fee simple of said premises; that they are free
from all incumbrances

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

Dated: 9/30/96

Mike E. Fox
MIKE E. FOX

Janet M. Fox
JANET M. FOX

STATE OF IDAHO, COUNTY OF WASHINGTON
On this 30TH day of SEPTEMBER, 19 96,
before me, a Notary Public in and for the said State, personally
appeared

MIKE E. FOX AND JANET M. FOX

known or identified to me to be the persons whose name_s I
subscribed to the within instrument, and acknowledged to me
that THEY executed the same.

Residing at
Comm. Expires

WEISER
11/4/97

Notary Public
Idaho

STATE OF IDAHO, COUNTY OF WASHINGTON

I hereby certify that this instrument was filed for record at the
request of WEISER VALLEY TITLE

at 35 minutes past FOURTEEN o'clock P.M.,
this 1ST day of OCTOBER
19 96, in my office, and duly recorded in ~~BOOK~~
of Deeds ~~BOOK~~ BY #167555

By SHARON WINNER
Ex-Officio Recorder
Fees \$ 3.00
Mail to: WEISER VALLEY TITLE

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

INSTRUMENT NO.



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: **A67-00034D**
Date Received: 10/11/1989
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:	MIKE E FOX	208-257-3525
Address:	3045 MILL RD	
	CAMBRIDGE ID	83610
OR		
Name:	JANET M FOX	208-257-3525
Address:	3045 MILL RD	
	CAMBRIDGE ID	83610

2. Date of Priority: MAY 6, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15N	02W	16	SE	SE	SW		ADAMS

5. Description of diverting works:
CAMBRIDGE DITCH, SCREW TYPE HEADGATE

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 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 50 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	02W	6	SW	NW	5	IRR	20.0
			SE	NW		IRR	20.0
						Section Acres	40.0
15N	02W	31	SE	SW		IRR	40.0
						Section Acres	40.0
						Total Acres	80.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

NONE

14. Remarks:

THIS WATER CARRIED IN THE CAMBRIDGE DITCH AND THEN REDIVERTED
INTO THE PFOST-WESTON DITCH.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM A67-00034A, FEE PAID UNDER RECEIPT NO. M004900.

|
ADDRESS CHANGE BY CLAIMANT LETTER 5/7/99 SS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant