

11/28/2006

NOTICE OF ERROR
REPLY

RECEIVED
DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

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: 67-14446

DONAL S DOPF
2981 CUTLER LN
CAMBRIDGE ID 83610
Telephone Number: (208)257-3767

BETTY A DOPF
2981 CUTLER LN
CAMBRIDGE ID 83610
Telephone Number: (208)257-3767

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: 12-6-06 SIGNATURE: Donal S Dopf

Please print your name: DONAL S. DOPF

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

SCANNED
DEC 08 2006

11/28/2006

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

RIGHT NUMBER: 67-14446

NAME AND ADDRESS: DONAL S DOPF
2981 CUTLER LN
CAMBRIDGE ID 83610

BETTY A DOPF
2981 CUTLER LN
CAMBRIDGE ID 83610

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 05/01/1996

POINT OF DIVERSION:
T14N R03W S2 NWNW Lot 4 Within WASHINGTON 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
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in WASHINGTON County
T14N R03W S02 Lot 4 NWNW

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Parcel No. RP14N03W023580



Idaho Department of Water Resources

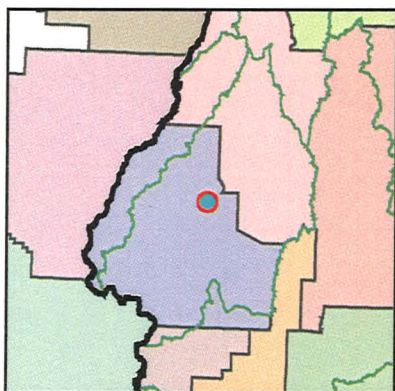
SRBA Recommendation:

67-14446

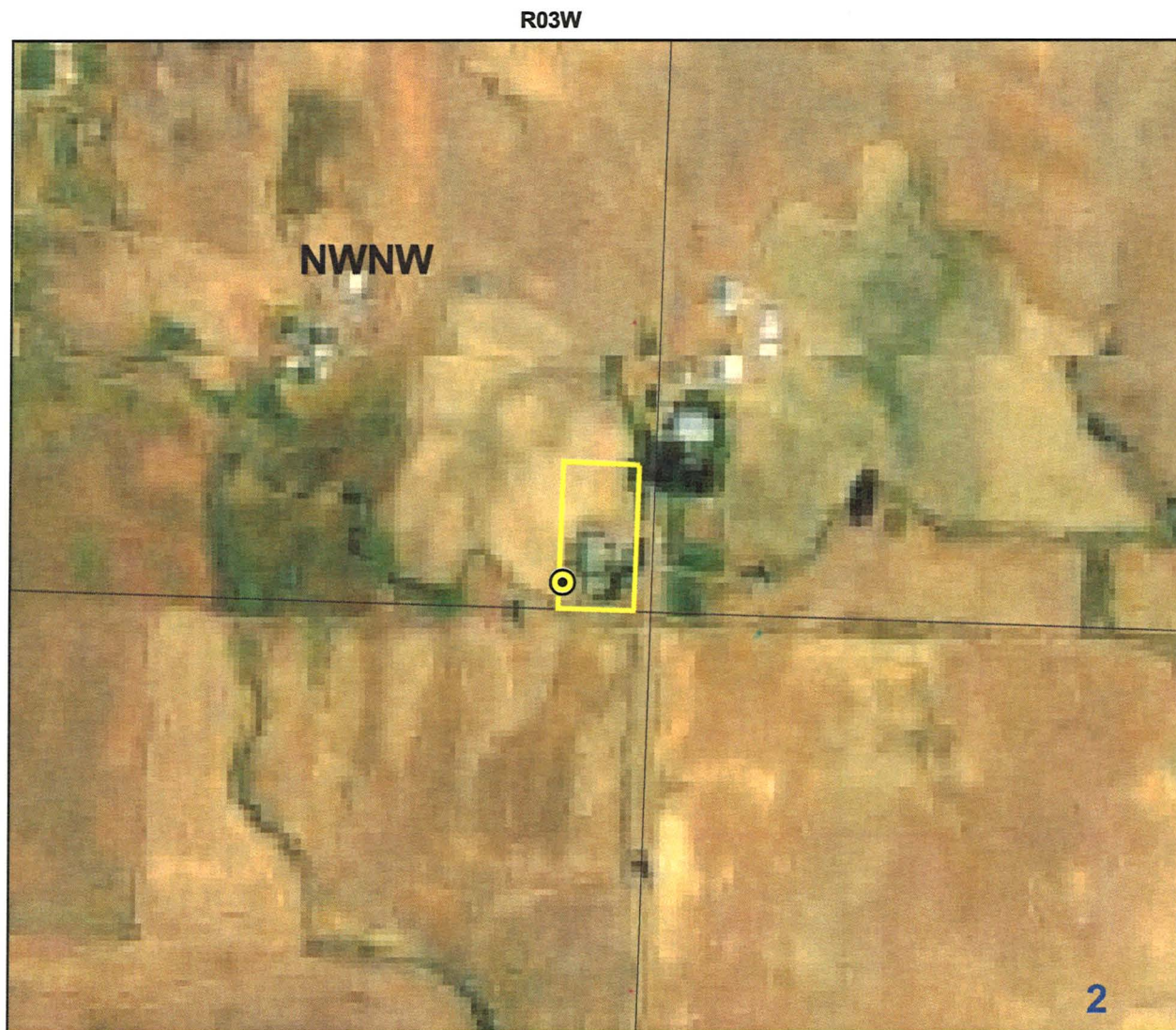
(Domestic)

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by D. Favreau
On Tuesday, November 28, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14446 V1

WATER RIGHT NUMBER: 67-14446 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONAL S DOPF 2981 CUTLER LN CAMBRIDGE, ID 83610 (208)257-3767
Current Owner	BETTY A DOPF 2981 CUTLER LN CAMBRIDGE, ID 83610 (208)257-3767

Priority Date: 05/01/1996

Basis: Beneficial Use

Status: Active

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

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

Location of Point(s) of Diversion

GROUND WATER	L4 (NW1/4NW1/4)	Sec. 2,	Twp 14N,	Rge 03W, B.M.
WASHINGTON 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	
14N	03W	2						X											
								L 4											

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
3. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
4. X01 Domestic use is for 1 home.
5. Parcel No. RP14N03W023580

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14446 V1

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:
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>
Priority Date	11/28/2006 9:53:47 AM	dfavreau			Active
POD	11/28/2006 9:54:13 AM	dfavreau			Active
Source	11/28/2006 10:06:46 AM	dfavreau			Active
POU	11/28/2006 10:07:15 AM	dfavreau			Active
Use	11/28/2006 10:07:54 AM	dfavreau			Active
Season	11/28/2006 10:08:23 AM	dfavreau			Active
Quantity	11/28/2006 10:09:18 AM	dfavreau			Active
Summary			11/28/2006	dfavreau	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/28/2006 9:54:13 AM	dfavreau	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	11/28/2006 9:59:08 AM	dfavreau	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14446 V1

POU	11/28/2006 10:07:16 AM	dfavreau	(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 - Deminmus - Domestic - Groundwater
Use	11/28/2006 10:07:54 AM	dfavreau	(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 - Deminmus - Domestic - Groundwater
Quantity	11/28/2006 10:09:18 AM	dfavreau	(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 - Deminmus - Domestic - Groundwater
Summary	11/28/2006 10:09:50 AM	dfavreau	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Summary	11/13/2006 2:13:48 PM	cfritsch	Bulk Copy

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14446 V1

General	11/28/2006 9:53:47 AM	dfavreau	(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 - Deminmus - Domestic - Groundwater
POD	11/28/2006 9:59:43 AM	dfavreau	Updated shape
POU	11/28/2006 10:01:47 AM	dfavreau	Updated shape for Active POU
Source	11/28/2006 10:06:47 AM	dfavreau	(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 - Deminmus - Domestic - Groundwater
Season	11/28/2006 10:08:23 AM	dfavreau	(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? Description for Question 15 - Deminmus - Domestic - Groundwater

Water Supply Bank:

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 67-14446
Date Received: 4/1/2004
Receipt No: W031458 *4/25/04*
Received By:

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

1. Name of Claimant(s)

DONAL S DOPF Phone: (208)257-3767
2981 CUTLER LN
CAMBRIDGE ID USA 83610

BETTY A DOPF Phone: (208)257-3767
2981 CUTLER LN
CAMBRIDGE ID USA 83610

2. Date of Priority: 05/01/1996

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	03W	2	NW NW 4	WASHINGTON	

5. Description of diverting works:

6 inch artesian well, pipeline

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

SCANNED
MAY 10 2004

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03W	2	NW	NW 4	DOMESTIC	

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:

15. Basis of Claim: Beneficial Use

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

CIVIL CASE NUMBER: 39576

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

Identification No. A67-14446
Date Received 4-1-04
Receipt Number W031458

RECEIVED NOTICE OF CLAIM

APR 01 2004

WATER RESOURCES
WESTERN REGION

TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Donal & Betty A. Doft Phone (208) 257-3767

Mailing Address 2981 Cutler Ln. Cambridge ID Zip 83610

2. Date of Priority (Only one per claim) MAY 1, 1996 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 14 N Range 3 W

Section 2, — 1/4 of NW 1/4 of NW 1/4, Govt. Lot 4, BM.,

County of _____

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 6" artesian well, pipeline

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1/1 Month/Day to 12/31 Month/Day amount .04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 home & yard

10. Place of use is: Township: 14 N Range 3W
Section 2, NW 1/4 of NW 1/4, Govt. Lot 4, B.M.,
County of Washington for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
NONE

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 2

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

Signature of Claimant (s) Donald S. Dopf Date 3/30/04

Date _____

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

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho (or _____) }
County of _____ } SS.

Subscribed and sworn (or affirmed) before me this 30th day of Mar 2004



Notary Public Lori Guarnieri

Residing at Boise

My Commission Expires 6/18/04

Last Name Dopf Ident No. _____

Copies: White-State, Yellow-Claimant

WARRANTY DEED

For Value Received

RACHEL CUTLER, a single person

The grantor, do ES hereby grant, bargain, sell and convey unto

DONAL DOPF AND BETTY A. DOPF, husband and wife
the grantee whose current address is

BOX 203, CAMBRIDGE, ID 83610
the following described premises, in

WASHINGTON

County Idaho, to-wit:

A parcel of land situated within Government Lot 4 of Section 2,
Township 14 North, Range 3 West, Boise Meridian, more
particularly described as follows:

Beginning at the southeast corner of Government Lot 4 of Section
2, T.14N., R.3W., B.M.;

Thence N 89°33'19"W - 148.00 feet along the south line of said
Lot 4 to the TRUE POINT OF BEGINNING;

Thence N 89°33'19"W - 353.72 feet along the south line of said
Lot 4 to a point which bears S 89°33'19"E (formerly S 89°13'52"E)
- 826.53 feet along the south line of said Lot 4 from the
southwest corner of said Lot 4;

Thence N 0°19'46"E (formerly N 0°39'52"E) - 622.05 feet;

Thence S 89°33'19"E, parallel to the south line of said Lot 4, a
distance of 499.46 feet to a point on the east line of said
Lot 4;

Thence S 0°07'16"W - 332.06 feet along the east line of said
Lot 4;

Thence N 89°33'19"W, parallel to the south line of said Lot 4, a
distance of 148.00 feet;

Thence S 0°07'16"W, parallel to the east line of said Lot 4, a
distance of 290.00 feet to the TRUE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S
THEIR heirs and assigns forever. And the said Grantor do ES hereby covenant to and
with the said Grantee S that She the owner in fee simple of said premises; that they are free
from all incumbrances

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

Dated: JULY 6, 1993

Rachel Cutler

RACHEL CUTLER

STATE OF IDAHO, COUNTY OF

On this 6TH day of JULY, 19 93,
before me, a notary public in and for the said State, personally
appeared

RACHEL CUTLER

known or identified to me to be the person whose name
subscribed to the within instrument, and acknowledged to me
that SHE executed the same.

Residing at
Comm. Expires

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 12 minutes past 15:00 o'clock P M.,
this 4TH day of OCTOBER
19 93, in my office, and duly recorded in ~~BOOK~~
of Deeds at Page # 158150

MARY KAUTZ

Ex-Officio Recorder

By *Carol R. Hurd*

Fees \$ 3.00

Mall to: WEISER VALLEY TITLE

Comp. Index
Deputy Comp. Rel.
Film
Compare
Card Rel.
Bk. Rel.
Up-date
Return

INSTRUMENT NO.



14N 3W
Sec. 2

④

2
1000

1000

750

1500

1000