09/20/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14546

NAME AND ADDRESS: GEORGE R SOULIER
1840 E FORK RD
WEISER ID 83672-5572

JERI L SOULIER
1840 E FORK RD
WEISER ID 83672-5572

SOURCE: SPRINGS TRIBUTARY: DEER CREEK

QUANTITY: 0.230 CFS

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

PRIORITY DATE: 03/15/1946

POINT OF DIVERSION:

T13N R04W S31 NENENW Within WASHINGTON County

T13N R04W S31 SENWSW Lot 3 Within WASHINGTON County

T13N R04W S31 SENWSW Lot 3 Within WASHINGTON County

T13N R04W S31 NESWSW Lot 4 Within WASHINGTON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 10/31	0.230 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

T13N R04W S31 Lot 3 NWSW 0.30 T13N R04W S31 Lot 4 SWSW 11.00

STOCKWATER Within WASHINGTON County

T13N R04W S31 NENW T13N R04W S31 Lot 3 NWSW

T13N R04W S31 Lot 4 SWSW

11.3 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use 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

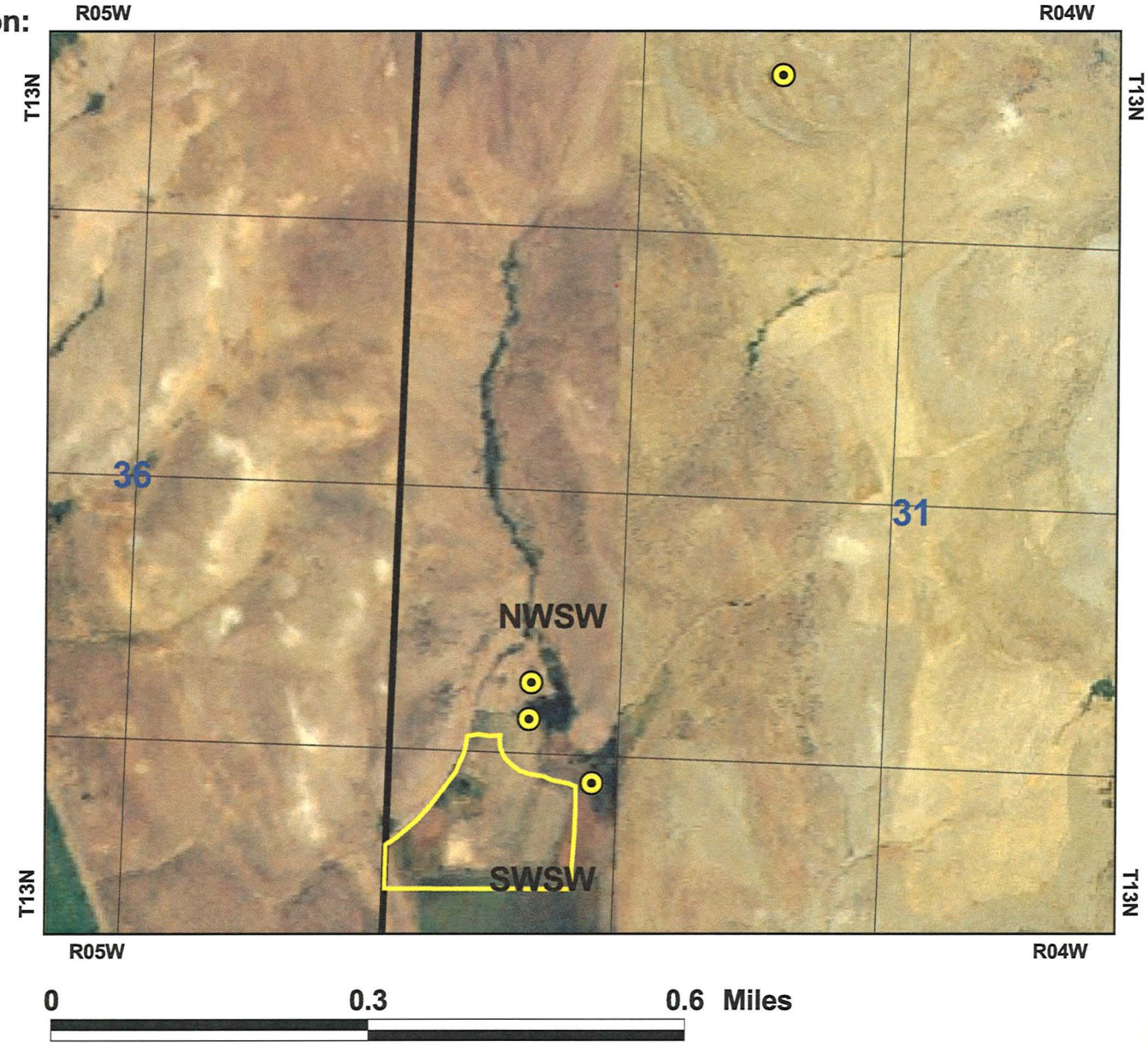
Stockwater use is for 25 range cattle.

Idaho Department of Water Resources

SRBA Recommendation:

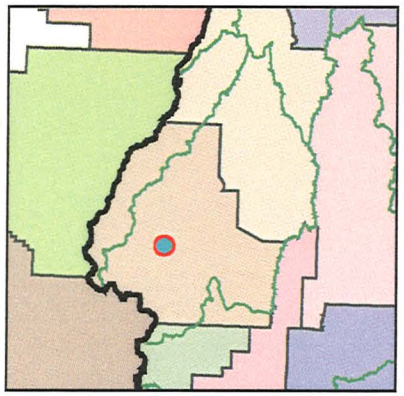
67-14546

(Irrigation)



Legend

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

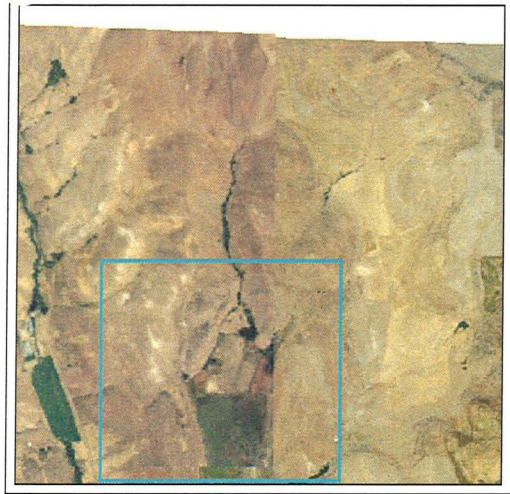


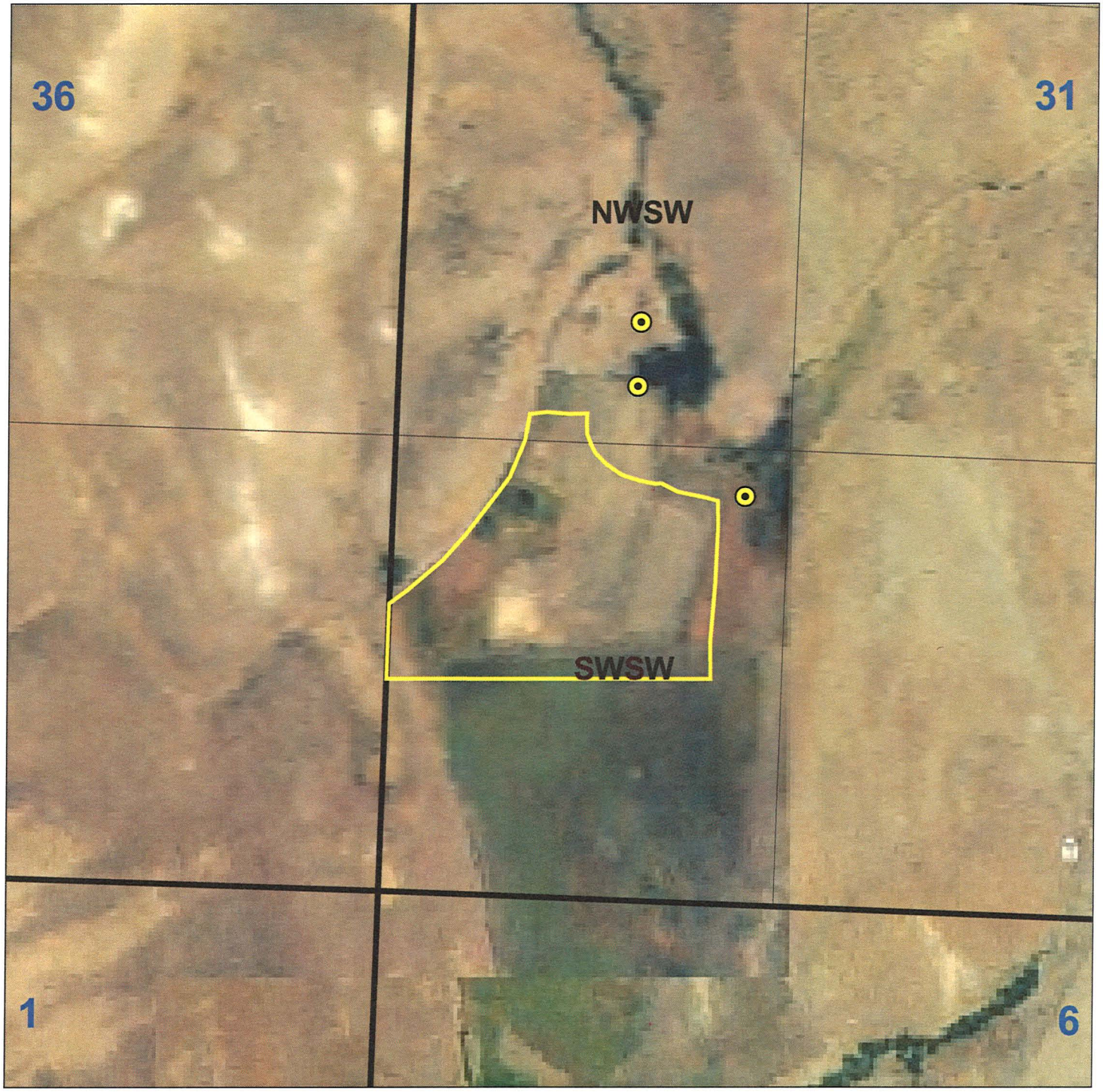
Washington County
IDWR Basin 67

N

Prepared by C. Saxton
On Wednesday, September 20, 2006
1987/88 Aerial Photography

67-14546





IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14546 V1

WATER RIGHT NUMBER: 67-14546 V1

Owner Type	Name and Address
Current Owner	GEORGE R SOULIER 1840 E FORK RD WEISER, ID 83672-5572 (208)549-0009
Current Owner	JERI L SOULIER 1840 E FORK RD WEISER, ID 83672-5572 (208)549-0009

Priority Date: 03/15/1946

Basis: Beneficial Use

Status: Active

Source	Tributary
SPRINGS	DEER CREEK

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 10/31	0.230 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
	Total Diversion:	0.230 CFS	

Location of Point(s) of Diversion

SPRINGS WASHINGTON County	L3 (SE1/4NW1/4SW1/4)	Sec. 31,	Twp 13N,	Rge 04W, B.M.
SPRINGS WASHINGTON County	L3 (SE1/4NW1/4SW1/4)	Sec. 31,	Twp 13N,	Rge 04W, B.M.
SPRINGS WASHINGTON County	NE1/4NE1/4NW1/4	Sec. 31,	Twp 13N,	Rge 04W, B.M.
SPRINGS WASHINGTON County	L4 (NE1/4SW1/4SW1/4)	Sec. 31,	Twp 13N,	Rge 04W, B.M.

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N 04W 31										.3 L 3	11.0 L 4						11.3

Total Acres: 11.3

STOCKWATER

Twp Rge Sec	NE	NW	SW	SE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14546 V1

	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N 04W 31					X					X L 3	X L 4						

Conditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
3. X02 Stockwater use is for 25 range cattle.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

Comments:

1. csaxton 9/20/2006 Priority Date
Comment: Priority date recommended at the beginning of the irrigation SOU.

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:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Contacts	9/20/2006 4:25:07 PM	csaxton			Active
Priority Date	9/20/2006 4:26:35 PM	csaxton			Active
POD	9/20/2006 4:26:44 PM	csaxton			Active
Source	9/20/2006 4:29:38 PM	csaxton			Active
POU	9/20/2006 4:29:57 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14546 V1

Use	9/20/2006 4:44:41 PM	csaxton			Active
Season	9/20/2006 4:44:49 PM	csaxton			Active
Quantity	9/20/2006 4:45:53 PM	csaxton			Active
Summary			09/20/2006	csaxton	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
Contacts	9/20/2006 4:25:25 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam by Bosco Bosler on 9-14-05.
POD	9/20/2006 4:27:02 PM	csaxton	(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	9/20/2006 4:27:34 PM	csaxton	Updated shape
POD	9/20/2006 4:27:48 PM	csaxton	Updated PLS
POD	9/20/2006 4:28:24 PM	csaxton	Updated shape
POD	9/20/2006 4:28:33 PM	csaxton	Updated PLS
POD	9/20/2006 4:29:07 PM	csaxton	Updated PLS
POD	9/20/2006 4:29:25 PM	csaxton	Updated shape
General	9/20/2006 4:26:53 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit from former owner.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14546 V1

Source	9/20/2006 4:29:56 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field Exam by Bosco Bosler on 9-14-05.
POU	9/20/2006 4:30:16 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Field Exam by Bosco Bosler on 9-14-05.
POU	9/20/2006 4:30:46 PM	csaxton	Updated shape for Active POU
Use	9/20/2006 4:45:02 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field Exam by Bosco Bosler on 9-14-05.
Season	9/20/2006 4:45:10 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administrativly determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	9/20/2006 4:36:27 PM	csaxton	Updated PLS for Active POU
POD	9/20/2006 4:28:58 PM	csaxton	Updated shape
POU	9/20/2006 4:31:00 PM	csaxton	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14546 V1

Summary	9/20/2006 4:48:12 PM	csaxton	(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? (Yes) 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?
POD	9/20/2006 4:29:32 PM	csaxton	Updated PLS
POU	9/20/2006 4:36:14 PM	csaxton	Updated shape for Active POU
Quantity	9/20/2006 4:46:14 PM	csaxton	(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 - Field Exam by Bosco Bosler on 9-14-05. Notes indicate that springs are impossible to measure. The recommended diversion rate is a estimation based on the number of PODs and acreage irrigated.

Water Supply Bank:

Sept. 20, 2006

To: Craig Daxton

Fax: 287-6700

Re: Water Right 67-14546 Doulin, George & Jeri

Here is a copy of the letter from Steve Hust regarding his father's use of the water from the spring in the Cottonwood grove - there is a concrete spring box (in the grove where the spring originates) that was there well before 1946 - Can verify the original construction date -

Call if that isn't what you needed!

Jeri 642-0220

Sep 20 06 12:32p Coldwell Banker 20[illegible]49317 p.2 DRD

In the spring of 1946 Dad bought the place. The concrete box was all ready there and used to water the two pastures that I drew lines through. In or around 1955 Dad dug out the aspas tree spring and ditch it too the same two pastures. That is all I know

3/7/05

Steve A Hall

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.

JAMES E. RISCH
Governor
KARL J. DREHER
Director

September 12, 2006

GEORGE R SOULIER
JERI L SOULIER
1840 E FK RD
WEISER ID 83672-5572

RE: Evidence of Priority for Snake River Basin (SRBA) Adjudication claim 67-14546

Dear Mr. and Ms. Soulier,

The Idaho Department of Water Resources is currently in the process of reviewing SRBA claims in your area. I was just preparing to make a recommendation for 67-14546 and it appears that evidence of priority (EOP) has not been submitted yet.

I see from the notes in the file we have been in contact with you on several occasions so I am sending this final letter as I want to make sure you have a chance to submit priority evidence.

Notes in the file show that you met with Steve Lester on 3-25-05 where you amended your claim from 10 to 12 acres. I do not know if EOP was addressed at this meeting. However, notes also indicate that during a field exam with Bosco Bosler on 9-14-05, the need for evidence of priority was addressed.

67-14546 claims a priority date of 6-1-1923. In order to make a recommendation for the claim, I need some evidence supporting that the spring water claimed was first put to beneficial use on or as close to 6-1-1923.

For your convenience I am enclosing and pamphlet that discusses Evidence of Priority and some of the things that can be used as evidence. However, an affidavit from someone with first hand knowledge that can confirm use of the water claimed to the extent claimed is generally what we receive.

Please submit evidence of priority by **September 22, 2006**. Feel free to give me a call if you have any questions.

I apologize for the inconvenience.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)

CONVERSATIONAL MEMORANDUM

Date: October 4, 2005

To: File 67-14546

From: Craig L. Saxton

Subject: Phone Call – CFS question

On October 3, 2005, I called claimants of 67-14546 and left them a message asking why they claimed 0.60 cfs for 12 acres of irrigation. I asked them to call me back.

This morning about 10:45, I received a voice message from Jeri Soulier informing me that the claim was originally for 30 acres and when it was reduced to 12, they must not have adjusted the diversion rate. She said in her message that she gives us the authorization to reduce the diversion rate for what would be appropriate for 12 acres.

She also left her cell number of 642-0220

10-3-05; This Claim Needs Measurement

: Everything Else is Done. Need to find out how much water is diverted to POU.

: Pond not in place till after 1987 according to Aerial photography.

: Called and left a message to have them call me to discuss diversion Rate.

CAMPAD 22-139 100 sheets

Contacts Data Entry Form

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	GEORGE R SOULIER	1840 E FORK RD	WEISER	ID	83672-5572	(208)549-0009
Current Owner	JERI L SOULIER	1840 E FORK RD	WEISER	ID	83672-5572	(208)549-0009

Date of Field Exam: 8/29/05 Time: 10:00

Accompanied By: Jeri Soulier Phone Number: 549-0009

Relationship to Claimant: _____

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

_____

_____

_____

_____

Reviewer: Bosco

Date: 9/14/05

IDWR Field Exam Form 04/15/2005

Period of Use and Quantity Data Entry Form

Claim Number 67-14546

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	04/01	10/31	0.6	
STOCKWATER	01/01	12/31	0.02	

Overall Diversion Rate 0.62 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:

No way to measure spring output

Reviewer: Bosco Date: 9/14/05

Purpose of Use Data Entry Form

Claim Number 67-14546

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION STOCKWATER			

✓ **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
		15		

Document how the Purpose of Use was verified:

Reviewer: Bosco

Date: 9/14/05

Point of Diversion and Source Data Entry Form

Claim Number 67-14546

Claimed Point of Diversion and Source

T13N R04W S31 NWNENW Within WASHINGTON County Source: SPRINGS DEER CREEK

T13N R04W S31 SENWSW Lot 3 Within WASHINGTON County Source: SPRINGS DEER CREEK

T13N R04W S31 SENWSW Lot 3 Within WASHINGTON County Source: SPRINGS DEER CREEK

T13N R04W S31 NESWSW Lot 4 Within WASHINGTON County Source: SPRINGS DEER CREEK

__ **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 # 127, 128, 129 + 130

Reviewer: Bosco Bosch

Date: 9/14/05

IDWR Field Exam Form 04/15/2005

Place Of Use Data Entry Form

Claim Number 67-14546

Claimed Place Of Use

T13N R04W S31 Lot 3 NWSW	1.0	T13N R04W S31 Lot 4 SWSW	11.0
T13N R04W S31 NENW		T13N R04W S31 Lot 3 NWSW	
T13N R04W S31 Lot 4 SWSW			

Total Acres 12

✓ **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 12

Document how the POU was verified:

_____

_____

Reviewer: Bosco

Date: 9/14/05

Priority Date Data Entry Form

Claim Number 67-14546

Claimed Priority Date: 6/1/1923 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:

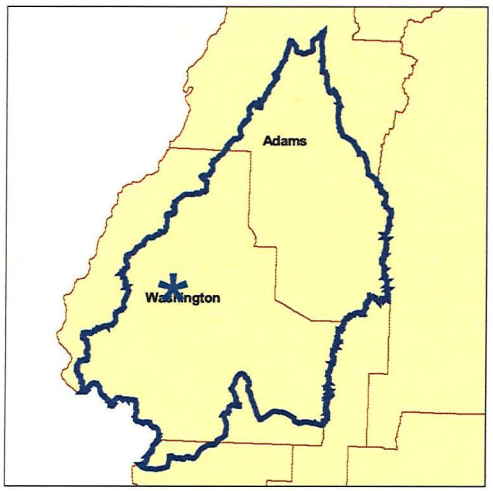
Claimant is to send affidavit

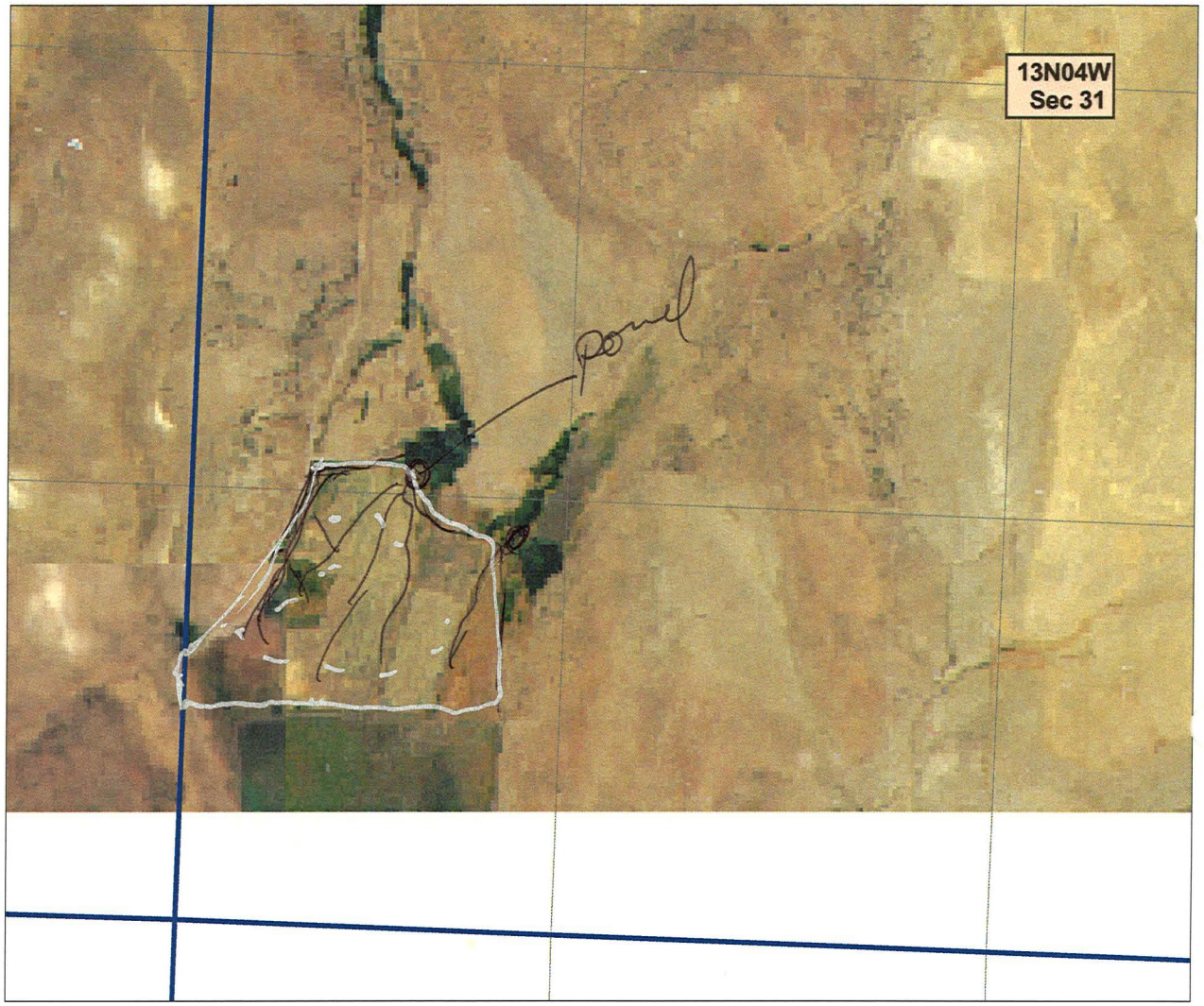
Reviewer: Bozco

Date: 9/14/05

Idaho Department of Water Resources

Adjudication Claim Number: ***67-14546***





Legend

- Section Lines
- GCDB13N05W GCDB
- GCDB13N04W GCDB
- GCDB12N05W GCDB
- GCDB12N04W GCDB

0 0.2 0.4 Miles

Prepared by D. Narsavage
On Friday, April 15, 2005
1987/88 Adjudication True Color Imagery

Soulen WR#14546

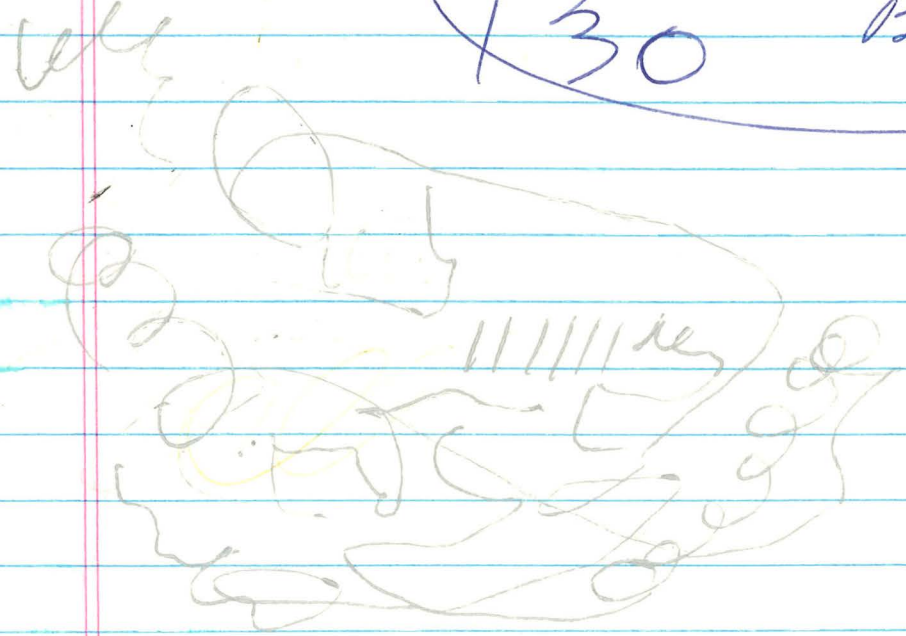
Spring NW SW lot 4
2 springs ?

127 Big Spring NE SW SW

128 NW NE NW
Stock

129 SE NW SW
Cottonwood Sp.

130 SE NW SW
Behind House



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

April 5, 2005

GEORGE R SOULIER
JERI L SOULIER
1840 E FORK RD
WEISER ID 83672-5572

Re: Notice of Claim to a Water Right No. 67-14546

Dear Claimant(s):

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Original Snake River Basin Adjudication claim 67-04053 was split into two new claims 67-14545 and 67-14546. Your portion of this split is 67-14546.

In addition the claim was amended per your request to better describe the locations of the claimed points of diversion as well as add two additional acres.

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

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

Sincerely,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

Enclosure(s)

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 67-14546
Date Received: 4/4/2005
Receipt No: W932718
Received By:

AMENDED - COPY **AMENDED - COPY**

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GEORGE R SOULIER Phone: (208)549-0009

1840 E FORK RD
WEISER ID USA 83672-5572

JERI L SOULIER Phone: (208)549-0009

1840 E FORK RD
WEISER ID USA 83672-5572

2. Date of Priority: 06/01/1923

3. Source: SPRINGS , SPRINGS , SPRINGS , SPRINGS Trib. to: DEER CREEK , DEER CREEK , DEER CREEK , DEER CREEK

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County	Type
13N	04W	31	SE	NW	SW	3	WASHINGTON	
13N	04W	31	SE	NW	SW	3	WASHINGTON	
13N	04W	31	NW	NE	NW		WASHINGTON	
13N	04W	31	NE	SW	SW	4	WASHINGTON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.6	
STOCKWATER	01/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
13N	04W	31	NW	SW	3	IRRIGATION	1
			SW	SW	4	IRRIGATION	11
			NE	NW		STOCKWATER	
			NW	SW	3	STOCKWATER	
			SW	SW	4	STOCKWATER	
						Section Acres	12
						Total Acres	12

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 right is the result of splitting 67-04053 into 67-14545 and 67-14546 per change of ownership (csaxton 4-4-05).

Claim amended to better describe the POD and add two acres. Fees for the additional two acres paid for under receipt # W032718 (csaxton 4-5-05).

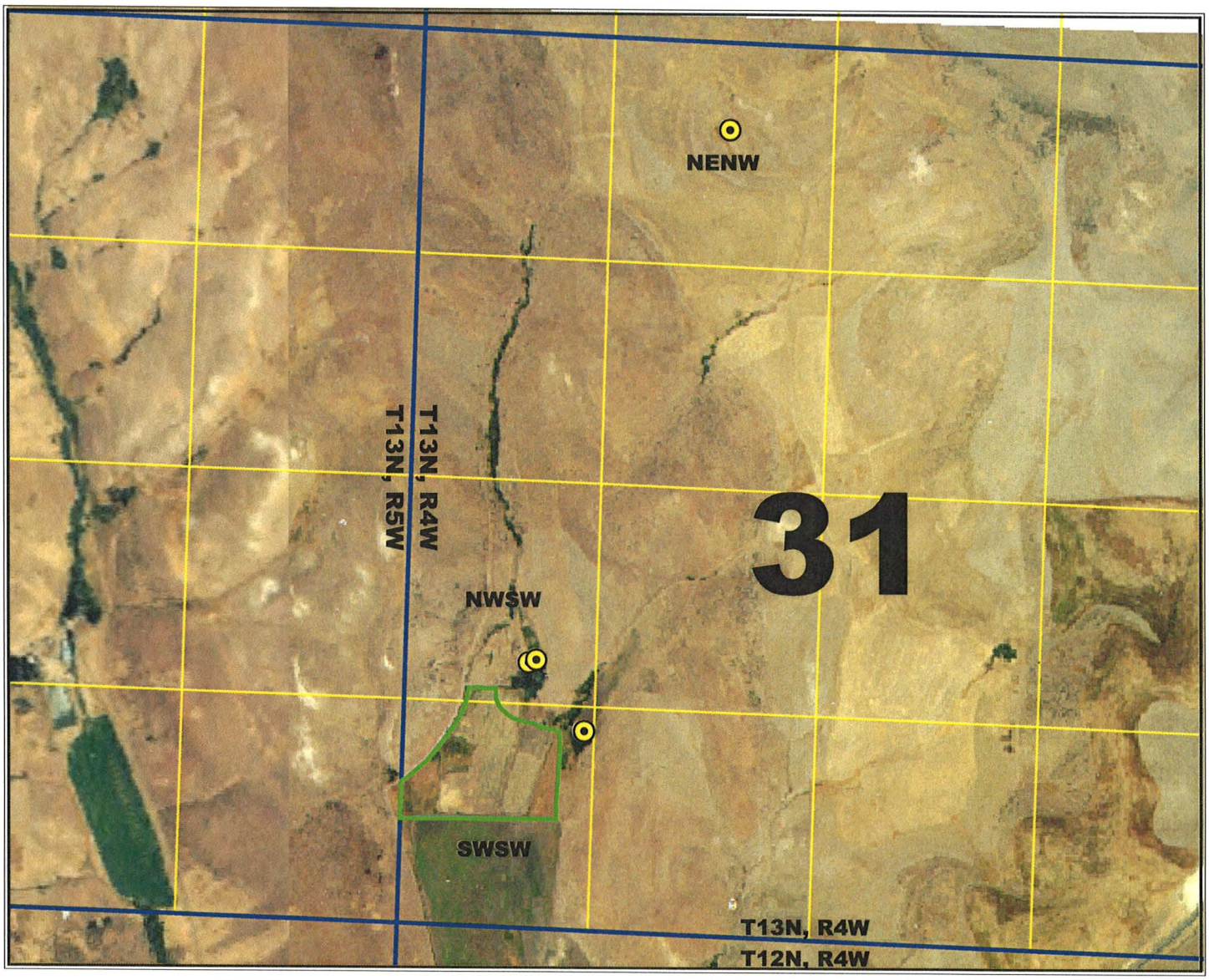
15. Basis of Claim: Beneficial Use

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.

State of Idaho

Claim Map 67-14546
Map Source: 1987 Napp



1320 0 1320 2640 Feet

- Claimed Point of Diversion
- Claimed Place of Use
- N/A
- Tax Lot Data
- Quarter Quarter Lines
- Section Lines

Claimed Irrigated Acres: 12.0

N
W E
S

Prepared By: Craig L. Saxton
Date: April 2005

Split history for Decreed Right 67-04053

WR **Claimed**

67-04053	Tarter
0.65	cfs
9.5	ac
0	af

67-04053	Davies
	0.65
	10
	0

67-14545	Davies
	0.03
	0
	0
67-14546	Soulier
	0.62
	10
	0

Stock Only

Amended

67-14545	Davies
	0.03
	0
	0
67-14546	Soulier
	0.62
	12
	0

Additional Acreage paid for

SRBA claimed owership wnet from Tater to Jensen to Davies

Sum CFS =	**0.65**
Sum Acre=	**10**
Sum AF =	**n/a**

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

Sum CFS =	**0.65**
Sum Acre=	**12**
Sum AF =	**N/A**

Un-accounted CF	N/A
Un-accounted Ac	N/A
Un-accounted AF	N/A

***Last updated 4-5-05 (csaxton)**

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

Soulier 67-1[illegible]76
Davies 67-14545

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-4053

WATER RIGHT NUMBER: 67-4053

Owner Type	Name and Address
Current Owner	JAMES M DAVIES BOX 392 KETCHUM, ID 83340 (208)726-3259
Original Owner	DAVID J JENSEN 1709 DEER CREEK RD WEISER, ID 83672 (208)549-0086
Original Owner	NELLIE A TARTER 1709 DEER CREEK RD WEISER, ID 83672 (208)549-0086
Original Owner	GEORGE D TARTER 1709 DEER CREEK RD WEISER, ID 83672 (208)549-0086

For split:

Priority Date: 06/01/1923

Basis: Statutory Claim

Status: Active

Source	Tributary
SPRINGS	DEER CREEK

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	4/01 to 10/31	0.600 CFS	0.60
STOCKWATER	1/01 to 12/31	0.050 CFS	0.02 0.03
	Total Diversion:	~~0.650 CFS~~	0.62 0.03

Location of Point(s) of Diversion

SPRINGS NE1/4NE1/4NW1/4 Sec. 31, Twp 13N, Rge 04W, B.M.
WASHINGTON County

SPRINGS SE1/4NW1/4SE1/4 Sec. 31, Twp 13N, Rge 04W, B.M. - stays w/original owner
WASHINGTON County

SPRINGS NE1/4SW1/4SW1/4 Sec. 31, Twp 13N, Rge 04W, B.M.
WASHINGTON 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	
13N 04W 31										2.0	8.0						10.0

Total Acres: 10

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-4053

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	04W	31					X					X	X			X			

Conditions of Approval:

Remarks:

1. General AC. IRR.=9.5.
2 P/D IN NWSW, S31, T13N, R4W.
*CHANGE IN OWNERSHIP COMPLETED BY L.R.W. ON 6/29/93.

Comments:

Dates and Other Information:

Claim Received Date: 10/12/1989
State or Federal: S
Owner Name Connector: OR
Mitigation Plan: False

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 67-14546
Date Received: 4/4/2005
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GEORGE R SOULIER Phone: (208)549-0009

1840 E FORK RD
WEISER ID USA 83672-5572

JERI L SOULIER Phone: (208)549-0009

1840 E FORK RD
WEISER ID USA 83672-5572

2. Date of Priority: 06/01/1923

3. Source: SPRINGS , SPRINGS , SPRINGS , SPRINGS Trib. to: DEER CREEK , DEER CREEK , DEER CREEK , DEER CREEK

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County	Type
13N	04W	31	SE	NW	SW	3	WASHINGTON	
13N	04W	31	SE	NW	SW	3	WASHINGTON	
13N	04W	31	NW	NE	NW		WASHINGTON	
13N	04W	31	NE	SW	SW	4	WASHINGTON	

5. Description of diverting works:

SPRING BOXES, PIPES FOR GRAVITY IRRIGATION SYSTEM; INCLUDES SMALL REGULATING POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.6	
STOCKWATER	01/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 25

10. Place of use:

Township	Range	Section	1/4	1/4	Lot	Use	Acres
13N	04W	31	NW	SW	3	IRRIGATION	1
			SW	SW	4	IRRIGATION	11
			NE	NW		STOCKWATER	
			NW	SW	3	STOCKWATER	
			SW	SW	4	STOCKWATER	
						Section Acres	12
						Total Acres	12

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 right is the result of splitting 67-04053 into 67-14545 and 67-14546 per change of ownership (csaxton 4-4-05).

Claim amended to better describe the POD and add two acres. Fees for the additional two acres paid for under receipt # W032718 (csaxton 4-5-05).

ATTACHED PLEASE FIND A MAP AND NOTES FROM STEVE HUST. HIS FATHER HOMESTEADED, VACATING IT BY 1960. OWNERSHIP CHANGE FILED TO COVER EVERYTHING EXCEPT STOCKWATER SPRING IN NWSE - MELLONS PROPERTY.

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.

Form No. 42-1409 (2) a 1/88 (Internet)

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
Date Received 3/25/05 -SR
Receipt Number W032718 *

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

AMENDED
FOR split portion

Please type or print clearly

1. Name of Claimant (s) GEORGE R. + / OR JERI L SOLLIER Phone (208) 549-0009
   Mailing Address 1840 E FORK RD WEISER ID. Zip 83672.
2. Date of Priority (Only one (1) per claim) 06/01/1923
3. Source of water supply (a) SPRINGS
   which is tributary to (b) DEER CREEK
4. a. Location of existing point of diversion is: Township 13N Range 4W Section 31,
   NE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, 4 B.M., County of WASHINGTON
   Additional points of diversion if any: SE NWSW (2 SPRINGS) + NW NENW
   b. If instream flow, beginning point of claimed instream flow is:
   Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
   Govt. Lot _____ B.M., County of _____
   ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
   _____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. SPRING-BOXES, PIPES FOR GRAVITY IRRIG. SYSTEM; INCLUDES SMALL REGULATING POND

* amended claim adds 2 acres = $200

6. Water is claimed for the following purposes:

		(both dates are inclusive)			(cfs)		(acre feet)
For IRRIGATION	purposes from 3/15	to 10/31	amount .60	or			
For STOCKWATER	purposes from 1/1	to 12/31	amount .02	or			
For	purposes from	to	amount	or			
For	purposes from	to	amount	or			

7. Total quantity claimed (a) .62 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 20 CATTLE, 5 HORSES

10. Description of place of use:
    a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
    b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13N	4W	31					S					1	11						12
												S	S						
												L.3	L.4						

Total number of acres irrigated 12

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 X No _____
    If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. or None (X)

14. Remarks: Attached please find a map + notes from Steve Hurst. His father homesteaded, vacating it by 1960. Ownership change filed to cover everything except stockwater spring in NWSE – Mellor's property.

Last Name SOULIER Ident No. _____

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 67-4053
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

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

Signature of Claimant (s) Jen L Soulier Date 3/25/2005

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ (Title)
of _____ (Organization), that I have signed the foregoing document in the space below as _____ (Title) of _____ (Organization)
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
) SS.
County of _____)

LORI GRAVES NOTARY PUBLIC SEAL STATE OF IDAHO

Subscribed and sworn (or affirmed) before me this 25th day of Mar 2005 ~~19~~ ____

Notary Public Lori Graves

Residing at Boise

My Commission Expires 6/18/10

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Soulier Ident. Number _____

Copies White-State, Yellow-Claimant

Souther office visit 03/25/2005 SR

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-4053

WATER RIGHT NUMBER: 67-4053

Owner Type	Name and Address
Current Owner	JAMES M DAVIES BOX 392 KETCHUM, ID 83340 (208)726-3259
Original Owner	DAVID J JENSEN 1709 DEER CREEK RD WEISER, ID 83672 (208)549-0086
Original Owner	NELLIE A TARTER 1709 DEER CREEK RD WEISER, ID 83672 (208)549-0086
Original Owner	GEORGE D TARTER 1709 DEER CREEK RD WEISER, ID 83672 (208)549-0086

• Souther split + Amend
• Balance will be Mellon, not Davies, in NWSE

Priority Date: 06/01/1923
Basis: Statutory Claim
Status: Active

Source	Tributary
SPRINGS	DEER CREEK

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	4/01 to 10/31	0.600 CFS	
STOCKWATER	1/01 to 12/31	0.050 CFS	.02 Souther
	Total Diversion:	0.650 CFS	.62 Souther

Amend to NWNENW (clarify location)

Location of Point(s) of Diversion		
SPRINGS	NE1/4NE1/4NW1/4	Sec. 31, Twp 13N, Rge 04W, B.M.
WASHINGTON County		
SPRINGS	SE1/4NW1/4SE1/4	Sec. 31, Twp 13N, Rge 04W, B.M.
WASHINGTON County		
SPRINGS	NE1/4SW1/4SW1/4	Sec. 31, Twp 13N, Rge 04W, B.M.
WASHINGTON County		

Omit = Mellon property

AKA "Big Spring" pipe to irr pln

SE NW SW 5, 31 ← 2 springs AKA "Cottonwood Springs" to Regulating pond, then to irr pln (2 pts listed in Remarks)

Place of Use
IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13N 04W 31										2.0 / 1	8.0 / 11						10.0 / 12

Total Acres: 10 / 12

CAN Amend to add acres if same priority as original 10? or NEED Another claim for +2 acres?

paid $2 for extra 2 acres.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 67-4053

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	04W	31					X					X	X			X			

unit = Million stock use at respective spring

Conditions of Approval:

Remarks:

1. General AC. IRR.=9.5.
2 P/D IN NWSW, S31, T13N, R4W.
*CHANGE IN OWNERSHIP COMPLETED BY L.R.W. ON 6/29/93.

Comments:

Not listed in pld data for some reason = "Cottonwood Springs"

Dates and Other Information:

Claim Received Date: 10/12/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
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

#67

Combined Use Limits:

Idaho Department of Water Resources Receipt

Receipt ID W032718

Payment Amount $2.00 **Date Received** 3/25/2005 10:15:57 AM **Region** Western **Status**

Payment Type Check **Check Number** 7480

Payer SOULIER, JERI & GEORGE

Comment 2 addtional acres in amendment of SRBA Claim 67-4053

Fee Detail

Amount	Description	Fund	FD	PCA	SO
$2.00	ADJUDICATION FILING FEE	0337		42503	1155

Signature Line (Dept. Representative)

Soulier

CLAIM 67.4053

Split + Amend Soulier portion

↳ all of claim except spring for stock in NWSE (said that is owned by Mellon)

Soulier

1 spring NENW stock
2 " NWSW "Cottonwood Springs", Regulating pond, ins + stock
1 " SWSW "Big Spring", ins + stock

added 2 acres to 10 ac. total, paid $2" acre charge ... told them not sure can do this but AJ follow up RO field exam for this claim will sort this out...

67.14027 deceased, owns. change in process at S.O. (K Townsend)

67.14013 AJ claim, Soulier concerns, I sent info to S.O. (M. Van Buskirk has file) to sort out those concerns

3/25/05

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 67-14546
Date Received: 4/4/2005
Receipt No: M004909
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GEORGE R SOULIER Phone: (208)549-0009

1840 E FORK RD
WEISER ID USA 83672-5572

JERI L SOULIER Phone: (208)549-0009

1840 E FORK RD
WEISER ID USA 83672-5572

2. Date of Priority: 06/01/1923

3. Source: SPRINGS Trib. to: DEER CREEK

4. Point of Diversion:

Township	Range	Section	1/4	of 1/4	of 1/4	Lot	County	Type
13N	04W	31		NW	SW	3	WASHINGTON	
13N	04W	31		NW	SW	3	WASHINGTON	
13N	04W	31	NE	NE	NW		WASHINGTON	
13N	04W	31	NE	SW	SW	4	WASHINGTON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.6	
STOCKWATER	01/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
13N	04W	31	NW	SW	3	IRRIGATION	2
			SW	SW	4	IRRIGATION	8
			NE	NW		STOCKWATER	
			NW	SW	3	STOCKWATER	
			SW	SW	4	STOCKWATER	
						Section Acres	10
						Total Acres	10

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:

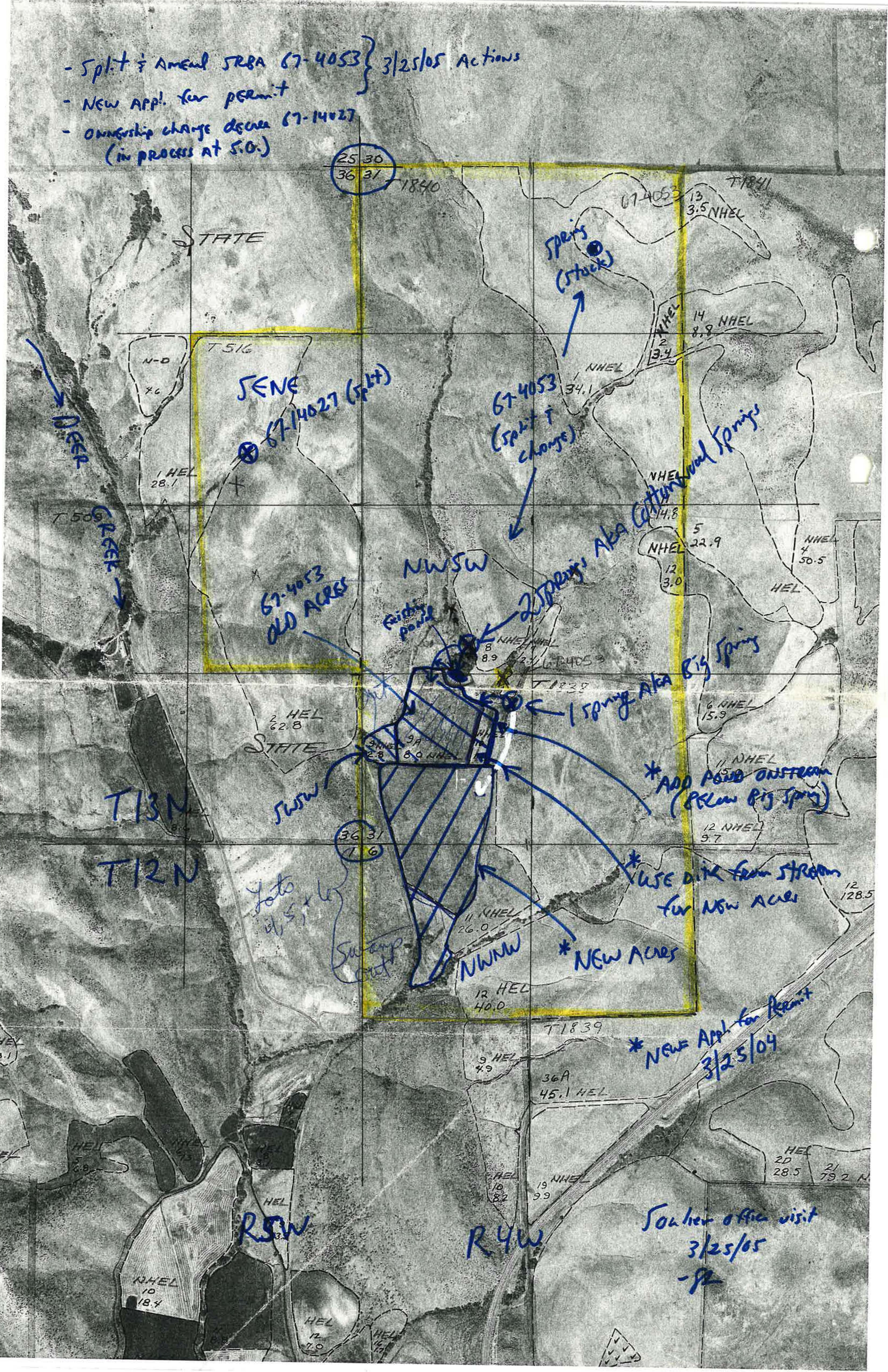
14. Remarks:

This right is the result of splitting 67-04053 into 67-14545 and 67-14546 per change of ownership (csaxton 4-4-05).

15. Basis of Claim: Statutory Claim

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.


- Split & Amend SRBA 67-4053 } 3/25/05 Actions
- New Appl. for permit
- Ownership change decree 67-14027 (in process at S.O.)
25 30 36 31
T1840
T1841
67-4053
13 3.5 NHEL
STATE
Spring (Stock)
14 NHEL 8.8
NHEL 2 13.4
T51S
N-O 7.6
SENE
67-14027 (Split)
67-4053 (split & change)
NHEL 34.1
DEER CREEK
1 HEL 28.1
NHEL 14.8
5 NHEL 22.9
NHEL 4 30.5
12 3.0
HEL
T50S
NWSW
67-4053 OLD ACRES
Fish pond
2 Springs Aka Cottonwood Springs
NHEL 8 8.9
NHEL 2 2.1
67-4053
T1839
1 Spring Aka Big Spring
6 NHEL 15.9
2 HEL 62.8
STATE
3 NHEL 2.8
3A 8.0 NHEL
SWSW
* ADD POND DOWNSTREAM (Below Big Spring)
11 NHEL 15.5
T13N
T12N
36 31 1 6
12 NHEL 9.7
* USE DITCH from STREAM for NEW ACRES
12 128.5
Foto 6/5 x 6
11 NHEL 26.0
NWNW
* NEW ACRES
12 HEL 40.0
T1839
* New Appl. for Permit 3/25/04
9 HEL 4.9
36A 45.1 HEL
HEL 5 6.8
NHEL 9 9.3
HEL 8 8.7
HEL 3.4
R5W
R4W
NHEL 10 18.4
HEL 12 17.0
HEL 16 17.1
HEL 10 8.2
19 NHEL 9.9
HEL 20 28.5
21 79.2
Solicit office visit 3/25/05 -JL

Form 42-248/42-1409(6) July, 2000

RECEIVED
MAR 30 2005
DEPARTMENT OF WATER RESOURCES

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

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
—	67-4053	✓			

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

A. The appropriate **FILING FEE**. See instructions for fee amounts. = N/A

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

(See MAP with Amended claim in (see Craig)

3. Name and Address of Former Owner/Claimant(s): JAMES M. DAVIES
BOX 392 KETCHUM, ID 83340

4. New Owner/Claimant(s): GEORGE R. + JERI L. SOULIER
Name Connector (Check one): [ ] and, [ ] or, [X] and/or

New Mailing Address: 1840 E. FORK RD

City, State and ZIP Code: WEISER, ID 83672

New Telephone Number: (208) 549-0009

5. Date you acquired the property: 1/2002

OWNERSHIP split = all except spring + stock use in NWSE S. 31

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 67-4053

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	.60 CFS	10 acres
Stock	.02 CFS	25 RANGE CATTLE/HORSES
Domestic		
Other _____		
Total	.62 cfs	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

7. Signature of New Owner(s) or Claimant(s) (include title if applicable) Jeri R Soulier Jeri R Soulier

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
Received by SZ Date 3/25/05 Fee N/A
Receipted by — Date _____ Receipt No. _____
Processed by _____ AJ Date _____ WR _____ Date _____

RECEIVED

OCT 2 1 2003

WATER RESOURCES
WESTERN REGION

184790

Approved by:
Initials_____

WARRANTY DEED

FOR VALUE RECEIVED, THE DAVIES FAMILY LIMITED PARTNERSHIP, the Grantor, does hereby, grant, bargain, sell and convey unto GEORGE R. SOULIER and JERI L. SOULIER, husband and wife, the Grantees, whose address is 1267 Long Road, Weiser, ID 83672, the following described real estate situated in Washington County, State of Idaho, to-wit:

IN TOWNSHIP 12 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN:
Section 6: Government Lots 3 and 4;
IN TOWNSHIP 13 NORTH, RANGE 4 WEST OF THE BOISE MERIDIAN:
Section 31: Government Lots 1, 2, 3 and 4, E½W½;
IN TOWNSHIP 13 NORTH, RANGE 5 WEST OF THE BOISE MERIDIAN:
Section 36: SE¼NE¼ and NE¼SE¼.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises; that said premises are free from all incumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

DATED this 3rd day of December, 2001.

James M Davies G.P.
James M. Davies, General Partner

Patricia Davies - GP
Patricia P. Davies, General Partner

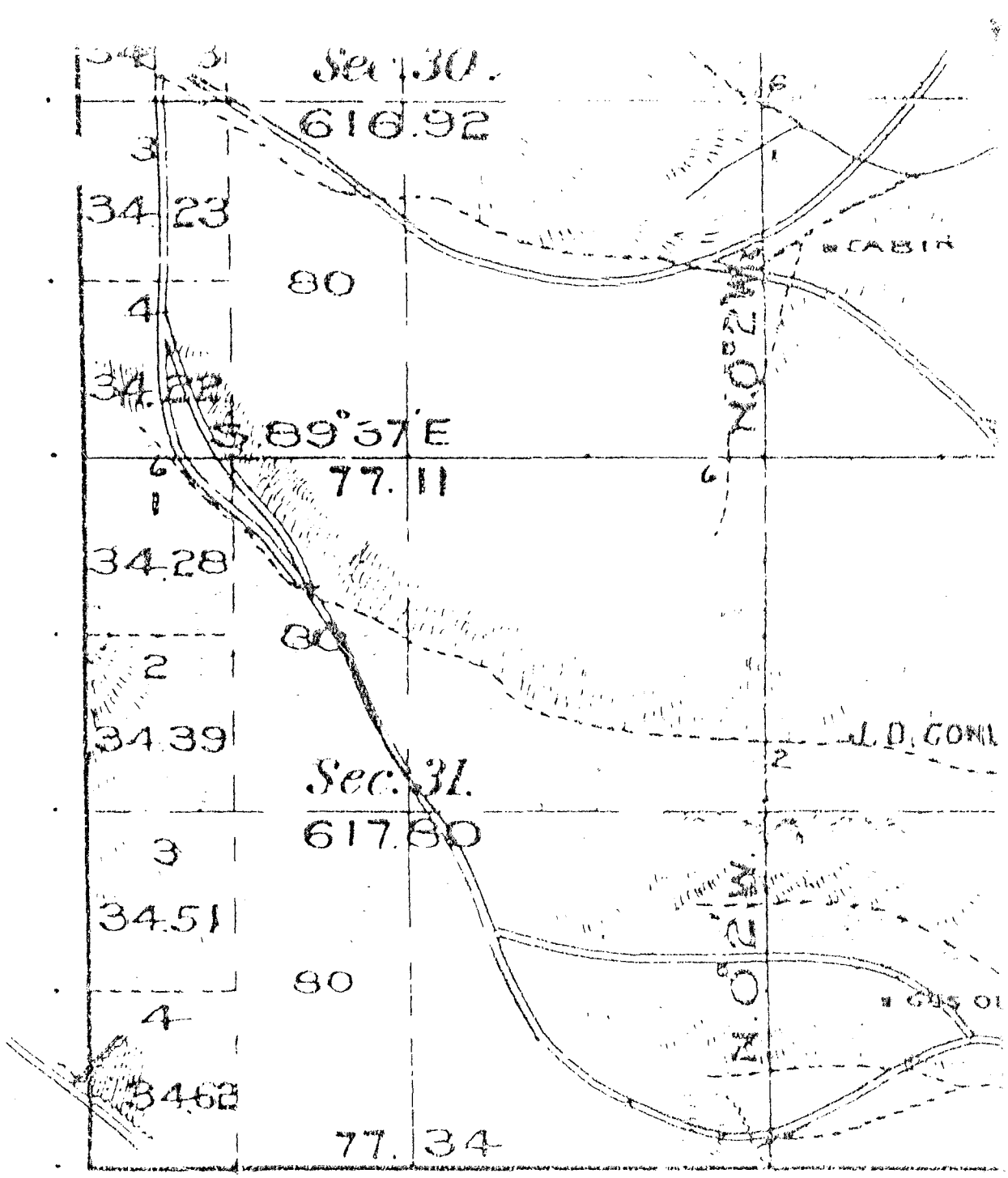
STATE OF IDAHO)
: ss
County of Blaine)

On this 3rd day of December, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared James M. Davies and Patricia P. Davies, (or proved to me on the oath of well known). To be the general partners in the partnership of THE DAVIES FAMILY LIMITED PARTNERSHIP, the general partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

SUSAN L. MORGAN NOTARY PUBLIC STATE OF IDAHO

Susan L Morgan
Notary Public for Idaho
Residing at Hailey, Idaho
Commission expires: 4-2-2002

Instrument # 184790
WEISER, WASHINGTON, IDAHO
2002-01-04 10:58:00 No. of Pages: 1

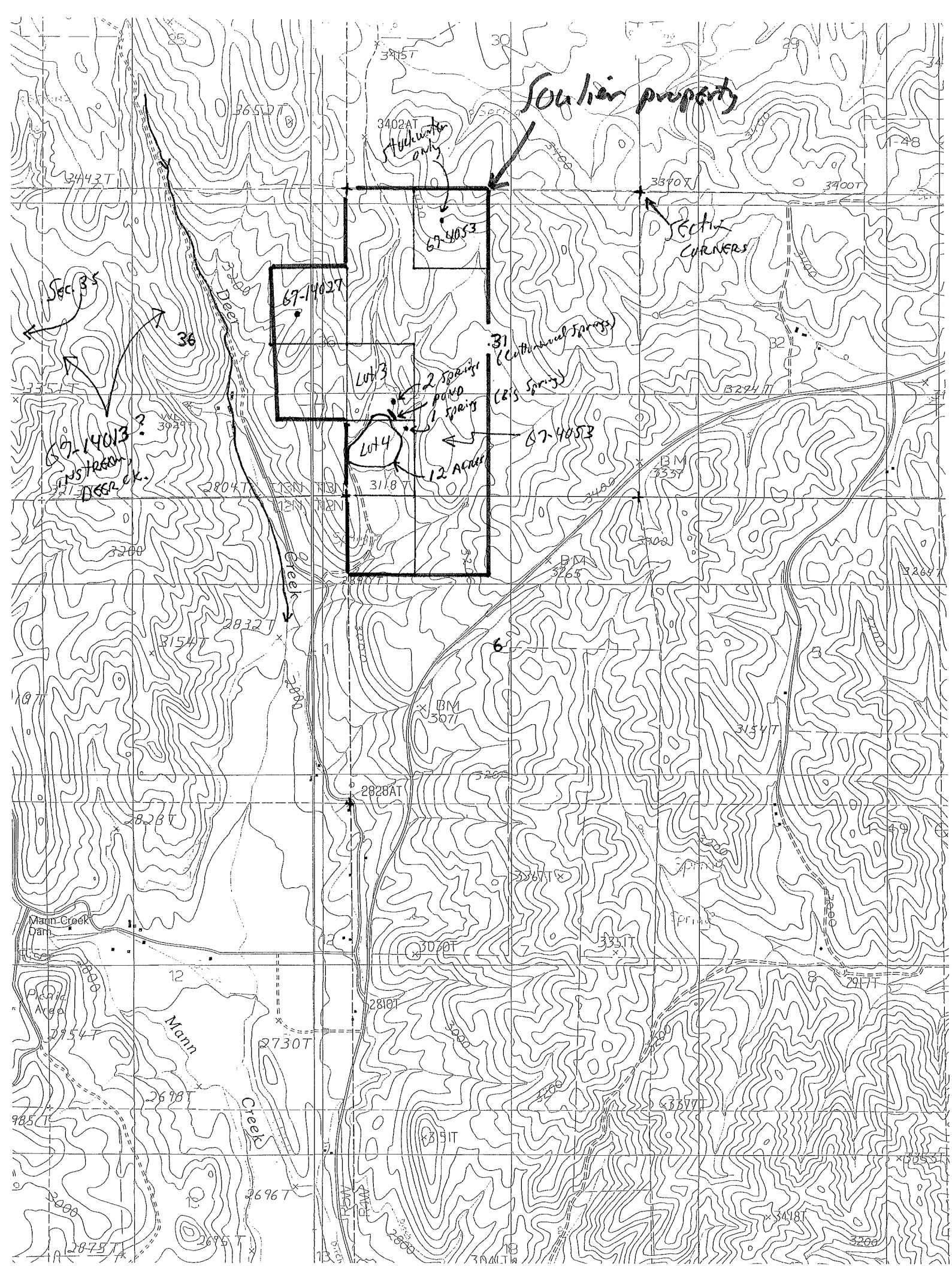


13N
4W
m 5.31

N

Lots 1-4 + E½ W½ = W½ of Section

Surveys Designated	By Whom Surveyed	Date of Survey
West Township lines	Oliver L. Klippel	1904
Subdivisions	Herman D. Gradon and James H. Robb	1935
do (Resurvey)	"	"


Soqulin property
Headwater only
69-4053
Section corners
Sec. 35
69-14027
36
31
(Cattlewood Springs)
Lot 3
2 springs piped
1 spring
(3rd spring)
Lot 4
69-4053
12 acres
69-14013 ?
upstream Deer Ck.
Deer Creek
Mann Creek Dam
Picnic Area
Mann Creek
Spring
BM 3337
BM 3265
BM 3071
3402AT
3440X
3400T
3415T
3365T
3443T
3354T
3039T
2804T
3118X
2890T
2832T
3154T
2828AT
2828T
3070T
3351T
2810T
2730T
2698T
3351T
3418T
2967T
2875T
3040T
T.13N.
R.2W.

Claim No. 67-4053

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that GEORGE D. &/or NELLIE A. TARTER (name of claimant)

of Rt. #2, Weiser, Idaho (mailing address), claims a right to the diversion and beneficial use of ground water or surface water tributary to Deer Creek;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) 4 springs

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount 0.6 (cfs, gpm or a/f) Use Irrigation (dom., irri., stock, etc.) Period of Use: From April 1 To Oct. 31 (both dates inclusive)

Amount 0.05 Use Stockwater Period of Use: From Jan. 1 To Dec. 31

Amount _____ Use _____ Period of Use: From _____ To _____

(3) Total quantity of water claimed: 0.65 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) 1923

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)

NW ¼ SW ¼, Sec. 31 Twp. 13 N. Rge. 4 W. B. M. County of Washington

Additional points of diversion: (1) NW¼SE¼, (1) NE¼NW¼, S. 31, T. 13 N., R. 4 W., B.M.

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Gravity irrigation & stock use from spring.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13N	4W	31					X					2.0	7.5			X			9.5

Total No. of acres 9.5

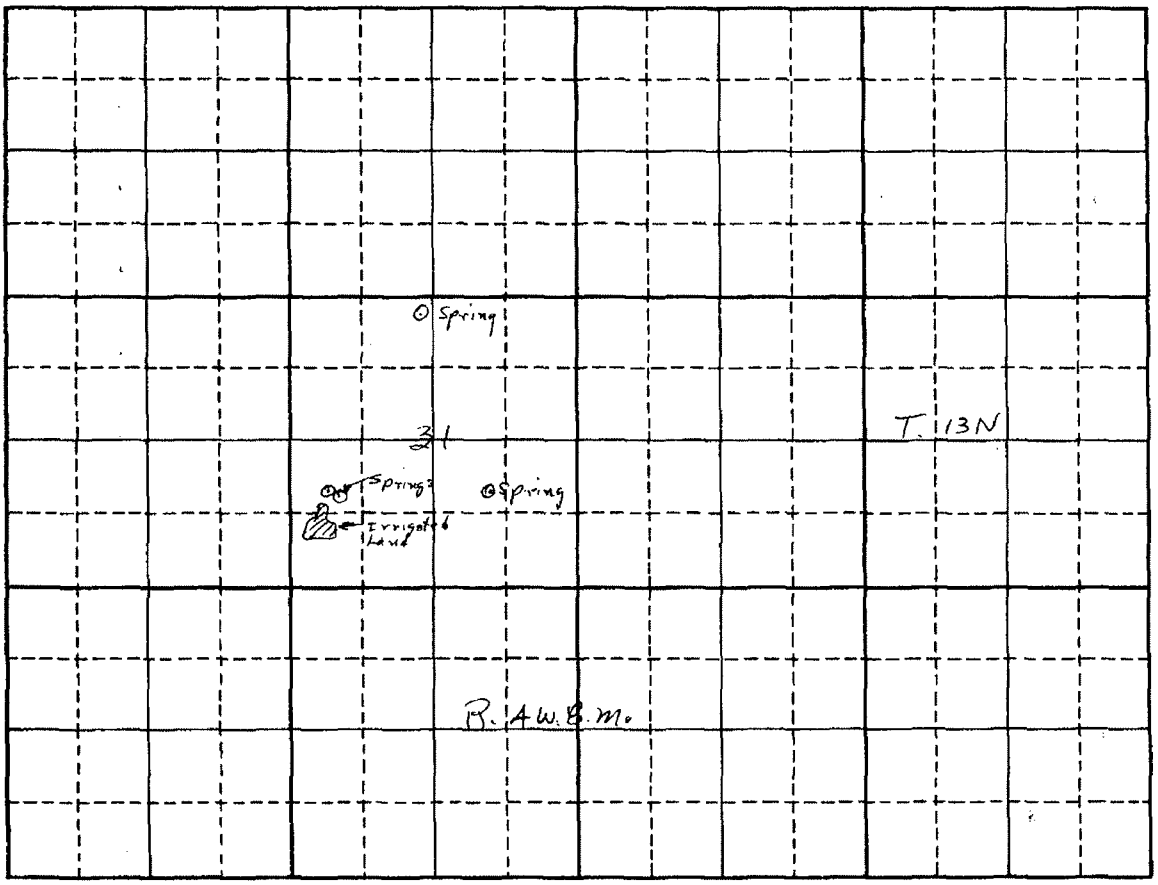
B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for 150 head beef stock.

(7) If you are claiming water as a member of an organization, list name of organization: _____

67-4053

67 1053

(8) Remarks Springs in NE¼NW¼ & NW¼SE¼ of Section 31 are for stockwater use only.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

ss.

County of Ada

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

George D. Carter
(Claimant)

Sworn to before me this 22nd day of March, 1974

Notary Public

Residing at Boise, Idaho

My commission expires June 15, 1977

For Department Use Only

Received by R.W.H.	Date 3-22-74	Exception filed by:	Forwarded to claimant by:	Date
Prelim. check by R.W.H.	Date 3-22-74			
$10.00 fee received by R.W.H.	Date 3-22-74	rec't 14249		
Approved for publication by				
Published in Upper Country News Reporter				
Dates 3-4-74 & 4-11-74				