

Saxton, Craig

From: Saxton, Craig
Sent: Wednesday, October 11, 2006 9:28 AM
To: 'danderson@fabianlaw.com'
Subject: SRBA Claim 67-14783: Larry E Walker

Dear Mr. Anderson,

I apologize for taking so long to get back to you. I hope it is ok that I respond to your questions via e-mail. I just thought it would be quicker and make it easy to pass along some information as attached files.

I am responding to your letter sent October 3, 2006 regarding notification sent to Larry E. Walker informing him that Snake River Basin Adjudication (SRBA) claims 67-14336 and 67-14334 have been combine into one claim 67-14783. Your analysis of the situation is correct. The elements of claims 67-14336 and 67-14334 were essentially the same which allowed me to consolidate them into one claim for simplicity. The resulting claim 67-14783 represents the elements of 67-14336 and 67-14334 and does not represent a reduction in size, quality or the nature of the respective claims.

That being said, since a dialog has been initiated, I want to inform you that the preliminary recommendation that I potentially plan to submit to the SRBA court is different than claim 67-14783 (67-14336 and 67-14334). Review of the claim found a maximum of 5 acres of irrigated ground and the resulting standard diversion rate of 1 inch per acre was recommended $(0.02 \text{ cfs})(5 \text{ acres}) = 0.10 \text{ cfs}$. In addition, only one point of diversion (POD) was recommended since one of the POD's claimed is actually downstream from the place of use.

In addition, claim 67-14338 was submitted and found to be redundant by claiming water that was recommended under 67-14783 which had a better priority date. This claim was recommended as disallowed as the water claimed 67-14338 is recommended as 67-14783.

For your convenience, I am attaching copies of the preliminary recommendations for Mr. Walkers active claims 67-14783 and 67-14338. Take a look at them and feel free to contact me with any questions.

Not a formal preliminary report will be mailed to Mr. Walker around November. I do not have you on record as the Attorney representing Mr. Walker. If you would like to be mailed future correspondence regarding Mr. Walkers water rights, Mr. Walker will need to request in writing that you be added onto the claims as his attorney.

Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau
craig.saxton@idwr.idaho.gov
208.287.4916



67-14783.jpg



67-14783 rec.doc



67-14338 rec.doc



Attorneys at Law

215 South State, Twelfth Floor
Salt Lake City, UT 84111
Telephone: (801) 531-8900

P.O. Box 510210
Salt Lake City, UT 84151-0210

RECEIVED

OCT 05 2006

DEPARTMENT OF
WATER RESOURCES

Daniel W. Anderson

Direct Dial: (801) 323-2223

Facsimile: (801) 532-3370

danderson@fabianlaw.com

October 3, 2006

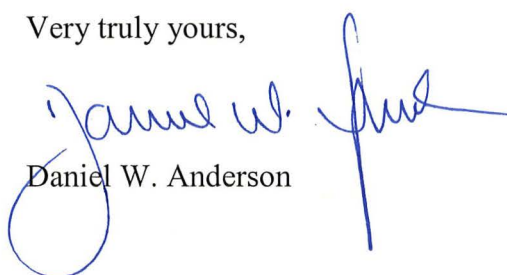
Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau
State of Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

**Re: Snake River Basin Adjudication
Notice of Claim to Water Right #67-14783**

Dear Mr. Saxton:

I am responding to your recent letter addressed to my client Larry E. Walker pertaining to the above-referenced claim. Please provide me with a more detailed explanation regarding a change in the identification number of the water rights for Mr. Walker. It appears that the two SRBA claims (67-14336 and 67-14334) have simply been consolidated into one claim which is now #67-14783, without any reduction in size, quality or the nature of the respective claims. Would you please confirm this is accurate and let me know if you need any additional information regarding Mr. Walker's claimed water rights. Thank you for your assistance.

Very truly yours,


Daniel W. Anderson

DWA/JS

cc: Larry E. Walker

09/18/2006

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

RIGHT NUMBER: 67-14783

NAME AND ADDRESS: LARRY E WALKER
PO BOX 70509
SALT LAKE CITY UT 84170

SOURCE: JOHNSON CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 05/19/1905

POINT OF DIVERSION:

T16N R02W S35 SESE Lot 1 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.100 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T16N R02W S35 Lot 1 SESE 5.00

5 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

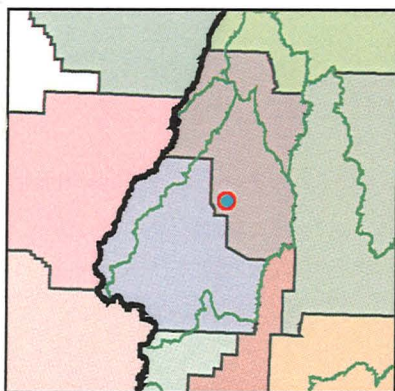
SRBA Recommendation:

67-14783

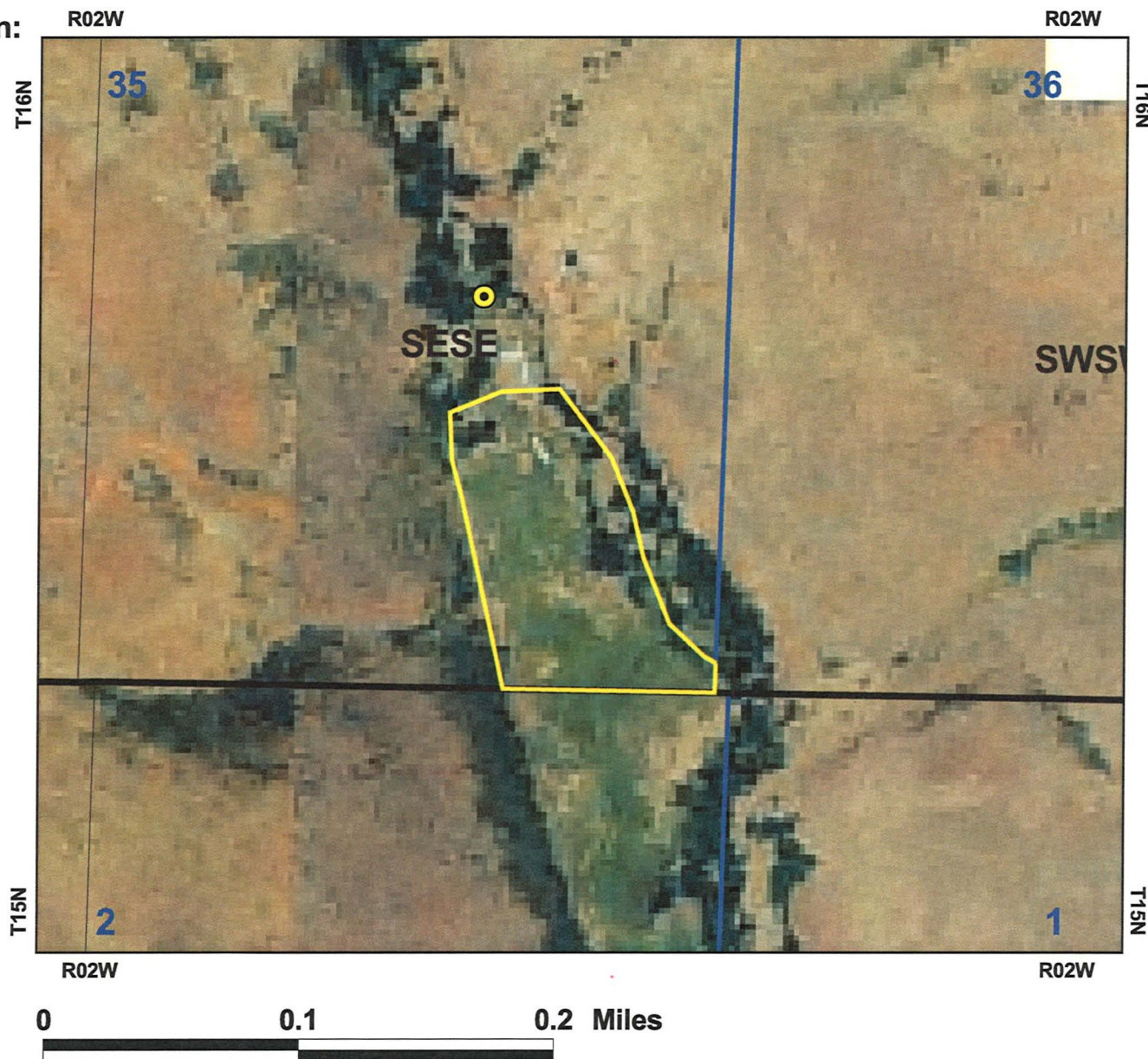
(Irrigation)

Legend

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



Adams County
IDWR Basin 67



Prepared by C. Saxton
On Monday, September 18, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14783 V1

WATER RIGHT NUMBER: 67-14783 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BACON VALLEY RANCHES INC HC 62 BOX 1840 COUNCIL, ID 83612 (208)253-4728
Original Owner	THOMAS J STEPHENSON
Original Owner	GOODRICH, ID WILDERNESS WEST LLC PO BOX 18213 SEATTLE, WA 98118
Current Owner	LARRY E WALKER PO BOX 70509 SALT LAKE CITY, UT 84170 (801)363-9740

Priority Date: 05/19/1905

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.100 CFS	
	<u>Total Diversion:</u>	0.100 CFS	

Location of Point(s) of Diversion

JOHNSON CREEK	L1 (SE1/4SE1/4)	Sec. 35, Twp 16N, 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		
16N	02W	35																	5.0	5.0
																			L 1	

Total Acres: 5

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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14783 V1

2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. csaxton 9/18/2006 Combine Right

Comment: Walker:

Rights 67-14336 and 67-14336 were combine because they claim the same priority date, source, etc. 67-14334 claims a portion of license 67-2011. 67-14336 has notes that indicate the claim is based on a combination of original license 67-2098 and 67-2011, but 67-14336 claims the priority date of license 67-2011. Since the recommendations made on all claims that claim a portion of 67-2011 will be within the original licensed diversion rate, I treated 67-14336 as if it were claimed based on license 67-2011 and combine the claims. This is cleaner and allows for all irrigated ground to be recommended under one claim that is based on license 67-2011.

2. csaxton 9/18/2006 Recommended splits

Comment: The splits recommended as portions of original license 67-2011 do not total up to the original licensed diversion rate or volume. This license is under recommended in the SRBA.

3. csaxton 9/18/2006 POD

Comment: POD not recommended is downstream of the place of use.

4. csaxton 9/18/2006 SOU

Comment: Season of use is actually shorter than standard for the area, but it is very close to line and recommended as such to remain consistent with other rights diverted from this source.

5. csaxton 9/18/2006 From Claim

Comment: This right is renumbered from former right 67-14334 .

6. csaxton 9/18/2006 From Claim (2)

Comment: This claim is the result of a split due to change in ownership for a portion of 67-14331. DH 7/15/2002

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:

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	9/18/2006 12:00:12 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14783 V1

Priority Date	9/18/2006 12:00:32 PM	csaxton	Active
POD	9/18/2006 12:00:59 PM	csaxton	Active
Source	9/18/2006 12:03:07 PM	csaxton	Active
POU	9/18/2006 12:04:14 PM	csaxton	Active
Use	9/18/2006 12:05:19 PM	csaxton	Active
Season	9/18/2006 12:05:52 PM	csaxton	Active
Quantity	9/18/2006 12:08:23 PM	csaxton	Active
Summary	09/18/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/18/2006 12:02:38 PM	csaxton	Updated shape
POD	9/18/2006 12:02:47 PM	csaxton	Updated PLS
POU	9/18/2006 12:05:08 PM	csaxton	Updated shape for Active POU
POU	9/18/2006 12:05:24 PM	csaxton	Updated PLS for Active POU
Contacts	9/18/2006 12:00:33 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
General	9/18/2006 12:00:54 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?
POD	9/18/2006 12:01:20 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Second POD added.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14783 V1

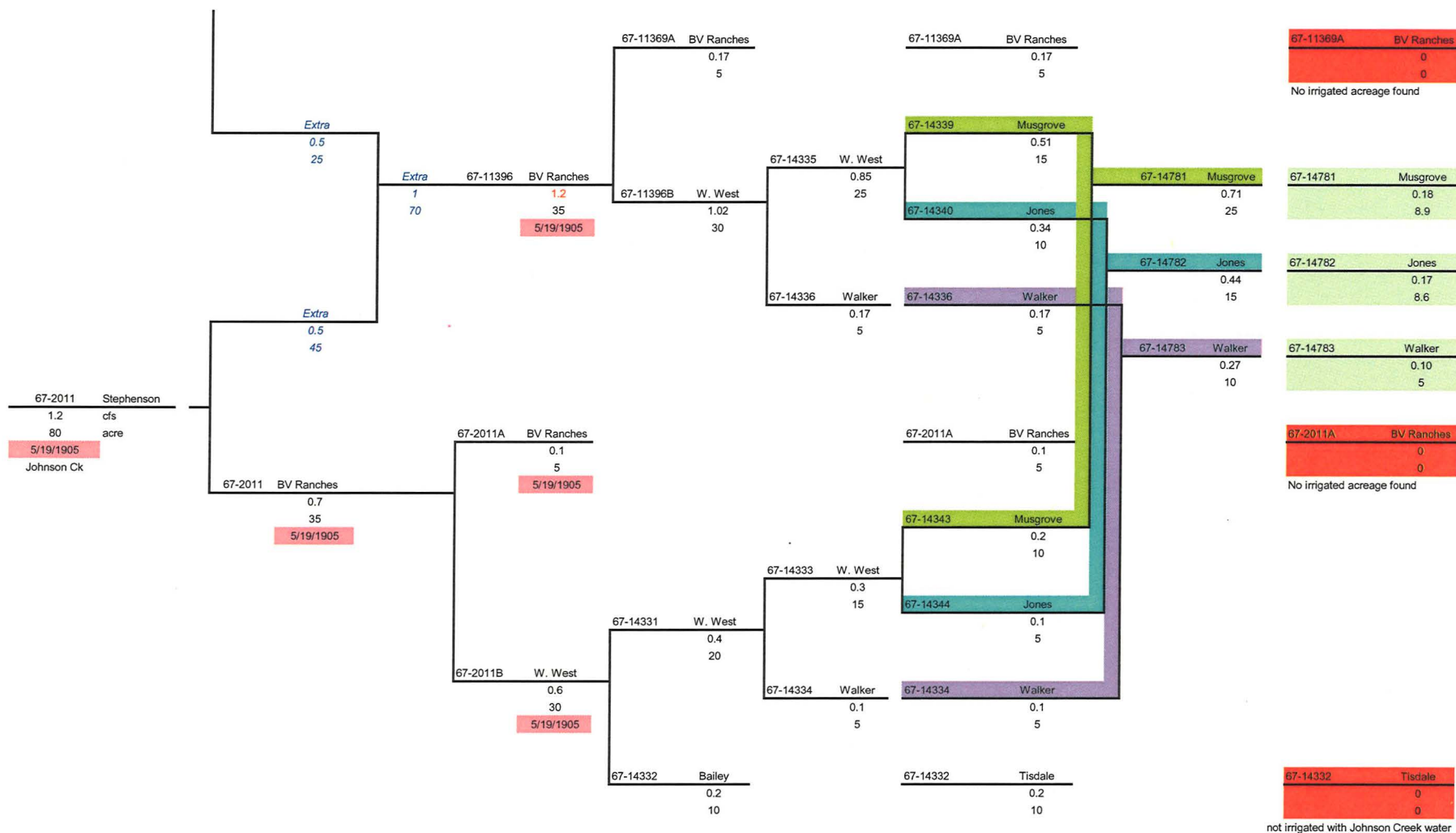
Source	9/18/2006 12:03:29 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	9/18/2006 12:04:36 PM	csaxton	(Yes) 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? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 8 - Recommended in the 67-2098 POU Description for Question 13 - Desktop Review.
Use	9/18/2006 12:05:41 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?
Season	9/18/2006 12:06:14 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14783 V1

Quantity	9/18/2006 12:08:45 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	9/18/2006 12:10:40 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:



*Last updated 9-13-06 (csaxton)

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

Sum CFS =	0.7
Sum Ac =	35
Sum AF =	n/a

Extra CFS =	-0.70
Extra Ac =	-35.0
Extra AF =	n/a

Sum CFS =	0.45
Sum Acre =	22.5
Sum AF =	n/a

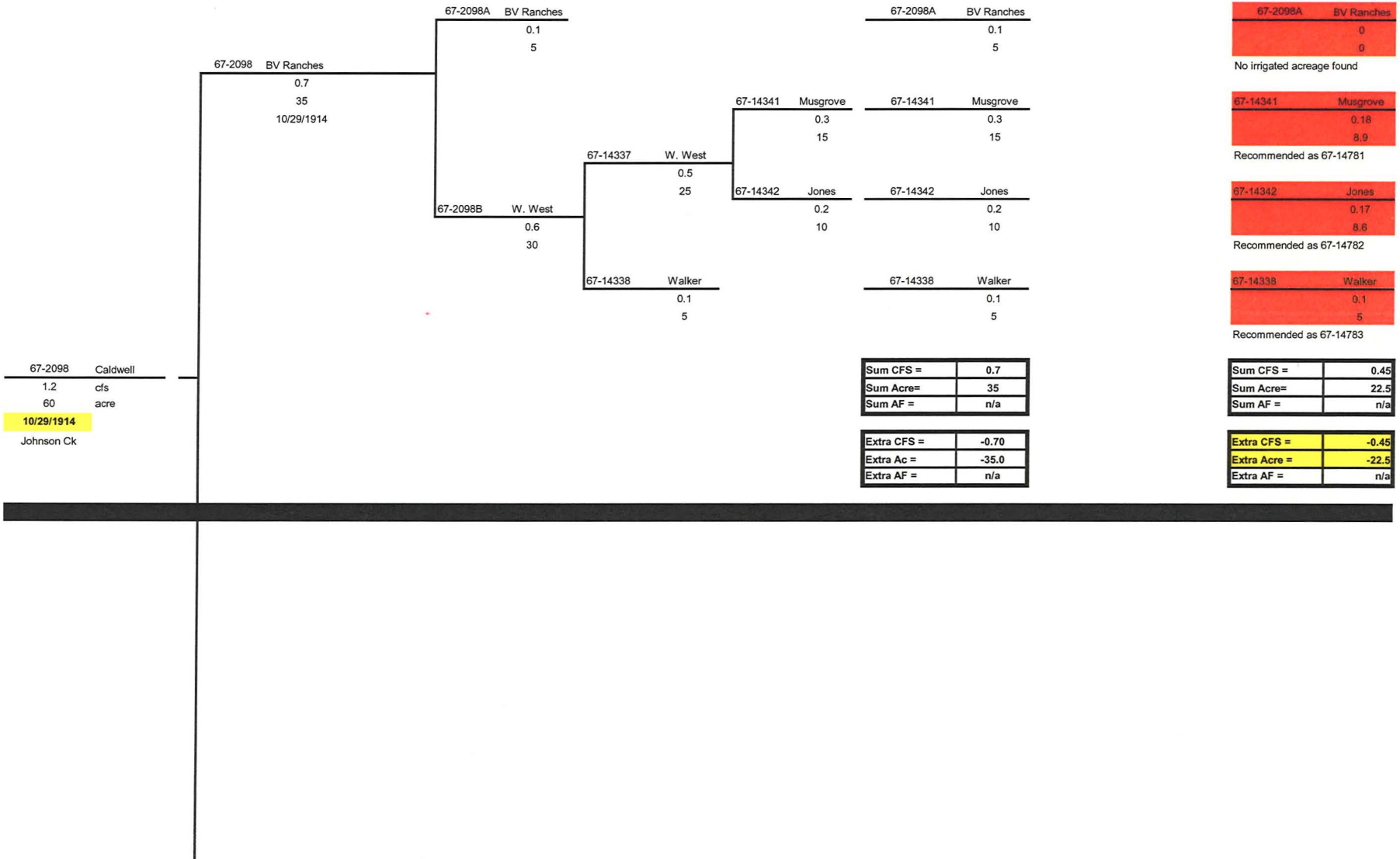
Extra CFS =	0.75
Extra Acre =	57.5
Extra AF =	n/a

Split History 67-11396

Water Right History

SRBA Caim History

Recommendation



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 67-14783
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

LARRY E WALKER Phone: (801)363-9740

PO BOX 70509
SALT LAKE CITY UT USA 84170

2. Date of Priority: 05/19/1905

3. Source: JOHNSON CREEK , JOHNSON CREEK Trib. to: WEISER RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	1	NW NW	ADAMS	
16N	02W	35	SE SE 1	ADAMS	

5. Description of diverting works:

CEMENT BASE IN CREEK, 18" CEMENT CULVERT TO DITCH SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.27	

7. Total Quantity Appropriated is:
0.27 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
16N	02W	35	SE SE 1	IRRIGATION	10

Section Acres	10
Total Acres	10

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14331. DH 7/15/2002

This right is a combination of old Right Nos.67-14336, 67-14334.

This right is renumbered from former right 67-14334 .

15. Basis of Claim: License

16. Signature(s)



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

September 18, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

LARRY E WALKER
PO BOX 70509
SALT LAKE CITY UT 84170

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #67-14783

Dear Claimants:

The identification number of your water right numbers have been changed. SRBA claims 67-14336 and 67-14334 have been combine into one claim which is now numbered **67-14783**. The elements of claims 67-14336 and 67-14334 were such that the claims could be combine per ease of the adjudication. Please use the new number in future inquires or correspondence you may have with our Department.

I have enclose a copy of your Notice of Claim which you may retain for your records.

Please be sure to tell us if your address change in any way or if you have sold the property connected with this water right claim.

Do not hesitate to contact this office toll-free at 1/800-451-4129 if you have any questions or concerns.

Sincerely,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

SS:region

Enclosure:

Copy of Notice of Claim

Note To
Reviewer

May need to double-
check the POD's
for split info.
(Please!)

Denise
7/15/02

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 67-14334
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

LARRY E WALKER
PO BOX 70509
SALT LAKE CITY UT USA 84170

Phone: (801) 363-9740

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	1	NW NW	ADAMS	
16N	02W	35	SE SE 1	ADAMS	

5. Description of diverting works:

CEMENT BASE IN CREEK, 18" CEMENT CULVERT TO DITCH SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.1	

7. Total Quantity Appropriated is:
0.1 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
16N	02W	35	SE	SE 1	IRRIGATION	5
Section Acres						5

Total Acres 5

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-14331. DH 7/15/2002

15. Basis of Claim: License

67-14334

WALKER SPLIT

AJ5809NP
No. A67-02011BIDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDATE: 05/07/02
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILDERNESS WEST LLC PO BOX 18213 SEATTLE WA 98118	05/19/1905	IRRIGATION	04-01 11-01	0.060 CFS	1 CFS
TOTAL DIVERSION:					0.060 CFS	1 CFS
Water Source: JOHNSON CREEK		Tributary to: WEISER RIVER		Stage: LICENSE		
Point(s) of Diversion:		T15N R02W S01 T16N R02W S35 Lot01(	NWNW SESE)	ADAMS County ADAMS County		

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
15N	02W	1	:																	15.0
15N	02W	2	:																	10.0
16N	02W	35	:																	5.0
TOTAL ACRES																			30.0	

POU County: ADAMS

Non-Irrigation Uses: INSTREAM STOCKWATER

Other Rights: 67-02098, 10/29/1914 1.2 CFS, 67-11396.

Remarks: GEN ACREAGE IS COVERED BY TWO WATER RIGHTS 67-02011 AND 67-02098 PLUS
ALSO APPLYING WITH "EXCESSIVE IRRIGATION FLOW" FROM FOR
ADDITIONAL WATER A67-11396 BECAUSE OF SOIL TEXTURE.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A67-02011, FEE PAID UNDER RECEIPT NO. W007300.
2/17/99 SB

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 67 Field Inspection Flag: Presumption Flag:

Audit: 02/18/99 SBOCK

PRO RATE CFS

$$(5 \text{ ACRES}) (0.02) = .1 \text{ CFS}$$

5 ACRES

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

RECEIVED

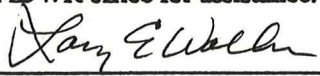
SEP 01 1999

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) A67-11396^B, A67-02098^B, A67-02011^B
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Wilderness West, LLC
P.O. Box 18213, Seattle, WA 98118
4. New Owner/Claimant(s) Larry E. Walker
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. Box 70509
City, State and ZIP Code Salt Lake City, UT 84170
New Telephone Number (801) 363 - 9740
5. Date you acquired the property August 20, 1999
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.

Water used in Section 35 to new owner

Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  Date 8/16/99

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Split info

WILDERNESS
to
WALKER

T 16 N, R 2W, S 35

N $\frac{1}{2}$ NE, SE NE,

NE SE, Lot 1 SESE
5 AC

2011

A67 2011B split to

67-14331 - Wilderness...

67-14332 - Bailey + Lisdale

* See attached page.

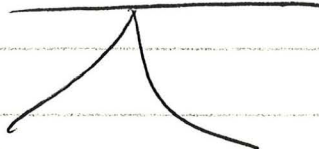
Wilderness To Walker

67-2011B previously
split to:

67-14331 Wilderness

67-14332 Bailey + Jisdale

67-14331



67-14333

Wilderness West

15 ac Total

- 15N 2W S-1 SWNW 5 ac

- 15N 2W S-2

NENE - 10 ac

.3 cfs total

67-14334

Walker

(Lot 1)

5 ac SESE

16N 2W 35

.1 cfs total

12/29/89

COPY

WARRANTY DEED

INSTRUMENT NO. **96680**
PAGE 1 OF 2

For Value Received, WILDERNESS WEST, LLC, a Washington limited liability company the grantor, does hereby grant, bargain, sell and convey unto LARRY E. WALKER, an unmarried man

the grantee, whose current address is P.O. Box 70509, Salt Lake City, UT 84170

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

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

Date: August 13, 1999

WILDERNESS WEST, LLC, a Washington limited liability company

BY: Kenneth K. Cederstrand
Kenneth K. Cederstrand,
Managing Member

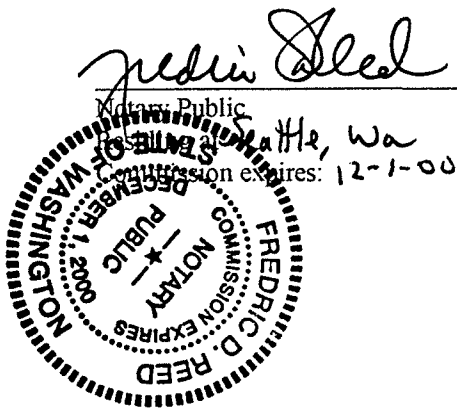
STATE OF Washington)
COUNTY OF King) ss

On this 13th day of August, in the year of 1999, before me a Notary Public in and for said State, personally appeared KENNETH K. CEDERSTRAND known or identified to me to be the Managing Member of WILDERNESS WEST, LLC, who executed the within and foregoing instrument on behalf of said WILDERNESS WEST, LLC, and acknowledged to me that said WILDERNESS WEST, LLC, executed the same.

STATE OF IDAHO, COUNTY OF ADAMS

I hereby certify that this instrument was filed for record at the request of Timberline Title & Escrow

at 35 minutes past 2 o'clock PM.
this 20 day of August, 1999, in my office, and duly recorded in Book of Deeds at page



#99-369

MICHAEL FISK

Ex-Officio Recorder

By: Peggy Pinkel

Deputy

Fees \$ 6.00

Mail to: Timberline Title & Escrow

Township 16 North, Range 2 West, Boise Meridian, Adams County, Idaho

Section 26: E1/2SE1/4 and part of the W1/2NE1/4 described as commencing at the Northwest corner of the NE1/4; thence in a straight line Southeasterly to the Southeast corner of SW1/4NE1/4; thence West to the Southwest corner of the SW1/4NE1/4; thence North to the Northwest corner of the NE1/4 being the REAL POINT OF BEGINNING.

Section 35: N1/2NE1/4, SE1/4NE1/4, NE1/4SE1/4, Lot 1

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 67-14331
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

WILDERNESS WEST LLC
PO BOX 18213
SEATTLE WA USA 98118

Phone:

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	02W	1	NW NW	ADAMS	
16N	02W	35	SE SE 1	ADAMS	

5. Description of diverting works:

CEMENT BASE IN CREEK, 18" CEMENT CULVERT TO DITCH SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.4	

7. Total Quantity Appropriated is:
0.4 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
15N	02W	1	SW NW	IRRIGATION	5

					Section Acres	5
15N	02W	2	NE	NE	IRRIGATION	10
					Section Acres	10
16N	02W	35	SE	SE	IRRIGATION	5
					Section Acres	5
					Total Acres	20

11. Place of use in counties: ADAMS

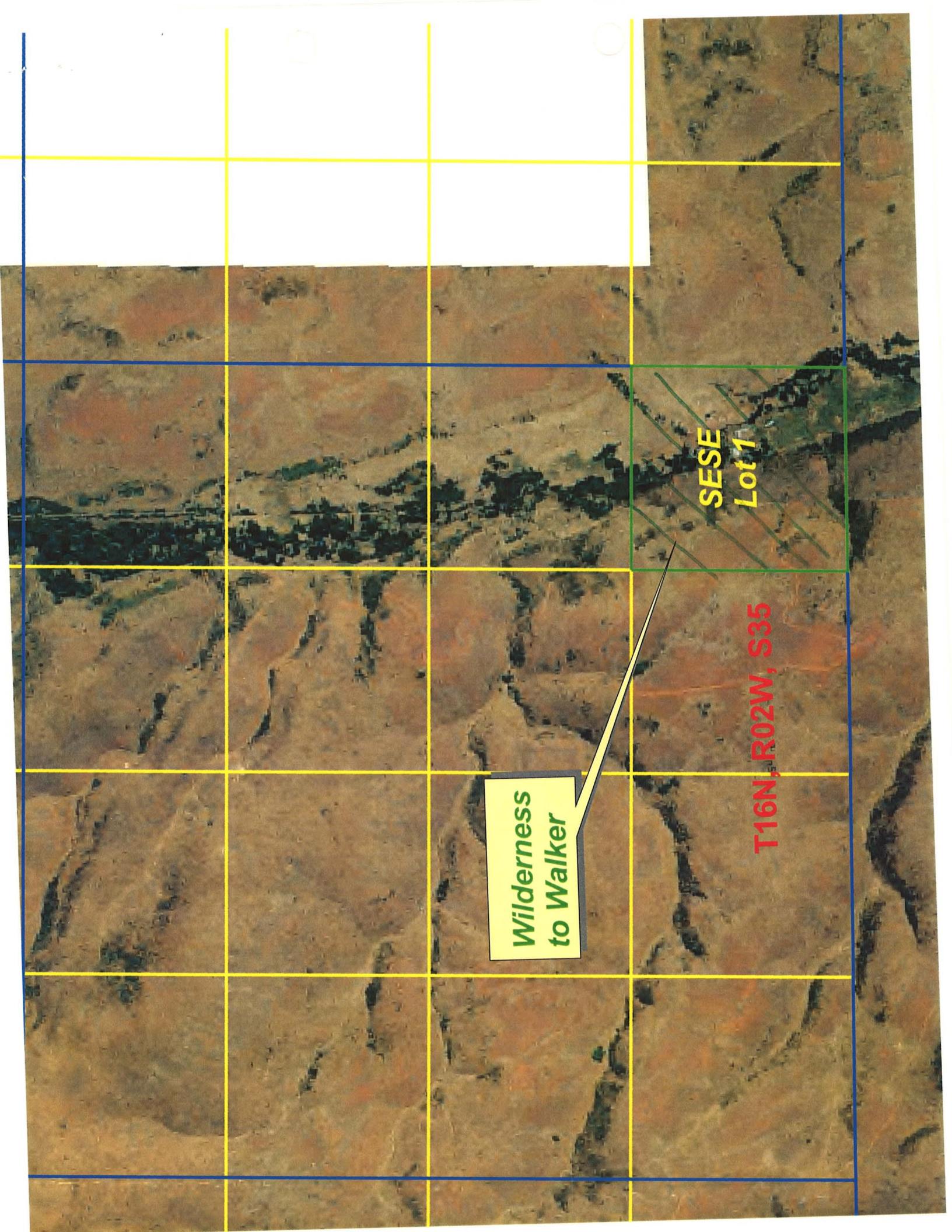
12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-2011B. DH 7/15/2002

15. Basis of Claim: License



Wilderness
to Walker

SESE
Lot 1

T16N, R02W, S35

Note To
Reviewer

May need to double-
check the POD's
for split info.
(Please!)

Denise
7/15/02

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 67-14336
Date Received: 12/29/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

LARRY E WALKER
PO BOX 70509
SALT LAKE CITY UT USA 84170

Phone: (801) 363-9740

2. Date of Priority: 05/19/1905

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
16N	02W	35	SE	SE		ADAMS	
15N	02W	1	NW	NW		ADAMS	

5. Description of diverting works:

18" CEMENT CULVERT, CEMENT BASE IN CREEK W/PLANK TO BACK UP WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.17	

7. Total Quantity Appropriated is:
0.17 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
16N	02W	35	SE	SE	1	IRRIGATION	5

Section Acres 5
Total Acres 5

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 67-11396B. DH 7/15/2002

15. Basis of Claim: License

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

RECEIVED

SEP 01 1999

WATER RESOURCES
WESTERN REGION

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

Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) A67-11396, A67-02098, A67-02011
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Wilderness West, LLC
P.O. Box 18213, Seattle, WA 98118
4. New Owner/Claimant(s) Larry E. Walker
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. Box 70509
City, State and ZIP Code Salt Lake City, UT 84170
New Telephone Number (801) 363 - 9740
5. Date you acquired the property August 20, 1999
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 _____ Water used in Section 35 to new owner _____
Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s)  Date 8/16/99

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Split info

WILDERNESS
to

WALKER

T 16 N, R 2W, S 35

N $\frac{1}{2}$ NE, SE NE,

NE SE, Lot 1 SESE
5 AC

2011

A67 2011B split to

67-14331 - Wilderness...

67-14332 - Bailey & Jisdale

* See attached page.

Also applies To:

67-11396 B split (67-14335 + 67-14336)

67-2098 B split (67-14337 + 67-14338)

67-11394B

30 acres
1.02 cfs } Totals

67-14335

Wilderness West

67-14336

Walker

16N 2W S-35

5 AC SESE Lot 1

.17 cfs

15N 2W S-1

NWNW 5 AC

SWNW 10 AC

15N 2W S-2

NENE 10 AC

25 Total AC

.85 cfs

12/29/89

67-14334

WALKER SPLIT

AJ5809NP
No. A67-11396BIDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDATE: 05/07/02
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILDERNESS WEST LLC PO BOX 18213 SEATTLE WA 98118	05/19/1905	IRRIGATION	04-01 11-01	~~1.020 CFS~~	~~1.020 CFS~~ 17 cfs
TOTAL DIVERSION:					~~1.020 CFS~~	17 cfs

Water Source: JOHNSON CREEK

Tributary to: WEISER RIVER

Stage: LICENSE

Point(s) of Diversion:

T15N R02W S01
T16N R02W S35NWNW
SESEADAMS County
ADAMS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE														
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
15N	02W	1	:																											15.0
15N	02W	2	:																											10.0
16N	02W	35	:																											5.0
																									TOTAL ACRES	05	30.0			

POU County: ADAMS

Non-Irrigation Uses: INSTREAM STOCKWATER

Other Rights: 67-02098, 10/29/1914 1.2 CFS. 67-02011

Remarks: GEN ACREAGE IS COVERED BY TWO WATER RIGHTS 67-02011 AND 67-02098 PLUS ALSO APPLYING WITH EXCESSIVE IRRIGATION FLOW FORM FOR ADDITIONAL WATER BECAUSE OF SOIL TEXTURE WITH THIS CLAIM FORM (A67-11396)

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A67-11396, FEE PAID UNDER RECEIPT NO. W007300.
2/16/1999 SB

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 02/16/99 SBOCK

PRO RATA CFS

$$(5 \text{ ACRES})(0.034) = 0.17 \text{ cfs}$$

COPY

WARRANTY DEED

INSTRUMENT NO. 96680
PAGE 1 OF 2

For Value Received, WILDERNESS WEST, LLC, a Washington limited liability company the grantor, does hereby grant, bargain, sell and convey unto LARRY E. WALKER, an unmarried man the grantee, whose current address is P.O. Box 70509, Salt Lake City, UT 84170 the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title.

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

Date: August 13, 1999

WILDERNESS WEST, LLC, a Washington limited liability company

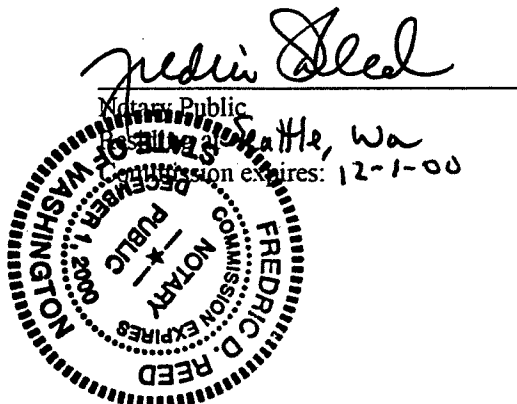
BY: Kenneth K. Cederstrand
Kenneth K. Cederstrand,
Managing Member

STATE OF Washington)
COUNTY OF King) ss

On this 13th day of August, in the year of 1999, before me a Notary Public in and for said State, personally appeared KENNETH K. CEDERSTRAND known or identified to me to be the Managing Member of WILDERNESS WEST, LLC, who executed the within and foregoing instrument on behalf of said WILDERNESS WEST, LLC. and acknowledged to me that said WILDERNESS WEST, LLC. executed the same.

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record at the request of Timberline Title & Escrow

at 35 minutes past 2 o'clock PM.
this 20 day of August, 1999, in my office, and duly recorded in Book of Deeds at page



MICHAEL FISK

Ex-Officio Recorder

By: Peggy Linkal
Deputy

Fees \$ 6.00

Mail to: Timberline Title & Escrow

Township 16 North, Range 2 West, Boise Meridian, Adams County, Idaho

Section 26: E1/2SE1/4 and part of the W1/2NE1/4 described as commencing at the Northwest corner of the NE1/4; thence in a straight line Southeasterly to the Southeast corner of SW1/4NE1/4; thence West to the Southwest corner of the SW1/4NE1/4; thence North to the Northwest corner of the NE1/4 being the REAL POINT OF BEGINNING.

Section 35: N1/2NE1/4, SE1/4NE1/4, NE1/4SE1/4, Lot 1

COPY

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: A67-11396B
Date Received: 12/29/1989
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: WILDERNESS WEST LLC
Address: PO BOX 18213
SEATTLE WA

98118

2. Date of Priority: MAY 19, 1905

3. Source: JOHNSON CREEK

Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	02W	1	NW	NW			ADAMS
16N	02W	35	SE	SE			ADAMS

5. Description of diverting works:

18" CEMENT CULVERT, CEMENT BASE IN CREEK W/PLANK TO BACK UP WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.020		

7. Total Quantity Appropriated is:

1.020 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

INSTREAM STOCKWATER

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	02W	1	NW	NW		IRR	5.0
			SW	NW		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	15.0
		2	NE	NE	IRR	10.0
					Section Acres	10.0
16N	02W	35	SE	SE	IRR	5.0
					Section Acres	5.0
					Total Acres	30.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

67-02098, 10/29/1914 1.2 CFS. 67-02011

14. Remarks:

ACREAGE IS COVERED BY TWO WATER RIGHTS 67-02011 AND 67-02098 PLUS ALSO APPLYING WITH EXCESSIVE IRRIGATION FLOW FORM FOR ADDITIONAL WATER BECAUSE OF SOIL TEXTURE WITH THIS CLAIM FORM (A67-11396)

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A67-11396, FEE PAID UNDER RECEIPT NO. W007300.
2/16/1999 SB

15. Basis of Claim: LICENSE