

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: A36-07714B
Date Received: 8/31/1988
Receipt No: S001955
Received By: OC 7/8/88

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: NEIL DE WIT
Address: 2011 BOB BARTON ROAD
WENDELL ID

83355

AND/OR

Name: MELINDA DE WIT
Address: 2011 BOB BARTON ROAD
WENDELL ID

83355

2. Date of Priority: MAY 19, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	15E	27	SE	NW	SW		GOODING

5. Description of diverting works:
WELL & PUMP TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.440		

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

A.F.A.

8. Total consumptive use is 432.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08S	15E	27	NE	SW		IRR	36.0

10. Place of Use: Continued

[illegible]

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A36-04062 & NORTH SIDE CANAL CO.

14. Remarks:
ORIGINAL CLAIM A36-07714 WAS SPLIT INTO A36-07714A AND A36-07714B
WHEN ELMER JOHNSON, JR. PURCHASED A PORTION OF THE LAND.
11/16/89 ADM

OWNERSHIP CHANGE MADE 2/6/96 BY TLB.

15. Basis of Claim: PERMIT

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

02/06/96 12:57:53

Page 1

Water Right Number - 36-077148

Prefix Translation:

WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

DE WIT

NEIL

1 - 2011 BOB BARTON ROAD

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

DE WIT

MELINDA

1 - 2011 BOB BARTON ROAD

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-000-0000

*** D - DIR RPT OWNER ***

JOHNSON JR

ELMER

1 - RT 2 BOX 248

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-2131

JOHNSON

JUDY

1 - RT 2 BOX 248

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-2131

*** O - ORIGINAL OWNER ***

DE WIT

NEIL

1 - 2011 BOB BARTON RD

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-2742

+ - - Priority Date - - +
05/19/1977+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 15E 27 SE NW SW (47) GOODING+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.440+ - Total Div. Rate - + + - Total Div. Volume - +
1.440+ - Total Consumptive Use - + + - KW Usage - +
0.0MICROFILMED
DEC 5 1996

Water right number - 36-07714B

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	15E	27	NE SW		36.0	01	IRRIGATION	(47) GOODING
08S	15E	27	SE SW		36.0	01	IRRIGATION	(47) GOODING
08S	15E	27	NW SE		36.0	01	IRRIGATION	(47) GOODING
08S	15E	27	SW SE		36.0	01	IRRIGATION	(47) GOODING

Total Acres: 144.0

+ - - Diversion Means - WELL & 100 HP PUMP TO PIVOT

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-04062

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 144 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. RIGHT NO. 36-04062 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

USE OF THIS RIGHT WITH RIGHT NO. 36-04062 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.83 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 576 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 432 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 144 ACRES IN A SINGLE IRRIGATION SEASON.

Old Water Right Numbers -

3607714B

Conditions of Approval -

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.

S17 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.

Decree Plaintiff - - - +

Decree Defendant - - - +

Decree Date - + 00/00/0000

Comments-

Date: 10/01/1991 User Id: CLELLAND Subject: COPIED FROM REMARKS ORIGINAL CLAIM A36-07714 WAS SPLIT INTO A36-07714A AND A36-07714B WHEN ELMER JOHNSON, JR. PURCHASED A PORTION OF THE LAND. 11/16/89 ADM

Date: 07/31/1992 User Id: SMITH Subject: CORRECTION DELETED FROM REMARKS, PER LKH "AND THE TOTAL COMBINED RATE..1.83 CFS". VERIFIED STATUS UNCHANGED

Date: 02/06/1996 User Id: TBACKLUN Subject: NAME CHANGE OWNERSHIP CHANGE MADE FRO 42-1409(7). SF3 WAS SENT TO NEW OWNERS. BOTH SIGNATURES AND WARRANTY DEED WAS GIVEN.

Audit Fields - - +

02/06/96 TBACKLUN

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DEC 5 1996

Water right number - 36-07714B

Prefix Translation: WATER RIGHT

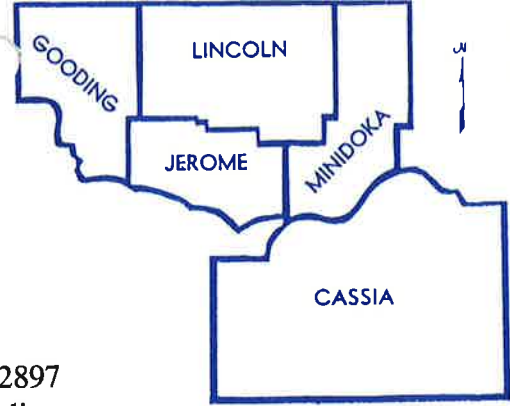
+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/31/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001955	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	-

MICROFILMED
DEC 5 1996

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: G-22897
OFFICE: Gooding

January 29, 1996

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: G-22897
DEWIT/JOHNSON

RECEIVED

JAN 31 1996

Idaho Department of Water Resources
Twin Falls Region

Dear Sirs:

Enclosed please find the following in connection with the above referenced order number:

- Original New Property Owner Notice of Change of Water Right Ownership.
- Copy of recorded Warranty Deed

If you have any questions, please don't hesitate to contact our office.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

A handwritten signature in blue ink that reads "Anna M. Gonzales".

Anna M. Gonzales
Escrow Assistant
P.O. Box 473/546 Main Street
Gooding, Idaho 83330
(208) 934-8477

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0806 - FAX 436-1199

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DEC 5 1996

Please print or type
(see instructions on back of page)

RECEIVED

JAN 31 1991

Department of Water Resources
Southern Region

If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☒ Water Right Number(s)
Assigned by IDWR: 36-07714B and 36-04062
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Elmer F. Johnson, Jr.
Route 2, Box 248
Wendell, Idaho 83355
- ☐ New Owner/Claimant (Purchaser): Neil DeWit and Melinda DeWit
2011 Bob Barton Road
Wendell, Idaho 83355
- ☐ New Mailing Address: Wendell, Idaho 83355
- ☐ New Telephone Number: () -
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
- ☐ Attach proof of ownership, describe proof attached: cpy of recorded Deed attached
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s): Neil DeWit
Melinda DeWit
Date 1-18
- ☐ Signature of Former Owner/Claimant(s): Elmer F. Johnson
Date 1-4

(Signature of former claimant(s) is not required if proof of ownership is attached.)

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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DEC 5 1996

WARRANTY DEED

For Value Received

ELMER F. JOHNSON, JR. and JUDY ELLEN JOHNSON, Husband and Wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

NEIL DEWIT and MELINDA DEWIT, Husband and Wife

Whose address is: 2011 Bob Barton Road, Wendell, Idaho 83355

Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho, to-wit:

See Exhibit "A" Attached

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: January 3, 1996

Elmer F. Johnson, Jr.
ELMER F. JOHNSON, JR.

Judy Ellen Johnson
JUDY ELLEN JOHNSON

STATE OF IDAHO, COUNTY OF GOODING
On this 3rd day of January, 1996,
before me, a notary public in and for said State, personally appeared

Elmer F. Johnson, Jr. and
Judy Ellen Johnson

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Notary Public

Residing at

Commission expires: 8-21-99

Buhl, Idaho.

163865

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of *Land Title & Escrow Inc.*

40 min. past 1 o'clock P. m. this 3rd

of January 1996 \$8.00

By *Penny Watson* Deputy

Exhibit "A"

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 27: E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$;

NOV

SUBJECT TO THE FOLLOWING:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years which are not yet due and payable.

Assessments levied or to be levied by the Gooding County Solid Waste Department.

Assessments of the American Falls Reservoir District and the rights and powers of said Company as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Power Line Easement given by J. W. Newman and Rachel F. Newman, husband and wife, to Idaho Power Company, a corporation, dated December 14, 1939, recorded April 10, 1940 in Book 4 Page 396 as Instrument Number 76856, Gooding County records, affecting the E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

Power Line Easement given by J. W. Newman and Rachel F. Newman, husband and wife, to Idaho Power Company, a corporation, dated April 5, 1949, recorded March 8, 1950 in Book 6 Page 504 as Instrument Number 111123, Gooding County records, affecting the W $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

Easement given by Elmer F. Johnson, Jr. and Judy Ellen Johnson, husband and wife, to Neil and Melinda DeWit, husband and wife, recorded May 10, 1989 as Instrument Number 136560, Gooding County records, granting a perpetual easement for ingress and egress to replace, maintain and operate a pumping plant and short pipe line located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

DEC 2 1989
RECORDED



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

FEBRUARY 6, 1996

NEIL & MELINDA DE WIT
2011 BOB BARTON ROAD
WENDELL ID 83355

RE: SRBA CLAIM 36-04062 & 36-07714B
JOHNSON

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION WITH A 42-1409(7) THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S). WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW FOR ACCURACY.

I AM ENCLOSING A STANDARD FORM THREE THAT IS TO BE FILLED OUT AND SENT TO SRBA COURT FOR THE RECORDS. IF YOU ALREADY HAVE THIS FORM, PLEASE DISREGARD IT. IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L. BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

MICROFILMED

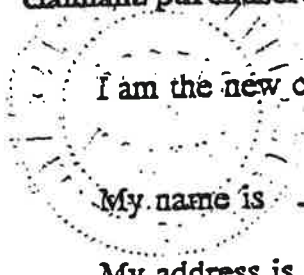
DEC 5 1996

E right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

RECEIVED

APR 05 1996



I am the new claimant/purchaser of 36-04062 & 36-02714A
(Insert each water right number)

Department of Water Resource
Adjudication Bureau

My name is NEIL & MELINDA DeWit
My address is 2011 Bob BARTON Wendell ID 83355

My phone number is: Work _____ Home _____

The name and address of the prior claimant/seller who I wish to be substituted for are:
ELMER & JUDY JOHNSON
RT 2 Box 248 Wendell

[Signature]
Signature of prior claimant/seller

Melinda DeWit
Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

RECEIVED

Attorney name _____

APR 15 1996

Attorney of record for _____

(Identify party/claimant)
Department of Water Resources
Southern Region

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a Notice of Change in Address or for Consent for Substitution of Party)

State of Idaho

County of Gooding

Neil and Melinda Dewitt, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Melinda K. Dewitt
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 26 March 1996
(Insert Date)

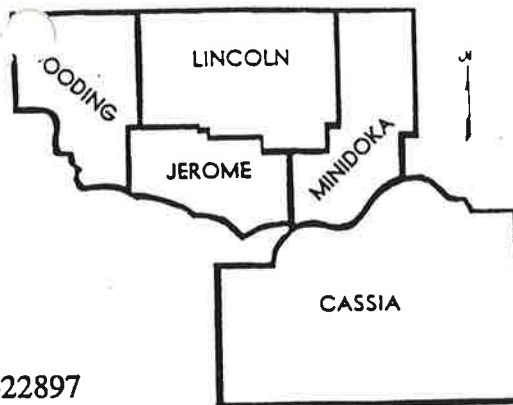
Walter G. Nelson
Notary Public for Idaho

Residing at: Gooding, Idaho

My Commission expires: 28 January 1997

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



RECEIVED

FEB 06 1996

Department of Water Resources
Adjudication Bureau

REFER TO: G-22897
OFFICE: Gooding

36-07714B
36-04062

January 29, 1996

Cheif, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 4449
Boise, Idaho 83711-4449

RECEIVED

FEB 06 1996

OFFICE OF THE
ATTORNEY GENERAL

RECEIVED

FEB 06 1996

OFFICE OF THE
ATTORNEY GENERAL

RE: G-22897
DEWIT/JOHNSON

RECEIVED

MAR 20 1996

Department of Water Resources
Southern Region

Dear Sirs:

Enclosed please find the following in connection with the above referenced order number:

- Certified copy of Consent to substitution of party
- Copy of recorded Warranty Deed recorded Jan. 3, 1996 as Instrument No. 163865

If you have any questions, please don't hesitate to contact our office.

Very Truly Yours,

LAND TITLE AND ESCROW, INC.

Anna M. Gonzales

Anna M. Gonzales
Escrow Assistant
P.O. Box 473/546 Main Street
Gooding, Idaho 83330
(208) 934-8477

BOX 177, BURLEY, IDAHO 83318
PHONE 878-3524 - FAX 878-4435

BOX 348, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8981

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5880

BOX 111, RUPERT, IDAHO 83350
PHONE 438-0808 - FAX 438-1198

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DEC 5 1996

REC'D

FEB 12 1996

This is to certify that this is a true and exact copy of the original.

By: *Jay M. Stewart*

Dated: *1-29-96*

LAND TITLE AND ESCROW, INC.

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.

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

Petitioner,

vs.

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

Respondents.

Case No. 39576

STANDARD FORM 3

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

CONSENT TO SUBSTITUTION OF
PARTY 36-04062, 36-077148

*this document accepted by
SRBA court 1/31/96 CM system
not updated, no CM record*

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is _____

I am the claimant of _____
(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

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DEC 5 1996

☒ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Elmer F. Johnson, Jr.
My address is Route 2, Box 248, Wendell, Idaho 83355

My phone number is: Work _____ Home 536-2131

The name and address of the party who I wish to be substituted for are:
Neil DeWit and Melinda DeWit

2011 Bob Barton Road, Wendell, Idaho 83355

I am the new claimant/purchaser of 36-07714B and 36-04062 and
(insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, which is required by the court to support my Substitution. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

copy of Warranty Deed recorded January 3, 1996 as Instrument No 163365

Elmer F. Johnson Jr.
(Signature of prior claimant/seller)

Neil De Wit
(Signature of new claimant/purchaser)

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____
(Identify party/claimant)

My address and phone number are _____

VERIFICATION

(Must be completed for either a Notice of Change in Address or for Consent for Substitution of Party)

State of Idaho
County of Sandwich

Neil Dewit, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

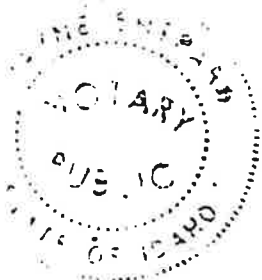
That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.

Neil Dewit
Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on 1-18-96
(Insert Date)

James Shepard
Notary Public for
Residing at: Buhl, Idaho
My Commission expires: 8-21-99



MICROFILMED
DEC 5 1996

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on Jan. 23, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

Armen F. Solomon
Pt 2 Box 248
Wendell, ID 83355

4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


(Signature of person or attorney mailing the form)

MICROFILMED

DEC 5 1996

WARRANTY DEED

For Value Received

ELMER F. JOHNSON, JR. and JUDY ELLEN JOHNSON, Husband and Wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

NEIL DEWIT and MELINDA DEWIT, Husband and Wife
Whose address is: 2011 Bob Barton Road, Wendell, Idaho 83355Hereinafter called the Grantee, the following described premises situated in Gooding County, Idaho,
to-wit:

See Exhibit "A" Attached

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: January 3, 1996

Elmer F. Johnson, Jr.
ELMER F. JOHNSON, JR.

Judy Ellen Johnson
JUDY ELLEN JOHNSON

STATE OF IDAHO, COUNTY OF GOODING
On this 3rd day of January, 1996,
before me, a notary public in and for said State, personally appeared

Elmer F. Johnson, Jr. and
Judy Ellen Johnson

known to me to be the persons whose names are
subscribed to this instrument, and acknowledged
to me that they executed the same.

Notary Public
Buhl, Idaho.

Residing at
Gooding, Idaho

163865

STATE OF IDAHO COUNTY OF GOODING
Land Title & Escrow Inc.
Filed for record at the request of

40 min. past 1 o'clock P. m. this 3rd
of January 1996 B. 00
By Penny Watson Deputy

MICROFILMED
DEC 5 1996

Exhibit "A"

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 27: E $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{4}$ SE $\frac{1}{4}$;

NO2

SUBJECT TO THE FOLLOWING:

All reservations in patents or deeds in the chain of title.

Taxes for 1996 and subsequent years which are not yet due and payable.

Assessments levied or to be levied by the Gooding County Solid Waste Department.

Assessments of the American Falls Reservoir District and the rights and powers of said Company as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Power Line Easement given by J. W. Newman and Rachel F. Newman, husband and wife, to Idaho Power Company, a corporation, dated December 14, 1939, recorded April 10, 1940 in Book 4 Page 396 as Instrument Number 76856, Gooding County records, affecting the E $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

Power Line Easement given by J. W. Newman and Rachel F. Newman, husband and wife, to Idaho Power Company, a corporation, dated April 5, 1949, recorded March 8, 1950 in Book 6 Page 504 as Instrument Number 111123, Gooding County records, affecting the W $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

Easement given by Elmer F. Johnson, Jr. and Judy Ellen Johnson, husband and wife, to Neil and Melinda DeWit, husband and wife, recorded May 10, 1989 as Instrument Number 136560, Gooding County records, granting a perpetual easement for ingress and egress to replace, maintain and operate a pumping plant and short pipe line located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 8 South, Range 15, East Boise Meridian.

MICROFILMED

DEC 5 1996

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A36-07714B
Date Received: 8/31/1988
Receipt No: S001955
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELMER JOHNSON, JR. 208-536-2131
Address: RT. 2 BOX 248
WENDELL, ID 83355

AND/OR
Name: JUDY JOHNSON 208-536-2131
Address: RT. 2 BOX 248
WENDELL, ID 83355

2. Date of Priority: MAY 19, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	15E	27	SE	NW	SW		GOODING

5. Description of diverting works:
WELL & PUMP TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.440		

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

8. Total consumptive use is 432.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	15E	27	NE	SW	IRR	36.0
			SE	SW	IRR	36.0
			NW	SE	IRR	36.0
			SW	SE	IRR	36.0
					Section Acres	144.0
					Total Acres	144.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
A36-04062 AND SHARES IN NORTH SIDE CANAL CO.

14. Remarks:
ORIGINAL CLAIM A36-07714 WAS SPLIT INTO A36-07714A AND A36-07714B
WHEN ELMER JOHNSON, JR. PURCHASED A PORTION OF THE LAND.
11/16/89 ADM

15. Basis of Claim: PERMIT

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[X] Water Right Number(s): A36-07714

[X] Name and Address of
Former Claimant: Neil De Wit

2011 ~~80~~ Bob Barton Hwy.

Wendell, ID 83355

[X] New Claimant(s): Elmer Johnson Jr. &/or Judy Johnson

[] New Mailing Address: Rt. 2 Box 248

Wendell, ID 83355

New Telephone Number: (208) 536 -2131

[X] Does the change in ownership result in a splitting of the
water right claimed? XX yes no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

144 acres in E $\frac{1}{2}$ SW $\frac{1}{4}$ & W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 27 T. 8S R. 15E. 1.44 cfs to be diverted
from well in SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27 T. 8S R. 15E.

[X] Attach proof of ownership
Describe proof attached: Mortgage Agreement

[] Signature of New Claimant(s): Elmer Johnson

Date: 10-28-89

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 11/16/89 By: AP

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 11/16/89 By: AO

Claim Numbers of Split, if any:

A & B

RECEIVED
MICROFILMED

FEB 04 1993
OCT 26 1989

Department of Water Resources
Southern Region Office

FARM CREDIT BANK MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That on May 01, 1989

Elmer F. Johnson, Jr. and Judy Ellen Johnson, husband and wife;

136482
STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
of
89 MAY 4 PM 3
JOHN A. MEERS, REC
DEP. CLERK FEE/89

hereinafter called the Mortgagors, hereby grant, bargain, sell, convey and mortgage to FARM CREDIT BANK OF IDAHO, a corporation, whose address is West 601 First Avenue, TAF-C5, Spokane, Washington 99220-4005, hereinafter called the Mortgagee, the following described real estate in the County(ies) of Gooding
State of Idaho

The description of real property covered by this mortgage is attached below.

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 27: E $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$;

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 35: E $\frac{1}{2}$ NW $\frac{1}{4}$;

W $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPTING THEREFROM the following described
parcel of land:

Beginning at the Northwest corner of Section 35;
Thence South 0°2' East along said West line of
Section 35, 300 feet;
Thence East 135 feet;
Thence Northeasterly to a point on the North line
of Section 35, which point is 265 feet East of
the Northwest corner of said Section 35;
Thence North 89°57' West along the North line of
Section 35, 265 feet to THE POINT OF BEGINNING.

PARCEL NO. 3:

TOWNSHIP 8 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 34: The North 880 feet of the E $\frac{1}{2}$ NE $\frac{1}{4}$;
and
The South 1760 feet of the E $\frac{1}{2}$ NE $\frac{1}{4}$;

Together with the following described irrigation equipment,
including any replacements thereof, all of which are hereby
declared appurtenant to the herein mortgage property:

A 125 HP G.E. electric motor, with a Layne & Bowler turbine
pump; 2,560 feet of sizes 6 inch through 10 inch steel mainline;
4,700 feet of sizes 4 inch through 6 inch portable aluminum
mainline; 2 - 8 tower, 1,280 foot Reinke electrogenerator
self-propelled circular systems; 1 - 1,200 foot Valley
self-propelled circular system, all of which is situated on the
mortgaged property except for a 100 HP G.E. electric motor, with
a Layne & Bowler turbine pump, which are situated off the
mortgaged property on land owned by Neil DeWit & Melinda DeWit,
husband and wife, described as NW $\frac{1}{4}$ /4SW $\frac{1}{4}$ /4 of Section 27,
Township 8 South, Range 15 East of the Boise Meridian.

MICROFILMED
FEB 04 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Nov. 21, 1989

Re: A36-04062

A36-07714B

A36-07714A

ELMER JOHNSON JR
RT 2 BOX 248
WENDELL ID 83355

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

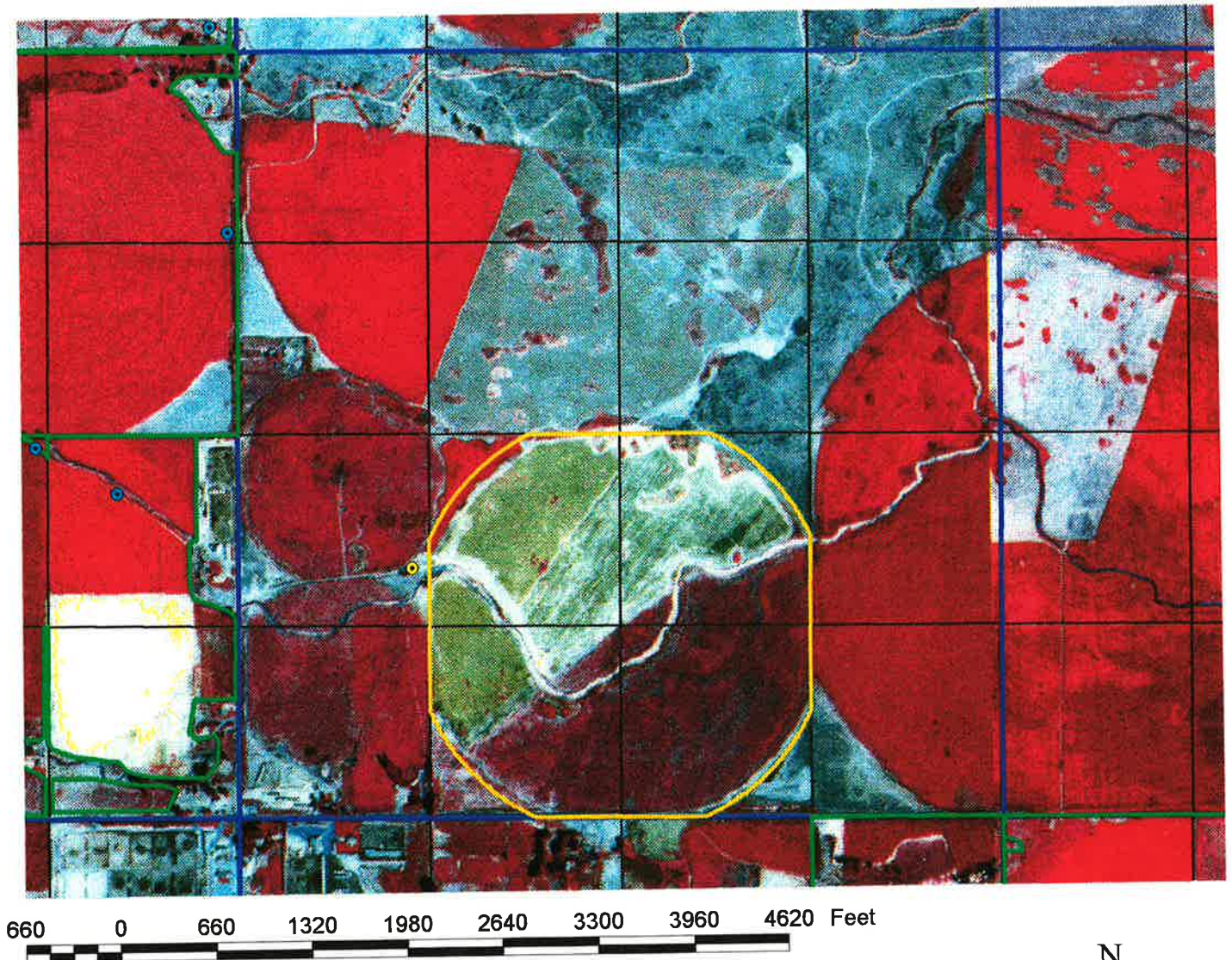
/jg

Enclosures:

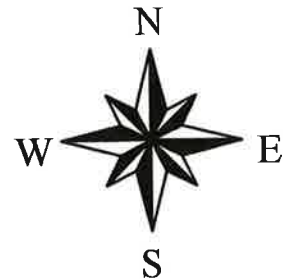
MICROFILMED
FEB 04 1993

IDAHO DEPARTMENT OF WATER RESOURCES

36-04062 & 36-07714B
ELMER & JUDY JOHNSON JR



TNS 8S, RNG 15E,
SEC 27, E1/2SW1/4 & W1/2SE1/4



⊙ Recommended Point of Diversion

Recommended Place of use

Section lines

Quarter/Quarter Lines

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY OCTOBER 27, 1997
BY KELLY K CHRISTENSEN

CLAIM NUMBERS 36-4062
7714B

DATE 10-27-97
 AGENT KRP

TRANSFER NUMBER _____
 OBJECTION FILED _____
 TOTAL ACRES FROM RECOMMENDATION 144
 GEOGRAPHIC INFO SYSTEM 144

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	8S	15E	27									36			36	36	36		144
GIS												35.6			35.3	38.8	35.1		141
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON # UPDATED

B36-DBPOU.DBF
 B36-DBPOD.DBF

10/27

POLYGON CREATED ON 604
 ATTRIBUTES OF B36-POU.SHP
 ATTRIBUTES OF B36-POD.SHP

(X) 9-23
 673 10/
 641 27

P/U CONFLICT yes () no (X)

P/D CONFLICT yes () no (X)

READY FOR DECREE yes (X) no ()

SENT FOR DECREE yes () no ()

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILMED

FEB 04 1993

VERIFIED *ser*

Water Right Number - R36-07714B

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

JOHNSON JR

ELMER

1 - RT 2 BOX 248

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-2131

JOHNSON

JUDY

1 - RT 2 BOX 248

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-2131

*** O - ORIGINAL OWNER ***

DE WIT

NEIL

1 - 2011 BOB BARTON RD

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-2742

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/19/1977 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
08S 15E 27 SE NW SW (47) GOODING+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.440+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.440 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 15E 27 NE SW 36.0 01 IRRIGATION (47) GOODING
08S 15E 27 SE SW 36.0 01 IRRIGATION (47) GOODING
08S 15E 27 NW SE 36.0 01 IRRIGATION (47) GOODING
08S 15E 27 SW SE 36.0 01 IRRIGATION (47) GOODING

Total Acres: 144.0

+ - - Diversion Means - WELL & 100 HP PUMP TO PIVOT

MICROFILMED
FEB 0 4 1993

Water right number - R36-07714B

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-04062

+ - - - - - Remarks - - - - - +

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 144 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. RIGHT NO. 36-04062 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 1.83 CFS. USE OF THIS RIGHT WITH RIGHT NO. 36-04062 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.83 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 576 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 432 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 144 ACRES IN A SINGLE IRRIGATION SEASON.

+ - - - - - Old Water Right Numbers - - - - - +

3607714B

+ - - - - - Conditions of Approval - - - - - +

C05 - RIGHT INCLUDES CHANGE IN PLACE OF USE.
S17 - USE OF WATER UNDER THIS RIGHT IS COMBINED WITH WATER FROM
- NORTH SIDE CANAL CO. LTD.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

+ - - - - - Comments - - - - - +

Date: 10/01/1991 User Id: CLELLAND Subject: COPIED FROM REMARKS

ORIGINAL CLAIM A36-07714 WAS SPLIT INTO A36-07714A AND A36-07714B WHEN ELMER JOHNSON, JR. PURCHASED A PORTION OF THE LAND.
11/16/89 ADM

+ - - Audit Fields - - +

10/01/91 CLELLAND

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/01/1991	Old Judicial District	-
Claim Received Date	- 08/31/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001955	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	-

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FEB 0 4 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:18:56
08/30/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-077148

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N		SW 10-1-91	DB 10-11-90	
POINT OF DIV	Y			N				
SOURCE				N				
PLACE OF USE	Y			N	1, 2, 4, 6			
DIV. AMOUNT CFS/VOLUME				Y	6.			
CONSUMPTIVE USE				Y	6.			
PURPOSES				N				
PERIOD OF USE				N				
BASIS OF CLAIM	Y			Y	6			
REMARKS	Y			Y	6.			

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PG = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAEP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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FEB 04 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:18:56
08/30/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07714B

LAST: JOHNSON, JR.
ADDRESS: RT. 2 BOX 248
CITY: WENDELL
PHONE NUMBER: 208-536-2131

FIRST: ELMER

STATE: ID ZIP: 83355

OWNER CODE: C

LAST: JOHNSON
ADDRESS: RT. 2 BOX 248
CITY: WENDELL
PHONE NUMBER: 208-536-2131

FIRST: JUDY

STATE: ID ZIP: 83355

OWNER CODE: C

LAST: DE WIT
ADDRESS: 2011 BOB BARTON RD.
CITY: WENDELL
PHONE NUMBER: 208-536-2742

FIRST: NEIL

STATE: ID ZIP: 83355

OWNER CODE: D

FIELD EXAM REQUIRED?

DATABASE

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

Y

CLAIM REMARKS: ORIGINAL CLAIM A36-07714 WAS SPLIT INTO A36-07714A AND A36-07714B
WHEN ELMER JOHNSON, JR. PURCHASED A PORTION OF THE LAND.
11/16/89 ADM

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FEB 04 1993

CONTACT PERSON:

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: * A36-07714B PRIORITY DATE: 05-19-1977

STAGE: ~~P~~ L

B. MR RECORD: * 36-07714B PRIORITY DATE: 05-19-1977

STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(✓)
IF YES EXPLAIN.

REMARKS:

recommend stage as claimed

RECOMMENDED PRIORITY DATE:

05-19-1977

REVIEWED BY

ln

DATE

9/7/90

MICROFILMED

FEB 04 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-07714B	08S	15E	27	SE	NW	SW		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-04062 NONE
A36-07714
A36-07714A

WR RECORDS IN SAME 40 ACRE TRACT

36-04062
36-08491
36-07714A

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-07714B	08S	15E	27		NW	SW		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-04062
36-08491
36-07714A

A36-04062 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER



REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

same

SOURCE: GROUNDWATER.

TRIP:

REVIEWED BY:

W

DATE:

9/7/90

MICROFILMED

FEB 04 1993

A. ROOT WATER RIGHT NUMBERS: A36-07714A
A36-07714B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08S	15E	27	NE	SW		JOHNSON, JR. ; ELMER JOHNSON, JR. ; ELMER LARGE CLAIM DE WIT, NEIL KMOOSH & ZIDAN INC.	A36-07714B /36.0 A36-04062 /35.0 A01-00212Z1/22.0	36-07714B /36.0 36-04062 /40.0 - / L36-07761 /40.0 36-04156 /	39.0	36	36
08S	15E	27	SE	SW		JOHNSON, JR. ; ELMER JOHNSON, JR. ; ELMER LARGE CLAIM DE WIT, NEIL	A36-07714B /36.0 A36-04062 /35.0 A01-00212Z1/22.0	36-07714B /36.0 36-04062 /11.0 - / L36-07761 /40.0	39.0	36	36
08S	15E	27	NW	SE		JOHNSON, JR. ; ELMER JOHNSON, JR. ; ELMER LARGE CLAIM DE WIT, NEIL	A36-07714B /36.0 A36-04062 /35.0 A01-00212Z1/30.0	36-07714B /36.0 36-04062 /24.0 - / L36-07761 /40.0	40.0	36	36
08S	15E	27	SW	SE		JOHNSON, JR. ; ELMER JOHNSON, JR. ; ELMER LARGE CLAIM DE WIT, NEIL	A36-07714B /36.0 A36-04062 /35.0 A01-00212Z1/30.0	36-07714B /36.0 36-04062 /20.0 - / L36-07761 /40.0	41.0	36	36
TOTAL ACRES							A36-07714B 144.00	144.00	159.00		144

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?
DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y
FIELD EXAMINER N

* See CIR
A36-4062

* combined w/ 36-4062
under perm. place of use
on 144 acres

PPU
Same
acres

PAGE: 7
PLACE OF USE REVIEW SHEET CONTINUED

CLAIM NUMBER: A36-077148

PRESUMPTION FLAG:

REMARKS:

MICROFILMED

FEB 04 1993

RECOMMENDATIONS:

TOTAL ACRES:

144 / 144

REVIEWED BY:

W

DATE:

9/7/90

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-07714B IRRIGATION	FROM 03-15 TO 11-15	1.440 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.440 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-07714B IRRIGATION	FROM 03-15 TO 11-15	1.440 CFS 576.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.440 CFS 576.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	~~N~~
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	~~N~~
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	~~N~~

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AT TOTAL CLAIMED DIVERSION RATE: 1.440 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 1.440 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B.

FLOW MEASUREMENT

MEASUREMENT METHOD See License Exam, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? (Y(☒) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A36-04062 & NORTH SIDE CANAL CO.

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-07714B	GROUNDWATER	JOHNSON, JR., ELMER	1.440	0.010		
A36-04062	GROUNDWATER	JOHNSON, JR., ELMER	1.450	0.010		
A01-0021221	LARGE CLAIM	LARGE CLAIM	9999999.000	415.354		

NO RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION

MICROFILMED
FEB 04 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 144 x 0.02 CFS/ACRE = 2.88 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(/)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 432.0 AE/A

ACRES 144 x CONSUMPTIVE VOL. AE/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 432 AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES 144 x DIVERSION VOL. AE/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 576 AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(/)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

	<u>CFS</u>	<u>CONS</u>	<u>AE/A</u>
A36-07714B	<u>1.44</u>	<u>432</u>	<u>576</u>
A36-04062	<u>1.44</u>	<u>432</u>	<u>576</u>
(TOTAL ACRES = 144)	<u>1.34</u>		
LIMITS when used in conjunction	<u>2.88</u>	<u>432</u>	<u>576</u>
	<u>1.83</u>		

limited to 1" per acre with CW also

1b. CALCULATIONS

as licensed = 1.44 cfs

* limit to well capacity when combined of 1.83 cfs

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	09-15 11-15	DATABASE EXAMINER 1.440 /	DATABASE EXAMINER 576 /	DATABASE EXAMINER 492.0 /
TOTAL FOR THIS RIGHT		1.440	Ø	Ø

REVIEWED BY: *W*

DATE: *9/7/90*

MICROFILMED

FEB 04 1991

K06
E07
E01

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
(☒)
N/A
NEEDS
REVIEW
(☐)
(☐)
(☐)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07714

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.230

EXAMINER

CES

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
36-07714	36-07714A	~~5.290~~ 2.79	-	-	36-07714	
36-07714	36-07714B	1.440	-	-	36-07714	
-	-	-	-	-	36-07714A	2.790
-	-	-	-	-	36-07714B	1.440
TOTAL CES		~~5.290~~ 4.23				4.230

OK as licensed

DIVERSION RATE REVIEW

DO THE SUM CES RATE OF THE SPLITS EQUAL THE ROOT RIGHT CES RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

REMARKS:

A36-07714A should be 2.79

A36-07714B OK - see enclosed proofs

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

Stu [Signature]

10-1-91

DATE:

9/7/90

TITLE: