

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 36-16315
Date Received: 5/16/2005
Receipt No: 5028175
Received By: NT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ALBERT PETE VEENSTRA Phone: (208) 837-6372
3091 E 1200S
HAGERMAN ID USA 83332

CHERYL VEENSTRA Phone: (208) 837-6372
3091 E 1200S
HAGERMAN ID USA 83332

2. Date of Priority: 05/01/1914

3. Source: WASTE WATER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	14E	8	NE NE	GOODING	

5. Description of diverting works:

headgate in waste water channel, cement gate and open ditch to the place of use.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.12	

7. Total Quantity Appropriated is:
0.12 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
08S	14E	5	SE	SW	IRRIGATION	6.2
Section Acres						6.2
Total Acres						6.2

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:

14. Remarks:

This claim represents a portion of unclaimed right 36-4238. Claim set as a temporary claim pending court ruling on late claim filing.

15. Basis of Claim: Beneficial Use

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Rec'd
11/21/05

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, 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
36-16315		

Water Right No(s)	Adjudication Claim No(s)	Split

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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) are 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**.

3. Name and Address of Former Owner/Claimant(s)
George Bohr (renting)
3093 E 1200 S
4. New Owner/Claimant(s)
Hagerman, ID 83332
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
Albert Pete and Cheryl Veenstra
3091 E 1200 S
Hagerman, ID 83332
(208) 837-6372
- New Mailing Address
 City, State and ZIP Code
 New Telephone Number
5. Date you acquired the property
10-1-05

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 _____		
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	_____	_____

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) Cheryl Keenstra
(include title if applicable) _____

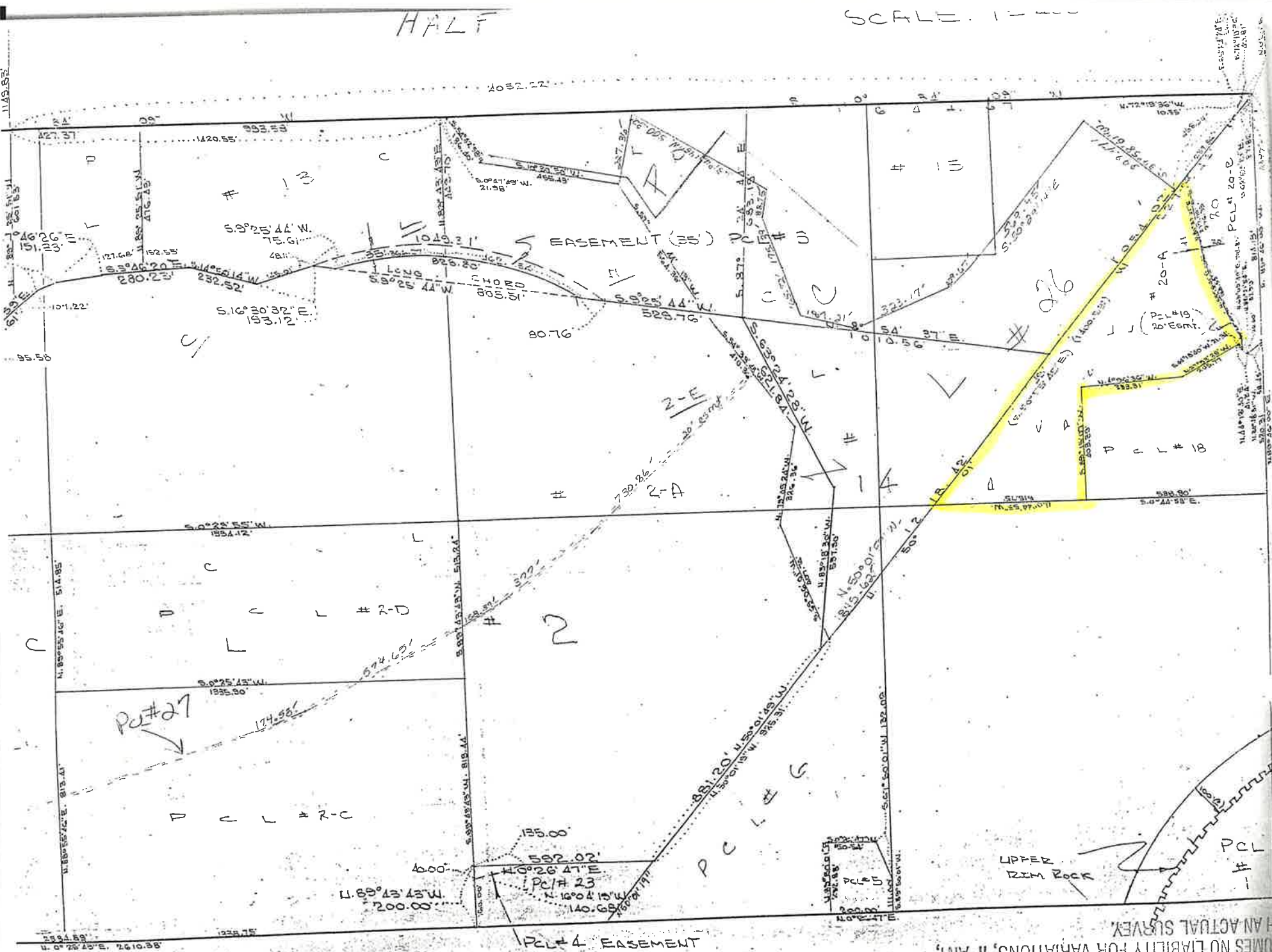
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by	<u>NT</u>	Date	<u>11/21/05</u>	Fee	<u>25.00</u> no fee due
Receipted by	<u>NT</u>	Date	<u>11/21/05</u>	Receipt No.	<u>5028175</u> void of 11/22/05
Processed by	_____	AJ	Date	_____	_____

HALF

SCALE 1" = 100'



THIS PLAT IS MADE SOLELY FOR THE PURPOSE OF ASSISTING IN LOCATING THE LAND, AND THE CO. ASSUMES NO LIABILITY FOR VARIATIONS, IF ANY, WITH AN ACTUAL SURVEY.

WARRANTY DEED

#GG-06680

For Value Received

George W. Bohr, a married man dealing with his sole & separate property

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

Albert Pete Veenstra, Sr. and Cheryl Veenstra, husband and wife
Address: 3091 South 1200 East, Hagerman, ID 83332

AK
CD

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

TOWNSHIP 8 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: Part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:

Beginning at the South quarter corner of said Section 5, Township 8 South, Range 14, East Boise Meridian;

Thence North 0°00'00" East, 30.83 feet to a point of intersection with the centerline of a county road;

Thence along the centerline of said county road the following courses and distances:

North 72°19'36" West, 10.55 feet;

North 65°24'24" West, 36.37 feet;

North 62°59'19" West, 37.86 feet;

North 50°55'45" West, 237.86 feet to THE TRUE POINT OF BEGINNING:

Thence continuing North 50°55'45" West along the centerline of said county road, 1400.53 feet to the West boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence South 0°44'53" East along the West boundary of said SE $\frac{1}{4}$ SW $\frac{1}{4}$, 515.75 feet;

Thence North 89°15'07" East 403.39 feet;

Thence South 4°06'36" East, 333.31 feet;

Thence South 27°53'28" East, 205.77 feet;

Thence South 44°18'40" West, 21.34 feet;

Thence North 89°21'54" East, 37.99 feet;

Thence North 63°09'40" East, 95.85 feet;

es are an accruing lien, the first one-half of which is not delinquent until after December 20, 2005.

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

Terms and conditions of an Agreement by and between Harvey W. Hurlebaus, a single man, party of the first part, and Twin Falls North Side Land & Water Company, a corporation, party of the second part, dated February 25, 1914, recorded March 18, 1914 in Book 1 Page 81, Gooding County records, affecting the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 8 South, Range 14, East Boise Meridian.

Power Line Easement given by Max Dahlgist and Luella Dahlgist, husband and wife, to Idaho Power Company, a corporation, dated February 23, 1955, recorded September 7, 1956 in Book 7 Page 498 as Instrument Number 130730, Gooding County records, affecting the SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 8 South, Range 14, East Boise Meridian.

Power Line Easement given by William C. Buxton, a single man, to Idaho Power Company, a corporation, dated December 12, 1974, recorded December 24, 1975 as Instrument Number 57495, Gooding County records, affecting the S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 8 South, Range 14, East Boise Meridian.

Power Line Easement given by William C. Buxton, a single person, to Idaho Power Company, a corporation, dated November 7, 1978, recorded March 29, 1979 as Instrument Number 75667, Gooding County records, affecting a portion of Section 5, Township 8 South, Range 14, East Boise Meridian.

Power Line Easement given by Dan J. Maier and Cindy A. Maier, his wife, to Idaho Power Company, a corporation, dated December 10, 1989, recorded May 2, 1990 as Instrument Number 140764, Gooding County records, affecting part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 8 South, Range 14 East, Boise Meridian.

Statement of Intent to Declare Manufactured Home Real Property dated November 20, 1997, recorded December 5, 1997, as Instrument Number 173245, Gooding County records.

Power Line Easement given by George W. Bohr and Susan L. Bohr to Idaho Power Company, a corporation, dated October 18, 1999, recorded March 10, 2000 as Instrument Number 184791, Gooding County records, affecting a parcel of land in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, T8S, R14E, BM Gooding County, Idaho.

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

November 23, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ALBERT PETE VEENSTRA
CHERYL VEENSTRA
3091 E 1200 S
HAGERMAN ID 83332

RE: Notice of Change of Water Right Ownership
SRBA Claim Nos. 36-16315

Dear Mr. and Mrs. Veenstra:

Thank you for stopping by the office and bringing in your owner change documents. Our records have been modified to reflect you as current owners. However, because your claim has not yet been decreed by the Snake River Basin Adjudication Court, there was no fee due to complete the change. Consequently, I am herein returning your check 1253 in the amount of \$25.

Thanks again and please feel free to call this office should you have any questions regarding the adjudication process.

Sincerely,


Trish Fawcett
Technical Records Specialist

Enc.

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 36-16315
Date Received: 5/16/2005
Receipt No: C079995
Received By: SM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GEORGE BOHR Phone: (208)837-9136
SUSAN BOHR Phone:
3091 S 1200E
HAGERMAN ID USA 83332

2. Date of Priority: 05/01/1914

3. Source: WASTE WATER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08S	14E	8	NE NE	GOODING	

5. Description of diverting works:

headgate in waste water channel, cement gate and open ditch to the place of use.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.12	

7. Total Quantity Appropriated is:

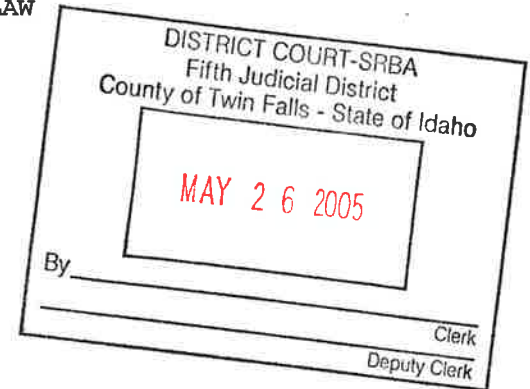
0.12 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
08S	14E	5	SE SW	IRRIGATION	6.2
Section Acres					6.2
Total Acres					6.2



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:

14. Remarks:

This claim represents a portion of unclaimed right 36-4238.

15. Basis of Claim:

16. Signature(s)

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

Signature of Claimant(s): Sgt Bob Date: 5-16-05
Susan Bob Date: _____

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 16th day of May 2005
Kelly K. Christensen
Notary Public



Residing at _____ Twin Falls, ID

My commission Expires 4-2-2010



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037 DEPT INTERNET WEB SITE: www.idwr.idaho.gov

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 16, 2005

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIM 36-16315 PENDING LATE CLAIM

To Whom It May Concern:

The filing fee for this claim is

\$ 50.00 filing fee
50.00 late fee
6.00 variable fee
\$106.00 total due

Sincerely,

Kelly K Christensen

Sr Water Resource Agent

E-mail address: kelly.christensen@idwr.idaho.gov

SCANNED

JAN 19 2006

RECEIVED

JAN 06 2006

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN - 5 2006

Clerk
Deputy Clerk

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

In Re SRBA

Subcase: 36-16315

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On May 26, 2005, Claimant George Bohr filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on August 16, 2005. This matter was referred to Special Master Theodore R. Booth on August 22, 2005. On November 15, 2005, a *Special Master's Recommendation Re: Motion to File Late Notice of Claim Findings of Fact and Conclusions of Law* was filed for this water right. No challenges were filed to the *Special Master's Recommendation* and the time for filing challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for water right 36-16315 is **granted**.

The original Notice of Claim, as well as any attached filing fees, and a copy of this *Order* will be forwarded to the Idaho Department of Water Resources for further action.

IT IS SO ORDERED.

Dated January 5, 2006.

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

SCANNED

JAN 09 2006

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on January 05, 2006, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

GEORGE BOHR
3091 S 1200 E
HAGERMAN, ID 83332
Phone: 208-250-5850

PETE & CHERYL VEENSTRA
3091 S. 1200 E.
HAGERMAN, ID 83332

ORDER

Page 1 1/05/06

FILE COPY FOR 01905

Deputy Clerk

SCANNED

JAN 9 2006

05/12/2009

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

RIGHT NUMBER: 36-16315

NAME AND ADDRESS: CHERYL VEENSTRA
3091 S 1200TH E
HAGERMAN ID 83332

ALBERT PETE VEENSTRA
3091 S 1200TH E
HAGERMAN ID 83332

SOURCE: WASTE WATER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.120 CFS

PRIORITY DATE: 05/01/1914

POINT OF DIVERSION:

T08S R14E S8 NENE Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.120 CFS

PLACE OF USE: IRRIGATION in GOODING County

T08S R14E S05 SESW 5.80

5.8 ACRES TOTAL

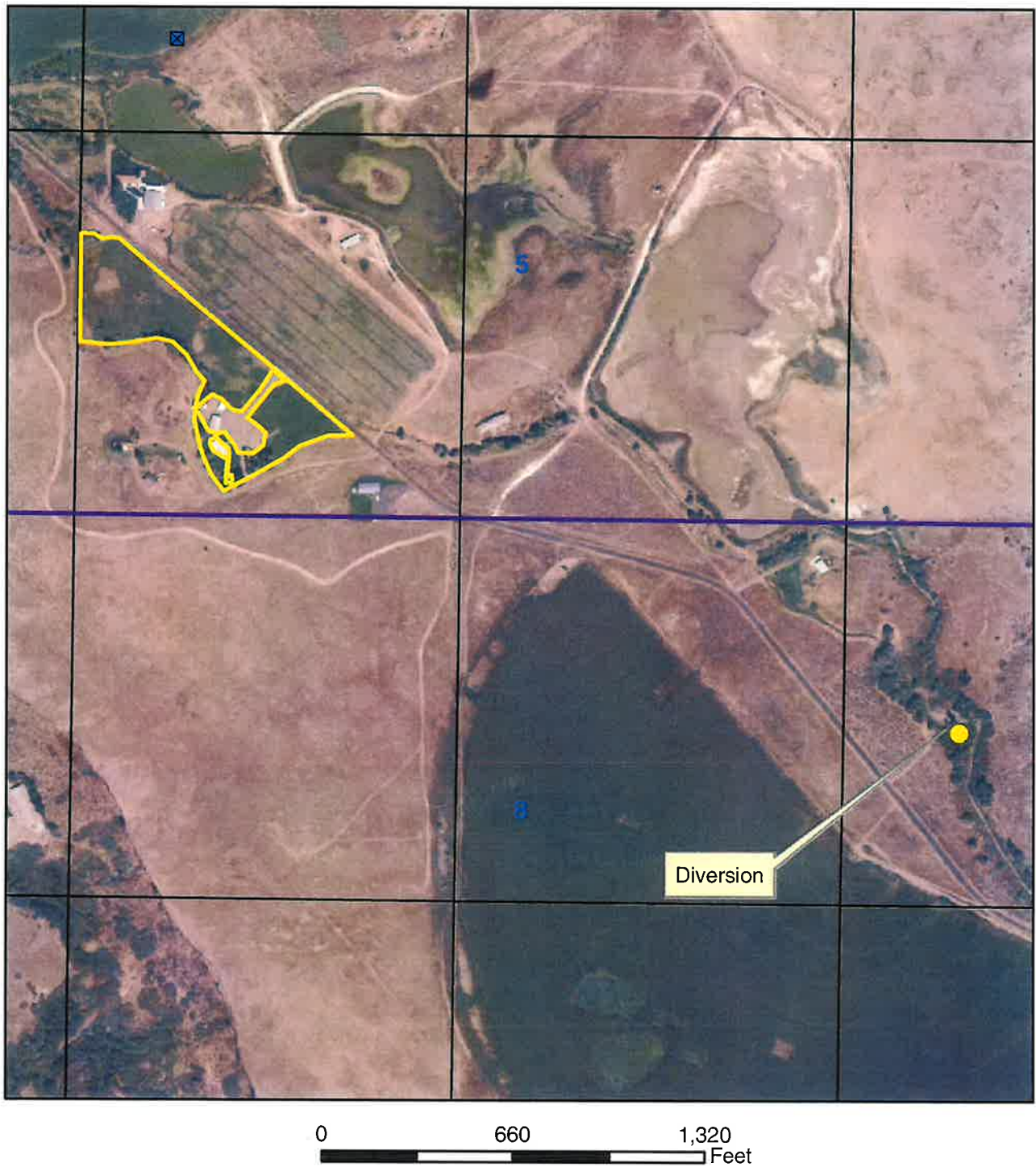
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

This right remains subject to the right of the original appropriator, North Side Canal Company, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES



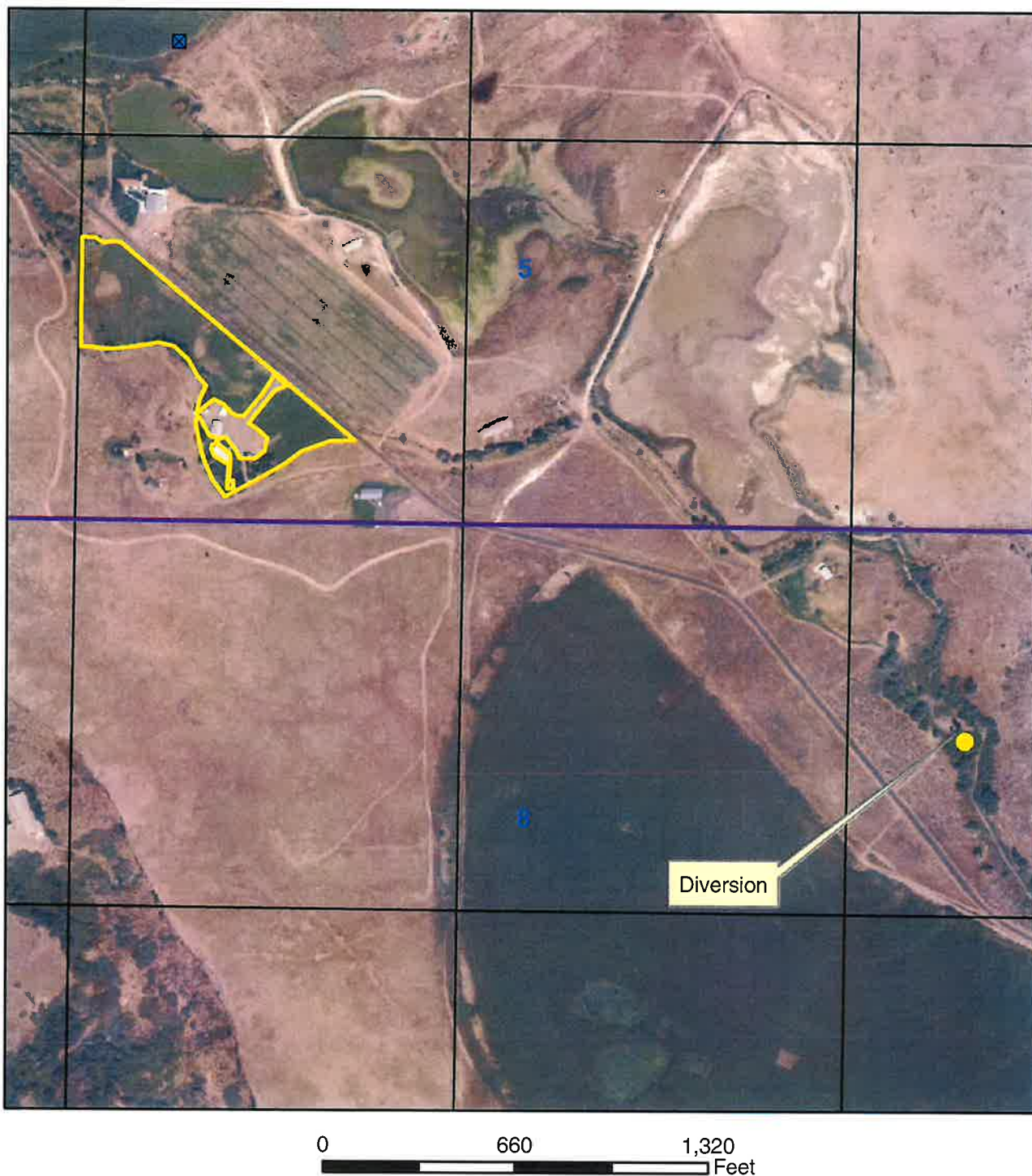
Legend

-  36-16315
-  Township/Range
-  Sections
-  QQ



Water Right Representation
Photo: 2004 NAIP
Created By: D.Jones
Date: 5-11-2009

IDAHO DEPARTMENT OF WATER RESOURCES



Legend

-  36-16315
-  Township/Range
-  Sections
-  QQ



Water Right Representation
Photo: 2004 NAIP
Created By: D.Jones
Date: 5-11-2009



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

RECEIVED

AUG 2006

RECEIVED

MAR 08 2006

DEPARTMENT OF
WATER RESOURCES

As of 3-20-06 my address

*262 E. 600 S.
Jerome, Id. 83338*

GEORGE AND SUSAN BOHR
3093 S 1200 E
HAGERMAN ID 83332-5844

February 24, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

*property has been sold to
Pete & Cheryl Veens Jr &
3091 S. 1200 E.
Hagerman Id. 83332*

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #36-16315 and
Decrees 47-13239 and 47-11149

*Record updated, 3-10-06
Not prepared 3-10-06
car*

Dear Claimants:

cc: W.A.

Mail we sent to you was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by March 13, 2006. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right claim(s) referenced above, please call this office toll-free at 1/800-451-4129 so we can contact the new owner(s) regarding their water right(s) and updating our records.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

The address is correct as shown above or as otherwise changed.

George Bohr
Water Right Holder's Signature

208 837 9136 Cell 539-5354
Telephone No.

SCANNED

MAR 10 2006

NOT EASTERN!

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

36-16315

~~47-7227~~
47-13239 } I.D.
47-11149 }

GEORGE AND SUSAN BOHR
3091 S 1200 E
HAGERMAN ID 83332

BOHR091 833322014 1A05 21 02/13/06
RETURN TO SENDER
BOHR
3093 S 1200 E
HAGERMAN ID 83332-5844
RETURN TO SENDER

1-4726-1085-83332

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004389390 \$ 00.29³
FEB 10 2006
MAILED FROM ZIP CODE 83702

RECEIVED

FEB 16 2006

DEPARTMENT OF
WATER RESOURCES

SCANNED
MAR 10 2006



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

February 9, 2006

GEORGE AND SUSAN BOHR
3091 S 1200 E
HAGERMAN ID 83332

RE: Snake River Basin Adjudication (SRBA)
Late Notice of Claim to a Water Right #36-16315

Dear Claimants:

The Notice of Claim to a Water Right referenced above was received from the SRBA Court recently. I have enclosed your receipt #C079995 for the filing fees you paid. Please retain the receipt for your records.

This Notice of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/287-4921 if you have any questions.

Sincerely,

Donald V. Shaff, MPA
Adjudication Bureau Chief

DVS:ss:region

Enclosure:

Receipt #C079995

SCANNED

FEB - 9 2006