

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: A37-00678C
Date Received: 8/17/1989
Receipt No: 5009/90
Received By: AM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERRY H. NELSON 206-821-2577
Address: 9201 N.E. 126 PLACE
KIRKLAND, WA 98034

AND/OR
Name: SUE L. NELSON 206-821-2577
Address: 9201 N.E. 126 PLACE
KIRKLAND, WA 98034

2. Date of Priority: NOV 30, 1882

3. Source: SOLDIER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	14E	9	NW	NW	NW		CAMAS

5. Description of diverting works:
HEADGATE & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		

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

8. Total consumptive use is 162.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	14E	9	SW	SW		IRR	10.0
			SE	SW		IRR	33.0
					Section Acres		43.0
		16	NE	NW		IRR	22.0
					Section Acres		22.0
					Total Acres		65.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
A37-00680C

14. Remarks:
THIS CLAIM IS BASED ON A PORTION OF 37-00678A AND ALL OF
37-00678C AS CREATED BY TRANS. 3311.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

S. C. FROST, ET AL
Decree Plaintiff

vs

ALTURAS WATER CO., ET AL
Decree Defendant

16. Signature(s)

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

Number of attachments: 1 Map
1 copy of deed

For Individuals:

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

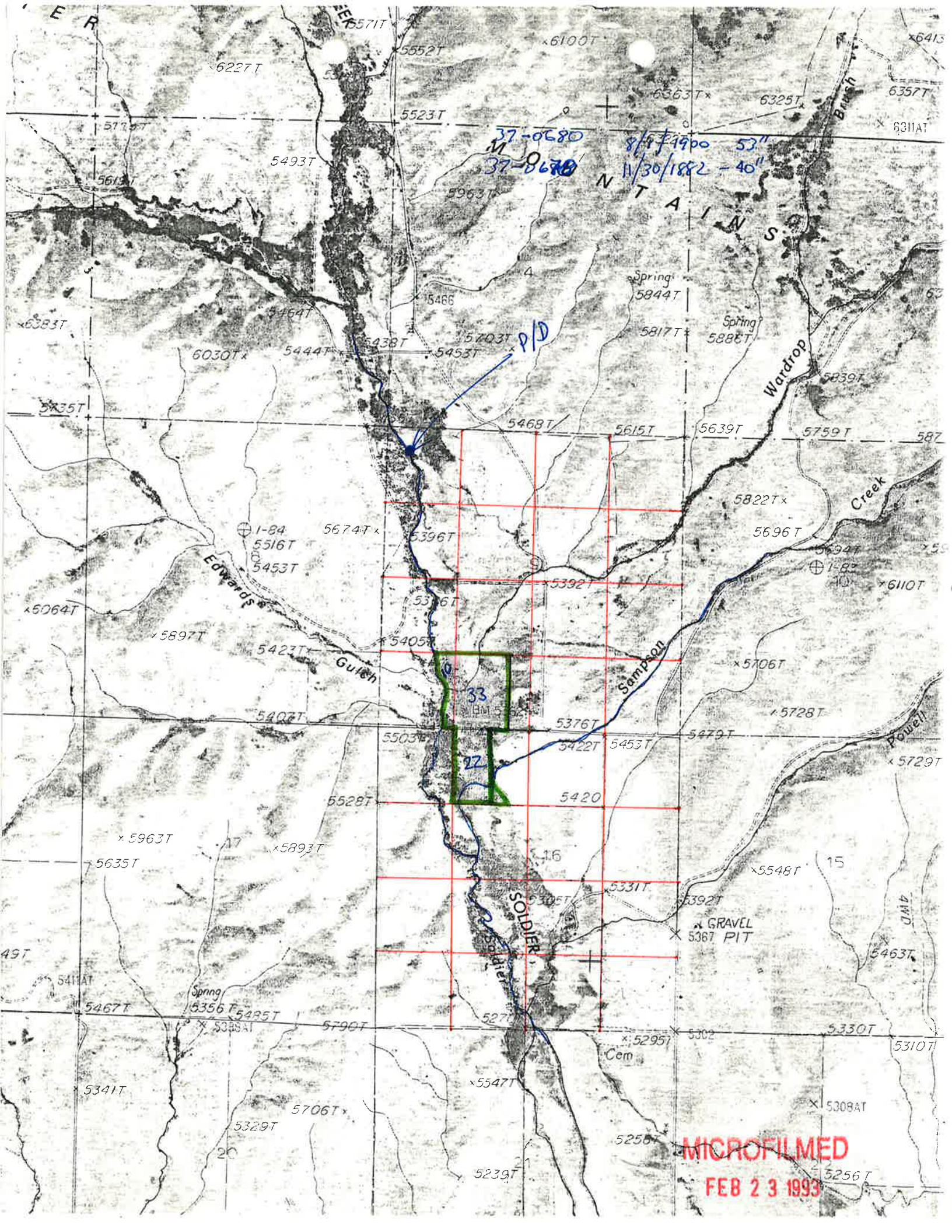
Signature of Claimant(s): James H. Nelson Date: 9-15-89
Wue L. Nelson Date: 9-15-89

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of Sept. 19 89
[Signature]
Notary Public

Seal

Residing at Kilbuck, Id.
My Commission Expires 6/30/89



WARRANTY DEED

For value received, PATRICIA J. PAULS, a widow, JOANNI GAY, a single person, PENNY LEE PAULS, a single person, all of Jackpot, Nevada, and CLARENCE G. PAULS and LOREE KAY PAULS, husband and wife, of Davenport, Washington, hereinafter called the "Grantor", hereby grants, bargains, sells and conveys unto JERRY H. NELSON and SUE L. NELSON, husband and wife, 9201 NE 126th Ave., Kirkland, Washington 98034, hereinafter called the Grantees, the following described premises situated in Camas County, Idaho, to wit:

TOWNSHIP 1 NORTH, RANGE 14 EAST, BOISE MERIDIAN

SE $\frac{1}{4}$ SW $\frac{1}{4}$ and that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying easterly of the Center of Soldier Creek and that part of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ lying westerly of the paved Soldier Road Section 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, together with all water rights appurtenant thereto including 40 inches of Soldier Creek with a priority day of November 30, 1882, 50 inches of Sampson Creek with a priority date of April 18, 1906, and 53 inches of Soldier Creek with priority date of August 1, 1900.

Together with an easement for the purpose of conveying said water rights to the above described real estate, which easement is across, over and upon the following described real estate situate in the County of Camas, State of Idaho, as follows, to wit:

S $\frac{1}{2}$, Section 9, Township 1 North, Range 14 East, Boise Meridian

EXCEPT

A parcel of land located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 16 and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Township 1 North, Range 14 East Boise Meridian, Camas County, Idaho, and more particularly described as follows:

Beginning at the Southwest corner of the Smoky Dome Ranch, a Subdivision, as recorded at the Camas County Recorder's Office, also being the Real Point of Beginning, said point lies on the Northerly boundary of said Section 16 and lies S 89°44'53" E, 141.99 feet from the quarter corner common to said Section 16 and Section 9;

thence along the Westerly right-of-way boundary of Soldier Creek Road N 0°13'23" E, 1328 feet more or less to the Northerly boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$;

thence Westerly 432.42 feet along the Northerly boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9;

thence S 2°36'11" E, 1346.74 feet;

thence N 89°44'45" W, 355.27 feet;

thence S 0°15'15" W, 514.10 feet;

thence N 71°14'37" E, 716.62 feet;

thence S 74°30'0" E, 538.56 feet to a point on the

Westerly boundary of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16;

thence Southerly 144.4 feet more or less;

thence Easterly 660 feet more or less along a line which lies 525 feet Southerly of and parallel to the Northerly boundary of said NE $\frac{1}{4}$ Section 16;

thence Northerly 525 feet along the Easterly boundary of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16; thence N 89°44'53" W, 1178.8 feet more or less along the Northerly boundary of said NE $\frac{1}{4}$ Section 16 to the Real Point of Beginning.

MICROFILMED

FEB 23 1993

EXCEPT the Northerly 30 feet of the Easterly 1178.8 feet of the above described parcel lying in said Section 16.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to 12 inches of Soldier Creek water with a priority date of November 30, 1882, 18 inches of Sampson Creek water with a priority date of April 18, 1906, and 18 inches of Soldier Creek water with a priority date of April 1, 1990..

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees and to the Grantees' heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantees, 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: July ____, 1989.

Joanni Gay Pauls
Joanni Gay Pauls

Clarence G. Pauls
Clarence G. Pauls

Loree Kay Pauls
Loree Kay Pauls

Patricia J. Pauls
Patricia J. Pauls

Penny Lee Pauls ✓
Penny Lee Pauls

STATE OF WASHINGTON)
) ss.
County of LINCOLN)

On this 10th day of July, 1989, before me the undersigned, a Notary Public in and for said State, personally appeared CLARENCE G. PAULS and LOREE KAY PAULS, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they have executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

Donna B. McDonald
Notary Public for WASHINGTON
Residing at Davenport

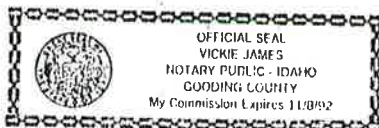
MICROFILMED

FEB 23 1993

STATE OF IDAHO)
County of GOODING) ss.

On this 30 day of July, 1989, before me the undersigned, a Notary Public in and for said State, personally appeared JOANI GAY PAULS, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.

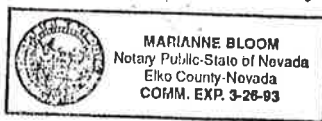


Vickie James
Notary Public for Idaho
Residing at Gooding

STATE OF Nevada)
County of Elko) ss.

On this 30th day of June, 1989, before me the undersigned, a Notary Public in and for said State, personally appeared PENNY LEE PAULS, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written. ✓

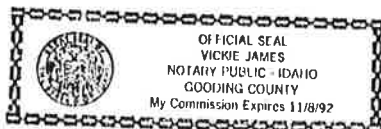


Marianne Bloom
Notary Public for Nevada
Residing at Jackpot

STATE OF IDAHO)
County of GOODING)

On this 30 day of July, 1989, before me the undersigned, a Notary Public in and for said State, personally appeared PATRICIA J. PAULS, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written



Vickie James
Notary Public for Idaho
Residing at Gooding

MICROFILMED

FEB 23 1993

06/23/2006

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

RIGHT NUMBER: 37-678C

NAME AND ADDRESS: JERRY H NELSON
9201 NE 126TH PL
KIRKLAND WA 98034

SUE L NELSON
9201 NE 126 PL
KIRKLAND WA 98034

SOURCE: SOLDIER CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.560 CFS

PRIORITY DATE: 11/30/1882

POINT OF DIVERSION:

T01N R14E S9 NWNWNW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.560 CFS

PLACE OF USE:

IRRIGATION Within CAMAS County

T01N R14E S09

SWSW 3.00

T01N R14E S09

SESW

33.00

36 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 36 acres in a single irrigation season. Combined Right Nos.: 37-678C and 37-680C.

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 - Decreed



Idaho Department of Water Resources

SRBA Recommendation:

37-678C

37-680C

Legend

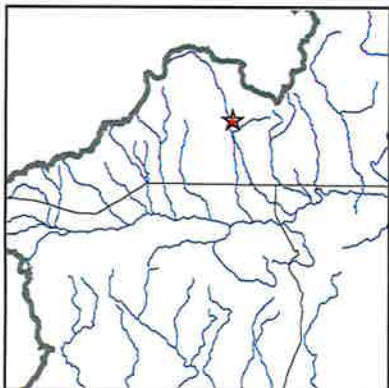
⊙ Point of Diversion

□ Place of Use

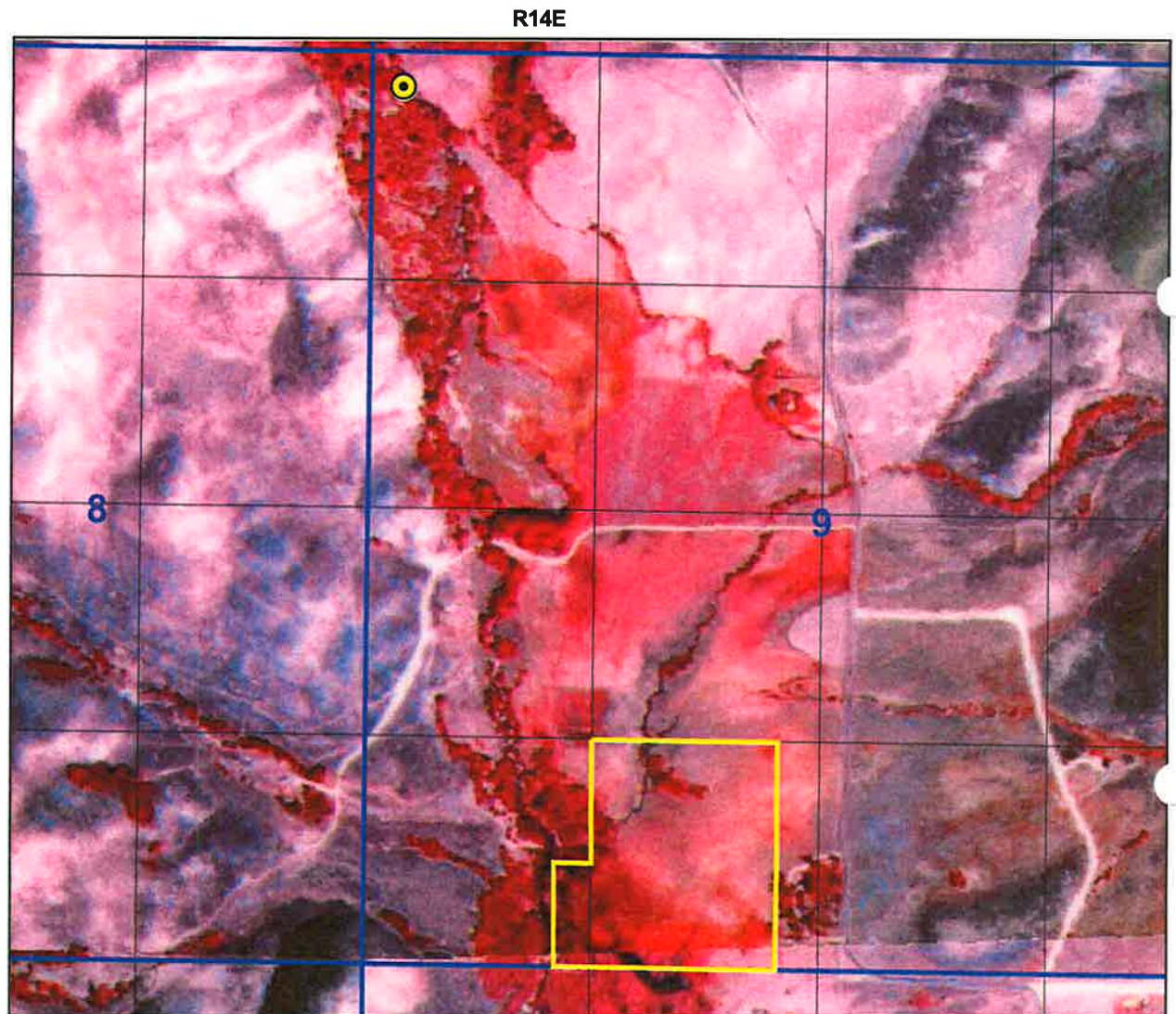
□ Townships

□ PLS Sections

□ Quarter Quarters



Camas County
IDWR Basin 37



0 0.25 0.5 Miles

Prepared by M. Anders
On Friday, June 23, 2006
1987/88 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-678C, 37-680C

Background Data

37-678C

- Source is Soldier Creek tributary to Camas Creek
- Database search indicates:
 - 37-678 originally decreed for 2.4 cfs on 5 QQ. Transfer No. 3311 split into:
 - 37-678A decreed for 1.6 cfs on 4QQ
 - 37-678A claimed 1.6 cfs for Irrigation of 185 acres
 - 37-678C claimed for 0.8 cfs for Irrigation of 65 acres (claimed portion of 37-678A and 37-678C)
 - 37-678B decreed for 0.24 cfs on 12 acres
 - 37-678D claimed 0.11 cfs for Irrigation of 5.4 acres
 - 37-678E claimed 0.13 cfs for Irrigation of 6.6 acres
 - 37-678C decreed for 0.56 cfs on 36 acres
 - 37-678C claimed for 0.8 cfs for Irrigation of 65 acres (claimed portion of 37-678A and 37-678C)
 - **Summary of 37-678 claims:**
 - Decreed 2.4 cfs on 5QQ
 - Total diversion rate claimed = 2.64 cfs. **Diversion rate overclaimed**
 - Total acreage claimed = 327 acres. **Acres overclaimed**

37-680C

- Source is Soldier Creek tributary to Camas Creek
- Database search indicates:
 - 37-680 originally decreed for 3.2 cfs on 5 QQ. Transfer No. 3311 split into:
 - 37-680A decreed for 2.14 cfs on 4QQ
 - 37-680A claimed 2.14 cfs for Irrigation of 185 acres
 - 37-680C claimed for 1.06 cfs for Irrigation of 65 acres (claimed portion of 37-680A and 37-680C)
 - 37-680B decreed for 0.36 cfs on 12 acres
 - 37-680D claimed 0.16 cfs for Irrigation of 5.4 acres. Split into:
 - 37-21189 claimed 0.08 cfs for Irrigation of 11.4 acres. Split into:
 - 37-21416 claimed 0.04 cfs for Irrigation of 6 acres
 - 37-21417 claimed 0.04 cfs for Irrigation of 5.4 acres
 - 37-21190 claimed 0.08 cfs for Irrigation of 12 acres
 - 37-680E claimed 0.20 cfs for Irrigation of 6.6 acres
 - 37-680C decreed for 0.70 cfs on 36 acres
 - 37-680C claimed for 1.06 cfs for Irrigation of 65 acres (claimed portion of 37-680A and 37-680C)
 - **Summary of 37-680 claims:**
 - Decreed 3.2 cfs on 5QQ
 - Total diversion rate claimed = 3.36 cfs. **Diversion rate overclaimed**
 - Total acreage claimed = 338.4 acres. **Acres overclaimed**

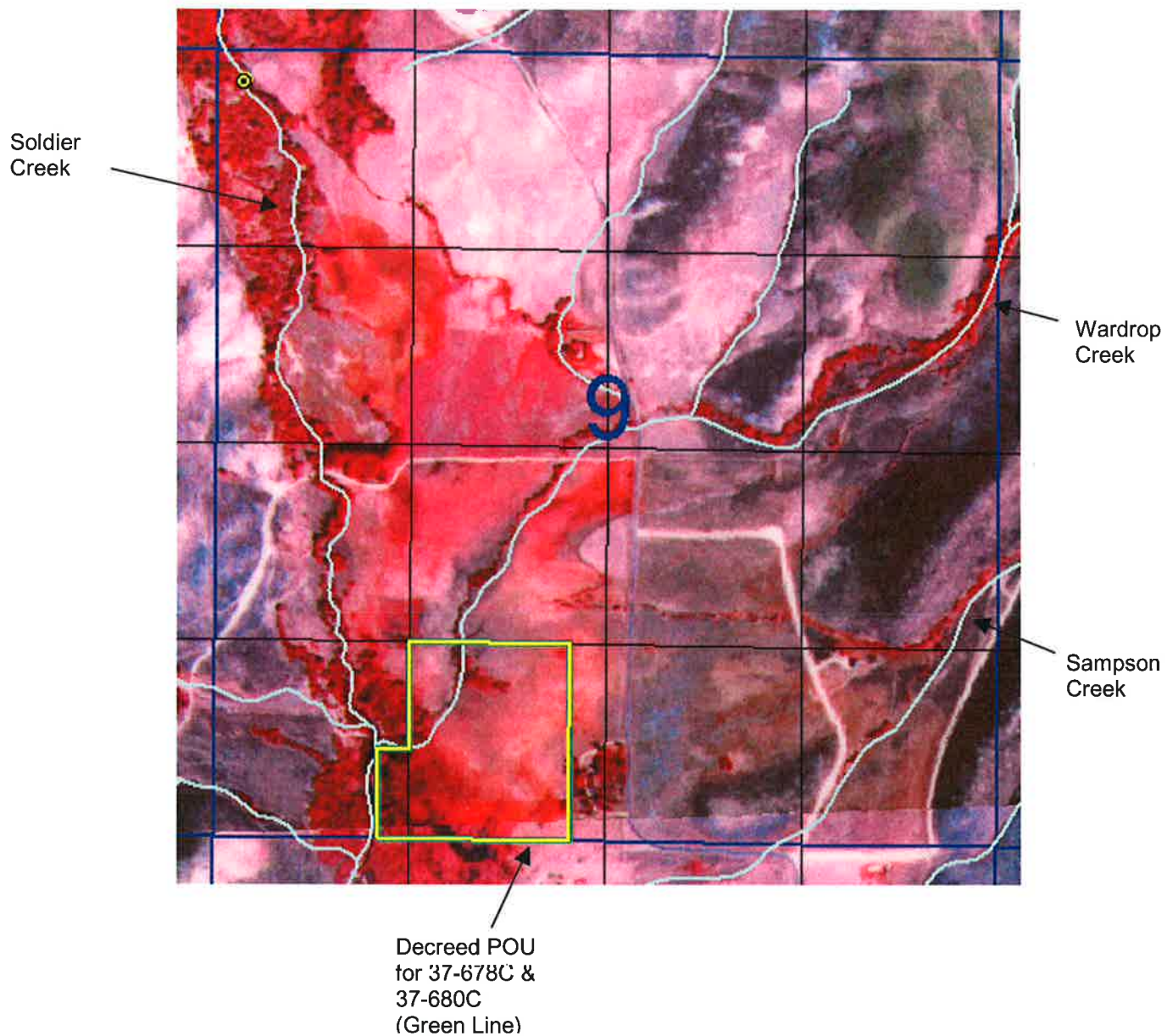
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo



Notes

T1N R14E Section 9

- Found 36 acres of Irrigation. This is the acreage and location of the POU in Transfer No. 3311 approved in 1987.
- Claims included 0.24 cfs from 37-678A and 0.36 cfs from 37-680A. A 1989 deed submitted indicates claimant bought 0.8 cfs of 37-678 and 1.06 cfs of 37-680. Since the property sale occurred after 1987 (start of SRBA), only the diversion rates of 0.56 cfs for 37-678C and 0.70 cfs for 37-680C as listed in Transfer No. 3311 (approved in 1987) can be recommended in the SRBA. Another transfer is required to move the purchased water that exceeds these rates.
- Duty of water: $1.26 \text{ cfs} / 36 \text{ acres} = 0.035 \text{ cfs/acre}$. This is the duty of water in Transfer No. 3311 approved in 1987, so that was recommended.
- Recommendations:
 - Combined use limit of 36 acres.
 - 37-678C: 0.56 cfs for Irrigation of 36 acres
 - 37-680C: 0.70 cfs for Irrigation of 36 acres
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

Summary of SRBA recommendations:

- 37-678 originally decreed for 2.4 cfs on 5 QQ.
 - 37-678A – 1.6 cfs for Irrigation of 66 acres
 - 37-678C – 0.56 cfs for Irrigation of 36 acres
 - 37-678D – 0.11 cfs for Irrigation of 5.4 acres
 - 37-678E – 0.13 cfs for Irrigation of 6.6 acres
 - **Summary:**
 - Total diversion rate = 2.4 cfs
 - Total acreage = 114 acres
 - 37-680 originally decreed for 3.2 cfs on 5 QQ.
 - 37-680A – 2.14 cfs for Irrigation of 66 acres
 - 37-680C – 0.70 cfs for Irrigation of 36 acres
 - 37-680E – 0.20 cfs for Irrigation of 6.6 acres
 - 37-21417 – 0.04 cfs for Irrigation of 5.4 acres
 - Unallocated – 0.12 cfs for Irrigation of 5.4 acres (should be part of 37-21417)
 - **Summary:**
 - Total diversion rate = 3.2 cfs
 - Total acreage = 114 acres
 - 37-2041 originally licensed for 2.9 cfs for Domestic and Irrigation of 145 acres.
 - 37-2041A – 1.9 cfs for Domestic and Irrigation of 81 acres
 - 37-2041C – 0.64 cfs for Irrigation of 32 acres
 - 37-2041E – 0.04 cfs for Irrigation of 2.7 acres
 - 37-21187 – 0.13 cfs for Irrigation of 8.3 acres
 - 37-21188 – 0.19 cfs for Irrigation of 12 acres
 - **Summary:**
 - Total diversion rate = 2.9 cfs.
 - Total acreage = 136 acres.
 - 37-220 originally decreed for 1.6 cfs on 6 QQ.
 - 37-13215 – 0.53 cfs for Irrigation of 80 acres
 - 37-13239 – 1.00 cfs for Irrigation of 81 acres
 - Unallocated – 0.07 cfs for Irrigation of 5 acres
 - **Summary:**
 - Total diversion rate = 1.6 cfs.
 - Total acreage = 166 acres.
 - 37-221 originally decreed for 3.2 cfs on 6 QQ.
 - 37-13215 – 1.07 cfs for Irrigation of 80 acres
 - 37-13239 – 2.00 for Irrigation of 81 acres
 - Unallocated – 0.13 cfs for Irrigation of 5 acres
 - **Summary:**
 - Total diversion rate = 3.2 cfs.
- Total acreage = 166 acres.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3311APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Richard B. Giesler Phone 734-4721
Post Office address 807 Campus Drive, Twin Falls, Idaho, 83301

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Split Water Rights
2. Describe the reason for the proposed changes Describe water rights as reflected by change in ownership.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
37-0678 B	11/30/1882	0.24	Irrigation	* Not Listed to
37-0678 C		0.56		to
37-0680 B	4/1/1900	0.36	Irrigation	* Not Listed to
37-0680 C		0.70		to

2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Soldier Creek tributary to Camas Creek

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	1N	14E	Camas	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3 ations	1N	14E	9										7			5			12
2 ations	1N	14E	9									3	33						36

MICROFILMED

AUG 18 1987

Total acres 48

PART 1

6. General Information:

a. Description of diversion system Farther ditchesb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

The five acres being removed will not be irrigated.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCESThis is to certify that I have examined Application for Transfer of Water Rights No. 37-0678B/C & 37-0680B/CAnd said application is hereby APPROVED, subject to the following limitations and conditions:

1. Measuring devices of a type approved by this Department shall be maintained as a part of the divertins works.
2. Lockable devices subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. Use of water under these rights is subject to control by the watermaster of State Water District No. 37C, Soldier Creek.
4. These rights when combined with all other rights shall provide no more than 3.0 afa per acre for the lands above.

AUG 18 1987

Witness my hand this

6th

day of

July

, 19

87J. Glen Saylor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-0678 Decreed to John Wardrop
in case of S.C. Frost, et. al. vs. Alturas Water Company, et. al.
dated 12/13/1909 in 4th Judicial Dist. county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other Sales Agreement

3. Source of water Soldier Creek tributary to Camas Creek

4. Date or priority 11/30/1882

5. Water is used for the following purpose:

amount 2.4 cfs for Irrig. purposes from * Not Listed in Decree to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.4 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion: * Not Listed in Decree

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
IN	14E	8																	
IN	14E	9									X	X	X	X				X	

MICROFILMED

AUG 18 1987

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.80 for Irrig. purposes from * Not Listed to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	1N.	14E.	Camas	Soldier Creek

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	14E	9											8	40					48

Total acres 48**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**37-0678 A

1. amount 1.60 for Irrig. purposes from * Not Listed to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	1N.	14E	Camas	Soldier Creek

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	14E	9									X	X	X	X					
1N	14E	8																X	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-0680 Decreed to John Wardrop
 in case of S.C. Frost, et.al. vs. Alturas Water Company, et.al.
 dated 12/13/1909 in 4th Judicial Dist. county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☐ Other _____3. Source of water Soldier Creek tributary to Camas Creek4. Date or priority 4/1/1900

5. Water is used for the following purpose:

* Not Listed in Decree

amount 3.2 cfs for Irrig. purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion: * Not Listed in Decree

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
IN	14E	8																X	
IN	14E	9									X	X	X	X					

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 1.06 cfs for Irrig. purposes from * Not Listed to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	1N.	14E.	Camas	Soldier Creek

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	14E	9											8	40					48

Total acres 48**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change)37-0680 A

1. amount 2.14 cfs for Irrig. purposes from * Not Listed to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	1N.	14E	Camas	Soldier Creek

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	14E	9									X	X							
1N	14E	8																	

MICROFILMED

AUG 18 1981

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Richard B. Masler

(Signature of Applicant)

Subscribed and sworn to before me this 25 day of March, 19 87.Loren O. Halmer

(Notary Public)

My commission expires 3/21/1993**FOR DEPARTMENT USE ONLY**Transfer contains 8 pages and _____ attachmentsReceived by ADM Date 3/25/87 #40725 Protest filed by NonePrelim. check by TB Fee \$50Received by ADM Date 3/25/87Published in Gooding Co. Leader & Mtn. Home News Copies of protest forwarded by _____Pub. dates 5/6 & 5/13/87 Hearing held by _____ Date _____Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial_____ rec'd. _____ by ADM Jim Gary

Copy of transfer sent to lien holder _____

MICROFILMED

AUG 18 1987

37-0678
37-0680

37-0678
37-0680

RECEIVED 9/10
16/15
AUG 18 1987

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-678A

WATER RIGHT NUMBER: 37-678A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN WARDROP 807 CAMPUS DR TWIN FALLS, ID 83301

Priority Date: 11/30/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.600 CFS	
	<u>Total Diversion:</u>	1.600 CFS	

Location of Point(s) of Diversion

SOLDIER CREEK	NW 1/4NW 1/4	Sec. 9, Twp 01N, Rge 14E, B.M.
CAMAS 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	
01N	14E	8																X	
01N	14E	9								X	X	X							

Conditions of Approval:Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-678C

WATER RIGHT NUMBER: 37-678C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RICHARD B GIESLER 807 CAMPUS DR TWIN FALLS, ID 83301
Original Owner	JOHN WARDROP 807 CAMPUS DR TWIN FALLS, ID 83301

Priority Date: 11/30/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.560 CFS	
	<u>Total Diversion:</u>	0.560 CFS	

Location of Point(s) of Diversion

SOLDIER CREEK	NW1/4NW1/4	Sec. 9,	Twp 01N,	Rge 14E, B.M.
CAMAS 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	
01N	14E	9												7.0				5.0	12.0

Total Acres: 12

Conditions of Approval:Remarks:Comments: