

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: A37-02041C
Date Received: 8/17/1989
Receipt No: 5009190
Received By: ADm

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: APR 18, 1906

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE TO DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.000		

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

8. Total consumptive use is 80.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	14E	16	NW	NE		IRR	24.0
			NE	NW		IRR	8.0
						Section Acres	32.0
						Total Acres	32.0

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:
NONE

14. Remarks:

TRANS. 3312 CREATED PART C FOR 0.64 CFS BUT 1.0 CFS WAS DEEDED
SO THIS CLAIM IS BASED ON PART C WITH ADDITIONAL FLOW RATE
COMING FROM PART A.

15. Basis of Claim: LICENSE
Water Right Number: 1955

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 M2P
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.

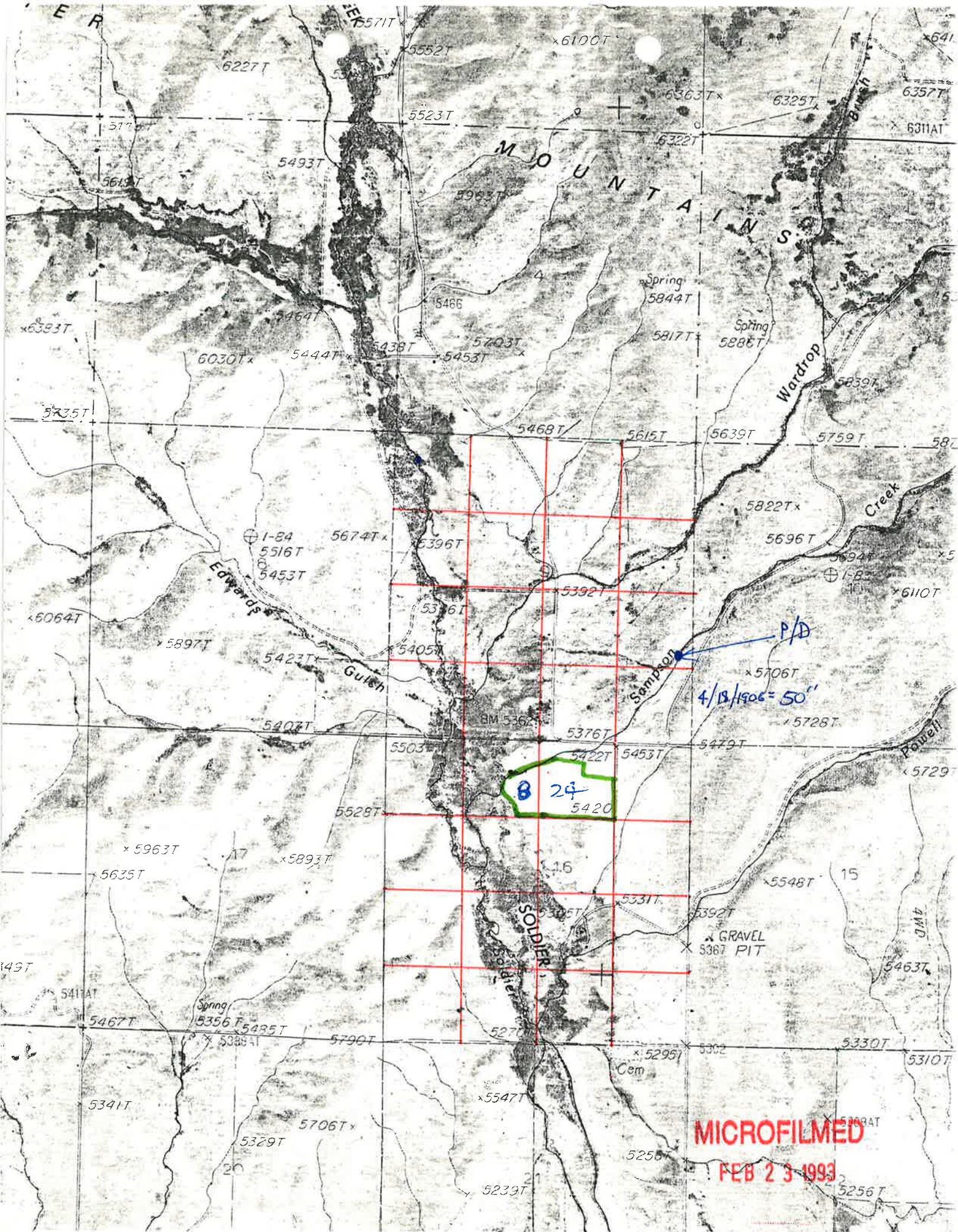
Signature of Claimant(s): Jerry H. Inman Date: 9-15-89
Shirley L. Nelson Date: 9-15-89

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 Kimberly, Id.
My Commission Expires 6/30/94



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.

Anna B. McDonald
Notary Public for Washington
Residing at Davenport

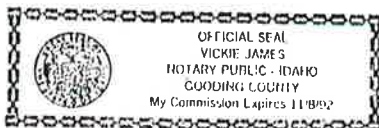
MICROFILMED

FEB 23 1993

STATE OF IDAHO } ss.
County of GOODING

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.

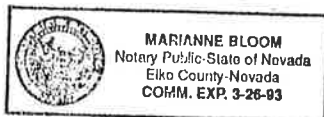


Vickie James
Notary Public for Idaho
Residing at Gooding

STATE OF Nevada } ss.
County of Elko

On this 30th day of July, 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. ✓

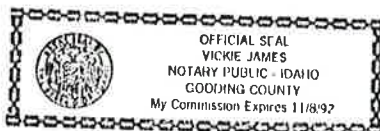


Marianne Bloom
Notary Public for Nevada
Residing at JACKPOT

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: 37-2041C
NAME AND ADDRESS: SUE L NELSON
9201 NE 126 PL
KIRKLAND WA 98034
JERRY H NELSON
9201 NE 126TH PL
KIRKLAND WA 98034

SOURCE: SAMPSON CREEK TRIBUTARY: SOLDIER CREEK
QUANTITY: 0.640 CFS
PRIORITY DATE: 04/18/1906
POINT OF DIVERSION:

T01N R14E S9 SENESE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.640 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T01N R14E S16	NWNE	24.00	T01N R14E S16	NENW	8.00
---------------	------	-------	---------------	------	------

32 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

A lockable device 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.

A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.



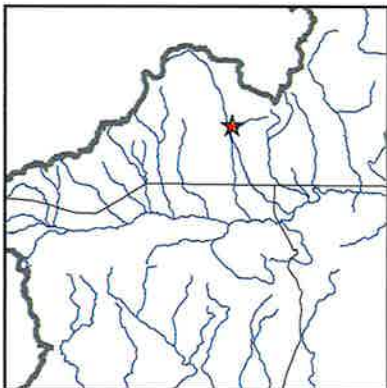
Idaho Department of Water Resources

SRBA Recommendation:

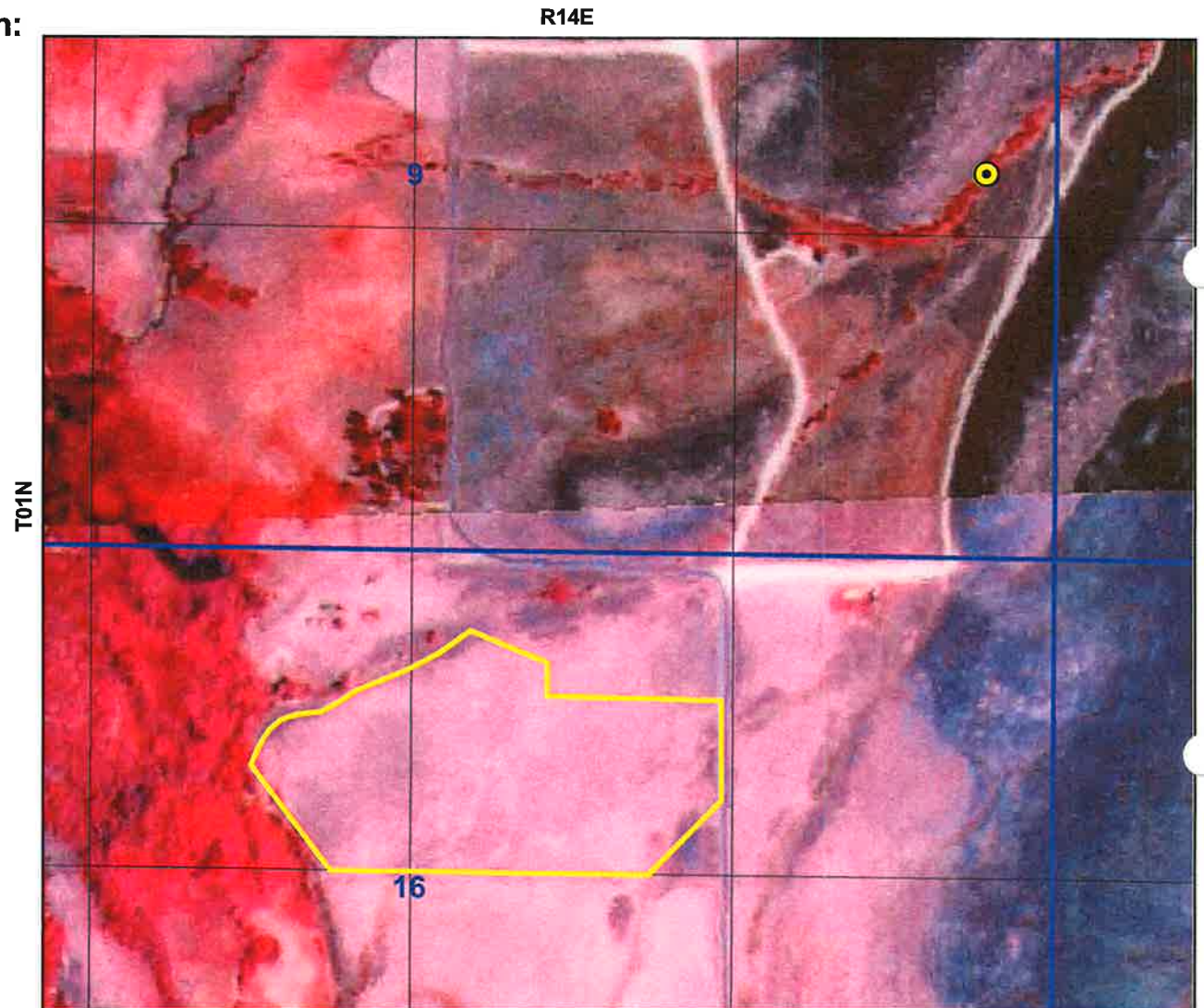
37-2041C

Legend

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



Camas County
IDWR Basin 37



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

Adjudication Claim Notes

Claim(s): 37-2041C

Background Data

37-2041C

- Source is Wardrop and Sampson Creeks tributary to Soldier Creek
- Priority date search indicates:
 - 37-2041 originally licensed for 2.9 cfs for Domestic and Irrigation of 145 acres. Transfer No. 3312 split into:
 - 37-2041A licensed for 1.9 cfs for Domestic and Irrigation of 90 acres
 - 37-2041A claimed 1.9 cfs for Domestic and Irrigation of 90 acres
 - 37-2041B licensed for 0.36 cfs for Irrigation of 23 acres
 - 37-2041B claimed 0.36 cfs for Irrigation of 23 acres. Split into:
 - 37-2041D claimed 0.32 cfs for Irrigation of 20.3 acres. Split into:
 - 37-21187 claimed 0.13 cfs for Irrigation of 8.3 acres
 - 37-21188 claimed 0.19 cfs for Irrigation of 12 acres
 - 37-2041E claimed 0.04 cfs for Irrigation of 2.7 acres
 - 37-2041C licensed for 0.64 cfs for Irrigation of 32 acres
 - 37-2041C claimed for 1.0 cfs for Irrigation of 32 acres
 - **Summary of 37-2041 claims:**
 - Licensed 2.9 cfs on 145 acres. Licensed rate was 0.02 cfs/acre
 - Total diversion rate claimed = 3.22 cfs. **Diversion rate overclaimed**
 - Total acreage claimed = 142.3 acres

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.

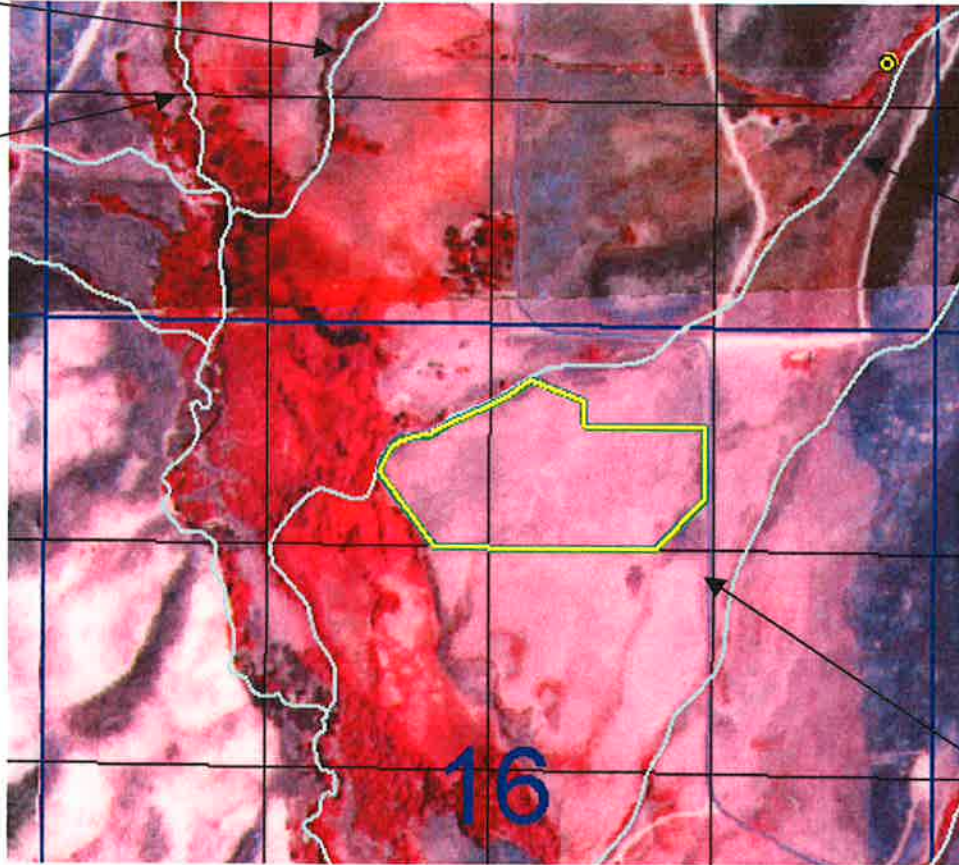
Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo

Wardrop
Creek

Soldier
Creek

Sampson
Creek



Licensed POU
for 37-2041C
(Green Line)

Notes

T1N R14E Section 16

- Found 32 acres of Irrigation. This is the acreage and location of the POU in Transfer No. 3312 approved in 1987.
- Claim included 0.36 cfs from 37-2041A. A 1989 deed submitted indicates claimant bought 1.0 cfs of 37-2041. Since the property sale occurred after 1987 (start of SRBA), only the diversion rate of 0.64 cfs for 37-2041C as listed in Transfer No. 3312 (approved in 1987) can be recommended in the SRBA. Another transfer is required to move the purchased water that exceeds this rate.
- Duty of water: $0.64 \text{ cfs} / 32 \text{ acres} = 0.02 \text{ cfs/acre}$. This is the duty of water in Transfer No. 3312 approved in 1987.
- Recommendation:
 - 37-2041C: 0.64 cfs for Irrigation of 32 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

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Wardrop, Lyda A.	2.9		37-2041
2487	Pauls, Clarence et al	2.9		37-2041
3312	Giesler, Richard B.	0.36 0.64		37-2041B 37-2041C
	Pauls, Clarence et al	1.9		37-2041A

T
 R
 A
 N
 S
 F
 E

MICROFILMED
 AUG 18 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3312APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name 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 right
2. Describe the reason for the proposed changes To record rights as decided and to allow for future sale of lands

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 |
|-----------------|-----------|--------------------|---------------|---------------|
| 37-2041 B | 4/18/1906 | 0.36 | Irrig & Dom. | 4/15 to 10/15 |
| 37-2041 C | 4/18/1906 | 0.64 | Irrig & Dom. | 4/15 to 10/15 |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 1.0 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Sampson Creek tributary to Soldier Cr.
4. Point(s) of Diversion:

Lot	1/4	1/2	3/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	9	1N.	14E.	Camas	Sampson CK, 37-2041 B
		NE	SE	9	1N.	14E.	Camas	Sampson CK, 37-2041 B
		NE	SE	9	1N.	14E.	Camas	Sampson CK, 37-2041 C

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	
1N.	14E.	9															5		5
1N.	14E.	16				13			5										18
																			23
1N.	14E.	16				24			8										32
																			32

Total acres 55

PART 1**6. General Information:**a. Description of diversion system Gravity earthen 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:

None This transfer records how land has been irrigated
and how water right is to be split.

d. Remarks:

Quad map incorrectly shows Sampson Creeks
lower reach as what is the diversion ditch.**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**This is to certify that I have examined Application for Transfer of Water Rights No. 37-2041B/CAnd said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. A lockable device 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 Taylor
Chief, Operations Bureau

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. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 37-2041 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2487 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 Wardrop Creek (Trail Creek) tributary to Soldier Creek

4. Date or priority 4/18/1906

5. Water is used for the following purpose:

amount 2.9 cfs for Irrig. & Dom. purposes from 4/15 to 10/15
(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 2.9 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	9	1N.	14E.	Camas	Sampson Creek
		SE	NE	9	1N.	14E.	Camas	Wardrop Creek

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	1NE 1/4				1NW 1/4				1SW 1/4				1SE 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													6	35	30	24	95
1N.	14E.	16		40			10												50

Total acres 145

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 1.0 cfs for Irrig. & Dom. purposes from 4/15 to 10/15
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 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
		NE	SE	9	1N	14E	Camas	Sampson 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															5		5
1N	14E	16			40				10										50

Total acres 55**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change) 37-2041 A

1. amount 1.9 cfs for Irrig. & Dom. purposes from 4/15 to 10/15
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 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
		SE	NE	9	1N	14E	Camas	Wardrop Creek
		NE	SE	9	1N	14E	Camas	Sampson 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													6	35	25	24	90

Total acres 90

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. Hieker

(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 6 pages and _____ attachmentsReceived by ADM Date 3/25/87 #40725Protest filed by NoblePrelim. check by SB Fee \$50.00Receipted by ADM Date 3/25/87Published in Gooding Co. Leader; MW. Home News

Copies of protest forwarded by _____

Pub. dates 5/6 & 5/13/87

Hearing held by _____ Date _____

Watermaster recommendation requested on N/ARecommended for ☒ approval ☐ denial

_____ rec'd. _____

by ADM Can

Copy of transfer sent to lien holder _____

MICROFILMED**AUG 18 1987**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPROVED****APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**Name of applicant Clarence G. Pauls, Penny Lee Pauls 934-4866 Patricia
Patricia J. Pauls, Joanie Gay Pauls 934-5833 ClarencePost office address 130 13th Avenue West Gooding, Idaho**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**a. Decree to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)b. License No. 37-2041 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant**3. Source of water** Wardrop Creek (Trail Creek)
Sampson Creek tributary to Soldier Creek**4. Date of priority** April 18, 1906**5. Water is used for the following purposes:**amount 2.9 cfs for irrigation & domestic purposes from April 15 to October 15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)**6. Total amount of water under right:** a. 2.9 cfs cubic feet per second
&/or
b. _____ acre feet per annum**7. Location of original point of diversion is** Sampson Creek
SW % of SW % of Section 10
Township 1 N Range 14 E, B.M., in Camas County
Additional points of diversion, if any Wardrop Creek (formerly known as Trail Creek)
SE 1/4 NE 1/4 Sec 9, Twp 1 N Rge 14 E**8. Lands irrigated or place of use:**

TWP.	RANGE	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													30	40	40	35	145

Total number of acres to be irrigated 145**9. Describe any other water rights used for the same purposes as described above**

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted 2.9 c.f.s. &/or _____ acre feet
Sampson Cr.
 - b. Point(s) of diversion NE ¼ SE ¼, Section 9 Township 1N
Range 14 E, B.M., _____ County
Additional points Wardrop Creek (formerly known as Trail Creek)
SE¼NE¼ Sec. 9 Twp 1N Rge 14 E
 - c. Description of diverting works diversion and ditches to place of use
 - d. Describe the reasons for applying for a change in the point(s) of diversion to show where actual point of diversion and place of use are at present and to divide the water rights to accomodate a change in ownership of the property.

2. Change in place of use

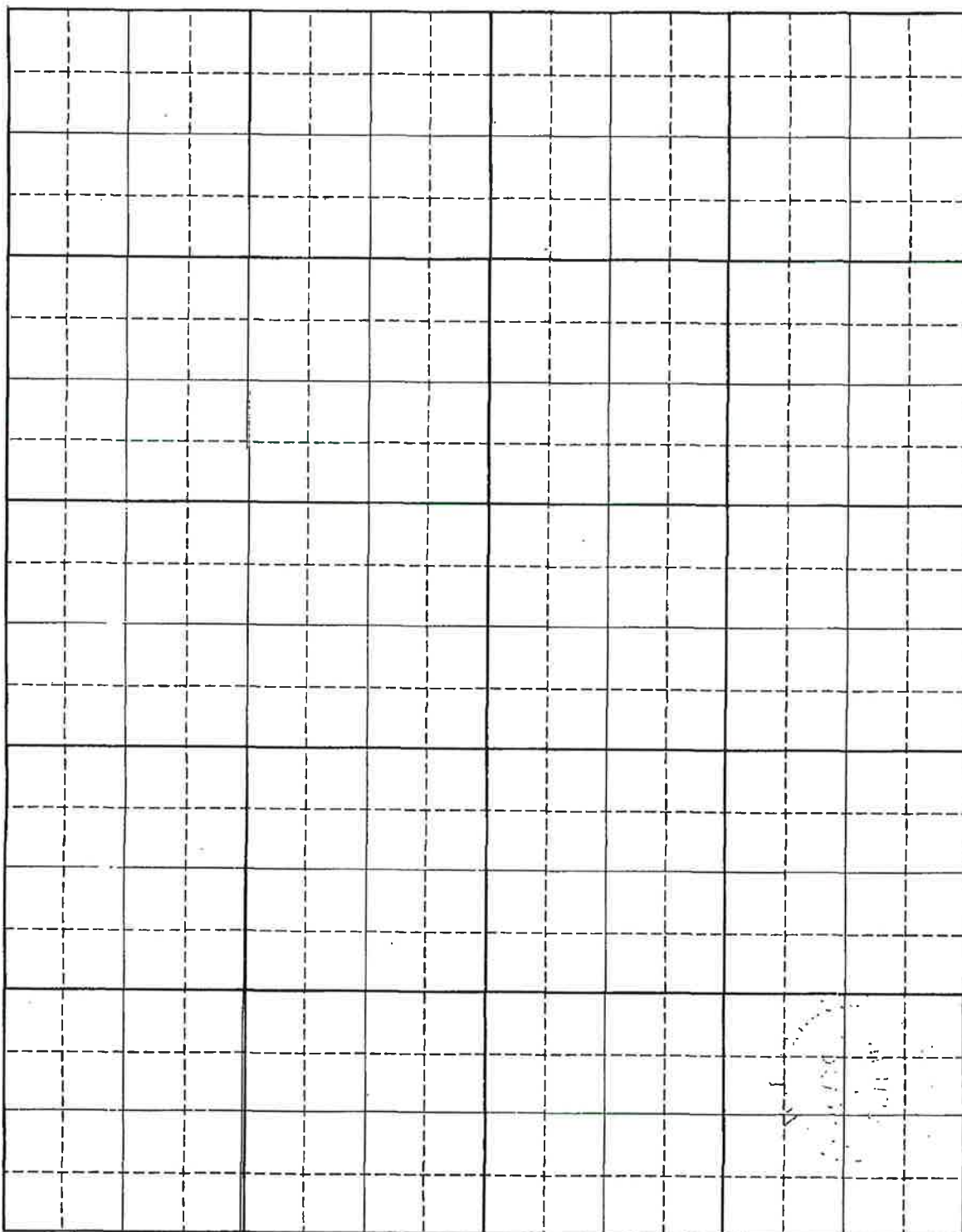
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	14E	9													6	35	30	24	95
1N	14E	16		40			10												50

Total number of acres to be irrigated 145

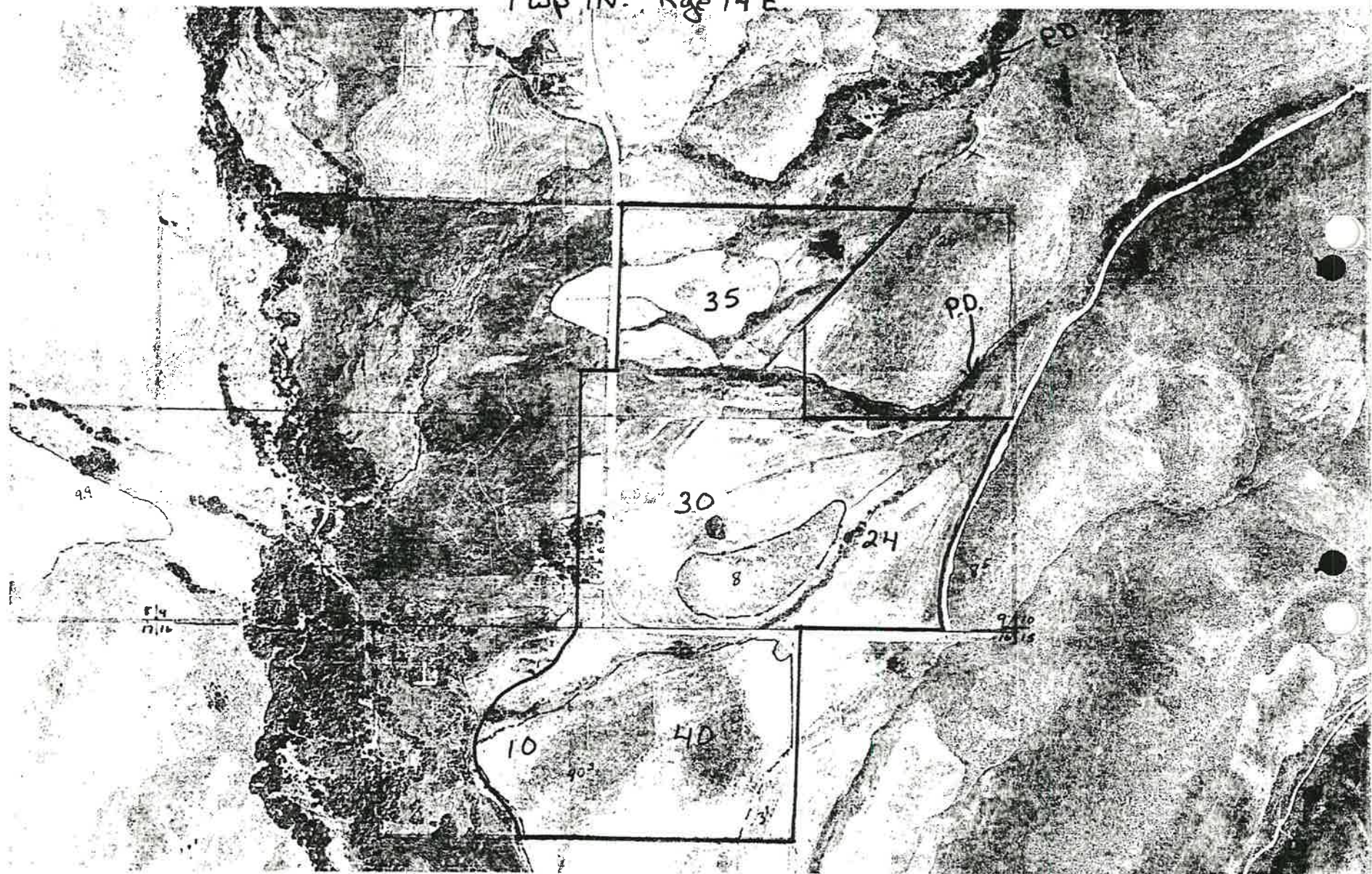
16	
W.D.	Joani Gay Pauls to Penny Lee Pauls 5/29/79
III	W.D. CLARENCE R. Pauls to Patricia Pauls 5/11/76
IIII	W.D. Patricia Jane Pauls to Clarence R. Pauls 5/11/1976
NAMES OF APPLICANTS Clarence G. Pauls Penny Lee Pauls Patricia J. Pauls Joanie Gay Pauls	

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

Twp 1N. Rge 14E



37-2041 before Transfer

1 N. 14 E.

1925

Sec 9

Sec 16

MICROFILMED

AUG 18 1987

5112

4. Remarks _____

I hereby assert that no one will be injured by such change and 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.

James Lee Pauls
Attorney at Law

James Lee Pauls
Attorney at Law

James Lee Pauls

(Signature of applicant)

Subscribed and sworn to before me this 20 day of October, 1980.

Richard B. Muehl

(Notary public)

My commission expires life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-2041 and said application is hereby approved, subject to the following limitations and conditions:
Use of water under this right is subject to control by the watermaster of State Water District No. 37-C, Soldier Creek.

Witness my hand this 15TH day of December, 1980.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by LH Date 10-20-80

Protest filed by _____

Prelim. check by _____ Fee 50⁰⁰

Receipted by LH Date #16638

Copies of protest forwarded by _____

Published in Frontier County Leader

Hearing held by _____ Date _____

Pub. dates 10/23 & 10/30/80

Recommended for approval denial

Watermaster recommendation requested on 10/21/80

by LH Jim

Not on active water district
rec'd. _____

"Act" License No. 1955.

Now, THAT POWER, by virtue of the authority vested in me by the laws of the State of Idaho, I
 hereby grant and confirm to WILLIAM A. HANCOCK of Idaho, alias, the holder and owner of said license
 No. 1268, a perpetual right, during and beginning April 10, 1927, to have one (1) mile wide foot path across
of lands on which said license No. 1268 is hereby granted, to be used for the purpose and State of Idaho, in
as much extent as may be necessary for the purposes mentioned, to be diverted at a
point of Section 36 in T12N and R10E and from Trail Creek to NE 1/4 Sec. 9, T11N, R10E
and a corner of said T11N and R10E in Southwest quarter of Northwest quarter; 40 acres in SW
quarter of Section 36 in T12N and R10E in Northwest quarter of Southwest quarter; 40 acres in
Southwest quarter of Southwest quarter; Section 9, Township 1 North, Range 14 East B.M. For the
purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho appli-
able to the use of the water of the State, and subject, also, to the local or

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2041C

WATER RIGHT NUMBER: 37-2041C

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

Priority Date: 04/18/1906

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.640 CFS	
		<u>Total Diversion:</u>	0.640 CFS

Location of Point(s) of Diversion

SAMPSON CREEK	NE1/4SE1/4	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	16		24.0			8.0												32.0

Total Acres: 32

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
2. R02 A lockable device 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. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Remarks:

TRANS. # 3312