

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: A37-02041A
Date Received: 10/27/1989
Receipt No: M05005
Received By: B

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE P. SMITH 208-764-2442
Address: P.O. BOX 423
FAIRFIELD, ID 83327
AND/OR
Name: SHARON L. SMITH 208-764-2442
Address: P.O. BOX 423
FAIRFIELD, ID 83327
AND/OR
Name: EDWARD E. SMITH 208-764-2303
Address: P.O. BOX 425
FAIRFIELD, ID 83327
AND/OR
Name: SUNNIE C. SMITH 208-764-2303
Address: P.O. BOX 425
FAIRFIELD, ID 83327

2. Date of Priority: APR 18, 1906

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

4. Point of Diversion:

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

5. Description of diverting works:
CEMENT DAM, DITCHES AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC					
IRRIGATION	04/15	10/15	1.900		

A37-02041A

Page

Date: 10/27/89

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FEB 23 1993

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

A.F.A.

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	14E	9	NE	SE		IRR	6.0
			NW	SE		IRR	35.0
			SW	SE		IRR	25.0
			SE	SE		IRR	24.0

Section Acres 90.0

Total Acres 90.0

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:

A37-00678A, A37-00680A, A37-13239

14. Remarks:

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

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): Edward P. Smith Date: 10-27-89

Date: _____

State of Idaho)
County of Camas) SS.

Subscribed and sworn (or affirmed) before me this 27th day
of October 19 89

Anna Baunhoff
Notary Public

Seal

Residing at Anna Baunhoff, Notary Public
My Commission Expires at Boise, Idaho
My Commission Expires December 7, 1994

1N 14E

A37-02041A

90 ACRES



11/01/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 21, 2006

Water right number: 37-2041A

DALE P SMITH
PO BOX 423
FAIRFIELD ID 83327
Telephone Number: (208) 764-2442

SHARON L SMITH
PO BOX 423
FAIRFIELD ID 83327
Telephone Number: (208) 764-2442

EDWARD E SMITH
PO BOX 425
FAIRFIELD ID 83327
Telephone Number: (208) 764-2303

SUNNIE C SMITH
PO BOX 425
FAIRFIELD ID 83327
Telephone Number: (208) ⁷⁶⁴~~674~~-2303

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11/20/06 SIGNATURE: *Ed Smith* *Sunnie Smith*
Please print your name: Edward Smith Sunnie Smith

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (800) 451-4129

SCANNED
NOV 29 2006

06/23/2006

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

RIGHT NUMBER: 37-2041A
NAME AND ADDRESS: DALE P SMITH
PO BOX 423
FAIRFIELD ID 83327

SHARON L SMITH
PO BOX 423
FAIRFIELD ID 83327

EDWARD E SMITH
PO BOX 425
FAIRFIELD ID 83327

SUNNIE C SMITH
PO BOX 425
FAIRFIELD ID 83327

SOURCE: SAMPSON CREEK
WARDROP CREEK
TRIBUTARY: SOLDIER CREEK
TRIBUTARY: SOLDIER CREEK
QUANTITY: 1.900 CFS
PRIORITY DATE: 04/18/1906
POINT OF DIVERSION:

T01N R14E S9 NESENE Within CAMAS County
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>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	04/15 10/31	1.900 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T01N R14E S08	SESE	0.90	T01N R14E S09	NESW	38.00
T01N R14E S09	NWSW	20.00	T01N R14E S09	SWSW	4.60
T01N R14E S09	NESE	5.50	T01N R14E S09	NWSE	34.00
T01N R14E S09	SWSE	26.00	T01N R14E S09	SESE	18.00
<u>DOMESTIC Within CAMAS County</u>					
T01N R14E S09	SESE				

147 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 147 acres in a single irrigation season. Combined Right Nos.: 37-678A, 37-680A, 37-2041A, and 37-13239.

This right is limited to the irrigation of 81 acres within the place of use described above in a single irrigation season.

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

06/23/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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



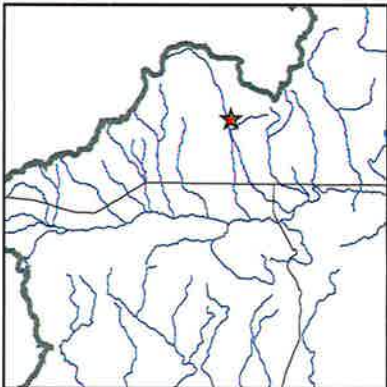
Idaho Department of Water Resources

SRBA Recommendation:

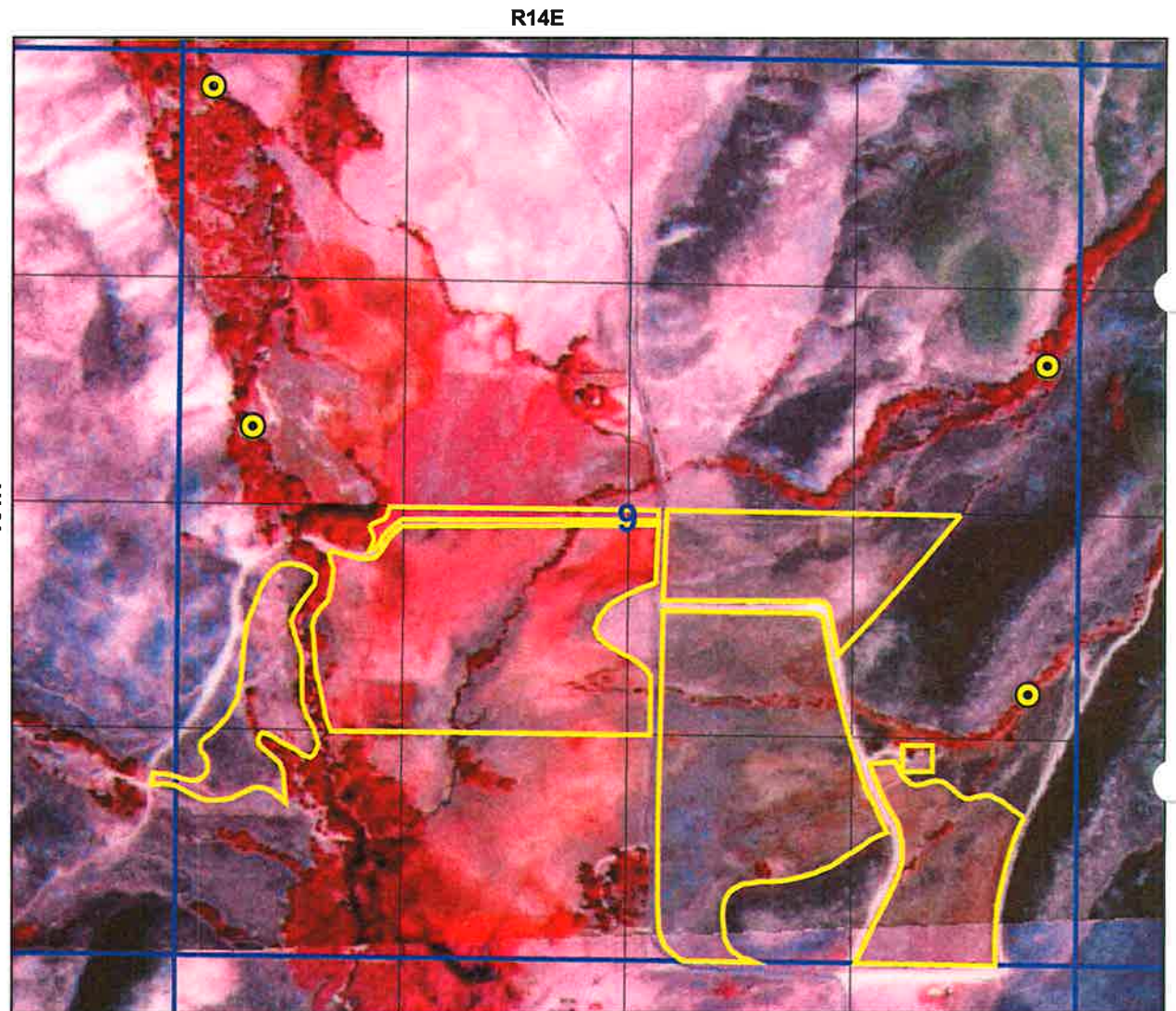
37-678A
37-680A
37-2041A
37-13239

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

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		37-2041B
		0.64		37-2041C
	Pauls, Clarence et al	1.9		37-2041A

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AUG 18 1987

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3312

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

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 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	1/4	1/4	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 ditches
- b. 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/C

And 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.

Witness my hand this 6th day of July, 19 87

J. Glen Saxton
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) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
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.	1/4 NE				1/4 NW				1/4 SW				1/4 SE				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) _____
 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
		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) _____
 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
		SE	NE	9	1N.	14E	Camas	Wardrop Creek
		NE	SE	9	1N.	14E	Camas	Sampson Creek

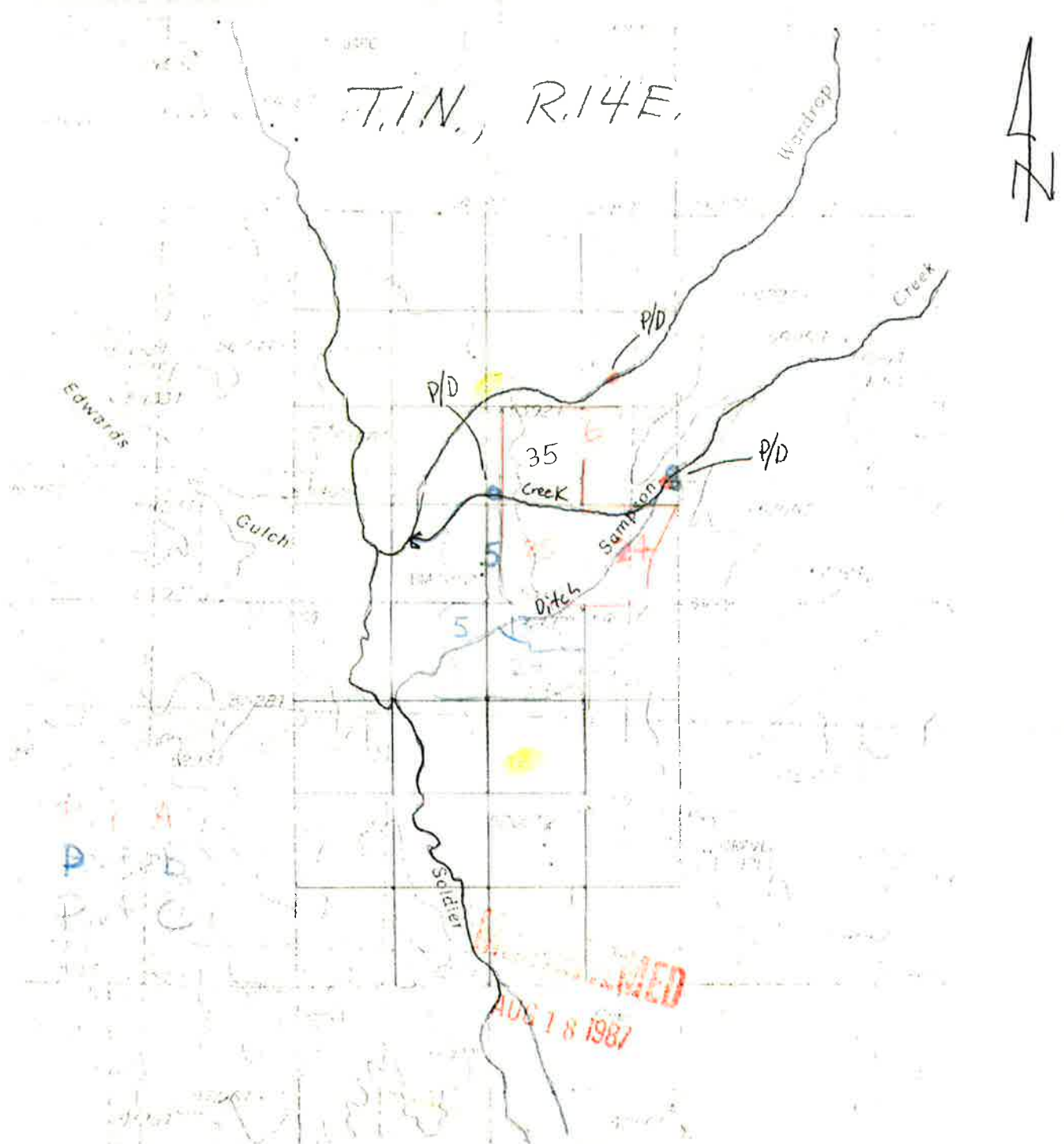
3. Lands Irrigated or place of use:

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

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. 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 _____ attachments

Received by ADM Date 3/25/87 #40725 Protest filed by Nobe

Prelim. check by SB Fee \$50.00

Receipted by ADM Date 3/25/87

Published 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 Gary

Copy of transfer sent to lien holder _____

MICROFILMED
AUG 18 1987

Transfer No. 2487Water Right No. 37-2041STATE 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 Phone 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 appurtenant3. Source of water Wardrop Creek (Trail Creek)
Sampson Creek tributary to Soldier Creek4. 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 annum7. Location of original point of diversion is Sampson Creek SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10
Township 1 N Range 14 E, B.M., in Camas CountyAdditional points of diversion, if any Wardrop Creek (formerly known as Trail Creek)
SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 9, Twp 1 N Rge 14 E**8. Lands irrigated or place of use:**

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
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 _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. 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	

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 1/4 SE 1/4, Section 9 Township 1N
Range 14 E, B.M., _____ County
Additional points Wardrop Creek (formerly known as Trail Creek)
SE 1/4 NE 1/4 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.	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	30	24	95
1N	14E	16		40			10												50

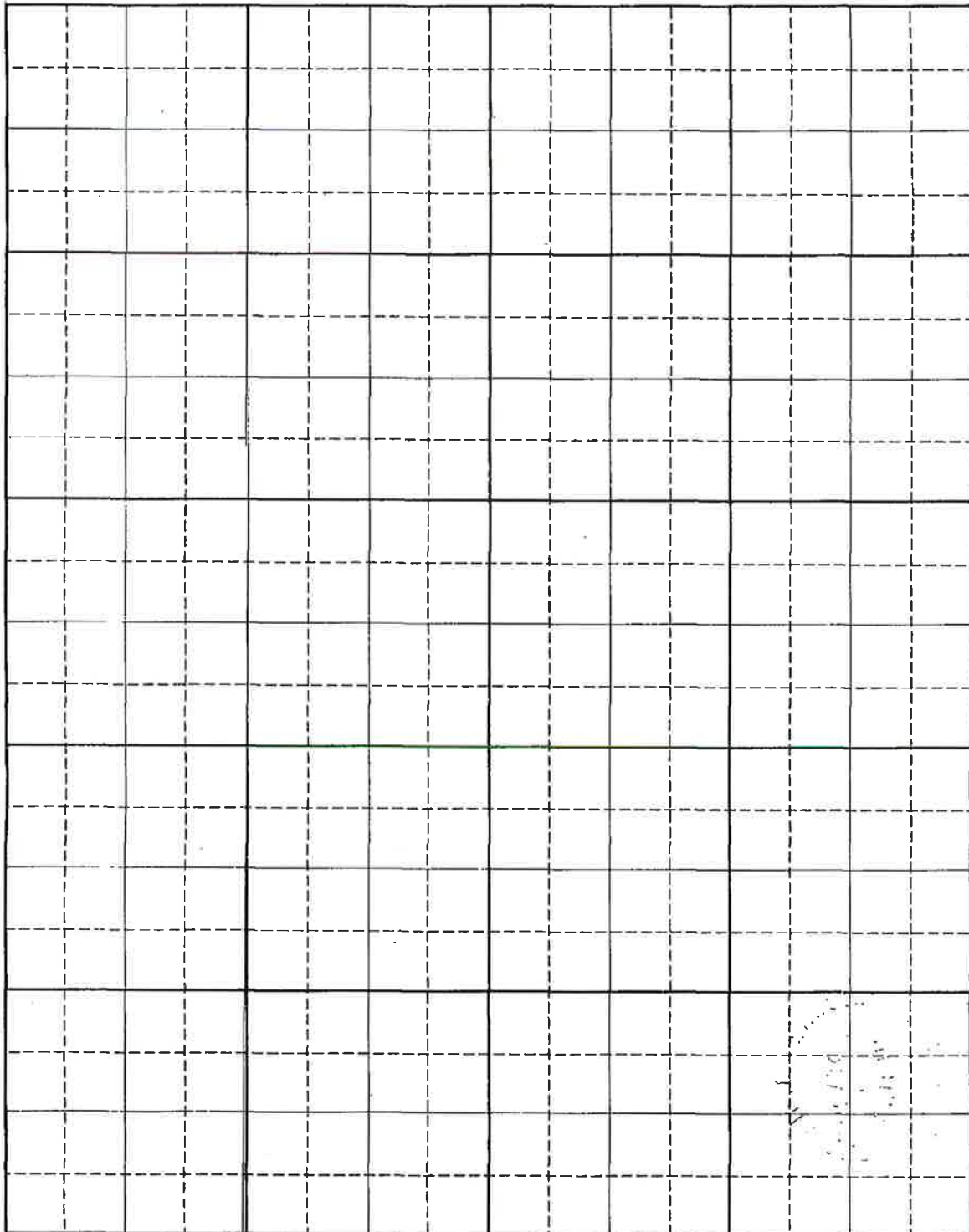
Total number of acres to be irrigated 145

Form No. 0

   16	
	W.D. Joani Gay Pauls to Penny Lee Pauls 5/29/79
	W.D. CLARENCE R. Pauls to Patricia Pauls 5/14/76
	W.D. Patricia Jane Pauls to Clarence R. Pauls 5/14/1976
NAMES OF APPLICANTS Clarence G. Pauls Penny Lee Pauls Patricia J. Pauls Joanie Gay Pauls	

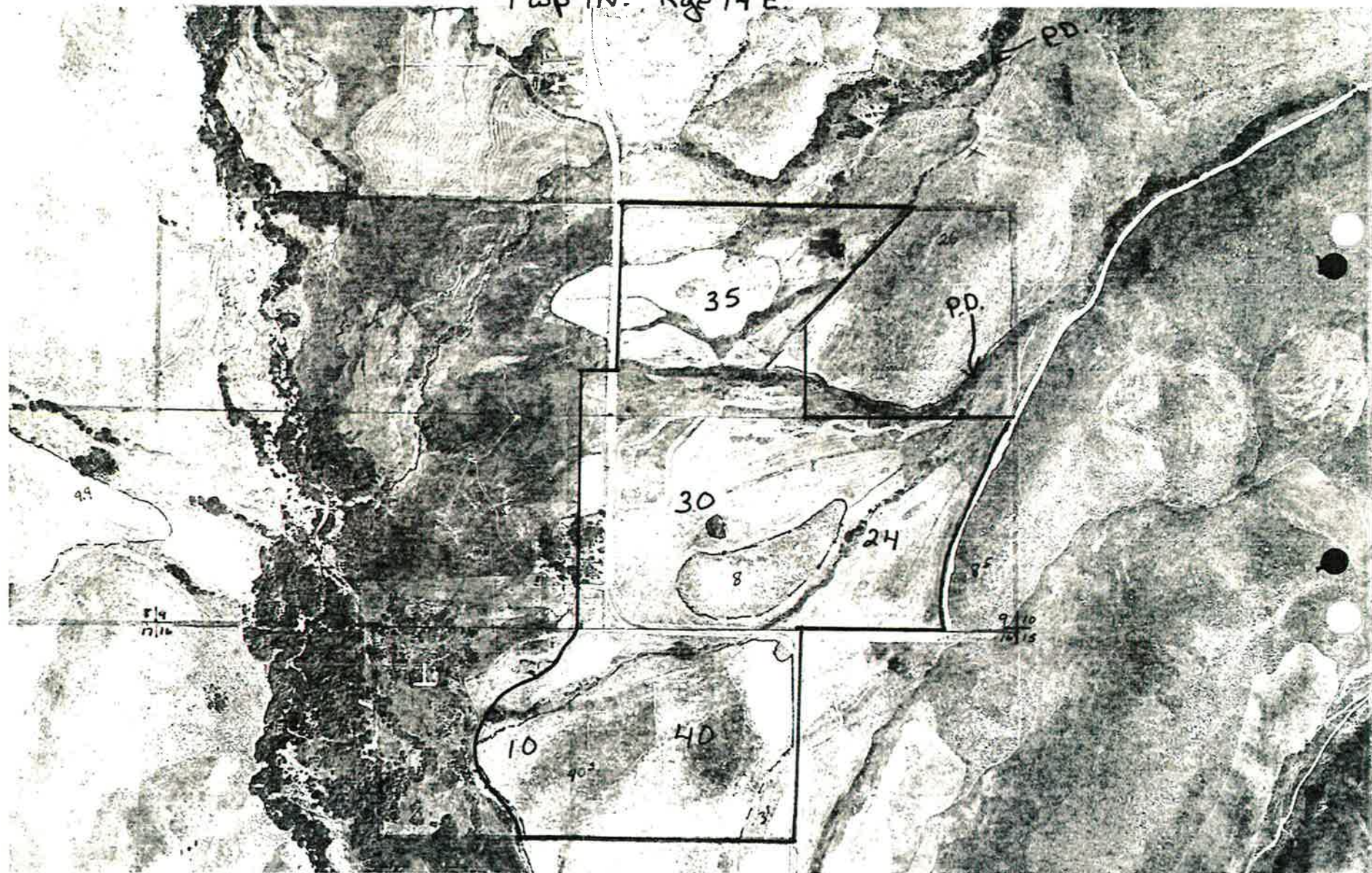
SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

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

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AUG 18 1987

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 H. Payne
James H. Payne
Attorney at Law

Clarence G. Payne
Clarence G. Payne
Attorney at Law

Benny Lee Paula

(Signature of applicant)

Subscribed and sworn to before me this 20 day of October, 19 80.

Richard B. Huebner
(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, 19 80.

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 11/6/80

Copies of protest forwarded by _____

Published in Grading County Leader

Pub. dates 10/23 & 10/31/80

Hearing held by _____ Date _____

Watermaster recommendation requested on 10/27/80

Recommended for approval denial

Not on active Water District
rec'd. _____

by LH Jim

Tator License No. 1955.

WHEREAS, On the 28th day of April, A.D.1906, Permit No.1955 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 28th day of April, A.D.1906, and for the application to beneficial use of said water on or before the 28th day of April, A.D.1909, and,

WHEREAS, On the 26th day of March, A.D.1908, the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.0 cubic feet per second of said waters, as avowed by my Certificate No. 1955, dated April 10, 1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.0 cubic feet per second of water, with date of priority of April 18, 1906, and,

"WITNESSES, on the 23rd day of March, A.D. 1908, proof was duly made of the application to benefit
area of 1.1 cubic feet per second of said water;

Now, JOHN DAVIS, by virtue of the authority vested in me as the Governor of the State of Idaho, I hereby grant and confirm to JOHN A. WISBIE of Blaine, Idaho, the holder and owner of said Patent No. 17465, a perpetual right, herein to be April 14, 1895, in the use of 1.5 cubic feet per second of Campana Creek and Trail Creek of Blaine and Trail of Idaho, for so much thereof as may be necessary for the purposes hereinbefore mentioned, to be diverted at a point on Campana Creek in T1 E1, Sec. 10 and from Trail Creek in R5 E1, Sec. 9, T1 E1, R14 E1 and conducted by said 35 acres in Southwest quarter of Northwest quarter; 40 acres in Southwest quarter of Northwest quarter; 30 acres in Northwest quarter of Southwest quarter; 40 acres in Northwest 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 applicable to a lifetime for the use of the waters of the State, and subject, also, to the local or special laws and regulations which have been or may be enacted from time to time by the State of Idaho from a common source of supply, canal or laterals from which such waters are taken, and such laws and regulations have for their object the economical use of such waters. In witness whereof, I have hereunto set my office at Boise, Idaho, this tenth day of April, 1907.

PROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2041A

WATER RIGHT NUMBER: 37-2041A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PENNY LEE PAULS 130 13TH AVE W GOODING, ID 83330
Current Owner	JOANIE GAY PAULS , ID
Original Owner	LYDA A WARDROP , ID
Current Owner	CLARENCE G PAULS 130 13TH AVE W GOODING, ID 83330
Current Owner	PATRICIA J PAULS , ZZ

Priority Date: 04/18/1906

Basis: License

Status: Active

SourceSAMPSON CREEK
WARDROP CREEKTributarySOLDIER CREEK
SOLDIER CREEKBeneficial UseDOMESTIC
IRRIGATIONFrom To/ to /
4/15 to 10/15Diversion Rate

1.900 CFS

Annual VolumeTotal Diversion:

1.900 CFS

Location of Point(s) of Diversion

WARDROP CREEK CAMAS County	SE1/4NE1/4	Sec. 9, Twp 01N, Rge 14E, B.M.
SAMPSON CREEK CAMAS County	NE1/4SE1/4	Sec. 9, Twp 01N, Rge 14E, B.M.

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													6.0	35.0	25.0	24.0	90.0

Total Acres: 90

DOMESTIC same as IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2041A

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:

Comments:

Water Supply Bank: