

JAN 31 2022

DEPARTMENT OF
WATER RESOURCES

Form No.42-1409-1 (Internet 5/17)

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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-7154

Date Received: _____

Receipt No: _____

Claim Fee: _____ By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of claimant(s) DNA Krick Trust Phone (208) 413-1367
Mailing address 12708 Hillside Rd Genesee ID 83832
Street or Box City State Zip
Email address (optional) _____
- Date of priority: (Only one per claim) 11/29/1982 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
- Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____
- a. Location of point of diversion is: Township 37N, Range 06W, Section 36,
NE 1/4 of NW 1/4, Govt. Lot _____, BM, County of Nez Perce
Parcel no. _____
Additional points of diversion, if any: _____
If available, GPS Coordinates _____
- b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
- Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, etc.),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.
Well and pump.

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For Domestic purposes from 1/1 to 12/31 amount 0.04 or 1.2

For Stockwater purposes from 1/1 to 12/31 amount 0.02 or 0.7

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) 1.9 (et)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) Domestic and Stockwater

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
37N	06W	36					X												

Parcel no(s) Total number of acres irrigated

10. In which county(ies) are lands listed above as place of use located? Nez Perce

11. Do you own the property listed above as place of use? Yes (✓) No ()
If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

or None (✓)

13. Remarks (Include an explanation of the priority date selected):

This water right was originally licensed by IDWR and is on file.

Name of claimant(s) DNA Krick Trust

Claim ID 87-7154

14. Basis of claim (Check one) Beneficial Use () Posted Notice (✓) License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 87-7154

15. Signature(s)

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

Number of attachments: 2 (maps and deeds)

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Alan Rick Trustee DNA RICK TRUST Date: 1-26-2022

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

Agent's title (Please print) _____ of _____
Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. Notice of Appearance:

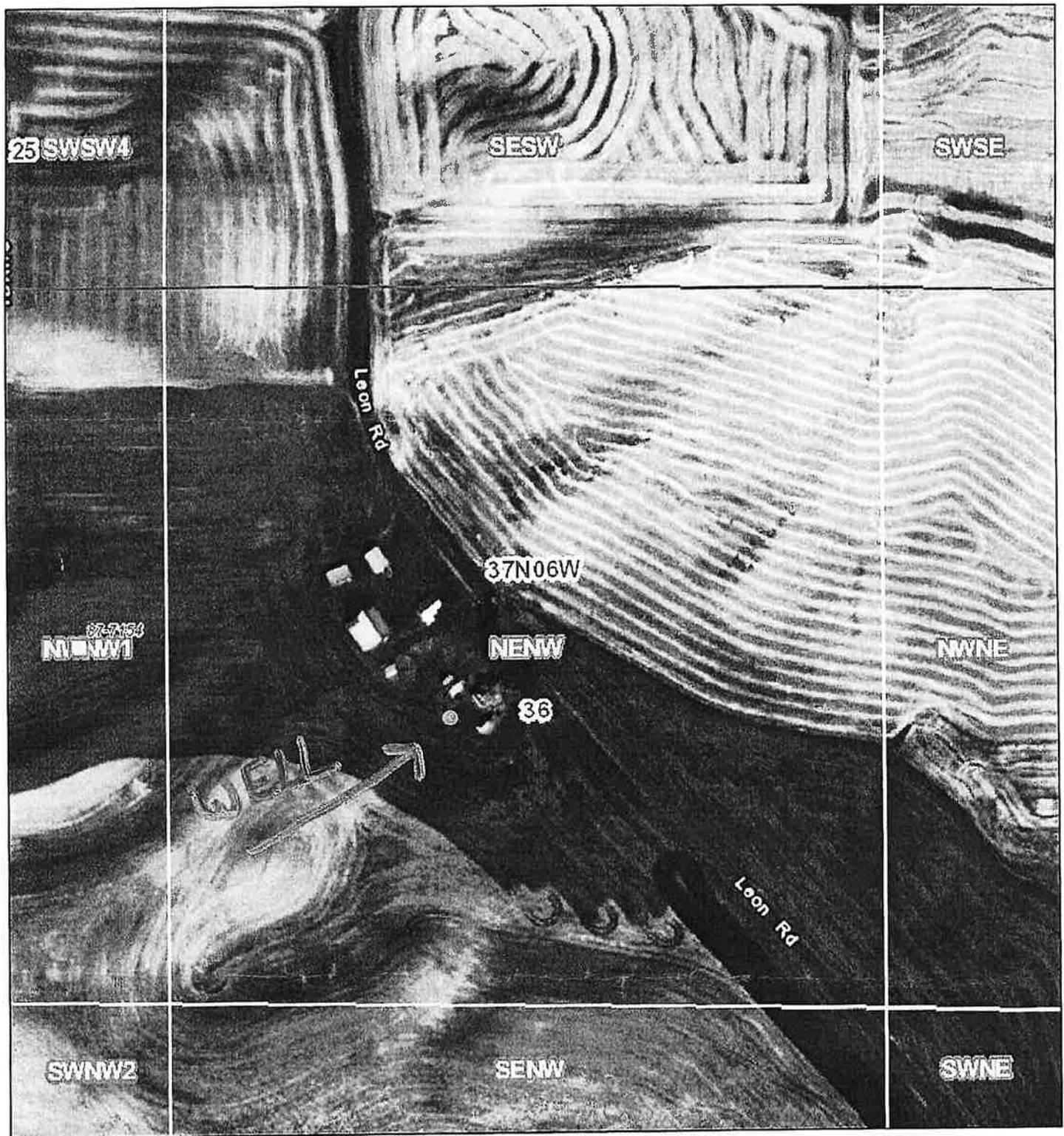
Notice is hereby given that I, (please print) Chris M. Bromley, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature C. M. Bromley Date 1/27/2022

Address 380 S. 4th St., Ste. 103, Boise, ID 83702

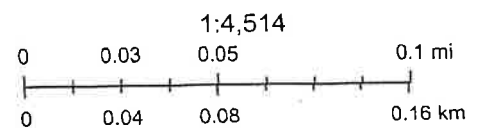
Name of claimant(s) DNA Rick Trust Claim ID 87-7154

Water Rights



1/26/2022, 10:35:35 AM

- POD - Water Rights
- Quarter Quarter
- Section
- Township/Range



State of Oregon, State of Oregon GEO, Esri, HERE, Garmin, iPC, State of Oregon GEO, Esri, HERE, iPC, Idaho Department of Water Resources, Maxar

Idaho Department of Water Resources

Idaho Department of Water Resources | State of Oregon, State of Oregon GEO, Esri, HERE, iPC, Idaho Department of Water Resources, Maxar

WARRANTY DEED

FOR VALUE RECEIVED, the Grantors, **ALBERT KONEN** and **GERI KONEN**,
Trustees of the Ronald P. Konen Trust Dated June 3, 2020, do hereby grant, bargain, sell and convey
up to **GREGORY G. WEBER** and **ERIN F. WEBER**, Trustees of the Gregory G. Weber Trust
Dated January 9, 2015, the Grantees, whose address is: 19874 Leon Road, Genesee, ID 83832, the
following described premises situate in Nez Perce County, State of Idaho, to wit:

All that portion of the property described lying West of county road (known as Leon Road):

Government Lot 1 and the Northeast Quarter of the Northwest Quarter of Section 36, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho.

AND

The Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 36, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho.

AND ALSO

The West Half of the Northeast Quarter of Section 36, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho.

AND ALSO all that certain property situated in Nez Perce County, State of Idaho, more particularly described as follows:

Beginning 449.3 feet North of the Southeast corner of the Northwest Quarter of the Southeast Quarter of Section 36, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho; thence North 50°30' West 471 feet; thence North 31°18' West 661.9 feet to a point 586.5 feet East of the center of said Section 36; thence North 89°50' East 712 feet to the Northeast corner of the Northwest Quarter of the Southeast Quarter of said Section 36; thence South 0°06' West 867 feet to the POINT OF BEGINNING.

AND ALSO

Commencing at the Northwest corner of Government Lot 2, Section 36, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho;

thence East on the North Boundary of said Lot 2 and the North Boundary of the Southeast Quarter of the Northwest Quarter of said Section 36 to the Northeast corner of the Southeast Quarter of the Northwest Quarter of said Section 36; thence South 51½ feet; thence West to a point 51½ feet South of the Northwest corner of said Lot 2, of said Section 36; thence North 51½ feet to the POINT OF BEGINNING.

AND ALSO

The South one-half of the Southeast Quarter of Section 25, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho.

AND ALSO

A piece of land of the Southeast Quarter of the Southwest Quarter of Section 25, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho, described as follows:

Commencing at the Southeast corner of said Quarter Section and running 51-1/3 rods West to the Lewiston and Moscow Trail Road, so called, said piece of land being 53-1/3 rods long by 18 rods wide, said land being a portion of the land distributed to Margaret Muller and others by decree of distribution in the estate of Joseph Muller, deceased as made and entered in the Probate Court of Nez Perce County, Idaho, Territory 27th day of November, 1889.

SAVE AND EXCEPTING from the above described lands the following piece or parcel of land particularly described as follows:

Excepting of and from the Southwest Quarter of the Southeast Quarter of Section 25, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, a strip of land described as: commencing at the Northwest corner of said Southwest Quarter of the Southeast Quarter and thence running East 80 rods; thence running South 12 rods; thence running West 80 rods; thence running North 12 rods to the POINT OF BEGINNING.

ALSO SAVING AND EXCEPTING from the above described lands the following piece or parcel of land particularly described as follows:

Commencing at the center of Section 36, Township 37 North, Range 6 West of the Boise Meridian, records of Nez Perce County, Idaho; thence North 1264.8 feet along the North and South centerline of said Section 36; thence East to the centerline of the County Road; thence Southeast along the centerline of the County Road to a point 586.5 feet East of the center of said Section 36; thence West to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their successors and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners of said premises; that the premises are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever except general taxes and assessments for the year 2020, rights of the public in and to that portion of the premises lying within Leon Road and easements, reservations and rights-of-way of record or in use.

DATED this 29th day of September, 2020.

Albert Konen

ALBERT KONEN, Trustee of the Ronald P. Konen Trust Dated June 3, 2020

Gerri Konen

GERI KONEN, Trustee of the Ronald P. Konen Trust Dated June 3, 2020

STATE OF IDAHO)
: ss.
County of Nez Perce)

On this 29th day of September, 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **ALBERT KONEN**, known or identified to me to be the person whose name is subscribed to the within instrument as a Trustee of the Ronald P. Konen Trust Dated June 3, 2020 and acknowledged to me that he executed the same as such Trustee.

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



Gretchen E. Crews
Notary Public in and for the State of Idaho
residing at Twin Falls, ID therein.
My Commission Expires: 3.20.2026

STATE OF IDAHO)

: ss.

County of Nez Perce)

On this 29th day of September, 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **GERI KONEN**, known or identified to me to be the person whose name is subscribed to the within instrument as a Trustee of the Ronald P. Konen Trust Dated June 3, 2020 and acknowledged to me that she executed the same as such Trustee.

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



Gretchen E. Crews
 Notary Public in and for the State of Idaho
 residing at Lewiston, ID therein.
 My Commission Expires: 3.20.2024

AGREEMENT

THIS AGREEMENT is made and entered into this 14th day of September, 2020, by and between **ALAN J. KRICK** and **DEBRA L. KRICK**, Trustees of the D n A Krick Trust Dated June 19, 2017, hereinafter referred to as "KRICK," and **GREGORY G. WEBER** and **ERIN F. WEBER**, Trustees of the Gregory G. Weber Trust Dated January 9, 2015, hereinafter referred to as "WEBER."

WITNESSETH:

1. WEBER is purchasing all of the real property owned by the Ronald P. Konen Trust lying West of Leon Road.
2. KRICK is purchasing all of the real property owned by the Ronald P. Konen Trust lying East of Leon Road and Moser Road.
3. On the property being purchased by WEBER is a residence and some outbuildings and a homesite containing not more than 6.8 acres.
4. Prior to the closing of the purchases referenced in Paragraphs 1 and 2 above, KRICK has paid to WEBER and WEBER acknowledges receipt from KRICK of the sum of
for the purchase price of the homesite containing the residence and outbuildings.
5. KRICK and WEBER agree that within one (1) year of the closing of each of their purchases from Ronald P. Konen Trust they will cause to be surveyed the homesite situate upon WEBER's property and the cost of the survey shall be paid one-half (1/2) by KRICK and one-half (1/2) by WEBER.

6. Upon completion of the survey and within thirty (30) days thereafter, WEBER agrees to convey to KRICK the homesite and KRICK and WEBER agree to each pay one-half (1/2) of the cost of the premium for an Owner's Title Insurance Policy insuring title to the homesite in KRICK and the amount of the policy shall be the sum of \$

7. The conveyance shall reserve access to WEBER to reach the cropland if there is not another access available to WEBER.

8. In any suit or action brought to enforce any of the terms, covenants, provisions or conditions of this Agreement, the successful party shall be entitled as a part of the judgment rendered, to a reasonable attorney's fee in addition to costs allowed by law. The parties agree that any action regarding this Agreement shall be brought in the District Court of the Second Judicial District in and for Nez Perce County, Idaho.

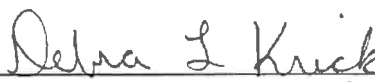
9. This Agreement has been negotiated and executed within the State of Idaho and for all purposes shall be construed according to the laws of the State of Idaho.

10. This Agreement may be executed in one or more counterparts, each of which shall be deemed to be an original and all of which together shall be deemed to be one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year hereinabove first written.



ALAN J. KRICK, Trustee of the D n A Krick
Trust Dated June 19, 2017



DEBRA L. KRICK, Trustee of the D n A
Krick Trust Dated June 19, 2017

Erin F. Weber
ERIN F. WEBER, Trustee of the Gregory G.
Weber Trust Dated January 9, 2015

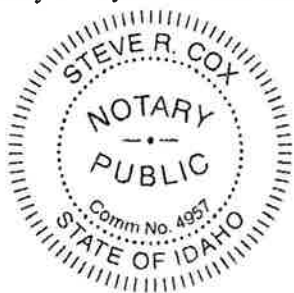
On this 14th day of September, 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **ALAN J. KRICK** and **DEBRA L. KRICK**, known or identified to me to be the persons whose names are subscribed to the within instrument as a Trustees of the D n A Krick Trust Dated June 19, 2017 and acknowledged to me that they executed the same as such Trustees.

Notary Public in and for the State of Idaho
residing at LEWISTON therein.
My Commission Expires: 5-14-22

STATE OF IDAHO)
: ss.
County of Nez Perce)

On this 16th day of September, 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **GREGORY G. WEBER**, known or identified to me to be the person whose name is subscribed to the within instrument as a Trustee of the Gregory G. Weber Trust Dated January 9, 2015 and acknowledged to me that he executed the same as such Trustee.

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

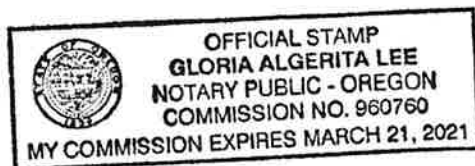


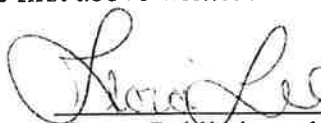

Notary Public in and for the State of Idaho
residing at LEWISTON therein.
My Commission Expires: 5-14-22

STATE OF OREGON)
: ss.
County of Washington)

On this 17th day of September, 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **ERIN F. WEBER**, known or identified to me to be the person whose name is subscribed to the within instrument as a Trustee of the Gregory G. Weber Trust Dated January 9, 2015 and acknowledged to me that she executed the same as such Trustee.

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




Notary Public in and for the State of Oregon
residing at Brewster therein.
My Commission Expires: 3/21/21