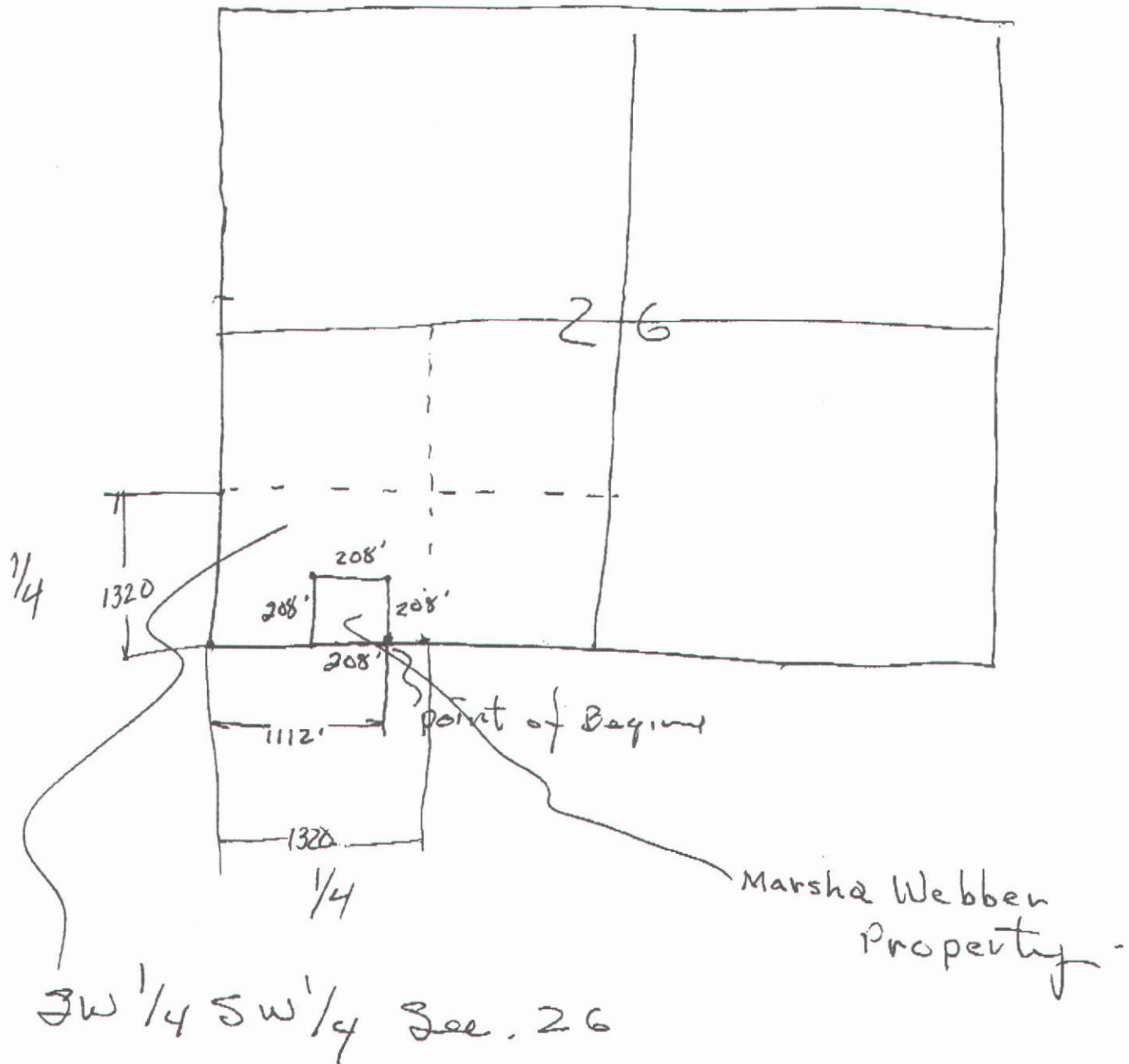


Marsha Webber

65-0438

85 1 E



A65-00438 (ATTACHED)
SPRINGS TAD. TO COODS CK.

W/IN LISTED
FOR LOCATION OF WATER
OF PLACE OF SPRING
SEC. 2 FOR SPRING

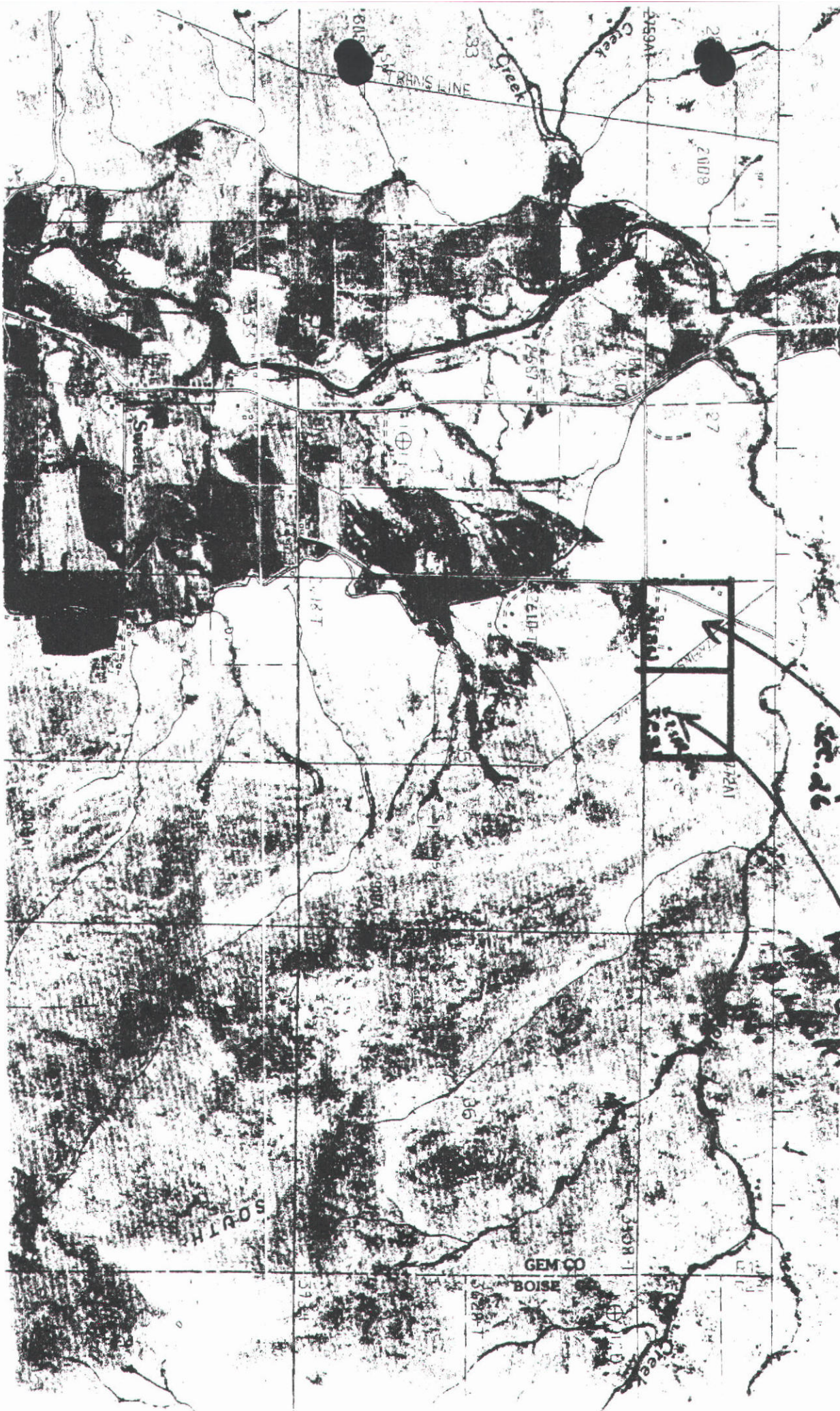
W/IN (NO.
SPRING
ARE TRACT)
W/IN LISTED

R1E

R2E

Twp. 8N

360 000 FEET



RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 24 2001 NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JUL 20 2001

WATER RESOURCES
WESTERN REGION

Department of Water Resources, print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A-65	00438				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Melvin E. Biggers KORNA G. Biggers
9100 Liberty Rd 9100 Liberty Rd
SWEET IDAHO 83670 SWEET IDAHO 83670
4. New Owner/Claimant(s) MARSHA J. [REDACTED] Jerome A WEBER
- New Mailing Address 9086 Liberty Rd
City, State and ZIP Code SWEET, IDAHO 83670
- New Telephone Number (208) 584-3320
5. Date you acquired the property 3 December 1998

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Manisha J. Weber

Jerome Anderson

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

For Office Use Only

Received by OB

Date 7/20/01

Fee \$25-

Received by OB

Date 7/20/01

Receipt No. W028064

Processed by _____ AJ

Date _____

WR _____ Date _____

QUITCLAIM DEED

FOR VALUE RECEIVED, Jim Ed Biggers, Personal Representative of Melvin F. Biggers, deceased, does hereby convey, release, remise and forever quitclaim unto Marsha Weber, as her sole and separate property the property described by Ex. A attached hereto and incorporated herein by reference. Including all water and ditch rights appurtenant thereto.

DATED this 3rd day of December, 1998

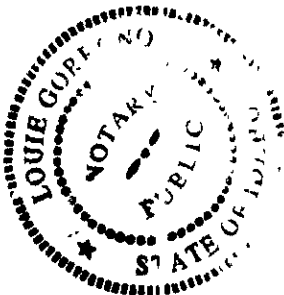
Jim Ed Biggers
Personal Representative of
Melvin F. Biggers, deceased

STATE OF IDAHO)
) ss.
County of Gem)

On this 27th day of ~~November~~, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Jim Ed Biggers, Personal Representative of Melvin F. Biggers, deceased, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same

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

Sam E. Gorrone
Notary Public for State of Idaho
Residing at Emmett, Idaho



Gem County, IDAHO)
Recorded at request of
Marsha Weber
Time 9:47 AM
Date December 3, 19
Instr. No. 203331
Recorded as a Deed
Thelma R. Kolodziej, Cl
Ex-officio Recorder
By: Shirley E. Bishop
Deputy
Fees \$ 6.00
9036 Suberty
Admrt 12-3-19

Quitclaim Deed

203331

MARSHA WEBER'S LEGAL DESCRIPTION
 (From Melvin Biggers East....)
 Beginning at a point 1112 feet East of the Southwest corner of Section 26,
 Township 8 North, Range 1 East, B.M., Gem County, Idaho being
 THE REAL POINT OF BEGINNING; thence
 North 208 feet; thence
 East 208 feet; thence
 South 208 feet; thence
 West 208 feet to the POINT OF BEGINNING.

And the following land described as follows:
 Township 8 North, Range 1 E., B.M., Gem County, Idaho:
 Section 26: The South Half of the SE 1/4 SW 1/4, and
 Section 35: The SW 1/4 SE 1/4, and
 The NE 1/4 NW 1/4.

200247

Gem County, IDAHO) ss
 Recorded at request of
 Marsha Weber

Time 1:49 PM

Date May 19, 1998

Instal. No. 200247

Recorded as a

Miscellaneous

Timothy R. Kolodziej, Clerk

Ex-Officio Recorder

By: *Judy E. Bigham*
 Deputy

Fees \$ 6.00

Marsha Weber

9056 Liberty

Samuel - 73670

EX-114

TRANSMITTAL COVER SHEET

TO: Kari Lynn TownsenTOTAL PAGES SENT: 2

(including cover sheet)

DOCUMENT DESCRIPTION: _____

FROM:

IDAHO DEPARTMENT OF WATER RESOURCES1341 FILLMORE ST, STE 200TWIN FALLS ID 83301-3380PHONE: 736-3033FAX: 736-3037

CHARGES: One (1) free copy
per request, cover sheet not
counted. Two (2) or more
copies per request will cost
\$0.25 per page. (\$0.50
minimum)

Please consider this document as a billing statement.

The charge for your fax copies is: 2

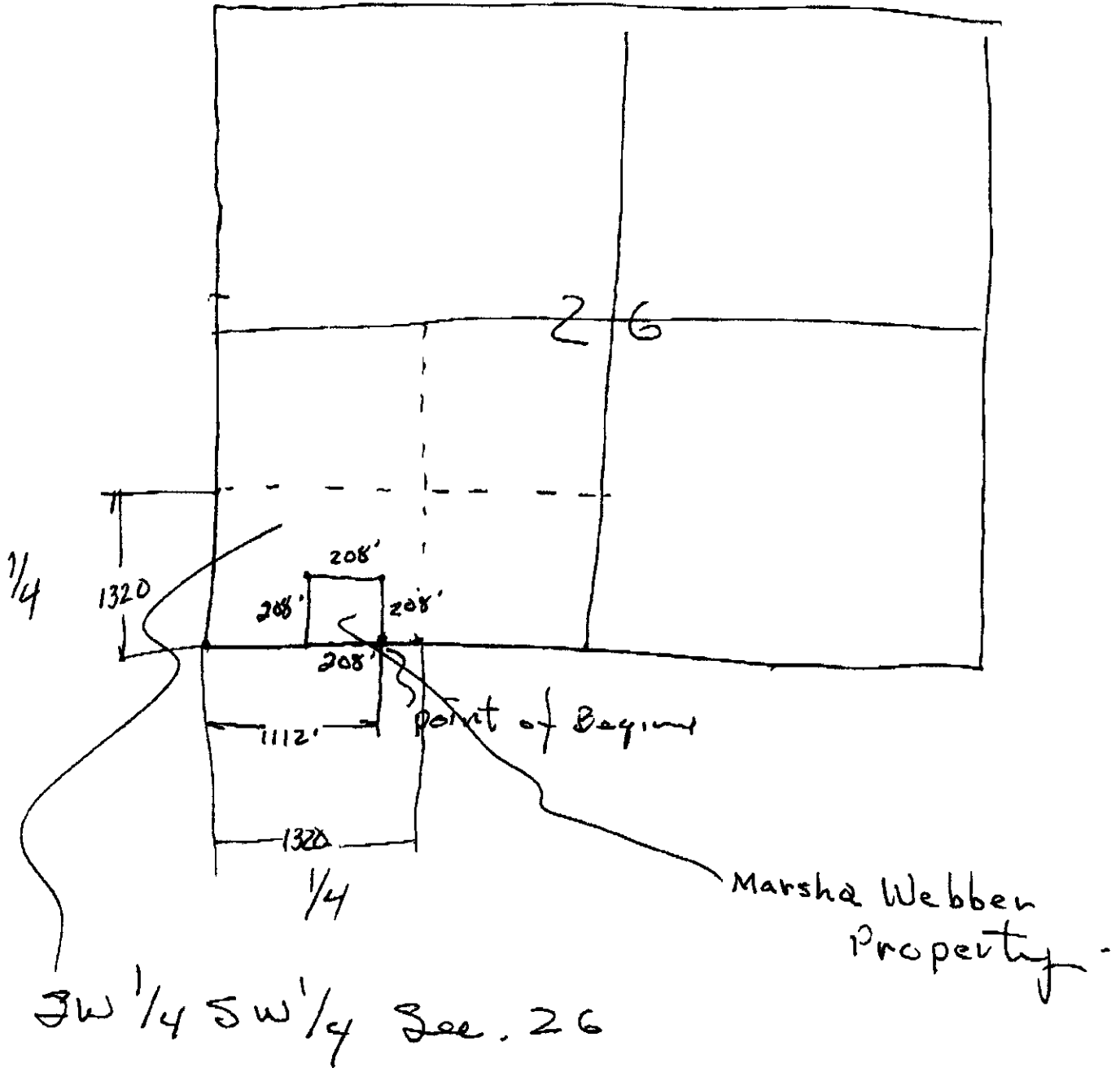
Please remit to the above address.

SENDER: GARY Funderburg

COMMENTS: here is the maps and 60 miles or
drawn out the property is in
SW 1/4 SW 1/4 Sec. 26. 88. 1E

Marsha Webber
65-0438

85 1 E



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

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-00438

NAME AND ADDRESS: LORNA G BIGGERS
MELVIN F BIGGERS
9100 LIBERTY RD
SWEET, ID 83670

SOURCE: SPRINGS TRIBUTARY: COONS CREEK
QUANTITY: 0.04 CFS
0.77 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 03/01/1942

POINT OF DIVERSION: T08N R01E S26 SESW Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS
			0.07 AFY
	Domestic 1 HOME	01-01 TO 12-31	0.02 CFS
			0.70 AFY

PLACE OF USE:	Stockwater		Within Gem County
	T08N R01E S26	SWSW	
	Domestic		Within Gem County
	T08N R01E S26	SWSW	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 1, 2002

MARSHA J WEBER
JEROME A WEBER
9086 LIBERTY RD
SWEET ID 83670

RE. Change of Ownership for Water Right 65-438

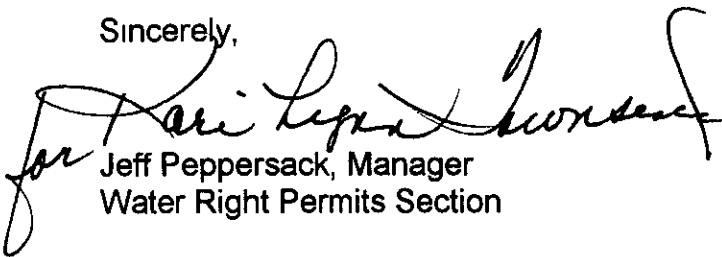
Dear Water Right Holder(s).

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jeff Peppersack", is written over the typed name. The signature is fluid and cursive.

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

**THIS CLAIM HAS BEEN FILED
ON BY MELVIN + LORNA BIGGERS
ON 11-30-89**

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: A65-00438
Date Received: 11/30/1989
Receipt No: X999999
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: MELVIN F. BIGGERS 208-584-3365
Address: 9100 LIBERTY ROAD
SWEET ID 83670
OR
Name: LORNA G. BIGGERS 208-584-3365
Address: 9100 LIBERTY ROAD
SWEET ID 83670

2. Date of Priority: MAR 1, 1942

3. Source: SPRINGS Trib. to: COONS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	01E	26		SE	SW		GEM

5. Descriptor of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		0.07
DOMESTIC	01/01	12/31	0.020		0.70

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 0.77 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	01E	26	SW	SW		DOMEST	
			SW	SW		STOCK	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court

Decree date 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs 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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

ADJUDICATION DIVISION

REPORT OF EXAMINER

Case No. 65043

1. Name of Applicant... M. J. Lorna B. Rogers
2. Priority... 1942
3. Source of Water... SP. L. W. S.
4. Determine Purpose and Quantity of Water Found Used:
(Quantity) (Ccu., Irr., Stk. water, etc.) (Mo.-Day) (Mo.-Day)
... 02 Use Dam Period of Use From 1-1-31 To 12-31
... 0014 Use Stk. Water Period of Use From 1-1-31 To 12-31
... Use ... Period of Use From ... To ...
5. Location of Point of Diversion: SWSE of Section 26
Twp. SN Rge. 1E County of Gen
6. Describe Diversion Works: Spring S.W. pipe to house
Camout 2x2s (2) pipe to house
2 Stk. Tanks
7. Describe Location of Use: 1/2

TWP.	RGE.	SEC	T. NE				T. NW				S. E				S. W				TOTAL
			NE	N	SW	SE	NE	N	SW	SE	NE	N	SW	SE	NE	N	SW	SE	
<u>SN</u>	<u>1E</u>	<u>26</u>																	

TWP.	RGE.	COUNTY	SCALE: 1" = 1 MILE															

Purpose Other Than Irrigation: Dam house w/
Stk. water for 50 head
Remarks: Gr. house w/ red tin roof
N. 1.5 miles E. 1 mile from west
Spring E. of house 5 miles up
hillside. Fenced and w. animal
for 1/2
This examination was made on the 5 day of May 1974

(Signed) Ernest Ballou
Examiner.

Copy
From
ONE FINE
FOR
A60-0043

For location of
Spring
water.
Pie
Twp. 8N

PIE RZE

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