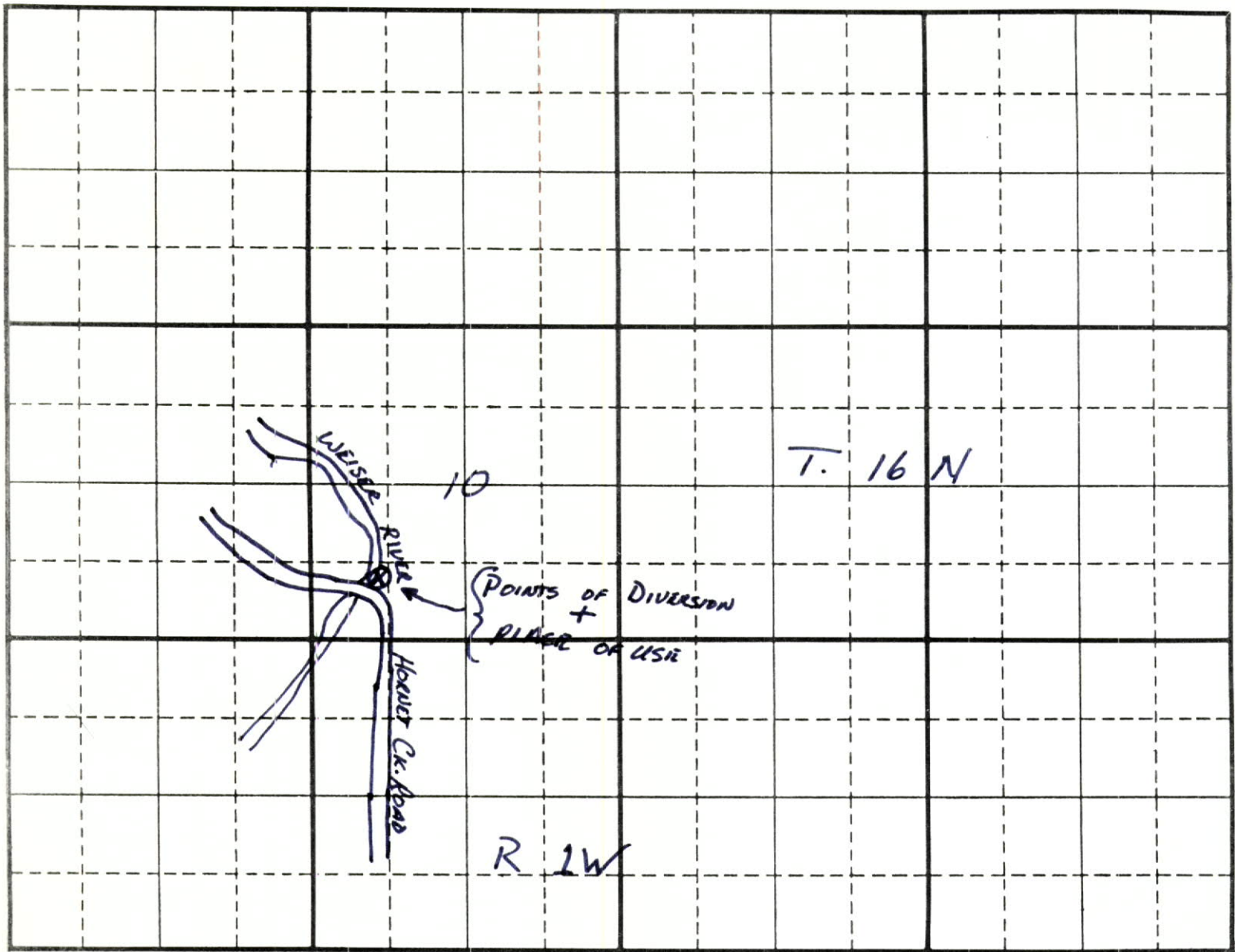


(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

R. M. Mutter
(Claimant)

Sworn to before me this 5th day of March, 1980.

Nancy M. Mathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>CWB</u>	Date <u>3/5/80</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>LHS</u>	Date <u>3/12/80</u>		claimant by:	
\$20.00 fee received by <u>CWB</u>	Date <u>3/5/80 #273</u>			
Published in <u>Adams City Recorder</u>				
Dates <u>3/80 & 3/27/80</u>				

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Affidavit of Publication

State of Idaho, County of Adams, ss:

I, Bert J. Rogers, being first duly sworn upon my Oath, depose and say that I am the publisher of The Adams County

Leader, a newspaper; that a copy of the "Notice of Claims to Water Right"

as per clipping
hereto attached, was published in the regular and entire issue
of said newspaper, and not in any supplement thereof, for
two (2) consecutive weeks, the first publication of the

same being made in the issue dated March 20, 1980

and the last in the issue dated March 27, 1980
that said newspaper is of general circulation in Adams County
Idaho, printed and published weekly at Council therein and
that said newspaper has been continuously and uninterrupted-
ly published in said county during a period of more than sev-
enty-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

Bert J. Rogers
Subscribed and sworn to before me this 27th

day of March, 1980

Dwight Young
Notary Public for Idaho,
Residing at Council, Idaho

67-4300
MUTTERER, RICHARD &/or
MYRNA
P. O. BOX 359, COUNCIL, ID
83612
Source: WEISER RIVER tribu-
tary to SNAKE RIVER
Priority Date: 04/21/1936
Amount: 0.14 CFS
Diversion Point: SWSW Sec. 10 T
16N R 01W, ADAMS Co.
Use: IRRIGATION (0.12 CFS)
from 03/15 to 11/15
STOCKWATER (0.02 CFS)
from 01/01 to 12/31
Place of Use: SWSW Sec 10 T
16N R 01W FOR 4 ACRES
Diversion Means: 2 PUMPS &
SPRINKLER SYSTEM

MICROFILMED

RECEIVED

DEC 23 1987

Philip N. Jahn
Box 552
Council, ID 83612

Department of Water Resources

December 22, 1987

Idaho Department of Water Resources
(Water Rights)
450 W State St.
Boise, ID 83702

RE: Claim No. 67-4300

Dear Sirs:

I have recently purchased the property formerly owned by Richard and Myrna Mutterer. I wish to update the water right claim, #67-4300, to reflect this transaction.

Please change the name of record to: Philip N. and/or Mary Jahn, P.O. Box 552, Council, ID 83612; ph. 253-6081.

The remainder of the information is up to date.

Please advise me of any further requirements associated with this request or the pending Snake River Adjudication.

Sincerely,

Philip N. Jahn

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that RICHARD AND/OR MYRNA MUTTERER
(Name of Claimant)
P. O. Box 359, Council, ID 83612 Telephone No. 253-6854
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 4/21/1936

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Weiser River tributary to Snake River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.12 cfs</u>	Use <u>irrigation</u>	Period of Use From <u>3/15</u>	To <u>11/15</u>
Quantity	<u>.02 cfs</u>	Use <u>stockwater</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.14 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 10 Twp. 16N Rge. 1W B.M., County of Adams
Additional points of diversion: (Two Points)

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Two pumps, 2 hp & 10 hp, sprinkler system

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	1W	10											4						4

No. of acres 4

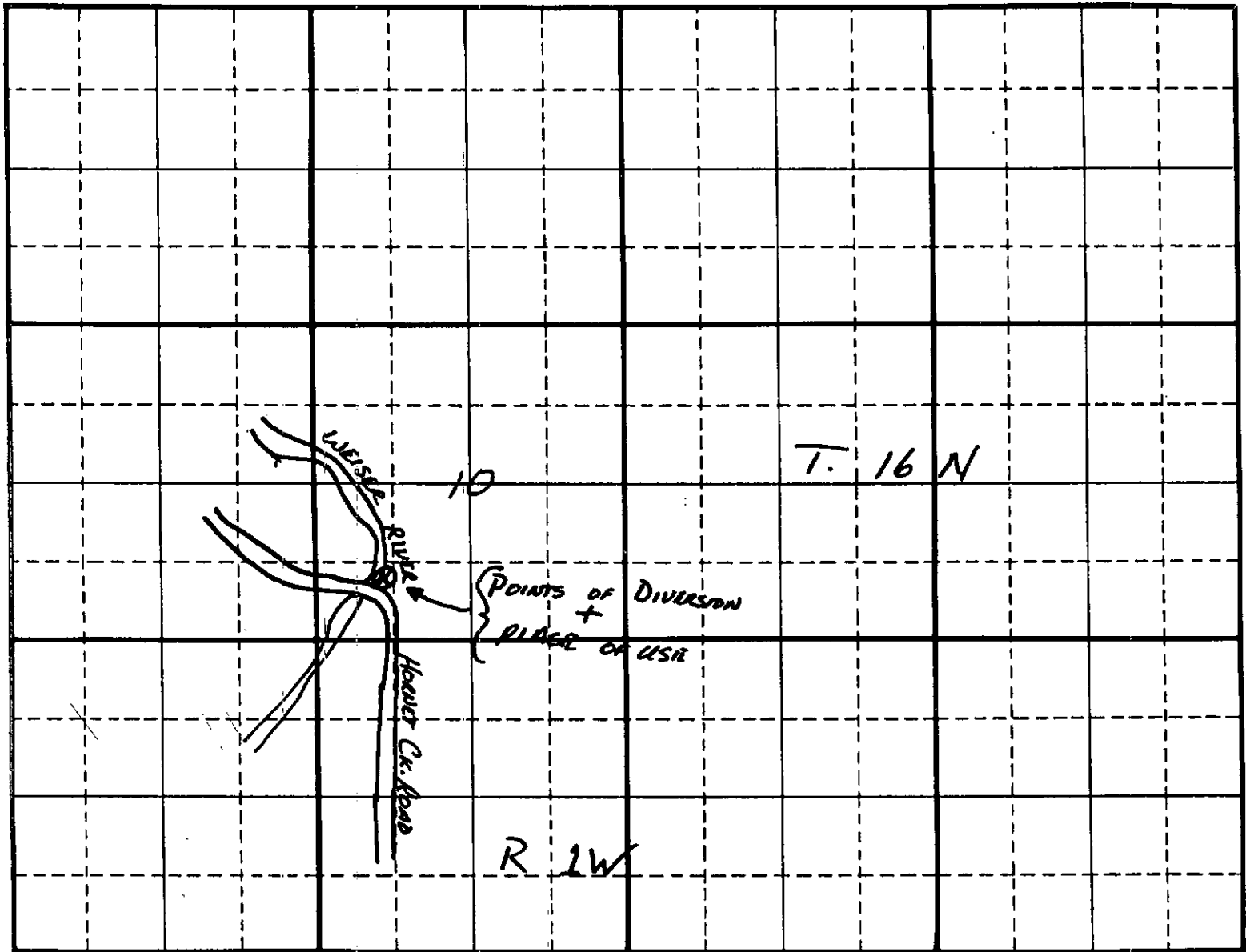
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

RECEIVED

NOTE: Include here the type and number of stock watered: 10 head MAR 6 1980

(7) If you are claiming water as a member of an organization, list name of organization: Department of Water Resources
Western Regional Office

(8) Remarks _____

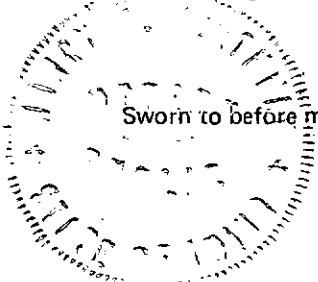


Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.



Sworn to before me this 5th day of March, 1980.

[Signature]
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by CWB Date 3/5/80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 665 Date 3/12/80 claimant by: _____
\$20.00 fee received by CWB Date 3/5/80 # 273
Published in Adams City Recorder
Dates 3/80 & 3/27/80

Affidavit of Publication

State of Idaho, County of Adams, ss:

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ly published in said county during a period of more than sev-
enty-eight consecutive weeks prior to the first publication of

said "Notice" as aforesaid.

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day of March, 1980

Notary Public for Idaho,
Residing at Council, Idaho

67-4300
MUTTERER, RICHARD &/or
MYRNA
P. O. BOX 359, COUNCIL, ID
83612
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tary to SNAKE RIVER
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from 01/01 to 12/31
Place of Use: SWSW Sec 10 T
16N R 01W FOR 4 ACRES
Diversion Means: 2 PUMPS &
SPRINKLER SYSTEM

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 1301 North Orchard Street Boise, Idaho 83706-2237 • (208) 334-4440

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 25, 1988

RE: Water Right No. 67-4300

Philip N. Jahn
Box 552
Council, ID 83612

Dear Mr. Jahn:

Enclosed is a copy of Claim 67-4300 for your records. We have changed the Department's computer records to show you as the current owner of this claim.

If you have any questions concerning this matter, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: GLS

Right Number 67-4300 Applicant Mutterer

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By J. DIBS Date 4-9-80 4/9/80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Jm Date 4/17/80

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

92 South Cole Road
Boise, Idaho 83709
(208) 334-2190

APRIL 9, 1980

RICHARD MUTTERER
MYRNA MUTTERER
P.O. BOX 359
COUNCIL

ID 83612

RE: Claim No. 67-4300

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure

MICROFILMED

6Z-4300-

MUTTERER, RICHARD &/or MYRNA

P.O. BOX 359, COUNCIL, ID 83612

Source: WEISER RIVER tributary to SNAKE RIVER

Priority Date: 04/21/1936

Amount: 0.14 CFS

Diversion Point: SWSW Sec 10 T 16N R 01W, ADAMS Co.

Use: IRRIGATION	(0.12 CFS)	from 03/15 to 11/15
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31

Place of Use: SWSW Sec 10 T 16N R 01W FOR 4 ACRES

Diversion Means: 2 PUMPS & SPRINKLER SYSTEM

RECORDED