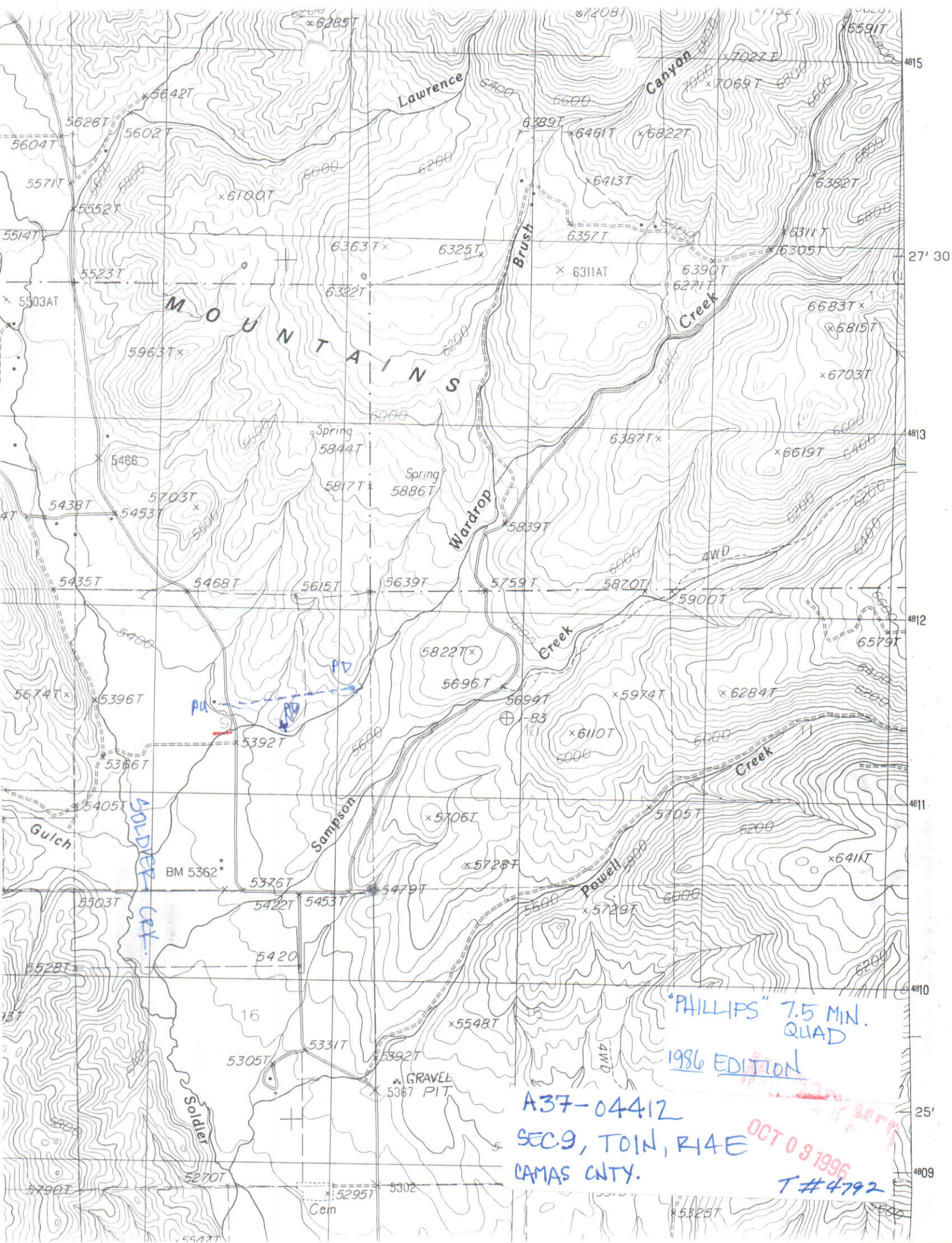




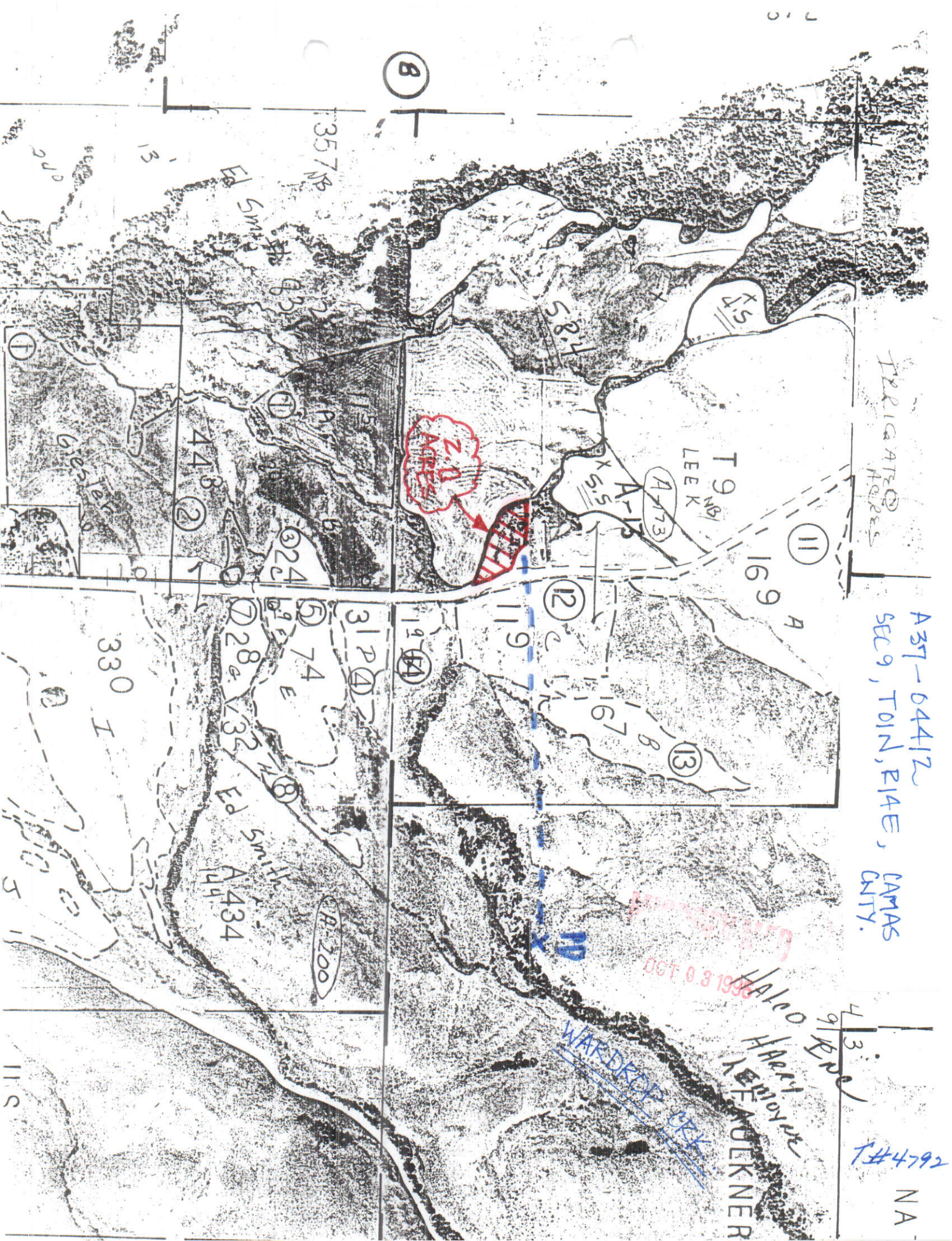
SOLDIER CANYON

PHILLIPS 7.5 MIN. QUAD

1986 EDITION

A37-04412
SEC. 9, T01N, R14E
CAMAS CNTY.

OCT 03 1996
T#4792



ILLICATED
HAPPES

A37-04412
SEC 9, T01N, R14E,
CAMAS
CNTY.

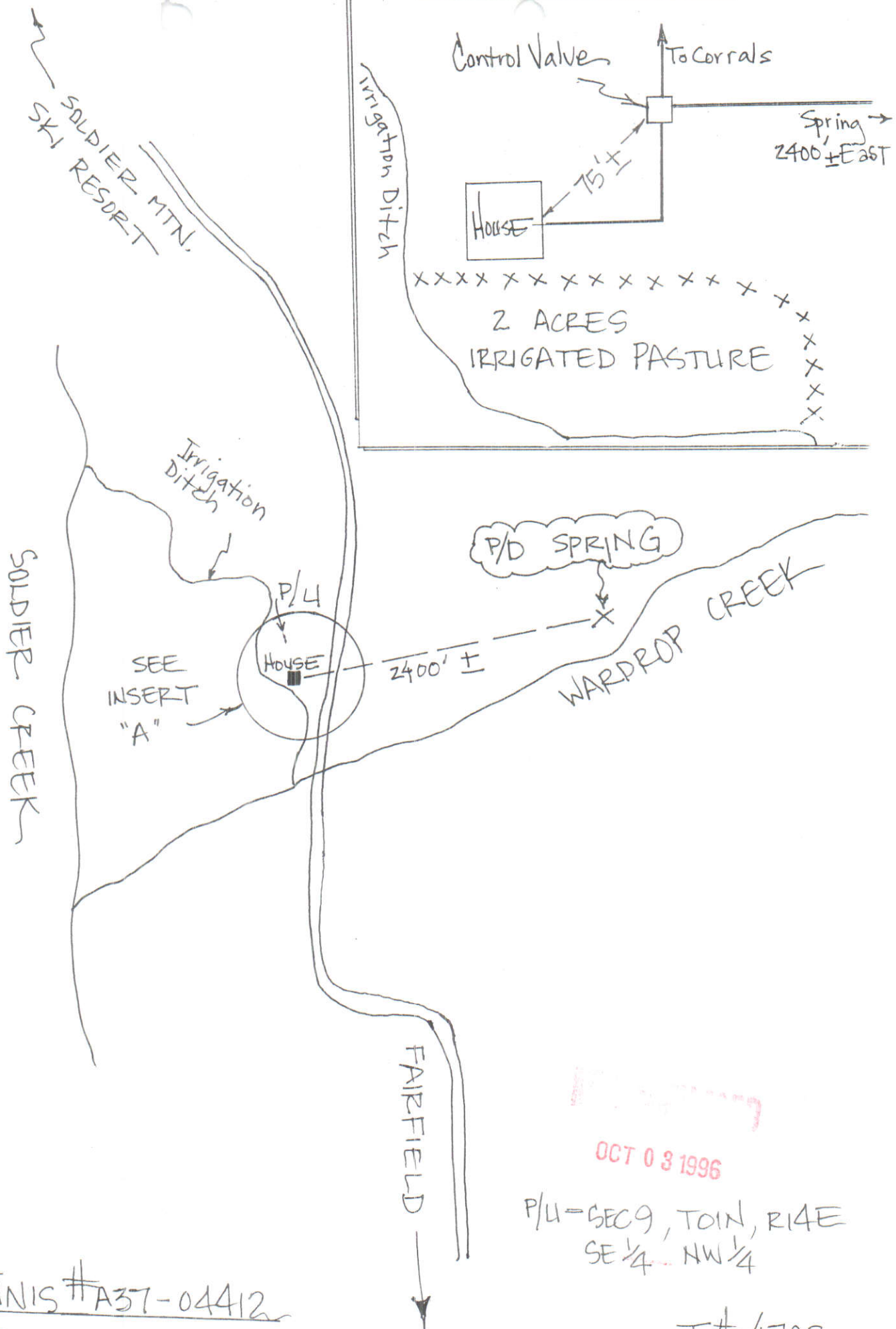
RECEIVED
OCT 03 1996

HALCO
HARRY
KEMOYER
WALKNER

WARDROP CREEK

T#4792
NA

NTS



RECEIVED

OCT 03 1996

P/4 = SEC 9, T01N, R14E
SE 1/4 NW 1/4

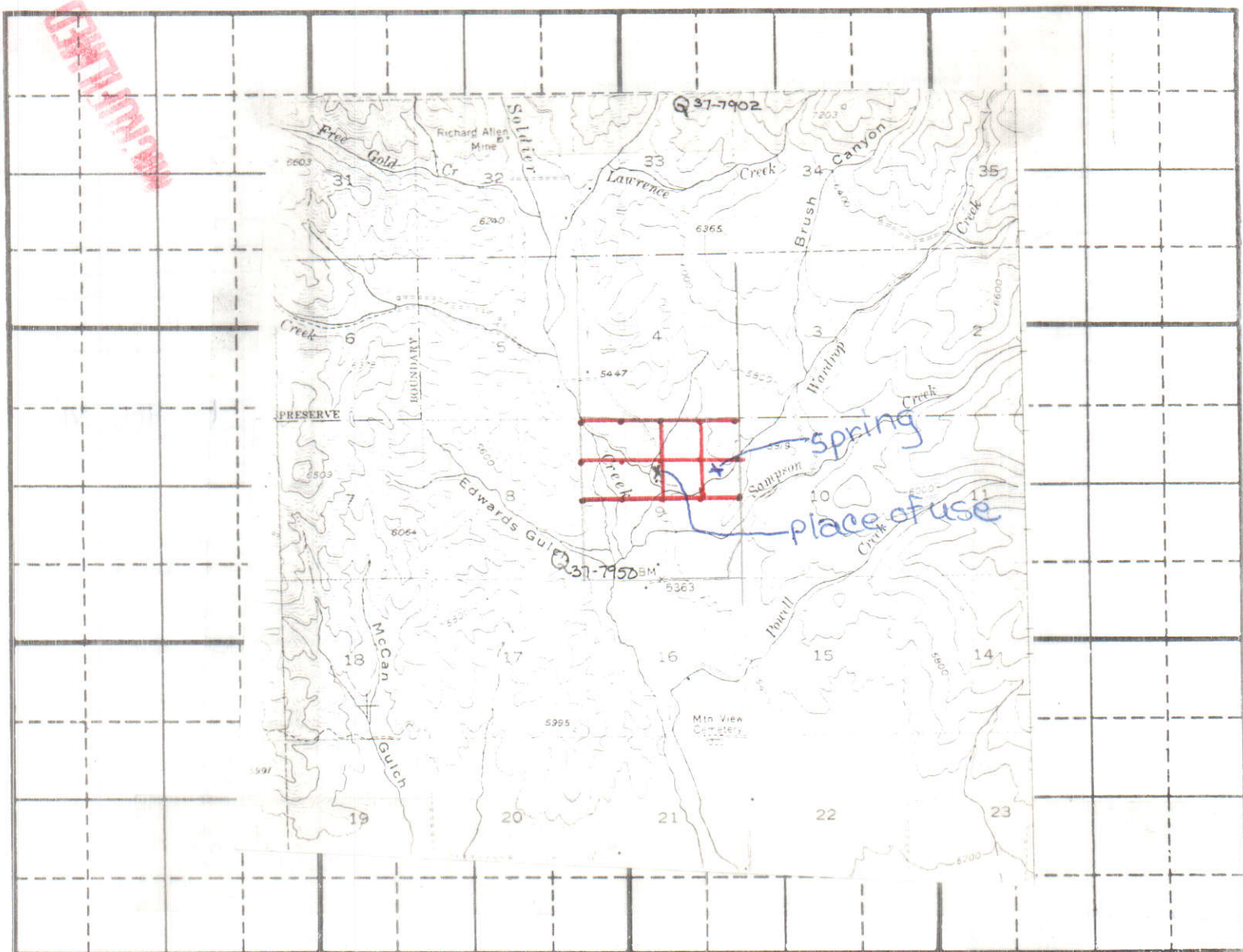
T# 4792

26 JUNE 1996

A. KELLY DENNIS #A37-04412

EXAMINER: GEORGIA SATTERLEE

① Duplicate
 (8) Remarks Claim was supposed to have been filed in May 1983.
 ② see attached right of way agreement.



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.

NOTE:

The filing deadline has been extended with a substantially increased fee:

Date Claim Filed	Fee
Until 6-30-1983	\$ 30
7-01-1983 thru 6-30-1984	\$100
7-01-1984 thru 6-30-1985	\$200

State of Idaho)
) ss.
 County of Ada)

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 8th day of May, 1984.

Kathlyn A. Walker
 (Claimant)
 Notary Public
 Residing at Eagle, Idaho

My commission expires 2/15/1987

FOR DEPARTMENT USE ONLY

Received by mcga Date 5-8-84 Exception filed by: _____ Forwarded to _____ Date _____
 Prelim. check by kw Date _____
 \$100. \$30.00 fee received by kw Date 5-8-84 # 33993
 Published in sp. id. press
 Dates 6/7 + 6/14/84

SOUTH IDAHO PRESS

BURLEY, IDAHO

AFFIDAVIT OF PUBLICATION

County of Cassia,)
) ss.
STATE OF IDAHO)

..... Mary Summers being first
duly sworn, deposes and says that ^She is the

Clerk of the South Idaho
Press, a daily newspaper published at Bur-
ley, Idaho, in the county aforesaid and that
the paper is of general circulation therein.
Deponent further states that the printed no-
tice attached hereto was duly published
according to law in the regular editions of

The South Idaho Press for Two
consecutive weeks, commencing with the issue
dated June 7th 19 84, and ending
with the issue dated June 14 th 19 84

Mary Summers

Subscribed and sworn to before me
this 19th day of June

19 84.

Notary Staker Notary Public

Cost of Publication \$ 14.95

Notary Fee

Total Cost \$14.95

MICROFILMED

84-132

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following
claim(s) to water right(s) have been established
by diversion and application to beneficial use:

32-4412

LEEK, N.E. &-or PATRICIA A.
BOX 506, FAIRFIELD, ID 83327

Source: SPRING trib. to SINKS

Priority Date: 06-01-1886

Diversion Pt: SENE Sec 09 T 01N F 14E

Use: IRRIGATION (0.02 CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.02 CFS)

In: SENW Sec 09 T 01N R 14E FOR 1 ACRES

Any exception to any claim of water right
may be filed with the Director of the Idaho
Department of Water Resources, 1041 Blue
Lakes Blvd. North, Twin Falls, Idaho 83301.

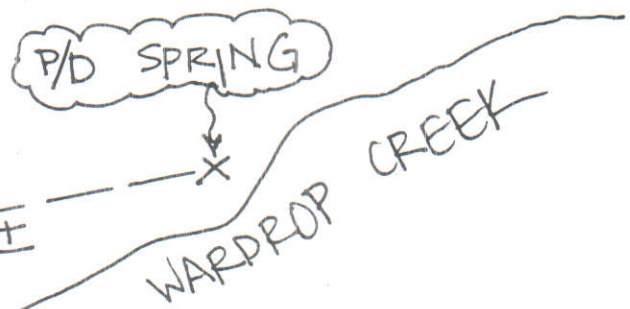
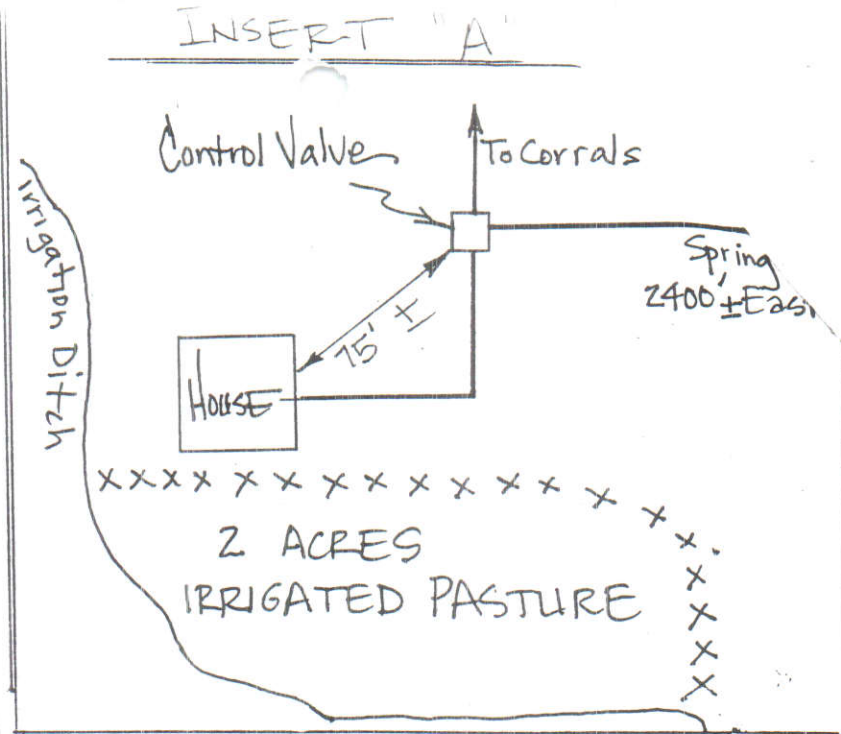
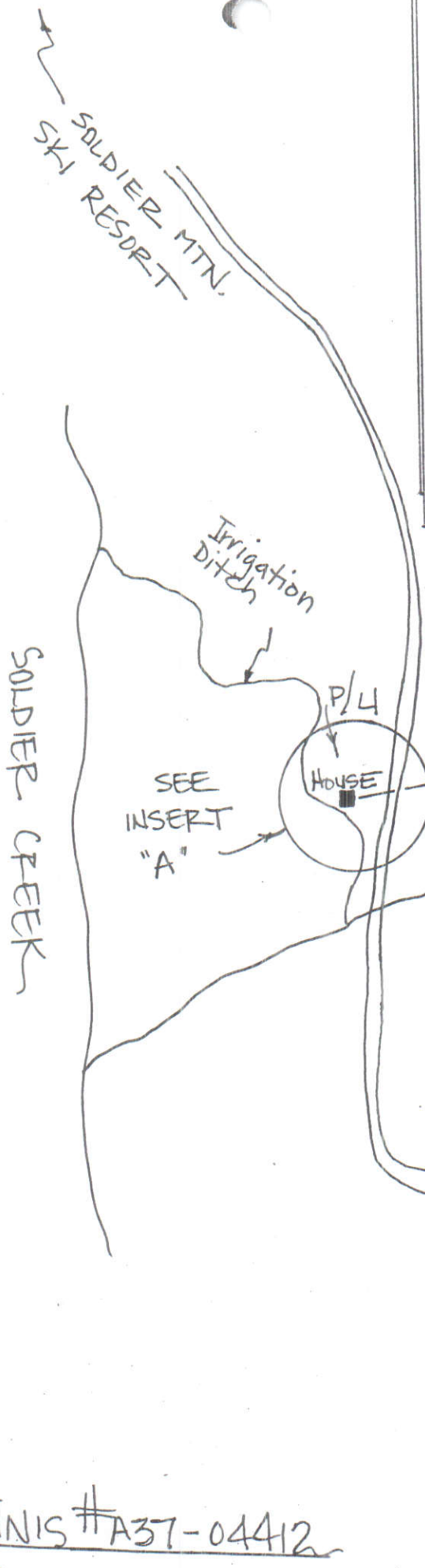
A. KENNETH DUNN

Director

Published in the South Idaho Press on June 7
and 14, 1984.

RECEIVED
JUN 7 1984
Department of Water Resources
Twin Falls, Idaho

NTS



56.

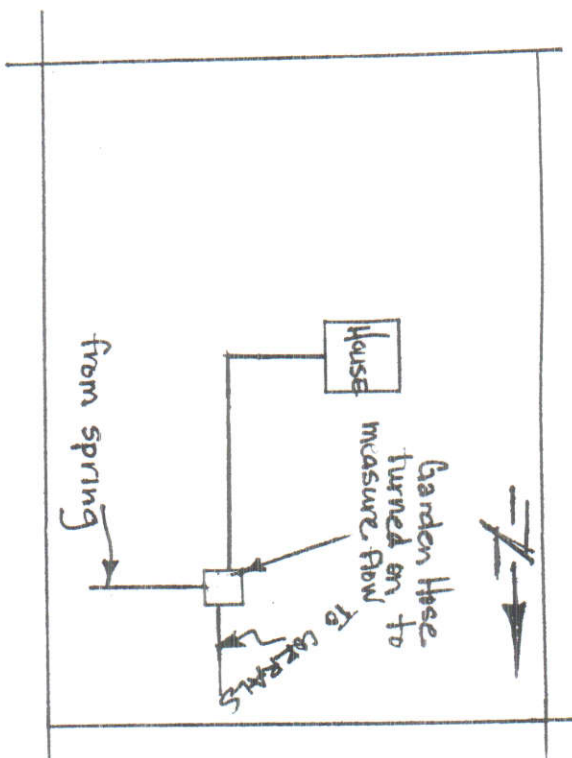
6 JUNE 1996
KELLY DENNIS #A37-04412
LAMINER: GEORGIA SATTERLEE

P/U = SEC 9, T1N, R14E
SE 1/4 NW 1/4

T# 4792

MEASUREMENT

Page 11 a.



$$\frac{gpm}{448.8}$$

$$\frac{5 \text{ gal/min}}{448.8} =$$

MEASURED FLOW
0.011 cfs

OCT 03 1996

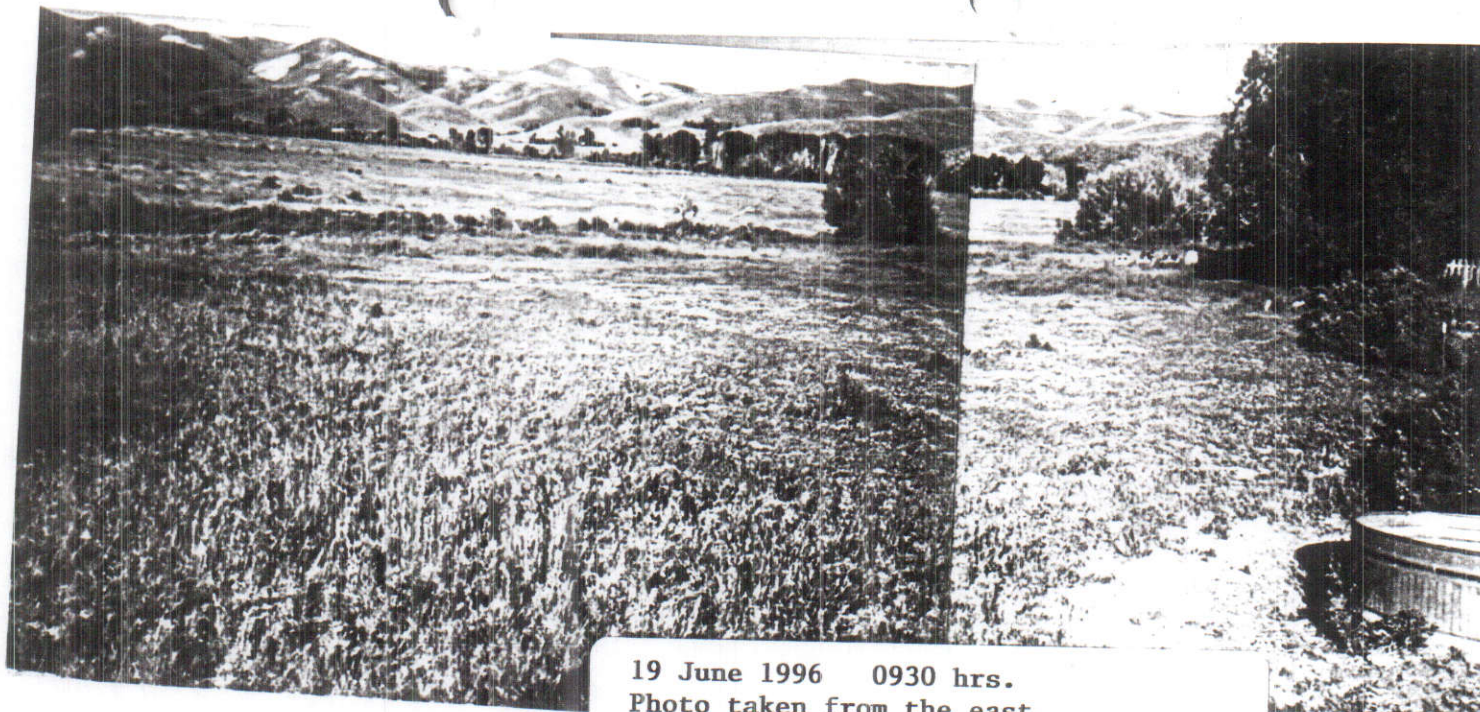
WHEN: 26 June 1996
HOW: Bucket
Stopwatch
Method

MEASUREMENTS	1 gal	@	13" 05
" "	" "	" "	13" 83
" "	" "	" "	12" 16
" "	" "	" "	13" 13
" "	" "	" "	12" 57
1 gal = 13"			

2 gal = 25"

4 gal = 53"
" " 52" 41
4 gal = 53"

0.011 cfs



19 June 1996 0930 hrs.

Photo taken from the east.

P/U $2\pm$ acre Sec. 9, T01N, R14E SE $\frac{1}{4}$ NW $\frac{1}{4}$

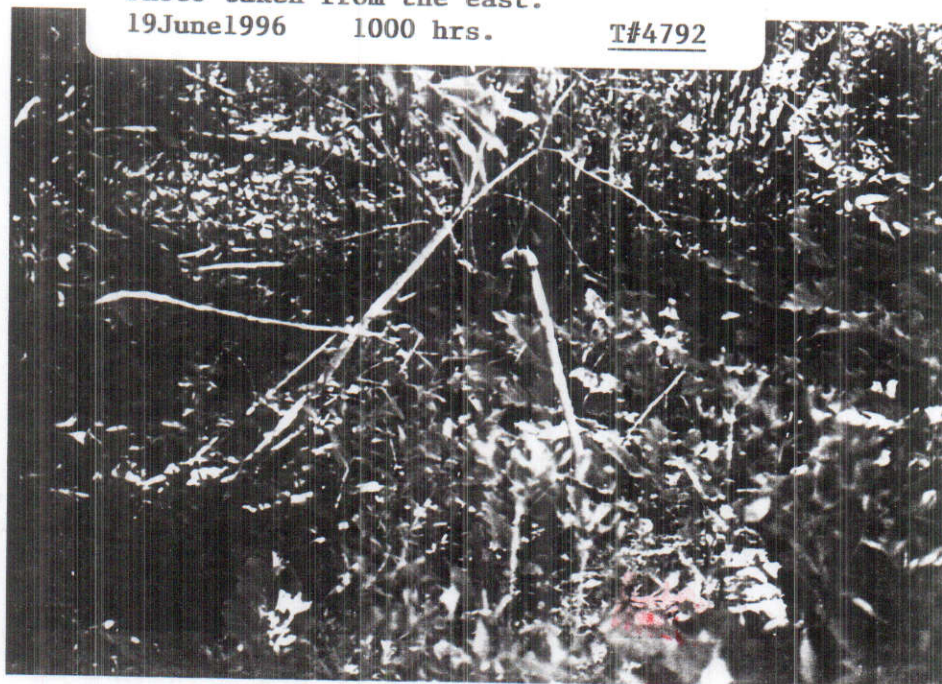
T#4792: replace $2\pm$ acre irrigation
with commercial use.

P/D Sec 9, T01N, R14E NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$
SPRING — 100'± NORTH of WARDROP CRK.

Photo taken from the east.

19 June 1996 1000 hrs.

T#4792



UCT 0 3 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4792
WATER RIGHT NO. 37-04412

This is to certify that: **A KELLY DENNIS**
RT 1 BOX 1278
FAIRFIELD ID 83327

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	* 0.6 AF
COMMERCIAL	01/01 to 12/31	0.01 CFS	3.4 AF
DOMESTIC	01/01 to 12/31	0.01 CFS	* 0.6 AF
	Totals	0.01 CFS	4.0 AF

SOURCE

SPRING

TRIBUTARY OF

SINKS

Priority: 06/01/1886

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 9, Township 01N, Range 14E
CAMAS County

PLACE OF USE: STOCKWATER

TWN RGE SEC

01N 14E 9 SENW

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of this transfer in no way confirms the right(s) claimed.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

OCT 03 1996

TRANSFER NO. 4792
WATER RIGHT NO. 37-04412

CONDITIONS OF APPROVAL AND REMARKS

4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. All irrigation use under Right No. 37-04412 shall cease.
- * 6. Stockwater and domestic use are limited to a total combined annual diversion volume of 0.6 af.
7. Commercial use is for bottled water.

Dated this 30th day of September, 1996


Chief, Water Alloc. Bureau

OCT 03 1996

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4792

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

JUL 1 1996

Department of Water Resources

Name of applicant A. Kelly Dennis Phone 764-2397Post Office address RT 1 Box 1278, Fairfield, ID 83327

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 _____
2. Describe the reason for the proposed changes To change irrigation water to commercial use
so bottled water can be sold.

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 |
|------------------|-----------------|-----------------------|-------------------|----------------------------|
| <u>A37-04412</u> | <u>6-1-1886</u> | <u>0.02 cfs</u> | <u>Domestic</u> | <u>1-1</u> to <u>12-31</u> |
| | | <u>0.02 cfs</u> | <u>Stockwater</u> | <u>"</u> to <u>"</u> |
| | | <u>0.02 cfs</u> | <u>Commercial</u> | <u>"</u> to <u>"</u> |
2. Total amount of water being transferred 0.02 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Spring tributary to Sinks
4. Point(s) of Diversion:

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

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								S,C									
										D									

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Headbox, 3000' of pipeline to home. Outlets to stock troughs. Outlet to fill a water truck.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ✓ Yes _____ 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:

Land will no longer be irrigated.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

03-96

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 37-04412

STAGE: STATUTORY CLAIM

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	0.02 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.02 CFS

SOURCETRIBUTARY OF

SPRING

SINKS

Priority: 06/01/1886

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 9, Township 01N, Range 14E
CAMAS CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	14E	9	SENE	1		1
Total number of acres irrigated:						1

PLACE OF USE: STOCKWATER, same as IRRIGATION usePLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

OCT 03 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
 (Attach one copy for each right)

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JUL 13 1996

Department of Water Resources

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. _____ issued by the Idaho Department of Water Resources.

c. Claim No. A37-04412 on file with the Idaho Department of Water Resources.

d. Transfer No. _____ 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 _____

3. Source of water Spring tributary to Sinks

4. Date or priority 6-1-1886

5. Water is used for the following purpose:

amount 0.02 cfs for Domestic purposes from 1-1 to 12-31
 (cfs/ac-ft) amount 0.02 cfs for Stockwater purposes from " to "
 (cfs/ac-ft) amount 0.02 cfs for Irrigation purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 0.02 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	NE	9	1N	14E	Camas	

8. 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								1									1
										DS									

Total acres 1

9. Describe any other water rights used for the same purpose as described above None

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 _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

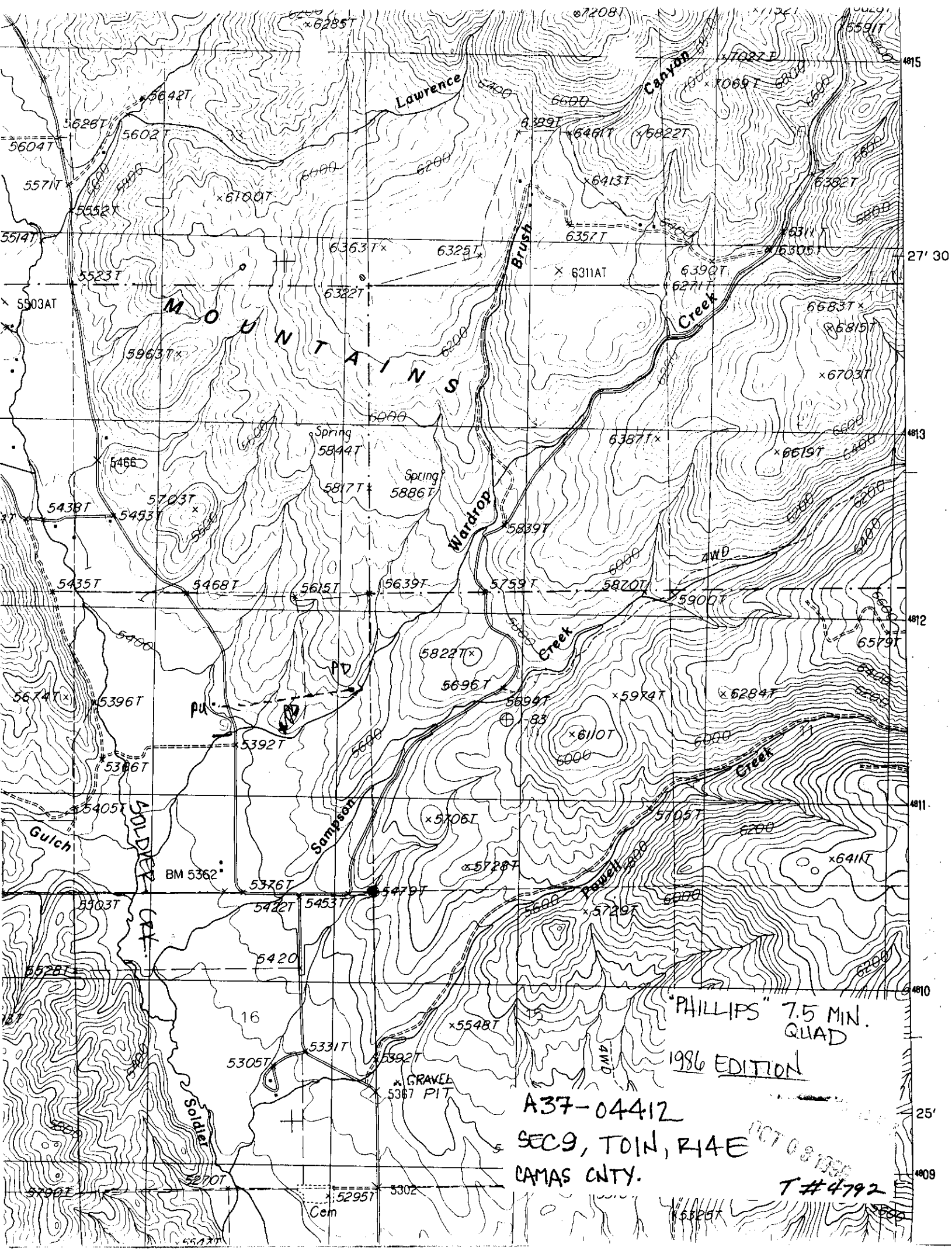
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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	

Total acres _____



M O U N T A I N S

Lawrence

Canyon

Brush

Wardrop

Creek

Creek

Gulch

SOLDER CREEK

Sampson

Powell

BM 5362

GRAVEL PIT

Cem

"PHILLIPS" 7.5 MIN. QUAD

1986 EDITION

A37-04412

SEC 9, T01N, R14E

CAMAS CNTY.

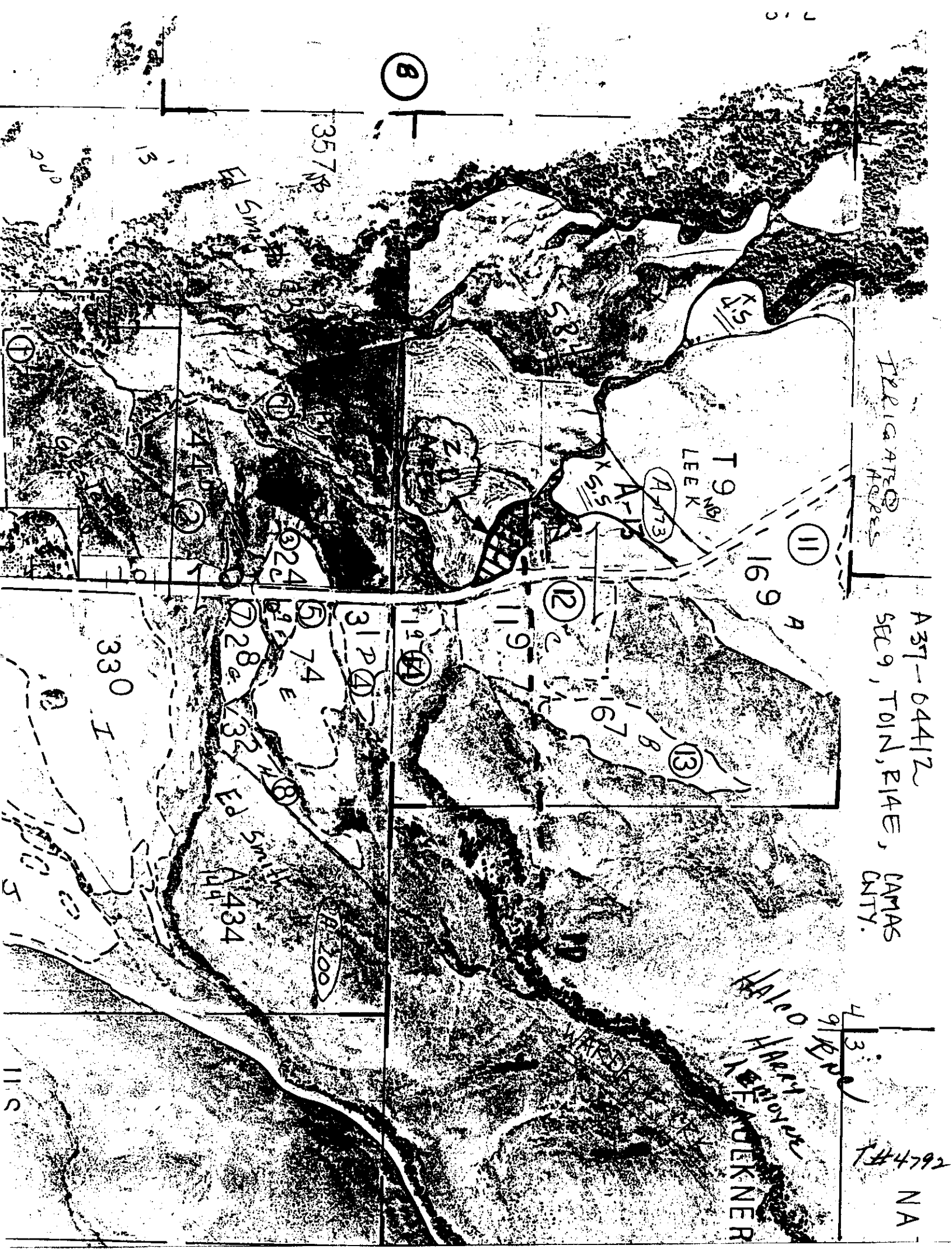
T # 4792

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APPROX

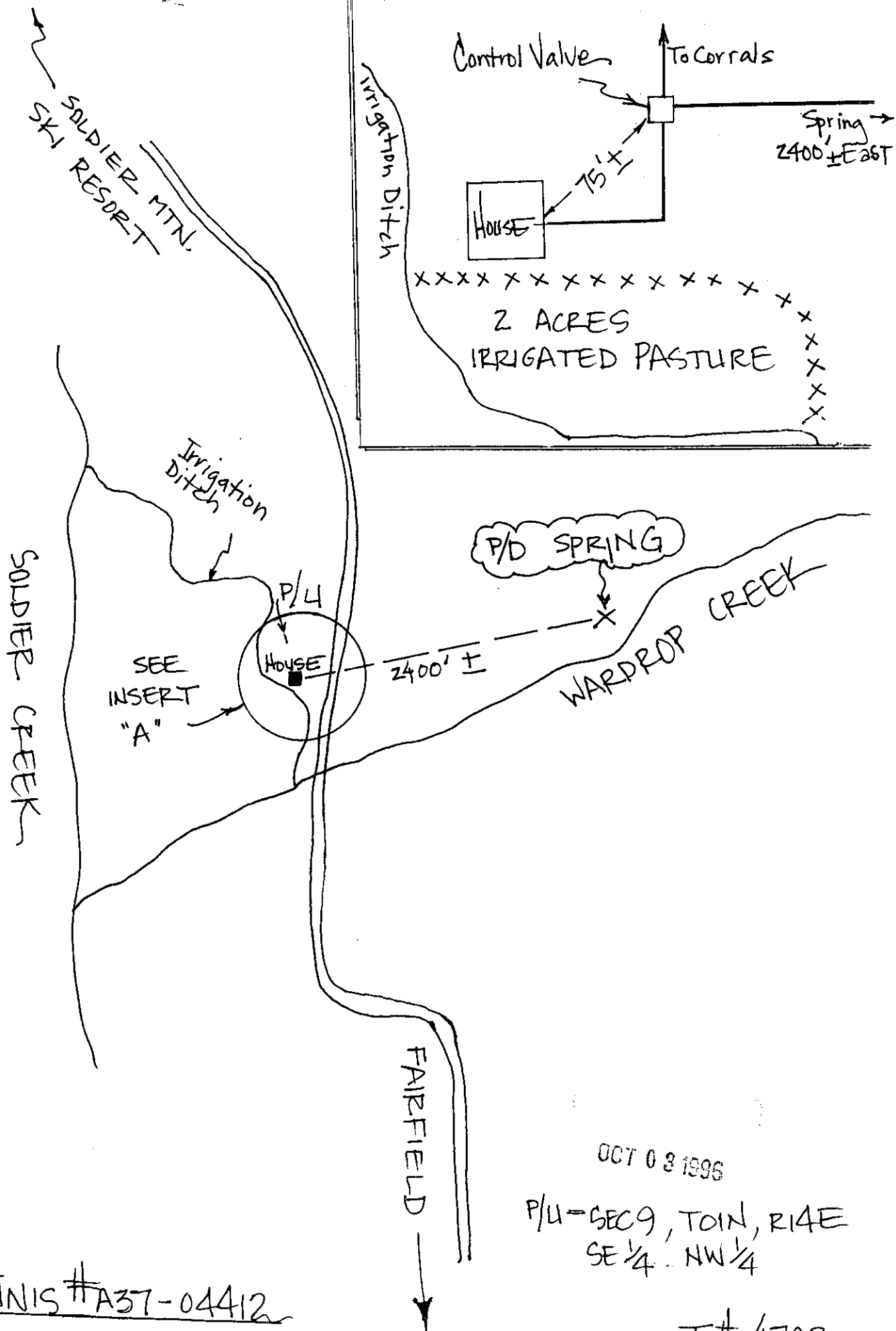
A37-04412
SEC 9, T01N, R14E, CAMAS
CNTY.

NA
T#4792

HALCO
H. H. MOORE
H. F. ADKINER



NTS



OCT 03 1996

P/U = SEC 9, T01N, R14E
SE 1/4 - NW 1/4

T# 4792

26 JUNE 1996

A. KELLY DENNIS #A37-04412

EXAMINER: GEORGIA SATTERLEE

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.

OCT 03 1996

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>Commercial</u>	<u>0.02 cfs</u>	<u>as needed</u>	<u>1-1</u> to <u>12-31</u>
		<u>3.5 AFA</u>		to

2. Quantity and quality of return flows and location of discharge:

None.

3. Describe effects on other water uses resulting from the proposed change:

Lawn will no longer be irrigated, pd 6/26/96

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.

A Kelly Dennis
(Signature of Applicant)

Subscribed and sworn to before me this 29th day of December, 19 95.

J. F. Stanton
(Notary Public)

My commission expires 10-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by J. F. Stanton Date 12-29-95 Protest filed by None

Prelim. check by gs Fee \$100. ✓ 5018753 ✓

Receipted by gs Date 12-29-95

Published in The Camas Courier Copies of protest forwarded by _____

Pub. dates 1/3 & 4/10/96 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. by ADN

Copy of transfer sent to lien holder _____

RECEIVED

JAN 02 1996

Department of Water Resources
Southern Region

OCT 03 1996

WARRANTY DEE

COPY

For Value Received PATRICIA LEEK, CHAPMAN BALLARD LEEK, PHYLLIS IRENE PETTEWAY, FRANCES P. MCCONNELL, and THERESA L. DENNIS

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
ARLIN KELLY DENNIS and JANET LYNN DENNIS, husband and wife
Box 213
Fairfield, Idaho 83327

Hereinafter called the Grantee, the following described premises situated in Camas County, Idaho,
to-wit:

TOWNSHIP 1 NORTH, RANGE 14 EAST BOISE MERIDIAN
Section 9: NW1, W1NE1

Together with all water rights appurtenant thereto.

RECEIVED

AUG 27 1990

Department of Water Resources
Southern Region Office

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, 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 20, 1990.

Patricia A. Leek
Patricia Leek

Frances P. McConnell by Theresa L. Dennis
Frances P. McConnell-Attorney in Fact
Phyllis Irene Petteway by Theresa L. Dennis
Phyllis Irene Petteway-Attorney in Fact

Chapman Ballard Leek by Theresa L. Dennis
Chapman Ballard Leek-Attorney in Fact Theresa L. Dennis

STATE OF IDAHO, COUNTY OF Camas
On this 20th day of July, 1990,
before me, a notary public in and for said State, personally appeared

PATRICIA LEEK

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged
to me that she executed the same.

William M. Colter Notary Public
Residing at Boise, Idaho
Commission Expires 07-17-1995

I hereby certify that this instrument was filed for record in my office at:
11:45 on 7-26 1990
daily recorded in Book 27 at Page 571
TH County Recorder

FILED
STATE OF IDAHO
County of Camas
1990
JUL 27 10 56 AM '90
086008
and be recorded as the Request of

T # 47 92

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
County of Goshute)

On this 20th day of July, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared THERESA L. DENNIS, known to me to be the person whose name is subscribed to the within and 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 on the day and year in this instrument first above written.

Celia Hobbs
NOTARY PUBLIC FOR IDAHO;
Residing at Goshute
Commission Expires: 10-24-94

STATE OF IDAHO)
) ss.
County of Goshute)

On this 20th day of July, 1990, before me, the undersigned, Notary Public in and for said State personally appeared THERESA L. DENNIS known to me to be the person whose name is subscribed to the within instrument as the Attorney in Fact for PHYLLIS IRENE PETTEWAY, CHAPMAN BALLARD LEEK, and FRANCES P. MCCONNELL and acknowledged to me that she executed the name of Phyllis Irene Petteway, Chapman Ballard Leek and Frances P. McConnell thereto as principal, and her own name as Attorney in Fact.

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

Celia Hobbs
NOTARY PUBLIC FOR IDAHO;
Residing at Goshute
Commission Expires: 10-24-94

NOT RECORDED
FEB 24 1993
007 03 1996

AGREEMENT

THIS AGREEMENT, made and entered into this 1st day of April, 1972, which said AGREEMENT confirms and places into writing previous oral agreements between the parties, by and between N. E. Leek, a single man, of the City of Fairfield, County of Camas, State of Idaho, hereinafter called LEEK; Camas County, a Municipal Corporation, with it's principal place of business being located in the City of Fairfield, County of Camas, State of Idaho, hereinafter called the COUNTY; and Ralph Faulkner, Inc., an Idaho Corporation, with it's principal place of business being located in the City of Gooding, County of Gooding, State of Idaho, hereinafter called the CORPORATION;

WITNESSETH:

WHEREAS, the COUNTY, through it's duly authorized agents and employees, in the summer of 1971, purchased from LEEK such real property as was necessary for the COUNTY to widen, alter, and rebuild that certain county road in Camas County, Idaho, as heretindiscussed being in Section 9, Township One (1) North, Range Fourteen (14) East, B. M., more popularly known as the Soldier Creek Road, which said road construction has been completed; and

WHEREAS, as part and parcel of the consideration given LEEK for the said real property utilized by said COUNTY for it's said road construction work, the COUNTY promised LEEK that, if the domestic water in his home, located in said Section 9, was affected by said construction, it would pipe in water to his said home, from a spring, the water of which had been previously beneficially acquired by LEEK, said spring being located in said Section 9, on land owned by the CORPORATION; and

WHEREAS, the CORPORATION, through it's duly authorized agents and employees, as said road construction was beneficial to it's own real property, agreed to the terms and provisions of this said AGREEMENT between LEEK and the COUNTY; and

WHEREAS, thereafter, said road construction affected LEEK'S said domestic water in his home; and

WHEREAS, therefore, in furtherance of, and following, said AGREEMENT, water was piped by the COUNTY from the said spring to the home of LEEK; and

OCT 03 1996

T# 4792

WHEREAS, said spring is more particularly located in the South East Quarter of the North East Quarter (SE¹/₄NE¹/₄) of Section Nine (9), Township One (1) North, Range Fourteen (14) East, B. M.; and

WHEREAS, all parties to this AGREEMENT desires to place into writing said previous oral agreements, and the terms and provisions thereof.

NOW, THEREFORE, For and in consideration of the covenants and conditions hereinafter made and contained, and each party's promises one to the others, it is mutually understood and agreed as follows:

1. THAT LEEK shall have the permanent right, and easement, to use, for his said home domestic water use, all of the water, necessary for said domestic use, flowing from that certain spring located in the South East Quarter of the North East Quarter (SE¹/₄NE¹/₄) of Section Nine (9), Township One (1) North, Range Fourteen (14) East, B.M., and, the further permanent right, and easement, to pipe over the said land of the CORPORATION, in said Section Nine (9), Township One (1) North, Range Fourteen (14) East, B. M., from its point of origin, said spring water to his real property, also located in said Section Nine (9), Township One (1) North, Range Fourteen (14) East, B.M.
2. THAT the COUNTY is granted, by LEEK, a permanent right, and easement, to use for County road purposes, the said newly constructed Soldier Creek Road, completed by said COUNTY, as hereinbefore described, located in said Section Nine (9), Township One (1) North, Range Fourteen (14) East, B. M., and, as part of said permanent right, and easement, the right to repair, maintain, remove snow, and build, and/or rebuild, said county road and/or highway.
3. THAT, other than as is herebefore described, no party to this AGREEMENT shall receive any rights, privileges, or benefits, in and to any other parties' land and/or real property.
4. THAT this AGREEMENT is binding upon the heirs, executors, successors, and assigns of each party to this AGREEMENT.

OCT 03 1996

DATED: April 10th, 1972.

CAMAS COUNTY

By LWB Baldwin
Chairman of the Board of County Commissioners

ATTEST: Estelle Thayer
County Auditor and Ex-Officio Clerk of
the Board of County Commissioners

N. E. Leek
N. E. Leek

RALPH FAULKNER, INC.

By Ralph Faulkner
It's President

STATE OF IDAHO)
: ss
County of Camas)

On this 10 day of April, 1972, before me, the undersigned, a Notary Public in and for said County, personally appeared L. W. Baldwin, known to me to be the chairman of the Board of County Commissioners of said Camas County, who executed the foregoing instrument, and acknowledged to me that he executed the same as such officer.

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

Edward V. Reagan
Notary Public for the State of Idaho
Residence: Fairfield, Idaho
My Commission Expires: 9-20-75

STATE OF IDAHO)
: ss
County of Camas)

On this 21 day of April, 1972, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared N. E. Leek, 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.

Edward V. Reagan
Notary Public for the State of Idaho
Residence: Fairfield, Idaho
My Commission Expires: 9-20-75

OUT 03 1996

STATE OF IDAHO)
County of Camas) ss

On this 24 day of July, in the year of our Lord Nineteen Hundred and Seventy-two, before me, a Notary Public in and for the State of Idaho, personally appeared Ralph Faulkner, known to me to be the President of the Corporation that executed this instrument, and acknowledged to me that such corporation 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.

Edward V. Reagan
Notary Public for the State of Idaho
Residence: Fairfield, Idaho
My Commission Expires: 7-20-76

54086

Filed for Record at the Request of

Norman Beck

STATE OF IDAHO }
County of Camas, }

I hereby certify that this instrument was filed for record in my office at

10:00 AM o'clock

5-9, 1983, and

duly recorded in Book 4 of

Misc Page 438

Rebecca Bennett
County Recorder

By Andy Anderson Deputy

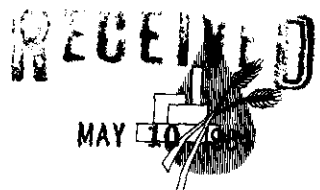
Fees \$ 8.00

RECORDED
AUG 13 1996

NOTE:
The filing deadline has been extended with a substantially increased fee:

Date Claim Filed	Fee
Until 6-30-1983	\$ 30
7-01-1983 thru 6-30-1984	\$100
7-01-1984 thru 6-30-1985	\$200

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Department of Water Resources
Sawtooth District Office

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 N.E. &/or Patricia A. Leek
(Name of Claimant)
Box 506, Fairfield, ID 83327 Telephone No. _____
(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) approx. 6-1-1886

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)
Spring tributary to sinks

(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, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>0.02</u>	Use <u>Domestic</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.02</u>	Use <u>Stockwater</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity	<u>0.02</u>	Use <u>irrigation</u>	Period of Use From <u>4-1</u>	To <u>10-31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 0.02 cfs TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NE ¼, Sec. 9 Twp. 1N Rge. 14E B.M., County of Camas
Additional points of diversion: _____

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.
3000 ft. pipeline from spring to place of use. Spring flow is approx. 10 1/2 gpm.

(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	
<u>1N</u>	<u>14E</u>	<u>9</u>								<u>X</u>									<u>1</u>

No. of acres 1

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

NOTE: Include here the type and number of stock watered: about 150 hd. livestock

(7) If you are claiming water as a member of an organization, list name of organization: _____

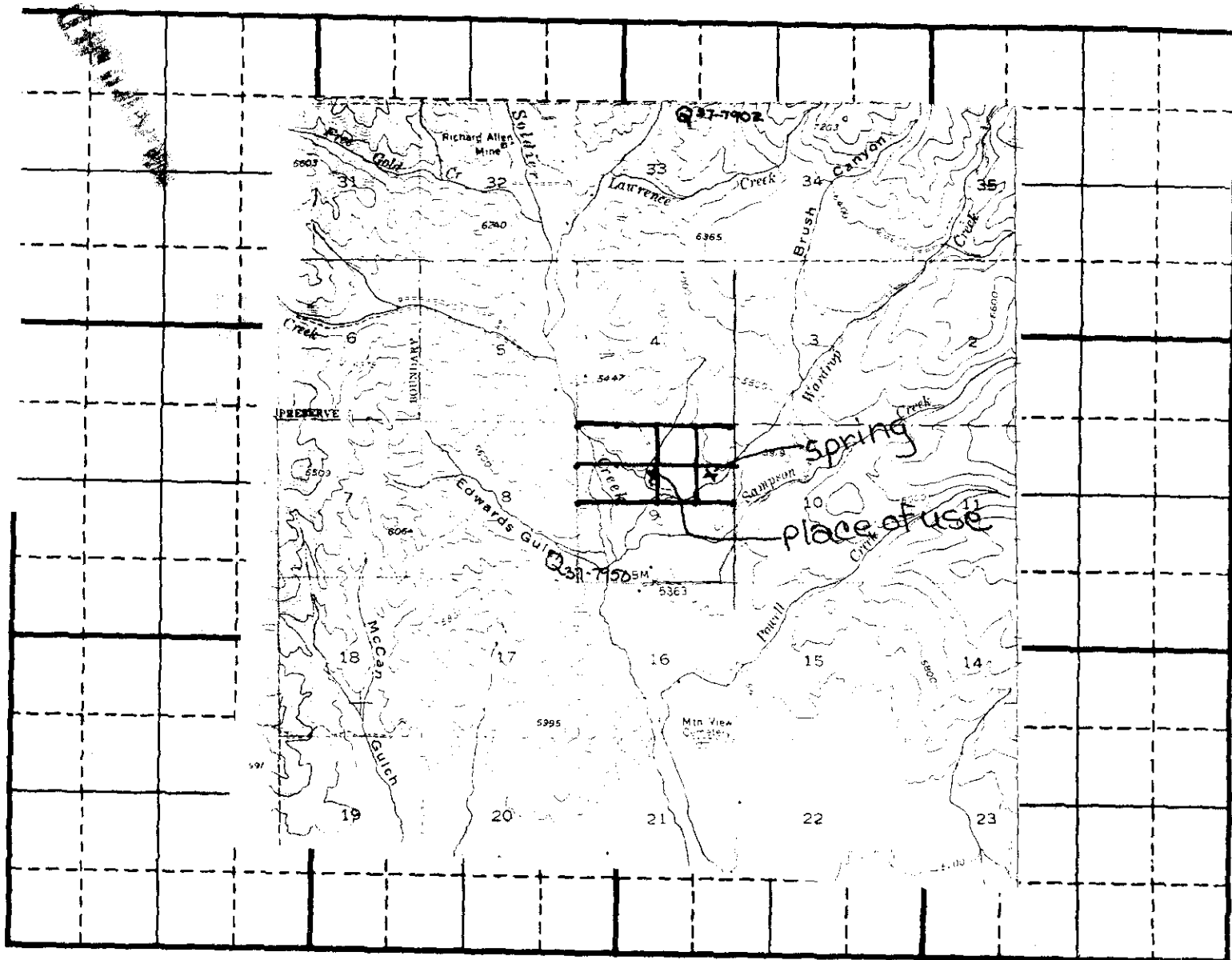
① Duplicate

(8)

Remarks

Claim was supposed to have been filed in May 1983.

② see attached right of way agreement.



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.

NOTE:

State of Idaho)

County of Ada)

ss.

The filing deadline has been extended with a substantially increased fee

Date Claim Filed	Fee
Until 6-30-1983	\$ 30
7-01-1983 thru 6-30-1984	\$100
7-01-1984 thru 6-30-1985	\$200

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

8th

day of

May

1984

(Claimant)

[Signature]

Kathlyn A. Walker
Notary Public
Residing at Eagle, Idaho

My commission expires

2/15/1987

mcg

5-11-84

FOR DEPARTMENT USE ONLY

Received by kw

Date

5-8-84

Exception filed by:

Forwarded to

Date

Prelim. check by kw

Date

5-8-84

#33993

claimant by:

Published in

sp. id. press

Dates

6/2 + 6/14/84

\$100.

fee received by kw

AGREEMENT

THIS AGREEMENT, made and entered into this 1st day of April, 1972, which said AGREEMENT confirms and places into writing previous oral agreements between the parties, by and between N. E. Leek, a single man, of the City of Fairfield, County of Camas, State of Idaho, hereinafter called LEEK; Camas County, a Municipal Corporation, with it's principal place of business being located in the City of Fairfield, County of Camas, State of Idaho, hereinafter called the COUNTY; and Ralph Faulkner, Inc., an Idaho Corporation, with it's principal place of business being located in the City of Gooding, County of Gooding, State of Idaho, hereinafter called the CORPORATION;

WITNESSETH:

WHEREAS, the COUNTY, through it's duly authorized agents and employees, in the summer of 1971, purchased from LEEK such real property as was necessary for the COUNTY to widen, alter, and rebuild that certain county road in Camas County, Idaho, as heretofore discussed being in Section 9, Township One (1) North, Range Fourteen (14) East, B. M., more popularly known as the Soldier Creek Road, which said road construction has been completed; and

WHEREAS, as part and parcel of the consideration given LEEK for the said real property utilized by said COUNTY for it's said road construction work, the COUNTY promised LEEK that, if the domestic water in his home, located in said Section 9, was affected by said construction, it would pipe in water to his said home, from a spring, the water of which had been previously beneficially acquired by LEEK, said spring being located in said Section 9, on land owned by the CORPORATION; and

WHEREAS, the CORPORATION, through it's duly authorized agents and employees, as said road construction was beneficial to it's own real property, agreed to the terms and provisions of this said AGREEMENT between LEEK and the COUNTY; and

WHEREAS, thereafter, said road construction affected LEEK'S said domestic water in his home; and

WHEREAS, therefore, in furtherance of, and following, said AGREEMENT, water was piped by the COUNTY from the said spring to the home of LEEK; and

UNFILMED

WHEREAS, said spring is more particularly located in the South East Quarter of the North East Quarter (SE¹/₄NE¹/₄) of Section Nine (9), Township One (1) North, Range Fourteen (14) East, B. M.; and

WHEREAS, all parties to this AGREEMENT desires to place into writing said previous oral agreements, and the terms and provisions thereof.

NOW, THEREFORE, For and in consideration of the covenants and conditions hereinafter made and contained, and each party's promises one to the others, it is mutually understood and agreed as follows:

1. THAT LEEK shall have the permanent right, and easement, to use, for his said home domestic water use, all of the water, necessary for said domestic use, flowing from that certain spring located in the South East Quarter of the North East Quarter (SE¹/₄NE¹/₄) of Section Nine (9), Township One (1) North, Range Fourteen (14) East, B.M., and, the further permanent right, and easement, to pipe over the said land of the CORPORATION, in said Section Nine (9), Township One (1) North, Range Fourteen (14) East, B. M., from its point of origin, said spring water to his real property, also located in said Section Nine (9), Township One (1) North, Range Fourteen (14) East, B.M.
2. THAT the COUNTY is granted, by LEEK, a permanent right, and easement, to use for County road purposes, the said newly constructed Soldier Creek Road, completed by said COUNTY, as hereinbefore described, located in said Section Nine (9), Township One (1) North, Range Fourteen (14) East, B. M., and, as part of said permanent right, and easement, the right to repair, maintain, remove snow, and build, and/or rebuild, said county road and/or highway.
3. THAT, other than as is herebefore described, no party to this AGREEMENT shall receive any rights, privileges, or benefits, in and to any other parties' land and/or real property.
4. THAT this AGREEMENT is binding upon the heirs, executors, successors, and assigns of each party to this AGREEMENT.

DATED: April 10th, 1972.

CAMAS COUNTY

By L. W. Baldwin
Chairman of the Board of County Commissioners

ATTEST: Estelle Thayer
County Auditor and Ex-Officio Clerk of
the Board of County Commissioners

N. E. Leek
N. E. Leek

RALPH FAULKNER, INC.

By Ralph Faulkner
It's President

STATE OF IDAHO)
: ss
County of Camas)

On this 10 day of April, 1972, before me, the undersigned, a Notary Public in and for said County, personally appeared L. W. Baldwin, known to me to be the chairman of the Board of County Commissioners of said Camas County, who executed the foregoing instrument, and acknowledged to me that he executed the same as such officer.

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

Edward V. Reagan
Notary Public for the State of Idaho
Residence: Fairfield, Idaho
My Commission Expires: 9-20-75

STATE OF IDAHO)
: ss
County of Camas)

On this 21 day of April, 1972, before me, the undersigned, a Notary Public for the State of Idaho, personally appeared N. E. Leek, 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.

Edward V. Reagan
Notary Public for the State of Idaho
Residence: Fairfield, Idaho
My Commission Expires: 9-20-75

MAILED

STATE OF IDAHO)
County of Camas) ss

On this 24 day of July, in the year of our Lord Nineteen Hundred and Seventy-Two, before me, a Notary Public in and for the State of Idaho, personally appeared Ralph Faulkner, known to me to be the President of the Corporation that executed this instrument, and acknowledged to me that such corporation 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.

Edward V. Reagan
Notary Public for the State of Idaho
Residence: Fairfield, Idaho
My Commission Expires: 9-20-75

50086

Filed for Record at the Request of

Norman Beck

STATE OF IDAHO }
County of Camas, }

I hereby certify that this Instrument
was filed for record in my office at
10:00 Am o'clock

5-9, 1983, and
duly recorded in Book 4 of

Misc Page 438
Rellie Bennett
County Recorder

By Cindy Anderson Deputy

Fee \$ 8.00

BURLEY, IDAHO

County of Cassia,)
) ss.
STATE OF IDAHO)

..... Clerk of the South Idaho Press, a daily newspaper published at Burley, Idaho, in the county aforesaid and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular editions of

May Summer

1984
[Signature] Notary Public

Notary Fee

Total Cost \$14.95

84-
74-
100-
claimant to owner (relative) names have been established
by divorce and adoption records to be included in
SEEK, N.E. & or PATRI
MAY 20, 1968, FIELD, TO ASST
Source: SPING 196. To
Priority Date: 04-01-1968
Division: P. 200, Sec. 01, P. 197
Use: MARRIAGE (0.02 GS)
STOCKHOLM (0.02 GS)
DOMESTIC (0.02 GS)
In: 1968, Sec. 01, P. 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978,

2007-07-17

MICK JAGGER



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 30, 1996

A KELLY DENNIS
RT 1 BOX 1278
FAIRFIELD ID 83327

RE: Transfer of Water Right No. 37-04412

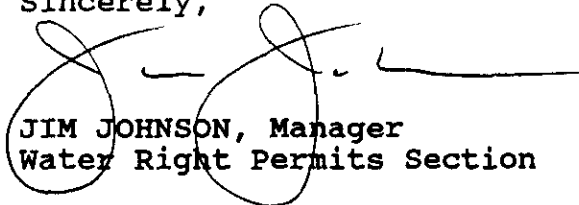
Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4792). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Also, 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 to the department. If you have acquired a water right or have changed your mailing address PRIOR to July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:ph

Enclosure

SEP 30 1996

MEMORANDUM

TO: FILE NO. 37-04412

FROM: PAM SKAGGS/^{JS}STATE OFFICE

SUBJECT: TRANSFER NO. 4792

DATE: September 17, 1996

=====

Transfer No. 4792 was filed to change the irrigation portion of Right No. 37-04412 to commercial use for bottled water, retaining the stockwater and domestic use.

The statutory claim was examined by SRBA staff to confirm existing use. The exam found the capacity of the system was 0.011 cfs and 2 acres of irrigation. All uses are reduced to reflect 0.01 cfs limit individually and combined.

The region recommended 0.6 afa for the combined domestic and stockwater uses. No irrigation will occur from the spring after the transfer. The volume assigned to the commercial use was calculated by evaluating the change in nature of use.

Maximum Diversion Vol. = $0.011 \text{ cfs} \times 365 \text{ days} \times 1.9835 = 4.0 \text{ afa}$
Irrigation Season Vol. = $0.011 \text{ cfs} \times 185 \text{ days} \times 1.9835 = 3.7 \text{ afa}$
 $4.0 - 0.6 = 3.4 \text{ afa}$ available for irrigation or commercial use.

	STOCKWATER	0.01 cfs	0.6 afa
	DOMESTIC	0.01 cfs	0.6 afa
(IRRIGATION)	COMMERCIAL	<u>0.01 cfs</u>	<u>3.4 afa</u>
	Totals	0.01 cfs	4.0 afa

Irrigation Limits

Standard Diversion Vol. = $3.5 \text{ afa/acre} \times 1 \text{ acre (claimed)} = 3.5 \text{ afa}$
 = $3.5 \text{ afa/acre} \times 2 \text{ acres (found)} = 7.0 \text{ afa}$
Consumptive Use Vol. = $2.5 \text{ afa/acre} \times 1 \text{ acre (claimed)} = 2.5 \text{ afa}$
 = $2.5 \text{ afa/acre} \times 2 \text{ acres (found)} = 5.0 \text{ afa}$

The small rate of diversion used to irrigate 2 acres would indicate less than full amount of volume needed for beneficial use. Total volume less combined stockwater and domestic use volume of 0.6 afa, leaves 3.4 afa available for commercial use. Consumptive use of the proposed commercial use is essentially 100% and 3.4 afa is less than the consumptive use for 2 acres.

Recommended conditions include non-irrigation under this right, combined volume limit, non-confirmation of claims and standard transfer conditions.

OCT 03 1996

TRANSFER REVIEW SHEET
(04-96)

Transfer # 4792

Date Reviewed 9-17-96

Right(s) 37-044/2

☒ Print Split Summary ☒ Run POU Comparison Report

B: Change P/D C: Add P/D D: Change P/U **E: Change Nature of Use**
F: Change Period of Use G: Other H: Change P/D & Add P/D
I: Change P/D & P/U J: Add P/D & Change P/U

Proof of Ownership Warranty Deed, SRBA Claims

Transfer ☒ All of Right ☐ Portion of Right
Resulting Split(s) Portion of Rt. changed from IRR to COMM

Check Transfer Against Recorded Right

Season/Vol. B/3.5
402.5

(1) ☒ Priority (2) ☐ Use (3) ☐ Season (4) ☐ Rate (5) ☐ Volume

(6) ☒ Source (7) ☒ P/D (8) ☒ P/U (9) ☐ Proof/Owner (10) ☒ Map

(11) NA Water District (12) NO Pertinent Conditions (13) NO Expansion
limit - C/U

(2) Change IRR to COMM use for bottled water.
(3) Change from IRR season to year round. 01-01 to 12-31
(4) Rate confirmed thru SRBA exam (Capacity = $.011 \text{ cfs} \times 365 \times 1.4835 = 4.0 \text{ afa}$)
(5) Volume limited to original use - $\text{Stock} + \text{DOM} = .6 \text{ afa}$ combined $4 - .6 = 3.4$ available
Original IRR = 1 Acre per claims app. 2 Acres identified per exam $\times 2.5 = 2.5$ or 5.0 afa
New Use - Bottled water essentially 100% C/U - allow 3.4 afa

No IRR

Transfer Remarks Comm/Bottled water DOM/Stock limited to .6 afa
Conditions T01 T07, T08, T09

Database/Processing Notes Standard ☒ Non-Standard ☐

T file
Special edit .6 afa* to combined conditions.

WR Reports File Deletion
File Deleted 9-30-96

Transfer Memo Complete ☒
Database Updated 9-30-96

Approval Cover Letter Standard ☒ Preliminary Order ☐

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	A KELLY DENNIS RT 1 BOX 1278 FAIRFIELD ID 83327 (208) 764-2397	06/01/1886	STOCKWATER COMMERCIAL DOMESTIC	01/01 12/31 01/01 12/31 01/01 12/31	0.010 CFS 0.010 CFS 0.010 CFS	0.60 AFA 3.40 AFA 0.60 AFA
TOTAL DIVERSION:					0.010 CFS	4.00 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T01N R14E S09 SENE CAMAS County

Place of use Legal Description for: STOCKWATER

	NE		NW		SW		SE	
	NENE NWNE SWNE SENE	:	NENW NWNW SWNW SENW	:	NESW NWSW SWSW SESW	:	NESE NWSE SWSE SESE	:
T R S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	: Lt Ac Lt Ac Lt Ac Lt Ac	:	: Lt Ac Lt Ac Lt Ac Lt Ac	:	: Lt Ac Lt Ac Lt Ac Lt Ac	:
---	: -----	:	: -----	:	: -----	:	: -----	:
01N 14E 9 :	:	:	S :	:	:	:	:	:

Place of use location for COMMERCIAL is the same location as described for: STOCKWATER

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: CAMAS

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion and Source:
 37-04412

Other Water Rights Listing Overlapping Place(s) of use:
 37-00039 37-04412

Conditions of Approval:

- T01 - Approval of this transfer in no way confirms the right(s) claimed.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: All irrigation use under Right No. 37-04412 shall cease. Stockwater and domestic use are limited to a total combined annual diversion volume of 0.6 af.

WR0749NP
No. T37-04412

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/17/96
PAGE: 2

=====

Remarks: Commercial use is for bottled water.

Dates: App. Received: 12/29/1995 Priority Date: 06/01/1886
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 37C Field Exam Fee:

Comments: Date: 03/21/1996 User-ID: MBALDWIN Subject: TRANSFER NO. 4792
T# 4792 filed on 12/29/95 proposes to change nature of use from
irrigation to a commercial bottled water use and also to retain
stockwater & domestic use.

Audit: 03/21/96 MBALDWIN 03/25/96 MBALDWIN 09/17/96 PSKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
3704412	T01M R14E S 9 SPRING																	
																		1
3700039	SOLDIER CR :																	
A3700039	SOLDIER CR :																	
	Same Owner / Separate Acres					10	30											58
3700220	SOLDIER CR :																	
3700221	SOLDIER CR :																	
3700678A	SOLDIER CR :																	
A3700678A	SOLDIER CR :																	
3700678B	SOLDIER CR :																	
A3700678B	SOLDIER CR :																	
3700678C	SOLDIER CR :																	
A3700678C	SOLDIER CR :																	
3700680A	SOLDIER CR :																	
A3700680A	SOLDIER CR :																	
3700680B	SOLDIER CR :																	
A3700680B	SOLDIER CR :																	
3700680C	SOLDIER CR :																	
A3700680C	SOLDIER CR :																	
3702041A	WARDROP CR :																	
A3702041A	WARDROP CR :																	
3702041B	SAMPSON CR :																	
A3702041B	SAMPSON CR :																	
A3704412	SPRING :																	
	Claim - Same WR																	
A3710118	SOLDIER CR :																	
A3713239	SOLDIER CR :																	
--86 MAP--	C25Q-Y 20 :																	

SD-0611-2 Basin: 37 Starting Water Right: 04412

S	Water	Name	O	Priority	STG/		Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc	Y
								S
	37-04412	LEEK, PATRICIA A.	C	06/01/1886	S/	SPRING	IRR	WR
		LEEK, N. E.	C				STOCK	
							DOMEST	
	T37-04412	DENNIS, A KELLY	C	06/01/1886	S/	SPRING	COMMER	WR
							STOCK	
							DOMEST	
	A37-04412	DENNIS, ARLIN KELLY	C	06/01/1886	S/	SPRING	IRR	AJ
		DENNIS, JANET LYNN	C				STOCK	
							DOMEST	

(GOLD6=Print Profile Rpt For All Rights/Claims on Screen)

(Enter=Continue) (GOLD7=This Query) (GOLD8=Cancel) (Menu _____)

Natural 2.1/7V OVR Help available LIB=PRODLIBS Last key was ENTR

T # 4792

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

T#4792

INITIAL REVIEW BY: G. SATTERLEE Date: 15 MARCH 1996 Dennis
1. Right number 37-04412 Applicant A. Kelly Dennis

2. Type of right: ☐ Decree ☐ License ☒ ^{STATUTORY} Claim

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other CHANGE NATURE OF USE

4. Check:
- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:
- a. ☐ All of right.
 - b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☐ Check for expansion in use of right. Comments _____

- i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

- j. ☒ Is use within a Watermaster District? ☐ Yes ☐ No

If yes, what district? 37 C - INACTIVE - SOLDIER CRK.

According to Jim Stanton
3/96

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on N/A
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* See memo 7/15/96

4. By AD Date 7/15/96

T#4792

FROM: Allen Merritt *AM*
TO: Transfer File No. 4792

DATE: July 15, 1996

RECEIVED

JUL 15 1996

SUBJECT: Review and Recommendation

Department of Water Resources

The subject transfers proposes to change the nature of use of a historical water use recorded in the form of a claim. The historical use claimed is that for irrigation and the proposed new use is that of a commercial bottled water operation.

The transfer was advertised without protest. Before forwarding to S.O. Georgia Satterlee was directed to do a SRBA CVR to document the historic use. She has completed the CVR found in the file. Base on her description of the existing system the following analysis is made.

Vol for irrigation based on Q =
184 days (4/15 to 10/15)

= 4.0 AFA

Vol for irrigation based on acres
1 acre claimed. 2 acres found.
Based on 2 acres (2 X 3.5)

= 7.0 AFA

Since other uses will continue (Domestic & Stockwater; allow 0.6 AFA for these uses), the allowed diversion for irrigation during the irrigation season would be:

Vol = 4.0 - (184/365 X 0.6) = 3.7 AFA

RECOMMENDATION

I recommend that the transfer be approved subject to the following conditions:

- All irrigation from the spring cease.
- The commercial use is limited to 0.011 cfs and 3.7 AFA
- The domestic and stockwater uses is limited to 0.011 cfs and 0.6 AFA.
- When all uses combined from spring are limited to 0.011 cfs and 4.30 AFA.
- The right is subject to SRBA.
- The right is subject to Watermaster of District 37 on the Big Wood River or the watermaster of Soldier Creek if the district ever becomes active.
- The commercial use may also be subject to other Federal, State or Local requirements to meet public health standards for bottled water.

*Commercial Use may more correctly be described as Industrial.

OCT 03 1996

26 JUNE 1996

TO: FILE T#4792
A. KELLY DENNIS #37-04412
FROM: GEORGIA SATTERLEE

FOR FIELD EXAM, I WAS ACCOMPANIED BY JANET DENNIS. SHE SHOWED ME THE ACREAGE THAT WILL BE DRIED UP. SHE SAID THERE IS ABOUT 2 ACRES OF PASTURE THEY WILL DRY UP. THE CLAIM STATES 1 ACRE FOR IRRIGATION. I USED A PLANIMETER AND ASCS MAP AND THE ACREAGE AMOUNTED TO 2.2 ACRES. FOR THIS EXAM, I WILL USE 2 ACRES.

THE POINT OF DIVERSION IS A SPRING LOCATED DUE EAST FROM THE DENNIS' HOUSE APPROXIMATELY 2400 FEET. THE LOCATION OF THE SPRING WAS VERIFIED BY GPS METHOD (GEO-EXPLORER) PLUS USING A COMPASS AND TOPOGRAPHY OF THE AREA VALIDATED THE LOCATION. THE P/D IS NORTH-WEST OF WARDROP CREEP APPROXIMATELY 100 FEET. THE SPRING WATER IS COLLECTED IN A 3'X 3' CONCRETE BOX CULVERT. THE CONSTRUCTION FOR THE CULVERT OCCURRED AROUND 1973. THE WATER IS TRANSPORTED VIA A BURIED PIPE WESTERLY TO THE HOUSE, CORRALS, AND PASTURE.

NEAR THE HOUSE, A NORTH-SOUTH "T" IN THE PIPE DIVERTS WATER TO THE CORRALS FOR STOCKWATER. THE WATER DIVERTED TO THE SOUTH GOES INTO THE HOUSE.

FOR MEASUREMENT PURPOSES, A GARDEN HOSE WAS USED WITH A 5 GALLON BUCKET AND STOPWATCH. THE SPICKET FOR THE HOSE IS AT THE "T" INTERSECTION OF PIPE. THERE WERE NUMEROUS MEASUREMENTS TAKEN AND THE MEAN WAS USED. THE CALCULATED FLOW IS 0.011 CFS. THE CLAIM RATE IS 0.02 CFS.

ANALYSIS

MEASURED FLOW = 0.01 CFS
ACRES IRRIGATED= $2 \pm$

THE DENNIS ARE DRYING UP THE 2 ACRE PASTURE AND CHANGING THE NATURE OF USE FOR COMMERCIAL FOR A BOTTLED WATER BUSINESS. FROM THE FIELD EXAM, THE INTENT SEEMS APPARENT. JANET DENNIS HOPES TO SELL HER FIRST BOTTLE OF WATER BY END OF SUMMER OR BEGINNING OF THE FALL 1996.

T#4792

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:20:34
06/26/96

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A37-04412

LAST: LEEK
ADDRESS: PO BOX 310
CITY: FAIRFIELD
PHONE NUMBER: 208-764-2311

FIRST: PATRICIA A
STATE: ID ZIP: 83327

OWNER CODE: 0

LAST: LEEK
ADDRESS: PO BOX 310
CITY: FAIRFIELD
PHONE NUMBER: 208-000-0000

FIRST: NE
STATE: ID ZIP: 83327

OWNER CODE: 0

LAST: DENNIS
ADDRESS: PO BOX 213
CITY: FAIRFIELD
PHONE NUMBER: 208-764-2397

FIRST: ARLIN KELLY
STATE: ID ZIP: 83327

OWNER CODE: C

LAST: DENNIS
ADDRESS: PO BOX 213
CITY: FAIRFIELD
PHONE NUMBER: 208-764-2397

FIRST: JANET LYNN
STATE: ID ZIP: 83327

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: GEN OWNERSHIP CHANGE 8/29/90 BY JG.

DATABASE
Y

FIELD
EXAMINER
Y() N()

OCT 0 8 1996

CONTACT PERSON: KELLY DENNIS

PHONE NUMBER: (208) 764-2397

DATE OF FIELD EXAM: 6/19/96

APPOINTMENT MADE: Y(☒) N(☐)

TIME: 09:00 A(☒) P(☐)

ACCOMPANIED BY: JANET DENNIS

PHONE NUMBER: (208) 764-2397

RELATIONSHIP TO CLAIMANT: SPOUSE

DIRECTIONS TO PROPERTY / NOTES:

DISTANCE FROM P.O. IN FAIRFIELD

1.6 MILE NORTH,

0.3 MILE EAST,

4.9 MILE NORTH,

PROPERTY WEST SIDE OF ROAD.

FILED
JUN 20 1996
COT 03 1996

A. AJ CLAIM: # A37-04412 PRIORITY DATE: 06-01-1886 STAGE: S

B. WR RECORD: # 37-04412 PRIORITY DATE: 06-01-1886 STAGE: S

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N(✓)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(✓)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N(✓)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(✓) N()

NOTES:

PER ADM 6/96 = PRIORITY DATE VERIFIED
WHEN DIRECTOR'S REPORT
FOR BASIN 37 IS PUBLISHED.

RECOMMENDED PRIORITY DATE:

REVIEWED BY

Georgia L. Satterlee

DATE

02 July 96

OCT 03 1996

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A37-04412	01N	14E	9	NE	SE	NE			CANAS		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A37-02041A NONE

WR RECORDS IN SAME 40 ACRE TRACT

37-02041A
137-04412

SOURCE: SPRING

TRIB: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
37-04412	01N	14E	9		SE	NE			CANAS		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

37-02041A
137-04412

A37-02041A NONE

SOURCE: SPRING

TRIB: SINKS

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N(✓)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(✓) N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N(✓)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(✓) N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 26 JUNE 91) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM 26 JUNE 91) NAME OF EXAMINER Bengis Satterlee Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

OCT 03 1996

NOTES: VERIFIED POD BY USE OF TOPOGRAPHY MAP. ALSO, USED GPS GEO-EXPLORER, TAGGED PIPE WITH TAG # A0002734. THE PIPE IS 3' HIGH, O.D. 1.5". LOCATED SPECIFIC LAND MARKS BY QUAD MAP & COMPASS, PLUS GPS. (GPS LONGITUDE/LATITUDE PG. 5)

OCT 03 1996

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

TWP. 01N	RGE. 14E	SEC. 9	1/4 NE	1/4 SE	1/4 NE	LOT	POD FLAG	COUNTY CAMAS	DIVERSION NAME	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: SPRING

TRIB: SINKS

REVIEWED BY: Genia Satterlee DATE: 02 July 1996

SYSTEM DESCRIPTION: DESCRIBED BELOW (X), SEE LICENSE FILE () OR SEE ATTACHMENT ()

P/D IS FROM SPRINGS NEAR WARDROP CREEK (APPROXIMATELY 100' N.W. OF CREEK). THERE IS A 3'X3' CONCRETE BOX CULVERT CONSTRUCTED APPROX. 1973. THE SPRING WATER IS TRANSPORTED FROM CONCRETE STRUCTURE BY BURIED 4" PIPE. THE EAST-WEST DIRECTION FROM P/D TO POU IS APPROXIMATELY 2400 FT. THE PIPE HAS BEEN REPAIRED IN SOME SPOTS; THE REPLACEMENT PIPE IS 4" PVC. MOST REPAIRS HAVE BEEN WITHIN 500 FT. OF DWELLING.

5a.

C:\GEO-PC\DATA\GEORGIA\A0002734.COR

Statistics Version 3.

	Recs	Mean	Std Dev	Minimum	Maximum
Latitude	200	43°26'15.22"N	0.56	43°26'15.18"N	43°26'15.26"N
Longitude	200	114°47'13.68"W	0.35	114°47'13.71"W	114°47'13.65"W
Altitude	200	1718.84	0.54	1717.93	1720.3

No velocity records in file.

No DOP records in file.

Start GPS Week #859 on 06/26/96 at 18:31:15

End GPS Week #859 on 06/26/96 at 18:33:01

Datum : NAD-27 CONUS
Coordinate System : Latitude/Longitude
Altitude Mode : Height Above Ellipsoid
Altitude/Distance Units : Meters
Velocity Units : Meters/Second

P/D LOCATION BY GPS

OCT 03 1996

NTS

SOLDIER CREEK

SOLDIER MTN.
SKI RESORT

Irrigation
Ditch

SEE
INSERT
"A"

P/U

HOUSE

FAIRFIELD

INSERT A

Control Valve

To Corrals

Spring
2400' ± East

HOUSE

15' ±

2 ACRES
IRRIGATED PASTURE

P/D SPRING

WARDROP CREEK

2400' ±

56.

P/U = 5669, TIN, E14E
SE 1/4 34 100A

T# 4792

6 JUNE 1996
KELLY DENNIS #A37-04412
KAMINER: GEORGIA SATTERLEE

A. ROOT WATER RIGHT NUMBERS: A37-04412

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
01N	14E	9	SE	NW		DENNIS, ARLIN KELLY	A37-04412 /	1.0	37-04412 /	1.0	42.0
			SE	NW		DENNIS, ARLIN KELLY	A37-00039 /	18.4	37-00039 /		2.0
			SE	NW		DENNIS, ARLIN KELLY	A37-10118 /	3.5	- /		2.0
			SE	NW		DENNIS, A KELLY			T37-04412 /		

ADDITIONAL POU FOUND

TOTAL ACRES A37-04412 1.00 1.00 42.00

POU COUNTY: CAMAS

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(✓)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A37-04412	SPRING	DENNIS, ARLIN KELLY	0.020	0.020		
A37-00039	SOLDIER CREEK	DENNIS, ARLIN KELLY	2.000	0.034		
A37-10118	SOLDIER CREEK	DENNIS, ARLIN KELLY	2.000	0.125		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N(✓)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

OCT 03 1996

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

OCT 0 8 1996

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDMR NO. _____; () TOPOGRAPHIC QUAD, IDMR NO. Y20;
() NAPP, IDMR NO. 437-74; () ASCS PHOTO; () OTHER _____

NOTES:

PLACE OF USE ACREAGE DETERMINED BY ASCS MAP &
PLANIMETER. KELLY DENNIS SAID THE AREA IS
ABOUT 2 ACRES. USING THE MAP/PLANIMETER, THE AREA
IRRIGATED IS ABOUT 2 ACRES.

THE QUAD 7.5 MINUTE "PHILLIPS" (REVISED 1986)

RECOMMENDATIONS:

TOTAL ACRES: 2.0 ACRES N/A ()

REVIEWED BY: Pensia Satterlee

DATE: 02 July 96

OCT 03 1996

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A37-04412 IRRIGATION	FROM 04-01 TO 10-31	0.020 CFS	
A37-04412 STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
A37-04412 DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		0.020 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
37-04412 IRRIGATION	FROM 04-01 TO 10-31	0.020 CFS	
37-04412 STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
37-04412 DOMESTIC	FROM 01-01 TO 12-31	0.020 CFS	
TOTAL DIVERSION RATE/VOLUME		0.020 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(✓) N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(✓) N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(✓) N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N(✓)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y(✓) N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(✓) Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(✓) Y() N()

OCT 03 1996

NOTES:

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AJ CLAIM TOTAL DIVERSION RATE: 0.020 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.020 CFS

A. IS THE ~~CLAIMED~~ TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N(☒)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N(☒)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(☒) N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD bucket/stop watch, SEE ATTACHED CALCULATIONS, Pg. 11a.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 2 x 0.02 CFS/ACRE = 0.04 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

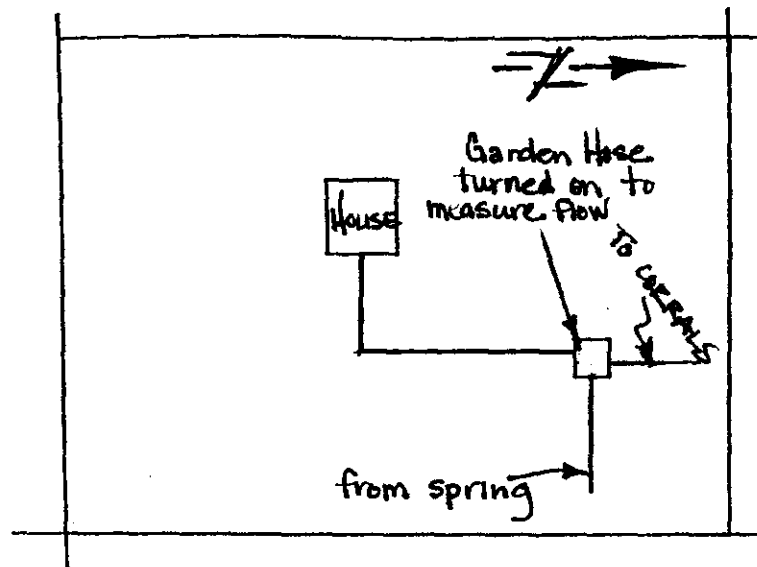
TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

OCT 03 1996

MEASUREMENT

Page 112.



gpm
448.8

5 gal/min
448.8

MEASURED FLOW

0.011 cfs

OCT 03 1995

WHEN : 26 June 1996

HOW : Bucket
Stop Watch
Method

MEASUREMENTS

1 gal @ 13" 05
" " 13" 83
" " 12" 16
" " 13" 13
" " 12" 57

1 gal = 13"

2 gal 24" 40
" " 25" 83
2 gal = 25"

4 gal 53" 00
" " 52" 41

4 gal = 53"

0.011 cfs

NOTES:

THE MEASUREMENT BY 5 GAL BUCKET / STOPWATCH:

0.011 CFS

STATUTORY CLAIM RATE ———→ 0.02 CFS

WR RECORD CONDITIONS/REMARKS:

ALL ARE DETERMINED BY FIELD EXAM

① RECOMMENDED RATE = 0.011 CFS
DIVERSION AMOUNT

② RECOMMENDED ACREAGE = 2 ACRES

OCT 03 1985

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	04-01	10-31	0.020	0.01			0.0	
STOCKWATER	01-01	12-31	0.020	0.01			0.0	
DOMESTIC	01-01	12-31	0.020	0.01			0.0	
TOTAL FOR THIS RIGHT			0.020	0.01			0.0	

NON-IRRIGATION USES CLAIMED: STOCKWATER/150 RANGE CATTLE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

REVIEWED BY:

Georgia Satterlee

DATE:

02 July 96

FLAG:

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

007 0 8 1996

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 37-04412

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.020

EXAMINER
0.01

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A37-04412	0.020	-	0.01	37-04412	0.020
TOTAL CFS		0.020				0.020

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
Y

FIELD
EXAMINER
Y() N()

NOTES:

SEE MEASUREMENT CALCULATIONS/RECOMMENDATIONS
P. 112, 12.

AUTHENTICATION

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

George Satterlee

WR Agent

OCT 6 8 1995

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
(✓) TOPOGRAPHIC	DATE FIELD CHECKED <u>19 June 96</u> IDWR ID NO. <u>Y20</u>	Y(✓) N()
(✓) NAPP	DATE OF PHOTO _____ IDWR ID NO. <u>437.74</u>	Y() N(✓)
(✓) ASCS AERIAL PHOTO	DATE OF PHOTO <u>Submitted by applicant, date unknown</u>	Y(✓) N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED <u>PENDING</u>	_____	<u>FILED 29 DEC 95</u>
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
(✓) PHOTOGRAPHS	DATE(S) PHOTOS TAKEN <u>19 June 96</u>	<u>1/1</u>	<u>In T#4792 FILE</u>
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

OCT 03 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:20:34
06/26/96

PAGE: 16
QUICKLOOK INFORMATION

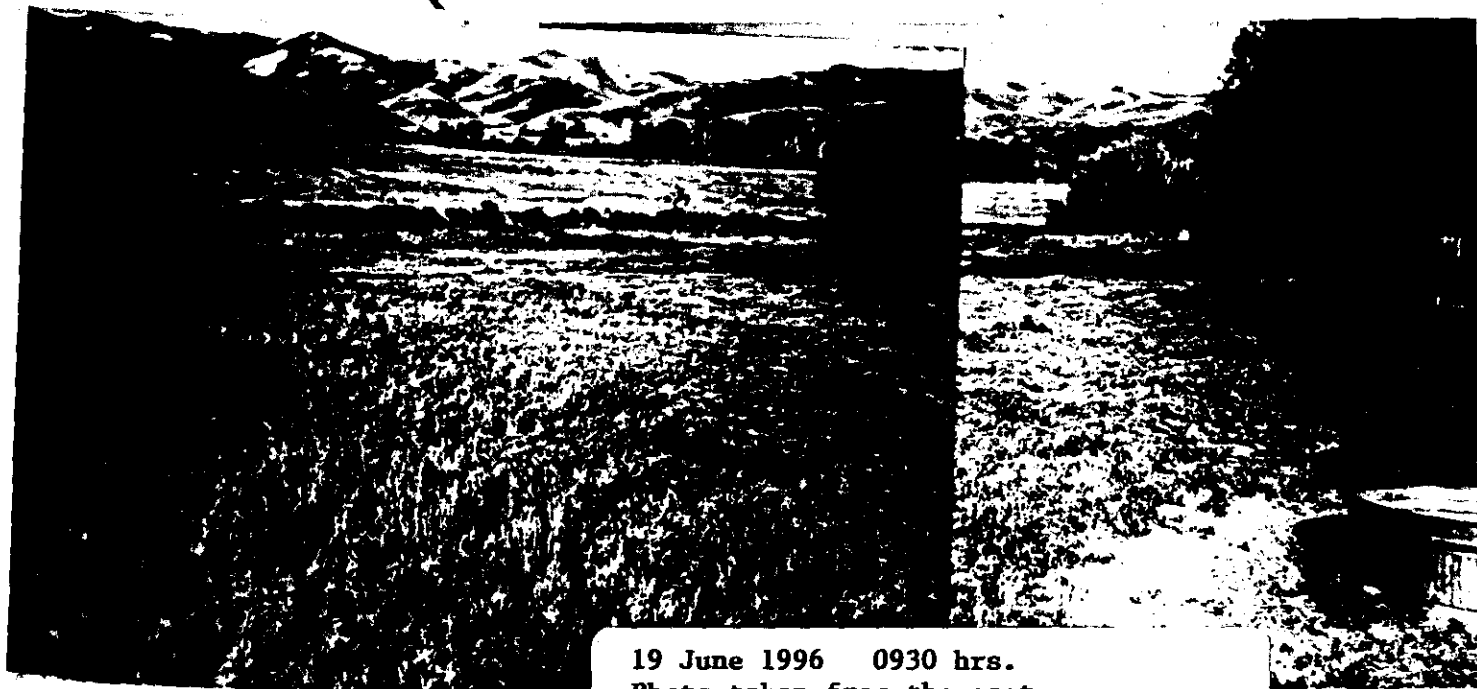
16
CLAIM NUMBER: A37-04412

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		19 June 96 GLS	Y				
POINT OF DIV								
SOURCE								
PLACE OF USE	Y		2 ACRES					
DIV. AMOUNT CFS/VOLUME			0.01 CFS					
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

Verification of P/D & POU
by field exam.

BARCODE UPDATED
WHOM/DATE

OCT 03 1996



19 June 1996 0930 hrs.

Photo taken from the east.

P/U $2\pm$ acre Sec. 9, T01N, R14E SE $\frac{1}{4}$ NW $\frac{1}{4}$

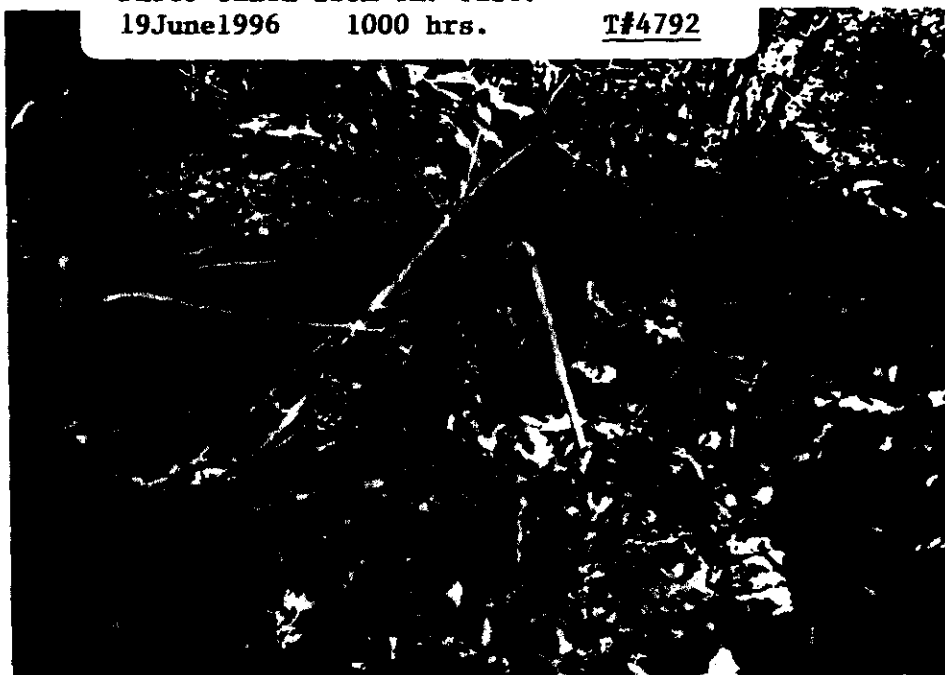
T#4792: replace $2\pm$ acre irrigation
with commercial use.

P/D Sec 9, T01N, R14E NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$
SPRING — 100 $\pm$ NORTH of WARDROP CRK.

Photo taken from the east.

19 June 1996 1000 hrs.

T#4792



OCT 03 1996

AFFIDAVIT OF PUBLICATION RECEIVED

STATE OF IDAHO)
)
SS.
County of Camas)

MAY 07 1996

Department of Water Resources
Southern Region

Edward Reagan, being first duly sworn, deposes and says that he/she is the designated agent for the publisher of The Camas Courier, a newspaper published every week in Fairfield, County of Camas, State of Idaho, that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145, that the annexed advertisement, a copy of which is hereto attached, was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 3rd day of April, 1996, and the date of the last publication was on the 10th day of April, 1996.

Edward Reagan

Subscribed and Sworn to before me this 23rd day of April, 1996.

Gayle L. Bachtell
Notary Public in and for
The State of Idaho.
Residing in Fairfield.

THE CAMAS COURIER
Post Office Box 339
Fairfield, Idaho

Cost of Publication

Number of lines in notice	<u>30</u>	
Number of insertions	<u>2</u>	
Cost for advertisement	First insertion	\$ <u>12.00</u>
	Second insertion(s)	\$ <u>10.50</u>
	Total cost	\$ <u>22.50</u>

OK
MB
5/8/96

OCT 03 1996

Legal Advertisements Legal Advertisements Legal Advertisements Legal Advertisements

NOTICE OF TRUSTEE'S SALE

On the 24TH day of JULY, 1996, at the hour of 10:00 A.M., of said day, (recognized local time), in the Office of Camas Abstract Company, Center Street, Fairfield, in the County of Camas, State of Idaho, First American Title Company of Idaho, Inc., an Idaho Corporation, as successor trustee, will sell at public auction, to the highest bidder, for cash, in lawful money of the United States, all payable at the time of sale, the following described real property, situated in the County of Camas, State of Idaho, and described as follows, to-wit:

Lots 5 and 6, Block 13 in the City of Fairfield as the same appears on the official plat on file in the office of the Recorder of Camas County, Idaho.

The Trustee has no knowledge of a more particular description of the above referenced real property, but for purposes of compliance with Section 60-113 Idaho Code, the Trustee has been informed the address of 310 Ponderosa Avenue East, Fairfield, Idaho, is sometimes associated with said real property.

Said sale will be made without covenant or warranty regarding title, possession or encumbrances to satisfy the obligation secured by and pursuant to the power of sale conferred in the deed of trust executed by TODD B SISIAM AND JUDY SISIAM, husband and wife, as grantors, to FIRST AMERICAN TITLE COMPANY OF IDAHO, INC., an Idaho Corporation, as successor trustee, for the benefit and security of Lorna Jean Slockett, a married woman as her sole and separate property, as beneficiary, dated February 1, 1991, recorded February 26, 1991, as Instrument No. 66469, and assigned to WESTERN UNITED LIFE ASSURANCE COMPANY, as beneficiary, by assignment recorded July 3, 1995, as Instrument No. 69263, Mortgage Records of Camas County, Idaho.

THE ABOVE GRANTORS ARE NAMED TO COMPLY WITH SECTION 45-1506 (4)(A), IDAHO CODE. NO REPRESENTATION IS MADE THAT THEY ARE, OR ARE NOT, PRESENTLY RESPONSIBLE FOR THIS OBLIGATION.

The default for which this sale is to be made is the failure to pay when due, under Deed of Trust Note dated February 1, 1991, the monthly payments for Principal, Interest and Impounds of \$228.34 with a change to \$249.22 (eff. 12-95) per month for the months of October through December, 1995 and January and February, 1996 and all subsequent payments until the date of sale or reinstatement, and the principal balance owing as of this date on the obligation secured by said Deed of Trust is \$16,634.87, plus accruing interest. All delinquent payments are now due, together with accruing late charges and interest, unpaid and accruing taxes, assessments, trustee's fees, attorney's fees, and any amounts advanced to protect the security associated with this foreclosure and that the beneficiary elects to sell or cause the trust property to be sold to satisfy said obligation.

Date: March 22, 1996

FIRST AMERICAN TITLE COMPANY OF IDAHO, INC.
By Monine Cole Trust Officer (208) 375-0700

NOTICE OF FILING DEADLINE

NOTICE IS HEREBY GIVEN: That declarations of candidacy for the office of Trustee of the Camas County District Library must be filed with district library clerk whose address is 519 1st Street West no later than 5:00 p.m. on the 5th day of April, 1996.

Such declarations are available at the district office at 519 1st Street West or at the office of the County Clerk.

Individuals who run as write-in candidates must file a declaration of intent no later than 5:00 p.m. on the 11th day prior to the election. The date of the election is May 28, 1996. There will not be an election if just one candidate files.

Marilyn Ballard

NOTICE OF PUBLIC HEARING

THE CITY OF FAIRFIELD PLANNING AND ZONING WILL HOLD A PUBLIC HEARING ON ANNEXATION AND ZONING CHANGE, APRIL 25, 1996 AT 6:00 P.M..

Two parcels of land are being proposed for annexation. One parcel is approximately 2.28 acres. It is bordered on the north by Soldier Mountain Estates Subdivision, on the south by the LDS Church and on the east by the Durall Subdivision. It is currently zoned agricultural, and no zoning change is requested. The second parcel is approximately 2.26 acres. It is bordered on the north by the LDS Church, on the south by a parcel owned by the U.S. Forest Service, and on the east by the parcel jointly owned by the city and county that contains the football field. This parcel is currently zoned agricultural and the owners are asking to change the zoning on this parcel to commercial.

NOTICE OF PUBLIC HEARING

THE CITY OF FAIRFIELD PLANNING AND ZONING WILL HOLD A PUBLIC HEARING ON A VARIANCE ON SETBACK REQUIREMENTS AT PROPERTY LOCATED AT 324 PONDEROSA WEAT. THE PUBLIC HEARING WILL BE HELD AT THE FAIRFIELD CITY OFFICE, 407 SOLDIER ROAD, APRIL 25, 1996, AT 6:30 P.M. All interested parties are invited to attend.

K. ELLEN BAXTER, ESQ.
ROARK, RIVERS, BAXTER & PHILLIPS
Attorneys at Law
409 N. Main
P.O. Box 2740
Hailey, Idaho 83333
tel: 208-788-2427
fax: 208-788-3918

Attorneys for Petitioner.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL
DISTRICT OF THE STATE OF IDAHO, IN AND FOR
THE COUNTY OF CAMAS MAGISTRATE DIVISION

IN THE MATTER OF GUARDIANSHIP)
AND CONSERVATORSHIP OF:) Case No. SP-95-00009
)
DANIELLE NICHOLE GOODELL and) NOTICE OF PETITION
JOEL DANIEL GOODELL,) AND HEARING
)
Minor children.)

Notice is hereby given that on the 25th day of March, 1996, Samuel and Starla Stroud, whose address is Rt. 1, Box 1085, Fairfield, Idaho, filed a Petition for Appointment of Guardian and Conservator. A copy of the Petition is attached. The Petition has been set for hearing in this Court at Fairfield, Idaho on the 25th day of April, 1996 at the hour of 10:00 a.m.
DATED this 25th day of March, 1996.

HONORABLE JOHN MELANSON
Magistrate Judge

**Notice of April 19, 1996 Deadline for filing candidacy
for election as a school board trustee
Camas County School District 121**

Pursuant to Idaho Code 33-502, notice hereby is given that on May 21, 1996 voters from two trustee zones will elect a trustee for Fairfield zone 4 (current trustee Larry Jones) and a trustee for Blaine zone 5 (current trustee Cindy Varin). Each position will be for a three year term.

Persons residing in either of these two zones and wishing to be candidates need to complete and file no later than April 19, 1996 with Clerk Wendy Strickler two documents (Declaration of Candidacy and Petition for Candidacy). These documents currently are available along with legal descriptions and maps of the two trustee zones plus election information at the school district office in the elementary building.

Wendy Strickler, Clerk 2/26/96

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
Notice is hereby given that A. KELLY DENNIS, RT 1 BOX 1278, FAIRFIELD ID 83327 has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4792.

The purpose of this application is to change the Nature of Use of a water right. Water used to irrigate one (1) acre is proposed to be changed to commercial use so bottled water can be sold. Water Right No. A37-04412 with a priority date of 6/1/1886 is diverted from a Spring tributary to Sinks. Water will be diverted and used from 1/1 to 12/31 within SE1/4 NW1/4, S9, T1N, R14E; Camas County for domestic use (0.02 cfs), stockwater use (0.02 cfs) and commercial use (0.02 cfs). A total of 0.02 cfs of water is being transferred.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before April 22, 1996. The Protest must also send a copy of the protest to the applicant, Karl J. Dreher, Director

Published in the Camas Courier on 4/3 & 4/10/96.

OCT 03 1996

**NOTICE OF PROPOSED CHANGE OF
WATER RIGHT**

Notice is hereby given that A. KELLY DENNIS, RT 1 BOX 1278; FAIRFIELD ID 83327 has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4792.

The purpose of this application is to change the Nature of Use of a water right. Water used to irrigate one (1) acre is proposed to be changed to commercial use so bottled water can be sold. Water Right No. A37-04412 with a priority date of 6/1/1886 is diverted from a Spring tributary to Sinks. Water will be diverted and used from 1/1 to 12/31 within SE1/4NW1/4, S9, T1N, R14E; Camas County for domestic use (0.02 cfs), stockwater use (0.02 cfs) and commercial use (0.02 cfs). A total of 0.02 cfs of water is being transferred.

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Published in the Camas Courier on 4/3 & 4/10/96.

OCT 03 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

March 25²⁶, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

THE CAMAS COURIER
PO BOX 339
FAIRFIELD ID 83327

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

OCT 03 1996

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

Notice is hereby given that A. KELLY DENNIS, RT 1 BOX 1278; FAIRFIELD ID 83327 has applied to the Department of Water Resources to change the following described water right(s) pursuant to Section 42-222 of IDAHO CODE and further described as Transfer No. 4792.

The purpose of this application is to change the Nature of Use of a water right. Water used to irrigate one (1) acre is proposed to be changed to commercial use so bottled water can be sold.

Water Right No. A37-04412 with a priority date of 6/1/1886 is diverted from a Spring tributary to Sinks. Water will be diverted and used from 1/1 to 12/31 within SE1/4NW1/4, S9, T1N, R14E; Camas County for domestic use (0.02 cfs), stockwater use (0.02 cfs) and commercial use (0.02 cfs). A total of 0.02 cfs of water is being transferred.

Any protest against approval of the proposed changes must be filed with the Department of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 together with a protest fee of \$25.00 on or before April 22, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Camas Courier on 4/3 & 4/10/96.

APR 3 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

March 25, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

A KELLY DENNIS
RT 1 BOX 1278
FAIRFIELD ID 83327

Re: Application for Transfer No. A37-04412

Dear Mr. Dennis:

The Department of Water Resources acknowledges receipt of your Application for Transfer.

This office has scheduled advertising the application in the Camas Courier for 4/3 and 4/10/96. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

The department's review process may have to include field investigation and verification of the claims which is required as part of the Snake River Basin Adjudication.

State Office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

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

Very truly yours,

Georgia Satterlee L.S.I.T.
Water Resource Agent

GS:mb

19 JUNE 1996

TO: FILE T#4792 - A. KELLY DENNIS #37-04412
FROM: GEORGIA SATTERLEE

BOTH THE WATER RIGHT AND ADJUDICATION CLAIMS FOR #37-04412 ARE IN A STAGE OF STATUTORY CLAIM, PRIORITY DATE IS 1886.

THE LICENSED RIGHT #37-02041A (WR AND AJ) HAS A POINT OF DIVERSION OF SEC 9, T01N, R14E, NE $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$ OUT OF WARDROP CREEK. THE PRIORITY DATE IS 1906.

ON THIS DATE, I WAS ACCOMPANIED BY JANET DENNIS. SHE SHOWED ME THE 1.0 ACRE THAT WILL BE DRIED UP. ALSO, MRS. DENNIS SHOWED ME THE POINT OF DIVERSION, WHICH IS APPROXIMATELY 1/2 MILE EASTERLY OF THEIR HOME. FROM THE P/D, THE WATER IS TRANSPORTED BY AN UNDERGROUND 4" PVC PIPE.

THE TRANSFER IS TO REPLACE THE 1.0 ACRE FROM IRRIGATION USE TO COMMERCIAL USE. THE DENNIS' DESIRE IS TO BOTTLE THE WATER. THEY PROPOSE THE BOTTLE WATER PROJECT TO BEGIN BY THE END OF THE SUMMER OF 1996.

T#4792



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

June 10, 1996

A. Kelly Dennis
Rt. 1 Box 1278
Fairfield, ID. 83327

RE: Transfer for #A37-04412

Dear Mr. Dennis:

You have filed an application for a transfer with the department. In order to complete the application process, the uses need to be verified in the field.

I have called the number shown on the application, 764-2397, numerous times and left messages on an answering machine. I want to make an appointment at the earliest convenience for an examination.

The transfer cannot be complete without verifying that the irrigation use is no longer occurring and confirming the commercial use for the bottled water.

Please call me at 736-3033 between the hours of 8 a.m.- 5 p.m. Thank you for your attention in this matter.

Sincerely,

Georgia Satterlee
Water Resource Agent

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1844 El - Lakes Blvd. N.
Twin Falls, Idaho 83301
(208) 734-7775

JUL 11 1984

N.E. LEEK
PATRICIA A. LEEK
BOX 506
FAIRFIELD

ID 83327

RE: Claim No. 37-4412

Dear Claimant:

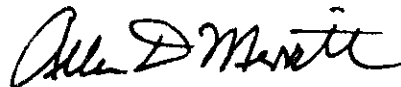
The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our file, and will be available at any time for use by you or the court.

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 in 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,



ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

NOT FILMED

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

3Z-4412.

LEEK, N.E. &/or PATRICIA A.

BOX 506, FAIRFIELD, ID 83327

Source: SPRING trib. to SINKS

Priority Date: 06/01/1886

Diversion Pt: SENE Sec 09 T 01N R 14E

Use: IRRIGATION	(0.02 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.02 CFS)

In: SENW Sec 09 T 01N R 14E FOR 1 ACRES

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1941 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 6/7 & 6/14/84.

MAILED
JUN 14 1984

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1841 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

MAY 31, 1984

South Idaho Press
P.O. Box 190
Burley, Idaho 83318

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before JUNE 25, 1984.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: J E Stanton

Right Number 37-4412 Applicant LEEK, N. E. &/OR PATRICIA

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. None

By ADN Date 6/22/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 6/29/84

RECEIVED
JUN 29 1984

Department of Water Resources