

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 65-2980F V1

WATER RIGHT NUMBER: 65-2980F V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARIA L STAMP PSC 80 BOX 14285 APO, AP 96367-0045 01181 611733-1001
Original Owner	MONTE DENNETT 3413 N COLE RD SUITE 111 BOISE, ID 83704 (208)378-9575
Current Owner	JON M STAMP PSC 80 BOX 14285 APO, AP 96367-0045 01181 611733-1001
Original Owner	MEL DENNETT LIVING TRUST 1201 WEST SOUTH CHANNEL ROAD EAGLE, ID 83616 (208)939-6976

Sent 2nd copy of
claim w/ letter
to Stamp's 9.29.99
per Monte Dennett's
request. Also faxed
to Monte. JES

Priority Date: 08/25/1930

Basis: Decreed

Status: Active

Source

UNNAMED STREAMS

Tributary

NORTH FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.057 CFS	
	<u>Total Diversion:</u>	0.057 CFS	

Location of Point(s) of Diversion

UNNAMED STREAMS	SW1/4NE1/4	Sec. 12,	Twp 16N,	Rge 02E, B.M.	VALLEY County
UNNAMED STREAMS	SW1/4SE1/4	Sec. 1,	Twp 16N,	Rge 02E, B.M.	VALLEY County
UNNAMED STREAMS	NW1/4SE1/4	Sec. 12,	Twp 16N,	Rge 02E, B.M.	VALLEY County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	02E	12																3.0	3.0

Total Acres: 3

IDAHO DEPARTMENT OF WATER RESOURCES
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Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO
LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Explanatory PROPERTY ALSO KNOWN AS PARCEL D.^^

Comments:

1. JSHURTE 9/23/1999 SOURCE CORRECTION
Comment: THE SOURCES WERE CHANGED FROM NAMED STREAMS TO UNNAMED STREAMS PER THE TOPO MAP FOR THIS AREA. THE TOPO MAP DOES NOT SHOW, AND NEVER HAS SHOWN, NAMES FOR THESE STREAMS. THE ORIGINAL OWNER, MONTE DENNETT, DOES NOT KNOW WHICH STREAMS WERE NAMED, THEREFORE, I AM NOT PUTTING THE ALSO KNOWN AS SOURCE REMARK ON. COPIED FROM REMARKS SOURCES FOR THIS RIGHT ARE UNNAMED STREAMS KNOWN LOCALLY AS MILLIGAN, COLD, MILL, & SPRING CREEK. *CHANGED NAME FROM MEL DENNETT TO MEL DENNETT LIVING TRUST ON 10/20/93. L.R.W. OWNERSHIP CHANGED BY DB 1/13/98. THIS OWNERSHIP CHANGE IS A RESULT OF A SPLIT.
SEE A65-02980A.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag: NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number: 65
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

RECEIVED

AUG 01 2001

WATER RESOURCES
WESTERN REGION

July 6, 2001

RECEIVED

JUL 19 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JON M STAMP

MARIA L STAMP

PSC 80

Box 14285
APO AP 96367-0045

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA)

Water Right #65-2980F

record modified 7-25-01.
js

Dear Water Right Holders:

Mail sent to you by the SRBA Court was returned to the SRBA Court by the Postal Service. We received the returned mail on July 2. The Postal Service advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by July 31, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally Sherman

Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Returned Mail

#####

JON M. STAMP
MARIA L. STAMP
PSC 80 Box 14285
APO AP 96367

only the
box # was
missing.
Thank you.

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

Jon M. Stamp
Maria L. Stamp

Telephone No.

011 816 11733-1001

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

15-2980F
copy

STAMP
2202



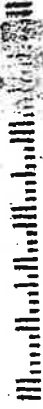
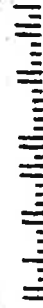
0033

NAME AND ADDRESS:

JON H STAMP
MARIA L STAMP
2702 S SCENIC BLVD
SPOKANE, WA 99224

STAMP202 992242022 1799 05 11/04/00
FORWARD TIME EXP RTN TO SEND
STAMP
PSC 00
APO AP 96367-0045

83204/2707



POSTAL SERVICE

POSTAL SERVICE

PS FORM 3847

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

SEP 29 1999

0.77

U.S. POSTAGE

return
to sender

fee due 50¢

2023

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-18

RECEIVED

OCT 06 1999

WATER RESOURCES
WESTERN REGION

65-02980F

JON M STAMP
MARIA L STAMP
2707 S SCENIC BLVD
SPOKANE WA 99224

2202

STAN202 992242009 1799 08 10/02/99
FORM 3547

STAMP
PSC 80
APO AP 96367-0045



Sent to this
address 9.13.99 →

DATE: 09/23/99
PAGE: 1

1

DIVERSION
VOLUME

0.057 CFS

Stage: DECREED

VALLEY County
VALLEY County

SE

3.0

Other Rights: NONE

Objection Filed Date:

Presumption Flag:

THIS OWNERSHIP CHANGE IS A RESULT OF A SPLIT. SEE A65-02980A.

Date: 09/23/1999 User-ID: JSHURTE Subject: SOURCE CORRECTION
THE SOURCES WERE CHANGED FROM NAMED STREAMS TO UNNAMED STREAMS

DATE: 09/23/99
PAGE: 1

AJ0749NP
No. R65-02980F

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/23/99
PAGE: 2

Comments:

Date: 09/23/1999 User-ID: JSHURTE Subject: SOURCE CORRECTION
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I AM NOT PUTTING THE ALSO KNOWN AS SOURCE REMARK ON.

Audit: 09/23/99 JSHURTE

DATE: 09/23/99
PAGE: 1

TOTAL DIVERSION: 1.390 CFS 1.20 AFA

Stage: DECREED

VALLEY County
VALLEY County

MEM

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way

Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED

SEP 20 1999

WATER RESOURCES
WESTERN REGION

Already sent to military address
A05-02980F on 9-13-99

33224-4547

★ ★ ★
140
9432 \$ 00.330 SEP 13 99
1447 MAILED FROM BOISE ID 83705



JON M STAMP
MARIA L STAMP
2202 S SCENIC BLVD
SPOKANE WA 99224

STAMP 202 992242022 1799 05 09/17/99
RETURN TO SENDER
STAMP
PSG 88 96367-0045
APB



IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way

Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED
SEP 13 1999
WATER RESOURCES
WESTERN REGION

405-62980F

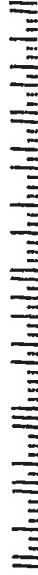
JON M STAMP
MARIA L STAMP
2702 S SCENIC BLVD
SPOKANE WA 99224

2202

STAMP202 992242021 1799 04 09/08/99
RETURN TO SENDER
STAMP
PSC 80
APO AP 96367-0045

837439/3

82



★ ★ ★
147 PB8594393
9482 \$00.330 SEP 02 99
1212 MAILED FROM BOISE ID 83705

11

Re-sent to both addresses on 9.13.99.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

July 26, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JON M STAMP
MARIA L STAMP
2702 S SCENIC BLVD
SPOKANE WA 99224

Re: Original Notice of Claim to a Water Right No. A65-02980A

Renumbered Notice of Claim to a Water Right No. A65-02980F

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

DB:d

Enclosure

Idaho Dept of Water Resources

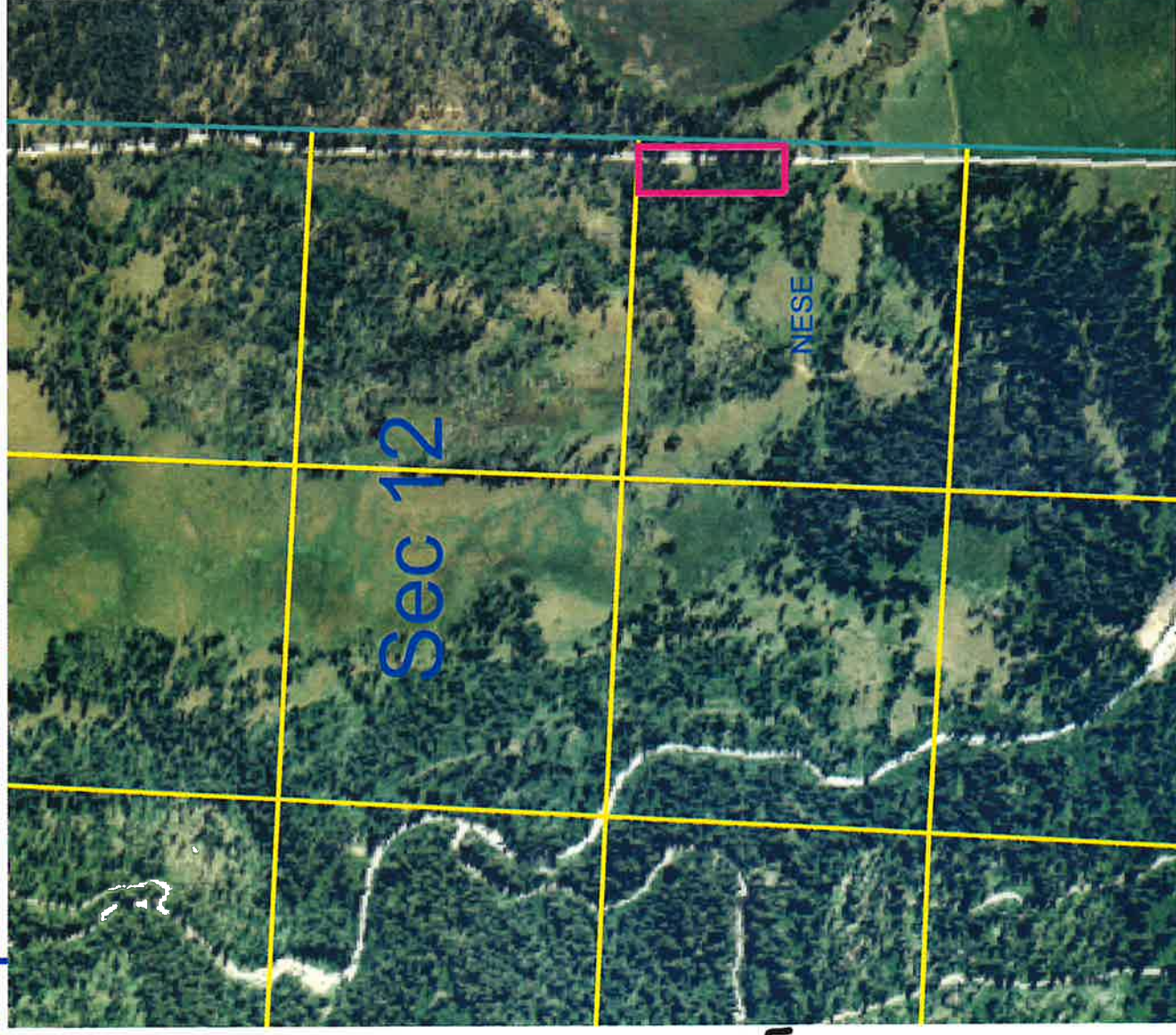
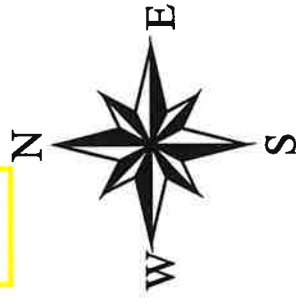
Claim No(s): 65-02980F
Claimant(s) Stamp
T16N, R02E, S 12
Prepared by: Jan Shurte
Date: 09/20/1999

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines



0 0.25

0.5 Miles

1987 NAPP Photo

IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way

Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

AMF

STAM202 992242011 IN 05 05/09/01

RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

RECEIVED

MAY 14 2001

WATER RESOURCES
WESTERN REGION

JON M STAMP

65-2980F

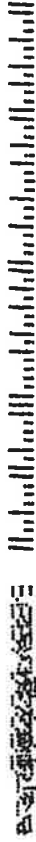
MARIA L STAMP

65-2980F

2702 S SCENIC BLVD
SPOKANE, WA 99224

2202

Jan





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

“When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season.”

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001.** IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

MEMORANDUM

TO: FILE

FROM: DANIEL A. NELSON *DAN*

DATE: 12/6/99

RE: MONTE DENNETT TRANSFER, RIGHT 65-02980

The transfer proposes change point of diversion, add points of diversion change place of use and split ownership.

DOCUMENTS AND APPLICATION PREPARATION

The application consists of 6 pages and 6 attachments. Note the location of the following application items:

Attach. A – Profile report of original license.

Attach. B – Profile report of Mr. Dennett 's portion of original right 65-02980E

Attach. C – 1999 Valley County Tax Assessment Notice.

Attach. D – USGS Orthophoto Quadrangle map of place of use.

Attach. E – 1992 CSFA Aerial photo of place of use.

Attach. F – Affidavit from neighbor (David Beal) showing property has been
Irrigated in last 5 years.

The applicant prepared the application with assistance from Jan Shurte and myself.

Other information used in this review includes change of use aerial photo, subdivision plat map from Adjudication files, SRBA Split Tree, memo dated 12/1/1999, memo dated 5/10/1999, 1987 aerial photo of property, and Volume Determination Sheet. All of this information is attached to this memo.

CURRENT RECORDS & PROPOSED CHANGE

The original water right was for domestic (.04 cfs), Stockwater (.05 cfs), and irrigation of 65 acres at 1.30 cfs diversion rate (attachment A). This transfer will not affect the domestic and stockwater uses. The transfer will split ownership of the irrigation use and change place of use of 2 acres of the original 65 acres (see attached change of irrigation photo and attachment E). The property has been subdivided and 4 lots have been sold (see attached subdivision plat map). The ownership split will affect 14 of the original 65 acres.

The Snake River Basin Adjudication (SRBA) claim for this license have been split into 65-02980B (Beal), 65-02980C (Gombert), 65-02980D (Graham), 65-02980E (Dennett), and 65-02980F (Stamp) (see attached split tree). This transfer will reflect the ownership change and change the place of use for 2 acres listed in the 65-02980E portion of this right (see attachment B). The original owner of this right was the Dennett family.

There is a discrepancy between the original license and the adjudication claims in the diversion rate per acre. Some of the property has been sold with more water per acre than what was allocated by the original license (see attached split tree). However, when all of the adjudication splits are combined, the total amount of water and acres irrigated are the same as the original license. Please see memo dated 12/1/1999 and memo dated 5/10/1999 for more details of the splits.

VERIFICATION & OTHER ANALYSIS

The owner as proof of ownership supplied a 1999 Valley County Tax Assessment statement. Jan Shurte of the SRBA staff has evaluated these adjudication claims and has made her recommendations to the courts. A 1987 NAPP aerial photo also shows that the property was irrigated in 1987 (see attached aerial photo). The owner supplied an affidavit (attachment F) and 1992 CSFA aerial photo (attachment E) of the place of use to show that the property has been irrigated in the last 5 years.

The original water right or the adjudication claims do not give an annual volume. The annual volume for this water right was 3.0 acres feet per acre or 195 afa for the original water right. Mr. Dennett's portion of the annual volume would be 153 afa. The remainder of the right should have an annual volume split between the various users of 42 afa (see attached volume determination sheet).

The only problem that I found with this transfer was split performed by the SRBA staff. The original license was for .02 cfs per acre and through sales of the property that has varied on the various splits. However, the total diversion rate has stayed the same through the splits and Jan Shurte has assured Steve Lester and myself that this is a common practice in the SRBA. Ms. Shurte has also stated that this will not cause a problem if there is not an expansion of the original right (see memo dated 12/1/1999 and memo dated 5/10/1999).

The additional points applied for by this transfer have been used for some time. This transfer should be used to show where the water is actually being diverted. The map reveals that there are numerous points along the stream used to divert water to specific fields. The stream is actually used as a conveyance ditch (see attachments D & E).

RECOMENDATIONS

I recommend that this transfer be approved as shown on page one of the transfer and split as shown on page 4 of the transfer. I also recommend that that annual volume be described as 153 afa for irrigation for 65-02980A and 42 afa for 65-02980B. The volume should not reflect the diversion rates proposed by the SRBA since annual volume was not recommended to the SRBA court. The court will review the diversion rates recommended in the SRBA and a determination should be made at that time.

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VERIFICATION & OTHER ANALYSIS

The owner as proof of ownership supplied a 1999 Valley County Tax Assessment statement. Jan Shurte of the SRBA staff has evaluated these adjudication claims and has made her recommendations to the courts. A 1987 NAPP aerial photo also shows that the property was irrigated in 1987 (see attached aerial photo). The owner supplied an affidavit (attachment F) and 1992 CSFA aerial photo (attachment E) of the place of use to show that the property has been irrigated in the last 5 years.

The original water right or the adjudication claims do not give an annual volume. The annual volume for this water right was 3.0 acres feet per acre or 195 afa for the original water right. Mr. Dennett's portion of the annual volume would be 153 afa. The remainder of the right should have an annual volume split between the various users of 42 afa (see attached volume determination sheet).

The only problem that I found with this transfer was split performed by the SRBA staff. The original license was for .02 cfs per acre and through sales of the property that has varied on the various splits. However, the total diversion rate has stayed the same through the splits and Jan Shurte has assured Steve Lester and myself that this is a common practice in the SRBA. Ms. Shurte has also stated that this will not cause a problem if there is not an expansion of the original right (see memo dated 12/1/1999 and memo dated 5/10/1999).

The additional points applied for by this transfer have been used for some time. This transfer should be used to show where the water is actually being diverted. The map reveals that there are numerous points along the stream used to divert water to specific fields. The stream is actually used as a conveyance ditch (see attachments D & E).

RECOMENDATIONS

I recommend that this transfer be approved as shown on page one of the transfer and split as shown on page 4 of the transfer. I also recommend that that annual volume be described as 153 afa for irrigation for 65-02980A and 42 afa for 65-02980B. The volume should not reflect the diversion rates proposed by the SRBA since annual volume was not recommended to the SRBA court. The court will review the diversion rates recommended in the SRBA and a determination should be made at that time.

MEMORANDUM

TO: FILE

FROM: DANIEL A. NELSON *DAN*

DATE: 12/6/99

RE: MONTE DENNETT TRANSFER, RIGHT 65-02980

The transfer proposes change point of diversion, add points of diversion change place of use and split ownership.

DOCUMENTS AND APPLICATION PREPARATION

The application consists of 6 pages and 6 attachments. Note the location of the following application items:

Attach. A – Profile report of original license.

Attach. B – Profile report of Mr. Dennett 's portion of original right 65-02980E

Attach. C – 1999 Valley County Tax Assessment Notice.

Attach. D – USGS Orthophoto Quadrangle map of place of use.

Attach. E – 1992 CSFA Aerial photo of place of use.

Attach. F – Affidavit from neighbor (David Beal) showing property has been Irrigated in last 5 years.

The applicant prepared the application with assistance from Jan Shurte and myself.

Other information used in this review includes change of use aerial photo, subdivision plat map from Adjudication files, SRBA Split Tree, memo dated 12/1/1999, memo dated 5/10/1999, 1987 aerial photo of property, and Volume Determination Sheet. All of this information is attached to this memo.

CURRENT RECORDS & PROPOSED CHANGE

The original water right was for domestic (.04 cfs), Stockwater (.05 cfs), and irrigation of 65 acres at 1.30 cfs diversion rate (attachment A). This transfer will not affect the domestic and stockwater uses. The transfer will split ownership of the irrigation use and change place of use of 2 acres of the original 65 acres (see attached change of irrigation photo and attachment E). The property has been subdivided and 4 lots have been sold (see attached subdivision plat map). The ownership split will affect 14 of the original 65 acres.

The Snake River Basin Adjudication (SRBA) claim for this license have been split into 65-02980B (Beal), 65-02980C (Gombert), 65-02980D (Graham), 65-02980E (Dennett), and 65-02980F (Stamp) (see attached split tree). This transfer will reflect the ownership change and change the place of use for 2 acres listed in the 65-02980E portion of this right (see attachment B). The original owner of this right was the Dennett family.

There is a discrepancy between the original license and the adjudication claims in the diversion rate per acre. Some of the property has been sold with more water per acre than what was allocated by the original license (see attached split tree). However, when all of the adjudication splits are combined, the total amount of water and acres irrigated are the same as the original license. Please see memo dated 12/1/1999 and memo dated 5/10/1999 for more details of the splits.

VERIFICATION & OTHER ANALYSIS

The owner as proof of ownership supplied a 1999 Valley County Tax Assessment statement. Jan Shurte of the SRBA staff has evaluated these adjudication claims and has made her recommendations to the courts. A 1987 NAPP aerial photo also shows that the property was irrigated in 1987 (see attached aerial photo). The owner supplied an affidavit (attachment F) and 1992 CSFA aerial photo (attachment E) of the place of use to show that the property has been irrigated in the last 5 years.

The original water right or the adjudication claims do not give an annual volume. The annual volume for this water right was 3.0 acres feet per acre or 195 afa for the original water right. Mr. Dennett's portion of the annual volume would be 153 afa. The remainder of the right should have an annual volume split between the various users of 42 afa (see attached volume determination sheet).

The only problem that I found with this transfer was split performed by the SRBA staff. The original license was for .02 cfs per acre and through sales of the property that has varied on the various splits. However, the total diversion rate has stayed the same through the splits and Jan Shurte has assured Steve Lester and myself that this is a common practice in the SRBA. Ms. Shurte has also stated that this will not cause a problem if there is not an expansion of the original right (see memo dated 12/1/1999 and memo dated 5/10/1999).

The additional points applied for by this transfer have been used for some time. This transfer should be used to show where the water is actually being diverted. The map reveals that there are numerous points along the stream used to divert water to specific fields. The stream is actually used as a conveyance ditch (see attachments D & E).

RECOMENDATIONS

I recommend that this transfer be approved as shown on page one of the transfer and split as shown on page 4 of the transfer. I also recommend that that annual volume be described as 153 afa for irrigation for 65-02980A and 42 afa for 65-02980B. The volume should not reflect the diversion rates proposed by the SRBA since annual volume was not recommended to the SRBA court. The court will review the diversion rates recommended in the SRBA and a determination should be made at that time.

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A65-02980F**
Date Received: / /
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JON M STAMP
Address: 2702 S SCENIC BLVD
SPOKANE WA

99224

Name: MARIA L STAMP
Address: 2702 S SCENIC BLVD
SPOKANE WA

99224

2. Date of Priority: AUG 25, 1930

3. Source: UNNAMED STREAMS

Trib. to: PAYETTE RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	02E	1		SW	SE		VALLEY
				SW	SE		VALLEY
		12		SW	NE		VALLEY
				SW	NE		VALLEY
				NW	SE		VALLEY
				NW	SE		VALLEY

5. Description of diverting works:
WING DAMS TO DITCH NETWORK.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.057		

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

3.90 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 100 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	02E	12	SE	SE		IRR	3.0
Section Acres							3.0
Total Acres							3.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE

14. Remarks:

SOURCES FOR THIS RIGHT ARE UNNAMED STREAMS KNOWN LOCALLY AS
MILLIGAN, COLD, MILL, & SPRING CREEK.
*CHANGED NAME FROM MEL DENNETT TO MEL DENNETT LIVING TRUST ON
10/20/93. L.R.W.
OWNERSHIP CHANGED BY DB 1/13/98.
THIS OWNERSHIP CHANGE IS A RESULT OF A SPLIT. SEE A65-02980A.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

DB
1/26/99

PARCEL D

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 21 1999
WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): A65-2980A Split to -02980 E
Adjudication Claim No(s): 2 + -02980 F.
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant MONTÉ DENNETT
10217 N. BLACKTAIL BOISE, ID. 83703
4. New Owner/Claimant(s) JON M + MARIA L. STAMP
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 2702 S. SCENIC BLVD.
City, State and ZIP Code SPOKANE, WA. 99224
New Telephone Number () _____
5. Date you acquired the property July 15, 1999
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 3 Number and type of stock Cattle
Diversion rate in CFS .057 Number of homes 0 Other uses none
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of ~~New Owner~~ Old Owner 
or Claimant(s)
- (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

WARRANTY DEED

For Value Received, MONTE DENNETT
the Grantors, do hereby grant, bargain, sell and convey unto
JON M. STAMP and MARIA L. STAMP, HUSBAND AND WIFE

whose address is:

the grantee, the following described premises, to-wit:

SEE EXHIBIT "B" ATTACHED

Together with any and all water rights appertaining
thereto.

SUBJECT TO THE FOLLOWING DEED RESTRICTIONS:

The following Deed Restrictions shall apply to all parcels of the
above property and may be removed only with the express written
consent of the Seller and/or assigns.

1. All permanent residences shall be constructed on site and
place on concrete foundations.
2. All exterior surfaces on any structures shall be of earth-tone
colors and all roofs must be of a pitched design.
3. No commercial activity may be conducted on any parcel.
4. Placing of any structure shall be limited to the area outlined
for each parcel on Exhibit "A".
5. The above Deed Restrictions shall apply to all parcels shown
on Exhibit "A" and "C".

TO HAVE AND TO HOLD the premises with their appurtenances unto the
said Grantees, their heirs and assigns forever. And the said
Grantors do hereby covenant to and with the said Grantees, that
they are the owners in fee simple of said premises that said
premises are free from all encumbrances except the 1999 taxes and
assessments and that they will warrant and defend the same from all
lawful claims whatsoever.

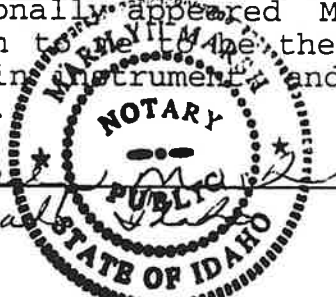
Dated: 7-12-99



MONTE DENNETT

State of Idaho)
) ss
County of Valley)

On the 12th day of July, 1999 before me, Maria L. Stamp
Maria L. Stamp a notary public in and for said State,
personally appeared MONTE DENNETT and
known to me to be the persons whose names are subscribed to the
within instrument and acknowledged to me that they executed the
same.



Commission Expires 5-26-2000

EXHIBIT 8

A parcel of land situate in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 12, T. 16 N., R. 2 E., B.M., Valley County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the corner common to Sections 12 and 13, T. 16 N., R. 2 E., and Sections 7 and 18, T. 16 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 00° 16' 18" W., 662.04 feet along the east boundary of said Section 12 to a $\frac{1}{4}$ " rebar, the REAL POINT OF BEGINNING:

Thence, N. 88° 06' 32" W., 855.35 feet to a $\frac{1}{4}$ " rebar,
thence, N. 05° 55' 13" E., 203.83 feet to a $\frac{1}{4}$ " rebar,
thence, N. 26° 04' 31" E., 313.96 feet to a $\frac{1}{4}$ " rebar,
thence, S. 89° 01' 44" E., 236.03 feet to a $\frac{1}{4}$ " rebar,
thence, N. 34° 17' 39" E., 195.84 feet to a $\frac{1}{4}$ " rebar,
thence, S. 88° 33' 24" E., 346.49 feet to a $\frac{5}{8}$ " rebar marking
the South 1/16 Corner on the east boundary of said
Section 12,
thence, S. 00° 16' 18" E., 662.04 feet to the Point of
Beginning.

Subject to the West Mountain Road right-of-way along the entire east boundary of the above described parcel of land.

Also subject to a 30.00 foot wide ingress, egress and utility easement lying south of, along and adjacent to the following described line:

Commencing at a brass cap marking the corner common to Sections 12 and 13, T. 16 N., R. 2 E., and Sections 7 and 18, T. 16 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 00° 16' 18" W., 1,324.08 feet along the east boundary of said Section 12 to a $\frac{5}{8}$ " rebar, the REAL POINT OF BEGINNING:

Thence, N. 88° 33' 24" W., 346.49 feet to a $\frac{1}{4}$ " rebar on the
north boundary of the above described parcel of land,
Thence, S. 34° 17' 39" W., 195.84 feet to a $\frac{1}{4}$ " rebar on the
north boundary of the above described parcel of land, the
Point of Ending.

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

SPLIT INTO A65-02980E & F
Ident. Number: ~~A65-02980A~~
Date Received: 11/10/1988
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MONTE DENNETT
Address: 3413 N COLE RD SUITE 111
BOISE ID

208-378-9575

83704

2. Date of Priority: AUG 25, 1930

3. Source: UNNAMED STREAMS

Trib. to: PAYETTE RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
16N	02E	1	SW	SE			VALLEY
			SW	SE			VALLEY
		12	SW	NE			VALLEY
			SW	NE			VALLEY
			NW	SE			VALLEY
			NW	SE			VALLEY

5. Description of diverting works:
WING DAMS TO DITCH NETWORK.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.040		
DOMESTIC	01/01	12/31	0.040		1.20
STOCKWATER	01/01	12/31	0.050		2.70

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

3.90 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 100 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
16N	02E	12	NE		NE		IRR	10.0
			NW		NE		IRR	20.0
			SW		NE		IRR	17.0
			NW		SE		IRR	4.0
			SE		SE		IRR	3.0
							Section Acres	54.0
							Total Acres	54.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE

14. Remarks:

SOURCES FOR THIS RIGHT ARE UNNAMED STREAMS KNOWN LOCALLY AS
MILLIGAN, COLD, MILL, & SPRING CREEK.
*CHANGED NAME FROM MEL DENNETT TO MEL DENNETT LIVING TRUST ON
10/20/93. L.R.W.
OWNERSHIP CHANGED BY DB 1/13/98.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

Memo

To: File Nos. A65-02980A, B, C & D & A65-06272A & B

From: Jan Shurte

Date: May 10, 1999

Concerning the change of ownership forms submitted for the above two water rights the following was submitted for each:

A65-02980B - transfer of 16 acres and .15 cfs

A65-02980C - transfer of 3 acres and .0902 cfs

A65-02980D & A65-06272B - transfer of 4 acres and .328 cfs

However, after reviewing the original decreed right for the lands being transferred the following was found to be appurtenant to these lands:

A65-02980B - 2 acres and .04 cfs

A65-02980C - 3 acres and .06 cfs

A65-02980D - 6 acres and .12 cfs

A65-06272B - 3 acres and .06 cfs

Monte Dennett agreed to the transfer of 6 acres and .12 cfs on A65-02980D, 3 acres and .06 cfs on A65-06272B and to 3 acres and .06 cfs on A65-02980C. However, on A65-02980B he agreed to the 2 acres and requested that .08 cfs remain for the amount of water transferred. This reduced the quantity remaining on A65-02980A to 1.04 cfs for the irrigation of 54 acres.

This memo has been reviewed by Monte Dennett and he agrees with the changes of ownership and transfers as completed for A65-02980B, A65-02980C, A65-02980D and A65-06272B.


Monte Dennett
05-10-99

*See copy of change of ownership
in A65-02980B, C & D*

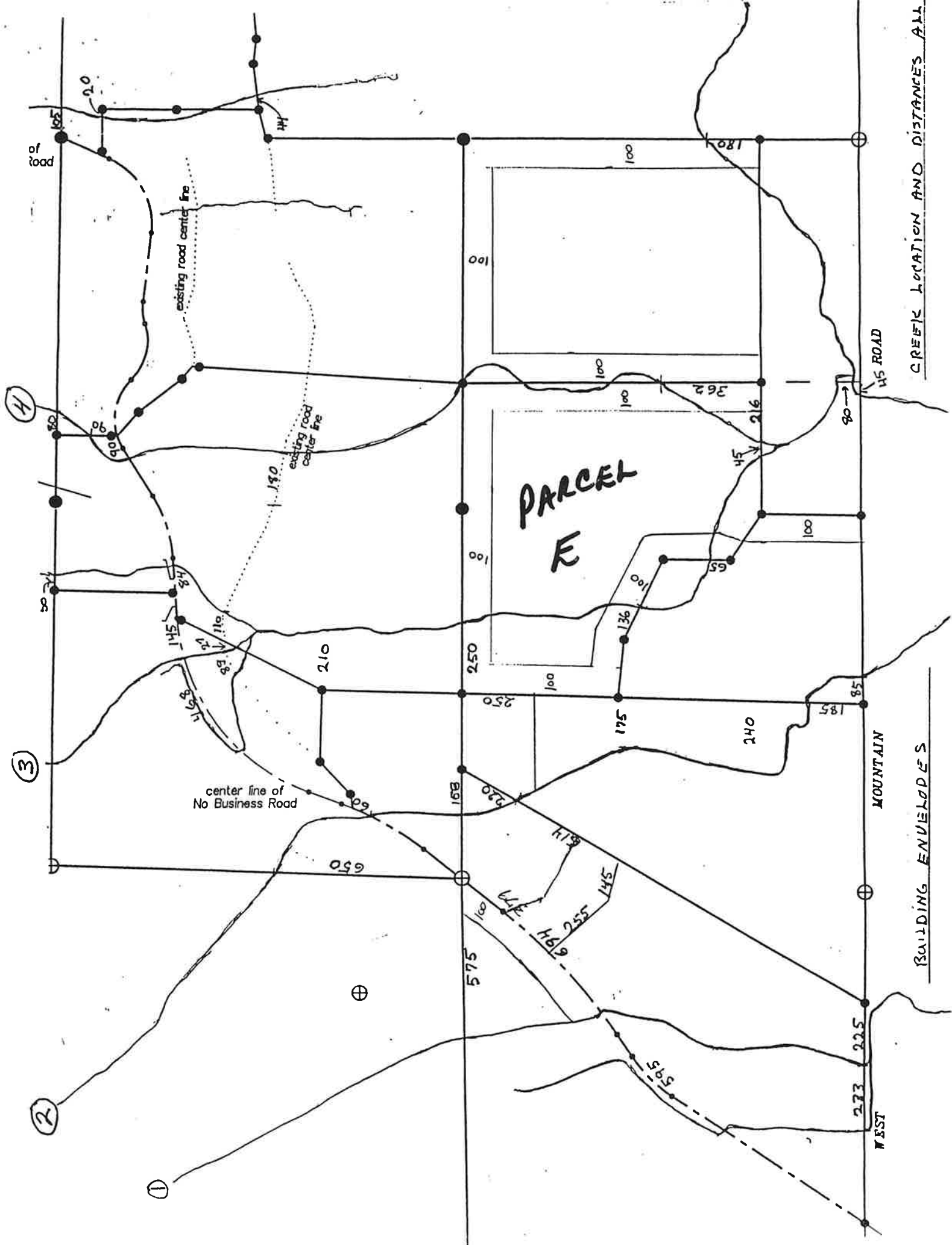
STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

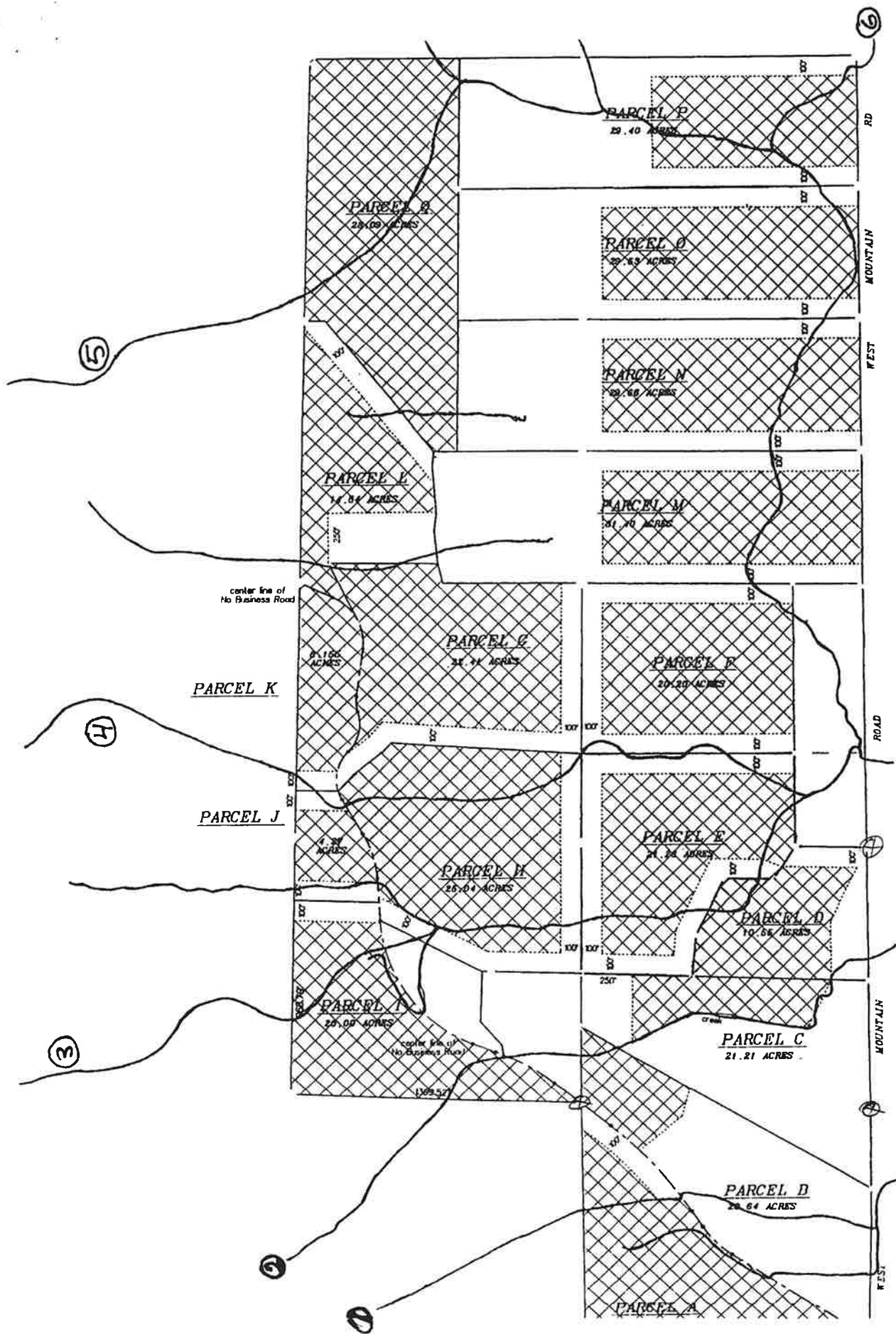
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Copy for:
A65-02980F

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: A65-02980A A65-06272
 Adjudication Claim No(s).: -2980A split to B-C-D
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant MONTIE DENNETT
3413 N. COLERD SUITE 111 BOISE, ID. 83704
4. New Owner/Claimant(s) DAVID BEALL
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 22 CATSPA W CAPE
 City, State and ZIP Code CORONADO, CALIFORNIA 92118
 New Telephone Number (619) 4247442
5. Date you acquired the property 12-15-97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate 16 Number and type of stock 12 cows
 Diversion rate in CFS 1518 Number of homes 0 Other uses none
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) David Beall
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..





THIS DEED IS BEING RECORDED TO MORE SPECIFICALLY DESCRIBE THE
PROPERTY DEEDED IN INST #229987

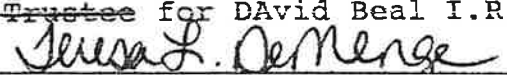
WARRANTY DEED

For Value Received MONTE DENNETT, A SINGLE MAN
the Grantors, do hereby grant, bargain, sell and convey unto
FIRST FINANCIAL TRUST CO., AS CUSTODIAN FOR DAVID BEALL I.R.A.
whose address is: 22 CATSPAW CAPE, CORONADO, CA 92118
the grantee, the following described premises, to-wit:
SEE EXHIBIT A ATTACHED

TO HAVE AND TO HOLD the premises with their appurtenances unto the
said Grantees, their heirs and assigns forever. And the said
Grantors do hereby covenant to and with the said Grantees, that
they are the owners in fee simple of said premises that said
premises are free from all encumbrances except the 1998 taxes and
assessments and that they will warrant and defend the same from all
lawful claims whatsoever.

Dated: 8-28-98

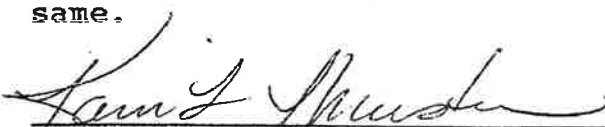

MONTE DENNETT

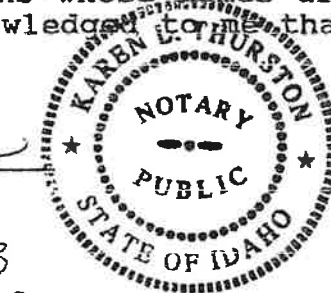
By: 
First Financial Trust Co., Custodian
Trustee for DAVID Beal I.R.A.

State of Idaho)
County of Valley) ss

On the 28 day of Aug, 1998 before me, a notary public in
and for said State, personally appeared MONTE DENNETT

known to me to be the persons whose names are subscribed to the
within instrument, and acknowledged to me that they executed the
same.


Notary Public
CASCADER, Idaho
Commission Expires: 7-10-03



Commission expires July 10, 2003

EXHIBIT A

THOMAS W. KERR
PLS 998

KERR SURVEYING
PO BOX 853
MC CALL, IDAHO 83638
208-634-2686
August 17, 1998

JOEL W. DROULARD
PLS 5357

DENNETT PARCEL E

A parcel of land situate in the E½ of the SE¼ of Section 12, T. 16 N., R. 2 E., B.M., Valley County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the corner common to Sections 12 and 13, T. 16 N., R. 2 E., and Sections 7 and 18, T. 16 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 00° 16' 18" W., 662.04 feet along the east boundary of said Section 12 to a ½" rebar; thence, N. 88° 06' 32" W., 855.35 feet to a ½" rebar, the REAL POINT OF BEGINNING:

Thence, continuing N. 88° 06' 32" W., 539.55 feet to a ½" rebar on the west boundary of said E½ SE¼, thence, N. 00° 28' 56" E., 1,095.97 feet along said west boundary to a ½" rebar, thence, S. 89° 47' 00" E., 1,034.70 feet to a ½" rebar, thence, S. 00° 05' 08" E., 467.30 feet to a ½" rebar, thence, S. 34° 17' 39" W., 195.84 feet to a ½" rebar, thence, N. 89° 01' 44" W., 236.03 feet to a ½" rebar, thence, S. 26° 04' 31" W., 313.96 feet to a ½" rebar, thence, S. 05° 55' 13" W., 203.83 feet to the Point of Beginning, containing 21.26 acres, more or less.

Along with a 30.00 foot wide ingress, egress and utility easement lying south of, along and adjacent to the following described line:

Commencing at a brass cap marking the corner common to Sections 12 and 13, T. 16 N., R. 2 E., and Sections 7 and 18, T. 16 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 00° 16' 18" W., 1,324.08 feet along the east boundary of said Section 12 to a ½" rebar, the REAL POINT OF BEGINNING:

Thence, N. 88° 33' 24" W., 346.49 feet to a ½" rebar on the east boundary of the above described parcel of land, Thence, S. 34° 17' 39" W., 195.84 feet to a ½" rebar on the east boundary of the above described parcel of land, the Point of Ending.

Subject to a 12.00 foot wide utility easement lying west of, along and adjacent to the following described line:

EXHIBIT A

Parcel E, page 2

Commencing at a brass cap marking the corner common to Sections 12 and 13, T. 16 N., R. 2 E., and Sections 7 and 18, T. 16 N., R. 3 E., B.M., Valley County, Idaho; thence, N. 00° 16' 18" W., 1,324.08 feet along the east boundary of said Section 12 to a ½" rebar; thence, S. 88° 33' 24" W., 346.49 feet to a ½" rebar on the easterly boundary of the above described parcel of land, the REAL POINT OF BEGINNING:

Thence, N. 00° 05' 08" W., 467.30 feet to a ½" rebar at the north east corner of the above described parcel of land, the Point of Ending.

235049
TYPE: *Deed*
LELAND HEINRICH
VALLEY COUNTY RECORDER
BY: *J. V. Young*
FEE: *12.00*
98 SEP 8 PM 2 45
MOUNTAIN TITLE & ESCROW
REQUESTED BY
RECORDED

EXHIBIT A

