

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: A29-02313  
Date Received: 1/24/1990  
Receipt No: MO05584  
Received By: J.P.C.

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WAYNE PERKINS  
Address:

BANCROFT, ID 83217

AND/OR

Name: DAVID M. MODERSITZKI

208-648-7722

Address: R.R. BOX 1560

BANCROFT, ID 83217

AND/OR

Name: KAREN J. MODERSITZKI

208-648-7722

Address: R.R. BOX 1560

BANCROFT, ID 83217

2. Date of Priority: APR 14, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County  |
|----------|-------|---------|--------|--------|-----|-----|---------|
| 08S      | 39E   | 15      | NE     | NW     | SW  |     | CARIBOU |

5. Description of diverting works:  
175' DEEP 100 HP. MOTOR WITH 8" CASING

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 2.340  |      |        |

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

8. Total consumptive use is 445.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

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10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|-----|----|-----|-----|-----|-------|
| 08S      | 39E   | 15      | SW  |    | NW  |     | IRR | 40.0  |
|          |       |         | SE  |    | NW  |     | IRR | 40.0  |
|          |       |         | NE  |    | SW  |     | IRR | 40.0  |
|          |       |         | NW  |    | SW  |     | IRR | 40.0  |
|          |       |         | SW  |    | SW  |     | IRR | 6.0   |
|          |       |         | SE  |    | SW  |     | IRR | 12.0  |

Section Acres 178.0

Total Acres 178.0

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:  
A2900580

14. Remarks:

15. Basis of Claim: LICENSE  
Water Right Number: 22686

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): David Moxersitzki Date: 1-24-90  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Caribou ) SS.

Subscribed and sworn (or affirmed) before me this 24 day

of Jan 19 90

Seal

John Dale Carlson  
Notary Public

Residing at Boise ID

My Commission Expires 4/2/94

BB43

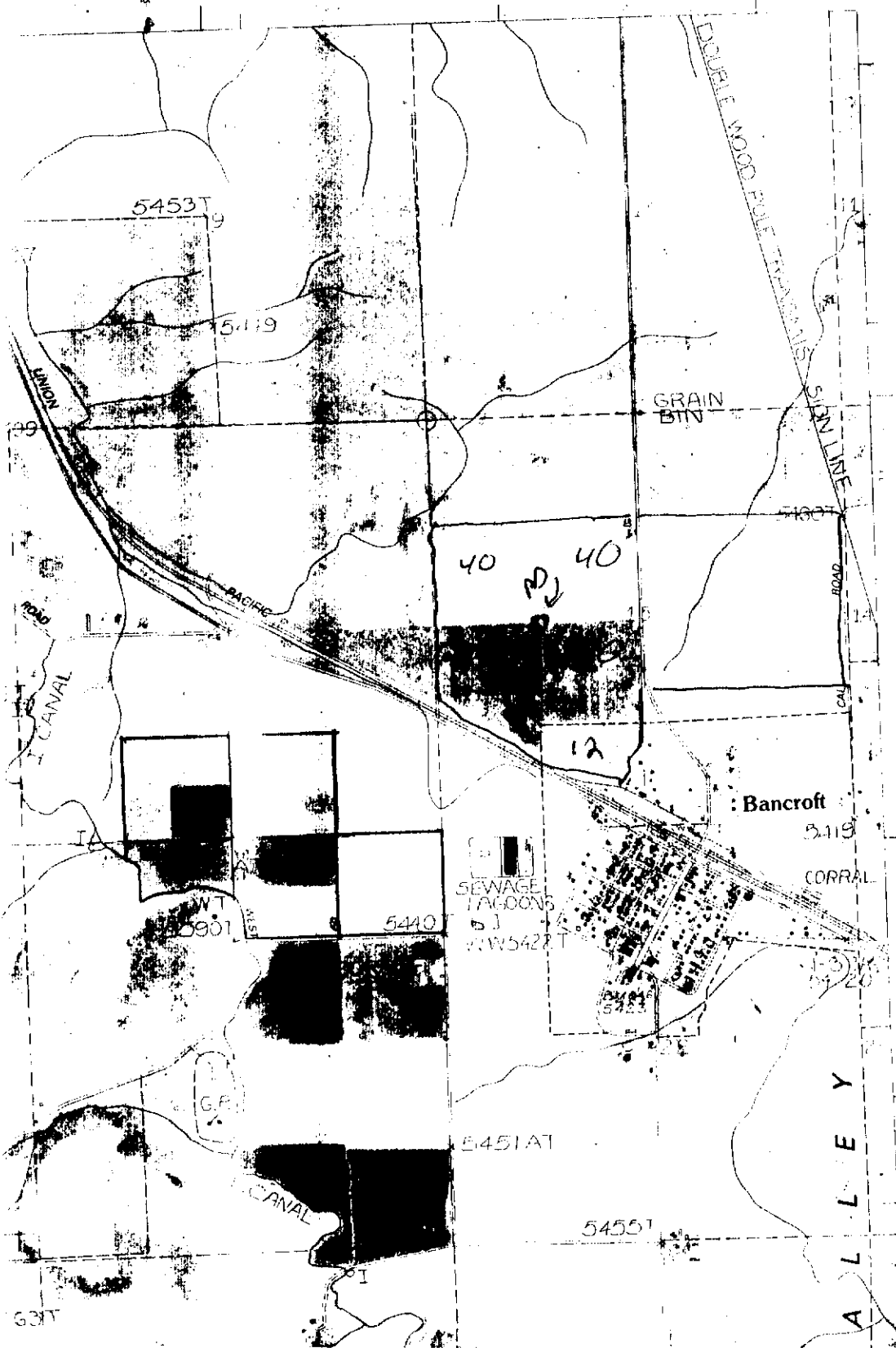
BANCROFT NW ORTHOPHOTOQUAD  
IDAHO

111°52'30"

570 000 FEET

42°45'

390 000  
FEET



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