

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: A29-10347
Date Received: 5/ 5/1994
Receipt No: E012120
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAYMOND SCHERER 208-226-2795
Address: 3066 SUNBEAM RD
AMERICAN FALLS ID 83211

2. Date of Priority: MAY 1, 1920

3. Source: SUNBEAM CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
----------	-------	---------	--------	--------	-----	-----	--------

Beginning Point of Instream Flow

08S	31E	2	SE	SE			POWER
-----	-----	---	----	----	--	--	-------

Ending Point of Instream Flow

08S	31E	2	SE	NE			POWER
-----	-----	---	----	----	--	--	-------

5. Description of diverting works:

STOCK WATERING AT VARIOUS POINTS IN THE STREAM BED

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.110		

7. Total Quantity Appropriated is:

0.110 C.F.S. (and/or) A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 500 RANGE CATTLE, 30 HORSES

RECORDED

NOV 13 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	31E	2	SE	NE		STOCK	
			NE	SE		STOCK	
			SE	SE		STOCK	

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
HAND DUG WELL

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

NOV 13 1996

NO LATE FEE IF RECEIVED
BY 3/16/90

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
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CIVIL CASE NUMBER: 39576
Ident. Number A29-10347
Date Received Feb-21-1990
Receipt Number E012120

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

FEB 16 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Raymond Scherer Phone (208) 226-2795
Mailing Address 3066 Sunbeam Rd., American Falls, Idaho Zip 83211

2. Date of Priority (Only one (1) per claim) May 1, 1920

3. Source of water supply (a) Sunbeam Creek
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 8 S Range 31 E. Section 2,
xxxxxx SE 1/4, Govt. Lot, E. B.M., County of Power

A2910347

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township T8S Range 31E Section 25, 1/4 of 1/4 of 1/4,
Govt. Lot _____ B.M., County of _____

ending point is: Township T7S Range 31E Section 15, 1/4 of 1/4 of 1/4 of
1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Stock watering at various points in the
stream bed.

MICROFILMED

NOV 13 1990

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For stock watering purposes from Jan. 1 to Dec. 31 amount 0.11 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.11 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is n/a acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) stock water for 500 head of range cattle and 30 head of horses

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
8 S	31 E	2													S				S

Total number of acres Irrigated 0

11. In which county (ies) are lands listed above as place of use located? Power

12. Do you own the property listed above as place of use? Yes XX No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

hand dug well and pump or None ()

14. Remarks:

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NOV 13 1988

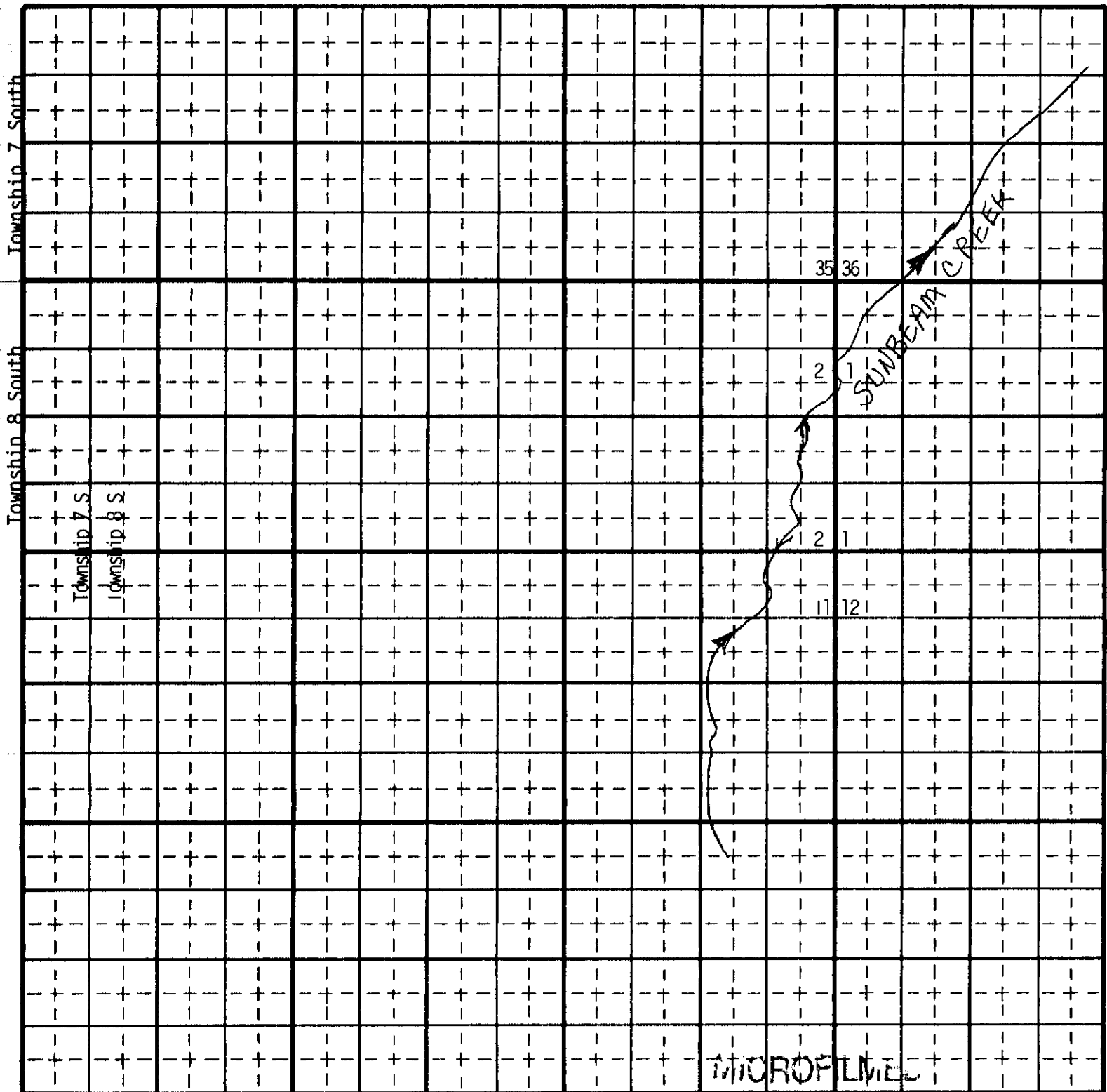
Last Name Scherer Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Section 2, Township 8 South, Range 31 E.B.M.



NOV 13 1950

Last Name Scherer Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Raymond Scherer Date February 13, 1990

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of _____ Power _____)

SS.

Subscribed and sworn (or affirmed) before me this 13th day of February, 1990

SEAL

Notary Public

Residing at American Falls, Idaho

My Commission Expires is for Life

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

NOV 13 1990

Last Name Scherer Ident. Number _____

Copies White-State, Yellow-Claimant

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Scherer

CLAIM IDENT. NO.

A29-10347

DATE RECEIVED

2-2-90

CK #

AMOUNT \$

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A *
- Is the consumptive use correct? ☒ YES ☐ NO N/A *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by: DT

Date:

5-4-94

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked by:

Date:

MICROFILMED

NOV 13 1990

Comments: #4B T85 R31E sec. 2 SESE for Beginning and Sec. 2 SENE forEnding. #10 should be same as above plus NESE Sec. 2#6 should be Stockwater.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)12/05/97 14:21:38
Page 1

Water Right Number - R29-10347

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

SCHERER

RAYMOND

1 - 3066 SUNBEAM RD

2 -

3 -

City- AMERICAN FALLS

State- ID Zip- 83211

Phone - 208-226-2795

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1920 15 EASTERN J - BENEFICIAL USE+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
SUNBEAM CREEK SNAKE RIVER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County08S 31E 2 SE SE B (77) POWER
SE NE E (77) POWER+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
04 - STOCKWATER 01/01 12/31 0.110+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.110 0.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 31E 2 SE NE 04 STOCKWATER (77) POWER
08S 31E 2 NE SE 04 STOCKWATER (77) POWER
08S 31E 2 SE SE 04 STOCKWATER (77) POWER

Total Acres:

+ - - Diversion Means - STOCK WATERING AT VARIOUS POINTS IN THE STREAM BED

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - HAND DUG WELL

+ - - - - - - - - - - - - - - - Remarks - - - - - +
No Remarks found.+ - - - - - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

12/05/97 14:21:39

Page 2

Water right number - R29-10347

Prefix Translation: RESEARCH

+ - - - - Conditions of Approval - - - - - +

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 09/30/1997 User Id: AJU5-ECA Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK. CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.
Date: 12/05/1997 User Id: JGIVENS Subject: COPIED FROM REMARKS
PARCEL NO. D1245-00 280 ACRES, PARCEL NO. D1245-02 80 ACRES
Date: 12/05/1997 User Id: JGIVENS Subject: COPIED FROM REMARKS
STOCKWATER, 500 RANGE CATTLE, 30 HORSES

+ - - Audit Fields - - +

12/05/97 JGIVENS

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 12/05/1997 | Old Judicial District | - |
| Claim Received Date | - 02/21/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - E012120 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

*also entered by Khea, Assessor's Office
compute print out*

also 8-20-97

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-19-1997
PAGE: A-39

RIGHT NUMBER: 29-10347

NAME & ADDRESS: RAYMOND SCHERER
3066 SUNBEAM RD
AMERICAN FALLS ID 83211

SOURCE: SUNBEAM CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.11 CFS

PRIORITY DATE: 05/01/1920

POINT OF DIVERSION: T08S R31E S02 SESE (INSTREAM BEGINNING POINT) Within POWER County
SENE (INSTREAM ENDING POINT)

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------------------|------------------------------------|---------------|----------|
| | STOCKWATER STOCKWAER, 500 RANGE CA | 01-01 12-31 | 0.11 CFS |

| PLACE OF USE: | STOCKWATER | Within POWER County |
|---------------|---------------|---------------------|
| | T08S R31E S02 | SENE NESE SESE |

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel # D1245-00 280 ACRES RANGE
D1245-02 80' " state certified

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

01/26/98 11:48:06

Page 1

Water Right Number - R29-10347

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SCHERER

RAYMOND

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SUNBEAM CREEK SNAKE RIVER

+ - - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

08S 31E 2 SE SE B (77) POWER
SE NE E (77) POWER+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER 01/01 12/31 0.110

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
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Twn Rng Sec Tract Lot Acres Code Description County08S 31E 2 SE NE 04 STOCKWATER (77) POWER
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Total Acres:

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+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - HAND DUG WELL

+ - - - - - Remarks - - - - - +

EXP PARCEL NOS. D1245-00, D1245-02
STOCKWATER, 500 RANGE CATTLE, 30 HORSES+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

RECEIVED

JAN 27 1998

Department of Water Resources
Eastern Region

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

01/26/98 11:48:06
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- GALLONS PER DAY.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +

Date: 09/30/1997 User Id: AJU5-ECA Subject: AJU5 STOCK ONLY UPDATE
USE-NOT-IRRIGATION FIELD TEXT DELETED AND MADE EXP REMARK. CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO EXP REMARK. IF BLM/USFS, DELETED L12.
Date: 12/05/1997 User Id: JGIVENS Subject: COPIED FROM REMARKS
PARCEL NO. D1245-00 280 ACRES, PARCEL NO. D1245-02 80 ACRES

+ - - Audit Fields - - +

01/26/98 DSMITH

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
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| | | Receipt Number | - E012120 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

reviewed by Rhea, Assessor's Office
computer print out

also 8-20-97

AJ5856NP

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PLACE OF USE: STOCKWATER Within POWER County
T08S R31E S02 SESE NESE SESE

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D1245-02 80' " state contract