

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: A29-12775
Date Received: 8/13/1993
Receipt No: E019029
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES D MARSHALL 712-527-5759
Address: RR 2 BOX 1440
GLENWOOD IA 51534

AND

Name: TAMARA D MARSHALL 712-527-5759
Address: RR 2 BOX 1440
GLENWOOD IA 51534

2. Date of Priority: JAN 15, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	31E	13	NW	SE			POWER

5. Description of diverting works:

6" CASING, 200' DEEP, 1 1/2 HP SUB PUMP, PIPE TO HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 1 HOME

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APR 14 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	31E	13	NW SE		DOMEST	

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:
NONE

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 _____

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APR 14 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A29-12775Date Received 8-12-93Receipt Number E019029NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

AUG 12 1993

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes Department of Water Resources
Where Daily Use is less than 13,000 gallons per day. Eastern District Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) JAMES D & TAMARA D Marshall Phone (712) 527-5759Mailing Address R.R. #2 Box 1440 Glenwood, IA, # Zip 515342. Date of Priority (Only one per claim) Jan 15 1977 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 7S Range 31E
Section 13 NW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot _____, BM.,County of Power

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Well, 6" casing, 200 ft deep, 1 1/2 hp. submersible pump, pipe to house

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 to 12-31 amount 0.04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) _____

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APR 14 1994

A2912775

10. Place of use is: Township: _____ Range _____

Section _____, _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M.,

County of _____ for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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 ☒ 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. None ()

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

By signing I/We acknowledge reading the notice on the back of this claim form.

I/We wish to receive for a small annual fee monthly copies of the docket sheet.

YES _____ NO ☒

16. Signature (s)

Number of Attachments _____

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

Signature of Claimant (s) [Signature] Date 8-10-93

Remond M. Marchal Date 8-10-93

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____ } SS.

County of _____ }

Subscribed and sworn (or affirmed) before me this 11th day of August 19 93

SEN



Notary Public Mildred A. Christensen

Residing at Glenwood, Iowa 51534

My Commission Expires 4/17/1994

Last Name Christensen Ident No. _____

Copies: White-State, Yellow-Notary

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APR 14 1994

EXHIBIT A

A TRACT OF LAND IN THE NW $\frac{1}{4}$ SE $\frac{1}{4}$ OF SECTION 13, TOWNSHIP 7 SOUTH, RANGE 31 E.B.M., BANNOCK COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF SAID NW $\frac{1}{4}$ SE $\frac{1}{4}$, FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION BEARS SOUTH 89°29'27" EAST, 2263.83 FEET; THENCE NORTH 89°29'27" WEST, 297.82 FEET TO THE EAST LINE OF CLOVERLAND ESTATES SUBDIVISION; THENCE SOUTH 0°41'32" WEST, ALONG SAID EAST LINE, 321.51 FEET TO THE NORTHWEST RIGHT OF WAY OF THE EAST 7.1 LATERAL OF THE FALLS IRRIGATION DISTRICT; THENCE NORTH 43°24'30" EAST ALONG SAID RIGHT OF WAY AND EXTENSION THEREOF, 438.89 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS OVER AND ACROSS THE NORTH 30 FEET OF THE SOUTHEAST 1/4 OF SECTION 13, TOWNSHIP 7 SOUTH, RANGE 31 E.B.M., POWER COUNTY, IDAHO, EXTENDING FROM THE COUNTY ROAD ON THE EAST LINE OF SAID SECTION 13.

MICROFILMED

APR 14 1934

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

Water Right Number - R29-12775

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

MARSHALL

JAMES D

1 - RR 2 BOX 1440

2 -

3 -

City- GLENWOOD

State- IA Zip- 51534

Phone - 712-527-5759

MARSHALL

TAMARA D

1 - RR 2 BOX 1440

2 -

3 -

City- GLENWOOD

State- IA Zip- 51534

Phone - 712-527-5759

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
01/15/1977 15 EASTERN J - BENEFICIAL USE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 31E 13 NW SE (77) POWER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07S 31E 13 NW SE 43 DOMESTIC (77) POWER

Total Acres:

+ - - Diversion Means - 6" CASING, 200' DEEP, 11/2 HP SUB PUMP, PIPE TO HOUSE

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - NONE

+ - - - - 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 14:13:01
Page 2

Water right number - R29-12775

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: AJU4-ECA Subject: DOMESTIC 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME". CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

+ - - 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	- 08/12/1993	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- E019029	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

verified by phone with Khea, Assessor's Office
computer printout also 8-20-97

AJ5856NP

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

DATE: AUG-19-1997
PAGE: A-43

RIGHT NUMBER: 29-12775

NAME & ADDRESS: JAMES D MARSHALL
TAMARA D MARSHALL
RR 2 BOX 1440
GLENWOOD IA 51534

NO NAME IN DATABASE
MAY HAVE SOLD

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 01/15/1977

POINT OF DIVERSION: T07S R31E S13 NWSE Within POWER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC DOMESTIC, 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within POWER County
T07S R31E S13 NWSE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ0743NP
(00-124)

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

01/26/98 12:03:12
Page 1

Water Right Number - R29-12775

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GROUNDWATER

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

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Twn Rng Sec Tract Lot Acres Code Description County
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Total Acres:

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+ - - Other Rights for Same Use - NONE

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

EXP PARCEL NO. D0823-01

AJ0743NP
(00-124)

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

01/26/98 12:03:12
Page 2

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+ - Decree Date - +
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01/26/98 DSMITH

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

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		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
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PAGE: A-43

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QUANTITY: 0.04 CFS

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POINT OF DIVERSION: T07S R31E S13 ~~OK~~ NWSE Within POWER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
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PLACE OF USE: DOMESTIC Within POWER County
T07S R31E S13 ~~OK~~ NWSE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

SOLD TO:

Tony A. Fehringer

June 22, 1993

2652 Olive Rd

RECORDED

10/25/93

American Falls 83211

ID

(160195 INSTRUMENT No.)
FOR RECORDING

Parcel # D0823-01



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

January 26, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

**TONY A FEHRINGER
2652 OLIVE RD
AMERICAN FALLS ID 83211**

**RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right Nos. A29-12775**

Dear Claimant:

We have been advised you may be the new owner of the property with the water right referenced above. As the attached copy of the claim shows domestic and stockwater uses. Please read the instructions on the change of ownership form carefully.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by February 8, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

**Danni M. Smith
SRBA Sr. Secretary**

cc: Regional office

**Enclosures: Form 42-248/42-1409(6)
Copy of No. A29-12775
water right filing**