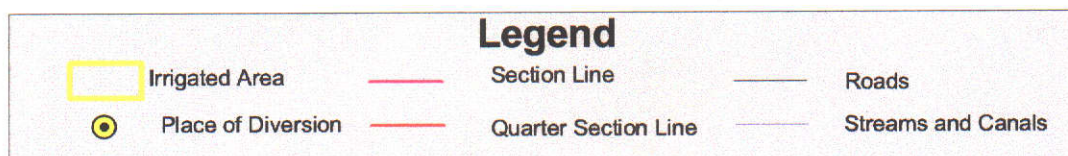
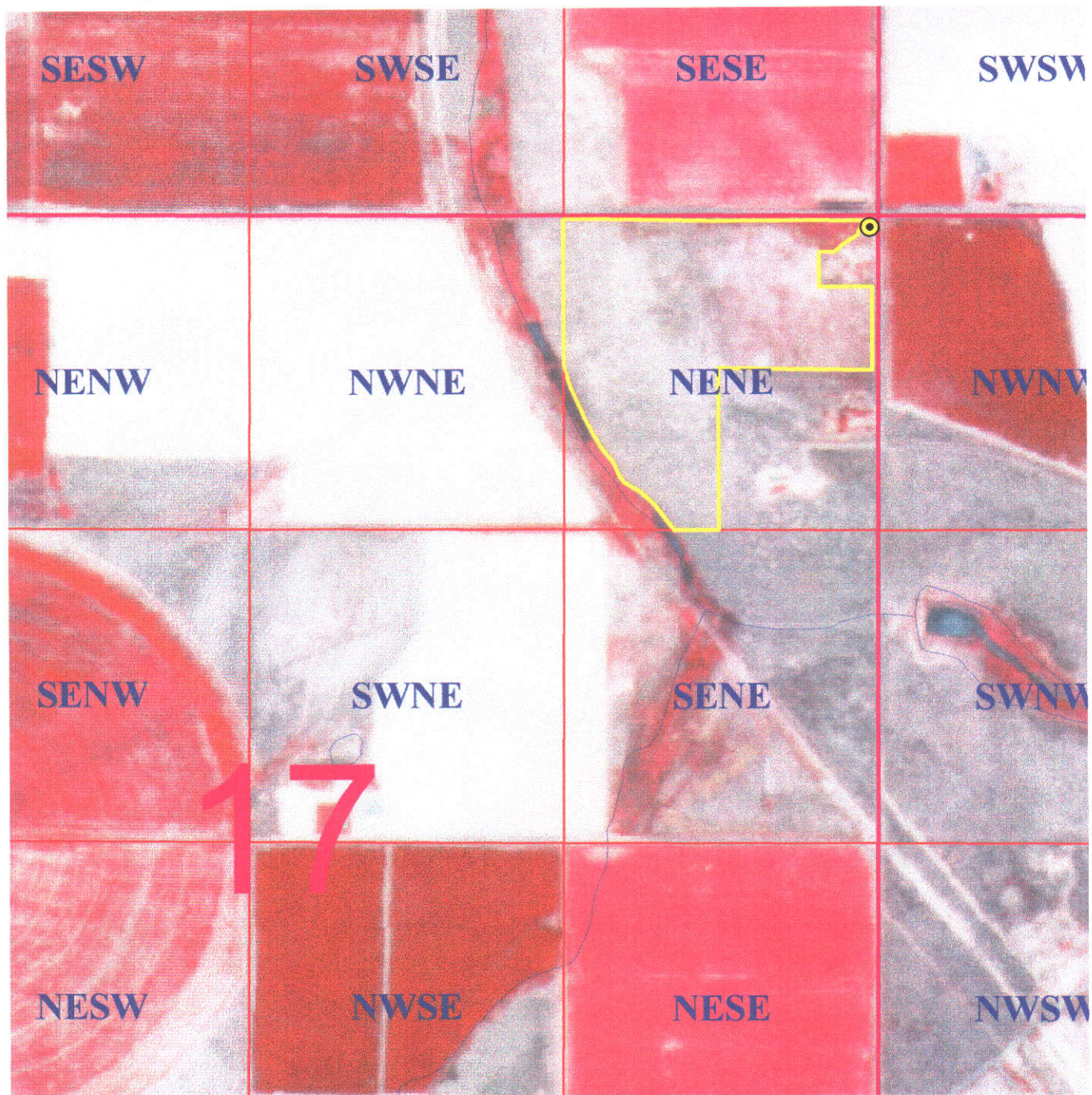


Water Right Claim Number 47-12329
Township , 11S16E

02/06/2001

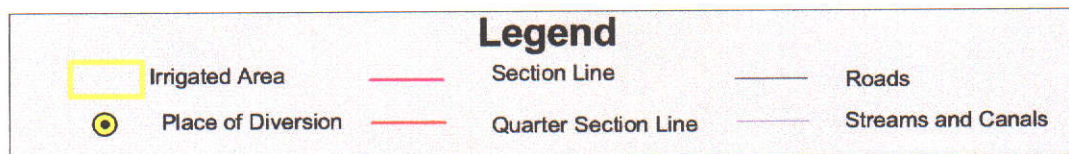
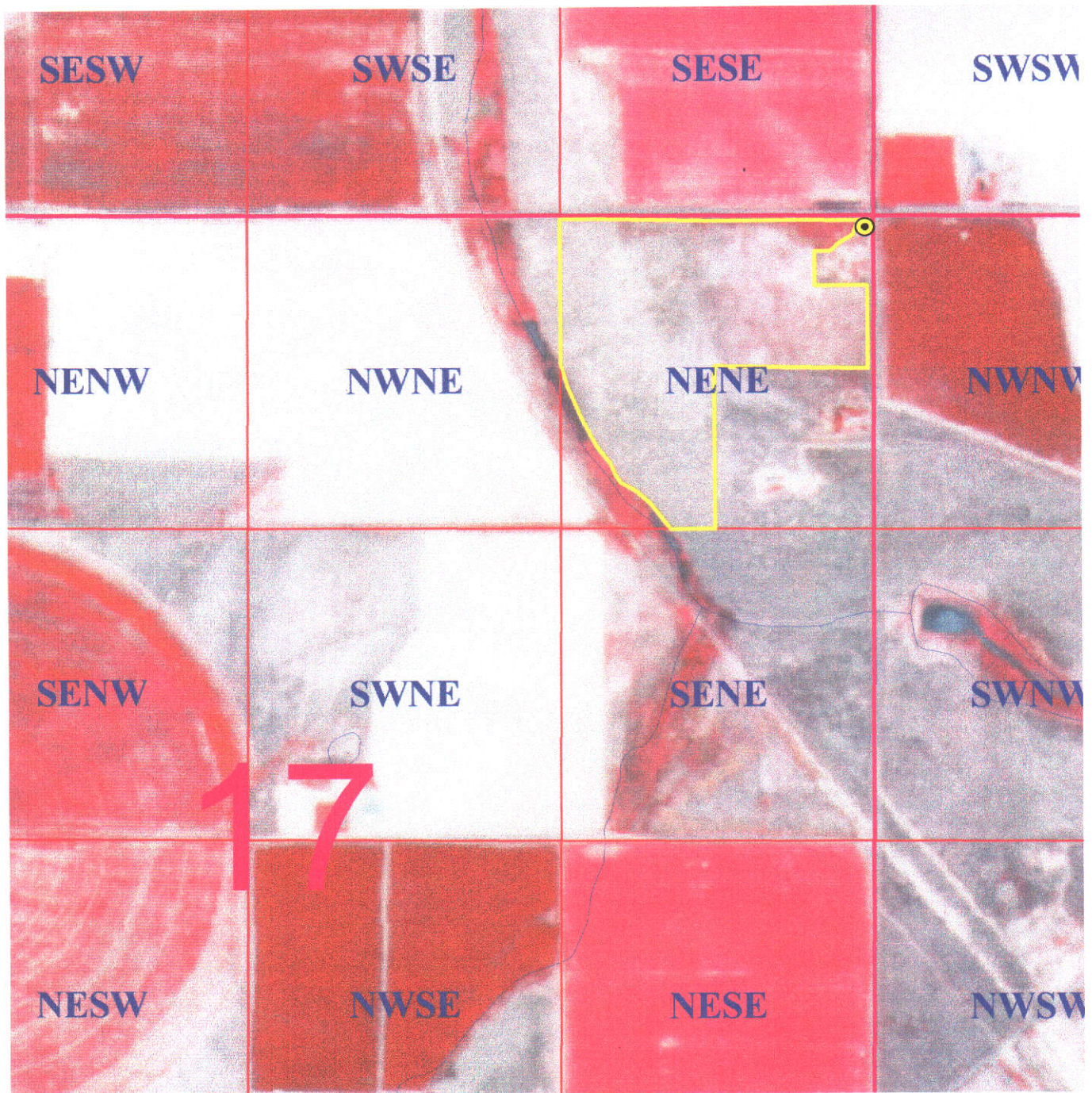


400 0 400 800 Feet



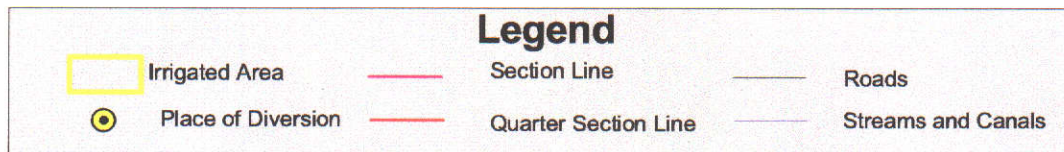
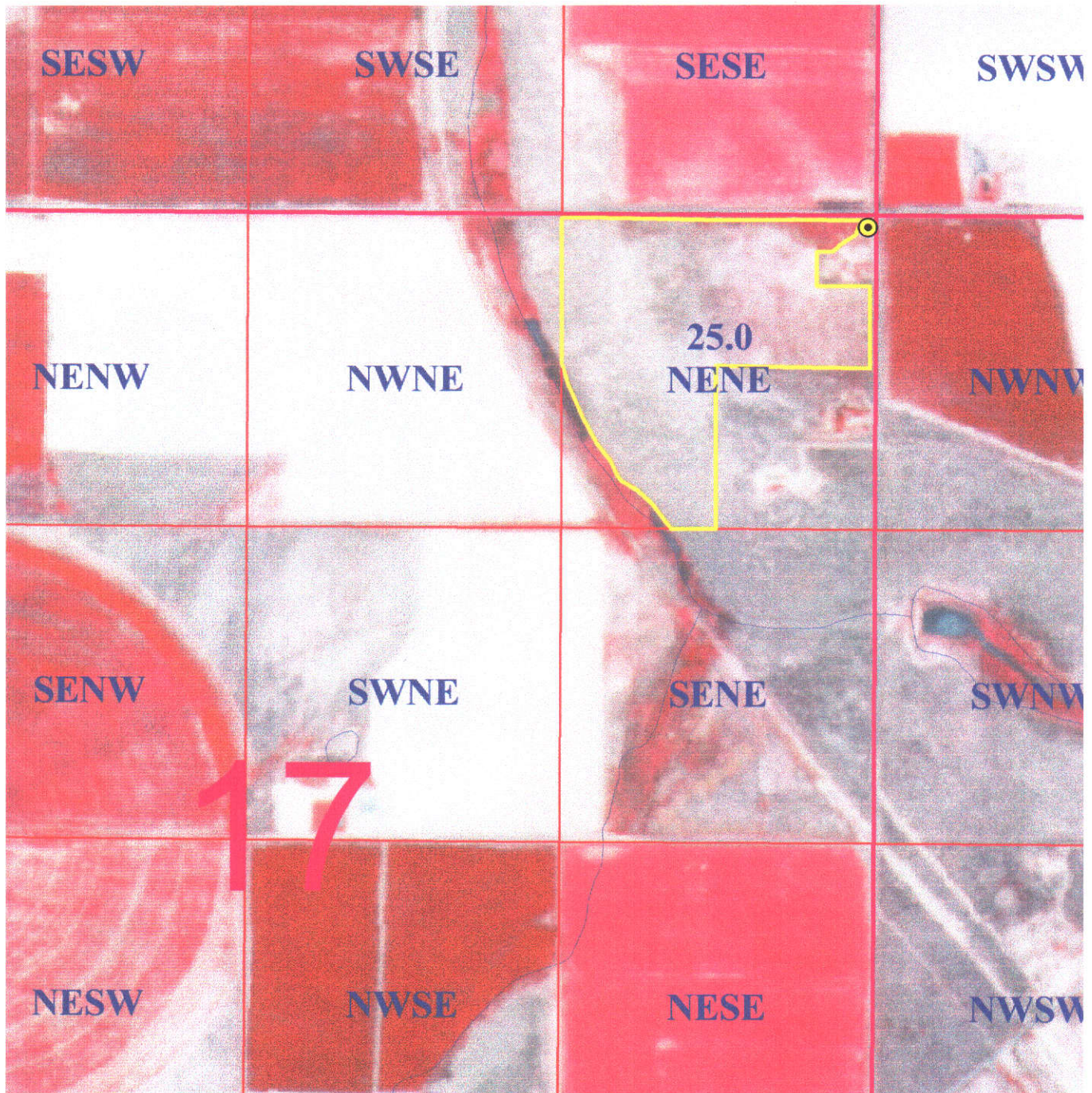
Water Right Claim Number 47-12329
Township , 11S16E

02/06/2001



Water Right Claim Number 47-12329
Township , 11S16E

02/06/2001



400 0 400 800 Feet



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: A47-12329
Date Received: 1/30/1989
Receipt No: S004541
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CECIL LEON RICE 208-326-4088
Address: BOX 200
FILER, ID 83328

AND/OR

Name: LOIS M. RICE 208-326-4088
Address: BOX 200
FILER, ID 83328

2. Date of Priority: MAR 15, 1935

3. Source: WASTE WATER Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	16E	17	NE	NE	NE		TWIN FALLS

5. Description of diverting works:
CATCH BASIN WITH ELECTRIC PUMP AND SPRINKLER PIPE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.560		
STOCKWATER	03/15	11/15	0.020		

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

8. Total consumptive use is 78.6 Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 BEEF & HORSES

A47-12329

Page 1

Date: 01/30/89

MICROFILMED

MAR 12 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	16E	17	NE	NE		IRR	28.2
			NE	NE		STOCK	

Section Acres 28.2

Total Acres 28.2

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
NONE

14. Remarks:

FLOW OF WASTE WATER FROM FIELD ACROSS THE ROAD. THERE IS NO FLOW
OF THIS WATER OFF OUR PROPERTY.

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 _____

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 A47-12329
Date Received 12-16-88
Receipt Number 5004541

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CECIL LEON RICE and LOIS M. RICE Phone (208) 326-4088
(husband and wife)
Mailing Address Box 200, Filer, ID Zip 83328

2. Date of Priority (Only one (1) per claim) MARCH 15, 1935

3. Source of water supply (a) Flow of waste water from field across the road.
which is tributary to (b) there is no flow of this water off our property. SINKS.

4. a. Location of existing point of diversion is: Township 11S Range 16E Section 17,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Twin Falls

Additional points of diversion if any: None.

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 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. Catch basin with electric pump and
sprinkler pipe.

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MAR 12 1993

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For irrigation purposes from March 15 to November 15 amount .56 or _____

For stockwater purposes from Mar 15 to Nov 15 amount .02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) XXX .58 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 78.6 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Cattle (non-dairy) and horses, less than 50 head.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
11S	16E	17	28.2 +5																28.2

Total number of acres irrigated 28.2

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

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.
_____ or None (X)

14. Remarks:

Last Name (RICE) (C.L.) Ident No. _____

MICROFILMED

Map 12 1993 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 None.

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

Signature of Claimant (s) Cecil Leon Rice Date Dec. 16, 1988

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 Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 16th day of December 19 88

SEAL

Notary Public Carter Fritschle

Residing at Carter Fritschle, Notary Public

Residing at Eagle, Idaho

My Commission Expires My commission Expires March 21, 1994

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

MAR 12 1993

Last Name RICE (C.L.) Ident. Number _____

Copies White-State, Yellow-Claimant

10/27/1988

SRBA CLAIMS RECEIVING CHECK ST

CLAIMANT'S NAME

Rice

CLAIM IDENT. NO.

A47-12329

DATE RECEIVED

12-16-88

CK #

5829

AMOUNT \$

158

YES

NO

1. Is the name and address complete with zip code?

☒☐

2. Is a priority date entered?

☒☐

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered?

☒☐

(b) Is a tributary to entered? (if required)

N/A

☒☐

4. Is the legal description of the p.d. sufficient?

☒☐

5. Is there a description of the diverting works?

☒☐

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.

☒☐

Is the period of use included?

☒☐

Is a quantity claimed for each use?

☒☐

7. Is a total quantity claimed entered?

☒☐

8. If required is a consumptive use entered?

N/A

☒☐

Is the consumptive use correct?

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.

N/A

☒☐

10. Is (are) the place(s) of use and purpose(s) indicated?

☒☐

11. Is (are) the county(ies) entered?

☒☐

12. Is the ownership of p.u. checked?

☒☐

13. Are other water rights listed or "none" indicated?

☒☐

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.)

N/A

☒☐

15. Is the basis of the claim indicated?

☒☐

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

☒☐

Has the claim been signed, sealed, and dated by a notary?

☒☐

Was this claim filed on time, or was an extension granted?

☒☐

Is the fee enclosed correct?

Exempt

☒☐

If this claim is based on an existing water right, has the identification number been entered?

N/A

☒☐

Should this claim be receipted and data entered?

☒☐

Claim checked by:

CF

Comments:

MICROFILMED

MAR 12 1993

Scale: 2 inches equals 1 mile

sec 17 ✓

10/10/12 ✓

10/10/12 ✓

Copies: White-State, Yellow-Claimant

RECEIVED

MAR 09 1995

Department of Water Resources
Southern Region
7 March 1995

RECEIVED

MAR 09 1995

Department of Water Resources
Southern Region

Director
State of Idaho Dept of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301

Dear Sir;

Reference your adjudication Claim Profile Report AJ5809NP No. A47-12329, dated 01/10/95 (page 13). Your notification did not arrive until mid-February, and we have not been able to obtain documentation relating to the 1935 priority date in time to meet your March 15 deadline. We hereby request a six (6) month extension in which to continue our attempts to do so.

You will note that in the "Tributary to:" field on said report, the entry states that the water sinks on our property. It enters on the east line of the Section 17, very close to the northeast corner, coming from the northwest corner of the section just across the county road to the east.

To the best of my knowledge it has been doing so since that field was first irrigated after the Salmon River Canal Company started delivering water about 1913. It follows natural drainage to flow onto our land, and there is no other place for it to go to. We have so far, not been able to contact any person old enough to have memory of that time. Most of the ones alive then are now dead, or have moved away.

For the time being, we will continue to use the water which collects on our property in the most beneficial manner we can.

Box 200
Filer, ID 83328

Cecil Leon Rice
Cecil Leon Rice

MICROFILMED
DEC 10 1995

R Cecil L. Rice
Box 200
Twin Falls, ID 83328



RECEIVED

MAR 08 1995

Department of Water Resources
Southern Region

REC'D
DEC 10 1996
MED

DIRECTOR, SOUTHERN REGION
STATE OF IDAHO DEPARTMENT OF WATER RESOURCES
222 Shoshone Street East
Twin Falls, ID 83301



State of Idaho
DEPARTMENT OF WATER RESOURCES
Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

Governor PHILIP E. BATT

R. KEITH HIGGINSON
Director

January 10, 1995

A47-12329
CECIL LEON RICE
LOIS M. RICE
BOX 200
FILER

ID 83328

RE: Evidence of Priority

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

Dear Claimant:

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant supporting the priority date claimed.**

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

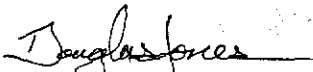
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

MICROFILMED
DEC 10 1996

Log for claim 47-12329

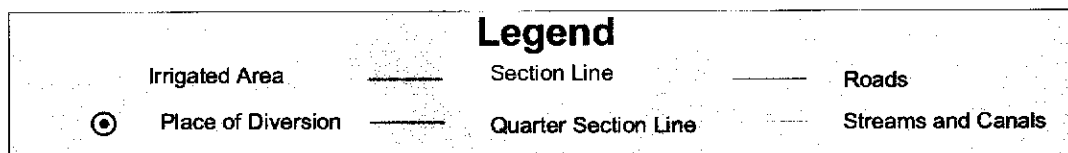
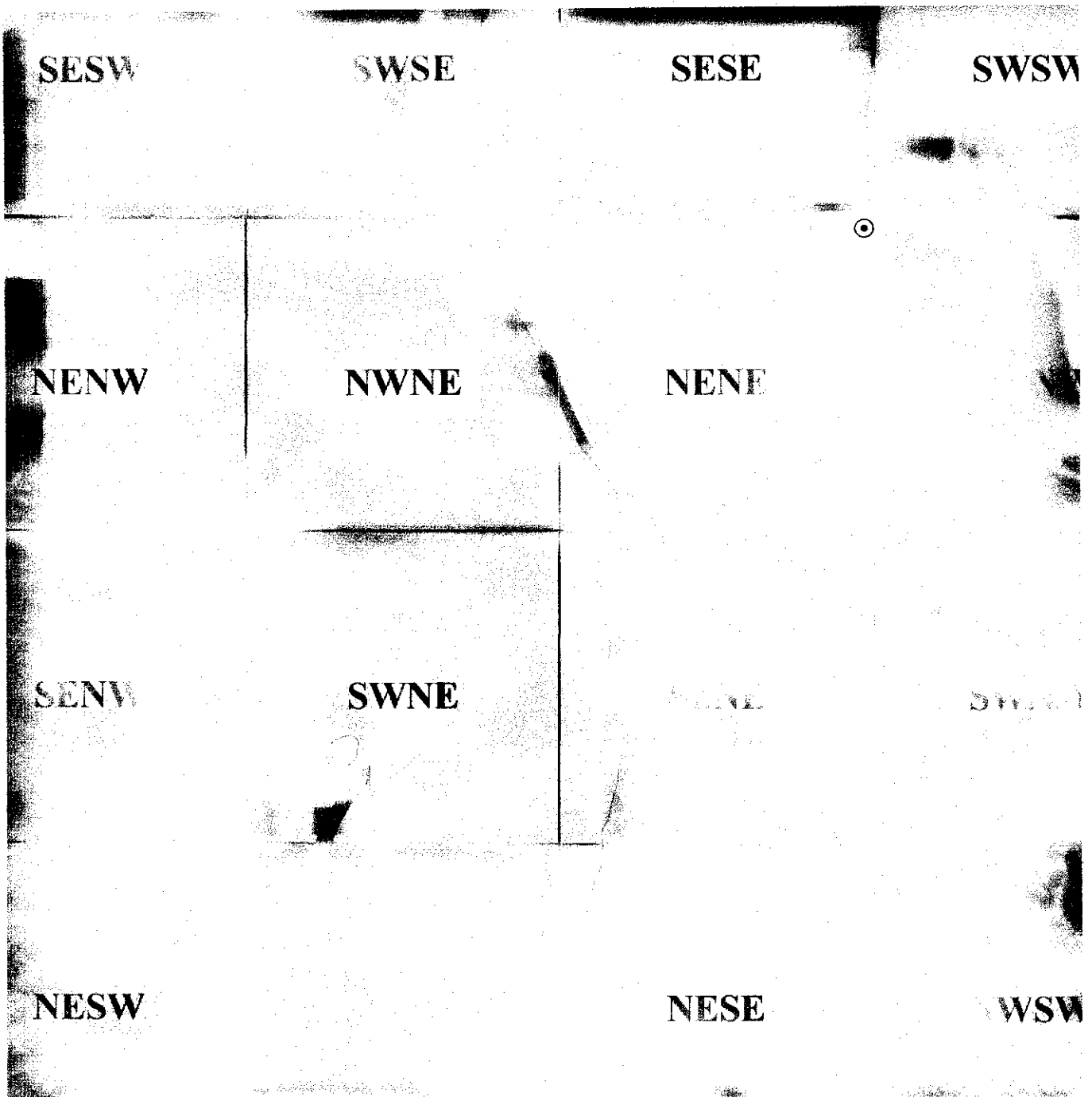
Spatial Dynamics BTD

2/6/01

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
11s16e	17	NENE	28	25	
Totals:			28	25	

Water Right Claim Number 47-12329
Township , 11S16E

02/06/2001

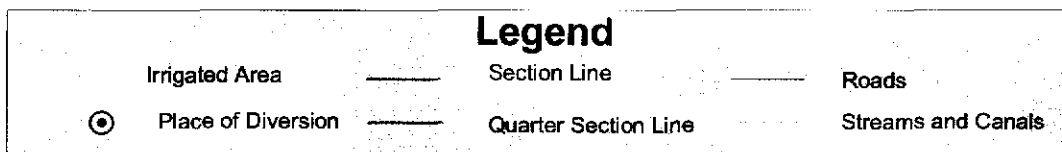
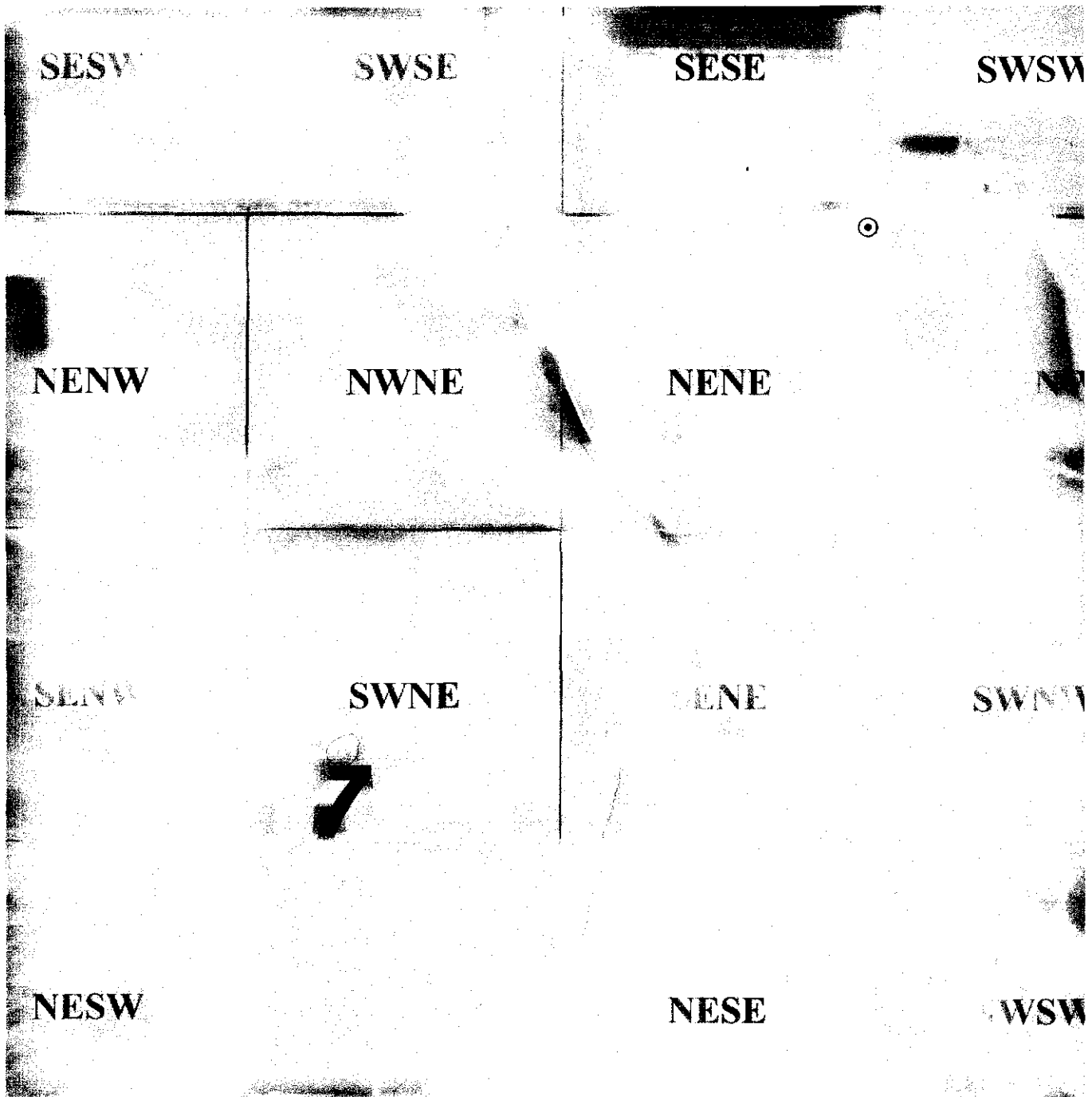


400 0 400 800 Feet

SPATIAL
DYNAMICS

Water Right Claim Number 47-12329
Township , 11S16E

02/06/2001

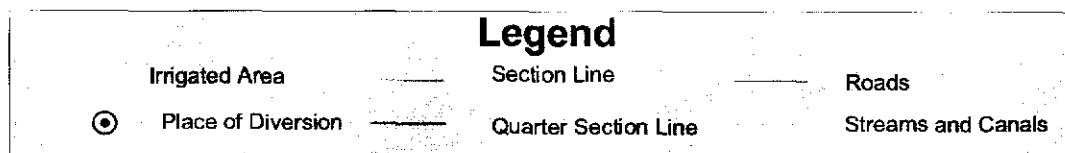
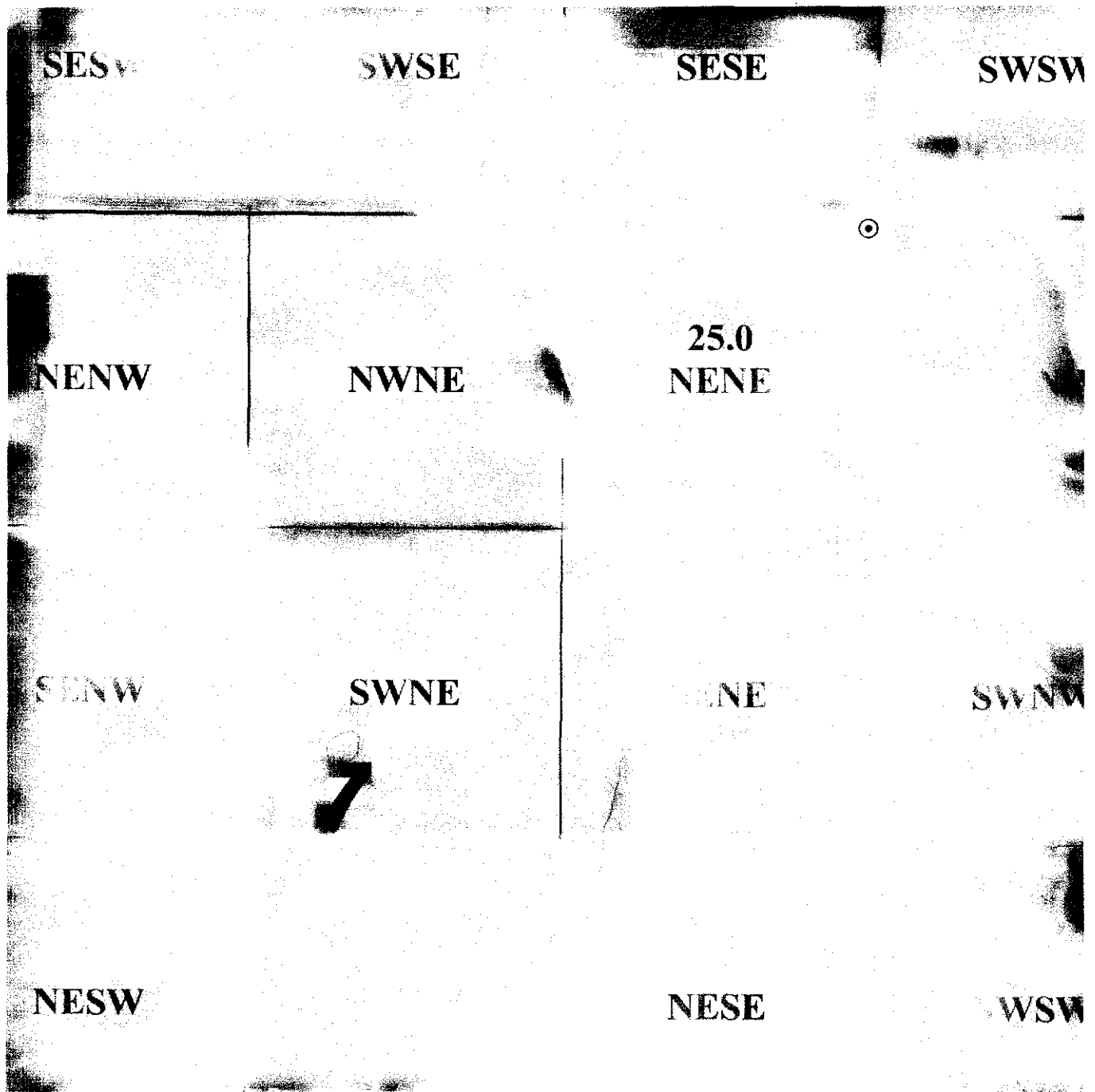


400 0 400 800 Feet

SPATIAL
DYNAMICS

Water Right Claim Number 47-12329
Township , 11S16E

02/06/2001



SPATIAL
DYNAMICS

AJ5809NP
No. A47-12329

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/06/00
PAGE: 304

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CECIL LEON RICE	03/15/1935	IRRIGATION	03-15 11-15	0.560 CFS	
C	LOIS M RICE		STOCKWATER	03-15 11-15	0.020 CFS	
	BOX 200					
	FILER ID 83328			TOTAL DIVERSION:	0.580 CFS	
	(208) 326-4088			CONSUMPTIVE USE:		78.60 AFA

Water Source: WASTE WATER

Tributary to: SINKS

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11S R16E S17

NENENE

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
11S	16E	17	:	28																:	28.2
																				TOTAL ACRES	28.2

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
11S	16E	17	:	S																:	

POU County: TWIN FALLS

Non-Irrigation Uses: S/50 BEEF & HORSES

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
47-12330 47-12400 A47-12330 A47-12400

Other Water Rights Listing Overlapping Place(s) of Use:
A47-0001020 A47-04486

Remarks: GEN FLOW OF WASTE WATER FROM FIELD ACROSS THE ROAD. THERE IS NO FLOW
OF THIS WATER OFF OUR PROPERTY.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 01/30/89 CLELLAND 03/30/95 POST-STD