

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: A22-02042A
Date Received: 7/11/1988
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: ELMER J PARK 208-745-6965
Address: 4276 E 265 N
RIGBY ID 83442
OR
Name: MERLENE K PARK 208-745-6965
Address: 4276 E 265 N
RIGBY ID 83442

2. Date of Priority: FEB 11, 1909
3. Source: SPRING Trib. to: WRIGHTS CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	43E	31	NE	NW			MADISON

5. Description of diverting works:
2" HOSE FOR COMMERCIAL

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		1.20
COMMERCIAL	01/01	12/31	0.080		13.30

7. Total Quantity Appropriated is:
0.080 C.F.S. (and/or) 13.30 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR ONE HOME, COMMERCIAL FOR BOTTLED WATER FACILITY



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	43E	31	NE	NW	1	COMMER	
			NE	NW	1	DOMEST	

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

14. Remarks:

COMMERCIAL USE APPROVED UNDER TRANSFER NO. 3625.

**

RIGHT IS SPLIT BY CHANGE OF OWNERSHIP, FILED 11-14-96, AS:

A22-02042A 0.08 CFS COMMERCIAL- E. PARK

A22-02042B 1.50 CFS FOR 55.4 AC-R. NEIBAUR

1.58 CFS 55.4 AC.

CLAIMED IN-FULL, ***11-14-96, ABR***

15. Basis of Claim: LICENSE



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

NOVEMBER 15, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RANDY NEIBAUR
BOX 235
NEWDALE ID 83436

RE: CHANGE IN OWNERSHIP FOR A22-02042

Dear Mr. Neibaur:

The request for Change in Ownership for a portion of the above referenced Notice(s) of Claim has been processed with new Notice(s) being generated to reflect you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the rights were split as follows:

A22-02042A, 0.08 CFS COMMERCIAL, E. PARK
A22-02042B, 1.50 CFS 55.4 ACRES, R. NEIBAUR

Because the acreage was amended on your Notice of Claim, it is necessary for you to sign it in the presence of a Notary and return it to me promptly. You may want to make a copy for your records.

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if there are other corrections or questions, feel free to contact this office.

Respectfully submitted,

Jo Thompson
Adjudications Secretary

Enclosure:

cc: Elmer Park/copy letter/copy claim

ABR
11-14-96

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
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 Number(s) 22-02042
Adjudication Claim Number(s) A22-02042

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 on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

✓ 3. Name and Address of Former Owner/Claimant(s)

Elmer + Merlene Park 745-6965

4276 E. 265N Rigby Id. 83442

✓ 4. New Owner/Claimant(s)

Randy and Phil Neibaur

New Mailing Address

Box 235

City, State and ZIP Code

Newdale Ida. 83436

New Telephone Number

(208) 458-4680

✓ 5. Date you acquired the property

Oct. 6, 1989

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 actually irrigated 55.4 AM 11-14-96

Number and type of stock

Diversion rate in CFS 1.50

cubic feet per second

Number of homes

Other uses

irrigation

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/Claimant(s)

Randy Neibaur

Date

10-20-96

Date

(Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.