

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 29-327  
Date Received: 4/19/1990  
Receipt No: E013408  
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name of Claimant(s)

RICHARD D GARDNER  
24286 S MARSH VALLEY RD  
DOWNEY ID USA 83234

Phone: (208)897-5104

DANA M MARLER  
24544 S MARSH VALLEY RD  
DOWNEY ID USA 83234

Phone: (208)897-5105

RAYMOND E MARLER  
24544 S MARSH VALLEY RD  
DOWNEY ID USA 83234

Phone: (208)897-5105

JODY L GARDNER  
24286 S MARSH VALLEY RD  
DOWNEY ID USA 83234

Phone: (208)897-5104

2. Date of Priority: ~~08/09/1904~~ 10/10/1878 *Rem Dym*

3. Source: BIRCH CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County  | Type |
|----------|-------|---------|-----------------------|---------|------|
| 12S      | 36E   | 14      | NE SE SE              | BANNOCK |      |

5. Description of diverting works:

HEADGATE IN STREAM TO CANAL TO 8" GRAVITY FLOW PIPE TO SPRINKLERS

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 2.54   |            |

7. Total Quantity Appropriated is:  
2.54 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 12S      | 36E   | 1       | SW         | NE  | IRRIGATION    | 12    |
|          |       |         | NE         | NW  | IRRIGATION    | 8     |
|          |       |         | SE         | NW  | IRRIGATION    | 26    |
|          |       |         | NE         | SW  | IRRIGATION    | 8     |
|          |       |         | SE         | SW  | IRRIGATION    | 15    |
|          |       |         | NW         | SE  | IRRIGATION    | 28    |
|          |       |         | SW         | SE  | IRRIGATION    | 31    |
|          |       |         |            |     | Section Acres | 128   |
|          |       |         |            |     | Total Acres   | 128   |

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR. = 360.  
DIVERSION RATE IS 1/6 OF THE FLOW.  
PRIORITY DATE TAKEN FROM DECREE.  
\*\*\* CLAIMED MAXIMUM DIVERSION RATE OF 1 MINERS INCH PER ACRE.

15. Basis of Claim: Decreed

JAN - 8 2003

Department of Water Resources

## 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: 2

## 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): Raymond E Muck Date: 1-06-03  
Nana M Muck 1-06-03 Date:

State of Idaho )  
County of Bannock ) SS.

Subscribed and sworn (or affirmed) before me this  
of 1-6- 2003

Barbara A. Bybee

Notary Public

Residing at Downey, IdMy commission Expires 12-22-05

BARBARA A. BYBEE  
Notary Public  
State of Idaho

JAN - 8 2003

Department of Water Resources

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

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Signature of Claimant(s): Richard L. Broun Date: 1-6-03

1-6-03

Jody L. Hardner Date: \_\_\_\_\_

State of Idaho )

County of Bannock ) SS.

Subscribed and sworn (or affirmed) before me this

of 1-6 2003

Barbara A. Bybee

Notary Public

Residing at Douglas, Id

My commission Expires 12-22-05

