

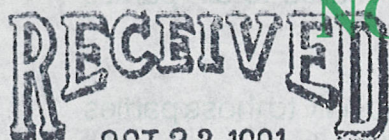
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources

IN THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A57-10891
Date Received 10-16-91
Receipt Number C022044



OCT 23 1991

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Peggy Fay Simmons Phone (208) 896-4718
Mailing Address Gen. Del. Marsing, Id Zip 83639
2. Date of Priority (Only one per claim) 5/18/84 O.S. Month/Day/Year
3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source
4. Location of point of diversion is: Township 1 - North Range 4 West, B.M. Owyhee County
Section 12 E 1/2 NW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot _____, BM.,
Section 12: E 1/2 NW 1/4 NW 1/4
County of Owyhee
- 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, approx 230' deep 1 hp submersible pump, piped to 2 Mobile Homes
6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 1-1 ^{Month/Day} to 12-31 ^{Month/Day} amount 0.04 ^(cfs)
For Stockwater purposes from 1-1 ^(Both dates are inclusive) to 12-31 amount 0.04 ^{cfs}
7. Total quantity claimed 0.004 (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) Domestic = 2 households; Stockwater = Goats, Pigs, Chickens

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10. Place of use is: Township: 1-North Range 4 West

Section 12; E 1/2 NW 1/4 NW 1/4 1/4 of 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any NA

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

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 or None B.S.

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 _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Peggy F. Simmons Date 10-15-91

_____ Date _____

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 _____)

County of _____)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 15th day of October 19 91

SEAL

Notary Public [Signature]

Residing at Canyon County

My Commission Expires 4/25/97

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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WHITE - State Auditor
 YELLOW - Remittance Advice
 PINK - State Auditor then Agency
 GOLDENROD - Agency Copy

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
 Office of State Auditor

AGENCY USE

Date	6944
Code	10/25/91
	193002

VENDOR: If you require additional information
 regarding this payment, please contact
 the State agency listed below.

AGENCY
NAME:

DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

PAY

TO

PEGGY FAY SIMMONS
 GENERAL DELIVERY
 MARSING, ID 83639

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04 10 162	9337	6631		REFUNDS PER D. SHAFF WR #A57-10891 RECEIPT #C022044 10/23/91 25.00	25.00	

NOTE: Final payment must be accompanied by a receiving copy

TOTAL

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

25.00
 MICROFILMED
 OCT 26 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 17, 1991

Peggy Fay Simmons
General Delivery
Marsing, ID 83639

RE: Snake River Basin Adjudication (SRBA)
Owyhee County - Notice of Claim to a Water Right

Dear Ms. Simmons:

We are returning your Notice of Claim to a Water Right filed for your property in Owyhee County. We have noted some problems with your claim which we would like you to correct.

A critical item of the water right, the date of priority, was left off your claim in Item #2. This is the date that the water was first placed to beneficial use to the best of your knowledge.

Item #13 was left blank. If you do not have other water rights used at this location for Domestic and Stockwater, please enter "none". If other water rights are used, please enter the water right numbers or description of the water rights, here.

* (The correct filing fee of \$25.00 for this claim was not enclosed. The correct and full filing fees must be submitted with the Notice of Claim in order to include your water right in the report to the court.)

In response to your question concerning Opaline Irrigation District, Opaline has filed the appropriate claims to secure their water rights. You do not need to file on your irrigation water supplied by Opaline.

If you wish to file the Notice of Claim you sent us, Ms. Simmons, please return the Notice of Claim with corrections made and \$25.00 in filing fees to this office within 10 days from the date of this letter. Please keep the yellow copy of your claim for your records.

* receipt C022044 was separated from claim
and in the process of correction at time
of correspondence - no fee due!
RT# 10-22-91

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OCT 06 1992

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: **A57-10891**
Date Received: 10/18/1991
Receipt No: C022044
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: PEGGY F CADDY 208-466-7404
Address: 16604 BURNIE DR
NAMPA ID 83651

2. Date of Priority: MAY 15, 1984

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	04W	12		NW	NW		OWYHEE

5. Description of diverting works:
WELL, 6" CASING, 230' DEEP; 1 HP SUBM. PUMP; PIPES TO TWO HOMES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		
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, 2 HOMES; STOCKWATER, VARIED

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	04W	12	NW	NW		STOCK	MICROFILMED
			NW	NW		DOMEST	

JUL 21 1994

11. Place of use in counties: OWYHEE

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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JUL 21 1994

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED
MAR 5 1993

Department of Water Resources
Western Regional Office

[] Water Right Number (s): 57-10891

[] Old Mailing Address: Peggy Fay Simmons
Gen. Del

Marsing, Id 83639

[] New Mailing Address: Peggy F. Caddy (Simmons)
116604 Burnie Dr.
Nampa, Id 83651

New Telephone Number: (208) 466-7404

[] Signature of Claimant: Peggy F. Caddy (Simmons)

Date: 2/28/93

Parcel No. RP01 NO 4 W 123006 A

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3-5-93 By: LAD

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 3-5-93 By: LAD

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office	Southern Region Office
2735 Airport Way	222 Shoshone St. East
Boise, ID 83705	Twin Falls ID 83301
(208) 334-2190	(208) 734-3578

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office	Northern Region Office
150 Shoup Ave. #15	1910 Northwest Blvd. #210
Idaho Falls ID 83402	Coeur d'Alene ID 83814
(208) 525-7161	(208) 756-4639

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JUL 21 1994

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: A57-10891
Date Received: 10/23/1991
Receipt No: C022044
Received By: _____

to Clerk 11/8/91

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PEGGY FAY SIMMONS
Address: GENERAL DELIVERY
MARSING ID 83639
208-896-4718
2. Date of Priority: MAY 15, 1984
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	04W	12	NW	NW			OWYHEE
5. Description of diverting works:
WELL, 6" CASING, 230' DEEP; 1 HP SUBM. PUMP; PIPES TO TWO HOMES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.040		
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, 2 HOMES; STOCKWATER, VARIED
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	04W	12	NW	NW		STOCK	
			NW	NW		DOMEST	

A57-10891

Page 1

Date: 10/23/91

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OCT 06 1992

11. Place of use in counties: OWYHEE

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 _____

RECEIVED
OCT 16 1991

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources
IN THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A57-10891

Date Received 10-16-91

Receipt Number C022044

RECEIVED
OCT 23 1991
NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Peggy Fay Simmons Phone (208) 896-4718

Mailing Address Gen. Del. Marsing, Id Zip 83639

5/16/84 (Only one per claim) P.S. Month/Day/Year

3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 1-North Range 4 West, B.M. Owyhee County
Section 12 E 1/2 NW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot _____, BM.,
Section 12: E 1/2 NW 1/4 NW 1/4
County of Owyhee

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, approx 230' deep 1 hp submersible pump, piped to 2 Mobile Homes

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

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)

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

7. Total quantity claimed 0.004 (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) Domestic = 2 households; Stockwater = Goats, Pigs, Chickens

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OCT 06 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 1-North Range 4 West

Section 12; E 1/2 NW 1/4 NW 1/4 1/4 of 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any NA

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

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.
None used at the same place and for the same purposes as described above.
() None or 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 _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Peggy F. Simmons Date 10-15-91

Date _____

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

of _____, Title _____, that I have signed the foregoing

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of _____) SS.

_____)

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 15th day of October 19 91

SEAL

Notary Public [Signature]

Residing at Canyon County

My Commission Expires 4/25/97

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant **DCT 06 1992**

MICROFILMED

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

RECEIVED

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Simmons, Peggy Fay CLAIM IDENT. NO. A57-10891

DATE RECEIVED <u>10-16-91</u>	CK # <u>5</u>	AMOUNT \$ <u>0</u>	YES	NO	Required Info?
1. Is the name and address complete with zip code?			☒	☐	*
2. Is a priority date entered?			☒	☒	*
Is the priority date acceptable in view of mandatory filing dates?			☐	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.			☐	☐	*
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? <u>assume 0.04 incorrectly</u>			☒	☐	
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.			☒	☐	*
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. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	N/A	☒	☐	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.			☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?			☒	☐	*
19. Was this claim filed on time, or was an extension granted?			☒	☒	*
20. Is the fee enclosed correct?	Exempt	☒	☒	☒	*
21. If this claim is based on an existing water right, has the identification number been entered?	N/A	☒	☐	☐	
22. Should this claim be data entered?			☒	☒	

Claim checked by: A. Frazee RNF Date: 10-16-91 10-23-91Claim 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: _____

Comments: Forms mailed 11-3-88 to Melba address, and on 10-3-91 to Marsingaddress. / No 1st Rd. Notice sentMICROFILMED
OCT 06 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 57-10891

NAME & ADDRESS: PEGGY F CADDY
16604 BURNIE DR
NAMPA ID 83651

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/15/1984

POINT OF DIVERSION: T01N R04W S12 NWNW Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC 2 HOMES	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within OWYHEE County
T01N R04W S12 NWNW

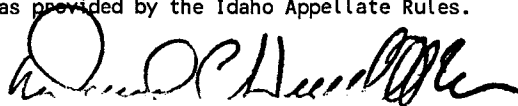
DOMESTIC Within OWYHEE County
T01N R04W S12 NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

AJ0749NP
No. R57-10891

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/26/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PEGGY F CADDY 16604 BURNIE DR NAMPA ID 83651 (208) 466-7404	05/15/1984	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.04 CFS 0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	
D	PEGGY FAY SIMMONS GENERAL DELIVERY MARSING ID 83639 (208) 896-4718					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T01N R04W S12 NWNW

OWYHEE County

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	:
01N	04W	12	:							S										:

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
01N	04W	12	:							D										:

POU County: OWYHEE

Non-Irrigation Uses: 2 HOMES

MICROFILMED

OCT 07 1998

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.

Remarks: EXP PARCEL NO. RP01N04W123000

Dates: Exam Made Date: Verified Date: 11/26/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R57-10891

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/26/97
PAGE: 2

=====
Comments: Date: 10/02/1996 User-ID: D&S-DSHA Subject: D&S CONDITION CODE UPDATE
CONDITION CODE N11 ADDED
CONDITION CODE N13 ADDED

Audit: 11/26/97 RHOWERTO

MICROFILMED

OCT 07 1998

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 11/26/97

OPTION: MATCH USES

ADJUDICATION CLAIM NUMBER: R57-10891

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: 57-10891
A57-10891

R57-10891

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
01N	04W	12	NW	NW		SIMMONS, PEGGY FAY	R57-10891 /43/	- / /	2.0
			NW	NW		SIMMONS, PEGGY FAY	57-10891 /43/	- / /	
			NW	NW		CADDY, PEGGY F	A57-10891 /43/	- / /	
01N	04W	12	NW	NW		SIMMONS, PEGGY FAY	R57-10891 /04/	- / /	2.0
			NW	NW		SIMMONS, PEGGY FAY	57-10891 /04/	- / /	
			NW	NW		CADDY, PEGGY F	A57-10891 /04/	- / /	
			NW	NW		DANISH, WILLIAM E		57-07383 /04/	
TOTAL ACRES							R57-10891		4.00

POU COUNTY: OWYHEE

MICROFILMED

OCT 07 1998

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PEGGY F CADDY 16604 BURNIE DR NAMPA ID 83651 (208) 466-7404	05/15/1984	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.04 CFS 0.04 CFS	
				TOTAL DIVERSION:	0.04 CFS	
D	PEGGY FAY SIMMONS GENERAL DELIVERY MARSING ID 83639 (208) 896-4718					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01N R04W S12

NWNW

OWYHEE County

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
01N	04W	12	:							S									

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
01N	04W	12	:							D									

POU County: OWYHEE

Non-Irrigation Uses: DOMESTIC, 2 HOMES; STOCKWATER, VARIED

Other Rights: NONE

Remarks: PARCEL NO. RP01N04W123000

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
JUL 21 1994

WATER RIGHT NUMBER - A57-10891

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - - + - - - - FIRST NAME - - - - - + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
SIMMONS

PEGGY FAY

1 - GENERAL DELIVERY

2 -

3 -

CITY- MARSING

STATE- ID ZIP- 83639

PHONE - 208-896-4718

+ - - PRIORITY DATE - - - + - - - REGION - - - + - - - STAGE - - - + - - - STATUS - - - +
05/15/1984 14 WESTERN J - BENEFICIAL USE+ - - - - SOURCE - - - - - + - - - - - TRIBUTARY - - - - - +
GROUNDWATER+ - - - - - - - - - - - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LDT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

01N 04W 12 NW NW (73) DWYHEE

+ - - - - - - - - - - - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER

01/01

12/31

0.040

43 - DOMESTIC

01/01

12/31

0.040

+ - - TOTAL DIV. RATE - + + - - TOTAL DIV. VOLUME - + + - - TOTAL DIV. CAPACITY - + + - - TOTAL CONSUMPTIVE USE - + + - - KW USAGE - +
0.040 0.0+ - - - - - - - - - - - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LDT ACRES CODE DESCRIPTION COUNTY

01N

04W

12

NW NW

04

STOCKWATER

(73) DWYHEE

01N

04W

12

NW NW

43

DOMESTIC

(73) DWYHEE

+ - - DIVERSION MEANS - WELL, 6" CASING, 230' DEEP; 1 HP SUBM. PUMP; PIPES TO TWO HOMES

+ - - NON-IRRIGATION USE - DOMESTIC, 2 HOMES; STOCKWATER, VARIED

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - - - - - - - - - - - REMARKS - - - - - +
NO REMARKS FOUND.+ - - - - - - - - - - - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - - - - - - - - - - - - MICROFILMED - - - - - +
OCT 06 1992 NO CONDITIONS OF APPROVAL FOUND.+ - - - - DECREE PLAINTIFF - - - - + - - - - DECREE DEFENDANT - - - - + - - - - DECREE DATE - +
00/00/0000

PREFIX TRANSLATION: ADJUDICATION CLAIM

+-----COMMENTS-----
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

RP 01N04W123000

PROOF
OCT 26 1991

ENTERED 11/7/91 af 1-2-92 AKS
CHECKED 3/14/92 AD

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
NOV 03 1991

CERTIFIED
NOV 10 4 1991
WATER EXAMINER

MICROFILMED
OCT 06 1992

WHITE - State Auditor
 YELLOW - Remittance Advice
 PINK - State Auditor then Agency
 GOLDENROD - Agency Copy

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
 Office of State Auditor

AGENCY USE

| | |
|------|----------|
| Date | 6944 |
| Code | 10/25/91 |
| | 193002 |

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

| | |
|--------------|------|
| Document No. | |
| Pre-Audit | Date |
| Warrant No. | |

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

| LINE No. | PROGRAM | FUND | ACCT. | | DESCRIPTION | LINE AMOUNT | AGENCY USE |
|----------|-----------|------|-------|-----|--|-------------|------------|
| | | | Maj | Min | | | |
| 1 | 04 10 162 | 9337 | 6831 | | REFUNDS
PER D. SHAFF
WR #A57-10891
RECEIPT #C022044
10/23/91 25.00 | 25.00 | |

NOTE: Final payment must be accompanied by a receiving copy

TOTAL

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form and that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

MICROFILMED
OCT 26 1992

REFUND REQUEST

TO: S. Frazee to Log In
 FOR: J. Carlson/D. Shaff/D. Allen
 FROM: Arvonne McCarthy

RE: Payor Peggy Fay Simmons
 Address General Delivery
Marang, ID 83659

Claimant if NOT Payor _____

Refund Amount \$ 25.00

Claim Location attached

Extension Filed? Y/N NA

Copy Attached? Y/N NA

Late Fees Paid? Y/N NA

On Receipt # _____

S.O. Verified Ext. by _____ on _____

Refund Generated By (✓) Agent () Claimant

Refund Category overpaid fee

Date of Last Correspondence (copy attached) 10-17-91

| Claim No. | Use | Fees Paid | Correct Fee | Rec't # |
|------------------|--------------------|-----------------|--------------|----------------|
| <u>A57-10891</u> | <u>don't stock</u> | <u>\$ 50.00</u> | <u>25.00</u> | <u>C022044</u> |
| | | \$ | | |
| | | \$ | | |
| | | \$ | | |
| | | \$ | | |
| | | \$ | | |
| | | \$ | | |

Detailed Reason(s) for Refund Attached Y/N NA
Claimant did not receive Rd. 1 Service per ML3;
\$25.00 O&A claim fee only.

Region Adj. Supervisor Approval _____
 Don Shaff Approval 10-23-91 _____
 Not Refunded as of 10-23-91 _____
 Data Base Modified? Y/N NA By _____
 John Carlson Approval _____
 Hold _____ To Fiscal 10-24-91 _____
 Logged 10-23-91 _____
 Date _____

MICROFILMED
OCT 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 24, 1991

Peggy Fay Simmons
General Delivery
Marsing, ID 83639

RE: Snake River Basin Adjudication (SRBA)
Owyhee County - #A57-10891 - Receipt #C022044 - \$25.00

Dear Ms. Simmons:

An overpayment of your filing fees has been brought to our attention on your above claim in the amount of \$25.00. The refund process has been initiated with the State Auditor's Office, and you should receive your check in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over the typed name and title.

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:ref

MICROFILMED
OCT 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 17, 1991

Peggy Fay Simmons
General Delivery
Marsing, ID 83639

RE: Snake River Basin Adjudication (SRBA)
Owyhee County - Notice of Claim to a Water Right

Dear Ms. Simmons:

We are returning your Notice of Claim to a Water Right filed for your property in Owyhee County. We have noted some problems with your claim which we would like you to correct.

A critical item of the water right, the date of priority, was left off your claim in Item #2. This is the date that the water was first placed to beneficial use to the best of your knowledge.

Item #13 was left blank. If you do not have other water rights used at this location for Domestic and Stockwater, please enter "none". If other water rights are used, please enter the water right numbers or description of the water rights, here.

* (The correct filing fee of \$25.00 for this claim was not enclosed. The correct and full filing fees must be submitted with the Notice of Claim in order to include your water right in the report to the court.)

In response to your question concerning Opaline Irrigation District, Opaline has filed the appropriate claims to secure their water rights. You do not need to file on your irrigation water supplied by Opaline.

If you wish to file the Notice of Claim you sent us, Ms. Simmons, please return the Notice of Claim with corrections made and \$25.00 in filing fees to this office within 10 days from the date of this letter. Please keep the yellow copy of your claim for your records.

** receipt C022044 was separated from claim
and in the process of correction at time
of correspondence - no fee due!*

RM# 10-22-91

MICROFILMED
OCT 06 1992

Peggy Fay Simmons
October 17, 1991
Page 2 - Owyhee County

Do not hesitate to contact this office if you have any questions or concerns.

Sincerely,



Roxanne McCarthy
Sr. Water Rights Agent
Adjudication Section

RM:sf:state:tf
Enclosures:

Partially-completed Notice of Claim

MICROFILMED
OCT 06 1992

| SD-0605-2 | | Township: 01N Range: 04W | | Section: 12 | | Tract: NWNW | | Lot: | |
|-----------|-----|--------------------------|--|----------------|-----|------------------|--|-------------|-----------------|
| S | L R | STATE | | O S | | Max # Records 22 | | | |
| E | O D | Water | | Name | | W T | | Priority | |
| L Tract | T V | Right No. | | Last, First | | N G | | Date | |
| | | | | | | | | Source | Total Diversion |
| NWNW | | 57-10891 | | SIMMONS, PEGGY | D J | 05/15/1984 | | GROUNDWATER | 0.040 |
| | | | | CADDY, PEGGY | F C | | | | |
| NWNW | | A57-10891 | | SIMMONS, PEGGY | O J | 05/15/1984 | | GROUNDWATER | 0.040 |
| | | | | CADDY, PEGGY | F C | | | | |

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
SEP 27 1996