

No Color

Documents

In File

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: A65-22189
Date Received: 11/22/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHIRLEY Y PETERSON
Address: PO BOX 526
CASCADE ID

83611

2. Date of Priority: OCT 19, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	04E	4	SW	SE		6	VALLEY

5. Description of diverting works:
WELL & PUMP

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

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	04E	4	SW	SE	6	DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

PARCEL NO. RP 00063001007 C

PROPERTY ALSO KNOWN AS LOT 6 BLOCK 1 CLEARCREEK ACRES SUB.

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

Renumbered to A65-09844A

Ident. Number: A65-09844

Date Received: 11/22/88

Receipt No: X9999999

Received By: _____

NOV 22 1988

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHIRLEY Y. PETERSON
Address: BOX 526
CASCADE, ID 83611

2. Date of Priority: APR 15, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	04E	4	SW	SE			VALLEY

5. Description of diverting works:

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

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	04E	4	SW	SE		DOMEST	

11. Place of use in counties: VALLEY

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

A65-09844

Page 1

Date: 11/18/88

MICROFILMED
OCT 21 1996

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree 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 ☒ 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): Shirley Y. Peterson Date: 11/21/88
Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 21 day

of November 19 88

Jeanne Davis
Notary Public

Seal

Residing at Boise

My Commission Expires 3-18-91

AJ0749NP
No. R65-22189

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

DATE: 06/14/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHIRLEY Y PETERSON PO BOX 526 CASCADE ID 83611	10/19/1977	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T12N R04E S04

SWSE

VALLEY County

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	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
12N	04E	4	:															D		:

POU County: VALLEY

Non-Irrigation Uses: 1 HOME

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. RP 00063001007 C
PROPERTY ALSO KNOWN AS LOT 6, BLOCK 1, CLEARCREEK ACRES
SUBDIVISION.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 02/03/1998 User-ID: SBOCK Subject: RENUMBERED CLAIM
THE ORIGINAL CLAIM WAS 65-09844A AND WAS DECREED FOR ONE HOME.
THE ORIGINAL OWNER AND APPLICANT HAS CLAIM 65-09844. CLAIM
65-22189 WAS COPIED FROM 65-09844A OTHER THAN THE PRIORITY DATE
WHICH WAS CHANGED TO 10/19/1977.

Audit: 06/14/99 KWALKER

AJ0749NP
No. R65-22189

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

DATE: 02/03/98
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHIRLEY Y PETERSON PO BOX 526 CASCADE ID 83611	10/19/1977	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
				TOTAL DIVERSION:	0.04 CFS	1.20 AFA
Water Source: GROUNDWATER		Tributary to:		Stage: BENEFICIAL USE		
Point(s) of Diversion:		T12N R04E S04		VALLEY County		
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 : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :						
12N 04E 4 1/2 : : : : : D						
POU County: VALLEY						
Non-Irrigation Uses: 1 HOME						
Conditions of Approval:						
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A						
N13 - 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. RP 00063001007 C						
PROPERTY ALSO KNOWN AS LOT 6 BLOCK 1 CLEARCREEK ACRES SUB.						
Dates: Exam Made Date: Verified Date: 02/03/1998 Objection Filed Date:						
Misc: Water District Number: Field Inspection Flag:						
Presumption Flag:						
Comments: Date: 02/03/1998 User-ID: SBOCK Subject: RENUMBERED CLAIM						
THE ORIGINAL CLAIM WAS 65-09844A AND WAS DECREED FOR ONE HOME.						
THE ORIGINAL OWNER AND APPLICANT HAS CLAIM 65-09844. CLAIM						
65-22189 WAS COPIED FROM 65-09844A OTHER THAN THE PRIORITY DATE						
WHICH WAS CHANGED TO 10/19/1977.						
Audit: 02/03/98 SBOCK						

no good lot-

★ ★ ★
150
9451 \$ 00.33⁰
9153
MAILED FROM BOISE ID 837
JUN 02 99
PB8594393
UNITED STATES AIR MAIL

Internet search

RETURNED TO SENDER

JUN 10 1999

**WATER RESOURCES
WESTERN REGION**

WHIRLEY Y PETERSON
PO BOX 526
CASCADE ID 83611





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

June 2, 1999

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Notice of Claim to Water Right No. A65-09844

Shirley Y. Peterson
P.O. Box 526
Cascade, ID 83611

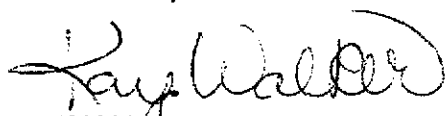
Dear Claimant:

In a review of the above referenced claim to a water right, we find that we have duplicate claims submitted, both claiming a water right originally decreed to Lundy and Lois Flick. The water right decreed to the Flicks was for domestic use in one home from a well. Enclosed, for your information is a copy of your claim as referenced above.

In order to recommend your claim to a water right to the SRBA (Snake River Basin Adjudication) Court in Twin Falls, I need to determine if you own the home and well originally decreed to the Flicks. If you did purchase your property from the Flicks, please send me a copy of your deed so I can confirm that you do actually own the previously decreed property. If there was an owner between yourselves and the Flicks, a chain of title would be beneficial. If you did not purchase the home from the Flicks we may be required to advance the priority date of your claim to one day after claims taking in the Payette River Basin Adjudication which would be October 19, 1977.

Please send me a copy of your deed and the chain of title, if needed, at your earliest convenience so I can complete the review of your claim. We are submitting claims in this area to the SRBA Court in August of this year so I need to finalize this as soon as possible. If I don't hear from you by June 30, I will assume that you do not own the home originally decreed to the Flicks and will finalize my recommendation with the information contained in our files.

Sincerely,


KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

*deed & chain of
title rec'd from
Emmett 6/7/99 - (65-09844B)
Rec. this claim
as B/U with '77
priority. 6/11/99*

WR5809NP
No. 65-09844

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/99
PAGE: 6

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LUNDY D. FLICK	04/15/1975	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
C	LOIS W. FLICK					
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T12N R04E S04

SWSE

VALLEY County

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	:
12N	04E	4	:																	:
			:																	:

Pou County: VALLEY

Dates:	App. Received:	Priority Date:	04/15/1975
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

WATER RIGHT NUMBER - A65-09844A

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

*** C - CURRENT OWNER ***
PETERSON

SHIRLEY Y.

1 - BOX 526

2 -

3 -

CITY- CASCADE

STATE- ID ZIP- 83611

PHONE - 208-000-0000

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
04/15/1975 ERROR IN REGION D - DECREED+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

12N 04E 4 SW SE (85) VALLEY

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

43 - DOMESTIC 01/01 12/31 0.040 1.20

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 1.20 0.0+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

12N 04E 4 SW SE 43 DOMESTIC (85) VALLEY

+ - - DIVERSION MEANS - NONE *well + pump*+ - - NON-IRRIGATION USE - NONE *domestic house*

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
THIS CLAIM NUMBERED A65-09844A BECAUSE 2 CLAIMS WERE FILED FOR
THE SAME ORIGINAL WATER RIGHT NO. A65-09844. THE OTHER CLAIM
HAS BEEN GIVEN A "B" SUFFIX.+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

WATER RIGHT NUMBER - A65-09844A

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 05/03/89 HARRIS

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

+ - - - - - 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	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 11/22/1988	LAST AMENDED DATE	- 05/03/1989	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- X999999	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP 00063001007C

DATA ENTRY

ENTERED

CHECKED 7/1/92

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

JUL 1 6 1992

CERTIFIED

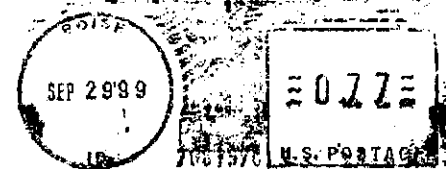
JAN 26 1993

WATER EXAMINER

Harold Kathleen Green. Clearcreek Acres. Lot 6 Block 1
Lot 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
1705 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



65-22189
09844A

RECEIVED

OCT 01 1999

WATER RESOURCES
WESTERN REGION

RETURN TO
ADDRESS
UNKNOWN

SHIRLEY Y PETERSON
PO BOX 526
CASCADE

ID 83611

ADDRESSEE
UNKNOWN

[Handwritten mark]



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1999

Dear Water Right Claimant(s):

The Idaho Department of Water Resources (IDWR) has completed its initial investigation of your water right claim(s) in the Snake River Basin Adjudication (SRBA). We have enclosed a print-out showing our preliminary recommendation regarding how your water right should be reported to the SRBA District Court.

Please review the preliminary recommendation carefully. If there is any information on the print-out you believe is inaccurate, please fill out the enclosed reply indicating what changes you believe should be made. Further instructions to assist you with the review are enclosed. For water rights with an irrigation water use, a Geographic Information System (GIS) computerized image of the place of use for your water right is also enclosed.

You may return this reply in person to us at a public meeting IDWR will be conducting in your area. **The meeting will be held on Wednesday, October 13, 1999, at 7:00 p.m. in the Senior Citizen Center, 409 School Road, Cascade.** Please come to the public meeting, where you will have an opportunity to find out more about the SRBA process and speak with a department staff member should you have questions regarding your water right. Please bring any and all information you have which will help the Department understand your water rights and describe them accurately.

This process is intended to ensure IDWR recommends your water right accurately to the SRBA District Court. This is the easiest and least costly means for you to identify corrections you believe should be made to our recommendation. Completion of this process is an important step toward the overall success of the adjudication in Idaho. Your participation is necessary so that accurate information is provided to the SRBA District Court.

We look forward to hearing from you.

Sincerely,

Karl J. Dreher
Director

Enclosures

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

Dear Water Right Claimant:

To help you with your water right claim(s) in the Snake River Basin Adjudication, this letter of explanation is being sent to you along with information sent by the Idaho Department of Water Resources (IDWR). Included are the following important documents which I ask you to please read carefully because they give you the opportunity to save a great deal of time and money:

1. **Preliminary Recommendation.** This is IDWR's *initial* finding and conclusion about your water right and how it should be reported to the SRBA Court. This preliminary recommendation is not filed with the court, but is provided to you to help correct errors or resolve any disagreement you may have over its content. This document has been prepared following IDWR's investigation and may be different than the claim(s) you actually filed.

Therefore, please review this preliminary recommendation carefully to find any errors or disagreements you have with IDWR's findings.

2. **Error Correction/Settlement Process.** This preliminary recommendation is a special service provided to you by IDWR to help you correct errors and resolve any other disagreement you have before the actual recommendations are ultimately filed with the court.

A description of how to work with IDWR is included. Our experience in the SRBA shows that by working in cooperation with IDWR most errors and differences can be addressed before coming into court. It's well worth your time to take full advantage of IDWR's helpful service. If your disagreement cannot be resolved, you will be able to file an objection to IDWR's actual recommendation when it is filed in court and have the final decision made by the Presiding Judge.

This error correction service is an important opportunity for you to work together with IDWR to make sure your water right claim(s) are decreed accurately. There is no cost to you other than your time reviewing the preliminary recommendation and talking to IDWR about any problem you see. Of course, you may always employ the services of an attorney if you wish.

The goal of the SRBA is to see that your water right(s) are decreed by the court as accurately and fairly as possible. It is important to me that this is done efficiently in order to reduce your costs and present you with your decree.

I strongly encourage you to take full advantage of this opportunity to use the fine and courteous service provided by IDWR.

Sincerely yours,

A handwritten signature in dark ink that reads "B. Wood".

Barry Wood

Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication

RIGHT NUMBER: 65-22189NAME AND ADDRESS: SHIRLEY Y PETERSON
PO BOX 526
CASCADE ID 83611

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
1.2 APYTHE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY-DATE: 10/19/1977

POINT OF DIVERSION T12N R04E S04 SWSE Within VALLEY County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within VALLEY County
T12N R04E S04 SWSE

OTHER MATTERS 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.THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

PARCEL NO. RP 00063001007 C

PROPERTY ALSO KNOWN AS LOT 6, BLOCK 1, CLEARCREEK ACRES
SUBDIVISION.