

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 29-350  
Date Received: 4/26/1990  
Receipt No: E013878  
Received By:

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

1. Name of Claimant(s)

MAX KAY Phone: (208)897-5518

PO BOX 44  
SWANLAKE ID USA 83281

ALLEN KAY Phone: (208)897-5527

PO BOX 44  
SWANLAKE ID USA 83281

2. Date of Priority: 08/01/1865

3. Source: MARSH CREEK Trib. to: PORTNEUF RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County  | Type |
|----------|-------|---------|-----------------------|---------|------|
| 12S      | 38E   | 20      | NE NE                 | BANNOCK |      |

5. Description of diverting works:

HEADGATE AND DITCH.

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| IRRIGATION | 4/01 | 11/01 | 1.2    |            |

7. Total Quantity Appropriated is:  
1.2 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      | 38E   | 19      | SE         | SE  | IRRIGATION    | 8     |
|          |       |         |            |     | Section Acres | 8     |
| 12S      | 38E   | 20      | SE         | NW  | IRRIGATION    | 35    |
|          |       |         | SW         | SW  | IRRIGATION    | 10    |
|          |       |         | SW         | NW  | IRRIGATION    | 5     |
|          |       |         | NW         | SW  | IRRIGATION    | 1     |
|          |       |         | NE         | SW  | IRRIGATION    | 20    |
|          |       |         |            |     | Section Acres | 71    |
| 12S      | 38E   | 29      | NE         | NW  | IRRIGATION    | 10    |
|          |       |         | NW         | NW  | IRRIGATION    | 24    |
|          |       |         | SW         | NW  | IRRIGATION    | 20    |
|          |       |         | NE         | SW  | IRRIGATION    | 14    |
|          |       |         | NW         | SW  | IRRIGATION    | 23    |
|          |       |         | SW         | SW  | IRRIGATION    | 1     |
|          |       |         | SE         | SW  | IRRIGATION    | 1     |
|          |       |         | SE         | NW  | IRRIGATION    | 5     |
|          |       |         |            |     | Section Acres | 98    |
| 12S      | 38E   | 30      | NE         | NE  | IRRIGATION    | 1     |
|          |       |         |            |     | Section Acres | 1     |
|          |       |         |            |     | Total Acres   | 178   |

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:

THIS CLAIM IS SPLIT UP BY SEVERAL ROADS, THE RAILROAD, AND MARSH CREEK. IT SHOULD BE FIELD INSPECTED TO DETERMINE THE ACTUAL ACRES IRRIGATED.

See remarks for additional conditions of approval.

15. Basis of Claim: Decreed

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: \_\_\_\_\_

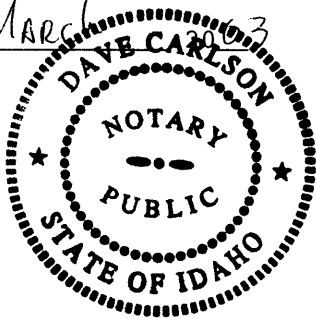
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Alan Kay Date: 3-17-3

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this  
17 of MARCH 2003



Dave Carlson

Notary Public

Residing at Rigby, Id

My commission Expires 2/26/2008



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Image courtesy of the US Geological Survey.

117

