

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 37-2243C
Date Received: 12/8/2006
Receipt No: *COB 2869*
Received By: *amb*

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

1. Name of Claimant(s)

GEORGE T MERRILL & MARILYN K MERRILL FAMILY TRUST Phone: (208)237-6033
735 VICTOR AVE
CHUBBUCK ID USA 83202

2. Date of Priority: 08/08/1912

3. Source: WASTE WATER , WASTE WATER , WASTE WATER Trib. to: MUTUAL GULCH CREEK ,
MUTUAL GULCH CREEK , MUTUAL GULCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	21E	12	SW SW	BLAINE	
03N	21E	3	NW SE	BLAINE	
03N	21E	3	SW NE	BLAINE	

5. Description of diverting works:

Ditch from Muldoon Creek, 4HP pump, sprinklers

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.04	

7. Total Quantity Appropriated is:
0.04 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
02N	21E	10	NW	NW	IRRIGATION	2
					Section Acres	2
					Total Acres	2

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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 Organizations:

I do solemnly swear or affirm that I am George T. Merrill (trustee) of George T. and Marilyn K. Merrill Title Family Trust Organization, that I have signed the foregoing document in the space below as Trustee of George T. & Marilyn K. Merrill Title Family Trust Organization and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

George Merrill
Title and Organization

12-14-06

Date

State of Idaho)
County of Blaine) SS.

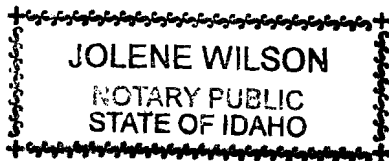
Subscribed and sworn (or affirmed) before me this 14th
of December 2006

Jolene Wilson

Notary Public

Residing at Reynolds Idaho

My commission Expires May 29, 2011



Idaho Department of Water Resources Receipt

Receipt ID C082869

Payment Amount \$100.00 Date Received 12/20/2006 2:34:56 PM Region State Status
Payment Type Check Check Number 619

Payer MERRILL GEORGE T OR MARILYN

Comment 37-2243C

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	ADJUDICATION FILING FEE	0337	41503	1155	



Signature Line (Dept. Representative)

01/16/2007

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-2243C

NAME AND ADDRESS: GEORGE T MERRILL & MARILYN K MERRILL FAMILY TRUST
735 VICTOR AVE
CHUBBUCK ID 83202

SOURCE: WASTE WATER

TRIBUTARY: DEEP GULCH CREEK

QUANTITY: 0.030 CFS

PRIORITY DATE: 08/08/1912

POINT OF DIVERSION:

T02N R21E S3 NENWSE Within BLAINE County

T03N R21E S12 NESESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.030 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R21E S10 NWNW 1.60

1.6 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1.6 acres in a single irrigation season. Combined Right Nos.: 37-1046A and 37-2243C.

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

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 as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2243

WATER RIGHT NUMBER: 37-2243

Owner Type Name and Address
 Current Owner JAMES LAIDLAW
 BELLEVUE, ID 83313

Priority Date: 08/08/1912

Basis: License

Status: Active

Source Tributary
 WASTE WATER MUTUAL GULCH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/ to /		
IRRIGATION	/ to /	4.300 CFS	
	<u>Total Diversion:</u>	4.300 CFS	

Location of Point(s) of Diversion

WASTE WATER	SW1/4SE1/4	Sec. 9, Twp 02N, Rge 21E, B.M.
BLAINE County	(Rediversion)	
WASTE WATER	SW1/4SW1/4	Sec. 12, Twp 03N, Rge 21E, B.M.
BLAINE County		
WASTE WATER	NW1/4SE1/4	Sec. 3, Twp 02N, Rge 21E, B.M.
BLAINE County	(Rediversion)	

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	21E	9				17.0													17.0
02N	21E	10		3.0			40.0	35.0	40.0										118.0
02N	21E	17												40.0	5.0	20.0	15.0		80.0

Total Acres: 215

DOMESTIC same as IRRIGATIONConditions of Approval:

1. WASTE WATER FROM LAST CHANCE MINE DIVERTED SWSW, SEC. 12, T03N, 21E; DIVERSION POINTS INDICATED ON LICENSE ARE POINTS OF REDIVERSION ON MULDOON CREEK.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 37-2243

Remarks:Comments:Dates and Other Information:

Licensed Date: 5/10/1979
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 370
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Water Supply Bank: