

7D

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 31-11411
Date Received: 8/29/00
Receipt No: X77777
Received By: *gc*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

A31-11411



1. Name of Claimant(s)

UNITED STATES OF AMERICA ACTING THROUGH Phone: (208)374-5409

USDA ARS
US SHEEP EXPERIMENT STATION
HC 62 BOX 2010

DUBOIS ID USA 83423

2. Date of Priority: 05/01/1891

3. Source: BEAVER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County
14N	36E	20	NE	SW	CLARK
14N	36E	29	SW	NE	CLARK

5. Description of diverting works:

instream stockwater

6. Water is used for the following purposes:

Purpose
STOCKWATER

From To C.F.S.
01/01 12/31 0.02

(or) A.F.A

7. Total Quantity Appropriated is:
0.02 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
14N	36E	20	SE	SW	STOCKWATER	
			NE	SW	STOCKWATER	
			SW	SE	STOCKWATER	
14N	36E	29	NW	NE	STOCKWATER	
			SW	NE	STOCKWATER	

11. Place of use in counties: CLARK

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

13. Other Water Rights Used:

14. Remarks:

stockwater, 600 cattle, 3000 sheep

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 Organizations:

I do solemnly swear or affirm that I am Research Leader of
TitleUSA, USDA, ARS, USSES, that I have signed the foregoing
Organization document in the space below as Research Leader of
TitleUSA, USDA, ARS, USSES and that the statements contained in the
Organization foregoing document are true and correct. Gregory S. Lewis

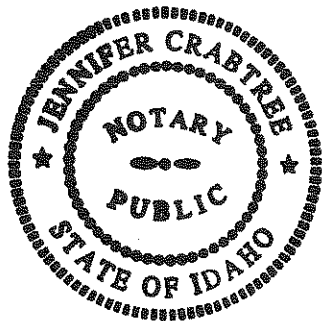
Signature of Authorized Agent

Research Leader, USDA, ARS, USSES

Title and Organization

Date 3-2-01

State of Idaho)

County of Bonneville) SS.Subscribed and sworn (or affirmed) before me this 2nd
of March 2001Jennifer Crabtree
Notary PublicResiding at Idaho Falls IdahoMy commission Expires 9/23/03

RIGHT NUMBER: 31-11411
NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA ARS
US SHEEP EXPERIMENT STATION
HC 62 BOX 2010
DUBOIS ID 83423

SOURCE: BEAVER CREEK TRIBUTARY: CAMAS CREEK
QUANTITY: 0.02 CFS

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

PRIORITY DATE: 05/01/1891

POINT OF DIVERSION:

T14N R36E S20 NESW Begin of Stream Flow Within CLARK County
T14N R36E S29 SWNE End of Stream Flow Within CLARK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

<u>STOCKWATER Within CLARK County</u>			
T14N R36E S20	SESW	T14N R36E S20	NESW
T14N R36E S20	SWSE	T14N R36E S29	NWNE
T14N R36E S29	SWNE		

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

EXPLANATORY MATERIAL: Beneficial Use
STOCKWATER, 600 CATTLE, 3000 SHEEP

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 31-11441Date Received 10/26/00Receipt Number E026285

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Keith C or Jalene M Shulberg Phone (208) 663 4644Mailing Address 1785 N 1800 E Hamer ID Zip 834252. Date of Priority (Only one (1) per claim) 12/31/19313. Source of water supply (a) Ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6N Range 3SE Section 4,
SE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Jefferson

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

6" Diameter well 290 feet deep with 1 1/2 horsepower
pump, Pipeline to pressure tank to house and
corrals, lawn and garden.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1/1 to 12/31 amount 0.04 or _____

For Stockwater purposes from 1/1 to 12/31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic 1 household Stockwater 100 head

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>6N</u>	<u>35E</u>	<u>4</u>	<u>D</u>																
<u>11</u>	<u>11</u>	<u>11</u>	<u>S</u>																

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes X 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. _____ or None X

14. Remarks: See documentation establishing priority date and historical beneficial use.

Last Name Shulberg Ident No. 131-11441

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Jalene M. Shuldberg Date 10-26-00

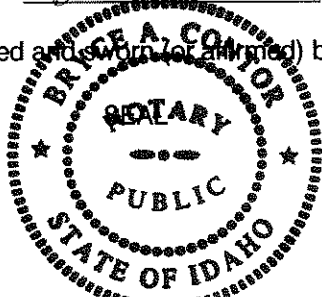
Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
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 _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn to (or affirmed) before me this 26 day of October 192000
Notary Public Bryce A. Contor
Residing at Mud Lake ID
My Commission Expires 10/14/2005
Please Print Name



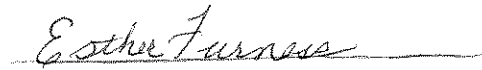
17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature Jalene M. Shuldberg
Address 1785 N 1800 E Hamer, Id 83425
Date 10-26-00

Last Name Shuldberg Ident. Number 31-11441

March 27, 2000

I, Esther Furness, remember as a young girl playing in the mud brought to the surface from the drilling of the domestic well on my father's (Ernest Bauerle) farm. This farm is now located at 1785 N 1800 E in Jefferson County and owned by Keith and Jalene Shuldberg. I and my family moved from this farm in 1931. I think this well was drilled about 1930.


Esther Furness

12/19/2000

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 31-11441

Owner Type Name and Address
Current Owner KEITH C JALENE M
1785 N 1800 E
HAMER, ID 83425
(208)663-4644

Priority Date: 12/31/1930
Basis: Beneficial Use
Status: Valid

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01	12/31	0.04 CFS		
DOMESTIC	01/01	12/31	0.04 CFS		
Total Diversion			0.04 CFS		

Location of Point(s) of Diversion:

GROUND WATER SENENE Lt Sec. 04 Township 06N Range 35E JEFFERSON County

Place(s) of use:

Place of Use Legal Description: STOCKWATER JEFFERSON County

<u>Townsh</u>	<u>Rang</u>	<u>Secti</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>
ip	e	on	t			t			t			t		
06N	35E	4		NENE										

Place of Use Legal Description: DOMESTIC JEFFERSON County

<u>Townsh</u>	<u>Rang</u>	<u>Secti</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>	<u>Lo</u>	<u>Tract</u>	<u>Acres</u>
ip	e	on	t			t			t			t		
06N	35E	4		NENE										

Remarks:

1. ~~SEE DOCUMENTATION ESTABLISHING PRIORITY DATE AND HISTORICAL BENEFICIAL USE.~~

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s):
State or Federal:
Owner Name Connector: OR
Water District Number:
Overall Max Diversion Rate: 0.04

Water Right 31-11441

Parcel No. RP06N35E 37
040020