

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: A63-04683
Date Received: 9/07/1989
Receipt No: C011134
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARBARA STARNER 208-888-1917
Address: 5685 NORTH BLACK CAT ROAD
MERIDIAN, ID 83642

AND/OR

Name: DEL STARNER 208-888-1917
Address: 5685 NORTH BLACK CAT ROAD
MERIDIAN, ID 83642

2. Date of Priority: MAR 01, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01W	28	SE	SE	NE		ADA

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		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOUSE 3HORSES, 8 PIGS, 75 CHICKENS, 12 COWS

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	28	SE	NE	DOMEST	
			SE	NE	STOCK	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

SETTLERS IRR. FOR LAWN AND PASTURE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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

CIVIL CASE NUMBER: 39576 04683

Identification No. 163-22860Date Received 9-9-89Receipt Number 001134**RECEIVED**
SEP 07 1989**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) DEL ~~BARBARA~~ STARNER Phone (208) 888 1917Mailing Address 5685 NORTH BLACKCAT MERIDIAN ID Zip 836422. Date of Priority (Only one per claim) 3/1/71 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source4. Location of point of diversion is: Township 4N Range 1WSection 28, SE 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____, BM.,County of ADA

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, ~~SHALLOW~~ Shallow well pump

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 .04 (cfs)For STOCK purposes from 1.1 Month/Day to 12.31 Month/Day amount .02 (cfs)
(Both dates are inclusive)7. Total quantity claimed .06 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 3 HORSES, 12 COWS, 8 PIGS, 75 CHICKENS; 1 HOUSE**MICROFILMED****AUG 20 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 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: 4N Range 1W
Section 28, SE 1/4 of NE 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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.
() None or SETTLERS IRRIGATION - IRRIGATES PASTURE & LAWN

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 63-04683

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 not do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Barbara Starnes Date 9/2/89

Date _____

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

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 _____ Date _____

Title and Organization _____

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

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 7th day of September 19 89

SEAL

Notary Public Carter Fritschle

Residing at _____

My Commission Expires Carter Fritschle, Notary Public
Residing at Eagle, Idaho

Last Name _____ Ident No. _____ My Commission Expires March 21, 1994

Copies: White-State, Yellow-Claimant

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AUG 20 1992

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.

DANIEL J.

RUSSELL

PAMELA K.

City- MERIDIAN State- ID Zip- 83642

City- MERIDIAN
Phone -

State- ID Zip- 83642

+ - - Stage - - +
 S - STATUTORY CLAIM

+ - - - - - Tribut

Period From	Water Use	Period To	Diversion Rate
01/01	12/31		0.040

me - + + - Total Div. Capacity - + + - Total C

Lot	Acres	Place of Use	Description
		43	DOMESTIC

Total Acres:

+ - - Diversion Means - Well & Pump

+ - - Non-Irrigation Use - 1 FAMILY

+ - - Other Rights for Same Use -

[illegible][illegible]

MICROFILMED

AUG 20 1992

Microfilm Roll Number -

MICROFILMED
AUG 20 1992

A63 - 04683

RECEIPT IS FROM THE STATE FILE

SD-01

IDAHO DEPARTMENT OF WATER RESOURCES

DATE 08/21/90

RECEIPT ENTRY SCREEN

TIME 15:11:32

REC/NO - C011134 AR/NO -
FROM: - STARNER, DEL OR BARBARA

RECEIPT TYPE - CK DOC/NO - 2201
REMARKS -

TYPE OF PAYMENT
ADJUDICATION FEE

PROGRAM ACCT CLASS FEE
410162 9337 6490 25.00

TOTAL DUE - 25.00

WR/NO
A6322800

WR FEE
25.00

WR/NO

WR FEE

WR/NO

WR FEE

→ Jay FOST - Claim shown Rec't # W005215

(ENTER=INQUIRE)

(GOLD1=ADD/PRINT REC)

(GOLD2=CHANGE)

(GOLD3=VOID)

(GOLD6=2ND/COPY REC)

(GOLD7=LASER/COPY REC)

(MENU _____)

W005215 8/29/89 - no # on receipt

On 8/22/90 - Changed # on C011134 to
Starnes's Claim # A63-04683

- Added A63-22800 to Post's
Receipt # W005215.

MICROFILMED

AUG 20 1992

DATE RECEIVED 9-7-89 CK # 2201 AMOUNT \$ 25

Required

Is the name and address complete with zip code?	YES ☒	NO ☐	Info? *
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.	☒	☐	*
(a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	N/A ☒	☐	
Is the legal description of the p.d. sufficient?	☒	☐	*
Is there a description of the diverting works?	☒	☐	
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?	☒	☐	*
Is a total quantity claimed entered?	☒	☐	
If required is a consumptive use entered?	N/A ☒	☐	
Is the consumptive use correct?	N/A ☒	☐	
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.	N/A ☒	☐	*
0. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
1. Is (are) the county(ies) entered?	☒	☐	
2. Is the ownership of p.u. checked?	☒	☐	
3. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights)	☒	☐	
4. 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 ☒	☐	
5. Is the basis of the claim indicated?	☒	☐	
6. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim)	N/A ☒	☐	
7. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right	N/A ☒	☐	
8. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)	N/A ☒	☐	
9. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
10. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
11. Was this claim filed on time, or was an extension granted?	☒	☐	*
12. Is the fee enclosed correct?	Exempt ☒	☐	*

MICROFILMED

AUG 20 1989

Should this claim be receipted and data entered?

YES NO

Claim checked by:

Bruce A. Schell Date: *7/30/90*

Claim must be returned to claimant:

(Yes) ☐ (No) ☒

Claimant must be notified of modifications:

(Yes) ☐ (No) ☒

Receipt Prepared by:

S.O. Date: *9/7/89*

Claim data entered by:

Bruce A. Schell Date: *7/30/90*

Checked by:

Date:

Returned to claimant by:

Date:

Comments:

Statutory Claim 63-04683

*Note: Increase in claim - stockwater
listed separately & added in - Could
be called domestic if there's a problem
later.*

MICROFILMED

AUG 20 1992

DATE: 08/21/98
PAGE: 3

DIVERSION
VOLUME

Stage: STATUTORY CLAIM

ADA County

111

1
2

• •

03/01/1971

Field Exam Fee:

01/17/86 05/01/88 CONVERT

WATER RIGHT NUMBER - A63-04683

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD CD) NUMBER -

*** C - CURRENT OWNER ***

STARNER

BARBARA

1 - 5685 NORTH BLACK CAT ROAD

2 -

3 -

CITY- MERIDIAN

PHONE - 208-888-1917

STATE- ID ZIP- 83642

STARNER

DEL

1 - 5685 NORTH BLACK CAT ROAD

2 -

3 -

CITY- MERIDIAN

PHONE - 208-888-1917

STATE- ID ZIP- 83642

*** O - ORIGINAL OWNER ***

RUSSELL

DANIEL J.

1 - 5685 NORTH BLACKCAT ROAD

2 -

3 -

CITY- MERIDIAN

PHONE - 208-000-0000

STATE- ID ZIP- 83642

RUSSELL

PAMELA K.

1 - 5685 NORTH BLACKCAT ROAD

2 -

3 -

CITY- MERIDIAN

PHONE - 208-000-0000

STATE- ID ZIP- 83642

*** PRIORITY DATE - - - +

03/01/1971

14 WESTERN

14 WESTERN

*** STATUTORY CLAIM

*** SOURCE - - - - - +

GROUNDWATER

*** TRIBUTARY - - - - - +

*** POINT OF DIVERSION - - - - - +

STREAM INDEX (BLANK IF NO INDEX CODE)

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
04N	01W	28	SE SE NE			(1) ADA					

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31		0.040	
04 - STOCKWATER		01/01	12/31		0.020	

*** TOTAL DIV. RATE - - - +

0.060

*** TOTAL DIV. VOLUME - - - +

*** TOTAL DIV. CAPACITY - - - +

*** TOTAL CONSUMPTIVE USE - - - +

*** KW USAGE - - - +

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE	DESCRIPTION	COUNTY
04N	01W	28	SE NE			04 STOCKWATER		(1) ADA
04N	01W	28	SE NE			43 DOMESTIC		(1) ADA

*** DIVERSION MEANS - WELL & PUMP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

AJ5808NP
(00-26)

WATER RIGHT NUMBER - A63-04683 PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - NON-IRRIGATION USE - ONE HOUSE 3HORSES, 8 PIGS, 75 CHICKENS, 12 COWS

+ - - OTHER RIGHTS FOR SAME USE - SETTLERS IRR. FOR LAWN AND PASTURE

+ - - REMARKS - - - - - REMARKS - - - - -
NO REMARKS FOUND.

+ - - OLD WATER RIGHT NUMBERS - - - - -

+ - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - DECREE PLAINTIFF - - - + + - - DECREE DEFENDANT - - - + + - - DECREE DATE - - +
00/00/0000

+ - - AUDIT FIELDS - 08/23/90 SCHULD

+ - - COMMENTS - - - - - 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	- 09/07/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C011134	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND/OR		

50428143240

DATA ENTRY
ENTERED
CHECKED

Verified By
Tenn Map/Ortho-PQ
SCS Map
Watermaster Records
APP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

PROOF
JUN 12 1991

CERTIFIED
AUG 14 1991
WATER EXAMINER

VERIFIED
AUG 06 1991