

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: A63-23495
Date Received: 2/05/1990
Receipt No: W008371
Received By: DE JDL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRED P. HOUSTON 208-459-3075
Address: 203 N. KCID RD.
CALDWELL, ID 83605

2. Date of Priority: OCT 22, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	24	SE	SE	NE		CANYON

5. Description of diverting works:
WELL AND 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:
DOMESTIC 1 HOME, STOCK 20 HEAD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	24	SE	NE		DOMEST	
			SE	NE		STOCK	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
PIONEER IRRIG. DIST.

14. Remarks:

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

CIVIL CASE NUMBER: 39576

Identification No. 405-23495
Date Received 2-5-90
Receipt Number W008371**RECEIVED**
FEB 05 1990
Department of Water Resources
Western Regional Office
**NOTICE OF CLAIM
TO A
WATER RIGHT**
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) Fred P. Houston Phone (208) 459-3075
Mailing Address 203 N. KCID Rd, Caldwell Zip 836052. Date of Priority (Only one per claim) 10/22/82 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 4 North Range 3 West
Section 24 SE 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____, BM.,
County of Canyon

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 & Pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from Jan 1 ^{Month/Day} to Dec 31 ^{Month/Day} amount .04 (cfs)
For Stock purposes from Jan 1 ^(Both dates are inclusive) to Dec 31 amount .027. 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) 1 Household 20 H. Stock**MICROFILMED**

SEP 10 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 full 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.

Place of use is: Township: 4 N Range 3 W
Section 24, 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? Canyon

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 Pioneer Irr. District

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 _____

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 _____ 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) Fred P. Hooster Date 1/29/90

Date _____

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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 29 day of January 1990

SEAL

Notary Public Bruce R. Schuch

Residing at Boise Idaho

My Commission Expires 4/11/95

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

SEP 10 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.

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: APR-16-1999
PAGE: A-3

RIGHT NUMBER: 63-23495

NAME & ADDRESS: FRED P HOUSTON
C/O ALPHA J HOUSTON
2109 ALDER DR
CALDWELL ID 83605-5977

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 10/22/1982

POINT OF DIVERSION: T04N R03W S24 SESENE Within CANYON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within CANYON County
T04N R03W S24 SENE

DOMESTIC Within CANYON County
T04N R03W S24 SENE

OTHER PROVISIONS 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 1R35237-000
STOCKWATER, 20 RANGE CATTLE

RECEIVED

MAY 03 1999

WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) NOTICE OF COMPLETED
Case No. 39576) ADMINISTRATIVE PROCEEDINGS
)
) Water Right 63-23495
)

IDWR has completed the following Administrative Proceeding:

☒ Change of Address
☐ Substitution of Party
☐ I.C. 42-222 Transfer

CHANGE OF ADDRESS

Name of Claimant: FRED P HOUSTON
New Address: C/O ALPHA J HOUSTON
2109 ALDER DR
CALDWELL ID 83605-5977
Phone: (208) 459-3075

Claimant's Water Rights: 63-23495

The Claimant has filed Objections or Responses to the following water rights:

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/16/1999

63-23495

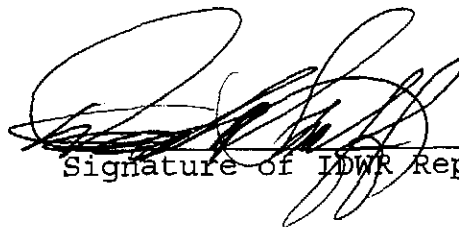
PAGE 1

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

4/22/99

A handwritten signature in black ink, appearing to be "D. J. [unclear]", written over a horizontal line.

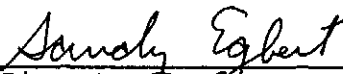
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4-27-99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

FRED P HOUSTON
C/O ALPHA J HOUSTON
2109 ALDER DR
CALDWELL ID 83605-5977
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form



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

RECEIVED

APR 14 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

March 29, 1999

KARL J. DREHER
DIRECTOR

FRED P HOUSTON
2109 ALDER DR
CALDWELL ID 83605-5977

Re: Snake River Basin Adjudication (SRBA)
Adjudication Claim #63-23495
Change of Address

*Record changed, NCAP prepared,
m-4-15-99*

Dear Claimant:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by April 12, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right(s) referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

CHANGE OF OWNERSHIP
LETTER SENT 4-15-99

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

*Fred P. Houston died Nov. 16, 1997
I am his widow and continue to own farm
land. I am in process of selling home with well
(over)*

to Marjorie and Alfred Koenig, who are presently
living in the home at 203 N. KCD Road.

Alpha J. Houston

DATE: 04/15/99
PAGE: 1

AJ0749NP
No. 63-23495

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

DATE: 04/15/99
PAGE: 2

Comments: Date: 04/15/1999 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 04/15/99 SSHERMAN



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

April 15, 1999

KARL J. DREHER
DIRECTOR

ALFRED AND MARJORIE KOENIG
203 N KCID RD
CALDWELL ID 83605

RE: Snake River Basin Adjudication (SRBA)
Water Right #63-23495

Dear Water Right Holders:

We have been advised you may be the current owners of the property and water right shown above. Before we can modify our records to reflect your ownership of the property and water right referenced above, we need Form 42-248/42-1409(6) completed and returned. I have enclosed this form for your use.

Please send the completed form with warranty deed copy and map to our Boise Region office by May 7, 1999.

Idaho Department of Water Resources
Adjudication Bureau
2735 Airport Way
Boise, ID 83705-5082

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Sally', is written over a horizontal line.

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Form 42-248/42-1409(6)

cc: Former Owner

return
to sender

fee due 50¢

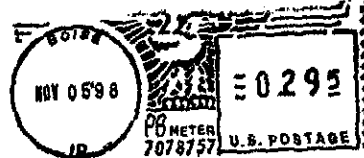
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

U.S. POSTAL SERVICE
PS FORM 3547

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERV.
REQUESTED

PRESORTED
FIRST CLASS



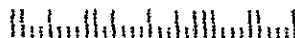
~~RETURN TO SENDER REQUESTED~~

IMPORTANT WATER RIGHT INFORMATION

only w/r

63-23495
FRED P HOUSTON
203 N KCID RD
CALDWELL ID 83605

HOUS203 836052005 1A98 06 11/07/98
HOUSTON ALDER DR
CALDWELL ID 83605-5977
FORM 3547



DATE: 07/21/98
PAGE: 1

Remarks:	EXP	PARCEL NO. 1R35237-000 STOCKWATER, 20 RANGE CATTLE	
Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:
Audit:	07/21/98	CWALKER	

Remarks:	EXP	PARCEL NO. 1R35237-000 STOCKWATER, 20- ~~ACRE~~ <i>range cattle</i>
Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:
Audit:	10/18/93 DUNN1	03/30/95 POST-STD 08/15/97 AJU3-DSH 09/11/97 CORR1

WATER RIGHT NUMBER - A63-23495
PREFIX TRANSLATION: ADJUDICATION CLAIM
OLD (0) NUMBER -

*** C - CURRENT OWNER ***
HOUSTON
FRED P.
1 - 203 N. KCID RD.
2 -
3 -
CITY- CALDWELL
PHONE - 208-459-3075
STATE- ID ZIP- 83605

PRIORITY DATE - 10/22/1982
REGION - 14 WESTERN
STAGE - J - BENEFICIAL USE
STATUS -

SOURCE - GROUNDWATER
TRIBUTARY -

TWN - 04N
RNG - 03W
SEC - 24
TRACT - SE SE NE
LOT -
RFLG -
COUNTY - (27) CANYON
POINT OF DIVERSION -
STREAM INDEX (BLANK IF NO INDEX CODE)

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

TOTAL DIV. RATE - 0.060
TOTAL DIV. VOLUME -
TOTAL DIV. CAPACITY -
TOTAL CONSUMPTIVE USE -
KM USAGE -

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE	DESCRIPTION	COUNTY
04N	03W	24	SE NE			04 STOCKWATER	(27) CANYON	
04N	03W	24	SE NE			43 DOMESTIC	(27) CANYON	

DIVERSION MEANS - WELL AND PUMP
NON-IRRIGATION USE - DOMESTIC 1 HOME, STOCK 20 HEAD
OTHER RIGHTS FOR SAME USE - PIONEER IRRIG. DIST.

REMARKS - NO REMARKS FOUND.
OLD WATER RIGHT NUMBERS -
NO OLD WATER RIGHT NUMBERS FOUND.

CONDITIONS OF APPROVAL -
NO CONDITIONS OF APPROVAL FOUND.

DEGREE PLAINTIFF -
DEGREE DEFENDANT -

MICROFILMED
OCT 10 1988 - DEGREE DATE -

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A63-23495

AUDIT FIELDS - 08/30/90 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	- 02/06/1990	LAST AMENDED DATE	-	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- W006371	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-		

1A35237-000

PROOF

AUG 02 1991

CERTIFIED

SEP 27 1993

WATER EXAMINER

Verified By
Terry Map, DWR
ASCS Map
Watermaster Records
NAPF Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
DWR Records

DATA ENTRY

ENTERED 10-17-93 JB

CHECKED 8-19-92

VERIFIED

MAY 06 1992

MICROFILMED
OCT 10 1996