

T1600

T5911

T5148

34

2
57.2

4
3.1

5
43.5

3
16.5

1
14.5

2
18.0

10

T1415

T1904

N/NW

N/NW

T5912

15

N/NW

3
19.7

37.0

2
43.0

1
40.0

1
15.0

0
63-10576
P.O.D.
(Irrigation)

N/NW

N/NW

T5934

3
14.0

2
19.7

3
34.0

N/NW

T5934

N/NW

T1091

7
8.6

6
16.4

5
33.3

4
12.4
63-25802
P.O.D.
(Domestic)

3
45.8

9.1

2
15.3

63-26651
P.O.D.
(Domestic)

9
22.1

10
5.1

3
11.2

T1085

20.1

T5932

12
13.7

11
8.3

2
22.7

15.14

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: **A63-26651**
Date Received: 2/ 8/1990
Receipt No: W008526
Received By: DE JED

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

1. Name: M & W FARMS INC 208-459-7872
Address: 404 WINDOR DR
CALDWELL ID 83605

2. Date of Priority: JUN 30, 1920

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	04W	15	NW	SW	SW	4	CANYON

5. Description of diverting works:
WELL, 6" CASING, 1/2 HP 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		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	04W	15	SW	SW	4	DOMEST	

11. Place of use in counties: CANYON

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SEP 15 1992

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

13. Other Water Rights Used:
NONE

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 _____

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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. File 3-26651Date Received 02-08-90Receipt Number 0008526**NOTICE OF CLAIM
TO A
WATER RIGHT****RECEIVED**
FEB 08 1990

Department of Water Resources

Western Regional Office

**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) M & W Farms Inc Phone (208) 459-7872Mailing Address 404 Thimble Dr. Caldwell, ID Zip 836052. Date of Priority (Only one per claim) 6/30/1920 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 5 N Range 4 WSection 15, NW 1/4 of SW 1/4 of SW 1/4, Govt. Lot 4, 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. land casing, 1/2 HP motor

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)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (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 domestic

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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.

10. Place of use is: Township: 5 N Range 4 W

Section 15, SW 1/4 of SW 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 ✓ 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.

(4) None or _____

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 ✓ 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) _____ Date _____

_____ Date _____

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

of M & W Farms Inc, that I have signed the foregoing

Organization

document in the space below as Pres. of M & W Farms Inc

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent W. H. Caldwell Jr Date 2/6/90

Title and Organization President M & W Farms Inc

State of Idaho/or Idaho)

) SS.

County of Canyon)

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 6 day of February 1990

SEAL

Notary Public John K. Noyes

Residing at 15470 Homedale Rd.

Caldwell, Ida 83605

My Commission Expires Sept 21, 1994

Last Name M & W Farms Inc Ident No. _____

Copies: White-State, Yellow-Claimant

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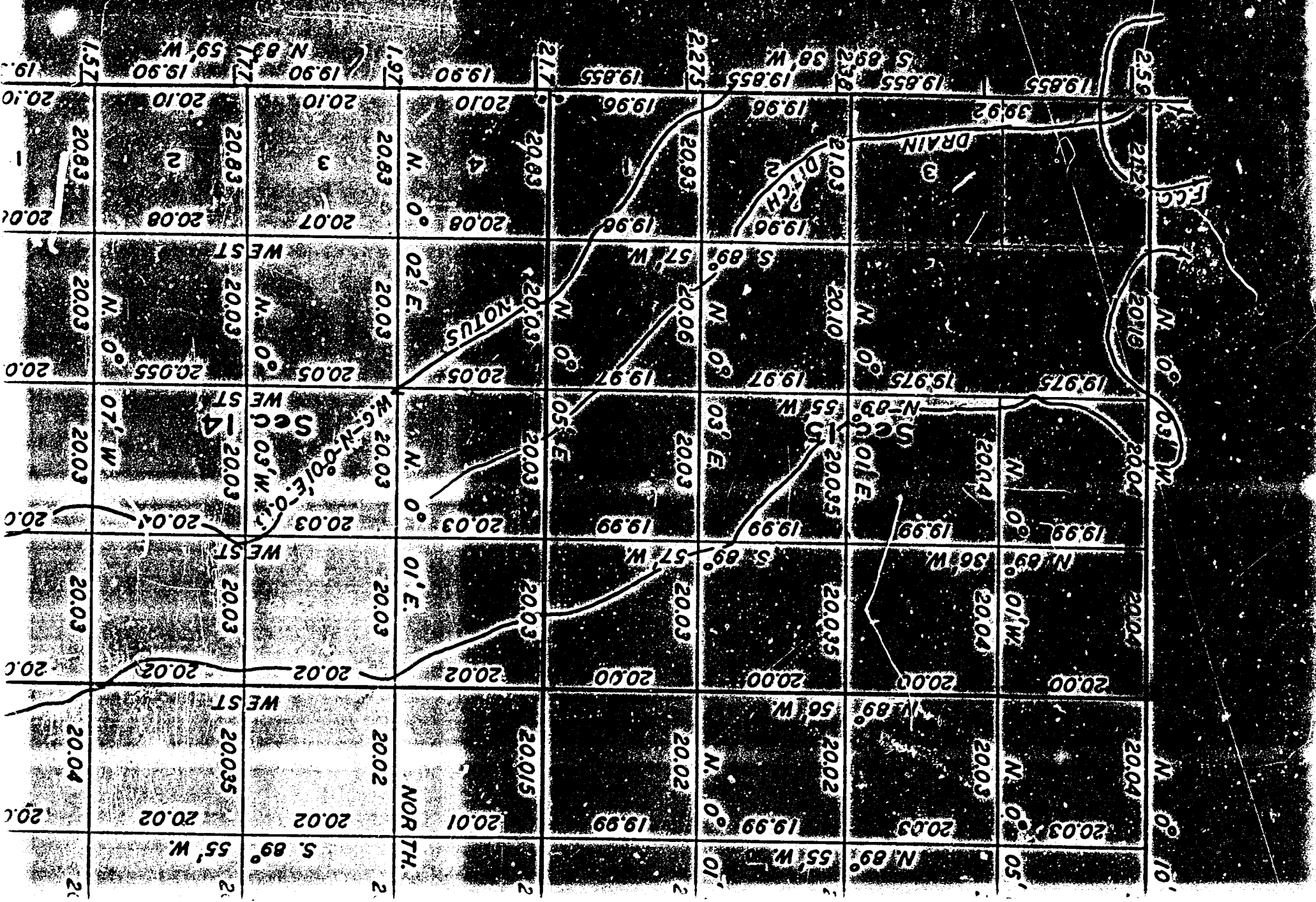
SEP 15 1992

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.



3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

M & W Farms, Inc.

CLAIM IDENT. NO. _____

DATE RECEIVED

2-8-90

CK # _____

AMOUNT \$

25.00

Required

- | | YES | NO | Info? |
|---|----------|-------|-------|
| 1. Is the name and address complete with zip code? | <u>✓</u> | _____ | * |
| 2. 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. | <u>✓</u> | _____ | * |
| 3. (a) Is a source entered? | <u>✓</u> | _____ | * |
| (b) Is a tributary to entered? (if required) N/A <u>✓</u> | _____ | _____ | _____ |
| 4. Is the legal description of the p.d. sufficient? | <u>✓</u> | _____ | * |
| 5. Is there a description of the diverting works? | <u>✓</u> | _____ | _____ |
| 6. 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. | <u>✓</u> | _____ | * |
| Is the period of use included? | <u>✓</u> | _____ | _____ |
| Is a quantity claimed for each use? | <u>✓</u> | _____ | * |
| 7. Is a total quantity claimed entered? | <u>✓</u> | _____ | _____ |
| 8. If required is a consumptive use entered? N/A <u>✓</u> | _____ | _____ | _____ |
| Is the consumptive use correct? N/A <u>✓</u> | _____ | _____ | _____ |
| 9. 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 _____ | <u>✓</u> | _____ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>✓</u> | _____ | * |
| 11. Is (are) the county(ies) entered? | <u>✓</u> | _____ | _____ |
| 12. Is the ownership of p.u. checked? | <u>✓</u> | _____ | _____ |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | <u>✓</u> | _____ | _____ |
| 14. 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 <u>✓</u> | _____ | _____ | _____ |
| 15. Is the basis of the claim indicated? | <u>✓</u> | _____ | _____ |
| 16. 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 <u>✓</u> | _____ | _____ | _____ |
| 17. 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 <u>✓</u> | _____ | _____ | _____ |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A <u>✓</u> | _____ | _____ | _____ |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | <u>✓</u> | _____ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | <u>✓</u> | _____ | * |
| 21. Was this claim filed on time, or was an extension granted? | <u>✓</u> | _____ | * |
| 22. Is the fee enclosed correct? Exempt _____ | <u>✓</u> | _____ | * |

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SEP 15 1992

YES NO

23. Should this claim be receipted and data entered? ☒ YES ☐ NO

Claim checked by: Sara Date: 7/8/96

Claim must be returned to claimant: pw 7/11/91 (Yes) ☒ (No) ☐

Claimant must be notified of modifications: (Yes) ☒ (No) ☐

Receipt Prepared by: _____ Date: _____

Claim data entered by: LD Date: 4-16-92 Checked by: pw Date: 1/12/92

Sent to claimant by: _____ Date: _____

Comments: Add Gov't Lot 4 to place of use
description - see copy of plat
attached.

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-26651

NAME & ADDRESS: M & W FARMS INC
412 HALSTEAD ST
CALDWELL ID 83605

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/30/1920

POINT OF DIVERSION: T05N R04W S15 LOT 4 (NWSWSW) Within CANYON County

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

PLACE OF USE: DOMESTIC Within CANYON County
T05N R04W S15 Lot 4 (SWSW)

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. 1R38335-000-0

**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
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Rights 63-25802, 63-25809
	)	and 63-26651

IDWR has completed the following Administrative Proceeding:

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

CHANGE OF ADDRESS

Name of Claimant: M & W FARMS INC
New Address: 412 HALSTEAD ST
CALDWELL ID 83605
Phone: (208) 459-7872

Claimant's Water Rights: 63-25802, 63-25809 and 63-26651

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

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/13/1999

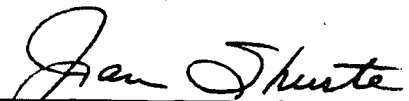
63-25802, 63-25809 and 63-26651

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: May 13, 1999



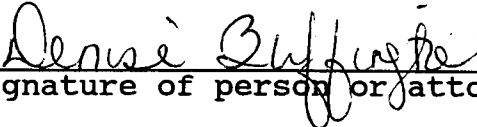
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on *May 13, 1999* 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:

M & W FARMS INC
412 HALSTEAD ST
CALDWELL ID 83605
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

11-12-98

State of Idaho
Dept. of Water Resources

Osage, Iowa:

The address on M. & E. Farms, Inc
all accounts needs to be changed as
per ~~PREVIOUS~~ Card.

NOV 13 1998

Department of Water Resources

Thanks in Advance
W. K. Brundell, Jr
for

11-12-98

M. & W. Farms, Inc

404 Windsor Dr.

Laldwell, Id. 83605

Change to:

M. & W. Farms, Inc

412 Halstead St.

Laldwell, Id. 83605

Right # 63-26651

" # 63-25802

" # 63-25809

W. K. Brundell, Jr
Pres. M. & W. Farms

RECEIVED

NOV 16 1998

WATER RESOURCES
WESTERN REGION



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

November 18, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WILLIAM D COLLINS
WESTBERG, MC CABE & COLLINS, CTD
516 W FRANKLIN ST
PO BOX 2836
BOISE ID 83701-2836

RE: Notice of Change of Water Right Ownership No. 63-10576, 63-10577, 63-25802 & ~~63-26651~~ for David L and Sheila D Marchbanks

Dear Mr. Collins:

Enclosed is a copy of a Notice of Change of Water Right Ownership form that was recently submitted to our office for David and Sheila Marchbanks. However, we cannot continue to process the ownership change without sufficient **proof of ownership**. This proof can be a copy of a warranty deed(s), sales contract or tax assessment, which includes the **legal description of the property by 1/4 1/4, Section, Township and Range**.

In addition, effective July 1, 2000, there is a filing fee of \$25 per water right, in which the Partial Decree has been issued by the SRBA Court. The partial decree has been issued on water right numbers 63-25802 and 63-26651. The filing fee also applies to water right numbers 63-10576 and 63-10577.

Please submit the \$100 fee, and proof of ownership, and we will be able to complete the ownership change. All other information submitted looks sufficient, and you will receive copies when the changes have been made.

Thank you for your patience and cooperation, as we have had several water right changes to process. Feel free to contact our office if you have any questions concerning this letter. Please note we kept the *signed* copies for our files. The enclosed copies are for your records.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

DH: dh

Enclosures

Money rec'd 12/2002.

Receipt by Dan N.

These documents sent to

S. O. 8/2003

Receipt Details for ID W029925

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
12/13/2002 11:41:04 AM	12/13/2002 3:22:30 PM	WESTERN	\$100.00	Check
Payer		MARCHBANKS, DAVID L AND SHEILA		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2747			
Card Expiration Date	Credit Card Transaction #		

Comment Ownership Change fee for water rights 63-10577, 63-26651, 63-25802, and 63-10576.

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$100.00	OWNERSHIP CHANGES/SECURITY INTERESTS	62140	0229	21		1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

WESTBERG, McCABE & COLLINS, CTD.

ATTORNEYS & COUNSELORS AT LAW
516 WEST FRANKLIN STREET
P. O. BOX 2836
BOISE, IDAHO 83701-2836

PAUL L. WESTBERG
THOMAS J. McCABE
WILLIAM D. COLLINS

RECEIVED

NOV 13 2002

WATER RESOURCES
WESTERN REGION

FAX
(208) 336-2121

TELEPHONE
(208) 336-5200

October 1, 2002

Kim Compton
Pioneer Title Co. of Canyon County
P.O. Box 610
Caldwell, ID 83606-0610

RE: Closing Escrow No. PC46321

Dear Ms. Compton:

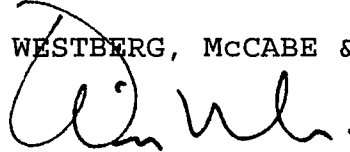
I am enclosing with this letter the originals of the documents I am to prepare for the closing of the above transaction which are the following:

1. Promissory Note;
2. Warranty Deed;
3. Mortgage;
4. Two State of Idaho Department of Water Resources Notices of Change of Water Right Ownership, water rights 63-10577 and water rights 63-26651, 63-25802 and 63-10576.

Each Notice of Change of Water Right Ownership needs to have a copy of the recorded deed attached and needs to be signed by the Marchbanks at closing and dated. The Notices should then be mailed to Idaho Department of Water Resources, 2735 Airport Way, Boise, ID 83705.

Very truly yours,

WESTBERG, McCABE & COLLINS, Ctd.



William D. Collins

WDC:tc

cc: M&W Farms, Inc. w/enclosure - ^{Three}~~Two~~ Notices of Change of Water Right Ownership

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

NOV 13 2002

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 63-26651, 63-25802 and 63-10576

Adjudication Claim No(s): A63-26651, A63-25802 and A63-10576 - no Ad Claim reg'd

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant

M & W Farms, Inc.

412 Halstead St., Caldwell, ID 83605

4. New Owner/Claimant(s)

David L. Marchbanks and Sheila D. Marchbanks

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
27425 Iverson Road

City, State and ZIP Code

Parma, Idaho 83660

New Telephone Number

(208) 459-7961

5. Date you acquired the property

10/4/2002

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 202 Number and type of stock _____

Diversion rate in CFS 3.00 Number of homes you acquired _____ Other uses _____

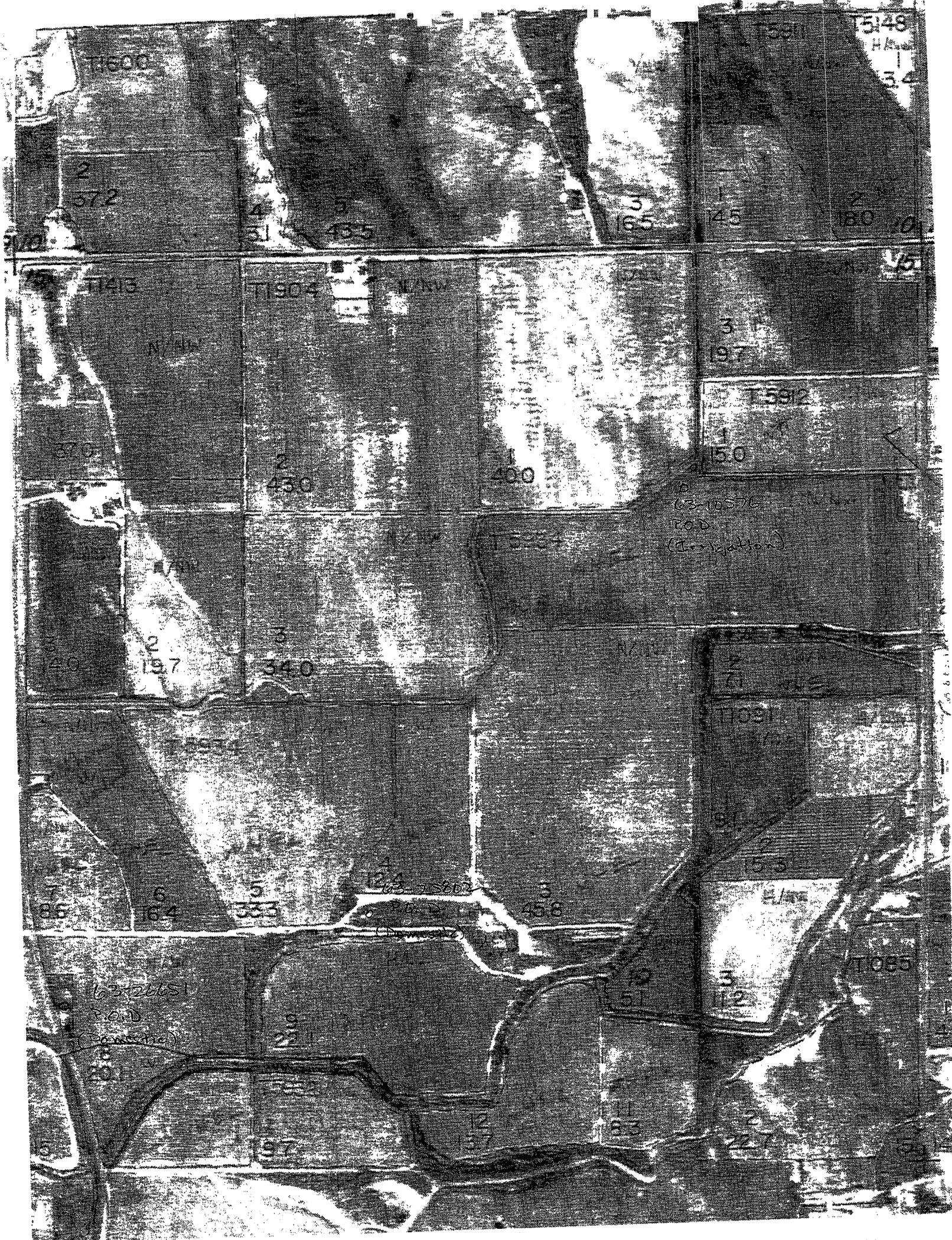
7. Signature of New Owner(s)
or Claimant(s)

David L. Marchbanks

Sheila D. Marchbanks

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.



T1600

5148

2
372

4
51

5
435

3
165

1
145

2
180

T1413

T1904

N/4NW

T1413

5148

N/4NW

3
197

T5912

1
150

370

2
430

3
400

63-10576
TOD
(Corrigation)

3
140

2
197

3
340

N/4

T1091

8
2
153

4/10

7
86

6
164

5
333

4
124
63-25602

3
458

63-26651
TOD
(Corrigation)

9
221

10
51

3
112

T1085

732

11
83

2
221

97

12
137

5148

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10576

Priority: January 25, 1990

Maximum Diversion Rate: 3.00 CFS
Maximum Diversion Volume: 909.0 AF

This is to certify, that M & W FARMS INC
404 WINDSOR DR
CALDWELL ID 836050000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 22, 1988; and has submitted Proof of Beneficial Use on January 25, 1990. An examination indicates that the works have a diversion capacity of 5.400 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 10/31	3.00 CFS	909.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE, Sec. 15, Township 05N, Range 04W
CANYON County

PLACE OF USE: IRRIGATION
TWN RGE SEC

	<u>ACRES</u>		<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 04W 15	SWNE 28	SENE 26	NESW 35		
	NWSW 36	Lot 4(SWSW) 20	Lot 3(ESW) 22		
	NWSE 35				202

Total number of acres irrigated: 202

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10576

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 25TH
day of NOVEMBER, 1972.


Acting for R. Keith Higginson, Director



SRBA

SUBCASE SUMMARY REPORT 63-26651

[Return to SRBA Home Page](#)

SRBA
11-15-2002

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 63-26651 FILE#: 00661
CLAIMANT: M & W FARMS INC
 412 HALSTEAD ST

 CALDWELL ID 83605
STATUS: PD ISSUED SPECIAL MASTER:
WATER SOURCE: GROUNDWATER,

****** PARTIES INVOLVED ******

M & W FARMS INC C PRO SE

****** ROA ENTRIES ******

05-17-1999	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING	05-17-1999
05-17-1999	NCAP - AMENDED DIRECTOR'S REPORT FILED	
	CHANGE OF ADDRESS	
05-17-2001	PARTIAL DECREE FILED	05-17-2001

[Return to SRBA Home Page](#)

DATE: 05/12/99
PAGE: 1

Audit: 05/12/99 DBUFFING



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 13, 1999

RE: Water Right No. 63-25802, 63-25809 & 63-26651

M & W FARMS INC
412 HALSTEAD ST
CALDWELL ID 83605

Dear Property Owner(s):

Enclosed is a copy of the above referenced water right which reflects your change in address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

AJ5809NP
No. R63-26651

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 07/21/98
PAGE: 267

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	M & W FARMS INC 404 WINDOR DR CALDWELL ID 83605 (208) 459-7872	06/30/1920	DOMESTIC	01-01 12-31	0.04 CFS	0.04 CFS
				TOTAL DIVERSION:	0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05N R04W S15 Lot04(NWSWSW)

CANYON County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:			
05N	04W	15	:																	:			
												04-D											

POU County: CANYON

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 1R38335-000-0

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 09/09/93 DUNN1 09/10/93 DUNN1 03/30/95 POST-STD 08/15/97 AJU3-DSH
09/16/97 CORR4

OLD (D) NUMBER -

STATE- ID ZIP- 83605

AUG 01 1994

WATER RIGHT NUMBER - A63-26651

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - 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	- 02/08/1990	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	- W008526	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

NR 38335-000-0

DATA ENTRY

ENTERED 9-10-93 RS

CHECKED 10/27/93 KB

Verified By
Topo Map/Ortho-PO
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
ICWR Records

VERIFIED

DEC 15 1992

CERTIFIED

JUL 26 1993

WATER EXAMINER

MICROFILMED

AUG 01 1994

PROOF

AUG 21 1992