



Idaho Department of Water Resources

63-21454

05N 06W S13



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated
Acres: 22.6

700 0 700 Feet



IDWR
Prepared by: Lori Graves
Date: 09-18-06
1986-87 Photography

T5N R6W S13

**SENW
1.6 acres**

**SWNE
21 acres**

NWSE

NES



PLACE OF USE
LOOKING NORTH FROM PUMP SITE

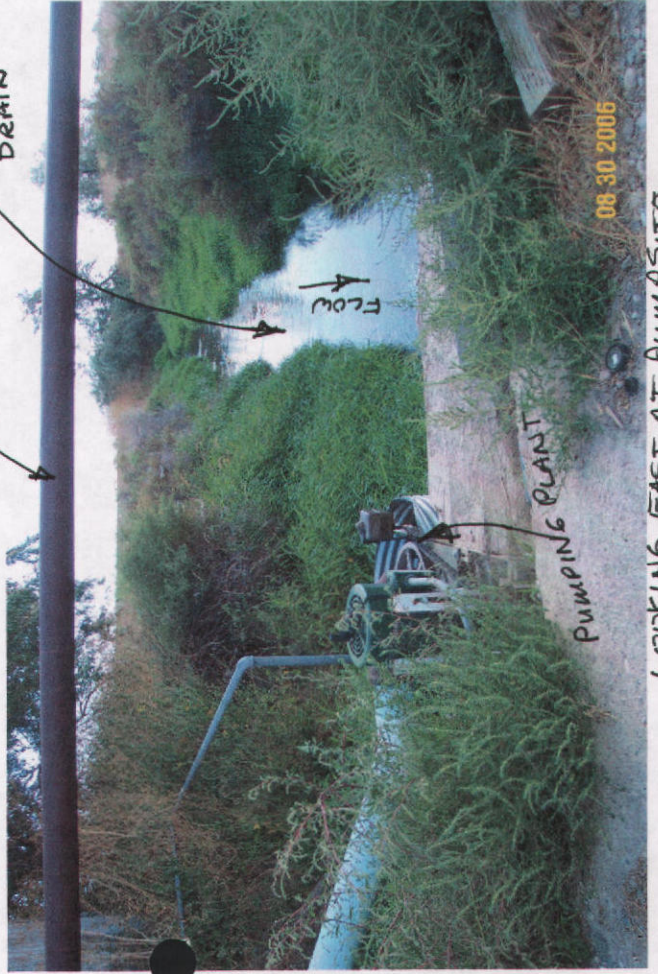
08.30.2006



P.O.U. LOOKING NORTH-WEST

08.30.2006

63-21454



LOOKING EAST AT PUMPSITE

08.30.2006



LOOKING NORTH

08.30.2006



POWER METER

MOSEER
63-21454



DITCH RUNNING
NORTH FROM
PUMP BOX





OUTLET STRUCTURE.
SOUTH SIDE OF DRAIN
LOOKING NORTH

MOSEY
63-21454



PARMA WATER LIFTER



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 63-21454
Date Received: 3/9/1990
Receipt No: C015451
Received By:

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

1. Name of Claimant(s)

KAREN MOSER Phone: (208)724-1616
30280 BOULDER RD
PARMA ID USA 83660

MATTHEW MOSER Phone: (208)724-1616
30280 BOULDER RD
PARMA ID USA 83660

2. Date of Priority: 03/15/1943

3. Source: NORTH ALKALI DRAIN Trib. to: SOUTH BOISE DRAIN

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	06W	13	NE SW NE	CANYON	

5. Description of diverting works:

2 PUMPS, OPEN CEMENT DITCHES, TUBE IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.54	

7. Total Quantity Appropriated is:
0.54 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
----------	-------	---------	----------------	-----	-------

05N	06W	13	SW	NE	IRRIGATION	27
					Section Acres	27
					Total Acres	27

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:

14. Remarks:

CHNAGE IN OWNERSHIP LG-7-11-2006

15. Basis of Claim: Beneficial Use

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

RECEIVED

MAR 14 1990

Ident. Number: A63-21454
Date Received: 3/09/1990
Receipt No: C015451
Received By: AW

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AGNES MARIE GORDON 208-722-6546
Address: 30280 BOULDER RD.
PARMA, ID 83660

OR

Name: CARL GORDON 208-722-6546
Address: 30280 BOULDER RD.
PARMA, ID 83660

2. Date of Priority: MAR 15, 1943

3. Source: NORTH ALKALI DRAIN Trib. to: SOUTH BOISE DRAIN

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	06W	13	NE	SW	NE		CANYON

5. Description of diverting works:
2 PUMPS, OPEN CEMENT DITCHES, TUBE IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.540		

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

8. Total consumptive use is 94.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	06W	13	SW	NE		IRR	27.0
Section Acres							27.0
Total Acres							27.0

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:
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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1 (map)

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): X Agnes Marie Gordon Date: X 3-9-90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of March 19 90

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

RECEIVED

APR 24 2006

WATER RESOURCES
WESTERN REGION

Form 42-3A(2005) (10/05) July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
(Incomplete forms will be returned.)

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
63-21455					
63-21454 AJ					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
If your water right(s) and/or adjudication claim(s) is for use on 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(s) Agnes Marie Gordon
Carl Gordon
4. New Owner/Claimant(s) Matthew and or Karen Moser
(List Owner(s) (Check one): ☐ and ☐ or ☐ and ☐
New Mailing Address 30280 Boulder Rd.
City, State and ZIP Code Parma, Id. 83660
New Telephone Number 208 724-1616 or 724-9641
5. Date you acquired the property 3-3-06

(Rev. 12/2004) (12/11/11) Rev. 2008

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per month)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per month)	Description (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

7. Signature of New Owner(s) or Claimant(s) Maria M. Novak
(include title if applicable) Karen M. Novak

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

For Office Use Only
 Received by SA Date 4-24-06 Fee 25-
 Received by SA Date 4-24-06 Receipt No. WD34036 F
 Processed by SA Date 7-11-06 WR _____ Date _____

Form 42-21842-340003 A.D. 2000

6. You may have purchased only a portion of the water right(s) held by the seller. If this change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at Item 6. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). If the water right(s) will not be split, skip Item 6 and go to Item 7.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033



LandAmerica
Transnation

2006 MAR 3 PM 4 07
CANYON CNTY RECORDER
BY *[Signature]*
REQUEST TYPE *Deed Fee 9-*
TRANSACTION TITLE

RECORDED

200615383

mm
RM

Escrow No. 0600041276 *CAW*

WARRANTY DEED

FOR VALUE RECEIVED

Ruth Anne Gordon, who acquired title as Ruth Ann Rodriguez, an unmarried woman

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto: Matt Moser and Karen Moser, husband and wife

GRANTEES(s), whose current address is: 30280 Boulder Rd, Parma, Idaho 83360
the following described real property in Canyon County, State of Idaho,
more particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED
(continued)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

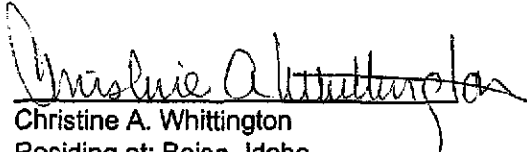
Date: March 1, 2006

Ruth Anne Gordon
Ruth Anne Gordon

WARRANTY DEED - NOTARY ACKNOWLEDGMENT(S):

State of Idaho, County of Ada, ss.

On this 1st day of March in the year of 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Ruth Ann Gordon known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Christine A. Whittington

Residing at: Boise, Idaho

My commission expires: 08/15/2008



(continued)

EXHIBIT "A"

That part of the Southwest quarter of the Northeast quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho, lying North and East of the centerline of the drainage and waste water ditch which traverses the said Southwest quarter of the Northeast quarter, said section, Township and Range, aforesaid.

AND

A strip of land 240 feet in width, lying within the said Southwest quarter of the Northeast quarter, particularly described as follows, to-wit:

Commencing at the Southeast corner of the said Southwest quarter of the Northeast quarter, said section, Township and Range, aforesaid; and running thence due West for a distance of 240 feet; thence North on a straight line to the centerline of the aforesaid drainage and waste water ditch; thence due East on and along the said drainage and waste water ditch to the East line of the said Southwest quarter of the Northeast quarter; thence due South to the POINT AND PLACE OF BEGINNING, all within the Southwest quarter of the Northeast quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho.

AND

Commencing at the Northeast corner of the Southeast quarter of the Northwest quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho; and running thence West 330 feet; thence South to the South line of the Southeast quarter of the Northwest quarter, said section, Township and Range aforesaid; thence East 330 feet; thence North to the POINT AND PLACE OF BEGINNING.

EXCEPTING THEREFROM the following described real property:

A parcel of land in the Southeast quarter of the Northwest quarter and the Southwest quarter of the Northeast quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho, described as follows:

Beginning at a point on the South boundary line of the Southeast quarter of the Northwest quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, 330 feet West of the Southeast corner of said Southeast quarter of the Northwest quarter; thence East a distance of 536 feet to the centerline of a drain ditch; thence Northeasterly along the centerline of said drain ditch 510 feet to the centerline of the Dutton Spillway and drain ditch, such point being 246 feet due East of the East boundary line of said Southeast quarter of the Northwest quarter; thence Northwesterly along the centerline of said Dutton Spillway and drain ditch to the North boundary line of said Southeast quarter of the Northwest quarter; thence due West along the North boundary line of said Southeast quarter of the Northwest quarter 100 feet; thence due South on a line parallel with the East boundary line of said Southeast quarter of the Northwest quarter, a distance of 1,320 feet to the POINT OF BEGINNING.

Issued with Policy
No.:

POLICY OF TITLE INSURANCE

SCHEDULE A

Amount of Insurance: \$150,000.00

Policy No.: A37-1009486

File No.: 0600041276

Date of Policy: March 3, 2006 at 4:07 p.m.

1. Name of Insured:

MATT MOSER AND KAREN MOSER

2. The estate or interest in the land described herein and which is covered by this policy is
fee simple and is at date of policy vested in:

MATT MOSER AND KAREN MOSER, husband and wife

3. The land referred to in this policy is described in the said instrument, is situated in the
County of Canyon, State of Idaho, and is identified as follows:

SEE EXHIBIT "A" ATTACHED
(continued)

Countersigned: _____



Authorized Officer or Agent
Sandee Balmer

This Policy Is Valid Only If Schedule B is Attached

SCHEDULE A (continued)

LEGAL DESCRIPTION (continued)

EXHIBIT "A"

That part of the Southwest quarter of the Northeast quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho, lying North and East of the centerline of the drainage and waste water ditch which traverses the said Southwest quarter of the Northeast quarter, said section, Township and Range, aforesaid.

AND

A strip of land 240 feet in width, lying within the said Southwest quarter of the Northeast quarter, particularly described as follows, to-wit:

Commencing at the Southeast corner of the said Southwest quarter of the Northeast quarter, said section, Township and Range, aforesaid; and running thence due West for a distance of 240 feet; thence North on a straight line to the centerline of the aforesaid drainage and waste water ditch; thence due East on and along the said drainage and waste water ditch to the East line of the said Southwest quarter of the Northeast quarter; thence due South to the POINT AND PLACE OF BEGINNING, all within the Southwest quarter of the Northeast quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho.

AND

Commencing at the Northeast corner of the Southeast quarter of the Northwest quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho; and running thence West 330 feet; thence South to the South line of the Southeast quarter of the Northwest quarter, said section, Township and Range aforesaid; thence East 330 feet; thence North to the POINT AND PLACE OF BEGINNING.

EXCEPTING THEREFROM the following described real property:

A parcel of land in the Southeast quarter of the Northwest quarter and the Southwest quarter of the Northeast quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho, described as follows:

Beginning at a point on the South boundary line of the Southeast quarter of the Northwest quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, 330 feet West of the Southeast corner of said Southeast quarter of the Northwest quarter; thence East a distance of 536 feet to the centerline of a drain ditch; thence Northeasterly along the centerline of said drain ditch 510 feet to the centerline of the Dutton Spillway and drain ditch, such point being 246 feet due East of the East boundary line of said Southeast quarter of the Northwest quarter; thence

File No.: 0600041276

Policy No.: A37-1009486

SCHEDULE A (continued)

LEGAL DESCRIPTION (continued)

Northwesterly along the centerline of said Dutton Spillway and drain ditch to the North boundary line of said Southeast quarter of the Northwest quarter; thence due West along the North boundary line of said Southeast quarter of the Northwest quarter 100 feet; thence due South on a line parallel with the East boundary line of said Southeast quarter of the Northwest quarter, a distance of 1,320 feet to the POINT OF BEGINNING.

File No.: 0600041276

Policy No.: A37-1009486

SCHEDULE B

This policy does not insure against loss or damage (and the Company will not pay costs, attorney's fees or expenses) which arise by reason of:

GENERAL (STANDARD) EXCEPTIONS

1. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by persons in possession, or claiming to be in possession, thereof.
2. Easements, liens, encumbrances, or claims thereof, which are not shown by the public records.
3. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey of the land would disclose, and which are not shown by the public records.
4. Any lien, or right to a lien, imposed by the law for services, labor, or material heretofore or hereafter furnished, which lien, or right to a lien, is not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or, (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c) or (d) are shown by the public records.
6. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.

SPECIAL EXCEPTIONS:

8. General taxes for the year 2005, which are a lien, of which the first half is paid and the second half is due and payable on or before June 20, 2006 and not delinquent until after said date.

(continued)

SCHEDULE B (continued)

EXCEPTIONS (continued)

9. General taxes for the year 2006, which are a lien, payable on or before December 20 of said year and not delinquent until after said date.
10. Liens and assessments of the RIVERSIDE IRRIGATION DISTRICT, and the rights, powers and easements of said district as by law provided.
11. Ditch, road and public utility easements as same may exist over said premises.
12. Rights and claims in and to that portion of said premises lying within the Boulder Road right of way.
13. Rights and claims in and to that portion of said premises lying within the Dutton Spillway right of way.
14. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded March 28, 1947, as Instrument No. 322248, of Official Records.
15. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded April 3, 1948, as Instrument No. 336112, of Official Records.
16. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded October 11, 1988, as Instrument No. 8820185, of Official Records.

30280 Boulder Rd

 Parcel Labels

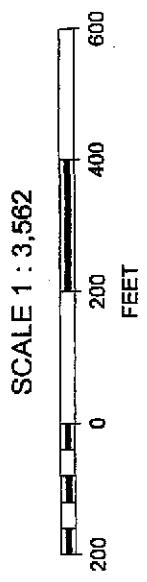
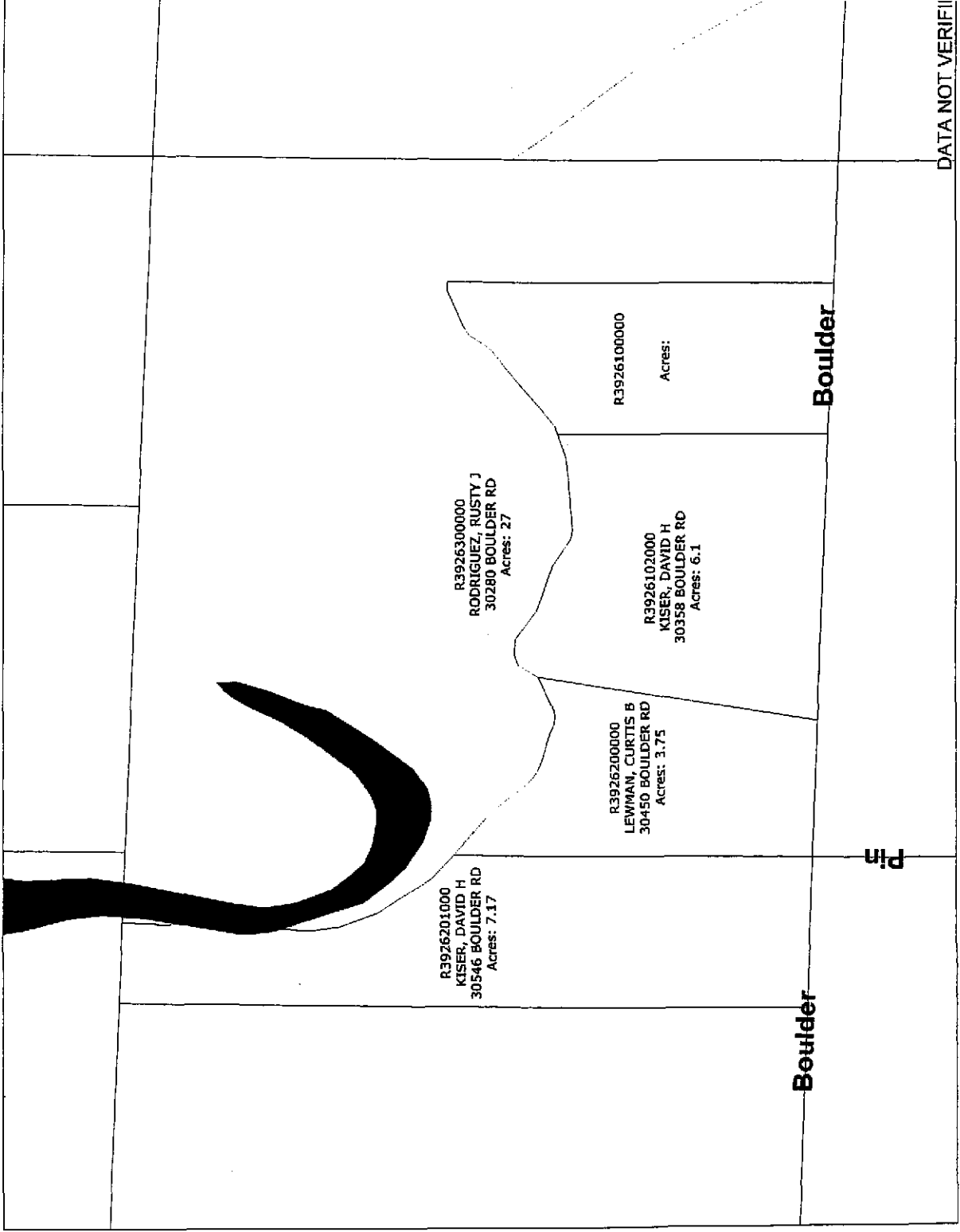
 Streets

 Railroad

 Environmental

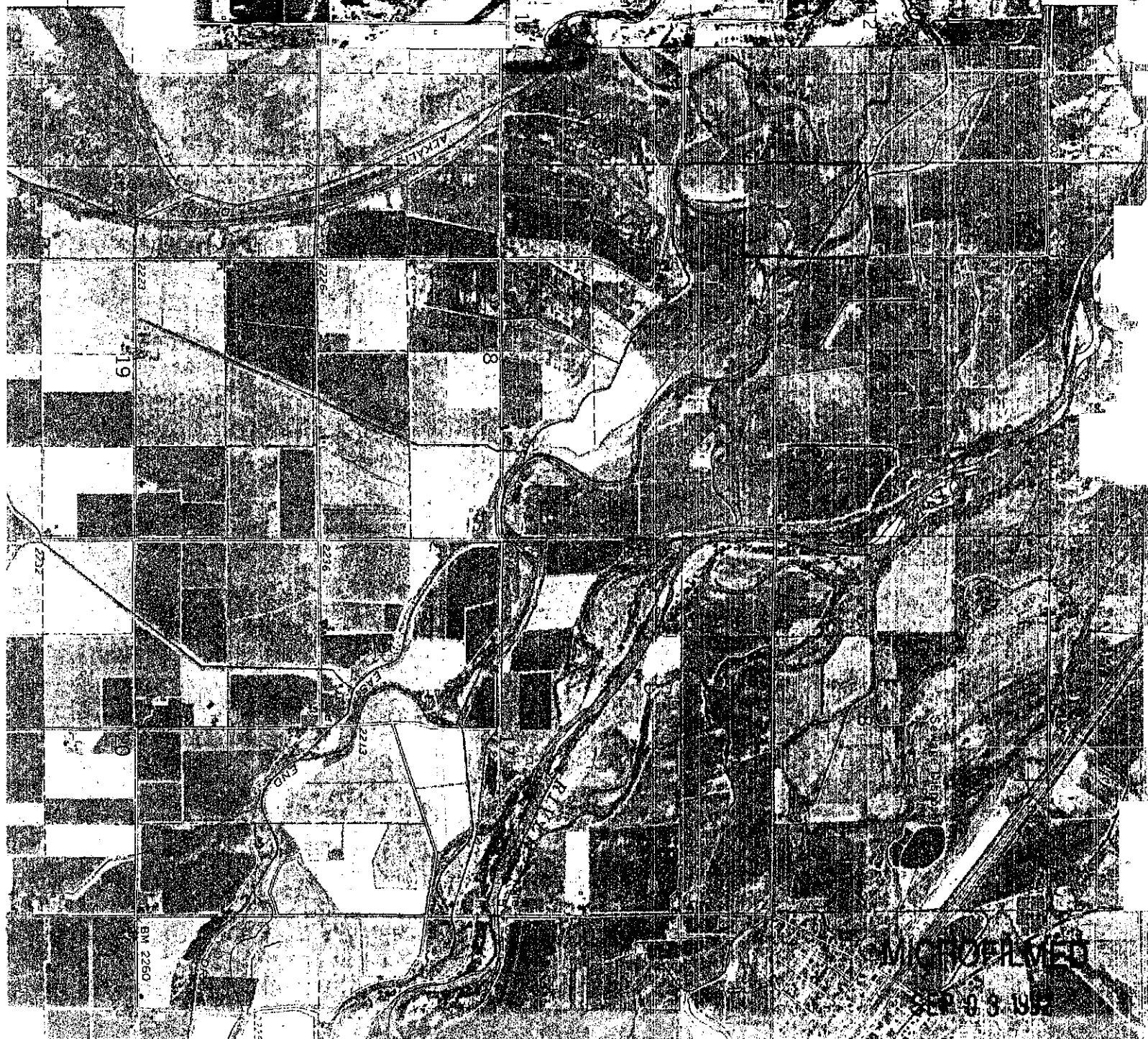
 Hydro Areas

 Parcels





4



BN 2250

UNCLASSIFIED
2003

Receipt Details for ID C015451

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/9/1990 4:06:40 PM	3/9/1990	State	\$102.00	Check
Payer		C AND M ENTERPRISES		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
5497			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE - GORDON

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$102.00	ADJUDICATION FEE - GORDON	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	21454		\$77.00	Claim
63	21455		\$25.00	Claim



RECEIVED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
JUL 19 2007
DEPARTMENT OF
WATER RESOURCES

In Re SRBA) A. Subcase 63-21454
(Insert water right number)
Case No. 39576)
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Riverside Irrigation District
Address: PO Box 1080
Parma, ID 83660
Daytime Phone: 208-880-3449

Name & Address of Attorney, if any:

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Matthew and Karen Moser
Address: 30280 Boulder Road
Parma, ID 83660

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☒ **Source**

Should be: The source should be described as waste waters, and waste waters belong to the Riverside Irrigation District.

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10 ☐ **I object because:**

☐ This water right Should not exist.

☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Riverside Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Riverside Irrigation District. Proposed waste water remark does not sufficiently protect original appropriator.

F. VERIFICATION (must be completed)

State of IDAHO)
County of ADA)ss.

Robert P. BARRETT, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

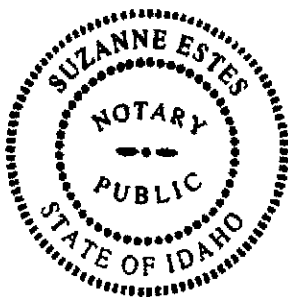
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

[Signature]

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 18, 2007



Suzanne Estes
Notary Public for Idaho

Residing at: Boise

My Commission Expires: June 1, 2012

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on JUN 18 2007, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

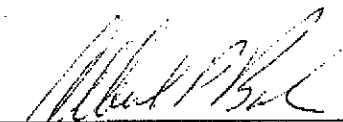
Name: Matthew and Karen Moser
Address: 30280 Boulder Road
Parma, ID 83660

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

12/10/2006

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

RIGHT NUMBER: 63-21454
NAME AND ADDRESS: KAREN MOSER
30280 BOULDER RD
PARMA ID 83660

MATTHEW MOSER
30280 BOULDER RD
PARMA ID 83660

SOURCE: ALKALI DRAIN TRIBUTARY: SOUTH BOISE DRAIN

QUANTITY: 0.450 CFS

PRIORITY DATE: 03/01/1956

POINT OF
DIVERSION: T05N R06W S13 SWNE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.450 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R06W S13	SWNE	21.00	T05N R06W S13	SENE	1.60
---------------	------	-------	---------------	------	------

22.6 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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.

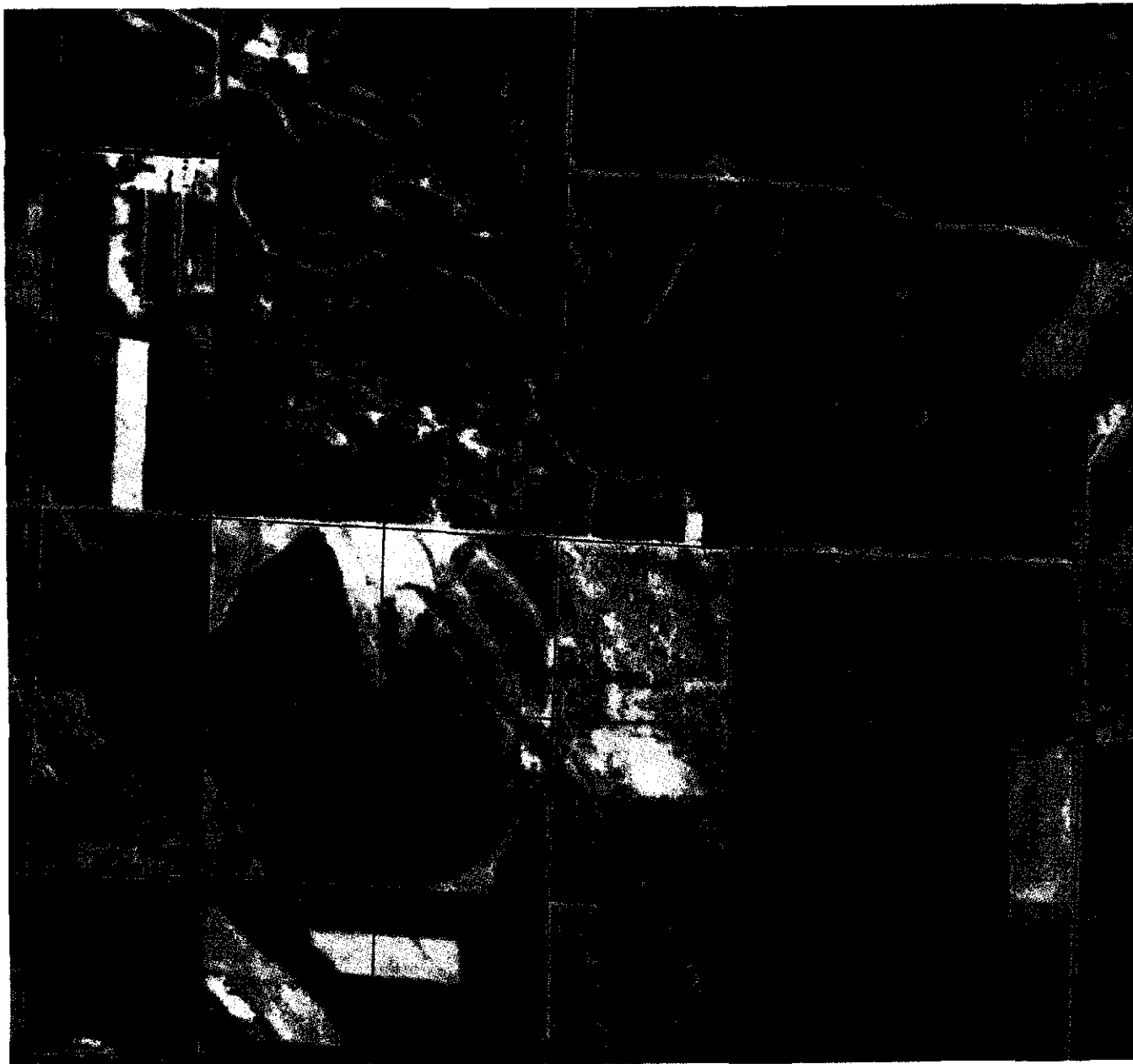
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

63-21454

05N 06W S13



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated
Acres: 22.6

700 0 700 Feet



IDWR
Prepared by: Lori Graves
Date: 09-18-06
1986-87 Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21454 V1

WATER RIGHT NUMBER: 63-21454 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	AGNES MARIE GORDON 30280 BOULDER RD PARMA, ID 83660 (208)722-6546
Original Owner	CARL GORDON 30280 BOULDER RD PARMA, ID 83660 (208)722-6546
Current Owner	KAREN MOSER 30280 BOULDER RD PARMA, ID 83660
Current Owner	MATTHEW MOSER 30280 BOULDER RD PARMA, ID 83660

Priority Date: 03/01/1956

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
ALKALI DRAIN	SOUTH BOISE DRAIN

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.450 CFS	
	<u>Total Diversion:</u>	0.450 CFS	

Location of Point(s) of Diversion

ALKALI DRAIN	SW1/4NE1/4	Sec. 13, Twp 05N, Rge 06W, B.M.
CANYON County		

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	
05N	06W	13			21.0				1.6										22.6

Total Acres: 22.6

Conditions of Approval:

1. C18 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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-21454 V1

Remarks:

Comments:

1. Igraves 9/18/2006 Field Exam

Comment: Field exam was made 8/30/06 and found one pump used for irrigation, although two were listed on the claim.

2. Igraves 9/18/2006 Flow Rate

Comment: A theoretical calculation was used to estimate pump capacity at 1.57 cfs.

3. Igraves 9/18/2006 Source

Comment: Source was clarified to Alkali Drain based on the topo map.

4. Igraves 9/18/2006 Parce No.

Comment: Irrigation is within Parcel No. R3926300000.

5. Igraves 9/18/2006 Priority Date

Comment: Priority was advanced to 1956 based on the affidavit.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

July 11, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Matthew and Karen Moser
30280 Boulder Rd
Parma, ID 83660

Notice of Claim to a Water Right No. 63-21454

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

COPY

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21454

WATER RIGHT NUMBER: 63-21454

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	AGNES MARIE GORDON 30280 BOULDER RD PARMA, ID 83660 (208)722-6546
Current Owner	KAREN MOSER 30280 BOULDER RD PARMA, ID 83660
Current Owner	MATTHEW MOSER 30280 BOULDER RD PARMA, ID 83660
Original Owner	CARL GORDON 30280 BOULDER RD PARMA, ID 83660 (208)722-6546

Priority Date: ~~03/15/1948~~ 3/1/1956

Basis: Beneficial Use

Status: Active

Source~~NORTH~~ ALKALI DRAINTributary

SOUTH BOISE DRAIN

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.540 CFS

Annual VolumeTotal Diversion:

0.540 CFS

.45

Location of Point(s) of Diversion~~NORTH~~ ALKALI DRAIN~~NE~~1/4SW1/4NE1/4

Sec. 13, Twp 05N, Rge 06W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
05N	06W	13			27.0				1.6										27.6	
Total Acres:			27			21			1.6									22.6		

Conditions of Approval:

1. CHNAGE IN OWNERSHIP LG-7-11-2006

Dates and Other Information:

Claim Received Date: 3/9/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

MEMORANDUM

TO: ADJUDICATION FILES 63-21545⁴⁵⁴

FROM: DANIEL A. NELSON

DATE: 9/12/06

SUBJECT: FIELD EXAMINATION

Burke Scholer performed the field exam on this claim. I reviewed the claim and feel everything that he found to fairly accurate. The acres he determined where pretty close, but the ArcView shape file revealed a number of acres a little less than the amount claimed and found by Mr. Scholer. Mr. Scholer determined a diversion rate of 1.57 cfs, which is more than enough to cover the maximum allowable at 0.02 cfs per acre for the 22.6 acres found or 0.45 cfs total.

Therefore, I suggest that this claim be recommended as follows:

Source – North Alkali Drain in the SWNE S13 T5N R6W

0.45 cfs and 101.7 afa for irrigation use from 3/1 to 11/15

For S13 T5N R6W – 21 acres in the SWNE 1.6 acres in the SENW

For a total of 22.6 acres.

T5N R6W S13

SENW
1.6 acres

SWNE
21 acres

NWSE

NES

FIELD EXAM MEMO

DATE: 7/28/2006

TO: Dan Nelson

FR: Lori Graves

RE: A63-21454

The claim says that two pumps are used with cement ditches and siphon tubes. Only one p/d is listed.

Please verify

1. P/d(s) locations ✓
2. Flow rate ✓
3. Acres irrigated as of 1987 ✓
4. If surface water shares also used NO

The new owners are Matt and Karen Moser, 724-9641 or 724-1616. Thanks Dan.

BURKE Above are
The special INSTRUCTIONS
FROM Agent.

THANKS



ADDITIONAL INFORMATION NEEDED FOR IRRIGATION FIELD EXAMS

Field Examiners, please complete the following checklist. Mark "unknown" or N/A if information doesn't apply or information is unavailable.

IF CURRENT OWNER DOES NOT MATCH PROOF REPORT PLEASE GIVE NEW OWNER CHANGE OF OWNERSHIP FORM TO COMPLETE.

1.) Pump information:

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
ALKALI DRAIN PUMP	DAYTON MOTOR 1730 RPM	5	6K130L	PARMA WATERLIFTER	8"

2.) Lift (distance from pump to water) 14' (6' W.S. DISCH + 8' FROM DISCH TO W.S. IN BOX)

3.) How was lift determined (well log, measurement, owner)? MEASURED

4.) Pressure against pump (this is checked using the owner's psi gauge, your gauge, or an estimate by owner) N/A

5.) Was a measurement made? NO If no can a measurement be made at a latter time? YES

6.) What type of measurement device was used? N/A

7.) Is there a pump curve available for pump? YES FROM PARMA CO

8.) Please fill out the following:

Number of sprinklers } N/A
 Sprinkler nozzle size

Number of Pivots (include gpm rating for each pivot)

SITE TAG A0002192

GPS = 2258718
#126 1401246

 DONE

12.) Pictures taken of place of use and point of diversion. ✓ DONE

system. ✓

THEORETICAL FLOW RATE

$$GPM = (NP)(EFF)(1882)$$

T D H

$$\frac{(5)(5) \text{ B.BZ}}{141} = \underline{\underline{1.575 \text{ CFS}}}$$

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. In the top right corner, there is a small, dark mark or smudge. The rest of the page is blank.

DATE EXAM CONDUCTED

FIELD EXAMINER

DARTON MOTOR

5 HP

MOTOR REF 6K130L

SF 1.0

230V - 23.0 AMPS

1730 RPM

KAREN & MATT
MOSEZ

8/30/06

63-21454

PARMA WATER LIFTER

8" DISCHARGE

LIFT = $\left. \begin{array}{l} 8' \text{ ABOVE} \\ 6' \text{ BELOW} \end{array} \right\} \text{DISCHARGE}$
14'

PULLEY RATIO $\left(\begin{array}{l} 6'' - 16'' \\ (5\frac{5}{8}'' - 15\frac{1}{2}'') \end{array} \right)$

DISCHARGES INTO BOX THEN TO CONC. DITCH

A0002192

GPS = 2258718
#126 1401246

IDAHO POWER METER

10688767 ABB

K_H = 7.2 NO CT

ADDITIONAL INFORMATION

FLOW RATE THEORETICAL

$$GPM = \frac{(HP)(EFF) 8.82}{TDH}$$

$$\frac{(5)(5)(8.82)}{14'} = 1.575 \text{ CFS}$$



PLACE OF USE
LOOKING NORTH FROM PUMPSITE

P.D.U. LOOKING NORTH-WEST

63-21454

8" STEEL
ALKALI DRAIN



LOOKING EAST AT PUMPSITE



LOOKING NORTH



DITCH RUNNING
NORTH FROM
PUMP BOX



MOSER
63-21454

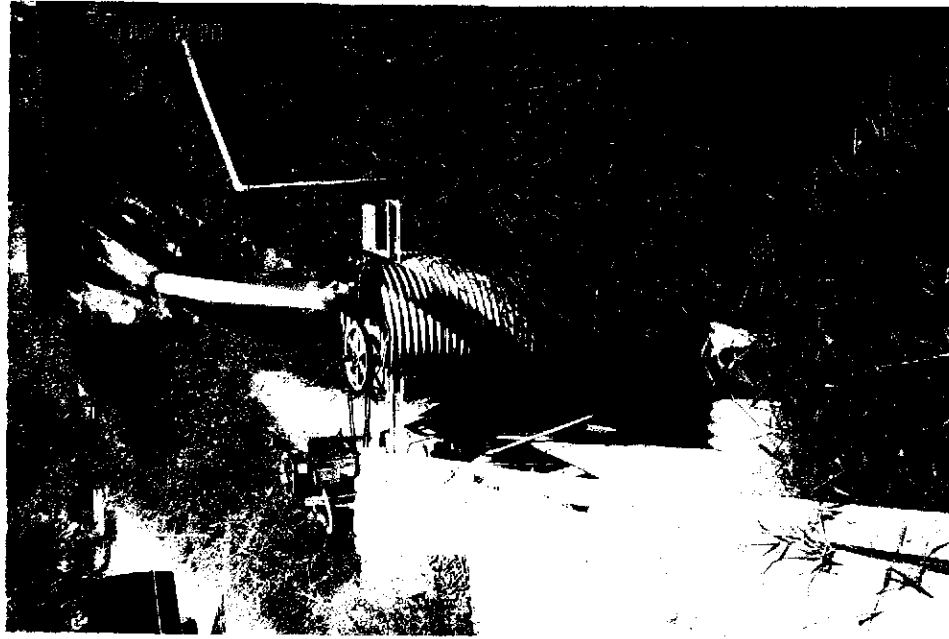


POWER METER

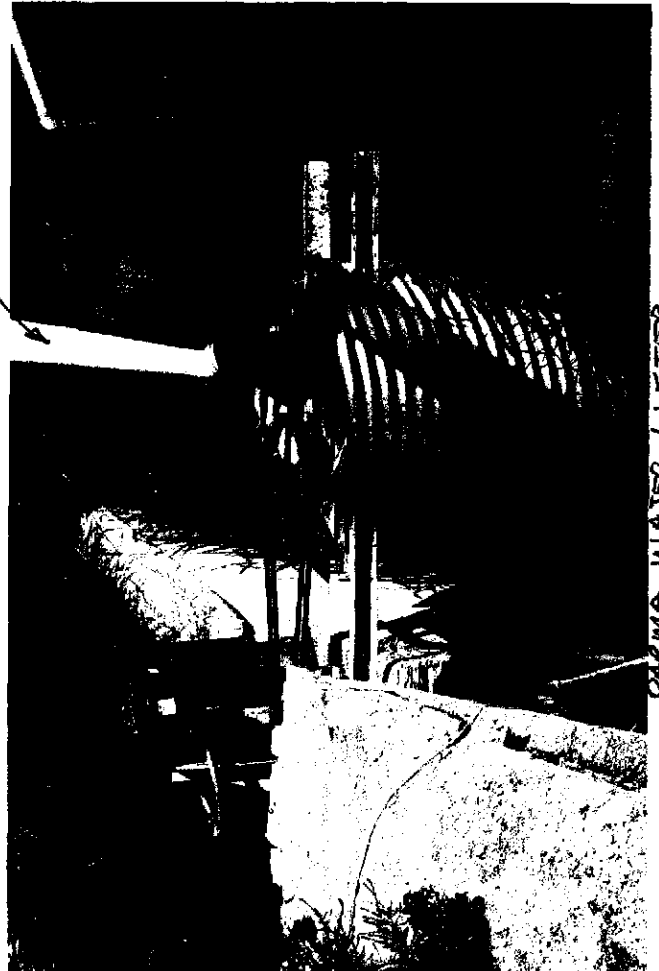


OUTLET STRUCTURE
SOUTH SIDE OF DRAIN
LOOKING NORTH

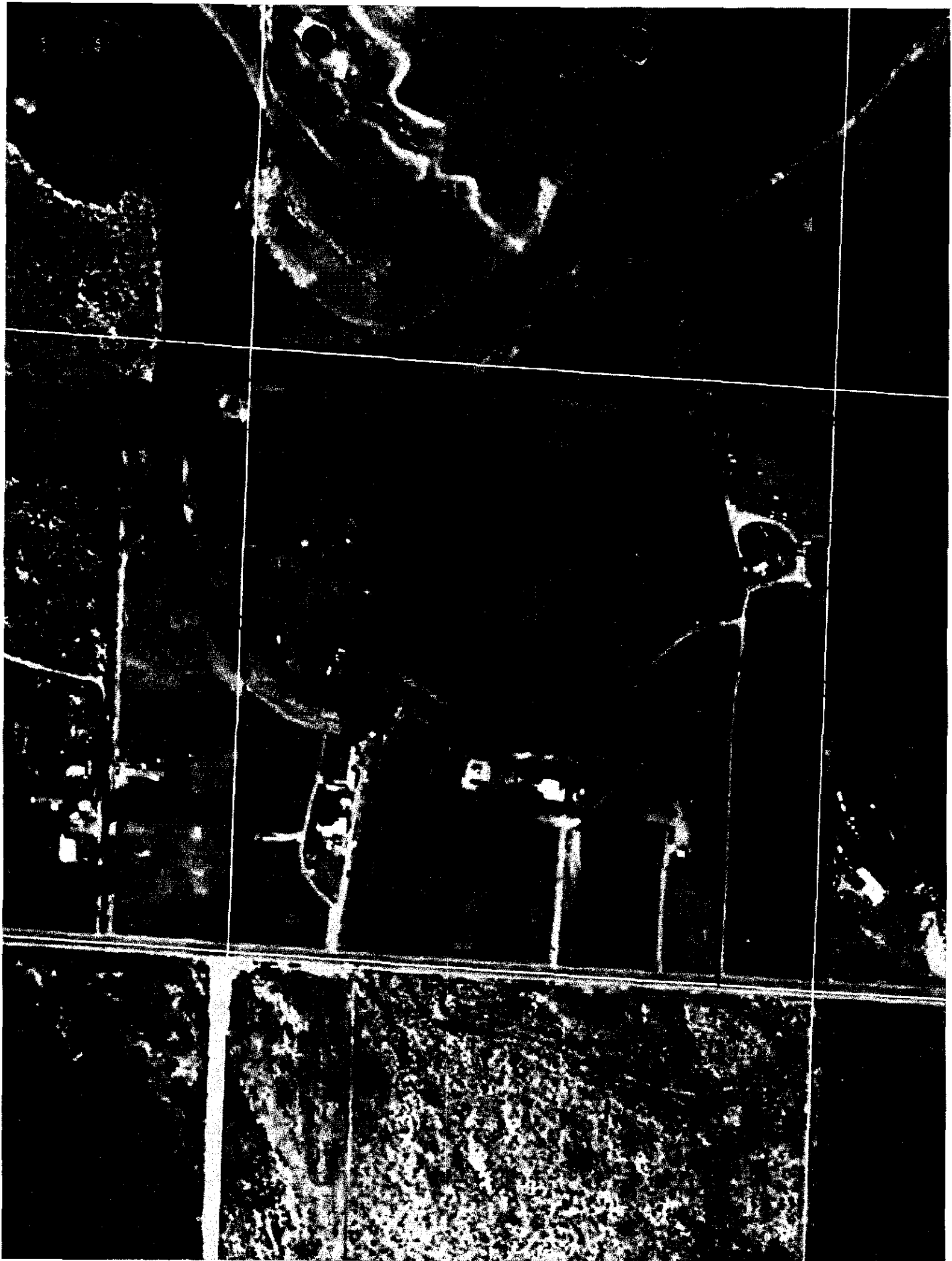
MOSEZ
63-21454



81



PARMA WATER FILTER



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21454

WATER RIGHT NUMBER: 63-21454

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	AGNES MARIE GORDON 30280 BOULDER RD PARMA, ID 83660 (208)722-6546
Current Owner	KAREN MOSER 30280 BOULDER RD PARMA, ID 83660
Current Owner	MATTHEW MOSER 30280 BOULDER RD PARMA, ID 83660
Original Owner	CARL GORDON 30280 BOULDER RD PARMA, ID 83660 (208)722-6546

CORRECT

Priority Date: 03/15/1943

Basis: Beneficial Use

Status: Active

Source

NORTH ALKALI DRAIN

Tributary

SOUTH BOISE DRAIN

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.540 CFS

Annual VolumeTotal Diversion:

0.540 CFS

Location of Point(s) of DiversionNORTH ALKALI DRAIN
CANYON County

NE1/4SW1/4NE1/4

Sec. 13, Twp 05N, Rge 06W, B.M.

Place of Use

IRRIGATION

Twp Rge Sec

05N 06W 13

NE				NW				SW				SE				Totals
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
		27.0				1.64										27.0
		22.87														24.51

Total Acres: 27

Conditions of Approval:

1. CHNAGE IN OWNERSHIP LG-7-11-2006

Dates and Other Information:

Claim Received Date: 3/9/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

FIELD EXAM MEMO

DATE: 7/28/2006

TO: Dan Nelson

FR: Lori Graves

RE: A63-21454

The claim says that two pumps are used with cement ditches and siphon tubes. Only one p/d is listed.

Please verify

1. P/d(s) locations
2. Flow rate
3. Acres irrigated as of 1987
4. If surface water shares also used

The new owners are Matt and Karen Moser, 724-9641 or 724-1616. Thanks Dan.

RECEIVED

JUL 27 2006

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
A63-21454)

AFFIDAVIT

State of Idaho)
County of Canyon)

deposes and says: I Balie Lewman have been a
neighbor to the Gordon's (previous owner) for
50 years. I have personally witnessed water
used on their 27 acres. The new owners,
(Matt & Karen Moser) have replaced the old
pump with a new pump and have
continued to irrigate the property.

Matt Moser 724-9641

Karen Moser 724-1616

Curtis Balie Lewman
(Signature)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

July 13, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

KAREN & MATTHEW MOSER
30280 BOULDER RD
PARMA ID 83660

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No: A63-21454

Dear Claimants,

In the past, the above referenced claim was submitted during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim for your reference only, it is not necessary to return this print-out. This water right is based on a "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date.**"

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right if water availability problems arise in the future.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, an accurate location of your diversion and acres irrigated needs to be identified on the attached aerial photo. Please also provide as much detail about your diversion works as possible including pump make, horsepower, operating pressure, approximate water lift (in feet) to acres irrigated, type and number of sprinklers, etc. If more information is needed, you will be receiving a call from us in order to set-up an appointment for a field exam.

Page 2

The above requested information needs to be submitted by August 3, 2006. Please let me know if you may not be able to submit the information or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully,

A handwritten signature in black ink, appearing to read "Lori Graves". The signature is fluid and cursive, with the first name "Lori" being more prominent than the last name "Graves".

Lori Graves
Sr. Water Resource Agent

Enclosure: "Evidence of Priority" Pamphlet/Affidavit
Notice of Claim A63-21454
Aerial Photo

