

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: A37-00470
Date Received: 10/25/1988
Receipt No: 1001751
Received By: RW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM SHERBINE 208-788-2806
Address: 153 BASELINE RD.
BELLEVUE, ID 83313

AND/OR

Name: NANCY SHERBINE 208-788-2806
Address: 153 BASELINE RD.
BELLEVUE, ID 83313

2. Date of Priority: JUN 02, 1890

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	12	SW	SW			BLAINE
		25	NE	NW		R	BLAINE

5. Description of diverting works:

BYPASS CANAL; HEADGATE #55-C & BASELINE CANAL FROM BYPASS CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

7. Total Quantity Appropriated is:

1.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 750.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	19E	31	NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	160.0
01S	19E	8	NE		NW		IRR	40.0
			NW		NW		IRR	40.0
			SW		NW		IRR	20.0
			SE		NW		IRR	40.0
							Section Acres	140.0
							Total Acres	300.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

DECREED SURFACE WATER RTS. & 2 WELLS (37-04114, 37-02554)

14. Remarks:

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): William Shubin Date: 10-25-88
Date:

State of Idaho)
County of BLAINE) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of OCT 19 88

W. Gene Gibson
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 9-2-1994

Shelburne

TWP N RG 19 E B 17

5008 31

6
22.64

7
3.4

8
5.6

9
7.4

13
15.3
CU
P4
F

T77
41.3

T78
20.3

2
54.7

15.6
27.4

10.1

T79
2
17.8

16.2
17.1

2
18.9

T80
1
72.6

1A
64.9

2
60.4

30.3

1A
30.1

T85
43.9

2
67.1

10.2

4.5

3
18.9

4
12.9

3
6.2

102.6

14.8

T81
5.1

3
20.0

4.0

3.6

31

87

T73

10.1

3
10.8

5
7.0

3
3.8

6
3.5

1.4
18.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

1.3
4.1

T74

1
37.6

ALF

10

3.1

ALF

37.2

6

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

T75

2
37.2

6

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

T76

3
21.6

15.8

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

T77

4
15.8

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

T78

5
48.3

133.2

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

T79

6
15.8

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

T80

7
15.8

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

T81

8
15.8

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

T82

9
15.8

38

38.1

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

38

MICROFILMED
FEB 2 1993

T92

2
16.2

T93

1
10.3

12/18/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 01/05/2007

Water right number: 37-470

NANCY SHERBINE
153 BASELINE RD
BELLEVUE ID 83313
Telephone Number: (208)788-2806

WILLIAM L SHERBINE
153 BASELINE RD
BELLEVUE ID 83313
Telephone Number: (208)788-2806

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Describe the changes you wish to make in the proposed recommendation:

Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

RECEIVED
JAN 09 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

SCANNED
JAN 04 2007

12/15/2006

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

RIGHT NUMBER: 37-470

NAME AND ADDRESS: NANCY SHERBINE
153 BASELINE RD
BELLEVUE ID 83313

WILLIAM L SHERBINE
153 BASELINE RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 06/02/1890

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSESW Rediversion Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.000 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S31	NESE	39.00	T01N R19E S31	NWSE	37.00
T01N R19E S31	SWSE	35.00	T01N R19E S31	SESE	38.00
T01S R19E S08	NENW	34.00	T01S R19E S08	NWNW	40.00
T01S R19E S08	SWNW	20.00	T01S R19E S08	SENW	34.00

277 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 277 acres in a single irrigation season. Combined Right Nos.: 37-468, 37-469, 37-470, 37-893A, 37-2554, 37-4114 and 37-2554.

This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 160 acres in a single irrigation season. Combined Right Nos.: 37-468, 37-469, 37-470, 37-893A and 37-2554.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of this right is combined with water from Base Line Canal Co.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

SRBA Recommendation:

37-470

(Irrigation)

R18E

T01N

Legend

Point of Diversion
Place of Use
Townships
PLS Sections
Quarter Quarters



N

