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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: A67-04121
Date Received: 6/ 8/1989
Receipt No: W003157
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: LADELL MERK 208-253-4751
Address: 2671 WEST FORK RD
FRUITVALE ID 83620

AND/OR

Name: MARGARET MERK 208-253-4751
Address: 2671 WEST FORK RD
FRUITVALE ID 83620

2. Date of Priority: JUN 1, 1900

3. Source: WEISER RIVER, WEST FORK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	9		NW	SW		ADAMS
18N	01W	32		SE	SE		ADAMS

5. Description of diverting works:
FLOOD WATER TO DITCH TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	07/15	1.500		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 HORSES & 30 MULES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	01W	9	SE	NW		IRR	27.0
			NE	SW		IRR	38.0
						Section Acres	65.0
						Total Acres	65.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

67-00145, 00147, 02053, 00081D

14. Remarks:

WATER DELIVERED VIA OSBORN GROOM DITCH AND T. J. GLENN DITCH.
THIS CLAIM IS FOR FLOOD WATER.

CHECK FOR CORRECT LOCATION OF POINT OF DIVERSION.
ADDRESS CHANGED PER CLAIMANT LETTER (DB) 3/16/99.

15. Basis of Claim: STATUTORY CLAIM

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: March 3, 1999
PAGE: 1

RIGHT NUMBER: 67-10127

NAME AND ADDRESS: LADELL MERK
MARGARET MERK
PO BOX 10
FRUITVALE ID 83620

NEW ADDRESS

LaDell Merk 2671-West Fork Rd.
Margaret Merk Fruitvale, Id.83620

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY-DATE: 06/01/1920

POINT OF DIVERSION: T17N R01W S09 SENW Within ADAMS County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.05 CFS

PLACE OF USE:	STOCKWATER	Within ADAMS County
	T17N R01W S09	SENW
	DOMESTIC	Within ADAMS County
	T17N R01W S09	SENW

OTHER MATTERS 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
STOCKWATER, 50 RANGE CATTLE & 30 HORSES/MULES
PARCEL NO. RP 17N01W094200 A

Address change sent to I.D.W.R. Western Region and N. Orchard

Also Charged:

A67-00081 D
A67-02053 B
A67-04121
A67-10129

Margaret Merk

RECEIVED

MAR 16 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 THE GENERAL ADJUDICATION
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Address: BOX 10
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17N	01W	9	NW	SW			ADAMS
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8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/50 HORSES & 30 MULES

A67-04121

Page 1

Date: 08/17/89

*Added date
received
7-31-91
JDL*

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OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	01W	9	SE	NW		IRR	27.0
			NE	SW		IRR	38.0
Section Acres							65.0
Total Acres							65.0

11. Place of use in counties: ADAMS

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

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67-00145, 00147, 02053, 00081D

14. Remarks:
WATER DELIVERED VIA OSBORN GROOM DITCH AND T. J. GLENN DITCH.
THIS CLAIM IS FOR FLOOD WATER.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Edell Merks Date: 8-21-89
Margaret Merks Date: 8-21-89

State of Idaho)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 31 day

of August 19 89

Patricia Col
Notary Public

Seal

Residing at Council

My Commission Expires 10-23-93

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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AND/OR
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Address: BOX 10
FRUITVALE, ID 83620

2. Date of Priority: JUN 01, 1900

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18N	01W	32	SE	SE			ADAMS

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FLOOD WATER TO DITCH TO P.O.U.

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			NE	SW		IRR	38.0
						Section Acres	65.0
						Total Acres	65.0

11. Place of use in counties: ADAMS

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

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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 _____

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 67-04122 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
T.J. GLENN DITCH

1 - AKA WEST FORK DITCH CO.
2 -
3 -
City- FRUITVALE State- ID Zip- 83620
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/01/1898 14 S - STATUTORY CLAIM

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
WEISER RIVER, WEST FORK WEISER RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
18N 01W 32 SW SE (3) ADAMS

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/14 8.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
8.000

+ - - - - Place of Use - - - - - +								
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
17N	01W	4	SW SW		4.0	01	IRRIGATION	(3) ADAMS
17N	01W	5	SW NE		7.0	01	IRRIGATION	(3) ADAMS
17N	01W	5	NE SE		8.0	01	IRRIGATION	(3) ADAMS
17N	01W	5	NW SE		2.0	01	IRRIGATION	(3) ADAMS
17N	01W	5	SE SE		5.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	NW NW		22.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	SE NW		9.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	NE SW		6.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	NE SE		8.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	NW SE		39.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	SW SE		33.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	SE SE		32.0	01	IRRIGATION	(3) ADAMS
17N	01W	15	NW NW		30.0	01	IRRIGATION	(3) ADAMS
17N	01W	15	SW NW		26.0	01	IRRIGATION	(3) ADAMS
17N	01W	16	NE NE		30.0	01	IRRIGATION	(3) ADAMS

Total Acres: 261.0

Version Means -

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Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/11/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

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OCT 02 1992

Old (D) Number -

+ - - - - - Address - - - - - +

1 -
2 -
3 -

State- ID Zip- 83620

Phone -

1 -

2 -

3 →

State- ID Zip- 83620

Phone -

+ - - - Status - - - - +

+ - - - - Tributary - - - - -
WEISER RIVER

						Point of Diversion						
Twn	Rng	Sec	Tract	Lot	RFlg	County						

17N	01W	9	NW SW	(3)	ADAMS
18N	01W	32	SW SE	(3)	ADAMS

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 -	IRRIGATION	04/15	07/15		1.500	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.500

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
17N	01W	9	SE NW		18.0	01	IRRIGATION	(3) ADAMS
17N	01W	9	NE SW		32.0	01	IRRIGATION	(3) ADAMS

Total Acres: 50.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+	Remarks	+
	No Remarks found.	

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OCT 02 1992

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 67-04121

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 02/11/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

MICROFILMED
OCT 02 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Water Right No. 67-10127

LaDell Merk
Margaret Merk
2671 West Fork Rd
Fruitvale ID 83620

Dear Claimants:

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.

The address has also been changed on claim numbers A67-00081D, A67-02053B, A67-04121, and A67-10129.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

LADELL AND/OR MARGARET MERK
BOX 10
FRUITVALE, ID. 83620

08/17/1989

DEAR CLAIMANTS:

ENCLOSED ARE NOTICE OF CLAIM NUMBERS A67-02053B, A67-00081D, A67-10129, A67-04121, AND A67-10127.

A67-02053B IS FOR THE 20 (C) SHARES OF LOST CREEK RESERVOIR AND REQUIRES YOUR SIGNATURE, NOTARIZATION, AND A FEE OF \$50.00.

A67-00081D IS FOR THE 10 (A) SHARES OF LOST VALLEY RESERVOIR AND REQUIRES YOUR SIGNATURE, NOTARIZATION, AND A FEE OF \$50.00.

A67-10129 IS FOR 26 MINERS INCHES OF WATER FROM THE WEST FORK OF THE WEISER RIVER AND IS BASED ON DECREES TO C. L. HAM (67-00145 & 67-00147). THE TWO DECREES HAVE BEEN COMBINED IN ORDER TO SAVE YOU AN ADDITIONAL \$50.00 FILING FEE IF A CLAIM HAD BEEN FILED ON EACH DECREE. THIS CLAIM REQUIRES YOUR SIGNATURE ON THE AUTHORIZATION TO COMBINE THE TWO WATER RIGHTS INTO ONE CLAIM AND ALSO REQUIRES YOUR SIGNATURE ON THE CLAIM, NOTARIZATION, AND A FEE OF \$50.00.

A67-04121 IS A CLAIM FOR FLOOD WATER FROM THE WEST FORK OF THE WEISER RIVER AND REQUIRES YOUR SIGNATURE AND NOTARIZATION. THE FEE HAS ALREADY BEEN PAID (RECEIPT # W003157). ATTACHED IS THE ORIGINAL CLAIM THAT YOU HAD SUBMITTED 06/08/1989 THAT CAN EITHER BE RETAINED OR DESTROYED.

A67-10127 IS A CLAIM FOR THE DOMESTIC/STOCKWATER USES FROM THE GROUNDWATER SOURCE AND REQUIRES YOUR SIGNATURE AND NOTARIZATION. THE FEE HAS ALREADY BEEN PAID (RECEIPT # W003157). ATTACHED IS THE ORIGINAL CLAIM THAT YOU HAD SUBMITTED 06/08/1989 THAT CAN EITHER BE RETAINED OR DESTROYED.

TOTAL FEES DUE= \$150.00

FEES CAN BE PAID ON ONE CHECK.

IF YOU HAVE ANY QUESTIONS, FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

ELDON L. ROUSH
SENIOR WATER RESOURCE AGENT

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OCT 02 1992