



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

March 25, 2009

ROGER G YOUNG
PO BOX 430
MOUNTAIN HOME ID 83647

RE: Filing claim 2-10432 to enlarge use for water right 2-7182

Dear Mr. Young:

Thank you for taking the time to meet with me earlier this month. During our meeting, we discussed the additional acreage you now irrigate based on license 2-7182. At the meeting we discussed ways to allow an enlargement to proceed and I collected a statement from you regarding when the enlargement in irrigated acres took place.

After our meeting, it was brought to my attention that you need to file a second adjudication claim. Your original claim, 2-7182, was based on the license for 125 acres with a priority date of December 6, 1974. A second claim will allow IDWR to recommend the 33 acres of additional use with a priority date of March 1, 1976, or when the additional acreage was first put under irrigation.

To pursue the enlargement, you will have to file the additional claim. I have completed and enclosed a notice of claim I think represents the enlargement. Please review it carefully, make any changes, sign it and send it to the court per the instructions in the enclosed Standard Form 4. At this point in the adjudication, any claim is considered a "late claim." The Standard Form 4 (SF4) is a way for you to let the court know you want to file a "late claim." Please read the SF4, fill it out and send it to the court with the completed claim. There is a fee of \$200 to file the claim – a \$100 claim fee and a \$100 late fee since it is a "late claim." So, there are three things you need to send to the court: the SF4, the signed claim form and a check for \$200.

I realize this is a lot of information and potentially confusing. Please contact me at (208) 287-4907 if you have any questions or need any assistance. Also, you can feel free to email me at monica.vanbussum@idwr.idaho.gov.

Respectfully submitted,

Monica

Monica P. Van Bussum
Sr. Water Resource Agent
Adjudication Bureau

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 2-10432
Date Received: 3/25/2009
Receipt No:
Received By:

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

1. Name of Claimant(s)

ROGER G YOUNG Phone: (208)845-2108

PO BOX 430
MOUNTAIN HOME ID USA 83647

2. Date of Priority: 03/01/1976

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot				County	Type
05S	06E	31	NW	NW	SW	6	OWYHEE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	2.5	625

7. Total Quantity Appropriated is:
2.5 C.F.S. and/or 625 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
05S	05E	36	NW	NE	2	IRRIGATION	16
			SW	NE		IRRIGATION	18
			SE	NE		IRRIGATION	20
			NE	SE		IRRIGATION	24
			NW	SE		IRRIGATION	25
			SW	SE		IRRIGATION	20
			SE	SE		IRRIGATION	35
Section Acres						158	
Total Acres						158	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used: 02-7182

14. Remarks:

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

This right is for an enlargement of 33 acres within the place of use described for this right.

This right is based upon an enlargement of Right No. 2-7182 pursuant to Section 42-1426, Idaho Code.

Right Nos. 2-7182 and 2-10432 are limited to the irrigation of a combined total of 158 acres in a single irrigation season.

Right Nos. 2-7182 and 2-10432 are limited to a total combined diversion rate of 2.5 cfs and 625 AFA.

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: _____