

01/30/2006

**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:

Water right number: 24-10704

MARSHA WOLFLEY
178 JACKKNIFE RD
FREEDOM WY 83120

REX WOLFLEY
178 JACKKNIFE RD
FREEDOM WY 83120

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

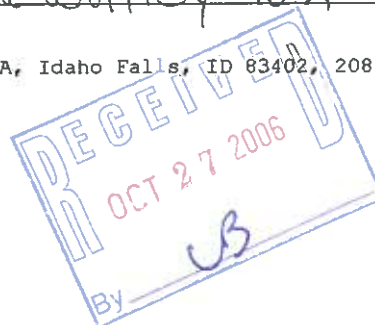
2. Describe the changes you wish to make in the proposed recommendation:

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

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

DATE: 10-13-06 SIGNATURE: Marsha Wolfley + Rex Wolfley
Please print your name: Marsha Wolfley Rex Wolfley

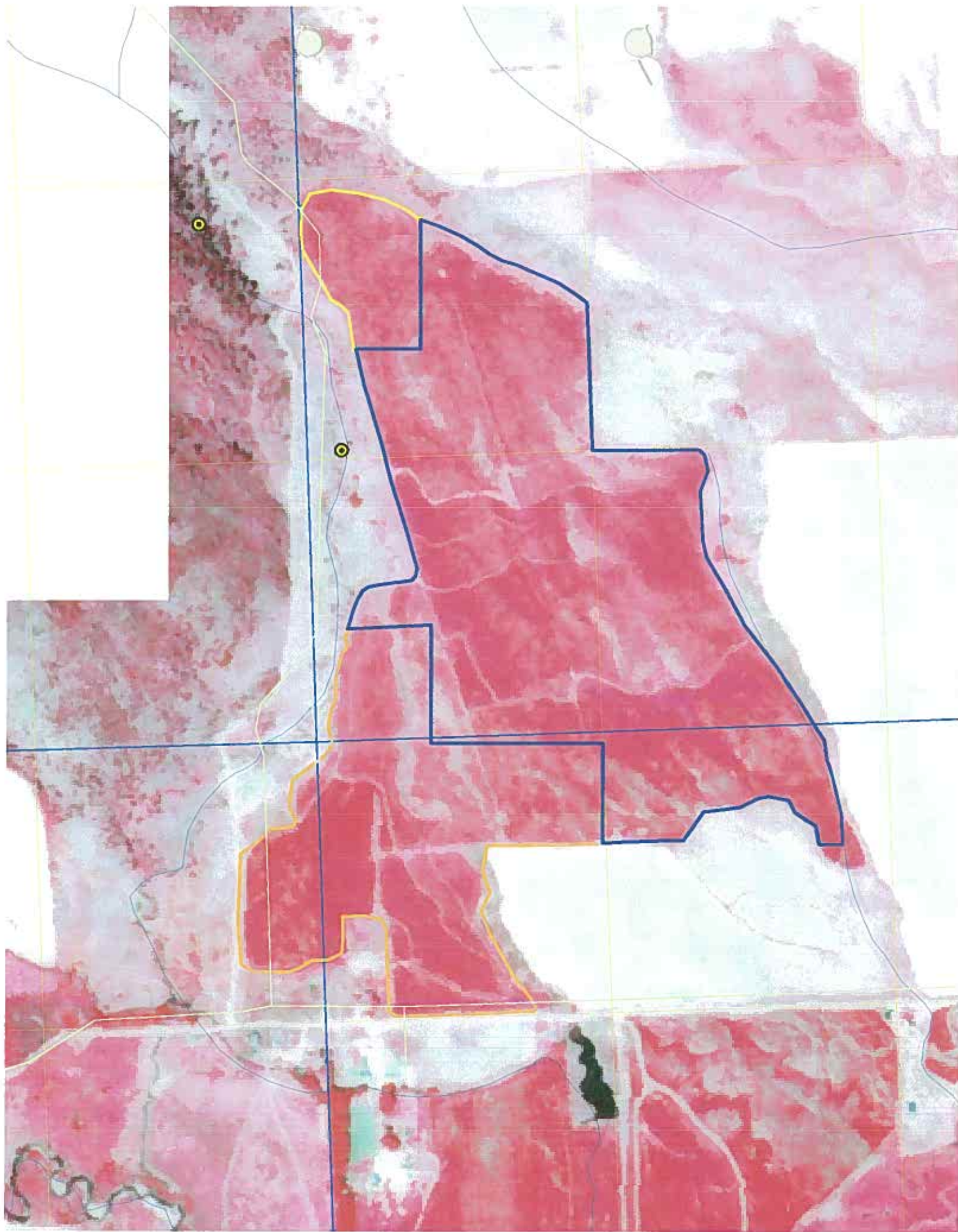
IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

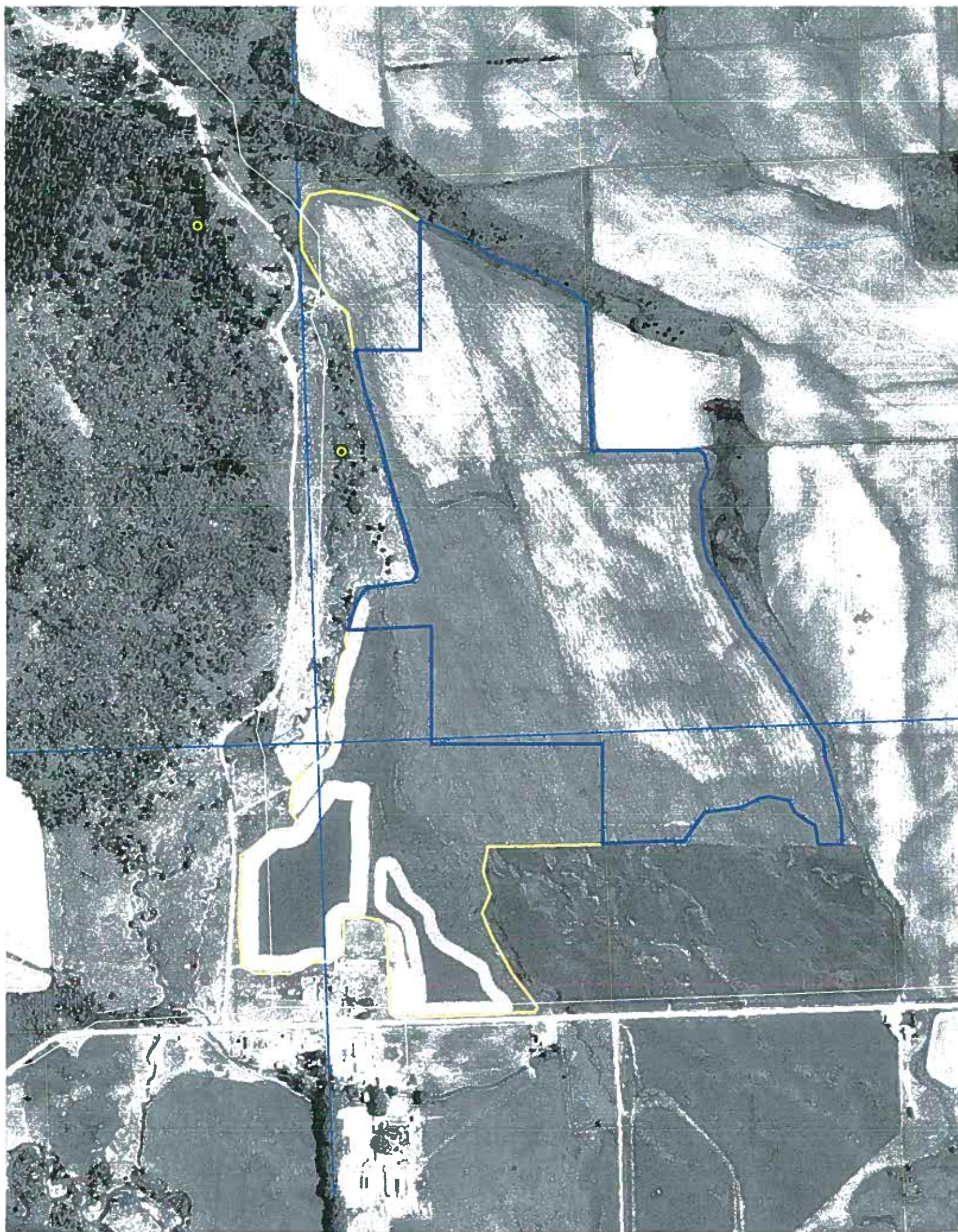


COMPLETED
KMT 10/25

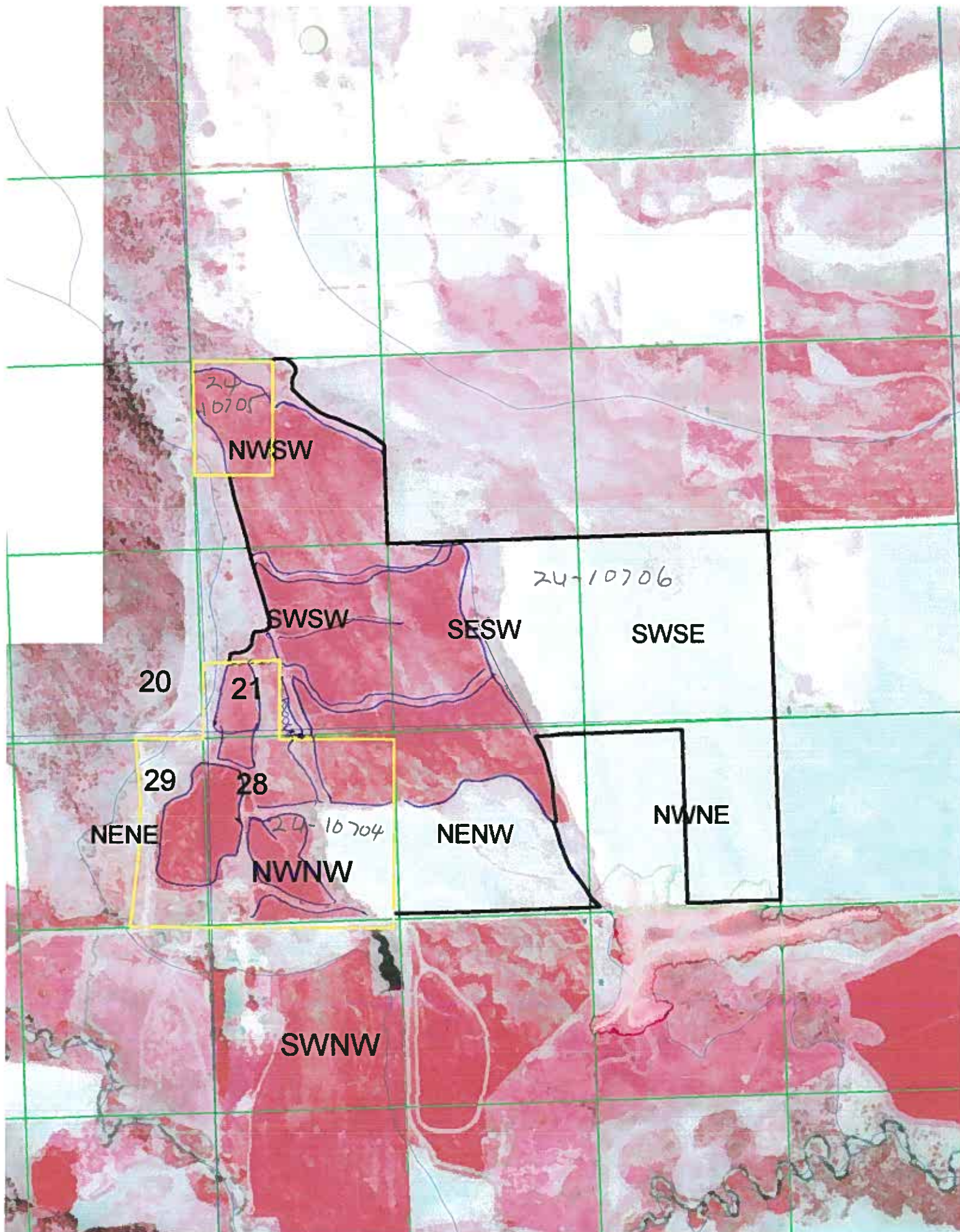
Notes

1/30/06 - split from 24-9. Recommendation
Computers





1994 Imagery



T45-R46E

WARRANTY DEED

Marsha Barber Wolfley, Jan Anderson, and Sally B. Bruce, as Co-Trustees of The Lorraine H. McNeel Revocable Trust Agreement Dated February 27, 1996, GRANTOR, of Lincoln County, Wyoming, for and in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, in hand paid, receipt of which is hereby acknowledged, CONVEYS AND WARRANTS to Marsha Barber Wolfley, a married woman, GRANTEE, whose address is 178 Jackknife Road, Freedom, WY 83120, the following described real estate, situate in the County of Bonneville, State of Idaho, to-wit:

See attached Description For Lorraine H. McNeel Revocable Trust Dated 27 February 1996 Marsha's Tract.

Together with and including all improvements thereon and all appurtenances and hereditaments thereunto belonging. Subject to all covenants, conditions, restrictions, easements, reservations, and rights-of-way of sight and/or record.

WITNESS our hands this ____ day of December, 2003.

The Lorraine H. McNeel Revocable Trust Agreement Dated February 27, 1996:

Marsha Barber Wolfley
Marsha Barber Wolfley, Co-Trustee

Jan B. Anderson
Jan Anderson, Co-Trustee

Sally B. Bruce
Sally B. Bruce, Co-Trustee

STATE OF WYOMING)
COUNTY OF LINCOLN)

The foregoing instrument was acknowledged before me this 17 day of December, 2003, by Marsha Barber Wolfley as Co-Trustee of The Lorraine H. McNeel Revocable Trust Agreement Dated February 27, 1996.

WITNESS my hand and official seal.

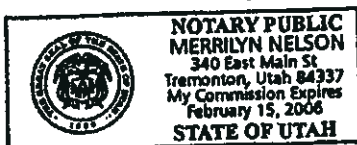


Jared B. Goble
Notary Public
My Commission Expires: 10/24/2004

STATE OF Utah)
COUNTY OF Box Elder)

The foregoing instrument was acknowledged before me this 22nd day of December, 2003, by Jan Anderson as Co-Trustee of The Lorraine H. McNeel Revocable Trust Agreement Dated February 27, 1996.

WITNESS my hand and official seal.



Merrilyn Nelson
Notary Public
My Commission Expires: 2-15-2006



12-17-2003

STATE OF WYOMING)
COUNTY OF LINCOLN)

The foregoing instrument was acknowledged before me this 11 day of December, 2003, by Sally B. Bruce as Co-Trustee of The Lorraine H. McNeel Revocable Trust Agreement Dated February 27, 1996.

WITNESS my hand and official seal.



Tamara Horsley
Notary Public
My Commission Expires: Sept 8, 2006

INSTRUMENT NO.	<u>1143576</u>
DATE	<u>2-17-04</u>
INST. CODE	<u>205</u>
PAGED PGS	<u>9</u>
FEE	<u>120</u>
STATE OF IDAHO) ss	
COUNTY OF BONNEVILLE)	
I hereby certify that the within	
instrument was recorded	
Ronald Longmore, County Recorder	
By	<u>K. Swanson</u>
Request of	<u>Hess</u>

DESCRIPTION FOR

**LORRAINE H. MCNEEL REVOCABLE TRUST,
DATED 27 FEBRUARY 1996**

MARSHA'S TRACT

To-wit: - -

That part of the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 28 and that part of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21 and that part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29, T4S R46E, Bonneville County, Idaho, being part of that tract of record in the Office of the Recorder of Bonneville County in Instrument No. 939132, described as follows:

BEGINNING at the northwest corner of said Section 28;

thence N00°-02'-00"E, 529.48 feet, along the west line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, to a point;

thence N87°-19'-50"E, 531.17 feet to a point;

thence S00°-02'-00"W, 555.63 feet, along a line parallel with said west line, to a point on the north line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 28

thence S89°-50'-52"E, 798.64 feet, along said north line, to the northeast corner of said NW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence S00°-02'-15"E, 1323.57 feet, to a spike on the south line of said N $\frac{1}{2}$ NW $\frac{1}{4}$;

thence N89°-51'-14"W, 1327.50 feet, along the south line of said N $\frac{1}{2}$ NW $\frac{1}{4}$, to the southeast corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

thence N89°-32'-01"W, 509.18 feet, along the south line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, to a point;

thence N06°-33'-37"E, 491.09 feet, along a fence line, in part, to a point;

thence N01°-46'-27"E, 416.06 feet, along said fence line, to a point;

thence N04°-49'-12"W, 421.04 feet, along said fence line, to a point on the north line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

thence S89°-32'-59"E, 472.99 feet, along said north line, to the **CORNER OF BEGINNING**;

ENCOMPASSING an area of 61.00 acres, more or less;

the **BASE BEARING** for this survey is the west line of the SW $\frac{1}{4}$ of Section 21, T4S R46E, being N00°-02'-00"E;

SUBJECT to an access easement of record in said Office as Instrument No. 380947; **AND**

SUBJECT to a right of ingress and egress and utilities over, under and across a strip of land being thirty (30) feet in width with the westerly and northerly lines described as follows:

Professional Land Surveyors

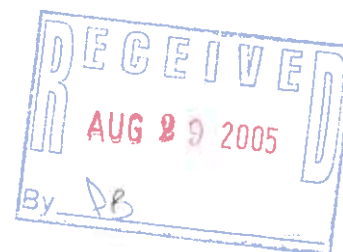
Paul H. Scherbel
Wyo. Registration No. 164
Utah Registration No. 1670
Idaho Registration No. 3680
Nevada Registration No. 6805

Scott A. Scherbel
Wyo. Registration No. 3889
Idaho Registration No. 8028
Utah Registration No. 372111

MARLOWE A. SCHERBEL
Wyo. Registration No. 8388

Surveyor Scherbel, LTD.
Alton, Wyoming
Big Piney, Wyoming
Jackson, Wyoming
Lava Hot Springs, Idaho
Montpelier, Idaho

"Modification in any way of the foregoing description terminates liability of the surveyor"



**DESCRIPTION FOR
LORRAINE H. MCNEEL REVOCABLE TRUST,
DATED 27 FEBRUARY 1996
MARSHA'S TRACT
PAGE TWO**

BEGINNING at a spike on the south line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$, N89°-32'-01"W, 509.18 feet, from the southeast corner of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

thence N06°-33'-37"E, 491.09 feet, along a fence line, in part, to a point;

thence N01°-46'-27"E, 416.06 feet, along a fence line, to a point;

thence N04°-49'-12"W, 421.04 feet, along a fence line, to a point on the north line of said NE $\frac{1}{4}$ NE $\frac{1}{4}$;

thence S89°-32'-59"E, 472.99 feet, along said north line to the northeast corner of said section 29;

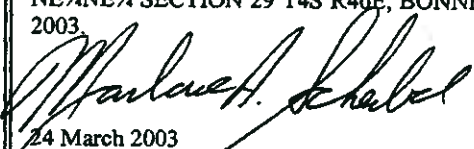
thence N00°-02'-00"E, 529.48 feet, along the west line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, to the northerly most northwest point of the above described tract;

each "corner" found as described in the Corner Record filed or to be filed in the Office of the Recorder of Bonneville County, Idaho;

each "spike" marked by a 3/8" x 12" steel spike referenced by a 5/8" x 24" steel reinforcing rod with 2" aluminum cap inscribed, "SURVEYOR SCHERBEL LTD BIG PINEY WY PLS 8026", with appropriate details;

each "point" marked by a 5/8" x 24" steel reinforcing rod with a 2" aluminum cap inscribed, "SURVEYOR SCHERBEL LTD BIG PINEY WY PLS 8026", with appropriate details;

all in accordance with the plat prepared to be filed in the Office of the Recorder of Bonneville County titled, "LORRAINE H. BARBER LORRAINE H. MCNEEL REVOCABLE TRUST, DATED 27 FEBRUARY 1996 PLAT OF TRACTS WITHIN THE NW $\frac{1}{4}$ SW $\frac{1}{4}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 21 N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 28 NE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 29 T4S R46E, BONNEVILLE COUNTY, IDAHO", dated 5 March 2003.


24 March 2003

Professional Land Surveyors

Paul H. Scherbel
Wyo. Registration No. 164
Utah Registration No. 1670
Idaho Registration No. 3960
Nevada Registration No. 6806

Scott A. Scherbel
Wyo. Registration No. 3688
Idaho Registration No. 8026
Utah Registration No. 372111

MARLOWE A. SCHERBEL
Wyo. Registration No. 5368

Surveyor Scherbel, LTD.
Alton, Wyoming
Big Piney, Wyoming
Jackson, Wyoming
Lava Hot Springs, Idaho
Montpelier, Idaho

"Modification in any way of the foregoing description terminates liability of the surveyor"



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
	24-9	X			

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 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(s)

Glidden L and/or Lorraine Barber McNeel

4. New Owner/Claimant(s)

ALPINE, WY.
Rex and/or Marsha Wolfley.

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

178 Jack Knife Rd.

City, State and ZIP Code

Freedom, WY 83120.

New Telephone Number

(208) 208-373-2618.

5. Date you acquired the property

12-17-2003.

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 <u>24-9</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		<u>61 acres</u>
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 annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

+ Martha Waller
+ S. Ray Waller

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

GIFTING DOCUMENT

I, Lorraine H. McNeel, Trustor of the Lorraine H. McNeel Revocable Trust Agreement Dated February 27, 1996, hereby irrevocably transfer to my daughter Marcia Wolfley, an undivided interest in and to that real property located in Caribou County, Idaho described as:

All in TWP 4 S., R. 46 East of Boise Meridian.

Situated in Section 21: SW1/4SW1/4, SE1/4SW1/4, & SW1/4SE1/4.

Situated in Section 28: NW1/4NE1/4, N1/2NW1/4, Exception:

Beginning at a point which is 815 feet South and 80 feet East of the NW Corner, Section 28, TWP 4 S., 46 E., of the Boise Meridian, Idaho, and running thence South 505 feet, thence East 1033.7 feet, thence Northwesterly along the East side of a swail situated at that location, a distance of 545 feet more or less, thence West 701 feet more or less to the place of beginning.

Situated in Section 29: NE1/4NE1/4, subject to an access easement for an existing road way Northerly across said NE1/4NE1/4 of Section 29. Total area being 270 acres more or less.

all to the extent of Ten Thousand Dollars (\$10,000.00) in value. This Gifting Document shall be deemed to be an amendment to the Lorraine H. McNeel Revocable Trust Agreement Dated February 27, 1996. The purpose is to remove ten thousand dollars in value from the above described real property by gifting the same to my daughter.

DATED this 17 day of January, 2000.

Lorraine H. McNeel Revocable Trust
Agreement Dated February 27, 1996:

Lorraine H. McNeel
Lorraine H. McNeel, Trustee

STATE OF WYOMING)
) ss.
COUNTY OF LINCOLN)

The foregoing instrument was acknowledged before me this 18th day of January, 2000 by Lorraine McNeel.

WITNESS my hand and official seal.



Penny Jones
Notary Public
My Commission Expires: 9-18-2003

24-B

Franklin Lindholm,

Plaintiff.

vs.

D E C R E E.

Gilbert Ivis, Emma F. Barber
and H. P. Barber,

Defendants,

and James S. Miller, Carl
Erickson, J. D. McGavin, J. M.
Brower, W. P. Robinson and E. A.
Spackman,

Additional Defendants.

This cause came on for hearing, pursuant to order of the Court, at Idaho Falls, Idaho, the 5th day of October, 1928. The Plaintiff and the defendants, Gilbert Ivis, H. P. Barber, James S. Miller, J. M. Brower, Carl Erickson and E. A. Spackman were present in person, and were also represented by their respective counsel; witnesses were duly sworn and testified for and on behalf of the respective parties, and other evidence was duly presented and admitted.

At the conclusion of the presentation of the case for the plaintiff and for the respective defendants and cross-complainants, the following stipulation was agreed upon, by and between the said parties and by their respective counsel, for and on behalf of their said respective clients, as shown by the aforesaid stipulation;

"Mr. Byers: It is stipulated and agreed by and between all of the parties to the above entitled cause, and that the Court may enter a decree conforming to the provisions of this stipulation, to which all parties hereby agree, as follows:

That James S. Miller, Carl Erickson, J. M. Brower and Franklin Lindholm shall be awarded the waters of Jack Knife Creek, each thereof one inch to the acre of the lands that they actually have irrigated, and under the ditch as shown by the evidence in this case. And it is stipulated and agreed that the amount each has under the ditch is as follows: and that the number of acres that each is entitled to have decreed to him, so as to have a decree of one inch to the acre therefor shall be as follows:

220 acres and 220 inches of water to James S. Miller;

130 acres and 130 inches of water to Carl Erickson;

80 acres of land and 80 inches of water to J. M. Brower;

160 acres of land and 160 inches of water to Franklin Lindholm;

All of said lands to be decreed said water as of the date of May 15th,

1885.

That E. A. Spackman shall be entitled to 160 acres of land and 160 inches of water;

That Emma F. and H. P. Barber shall be entitled to 160 acres of land and 160 inches of water;

As of the date of May 15th, 1903.

All of the waters above mentioned being the waters of Jack Knife Creek in Bonneville County, Idaho, and that such waters so decreed shall be exclusive of the waters of Murphey Creek.

That H. P. and Emma F. Barber shall be decreed all of the waters of Murphey Creek, as of the date of May 14th, 1885.

That the right of E. A. Spackman and Emma F. and H. P. Barber in and to the waters of Jack Knife Creek shall be identical in right and time, and neither shall have a priority right oneover the other.

5-15-1885

5-15-1903

5-14-1885

That the rights so to be decreed in 1885 as between Franklin Lindholm, Carl E. Jackson, J. M. Brower and James S. Miller shall be identical in time and right, and neither shall have priority one over the other as to said waters.

That the undertaking given by the plaintiff in this case shall be exonerated.

That this action, as to W. P. Robinson and J. D. McGavin may be dismissed, with the express understanding and agreement that their rights to the subject matter of this action have not been and are not to be adjudicated herein.

Each party hereto shall pay his own costs.

That the lands herein referred to, to which water is to be decreed, are the respective lands of said parties, as described in their respective pleadings.

It is further stipulated that all exhibits in the case may be withdrawn as soon as the decree is signed and filed in this case."

And the Court, therefore, having duly considered the evidence and the law, and the stipulation as agreed upon in open court, and made a part of the record, and believing that it is to the better interest of each and all of the parties that a decree be entered in this cause in accordance with the terms and provisions of and the said stipulation, and that such a decree will be fair and equitable to all of the parties; and the Court being fully advised in the matter, does hereby adopt the terms and provisions of the said stipulation entered into by and between the parties therein named, in lieu of findings of fact and conclusions of law, and does hereby decree as follows:

It is hereby ordered, adjudged and decreed: That this action be and the same is hereby dismissed as to the defendants W. P. Robinson, and J. D. McGavin, that in as much as R. McGavin and Caroline McGavin have not been served with summons in this action, and no appearance has been made by either of them, that this action be dismissed, as to said R. McGavin and Caroline McGavin.

It is further ordered, adjudged and decreed: That all of the waters of what is known as Murphey Creek, the same being a creek flowing into what is known as Jack Knife Creek, which latter creek is a tributary of Salt River, be and the same are hereby decreed to H. P. Barber and Emma F. Barber, for use upon the West Half of the Southwest Quarter, the Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 21, the Northwest Quarter of the Northeast Quarter, the North Half of the Northwest Quarter of Section 28, and the Northeast Quarter of the Northeast Quarter of Section 29, Township 4 South, Range 46 East Boise Meridian, with the date of priority as of May 14th, 1885. That no part of the said waters of Murphey Creek are considered as any part of the waters of Jack Knife Creek hereinafter decreed.

It is further ordered, adjudged and decreed: That the waters of Jack Knife Creek, excluding the aforesaid waters of Murphey Creek, be decreed as follows:

24-0003 220 inches of waters of said Creek with the priority date of May 15th, 1885, to James S. Miller, for use upon 220 acres of Lots 1, 2, 3 and 4 in Section 22, Township 4 South, Range 46 East Boise Meridian, Bonneville County, Idaho, and the West Half of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter, lots 3 and 4, Section 33, Township 36 North, Range 119 West P. M., Lincoln County, Wyoming.

24-0004 130 inches of the waters of said Creek with the priority date of May 15th, 1885, to Carl E. Jackson, for use upon 130 acres of Lot 2, the Southeast Quarter of the Northwest Quarter, the East Half of the Southwest Quarter of Section 26, Township 4 South, Range 46 East Boise Meridian;

Note: 24-9. POU
in amended
decree does not
change from
original decree.

see clarification
in Amended Decree
for Murphy Creek
24-9

T4S, R46E, Sec. 21
W1/2 SW, SE1/2 SW, SW1/2 SE
T4S, R46E, Sec. 28
NW1/2 NE, N1/2 NW,
T4S, R46E, Sec. 29
NE1/2 NE,

24-3

24-4

24-0005 80 inches of the waters of said Creek with the priority date of May 15th 1885, to James M. Brower, for use upon 80 acres of Lots 1 and 2 in Section 27, and Lots 3 and 4 in Section 34, Township 4 South, Range 46 East Boise Meridian.

24-0006 160 inches of the waters of said creek, with the priority date of May 5th, 1885, to Franklin Lindholm, for use upon 160 acres in the South half of the Northwest quarter, and the North Half of the Southwest Quarter of Section 28, Township 4 South, Range 46 East Boise Meridian;

That the priorities decreed to James S. Miller, Carl Jackson, James M. Brower and Franklin Lindholm, for use upon the respective lands, shall be identical in point of time and neither of said persons shall have any priority over the other as to said waters;

24-0007 160 inches of the waters of said Creek, with the priority date of May 5th, 1903, to E. A. Spackman, for use upon 160 acres of the West Half of the Northeast quarter, and the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 29, Township 4 South, Range 46 East Boise Meridian.

24-0008 160 inches of the waters of said creek with the priority date of May 15th 1903, to Emma F. Barber and H. P. Barber, for the use upon 160 acres of the West Half of the Southwest Quarter, and the Southeast Quarter of the Southeast Quarter, and the Southwest Quarter of the Southeast Quarter of Section 21, and the Northwest Quarter of the Northwest Quarter, and the North half of the Northwest Quarter of Section 28, and the Northeast quarter of the Northeast Quarter of Section 29, Township 4 South, Range 46 East Boise Meridian;

That the dates of priority to the waters last described, decreed to E. F. Spackman, Emma F. Barber and H. P. Barber, shall be identical in point of time and neither party shall have a priority over the other.

It is further ordered, adjudged and decreed, that the undertaking given by the plaintiff in this action is hereby released and exonerated; that each party to this action shall pay his own costs.

Dated this 2nd day of March 1929.

C. J. Taylor, District Judge.

Filed Mar. 2, 1929.
cc. Witt, Clerk.
by Alice K. Bale, Deputy.

09/08/2006

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

RIGHT NUMBER: 24-10704

NAME AND ADDRESS: MARSHA WOLFLEY
178 JACKKNIFE RD
FREEDOM WY 83120

REX WOLFLEY
178 JACKKNIFE RD
FREEDOM WY 83120

SOURCE: MURPHY CREEK

TRIBUTARY: JACKKNIFE CREEK

QUANTITY: 0.780 CFS

PRIORITY DATE: 05/14/1885

POINT OF DIVERSION: T04S R46E S21 SWNWSW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/15 08/15	0.780 CFS

PLACE OF USE: IRRIGATION Within BONNEVILLE County

T04S R46E S21	SWSW	5.40	T04S R46E S28	NWNW	27.00
T04S R46E S29	NENE	6.40			

38.8 ACRES TOTAL

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

SOURCE KNOWN LOCALLY AS DEEP CREEK.
DECREE STATES ALL OF THE WATERS OF MURPHY CREEK.

This right is a split from former right 24-9.



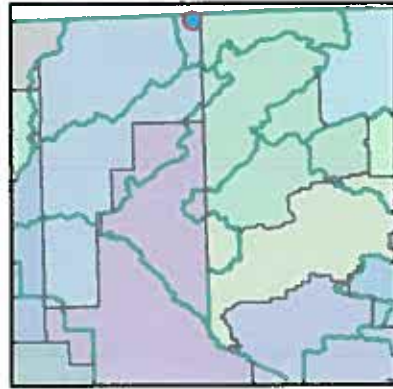
Idaho Department of Water Resources

T04S R46E

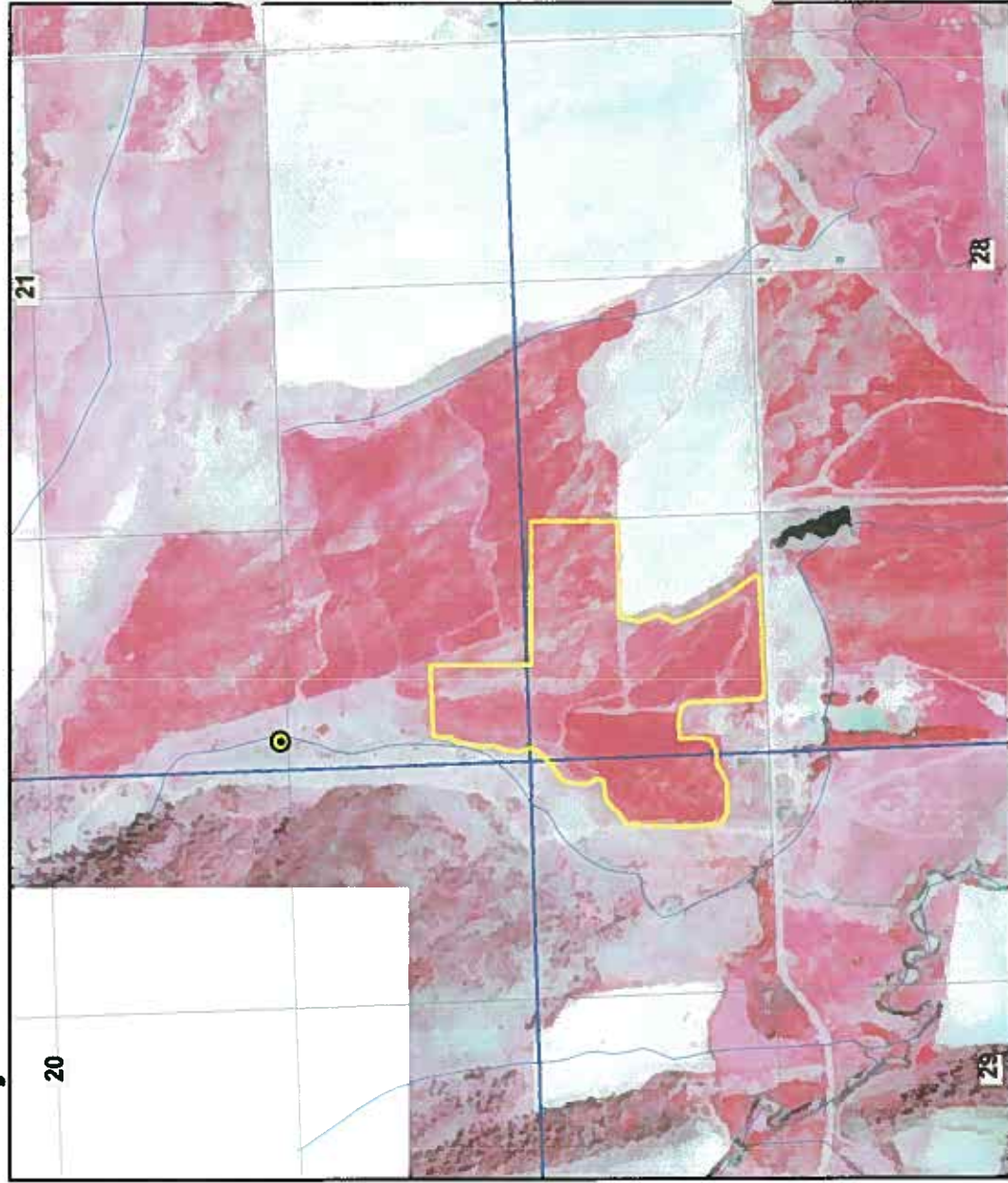
Adjudication Claim Number: **24-10704**

Legend

- 24-10704pod.shp
- 24-10704.shp
- GCDB04S46E GCDB
- Sections
- Easthyd.shp



BONNEVILLE County
IDWR Basin 24



0.8 Miles

0.4

0

Prepared by C. Bird
On Monday, January 30, 2006
1987/88 Aerial Photography

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 24-10704
Date Received: 6/26/1989
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARSHA WOLFLEY Phone: (308) 373-2618
178 JACKKNIFE RD
FREEDOM WY USA 83120

REX WOLFLEY Phone: (308) 373-2618
178 JACKKNIFE RD
FREEDOM WY USA 83120

2. Date of Priority: 05/14/1885

3. Source: MURPHY CREEK , MURPHY CREEK Trib. to: JACKKNIFE CREEK , JACKKNIFE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	46E	21	NW SW	BONNEVILLE	
04S	46E	20	NE SE	BONNEVILLE	

5. Description of diverting works:

TWO 36" CEMENT HEADGATES WITH APPROXIMATELY 5 MILES OF DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/15	08/15	1.22	

7. Total Quantity Appropriated is:
1.22 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
04S	46E	21	SW	SW	IRRIGATION	7
					Section Acres	7
04S	46E	28	NW	NW	IRRIGATION	39
					Section Acres	39
04S	46E	29	NE	NE	IRRIGATION	9
					Section Acres	9
					Total Acres	55

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

14. Remarks:

SOURCE KNOW LOCALLY AS DEEP CREEK.

DECREE STATES ALL OF THE WATERS OF MURPHY CREEK.

This right is a split from former right 24-9.

15. Basis of Claim: Decreed

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: 4

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): + Marshall L. Willey Date: 1-26-06

+ S. Rex Willey Date: 1-26-06

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 26 of January, 2006.



Cindy E Bird
Notary Public

Residing at Lava Hot Spring

My commission Expires May 1, 2007