

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: A63-10249
Date Received: 2/05/1990
Receipt No: 1005732
Received By: SB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GEORGE E. THOMAS 208-454-0897
Address: 4024 S. FLORIDA
CALDWELL, ID 83605

AND/OR

Name: MARGARET P. THOMAS 208-454-0897
Address: 4024 S. FLORIDA
CALDWELL, ID 83605

2. Date of Priority: JUN 07, 1984

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	35	SE	SE	SW		CANYON

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 4.50 A.F.A.

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A63-10249

Page 1

Date: 02/05/90

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AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	35	SE	SW		IRR	1.0
Section Acres							1.0
Total Acres							1.0

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: LICENSE

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): George E. Thomas Date: 2/5/90

Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of February 19 90

Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires My Commission Expires October 7, 1991



SCALE 1:4000

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AUG 24 1992

05/19/2006

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

RIGHT NUMBER: 63-10249

NAME AND ADDRESS: MARGARET P THOMAS
4024 S FLORIDA
CALDWELL ID 83605

GEORGE E THOMAS
4024 S FLORIDA
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS
4.500 AFY

PRIORITY DATE: 06/07/1984

POINT OF DIVERSION:

T04N R03W S35 SESESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.030 CFS
4.50 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T04N R03W S35 SESW 1.00

1 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 - License

Property is also known as S 161 ft. Less W 408.36 ft. of Lot 6, Blk 2, Upland Park Addition.

Idaho Department of Water Resources



**T04N, R03W,
SEC 35**

Claim No: 63-10249

Prepared By: Kimberly Brown

Date: May 19, 2006



Place of Use



Section Lines



1/4 1/4



Point of Diversion

Irrigated Acres = 1



0 0.04 Miles



1987 NAPP

09/29/2006

**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: October 31, 2006

Water right number: 63-10249

MARGARET P THOMAS
4024 S FLORIDA
CALDWELL ID 83605
Telephone Number: (208)454-0897

GEORGE E THOMAS
4024 S FLORIDA
CALDWELL ID 83605
Telephone Number: (208)454-0897

RECEIVED

OCT 20 2006

WATER RESOURCES
WESTERN REGION

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

NONE

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

NONE

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

N/A

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

DATE: 10/18/2006 SIGNATURE: George E. Thomas
Please print your name: GEORGE E. THOMAS

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10249

WATER RIGHT NUMBER: 63-10249 ✓

Owner Type

Current Owner

Name and Address

MARGARET P THOMAS ✓
 4024 S FLORIDA
 CALDWELL, ID 83605
 (208)454-0897

Property Address:

Current Owner

GEORGE E THOMAS ✓
 4024 S FLORIDA
 CALDWELL, ID 83605
 (208)454-0897

Priority Date: 06/07/1984 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

From To

3/15 to 11/15 ✓

Diversion Rate

0.030 CFS ✓

Annual Volume

4.5 AF

Total Diversion:

0.030 CFS ✓

4.50 AF ✓

#63-20618 covers
 domestic use in
 this parcel

Location of Point(s) of Diversion

GROUND WATER

CANYON County ✓

(SE1/4SE1/4SW1/4 ✓)

Sec. 35, Twp 04N, Rge 03W, B.M. ✓

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	03W	35													1.0

Total Acres: 1 ✓

ADD S39 - Season of use is 3/1 to 11/15.

Conditions of Approval:Remarks:Comments:

Page 3

ADD J01 - Place of use is also known as S 161'
 Less W 408.36' of lot 6, Blk 2, Upland Park Add.
Parcel No: R2745200000. (0.86-0.9 Ac)

REAL PROPERTY INQUIRY

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+++++
01 5R27452-000- -0 221-00 SCH132+ 15 24,400 .86
+++++
37 96,300
THOMAS, GEORGE EDWARD +
+
+
+
+
+
4024 S FLORIDA AVE +
CALDWELL ID 83605 +
+++++
35-4N-3W SW UPLAND PARK ADD 8840 + TOTAL 120,700 .86
S 161' LESS W 408.36' OF LT 6 ++++++
BLK 2 + SURVEY INST
+ DRAIN DR VALUE APPR TAM
+ CLASS +2 REAP 03 MAN 02 UNIT 1
4024 S FLORIDA AVE, CA Pg 64E + PARCEL 5R08840002006D H/O Y C/B N
+ PRIOR ACCOUNT 4R27452-000- -0
+ 02 MH on Property NO
MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R27452000 0 UNIT 001 TOTAL UNITS 1

SITE 4024 S FLORIDA AVE CA SEC/TWN/RNG 35-4N-3W
ASSESSED VALUE 120,700 ACREAGE .86
SUB/PARK NAME UPLAND PARK ADD YEAR/MAKE
CLASS +2 OWNER / OCCUPIED HOUSE CLASS '+2' SPACE LOT BLOCK
+++++
YR BUILT 1940 AIR COND HEAT PUMP CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 1400 EXTERIOR STUCCO DECK/PATIO? Y
SECOND SQ FT ROOF CLAY TILE POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 1.00 % BSMT FIN LOT SIZE
FRPLC 1 GARAGE A2 NEIGHBORHOOD 0
GARAGE SQ FT 575
+++++
COMMENTS GPB 15X32/GPB 24X40,24X44 MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-10249

03/22/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~10249~~	~~Claim~~	~~04N~~	~~03W~~	~~35~~	~~SE~~	~~SW~~		~~IRRIGATION~~	~~1/1~~	~~MARGARET P THOMAS~~
~~10249~~	~~Water Right~~	~~04N~~	~~03W~~	~~35~~	~~SE~~	~~SW~~		~~IRRIGATION~~	~~1/1~~	~~GEORGE E THOMAS~~
23839	Water Right	04N	03W	35	SE	SW		STOCKWATER		COLLEEN Y STUFFLEBEAM
26009	Water Right	04N	03W	35	SE	SW		STOCKWATER		LINDA MONTGOMERY
26843	Water Right	04N	03W	35	SE	SW		STOCKWATER		OLEEN WIGHT
27370	Water Right	04N	03W	35	SE	SW		STOCKWATER		JOHN R TAYLOR
27807	Water Right	04N	03W	35	SE	SW		STOCKWATER		VERNON G DENNIS
10252	Water Right	04N	03W	35	SE	SW		DOMESTIC 3912 S Florida Ave.		BEULAH PARSONS
20618	Water Right	04N	03W	35	SE	SW		DOMESTIC 4024 S Florida Ave.		MARGARET P THOMAS
23839	Water Right	04N	03W	35	SE	SW		DOMESTIC		COLLEEN Y STUFFLEBEAM
26009	Water Right	04N	03W	35	SE	SW		DOMESTIC		LINDA MONTGOMERY
26843	Water Right	04N	03W	35	SE	SW		DOMESTIC		OLEEN WIGHT
27370	Water Right	04N	03W	35	SE	SW		DOMESTIC		JOHN R TAYLOR
27678	Water Right	04N	03W	35	SE	SW		DOMESTIC		LEO F DENNIS
27807	Water Right	04N	03W	35	SE	SW		DOMESTIC		VERNON G DENNIS

#63-20618 covers domestic use for
the same parcel (4024 S Florida
Ave.)

overlap review

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-20618

WATER RIGHT NUMBER: 63-20618

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARGARET P THOMAS 4024 S FLORIDA CALDWELL, ID 83605 (208)454-0897
Current Owner	GEORGE E THOMAS 4024 S FLORIDA CALDWELL, ID 83605 (208)454-0897

Priority Date: 01/01/1950

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4SW1/4	Sec. 35, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	35																	X

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. 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.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. PARCEL NO. 3R 08840002006D PROPERTY ALSO KNOWN AS LOT 6, BLK 2, UPLAND PARK ADDITION.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. [REDACTED]

Priority: June 7, 1984 Amount: 0.03 CFS 4.5 AFA

This is to certify, that GEORGE E. THOMAS
4024 S. FLORIDA
CALDWELL, ID 83605

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated June 7, 1984, and
has submitted proof to the Department of Water Resources on May 22, 1985, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .110 cfs of water from a GROUNDWATER
source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	4.5 AFA

LOCATION OF POINT OF DIVERSION(S): SESW, Sec. 35, Township 04N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	03W	35	SESW	1		1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 14th
day of June, 1988.

MICROFILMED

JUL 07 1988

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant GEORGE E. THOMAS Phone 454-0897

Post office address 4024 S. Florida, Caldwell, ID 83605

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35 Township 4N

Range 3W B.M. Canyon County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 03 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 03 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well with pump and pipeline,
sprinkler and flood

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	3W	35											1						1

Total number of acres to be irrigated 1

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

A 20x20 grid map. Handwritten labels include:
- 'R 3W' at row 10, column 10.
- 'T 4N' at row 10, column 5.
- '35' at row 10, column 10.
- A small square with 'pd + pod' at row 10, column 10.

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

George E. Thomas
(Applicant)

RECORDED

Proposed Priority 6/7/84

Received by 6LS Date 6/7/84 Time 3:38

Preliminary check by JP Fee \$ 30.00 # 34459

Received by 6LS Date 6/7/84

Publication prepared by JP Date 6/21/84

Published in Press-Tribune

Publication dates 6/22/84 & 7/5/84

Publication approved pmw Date 7-18-84

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS tw

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-10249, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 85.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Witness my hand this 30 day of July, 1984.

David R. Tutthill
ACTING Chief, Operations Bureau

10. Other water rights on these lands None
11. Other water right diverted from same p.d. None
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks Beneficial Uses: Irrigation (1 acre)
Recommended Uses: 0.3 cfs
4.5 a.f.a.

Overlap of water rights P/D + P/U 63-10252 Domestic G.W.

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Richard J. Gipe Date 7/17/86

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination 7-17-86

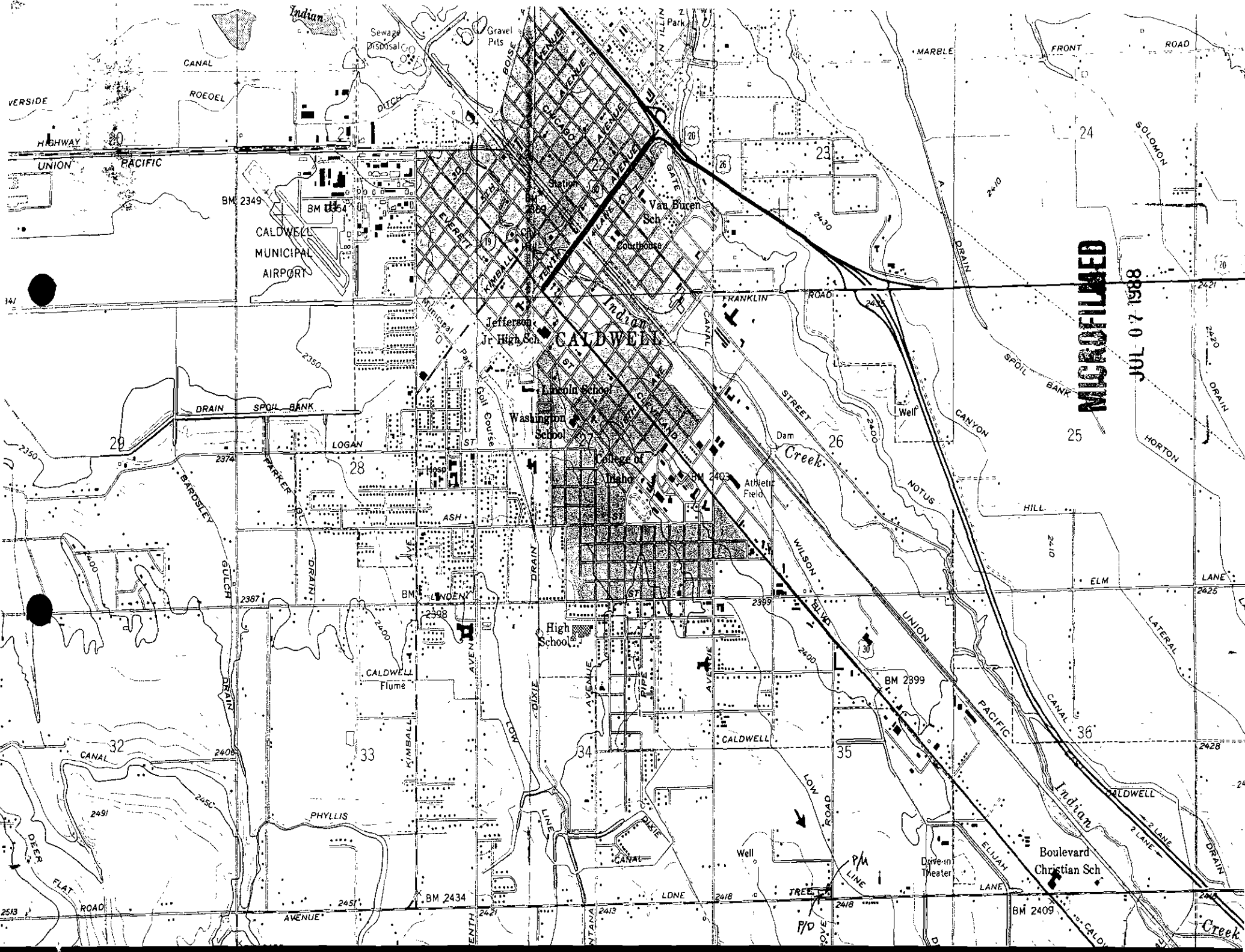
Date

92
8/7/86

CONSULTANT SEAL

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JUL 07 1988



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JUL 07 1988