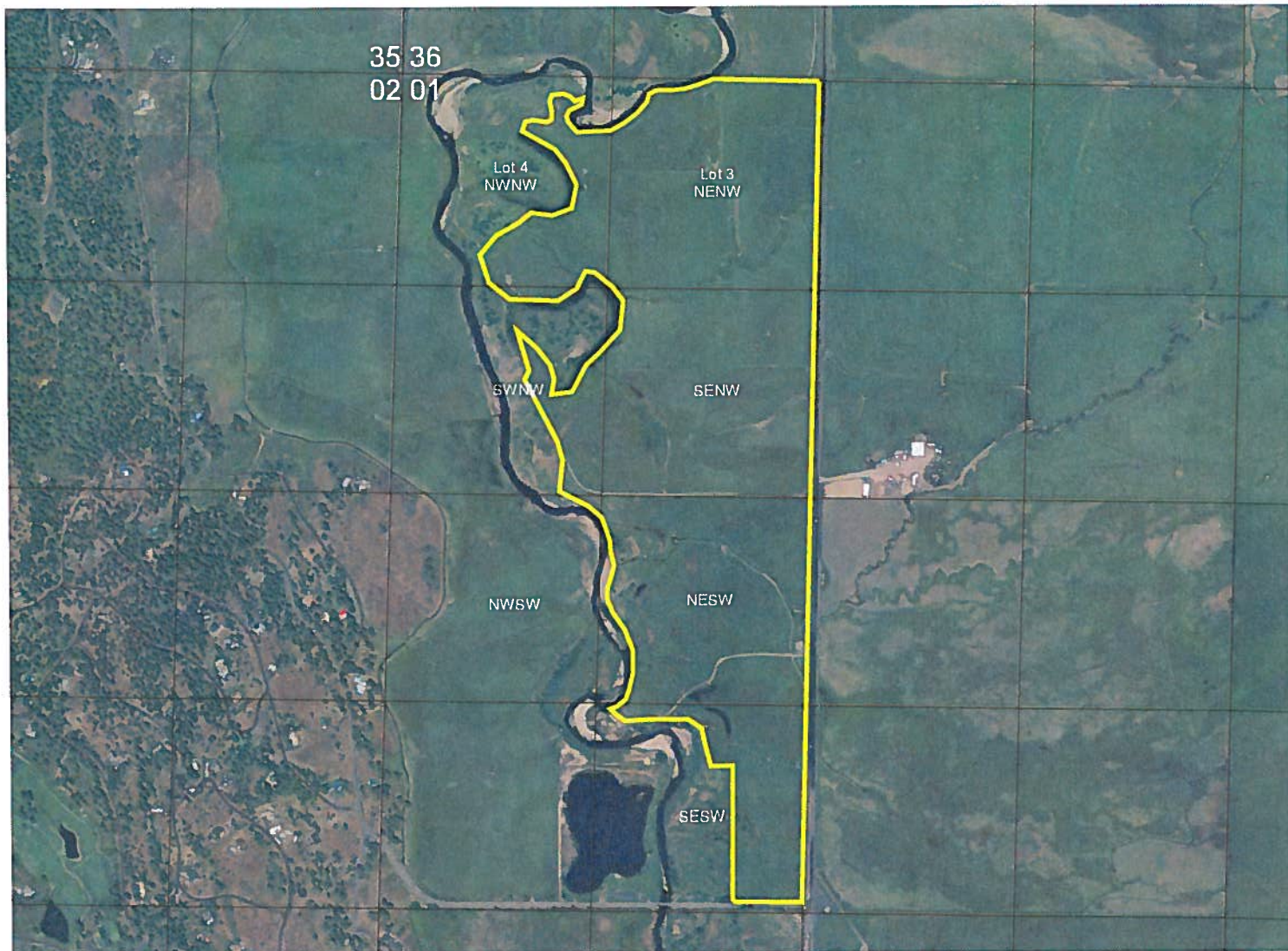


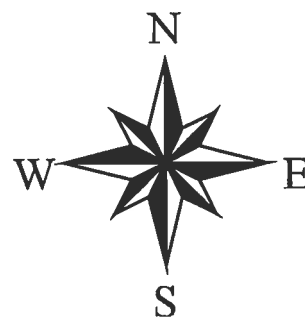
78-12123 & 78-12248



1000 0 1000 2000 3000 4000 Feet

T19N R01E S01

Map prepared by: Carter Fritschle
Date prepared: 09/21/06
2004 NAIP Photography
Idaho Department of Water Resources



12/15/2006

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

RIGHT NUMBER: 78-12123

NAME AND ADDRESS: MARION VANCE
1380 TARA ST
TWIN FALLS ID 83301

BARBARA VANCE
1380 TARA ST
TWIN FALLS ID 83301

SOURCE: GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER
Point of injection into and points of redirection from Fourmile Creek.

QUANTITY: 0.620 CFS

PRIORITY DATE: 09/26/1922

Pursuant to a call in times of scarcity, this right is junior to Water Right Nos. 78-2036, 78-2037, 78-2039, 78-2040A, 78-2040B, 78-2042 and 78-2056.

POINT OF DIVERSION:

T19N R01E S1 SENE Rediversion Within ADAMS County
T19N R02E S6 NENE Lot 1 Injection Within ADAMS County
T19N R02E S6 NWNE Lot 2 Rediversion Within ADAMS County
T19N R02E S6 NWNE Lot 2 Rediversion Within ADAMS County
T19N R02E S6 SENW Rediversion Within ADAMS County
T19N R02E S27 NWNW Lot 1 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	0.620 CFS

PLACE OF USE:

IRRIGATION in ADAMS County

T19N R01E S01 Lot 3 NENW	38.00	T19N R01E S01 Lot 4 NWNW	12.00
T19N R01E S01 SWNW	7.40	T19N R01E S01 SENW	39.00
T19N R01E S01 NESW	37.00	T19N R01E S01 NWSW	0.30
T19N R01E S01 SESW	16.00		

149.7 ACRES TOTAL

Right Nos. 78-12123 and 78-12248 are limited to the irrigation of a combined total of 149.7 acres in a single irrigation season.

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 - Beneficial Use

Walker, Kay

From: Fritschle, Carter
Sent: Thursday, December 14, 2006 3:25 PM
To: Walker, Kay
Subject: 78-12123

Hi Kay,

I just talked to Marion Vance, and it looks like 78-12123 is good to recommend as Goose Creek floodwater.

Carter



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 7, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

MARION AND BARBARA VANCE
1380 TARA ST
TWIN FALLS ID 83301

Re: Claim to a Water Right No. 78-12123

Dear Claimants:

In May of 1988, you submitted the above referenced claim in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated, when this claim was filed, that the water right was based on a "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. This claim has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, the priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize the water use under this right, if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible.

The required evidence supporting the priority date must be submitted by **December 14, 2006**, referencing all documents with the corresponding claim number. If you have any questions not covered by this letter, or the enclosed pamphlet, please feel free to call me at 287-4953.

Sincerely,

Kay Walker
Sr. Water Resource Agent

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 7, 2001

MARION VANCE
BARBARA VANCE
1380 TARA ST
TWIN FALLS ID 83301

Re: Original Notice of Claim to a Water Right No. A78-10772

Renumbered Notice of Claim to a Water Right No. 78-12123

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim. Also enclosed is a copy of the original claim for your reference.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist I
Adjudication Section
Western Region

DB:db

Enclosure

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 78-12123
Date Received: 3/26/93
Receipt No:
Received By:

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

1. Name of Claimant(s): MARION VANCE Phone:
1380 TARA ST
TWIN FALLS ID USA 83301
- BARBARA VANCE Phone:
1380 TARA ST
TWIN FALLS ID USA 83301

2. Date of Priority: 06/22/1920

3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	02E	27	SW NW NW	ADAMS	
19N	02E	6	SE NE NE	ADAMS	R
19N	02E	27	SW NW NW	ADAMS	I
19N	02E	6	SW NW NE	ADAMS	R
19N	01E	1	NE SE NE	ADAMS	R
19N	02E	6	NW SW NW	ADAMS	R
19N	02E	6	SE NE NE	ADAMS	I

5. Description of diverting works:

GOOSE CREEK TO CAMPBELL DITCH TO FOUR MILE CREEK TO POU

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	07/15	0.62	

7. Total Quantity Appropriated is:
0.62 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
19N	01E	1	NE	NW	IRRIGATION	35
			SE	NW	IRRIGATION	35
			NE	SW	IRRIGATION	30
			Section Acres			
Total Acres					100	

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:

14. Remarks:

This claim is the result of a split due to a change in ownership for a portion of 78-10772. DB 2/7/2001.

15. Basis of Claim: Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

OCT 19 2000

WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) 78-10772 & 78-2030A
Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Steve Campbell
Owner/Claimant(s)
P.O. Box 269, New Meadows, ID 83654
4. New Owner/Claimant(s) Marion Vance or Barbara Vance
Name connector (Check one): [] AND, ☒ OR, [] AND/OR
New Mailing Address 1380 Tara Street
City, State and ZIP Code Twin Falls, ID 83301
New Telephone Number () -
5. Date you acquired the property 9/29/00
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. *that portion of water apputenant to transferred property
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Marion Vance Date 9/29/00
Owner/Claimant(s) Barbara Vance Date 9/29/00
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

0.0062

78-10772

420 acres

2.6 cfs



Name

78-12123

78-12122

Campbell

Same other than

these 3 locations

320 acres

1.98 cfs

Sec 1 NENW 35

SENEW 35

NESEW 30

150 acres

0.62 cfs

COPY

For Value Received, STEVEN E. CAMPBELL and DEBRA D. CAMPBELL, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
MARION VANCE and BARBARA VANCE, husband and wife

the grantees, whose current address is, *P.O. Box 7, Homedale, ID 83628*

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantors do hereby covenant to and with the
said Grantees, that they are the owners in fee simple of said premises; that they are free
from all encumbrances excepting for all easements of record, rights of way, matters
visible, and all matters of record and title and that they will warrant and defend the
same from all lawful claims whatsoever.

Date: September 29, 2000

Steven E Campbell

STEVEN E. CAMPBELL

Debra D Campbell

DEBRA D. CAMPBELL

STATE OF *Idaho*)
COUNTY OF *Adams*) SS

On this *29* day of *Sept*, in the year of 2000, before me
a Notary Public in and for said State, personally appeared
STEVEN E. CAMPBELL & DEBRA D. CAMPBELL
known or identified to me to be the persons whose names
are subscribed to the within instrument, and acknowledged
to me that they executed the same.

STATE OF IDAHO, COUNTY OF ADAMS
I hereby certify that this instrument was filed for record
at the request of

at _____ minutes past _____ o'clock M.
this _____ day of _____, 20____, in my
office, and duly recorded in Book
of Deeds at _____ page

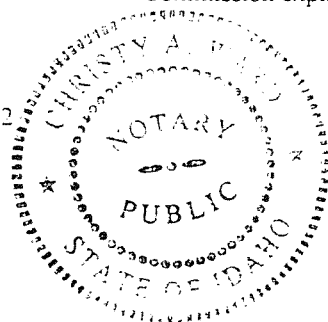
Christy A. Ward

Notary Public
Residing at *Indian Valley*
Commission expires: *8/14/04*

Ex-Officio Recorder

By: _____
Deputy

Fees \$
Mail to:



Instrument # 98761

COUNCIL ADAMS, IDAHO

2000-10-02 09:39:49 No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: \$6.00

Ex-Officio Recorder Deputy

Debra D. Campbell

Township 19 North, Range 1 East, Boise Meridian, Adams County, Idaho
 Section 1: A parcel of land situated in the W1/2 more particularly described as follows:

Commencing at the section corner common to Sections 1 and 2, T19NR1E, and Sections 35 and 36, T20NR1E, Adams County, Idaho, an aluminum cap;

Thence North 89° 11' 46" East 289.94 feet along the North line of said Section 1 to the thread of the Little Salmon River, the REAL POINT OF BEGINNING;

Thence along said thread of said Little Salmon River:

South 39° 05' West 128.6 feet;

South 07° 50' West 141.0 feet;

South 30° 32' East 190.5 feet;

South 08° 02' East 255.3 feet;

South 14° 33' West 254.2 feet;

South 06° 23' West 134.0 feet;

South 40° 35' East 302.5 feet;

South 03° 24' East 148.0 feet;

South 16° 54' East 300.0 feet;

South 17° 02' East 329.2 feet;

South 19° 51' East 202.2 feet;

South 06° 34' East 226.5 feet;

South 26° 56' East 187.7 feet;

South 61° 59' East 458.0 feet;

South 43° 24' East 154.7 feet;

South 10° 12' East 133.2 feet;

South 10° 40' West 224.3 feet;

South 10° 28' East 117.2 feet;

South 22° 55' East 243.2 feet;

South 09° 53' East 167.3 feet;

South 18° 57' West 118.3 feet;

South 57° 25' West 290.4 feet;

South 28° 37' West 119.4 feet;

South 73° 40' East 265.3 feet;

North 86° 00' East 193.6 feet;

North 58° 16' East 106.2 feet;

North 77° 38' East 156.0 feet;

South 87° 10' East 79.0 feet;

South 37° 35' East 91.0 feet;

South 17° 15' East 146.37 feet to said thread's intersection with the North line of a MeadowCreek parcel;

Thence North 88° 47' 46" East 138.94 feet to the Northeast corner of said parcel;

Thence South 01° 12' 14" East 840.00 feet to the Northerly right-of-way of 45Th Parallel Drive;

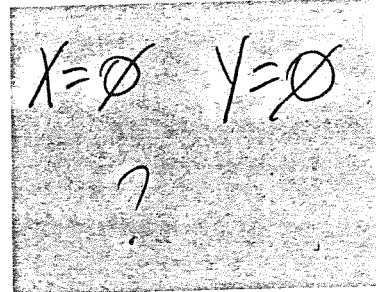
Thence North 88° 47' 46" East 527.69 feet along said right-of-way to the Westerly right-of-way of U.S. Highway 95;

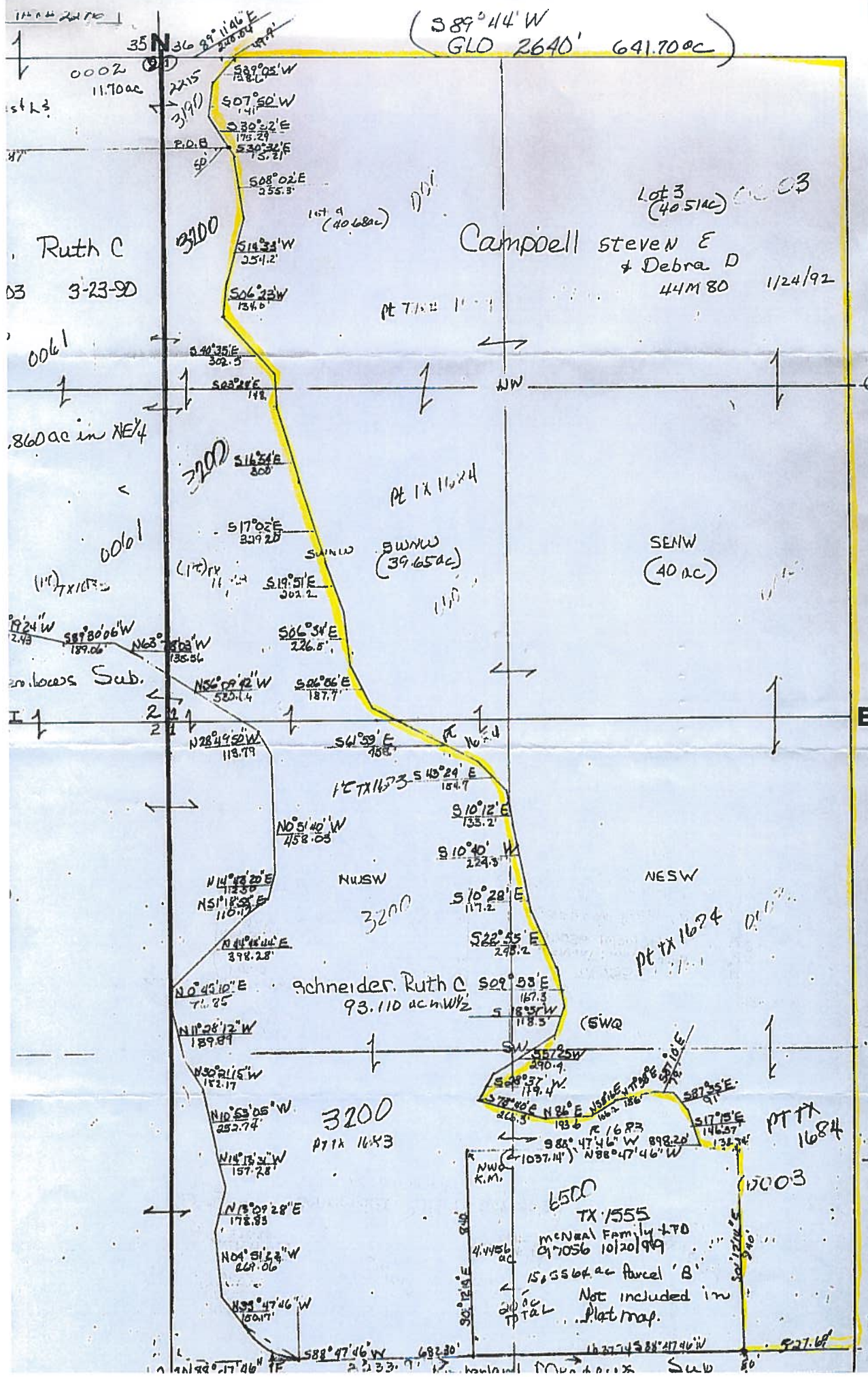
Thence 40.47 feet along a non-tangent curve to the left whose radius is 11,419.16 feet and delta angle is 00° 12' 11" and long chord bears North 00° 13' 55" West along said Westerly right-of-way;

Thence North 00° 20' 00" West 4930.37 feet along said Westerly right-of-way;

Thence 229.21 feet along a curve to the left whose radius is 57,335.80 feet and whose delta angle is 00° 13' 44.6" along said Westerly right-of-way to the Northerly boundary of said Section 1, a 5/8 inch rebar;

Thence South 89° 11' 46" West 2342.16 feet to the REAL POINT OF BEGINNING.





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: A78-10772
Date Received: 3-26-93
Receipt No: 0027071
Received By: _____

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

1. Name: STEVE CAMPBELL
Address: PO BOX 269
NEW MEADOWS ID

208-347-2467

83654

2. Date of Priority: JUN 22, 1920

3. Source: GOOSE CREEK

Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	01E	1	NE	SE	NE	R	ADAMS
	02E	6	SE	NE	NE	R	ADAMS
			SE	NE	NE	I	ADAMS
			SW	NW	NE	R	ADAMS
		27	NW	SW	NW	R	ADAMS
			SW	NW	NW	I	ADAMS
			SW	NW	NW	I	ADAMS

5. Description of diverting works:

GOOSE CREEK TO CAMPBELL DITCH TO FOUR MILE CREEK TO POU

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	07/15	2.600		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A78-10772

Page 1

Date: 03/26/93

~~MICROFILMED~~

AUG 08 1994

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
19N	01E	1	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	35.0
			SE	NW		IRR	35.0
			NE	SW		IRR	30.0
						Section Acres	220.0
	02E	6	NW	NW		IRR	40.0
						Section Acres	40.0
20N	01E	36	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	160.0
						Total Acres	420.0

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:

A78-04136 -04314 -04275 -04288 -07263A

14. Remarks:

THIS CLAIM IS FOR FLOOD WATER.

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): Steve Campbell Date: March 26 1993

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 26TH day
of March 19 93

Roxanne McCall
Notary Public

Seal

Residing at Roxanne McCall, Notary Public
My Commission Expires March 26, 1994