

01/24/2001

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

RIGHT NUMBER: 43-10492
NAME AND ADDRESS: LEE MOYLE
MARTA MOYLE
375 S 600 W
HEYBURN, ID 83336

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1979

POINT OF DIVERSION: T12S R26E S24 NESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	1-01 12-31	0.04 CFS
DOMESTIC	1-01 12-31	0.04 CFS

PLACE OF USE:

STOCKWATER Within CASSIA County
T12S R26E S24 NESW
DOMESTIC Within CASSIA County
T12S R26E S24 NESW

OTHER PROVISIONS 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.

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

PARCEL NO. 12S26E244800A STOCKWATER, 10 HORSES, 100 CATTLE

**Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner**

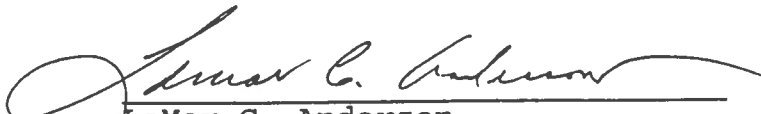
WARRANTY DEED

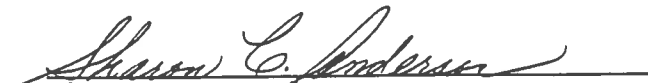
FOR VALUE RECEIVED, LAMAR C. ANDERSON and SHARON C. ANDERSON, husband and wife, hereinafter called the "Grantor", does hereby grant, bargain, sell and convey all interest in and to the property described on Exhibit "A" attached hereto, to LEE MOYLE and MARTA MOYLE, husband and wife, hereinafter called the "Grantee", situated in Cassia County, State of Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs, successors and assigns forever. The Grantor does hereby covenant to and with the said Grantee that the Grantor is the owner in fee simple of said premises; that the said premises are free from all encumbrances except as above-described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 24th day of September, 1996.

"GRANTOR"


Lamar C. Anderson

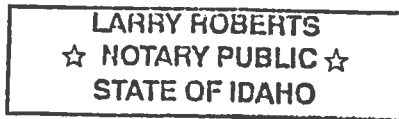

Sharon C. Anderson

STATE OF IDAHO)
 ss.
County of Cassia)

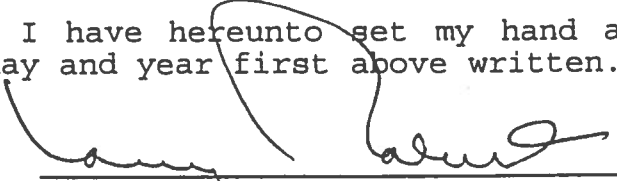
On this 26th day of September, 1996, before me the

undersigned, a Notary Public in and for said State, personally appeared LaMar C. Anderson and Sharon C. Anderson, husband and wife, known or identified to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-97


NOTARY PUBLIC FOR IDAHO

Residing at: Burley, Idaho
My Commission Expires: 6-30-97

EXHIBIT "A"

TOWNSHIP 12 SOUTH, RANGE 26 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 24: SW¼, LESS the S¼S¼SW¼

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILM 281

1996 OCT -9 A 11:07

245526

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER

FEES 900 DEPUTY LM

LAND TITLE & ESCROW

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-18-1997
PAGE: A-227

RIGHT NUMBER:

43-10492

NAME & ADDRESS:

LAMAR C ANDERSON
1805 JACKSON AVE
BURLEY ID 83318

SOURCE:

GROUNDWATER

QUANTITY:

0.04 CFS

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

PRIORITY DATE:

01/01/1979

POINT OF DIVERSION:

T12S R26E S24

NESW

Within CASSIA 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

0.04 CFS

PLACE OF USE:

STOCKWATER

Within CASSIA County

T12S R26E S24

NESW

DOMESTIC

Within CASSIA County

T12S R26E S24

NESW

OTHER PROVISIONS 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

PARCEL NO. 12S26E244800A

STOCKWATER, 10 HORSES, 100 CATTLE

Claim proofread by:

KT

Date:

7-5

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-8-1997
PAGE: A-232

RIGHT NUMBER: 43-10492

NAME & ADDRESS: LAMAR C ANDERSON
1805 JACKSON AVE
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 01/01/1979

POINT OF DIVERSION: T12S R26E S24 NESW Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC DOMESTIC, 1 HOME; STOCKWA	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T12S R26E S24 NESW

DOMESTIC Within CASSIA County
T12S R26E S24 NESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

See remarks for additional conditions of approval.
PARCEL NO. 12S26E244800A

- copy to emts

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Claim data entry by: KST
Date: 8/14/97
Data entry verified by: TOM
Date: 8/15

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: A43-10492
Date Received: 6/15/1989
Receipt No: S008265
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LAMAR C. ANDERSON 208-678-7384
Address: 1805 JACKSON AVE.
BURLEY, ID 83318

2. Date of Priority: JAN 01, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	26E	24	NE	SW			CASSIA

5. Description of diverting works:
WELL AND PUMP, 1 HP SUBM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/10 HORSES, 100 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12S	26E	24	NE	SW		DOMEST	
			NE	SW		STOCK	

A43-10492

Page 1

Date: 06/15/89

MICROFILMED

MAR 05 1993

11. Place of use in counties: CASSIA

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: 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: _____

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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: ³⁹⁵⁷⁶Ident. Number A43-10492

Date Received

Receipt Number 5008265 *gll*

RECEIVED

JUN 8 1989

Department of Water Resources
Southern Region OfficeNOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) Lamar C. Anderson Phone (208) 678-7384Mailing Address 1805 Jackson Avenue, Burley, Idaho, Zip 833182. Date of Priority (Only one (1) per claim) 1/1/19793. Source of water supply (a) Groundwater
which is tributary to (b) _____4. Location of point of diversion is: Township 12 S Range 26 ESection 24, NE 1/4 of SW 1/4 of 1/4, Govt. Lot _____, B.M.,County of CassiaAdditional points of diversion if any: None5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Shallow well with 1 hp submersible pump.

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive)

For domestic purposes from 1-1 to 12-31 amount .84 (cfs)For livestock purposes from 1-1 to 12-31 amount _____

7. Total quantity claimed _____ (cfs)

8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) cattle 10 head - 10 horses - 1 family

MICROFILMED

MAR 05 1993

* 1.000 g/L for domestic and 0.5 for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
12	26E	24								X								
												.						

In which county (ies) are lands listed above as place of use located? Cassia

Do you own the property listed above as place of use? Yes X No

If your answer is No, describe in Remarks below the authority you have to claim this water right.

Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (x)

Remarks: _____

Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant

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 _____

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

Signature of Claimant (s) Lamar C. Anderson Date 6/6/89

Sharon C. Anderson Date 6-6-89

r Organizations: I do solemnly swear or affirm that I am

Title

Organization

that I have signed the foregoing

current in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization	Date
------------------------	------

ite of Idaho/or)

_____) SS.

County of Cassia

described and sworn (or affirmed) before me this 6th day of June 1989

SEAL

Notary Public *Keta Miller*

Residing at Burley, Idaho

My Commission Expires 6-1-94

st Name Ident No.

Copies White-Statc, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 17, 1989

Re: A45-11698
A43-02453
A43-10492

Lamar C. Anderson
1805 Jackson Ave.
Burley, Id. 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in dark ink, appearing to read 'Judy Givens', is written over a light blue horizontal line.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED

MAR 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

FEB 15 2002

Department of Water Resources

February 11, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEE MOYLE
MARTHA MOYLE
374 S 600 W
HEYBURN ID 83336

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #43-10492, 43-12937
Change of Address

NCAP prepared 2-21-02. no

Records Modified. no

RECEIVED
APR 04 2002
Department of Water Resources
Southern Region

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by February 20, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

[Signature]
Claimant Signature

2/12/02
Telephone No.

HOWARD MORRIS
1101 E 2900 S
HAGERMAN ID 83332

~~ear~~ + Myrtle
STANLEY MORTENSEN
RT 4 BOX 143
RUPERT ID 83350

~~ear~~ +
JON MORTENSEN
RT 4 BOX 143 251 N. 200 E.
RUPERT ID 83350
36-2628 B, 36-12973/74
36-15216

Same as Jon

~~ear~~ + Gann
DANIEL D MOSS
RT 1 BOX 105 45 S. 850 E.
DECLO ID 83323 Sealed

~~ear~~ + Marta
LEE MOYLE
RT 1 BOX 1275A 374 S. 600 W.
HEYBURN ID 83336

43-10493, 43-12937

NCAP

C W MULHALL
150 CORONADA CIR
SANTA BARBARA CA 93108

Sent here
STEVEN MURDOCK 1550 W.
1065 W 125 N Hwy 39
BLACKFOOT ID 83221



Basin Sequence Statu Owner List

Version Ni Source Ta Application

36	12424	Active	MOYLE, LEE (Current)			wr	Adjudication	Claim
36	12429	Active	MOYLE, LEE EMMETT (Current)			wr	Adjudication	Claim
36	12430	Active	MOYLE, LEE EMMETT (Current)			wr	Adjudication	Claim
36	12432	Active	MOYLE, LEE EMMETT (Current)			wr	Adjudication	Claim
43	10492	Active	MOYLE, LEE (Current); MOYLE, MARTA (Current); ANDERSON, L ^A wr	Adjudication	Claim			
43	12935	Parent	ANDERSON, LAMAR C (Original); MOYLE, LEE (Original); MOYLE, wr	Adjudication	Claim			
43	12937	Active	MOYLE, LEE (Current); MOYLE, MARTA (Current); ANDERSON, L ^A wr	Adjudication	Claim			
43	12938	Active	TELLERIA, BRENDA F (Current); TELLERIA, MICHAEL B (Current); wr	Adjudication	Claim			
43	10492	Active	MOYLE, LEE (Current); MOYLE, MARTA (Current); AND	1	wr	Adjudication	Recommendation	
43	12937	Active	MOYLE, LEE (Current); MOYLE, MARTA (Current); AND	1	wr	Adjudication	Recommendation	
43	12938	Active	TELLERIA, BRENDA F (Current); TELLERIA, MICHAEL	1	wr	Adjudication	Recommendation	
36	8450	Active	MOYLE, LEE (Current)			wr	Water Right	678-8481
36	10	12424	Active	MOYLE, LEE (Current); FEDERAL LAND BANK ASSN OF UTAH FL	wr	Water Right		
36	✓	12429	Active	MOYLE, LEE EMMETT (Current); FEDERAL LAND BANK ASSN OF	wr	Water Right		
36	✓	12430	Active	MOYLE, LEE EMMETT (Current); FEDERAL LAND BANK ASSN OF	wr	Water Right		
36	✓	12432	Active	MOYLE, LEE EMMETT (Current); FEDERAL LAND BANK ASSN OF	wr	Water Right		

Lee Emmett → also RT 1 Bx 1275 A
678-9678
CID 291526
Lee Moyle 3755.600 W. 4678
678-4675
1-25-00-20-15
K. M. 105

WATER RIGHT NUMBER - A43-10492

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (C) NUMBER -

+ - - - - LAST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
ANDERSON

LAMAR C.

1 - 1805 JACKSON AVE.

2 -

3 -

CITY- BURLEY

PHONE - 208-673-7384

STATE- ID ZIP- 83318

+ - - - - PRIORITY DATE - - +
01/01/1979

+ - - - - REGION - - - +
17 SOUTHERN

+ - - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - - STATUS - - - - +

+ - - - - SOURCE - - - - +
GROUNDWATER

+ - - - -

+ - - - - TRIBUTARY - - - - +

+ - - - - POINT OF DIVERSION - - - - -
TWN RFLG LOT TRACT DESCRIPTION PERIOD FROM PERIOD TO WATER USE DIVERSION RATE DIVERSION VOLUME

STREAM INDEX (BLANK IF NO INDEX CODE)

12S 26E 24 NE SW (31) CASSIA

43 - DOMESTIC
04 - STOCKWATER

01/01 12/31
01/01 12/31

0.040
0.040

+ - - - - TOTAL DIV. RATE - - +
0.040

+ - - - - TOTAL DIV. VOLUME - +

+ - - - - TOTAL DIV. CAPACITY - +

+ - - - - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +

TWN

RNG

SEC

TRACT

LOT

ACRES

PLACE OF USE

DESCRIPTION

COUNTY

12S
12S

26E
26E

24
24

NE SW
NE SW

04
43

STOCKWATER
DOMESTIC

(31) CASSIA
(31) CASSIA

+ - - - - DIVERSION MEANS - WELL AND PUMP, 1 HP SUBM.

+ - - - - NON-IRRIGATION USE - D/I HOUSE S/I0 HORSES, 100 CATTLE

+ - - - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - -
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - -
016 - SEE REMARKS FOR ADDITIONAL CONDITIONS OF APPROVAL.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - - - - DECREE DATE - +
00/00/0000

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A43-10492

AUDIT FIELDS - 06/13/89 CLELLAND

COMMENTS - NO COMMENTS FOUND

ADJUDICATION RIGHTS DATES AND FLAGS AREA -

COURT REPORT FILING	-	00/00/0000	FIELD INSPECTION MADE	-	00/00/0000	CIVIL CASE NUMBER	-	39576
OBJECTION FILED DATE	-	00/00/0000	FIELD INSPECTION FLAG	-		OLD CASE NUMBER	-	
RESPONSE FILED DATE	-	00/00/0000	VERIFIED DATE	-	00/00/0000	OLD JUDICIAL DISTRICT	-	
CLAIM RECEIVED DATE	-	06/15/1929	LAST AMENDED DATE	-	00/00/0000	TEMPORARY RIGHT	-	P
PROOF DUE DATE	-	00/00/0000	PROOF MADE DATE	-	00/00/0000	WATER DISTRICT	-	
LICENSED DATE	-	00/00/0000	RECEIPT NUMBER	-	5008265	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		POU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-			-	

12526 E 244800 A

PROOF
AUG 4 1991

CERTIFIED
SEP 4 1991
WATER EXAMINER

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

DATA ENTRY

ENTERED

CHECKED

VERIFIED
AUG 31 1991