

AJ5809NP
No. R43-10135

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/98
PAGE: 14

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WESLEY D ADAMS	10/01/1941	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.07 CFS 0.04 CFS	
TOTAL DIVERSION:					0.07 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T13S R29E S18

NWNWNE

CASSIA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE NENE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac									
13S	29E	18	:	:	:	:	:								

add update

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE NENE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac									
13S	29E	18	:	:	:	:	:								

D

POU County: CASSIA

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER, 250 RANGE CATTLE
RP13S29E180000A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

*see comment
otherwise
OK.*

VERIFIED BY *[Signature]*
2.4.9

43-10135



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

January 13, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GERALDINE BINGHAM
BOX 35
PARADISE UT 84328

2-6-98
responses

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-10135

Dear Mrs. Bingham:

Thank you for your telephone call this afternoon. I have enclosed our ownership change form for you to complete and return to me. To assist you, I've also enclosed an Adjudication Claim Profile Report which shows each item on the claim filed by your dad, Wesley D. Adams.

You will see the address on the claim is still the old address. The address change letter I sent your mom was never returned to me, and we can't change our records without a claimant signature. So, would you please have her sign the bottom of this letter if her current mailing address is 2236 Hansen Ave., Apt. 1F, Burley, ID 83318. If it is different than that, please make the necessary changes before you return it to me.

To satisfy Item 2B. on the ownership change form, the Cassia County Assessor's office (208/678-3540) can send you the plat map for the property. Please mark on the map the location of the well and enclose it with the ownership change form and other documents when you return the form to me.

Please call me toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Adjudication Claim Profile Report
Form 42-248/42-1409(6)

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

Claimant Signature

01/13/1998

COMMUNICATION DOCUMENTATION

Claim No.: A43-10135

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent: S. Sherman 

Date: January 13, 1998

Contact Person(s): Geraldine Bingham, daughter of Wesley D. Adams (deceased). Box 35, Paradise, UT 84328 - telephone 801/750-0242.

Nature of Contact: Mrs. Bingham called me following a telephone call from her mother after her mother received my January 9, 1998, letter regarding improvements, or lack thereof, on the property associated with this claim.

Substance of Communication: Mrs. Bingham stated there is a farmhouse and outbuildings on the property.

Mrs. Bingham explained her father, Wesley D. Adams, was deceased and her mother is disabled and blind. Mrs. Bingham takes care of all paperwork and her mother signs where required.

She agreed to complete an ownership change form which I will mail to her Wednesday. I explained our records cannot be changed without the form.



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

PHILIP E. BATT
GOVERNOR

January 9, 1998

KARL J. DREHER
DIRECTOR

WESLEY D ADAMS
2236 HANSEN AVE APT 1F
BURLEY ID 83318

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-10135

Dear Mr. Adams:

According to the county records, this property has no improvements on it. The claim to the property is for a domestic use of one household and stockwater. (See enclosed Adjudication Profile Report.) The department needs proof the water is in use for a domestic right.

Additionally, I've not had a response from you to my October 14, 1997, letter concerning your address change. Once again, our records cannot be changed to reflect your new address without your signature at the bottom of this letter.

Please respond by January 16, 1998, and call me toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosure:

Adjudication Profile Report

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

Claimant Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

October 14, 1997

KARL J. DREHER
DIRECTOR

WESLEY D ADAMS
2236 HANSEN AVE APT 1F
BURLEY ID 83318

*Response
11-7-97*

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim #A43-10135
Change of Address

Dear Claimant:

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 before returning this letter. Please return the letter by October 27, 1997. 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 right referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

S. Sherman

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

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

Claimant Signature

AJ0749NP
No. R43-10135

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/07/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WESLEY D ADAMS HC 61 BOX 1124 MALTA ID 83342 (208) 645-2293	10/01/1941	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.07 CFS 0.04 CFS	
TOTAL DIVERSION:					0.07 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T13S R29E S18

N4N4WNE

CASSIA County

Place of use Legal Description for: STOCKWATER

	NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac	SENE : NENE	SWNE : NENE	SWNW : NENE	SESW : NENE
13S 29E 18 :				

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac	SENE : NENE	SWNE : NENE	SWNW : NENE	SESW : NENE
13S 29E 18 :				

POU County: CASSIA

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER, 250 RANGE CATTLE
RP13S29E180000A

Dates: Exam Made Date: 11/07/1997 Verified Date: 11/07/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 11/07/97 SSHERMAN

AJ5856NP

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

DATE: AUG-20-1997
PAGE: A-18

RIGHT NUMBER: 43-10135

NAME & ADDRESS: WESLEY D ADAMS
~~HC 61 BOX 1124~~
~~MALTA ID 83342~~

2236 Hansen Ave. Apt. #1F
Burley ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS

PRIORITY DATE: 10/01/1941

POINT OF DIVERSION: T13S R29E S18 NWNWNE Within CASSIA County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE STOCKWATER 01-01 12-31 0.07 CFS
DOMESTIC D/I HOUSE, S/250 RANGE CA 01-01 12-31 0.04 CFS

claimant's daughter stated farmhouse & outbuilds
01-1398-ns

PLACE OF USE: STOCKWATER Within CASSIA County
T13S R29E S18

DOMESTIC Within CASSIA County
T13S R29E S18 NWNE

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

assessor shows & bldg

8-26-97 ss

address confirmed by
tax id card.

RP13S29E180000A

re conds from 8-22-97 assessor.
tax id card,
+ plat map.

only W/R

1998 JUL 24 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 43-10135

RECEIVED
AUG 14 1998
Department of Water Resources
Southern Region

NAME AND ADDRESS: WESLEY D ADAMS
HC 61 BOX 1124
MALTA, ID 83342

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS

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

PRIORITY DATE: 10/01/1941

POINT OF DIVERSION: T13S R29E S18 NWNWNE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.07 CFS

PLACE OF USE:	Stockwater		Within Cassia County
	T13S R29E S18	NWNE	
	Domestic		Within Cassia County
	T13S R29E S18	NWNE	

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.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

Please Carefully Review Your Partial Decree

Carefully read and check all items to make sure they are accurate, especially:

1. Name and Address
2. Water Source
3. Date of Priority
4. Point of Diversion
5. Place of Use
6. Nature of Use

If You Find An Error Or Something That Needs To Be Corrected

Call the IDWR Regional Office that handles your basin. The telephone numbers are on the back panel of this brochure. Your basin is designated as the first two digits of your water right.

The proper form will be mailed to you upon your request. Complete and return the form to the IDWR Regional Office that handles your basin not later than 60 days after the date printed on the partial decree.

Costs associated with this publication are available from the Idaho Department of Water Resources in accordance with Section 60-202, Idaho Code.
IDWR-8,000-42001-11/96

Here's How To Contact IDWR Regional Offices If You Need Assistance

If your partial decree begins with 34:

IDWR Eastern Regional Office
900 N. Skyline Dr., Idaho Falls, ID 83401
(208) 525-7161
Toll Free: (888) 2-SRBA34 (277-2234)

If your partial decree begins with 36:

IDWR Southern Regional Office
222 Shoshone St. E, Twin Falls, ID 83301
(NOTE: moving mid-Dec. to 1341 Fillmore St. N., call first)
(208) 736-3033
Toll Free: (888) 2-SRBA36 (277-2236)

If your partial decree begins with 57:

IDWR Western Regional Office
2735 Airport Way, Boise, ID 83705
(208) 334-2190
Toll Free: (888) 2-SRBA57 (277-2257)

A Very Important Reminder

While the SRBA continues, the law requires that you notify IDWR if there are any name or address changes. If the property to which the right applies changes hands, please file a change of ownership with the form obtained from an IDWR office. Failure to file an ownership change may result in your right not being included in the final decree at the end of the case, a penalty of up to \$100 and restrictions on water use.

Guide To Reviewing Your Partial Decree Water Right In The Snake River Basin Adjudication



Idaho
Department
of Water
Resources



5th Judicial
District
Court
of Twin Falls

Congratulations **Here's your decreed water right!**

You have received your partial decree of water rights in the Snake River Basin Adjudication (SRBA) with this brochure. The partial decree is the SRBA Court's official decision on your water right based on the claim to a water right you submitted.

The term "Partial Decree" simply means your water right represents only a small portion of the future SRBA decree. This partial decree is final; however, you have the opportunity to correct errors and the right to an appeal.

The partial decrees being issued at this time cover only small domestic and stockwater water rights in Water Basins 34, 36 and 57. The first two digits of your water right identify the basin. Please note that contested claims and claims to water rights for irrigation and other uses are still being processed.

This brochure is designed to help answer questions you may have about your water right and to provide a way to get more information or to have your questions answered.

Commonly Asked Questions

1. Do I need to do something?

Yes. Carefully check your partial decree to make sure all the information is correct. If there are errors, call the Idaho Department of Water Resources (IDWR) to request a change form. If you have a question about the decree, contact IDWR for further information. The phone numbers are on the back of this brochure.

If a change is needed, mail the form to IDWR within 60 days of the date printed on your partial decree.

If the partial decree correctly describes your water right, you do not need to do anything more. However, be sure to keep IDWR notified of any changes in ownership for all your water rights.

2. When will processing on my other water rights be completed?

The domestic and stockwater partial decrees are being mailed in numerical batches during Nov. and Dec., 1996. Finalization of partial decrees on irrigation and other non-domestic and non-stockwater rights is ongoing. These partial decrees will be issued as hearings are completed. For more information, contact IDWR.

3. This is a copy of the partial decree for my water right. Where is the original?

The original partial decree for your water right will be retained by the Snake River Basin Adjudication (SRBA) Court, and a certified copy will be permanently archived at IDWR. Copies are available upon request.

4. Why does this partial decree have a different format from the document that was mailed to me in 1992?

The new format has basically the same information as the previous document. We have designed this new format to be more easily read. We also put any remarks near the element of the water right that they modify.

5. When will the SRBA be completed so my partial decree becomes part of the final decree?

The final decree will be issued at the end of the case when all water rights have been reviewed and disputes resolved. The SRBA Court and IDWR are moving forward as quickly as possible. This is a large, complex case with many legal and technical problems to resolve.

We anticipate that finalization of the process will require many more years of hard work. In the meantime, your partial decree represents a completion of the effort to decree your individual water right, and if you are not advised otherwise you can consider this process complete.

6. When will partial decrees be issued for other basins?

The SRBA Court and IDWR are setting up the procedures to issue partial decrees for small domestic and stockwater rights in other basins.

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: A43-10135
Date Received: 5/03/1989
Receipt No: S007010
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WESLEY D. ADAMS 208-645-2293
Address: HC 61 BOX 1124
MALTA, ID 83342

2. Date of Priority: OCT 01, 1941

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13S	29E	18	NW	NW	NE		CASSIA

5. Description of diverting works:
210' WELL, 2HP PUMP

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	0.070		

7. Total Quantity Appropriated is:
0.070 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/250 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	29E	18	NW	NE		STOCK DOMEST	

A43-10135

Page 1

Date: 05/03/89

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): Wesley D. Harris Date: 5-3-1998
Date:

State of Idaho)
County of TK) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of May 19 89 Len
Notary Public

Notary Public

Seal

Residing at TF
My Commission Expires 5/94

MICROFILMED
MAR 05 1993