

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 COEUR D' ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number 93-7434Date Received: 6-10-11Receipt No: N0276290Received By: cm

RECEIVED

JUN 10 2011

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

IDWR/NORTHERN

Please type or print clearly

1. Name of Claimant (s) Moses Mountain Incorporated Phone 809 999 7511Mailing Address 1511 Moses Mountain Rd, Tensed, Id. ZIP 83870
Street or Box City State2. Date of Priority (Only one (1) per claim) June 01, 1940
Month Day Year (YYYY)3. Source of water supply (Check one) Ground Water () or Other (X) (a) Springs, Ponds, hand dug wells
which is tributary to (b) un-named creeks, to Hangman4. a. Location of Point of Diversion is: Township 44 N, Range 04 W, Section 25, 26, 27

_____, 1/4 of _____, 1/4 Govt. Lot _____, BM., County of _____

Parcel (PIN) no. RP 44 N04W264200AAdditional points of diversion if any: Elk cedars Spring to John's Pond to stock tankIf available, GPS Coordinates Tall cedars Spring to Tall cedar stock tank.Aron's Spring to house
Drilled well 1981 to house and stock spigot for watering.

b. If instream flow, beginning point of claimed instream flow is:

Township 44 N, Range 04 W, Section 25 B, SW, 1/4 of NW, 1/4Govt. Lot 44 N, BM., County of Benewah, 26, SW, SWending point is: Township 44 N, Range 04 W, Section 27, SE, 1/4 of SW, 1/4Govt. Lot _____, BM., County of Benewah5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Johns Pond 10' x 300' x 200' to stockwater tanks for 100+ cattle. Tall cedar Springs to stock tank
piped 800' feet downhill.SCANNED
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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)

For Stockwater purposes from Jan 1 to Dec 1 amount .13 or _____

For Residential purposes from Jan 1 to Dec 1 amount .04 or _____

For Irrigation purposes from Jan 1 to Dec 1 amount .04 or _____

For Fire Protection purposes from Jan 1 to Dec 1 amount .20 or _____

7. Total quantity claimed (a) .41 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) 1 house, Stockwater 101-200 hd. Fire Protection as needed

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
44N	04W	27			~~SW~~	~~SE~~													

Parcel (PIN) no(s). _____ Total number of acres irrigated 1 acre.

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

11. Do you own the property listed above as place of use? Yes ☒ No ()
If your answer is No, describe in Remarks below the authority you have to claim this water right.

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

_____ or None ()

13. Remarks: _____

Moses Mm. Incorporated
Last Name Bobill Identification No. _____

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14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice () License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane 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: 3

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

Sam Hader Title _____ of Moses Mountain Incorporated Organization

that I have signed the foregoing document in the space below as

_____ of _____ Organization

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

Signature of Authorized Agent [Signature] Date 6-9-11

Title and Organization Moses Mountain Incorporated

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Thomas Babbitt

Last Name Babbitt Identification No. _____

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John's pond and Elk Cedar spring @ 44n 04w 25 nwnw

Aaron's spring improved @ 44n 04w 26 nesw

Tall Cedar Spring @ 44n 04 w 26 nwse

Tall Cedar stock tank @ 44n 04 26 nesw

Warm spring & J pond & cement well @ 44n 04w 26 nws

Farm House cement well and stream @ 44n 04w 27 nwse

not owned

Farm drilled well stockwater @ 44n 04w 27 swse

Farm House Field stream and cement well @ 44n 04w 27nese

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