

RECEIVED

MAY 23 2013

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAY 22 2013

By _____

Clerk

Deputy Clerk

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

Water Right Claim: 65-23535

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

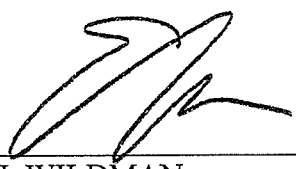
On February 28, 2013, Franklin J. and Delma Gatfield filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* was held on May 21, 2013. This *Motion* complied with all procedural requirements under **SRBA Administrative Order 1**, and no objections were made to this late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for the above-captioned water right is **granted**.

The original Notice of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claim will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of **SRBA Administrative Order 1** 4d(2)(h).

IT IS SO ORDERED.

Dated: May 22, 2013.

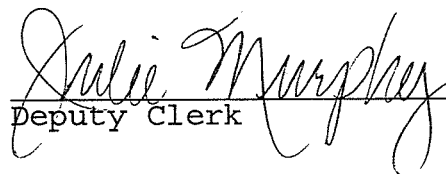

ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on May 22, 2013, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

DELMA GATFIELD
FRANKLIN J GATFIELD
5110 MONTOUR ROAD
EMMETT, ID 83617
Phone: 208-866-1171

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.

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MAY 23 2013

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
FEB 28 2013
Clerk
Deputy Clerk

SRBA Form No.42-1409-1 (Internet 2/09)

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 _____
Date Received: 5-23-13
Receipt No: C097208
Received By: hdp

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Franklin J. or Delma Gatfield Phone (208) 584-3123

Mailing Address 5110 Montour Road Emmett, Idaho ZIP 83617

2. Date of Priority (Only one (1) per claim) May 17, 2001 City Emmett State ID
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (☒) or Other (☐) (a) _____

which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 7N, Range 1E, Section 15,
SW, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of Gem

Parcel (PIN) no. RP00408422 River Ridge Subdivision Lot 18

Additional points of diversion if any: _____

If available, GPS Coordinates N 43° 56' 15.1" W116° 20' 09.3"

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

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

5. 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. _____

Well- 6" casing- 182 feet deep- 2 hr submersible pump - pump to pressure tank, and then pressure tank to house outside faucets and yard.

See Attachments: Well Driller's Log , Subdivision plat, Township map

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Domestic purposes from 01-01 to 12-31 amount 0.05 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.05 (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.) House and miscellaneous stock

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	
7N	1E	15												D					

Parcel (PIN) no(s) RP00408422

Total number of acres irrigated 1/2 acres

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

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.

Water Right # 65-10463A River Ridge Subdivision lot 18 or None ()

13. Remarks: Just learned that I didn't have a water right for our domestic well would like to have one.

See Attachment: Map of Subdivision Lot 18

Last Name Gatfield Identification No.

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 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: 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) Franklin J. Gatfield Date: 2-26-2013
Delma Gatfield Date: 2-26-2013

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

_____ of _____,
Title Organization

that I have signed the foregoing document 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 _____ Date _____

Title and Organization _____

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 _____ Date _____

Address _____

Last Name Gatfield Identification No. _____

Legend

- ESPA
- GCDB Township/Range
- GCDB Section
- GCDB Quarter-Quarter
- Counties

T07N R01E
Sec 16 SWSE

T07N R01E
Sec 16 SESE

T07N R01E
Sec 15 SWSW

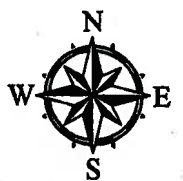
T07N R01E
Sec 21 NWNE

T07N R01E
Sec 21 NENE

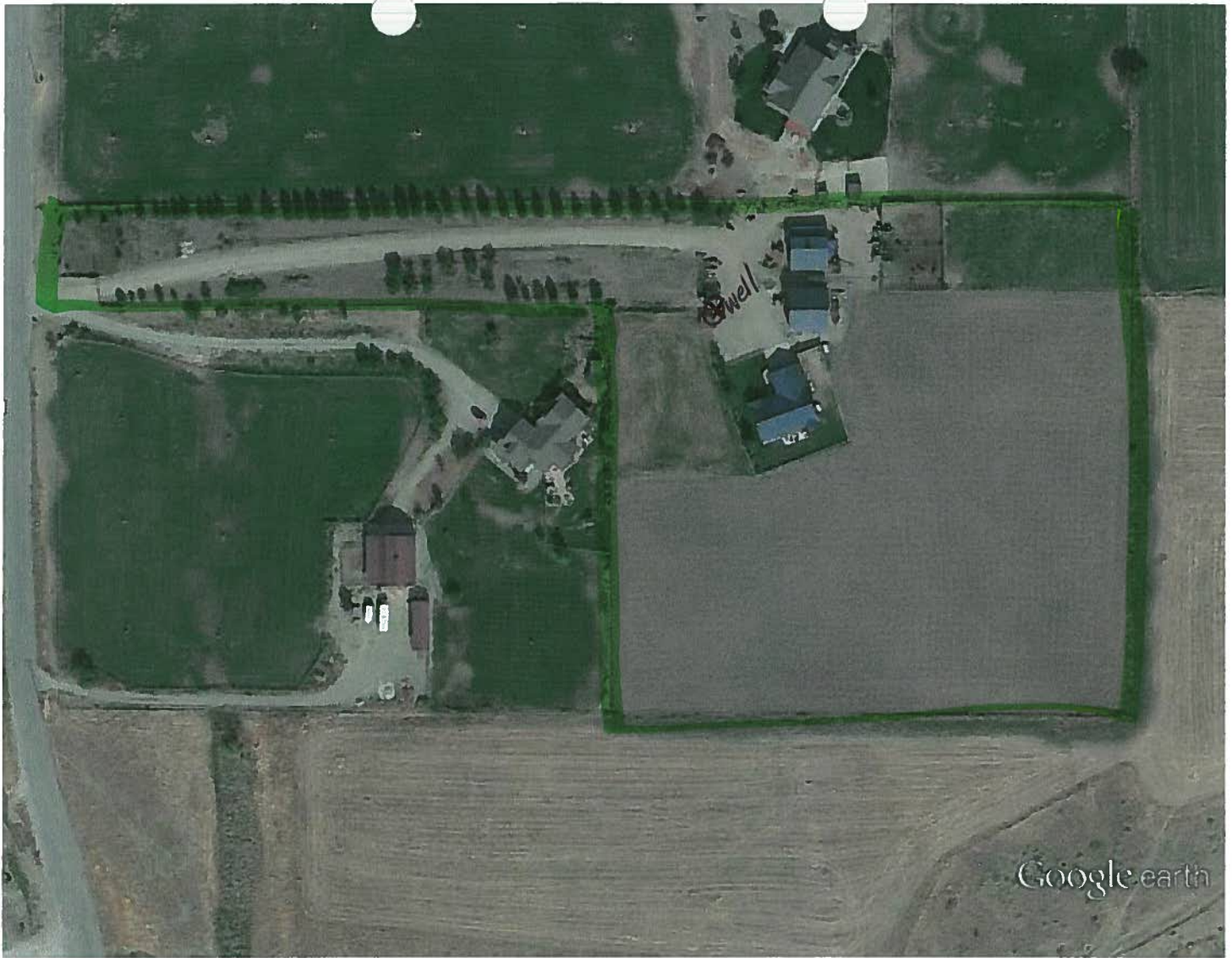
T07N R01E
Sec 22 NWNW

T07N R01E
Sec 21 NENE

T07N R01E
Sec 22 NWNW



0 120 240 480 720 960 Feet



Google earth

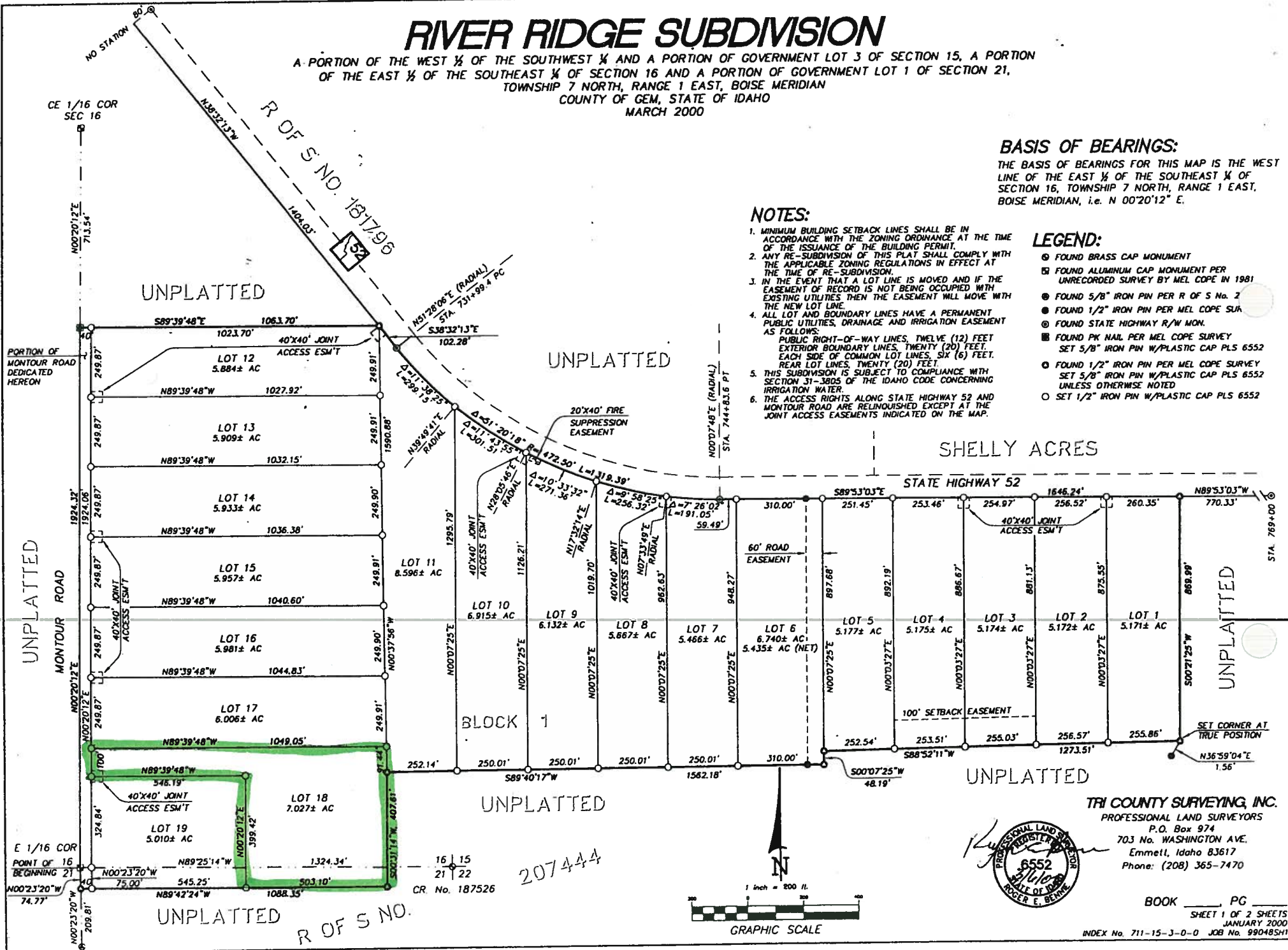


A. PORTION OF THE WEST 1/4 OF THE SOUTHWEST 1/4 AND A PORTION OF GOVERNMENT LOT 3 OF SECTION 15, A PORTION OF THE EAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 16 AND A PORTION OF GOVERNMENT LOT 1 OF SECTION 21, TOWNSHIP 7 NORTH, RANGE 1 EAST, BOISE MERIDIAN
COUNTY OF GEM, STATE OF IDAHO
MARCH 2000

THE BASIS OF BEARINGS FOR THIS MAP IS THE WEST
LINE OF THE EAST $\frac{1}{4}$ OF THE SOUTHEAST $\frac{1}{4}$ OF
SECTION 16, TOWNSHIP 7 NORTH, RANGE 1 EAST,
BOISE MERIDIAN, i.e. N 00°20'12" E.

1. MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE ZONING ORDINANCE AT THE TIME OF THE ISSUANCE OF THE BUILDING PERMIT.
2. ANY RE-SUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE ZONING REGULATIONS IN EFFECT AT THE TIME OF RE-SUBDIVISION.
3. IN EVENT A NEW LOT LINE IS MOVED AND IF THE EASEMENT OF RECORD IS NOT BEING OCCUPIED WITH EXISTING UTILITIES THEN THE EASEMENT WILL MOVE WITH THE NEW LOT LINE.
4. ALL LOT AND BOUNDARY LINES HAVE A PERMANENT PUBLIC UTILITIES, DRAINAGE AND IRRIGATION EASEMENT AS FOLLOWS:
 - A. PUBLIC RIGHT-OF-WAY LINES, TWELVE (12) FEET
 - B. EXTERIOR BOUNDARY LINES, TWENTY (20) FEET,
 - C. EACH SIDE OF COMMON LOT LINES, SIX (6) FEET,
 - D. REAR LOT LINES, TWENTY (20) FEET.
5. THIS SUBDIVISION IS SUBJECT TO COMPLIANCE WITH SECTION 31.3805 OF THE IDAHO CODE CONCERNING IRRIGATION WATER.
6. THE ACCESS RIGHTS ALONG STATE HIGHWAY 52 AND MOUNTAIN ROAD ARE RELINQUISHED EXCEPT AT THE JOINT ACCESS EASEMENTS INDICATED ON THE MAP.

- ③ FOUND BRASS CAP MONUMENT
- ④ FOUND ALUMINUM CAP MONUMENT PER UNRECORDED SURVEY BY MEL COPE IN 1981
- FOUND 5/8" IRON PIN PER R OF S No. 2
- FOUND 1/2" IRON PIN PER MEL COPE SUR
- FOUND STATE HIGHWAY R/W MON.
- FOUND PK NAIL PER MEL COPE SURVEY SET 5/8" IRON PIN W/PLASTIC CAP PLS 6552
- FOUND 1/2" IRON PIN PER MEL COPE SURVEY SET 5/8" IRON PIN W/PLASTIC CAP PLS 6552 UNLESS OTHERWISE NOTED
- SET 1/2" IRON PIN W/PLASTIC CAP PLS 6552



TRI COUNTY SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS
P.O. Box 974
703 N. WASHINGTON AVE.
Emmett, Idaho 83617
Phone: (208) 365-7470

BOOK _____ PG _____
SHEET 1 OF 2 SHEETS

INDEX No. 711-15-3-0-0 JOB No. 99048SH1