

COPY

1997 JUN 26 PM 2:40

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

Case No. 39576

) **NOTICE OF COMPLETED**
) **ADMINISTRATIVE PROCEEDINGS**

)
)
) **SUB CASE NO. 71-10121**

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Marilyn J Waite
2134 Highland Ave E
Twin Falls ID 83301

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

Marilyn J Miller
2593 E 3700 N
Twin Falls ID 83301

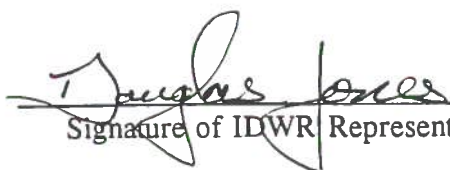
Phone:

Phone: 734-1204

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 6/24/97


Signature of IDWR Representative

all
SCANNED

JUL 03 2013

CERTIFICATE OF MAILING

I certify that on 6-26, 1997, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. One Copy to:

Claimant for Substitution of Party or attorney of record:

Marilyn J Miller
2593 E 3700 N
Twin Falls ID 83301

3. One Copy to:

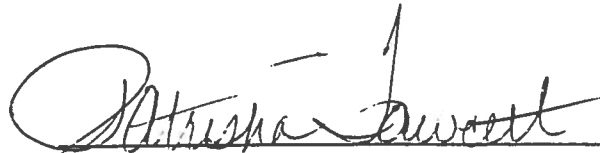
Each party in the subcase or attorney of record:

4. One Copy to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

5. One Copy to:

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: JUN-24-1997
PAGE: A-5

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 71-10121

NAME & ADDRESS: MARILYN J MILLER
2593 E 3700 N
TWIN FALLS ID 83301

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 10/15/1984

POINT OF DIVERSION: T08N R14E S04 SWNE Within CUSTER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within CUSTER County
T08N R14E S04 SWNE

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. RP00042000014A
PROPERTY ALSO KNOWN AS LOTS 14 (N 1/2) & 15, FISHER CREEK SUBDIV.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

June 26, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARILYN J MILLER
2593 E 3700 N
TWIN FALLS ID 83301

RE: SRBA Claim(s) 71-10121

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s): 71-10121

☐ Old Mailing Address: 2134 Highland Ave E

Twin Falls ID 83301

☐ New Mailing Address: 2593 E 3700 N

Twin Falls ID 83301

☐ New Telephone Number: (208) 734-1204

☐ Signature of Claimant(s): Margaret Miller Margaret White

Date: 6/20/97

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: 6/20/97 By: XR

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

FEB-13-1997
0008

1

RIGHT NUMBER:

72-10121

NAME AND ADDRESS:

GARTH T CHIVERS
GLENIS M CHIVERS
HC 63 BOX 1771
CHALLIS ID 83226

SOURCE:

GROUNDWATER

QUANTITY:

0.07 CFS

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

PRIORITY DATE:

05/01/1968

POINT OF DIVERSION:

T14N R19E S27

Within CUSTER County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE
STOCKWATER
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31
01-01 12-31

QUANTITY
0.03 CFS
0.04 CFS

PLACE OF USE:

STOCKWATER
T14N R19E S27

Within CUSTER County
SENE

DOMESTIC
T14N R19E S27

Within CUSTER County
SENE

OTHER MATTERS 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. RP14N19E270003T
STOCKWATER, 100 HEAD CATTLE

*NEW OWNERS: (letter sent to owners 6/10/97)
6-9-97 sec*

AJ5809NP
No. R72-10121

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 8

OWNER CODE NAME & ADDRESS
C GARTH T CHIVERS
C GLENIS M CHIVERS
HC 63 BOX 1771
CHALLIS ID 83226
(208) 879-4407

PRIORITY DATE WATER USE
05/01/1968 STOCKWATER
DOMESTIC

USE PERIOD FROM TO
01-01 12-31
01-01 12-31

DIVERSION RATE
0.03 CFS
0.04 CFS

DIVERSION VOLUME
0.07 CFS

TOTAL DIVERSION:

Water Source: GROUNDWATER Tributary to: NESENE

Point(s) of Diversion: T14N R19E S27

Stage: BENEFICIAL USE
CUSTER County

Place of use Legal Description for: STOCKWATER

	NE	NW	SW	SE
NENE NENE SENE	: NENE NENE SENE	: NENE NENE SENE	: NENE NENE SENE	: NENE NENE SENE
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
14N 19E 27 :	:	:	:	:

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
NENE NENE SENE	: NENE NENE SENE	: NENE NENE SENE	: NENE NENE SENE	: NENE NENE SENE
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
14N 19E 27 :	:	:	:	:

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC, 1 HOME; STOCKWATER, 100 HEAD CATTLE

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.

EXP

Remarks: GEN PARCEL NO. RP14N19E270003T

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 06/28/93 SMITH 03/30/95 POST-STD 01/14/97 D&S-DSHA

2550

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: A72-10121
Date Received: 11-30-89
Receipt No: 100,5279
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARTH T. CHIVERS 208-879-4407
Address: HC 63 BOX 1771
CHALLIS, ID 83226
AND/OR
Name: GLENIS M. CHIVERS 208-879-4407
Address: HC 63 BOX 1771
CHALLIS, ID 83226
2. Date of Priority: MAY 01, 1968
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	27	NE	SE	NE		CUSTER
5. Description of diverting works:
WELL 65' DEEP, 6" CASING, 1HP SUBMERS. PIMP PIPED TO HOUSE & CORR
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	0.030		
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/ ONE HOUSEHOLD; S/ 100 HEAD CATTLE

A72-10121

Page 1

Date: 11/28/89

MICROFILMED
MAR 19 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	27	SE	NE		DOMEST	
			SE	NE		STOCK	

11. Place of use in counties: CUSTER

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: 1

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): Allen M. Chivers Date: 11-30-89

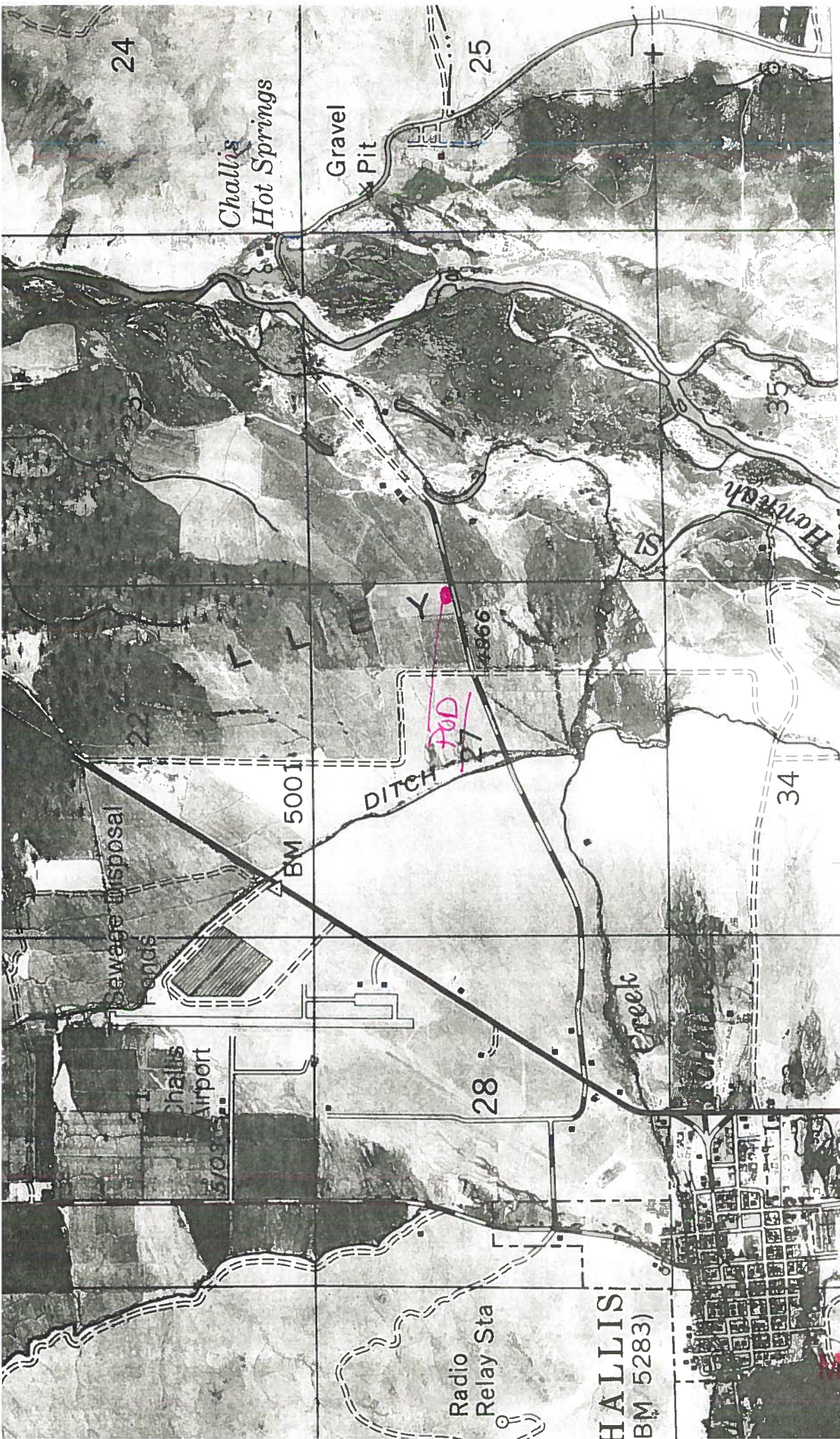
Date: _____

State of Idaho)
County of Custer) SS.
_____)

Subscribed and sworn (or affirmed) before me this 30th day
of November 19 89
Anna Baunhoff
Notary Public

Seal

Residing at _____
Anna Baunhoff, Notary Public
My Commission Expires December 7, 1994
Boise, Idaho



Keywords: child sexual abuse, child sexual exploitation, child sexual abuse, child sexual exploitation, child sexual abuse, child sexual exploitation



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

June 10, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GARTH T & GLENIS M CHIVERS
HC 63 BOX 1771
CHALLIS ID 83226

RE: SRBA OBJECTION FORM FOR 72-00146; CHANGE OF OWNERSHIP FORM FOR
72-10121

Dear Mr. & Mrs. Chivers,

Thank you for coming down yesterday and helping to clarify the issues around your pending transfer #4900 and the recent recommendations for the Domestic & Stockwater claims you have on file in the Snake River Basin Adjudication.

Enclosed please find the form used to file an objection on Domestic claims in the SRBA. You had mentioned you would like to object to the recommendation of right 72-00146; stockwater from Warm Spring Creek. I will speak to our attorney in Boise and see if we may be able to negotiate some type of settlement to address your concerns of water delivery to the stock during colder winter months. I have spoke with my supervisor and he proposed we may be able to add some additional remarks to the record better describing the situation and delivery to stock.

Also enclosed is the Change of Ownership form. This form is for the right 72-10121 which you told me had been sold. If possible could you forward this to the new owners or have them contact our dept. to correct this matter. Otherwise you will continue to receive all the mailings intended for the new owners of that property; after meeting with you yesterday it doesn't sound like you want additional paperwork to sort through.

If you have any questions feel free to contact me at our office.

Sincerely,

STEVE CLELLAND
Sr. Water Resource Agent

ENC: D&S Objection Form
Change of Ownership Form

WATER RIGHT NUMBER - A72-10121

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE PLAINTIFF - - - +

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 00/00/0000
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

RP14 N19E 270003 T

DATA ENTRY

ENTERED

CHECKED

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

VERIFIED

AUG 0 6 1992

CERTIFIED

AUG 28 1992

WATER EXAMINER