

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: **A41-10094**
Date Received: 3/14/1990
Receipt No: M006241
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: MERRILL E WALKER 208-548-2343
Address: PO BOX 336
ROCKLAND ID 83271

OR

Name: DONNA D WALKER 208-548-2343
Address: PO BOX 336
ROCKLAND ID 83271

2. Date of Priority: SEP 27, 1927

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	31E	6	SE	NE	NE		POWER

5. Description of diverting works:
WELL REPLACED IN 1979 250' DEEP, 6" CASING, 1HP 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		

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/ ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	31E	6	NE	NE		DOMEST	

11. Place of use in counties: POWER

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

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
JUL 15 1999
Department of Water Resources
P.O. Box 3000, Boise, Idaho 83720

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 41-10094
Adjudication Claim No(s).: 41-10094
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Ena V. Walker Glenna Walker
P.O. Box 223 Rockland, ID 83221
4. New Owner/Claimant(s) Merrill E. Walker Donna D. Walker
Name Connector (Check one): [] and, [] or, ☒ and/or
New Mailing Address P.O. Box 336
City, State and ZIP Code Rockland, ID 83221
New Telephone Number (208) 548-2343
5. Date you acquired the property June, 1995
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS .04 Number of homes 1 Other uses Stockwater
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Merrill E. Walker
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..
8/10/99 sa : Data Entry ✓

**PERSONAL REPRESENTATIVE'S DEED
OF DISTRIBUTION**

THIS DEED made by Merrill E. Walker, as personal representative of the estates of Ona V. Walker and Glenna M. Walker, deceased, Grantor, to Merrill E. Walker, a married person, as and for her sole and separate property, Grantee, whose address is Box 336, Rockland, Idaho 83271.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No.SP-95-00090, Magistrates Division, Sixth District Court, Power County, Idaho;

AND WHEREAS, Grantee is entitled to distribution of the herinafter described real property;

NOW THEREFORE, for valuable consideration received, Grantor conveys and releases to Grantee the following described real property located in Power County, Idaho:

Beginning Thirty Five (35) rods and Twenty Four (24) feet South and Thirty Seven (37) feet West of the Northeast corner of Section 6, Township 10 South, Range 31 E.B.M.;
Thence West Eleven (11) rods;
Thence South Eight (8) rods;
Thence East Eleven (11) rods;
Thence North Eight (8) rods, to the true point of beginning.

Together with sufficient water for watering the land herein described.

Together with all appurtenances.

DATED this day of June, 1995.



MERRILL E. WALKER

Personal Representative of the
estates of Ona V. Walker and
Glenna M. Walker

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

RECEIVED

APR 10 1990

Ident. Number: A41-10094
Date Received: 3/14/1990
Receipt No: m006241
Received By: AB

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ONA V. WALKER 208-548-2361
Address: P.O. BOX 273
ROCKLAND, ID 83271

OR

Name: GLENNA WALKER 208-548-2361
Address: P.O. BOX 273
ROCKLAND, ID 83271

2. Date of Priority: SEP 27, 1927

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	31E	6	SE	NE	NE		POWER

5. Description of diverting works:
WELL REPLACED IN 1979 250' DEEP, 6" CASING, 1HP 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		

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/ ONE HOUSEHOLD

A41-10094

Page 1

Date: 03/14/90

MICROFILMED

MAR 02 1993

10. Place of Use:

Township 10S	Range 31E	Section 6	1/4 of 1/4 NE NE	Lot	Use DOMEST	Acres
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11. Place of use in counties: POWER

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 X 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): X Ona E Walker Date: 3/14/90
 _____ Date: _____

State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of March 1990 James S. [Signature]

Seal

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

MICROFILMED
MAR 02 1955



FILED
MAR 02 1993

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

DATE: 08/10/99
PAGE: 1

Water Source:	GROUNDWATER	Tributary to:	Stage:	BENEFICIAL USE
---------------	-------------	---------------	--------	----------------

Point(s) of Diversion:	T10S R31E S06	SENENE	POWER County
------------------------	---------------	--------	--------------

Place of use legal Description for: DOMESTIC

	NE		NW		SW		SE	
NENE	NNNE	NNNE	NNNN	NNNN	NNNN	NNNE	NNNE	NNNE
T	R	S						
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt
D								
6	:	:	:	:	:	:	:	:
10S	3T	E						

POU County: POWER

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.

Dates: Exam Made Date: 08/01/1995 Verified Date: 08/10/1999 Objection Filed Date:

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



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

SOUTHERN REGION

July 21, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MERRILL E WALKER
DONNA D WALKER
PO BOX 336
ROCKLAND ID 83271

RE: SRBA CLAIM NOS. 41-04031, 41-10094, 41-10238 & 41-10239

Dear Mr. & Mrs. Walker,

You recently submitted several checks, claims, and ownership changes with our department and the following is a summary of the review of those documents.

First, the changes of ownership on 41-04031 & 41-10094 do not require payment of fees so I am returning your checks #3470 & 3471; each for \$25.00. Secondly, I have enclosed the receipt and claim copy for the two new claims you have filed; A41-10238 & A41-10239. Third, you will find the remaining two claims being returned along with the checks attached; checks #3466 & #3467 each for \$25.00. These each claim surface water after 1971 and therefore are required to be licensed under the mandatory permit statutes. However, if you still wish to file these claims in the SRBA simply return them with a letter stating you still want them filed.

Finally, enclosed you will find a brochure "Evidence of Priority" which describes the establishment of the priority date of your water right. Your claim A41-04031 lists a priority date of 1880, which has not been supported by any further documentation or evidence. In order to recommend the right as a valid irrigation right, I will need evidence of the use for irrigation. At this time, I cannot confirm the claim for irrigation.

Sincerely,

Steve Clelland

Sr. Water Resource Agent

June 11, 1999

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 9, 1999

Water right number: 41-10094

ONA V WALKER
GLENN A WALKER
PO BOX 273
ROCKLAND ID 83271

*Need ownership
change*

Daytime Telephone Number:
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 30 Jun 99 SIGNATURE: *Merrill E. Walker*
Please print your name: Merrill E. Walker

AJ0749NP
No. R41-10094

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

DATE: 05/27/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ONA V WALKER GLENNIA WALKER PO BOX 273 ROCKLAND ID 83271 (208) 548-2361	09/27/1927	DOMESTIC	01-01 12-31	0.04 CFS	
					TOTAL DIVERSION:	0.04 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R31E S06

SENE

POWER County

Place of use Legal Description for: DOMESTIC

	NE	NW	SW	SE
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
10S 31E 6	: D	:	:	:

POU County: POWER

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.

Dates: Exam Made Date: 08/01/1995 Verified Date: 05/27/1999 Objection Filed Date:

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

CLAIM NO. 41-10094

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR DOMESTIC AND STOCKWATER CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME:
☐ NEW OWNER: _____
☒ No Change ADDRESS:
☐ NEW ADDRESS: _____
- ☒ DATA ENTRY STANDARDS CHECKED?
2. ☒ No Change - DATE OF PRIORITY: No Field Verification Needed.
☐ CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in COMMENTS.)
3. ☒ No Change - SOURCE:
☐ CHANGE - Different Source found: _____.

4. ☒ No Change - POINT OF DIVERSION:
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4

Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Incomplete desc., complete items missing, IF KNOWN.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____
6. ☒ No Change - WATER USES:
☐ Different uses, (list uses found).

Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af

7. ☒ No Change - TOTAL VOLUME:
☐ Change found, The new total is, -- -- -- _____ cfs _____ af

8. N/A

9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____
☒ DATA ENTRY STANDARDS (correct to..)

10. ☐ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

11. ☐ Checked: N/A

12. ☐ Checked: N/A

13. ☐ No change - OTHER RIGHTS FOR SAME USE:
☐ CHANGE: _____

14. ☐ None REMARKS: (copy existing remarks to comments in "R")
☐ Add the following standard remarks:
LIST STANDARD REMARKS FOR THE RECOMMENDATION:

15. ☐ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS:(pertinent to field examination)

ATTACHMENTS: Attached to Attachments are
 This Form. in Permit File.

PHOTOS ☐
MAP ☐
SYSTEM DIAGRAM ☐

☐
☐
☐

DATE EXAM CONDUCTED: 8-1-95

FIELD EXAMINER: STEVE CLELLAND

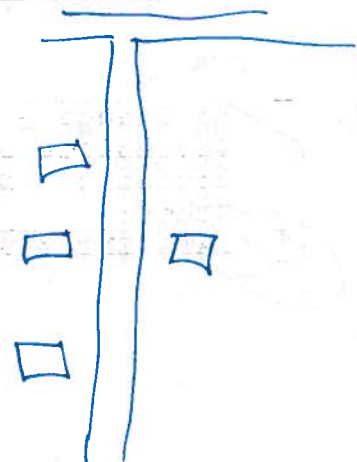
Signature _____

REVIEWED BY/DATE: _____

DATA ENTRY BY/DATE: SW 5/27/99

VERIFICATION BY/DATE: SCC 5/27/99

3 houses
in the area,
center house
is abandoned



Water Right Number - A41-10094 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

*** C - CURRENT OWNER ***
WALKER ONA V. 1 - P.O. BOX 273
2 -
3 -
City- ROCKLAND State- ID Zip- 83271
Phone - 208-548-2361
1 - P.O. BOX 273
2 -
3 -
City- ROCKLAND State- ID Zip- 83271
Phone - 208-548-2361

WALKER GLENNA State- ID Zip- 83271

Priority Date - + 09/27/1927 Region - + 17 SOUTHERN J - BENEFICIAL USE Status - +

Source - + GROUNDWATER Point of Diversion - + Stream Index (Blank if no Index Code) Tributary - +

Twn	Rng	Sec	Tract	Lot	Rflg	County	Water Use	Period From	Period To	Diversion Rate	Diversion Volume
-----	-----	-----	-------	-----	------	--------	-----------	-------------	-----------	----------------	------------------

10S	31E	6	SE NE NE			(77) POWER					
Code			Description			Period From	Period To			Diversion Rate	Diversion Volume
43 - DOMESTIC						01/01	12/31			0.040	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

10S	31E	6	NE NE			43	DOMESTIC	(77) POWER
-----	-----	---	-------	--	--	----	----------	------------

+ - - Diversion Means - WELL REPLACED IN 1979 250' DEEP, 6" CASING, 1HP PUMP

+ - - Non-Irrigation Use - D/ ONE HOUSEHOLD

+ - - Other Rights for Same Use - NONE

Remarks
No Remarks found.

+ - - Old Water Right Numbers found.

+ - - No Old Water Right Numbers found.

+ - - Conditions of Approval found.

+ - - No Conditions of Approval found.

Prefix Translation: ADJUDICATION CLAIM

+ - - - Decree Defendant - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 03/14/90 BAUMHOFF

- - -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	-
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	- 39574
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/14/1990	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	- M006241	Federal/State Indicator	- S
Claims Tape Error Flag	-	POU Ownership Flag	- Y	Presumption Flag	-
Free Exempt Flag	-	Name Connector	- OR		