

RECEIVED

NOV 21 2013

DEPARTMENT OF
WATER RESOURCES

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

NOV 20 2013

By _____

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

Case No. 39576

) Water Right Claim: 86-12016
)
)
)
)
)
)

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On August 6, 2013, William A. Warren filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* was held on November 19, 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: November 20, 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 November 20, 2013, with sufficient first-class postage to the following:

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

WILLIAM A WARREN
13489 SPERRY GRADE RD
KENDRICK, ID 83537
Phone: 208-553-1279

THE STATE OF IDAHO DEPARTMENT OF REVENUE
OFFICE OF THE CLERK OF THE COURT

ORDER

Page 1 11/20/13

FILE COPY FOR 00175

Deputy Clerk

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".

RECEIVED

NOV 21 2013

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

AUG - 6 2013

CIVIL CASE NUMBER: 39576

Ident. Number 86-12016
Date Received: 11-21-13
Receipt No: 0097998
Received By: HP

By _____ Clerk

Deputy Clerk

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

1. Name of Claimant(s) William A. WARREN Phone (208) 553-1279

Mailing Address 13489 Sperry Grade Rd. Kendrick ID Zip 83537
Street or Box City State

2. Date of Priority: (Only one per claim) JANUARY 1, 1950
Month/Day/Year (YYYY)

3. Source of water supply (Check one) ☐ Ground Water ☒ Other (a) Spring
which is tributary to (b) SINKS

4. Location of Point of Diversion is: Township 38N, Range 2W, Section 30,
SW 1/4 of NW 1/4, or Govt. Lot _____ BM., County of Nez Perce;

Parcel (PIN) no. RP 38N02W 30 3600A

Additional points of diversion if any: _____

If available, GPS coordinates: _____

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, 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.

spring collected with pipes which feed to a concrete collection box with pump. water is pumped to enclosed concrete Reservoir which gravity feeds to house and barn.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For domestic purposes from JAN. 1 to DEC. 31 amount 0.02 cfs ☒ or AFY ☐
For stock water purposes from JAN. 1 to DEC. 31 amount 0.02

7. Total Quantity claimed 0.02 cfs ☒ or AFY ☐

8. Non-irrigation uses. Describe fully. (eg. Domestic: give number of households served if single ownership;

Stockwater and Number of livestock) Domestic use for one household AND stockwater for approximately 30 livestock

9. Location of Place of Use is: Township 38N, Range 3W, Section 25,
SE 1/4 of NE 1/4, Govt. Lot _____ BM. Parcel (PIN) no. RP 38N03W251800A
If different than shown in Item 4
for (Check One) Domestic ☐ Stock ☐ Domestic and Stock ☒

Additional places of use, if any Parcel no. 38N03W250450A

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

11. Do you own the property listed above as place of use? Yes ☒ No ☐

If the 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.

None ☒

13. Remarks:

SEE ATTACHED AFFIDAVIT by JAMES CHRISTENSEN ("A"), SEE
ATTACHED COUNTY TAX RECORD showing year built of 1942 ("B")

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 notice in the Snake River Basin Adjudication." (b.) I/We do ☐ wish to receive do not ☒ and pay a small annual fee for monthly copies of the docket sheet

Number of attachments: 2

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) [Signature] Date: 7/31/13

Date: _____

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

Title of _____ Organization

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

Title of _____ 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 WARREN Identification No. _____

ATTACHMENT A

702 North 47th Avenue
Yakima WA 98908
July 17, 2013

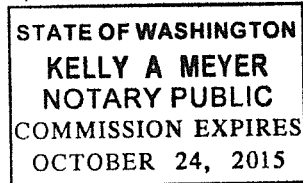
Bill Warren & Valerie Birdsong
2249 Reservoir Road
Clarkston WA 99403

Bill & Valerie:

My father Dr. D. A. Christensen purchased the ranch in October 1938, before I was born. For several years the source of water for the ranch was a spring about 100 meters above the large reservoir. As dad expanded the yard and garden, the spring above the reservoir didn't provide enough water for irrigation from mid-July through September. He began pumping water from the present spring sometime before 1950 to supplement water during the summer. Around 1955 while logging above the reservoir, a tractor changed the direction of flow of the spring above the reservoir. From that time until now the present spring has been the sole source of water.

Best Wishes,

James R. Christensen
James R. Christensen



Kelly A. Meyer 10-24-15, YAKIMA

RP38N03W251800A

ATTACHMENT IS
Sheet: 01 OF 01

CHRISTENSEN JAMES R &
CHRISTENSEN DOUGLAS &
BOHAN CATHY ESTATE &
DOUGHERTY DEBBIE &
VOGENEY CHARL &
HOLT JAMES H

M Address:
6 FM 2657
KEMPNER

TX 76539

Legal Description:
643.0-000.00
#9001 NE1/4

25 38 3W

Property Address:
13489 SPERRY GRADE RD, 83537

Deed Ref: AGMT792007
QCD 787793
PRD 782316
DD 704103
DD 704102
Date 20110322

Code Area: 5804
Tax Year: 2007
Zoning: AGRES
Map Num.: 49-A
Insp. Year: 2008
Parcel Type: 22
Loc. Code: 1230

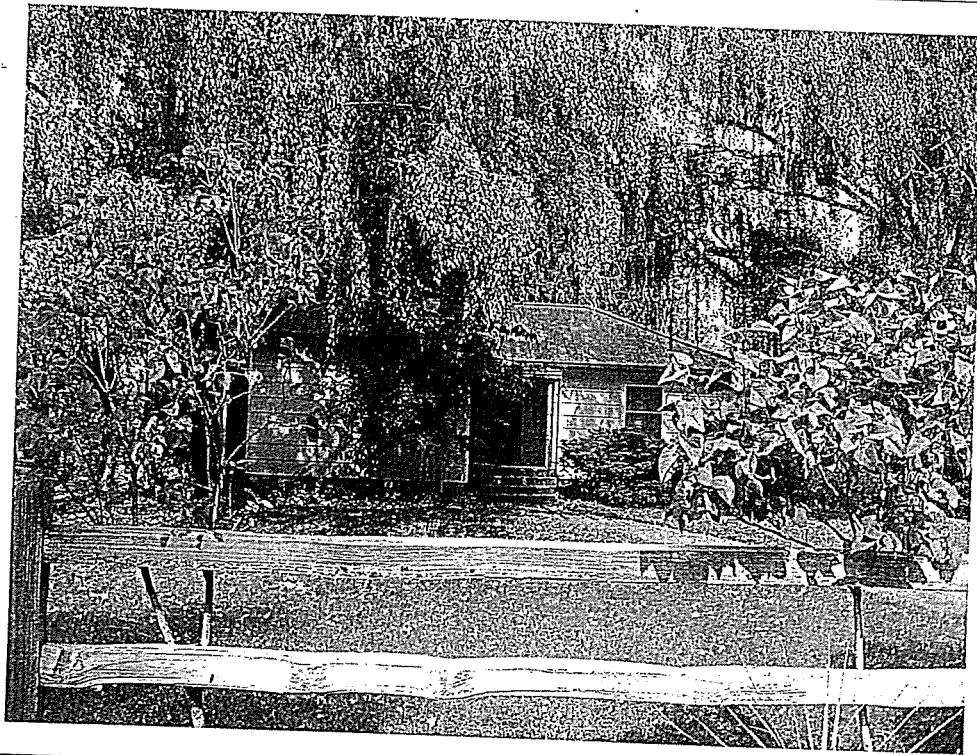
Related Parcels:

IDAHO RESIDENTIAL PROPERTY RECORD		
MISCE	FOUS DATA	VALUES SUMMARY
Class:	3	Residence:
UseCode:	3112	Garage:
Units:	1	Carport:
Market Grade:	4	Other:
Year Built:	1942	Total Imp:
Year Remodel:		Land:
Effective Age:	50	MARKET
Effective Year:	1963	VALUE:
Shape Code:	A	
Date Occupied:	0	
Inspected By:	BB	
09-19-2012	RY: 2013	
PURCHASE INFORMATION		
Price:		
Price:		
Price:		
Price:		
Rent/Mo:		

Printed on: 10/11/2012

CATEGORY VALUES

CAT	CATEGORY DESCRIPTION	REV. YEAR	QUANTITY	UNIT	MARKET	HO MARKET	HO EXEMPTION	CIRCUIT BREAKER	OTHER EXEMP
5		2008	5.000	AC		125			
10		2008	1.000	AC	15,000				
31		2008	.000		99,470				
32		2008	.000		6,193				
TOTALS			6.000		120,788				



LAND INFORMATION

01 NEIGHBORHOOD	02 OFF-SITE IMPROVEMENTS	03 TOPOGRAPHY	04 WATER FRONT PROPERTY	05 ON-SITE UTILITIES
01 Urban 02 Suburban 03 Rural 04 Recreational 90	01 No Access 02 Public Access 03 Private Access 90	01 Low 02 Level 03 Moderate Slope 04 Steep Slope 90	01 Lake 02 River/Creek 03 Accretion 04 Bluff Land 05 Flood Plain 90	01 Electricity 02 Gas 03 UGnd Ele/Tele 04 Cable TV 90
06 SUBJECT DIMENSIONS	07	SITE INFORMATION		
Frontage Depth Other	01 Location: 02 Amenities:	P F AGE P F AGE	03 Landscaping: 04 View:	P F AGE P F AGE
6.000 AC			05 Detriments: 06 Zoned	Few Many None split for 2003 tax yr
COMPOSITE ADJUSTMENT		SITE ADJUSTMENTS		
LOC	CLASS	TYPE	UNIT	ONTY
2	25A	SI	5.	
	F	10A	SI	1.
Location	Date	Access	Review Year	
		LAND VALUE		

LIARRON