

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 )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 72-10202

2001 MAY 29 AM 10:10  
DISTRICT COURT-SR  
TWIN FALLS CO., IDA.  
FILED

NAME AND ADDRESS: BEVERLY L BOWMAN  
RICHARD L BOWMAN  
PO BOX 190  
CLAYTON, ID 83227

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/15/1979

POINT OF DIVERSION: T10N R18E S24 NWSNW Within Custer County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE  | QUANTITY |
|-------------------------------|-----------------|----------------|----------|
|                               | Domestic 1 HOME | 01-01 TO 12-31 | 0.04 CFS |
|                               | Stockwater      | 01-01 TO 12-31 | 0.02 CFS |

|               |               |      |                      |
|---------------|---------------|------|----------------------|
| PLACE OF USE: | Stockwater    |      | Within Custer County |
|               | T10N R18E S24 | SENW |                      |
|               | Domestic      |      | Within Custer County |
|               | T10N R18E S24 | SENW |                      |

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.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT  
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

*Roger Burdick*

Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication

STATE OF IDAHO  
District Court  
Snake River Basin Adjudication  
P.O. Box 2707  
Twin Falls, ID 83303-2707

*Southern*

RECEIVED

JUN - 4 2001

Department of Water Resources



UNKNOWN AT  
THIS PO BOX  
NAME IS NOT ON  
APPLICATION

72-10202



UNKNOWN AT  
THIS PO BOX  
NAME IS NOT ON  
BOX APPLICATION



10/10/2000

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 72-10202

NAME AND ADDRESS: BEVERLY L BOWMAN  
RICHARD L BOWMAN  
PO BOX 190  
CLAYTON, ID 83227

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/15/1979

POINT OF DIVERSION: T10N R18E S24 NWSNW Within CUSTER County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| DOMESTIC 1 HOMES      | 01-01 12-31          | 0.04 CFS        |
| STOCKWATER            | 01-01 12-31          | 0.02 CFS        |

PLACE OF USE:

DOMESTIC Within CUSTER County  
T10N R18E S24 SENW  
STOCKWATER Within CUSTER County  
T10N R18E S24 SENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT  
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO  
CODE.

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. RP000400010080A PROPERTY ALSO KNOWN AS LOT 8,  
BLOCK 1, EAST FORK SUBDIVISION

Water Right Number - R72-10202

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*

|        |           |                                                                       |                      |
|--------|-----------|-----------------------------------------------------------------------|----------------------|
| BOWMAN | RICHARD L | 1 - PO BOX 190<br>2 -<br>3 -<br>City- CLAYTON<br>Phone - 208-838-2218 | State- ID Zip- 83227 |
| BOWMAN | BEVERLY L | 1 - PO BOX 190<br>2 -<br>3 -<br>City- CLAYTON<br>Phone - 208-838-2218 | State- ID Zip- 83227 |

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +  
06/15/1979 17 SOUTHERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +  
GROUNDWATER

| + - - - - Point of Diversion - - - - - + |     |     |          |     |             |                |
|------------------------------------------|-----|-----|----------|-----|-------------|----------------|
| TwN                                      | Rng | Sec | Tract    | Lot | Rflg County | Diversion Name |
| 10N                                      | 18E | 24  | NW SE NW |     | (37) CUSTER |                |

| + - - - - Water Use - - - - - + |             |             |           |                |                  |  |
|---------------------------------|-------------|-------------|-----------|----------------|------------------|--|
| Code                            | Description | Period From | Period To | Diversion Rate | Diversion Volume |  |
| 43 - DOMESTIC                   |             | 01/01       | 12/31     | 0.040          |                  |  |
| 04 - STOCKWATER                 |             | 01/01       | 12/31     | 0.020          |                  |  |

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +  
0.040 0.0

| + - - - - Place of Use - - - - - + |     |     |       |     |       |      |             |             |
|------------------------------------|-----|-----|-------|-----|-------|------|-------------|-------------|
| TwN                                | Rng | Sec | Tract | Lot | Acres | Code | Description | County      |
| 10N                                | 18E | 31  | SE SW |     |       | 04   | STOCKWATER  | (37) CUSTER |
| 10N                                | 18E | 31  | SE SW |     |       | 43   | DOMESTIC    | (37) CUSTER |

+ - - Diversion Means - WELL 110' DEEP, 8" CASING, PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 4 HORSES

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

EXA GEN PARCEL NO. RP000400010080A  
PROPERTY ALSO KNOWN AS LOT 8, BLOCK 1, EAST FORK SUBDIVISION

OK

Water right number - R72-10202

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - 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.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +  
00/00/0000

+ - - Audit Fields - 06/29/93 SMITH 03/30/95 POST-STD 01/14/97 D&S-DSHA

+ - - - - 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       | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | -            | Old Case Number         | -       |
| Response Filed Date  | - 00/00/0000 | Verified Date         | - 00/00/0000 | Old Judicial District   | -       |
| Claim Received Date  | - 12/06/1989 | 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        | - M005314    | Federal/State Indicator | - S     |
|                      |              | POU Ownership Flag    | - Y          | Presumption Flag        | -       |
|                      |              | Name Connector        | - AND/OR     | Notice of Error Flag    | -       |

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: A72-10202  
Date Received: 12/06/1989  
Receipt No: MOD 5314  
Received By: JB

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L. BOWMAN 208-838-2218  
Address: P.O. BOX 190  
CLAYTON, ID 83227

AND/OR

Name: BEVERLY L. BOWMAN 208-838-2218  
Address: P.O. BOX 190  
CLAYTON, ID 83227

2. Date of Priority: JUN 15, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 10N      | 18E   | 24      | NW     | SE     | NW  |     | CUSTER |

5. Description of diverting works:  
WELL 110' DEEP, 8" CASING, 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  |      |        |
| STOCKWATER | 01/01 | 12/31 | 0.020  |      |        |

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, S/ 4 HORSES

A72-10202

Page 1

Date: 12/06/89

MICROFILMED  
MAR 19 1993

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 10N      | 18E   | 31      | SE     | SW  |     | DOMEST |       |
|          |       |         | SE     | SW  |     | 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:  
LOT 8, BLK 1, EAST FORK SUBDIVISION

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: 0

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): Richard L. Baum Date: 12-6-89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of CUSTER ) SS.

Subscribed and sworn (or affirmed) before me this 6<sup>th</sup> day  
of December 19 89

Anna Baunton  
Notary Public

Seal

Residing at \_\_\_\_\_  
My Commission Expires December 7, 1994  
Anna Baunton, Notary Public  
Residing at Boise, Idaho

|                                |                                        |                |
|--------------------------------|----------------------------------------|----------------|
| WATER RIGHT NUMBER - A72-10202 | PREFIX TRANSLATION: ADJUDICATION CLAIM | NUMBER OLD (C) |
|--------------------------------|----------------------------------------|----------------|

[illegible]

\*\*\* C - CURRENT OWNER \*\*\*  
BOWMAN

RICHARD L.

1 - P.O. BOX 190

21

2

STATE- ID ZIP- 83227

CITY- CLAYTON  
PHONE - 208-838-2218

1 - P-10 BOX 190

1

1 2 3

STATE- ID ZIP- 83227

CITY- CLAYTON  
PHONE - 208-838-2218

[illegible][illegible]

## GROUNDWATER

| TWN | RNG | SEC | TRACT | LDT | RFLG | COUNTY | POINT OF DIVERSION | STREAM INDEX | (BLANK IF NO INDEX CODE) |
|-----|-----|-----|-------|-----|------|--------|--------------------|--------------|--------------------------|
|-----|-----|-----|-------|-----|------|--------|--------------------|--------------|--------------------------|

COUNTY

(37) CUSTER

| + | CODE | DESCRIPTION | PERIOD FROM | PERIOD TO | WATER USE | DIVERSION RATE | DIVERSION VOLUME |
|---|------|-------------|-------------|-----------|-----------|----------------|------------------|
|   |      |             |             |           |           |                |                  |

PERIOD FROM PERIOD TO

43 - DOMESTIC  
04 - STOCKWATER

|       |       |
|-------|-------|
| 01/01 | 12/31 |
| 01/01 | 12/31 |

0.040  
0.020

[illegible]

| TWN | RNG | SEC | TRACT | LOT | ACRES | PLACE OF USE | DESCRIPTION | COUNTY |
|-----|-----|-----|-------|-----|-------|--------------|-------------|--------|
|-----|-----|-----|-------|-----|-------|--------------|-------------|--------|

U  
D  
O  
C

ACES

TRACT

WES

NIH

|     |     |    |       |
|-----|-----|----|-------|
| 10N | 18E | 31 | SE SW |
| 10N | 18E | 31 | SE SW |

04 STOCKWATER  
43 DOMESTIC

(37) CUSTER

+ - - DIVERSION MEANS - WELL 110' DEEP. 3" CASTING. PUMP

+ - - NON-BRIGATTION USE - 0/ ONE HOUSEHOLD. S/ 4 HORSES

+ - - OTHER RIGHTS FOR SAME - NONE

[illegible]

LOT 8, EAST FORK SILVERSTON

NO OLD WATER RIGHT NUMBERS FOUND

MICROFILMED  
NOV 01 1994

