

FEB-14-1997
0014

1

RIGHT NUMBER: 72-10329

NAME AND ADDRESS:

D WAYNE BAKER
MELODIE L BAKER
HC 68 BOX 304
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:

07/01/1957

POINT OF DIVERSION:

T11N R18E S35

NESWSE

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE:

DOMESTIC
T11N R18E S35

Within CUSTER County
SWSE

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

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT**

DATE: 01/17/97
PAGE: 18

NAME & ADDRESS

WATER USE

DIVERSION VOLUME

0.04 CFS

Tributary to:

Stage: BENEFICIAL USE
CUSTER County

T11N R18E S35
NESHWE

35

SESE	SESE
Lt AC	Lt AC
---	---
D	

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

Verified Date:

Field Inspection Flag:

Field Inspection Flag:
Presumption Flag:

ITCHCO Subject: COPIED FROM REMARKS

1-PROD Subject: D&S 1 HOME UPDATE
REPLACED WITH "1 HOME".
DEED IF NOT ALREADY PART OF RECORD.
XP REMARK.

03/30/95 POST-STD 12/12/95 FHITCHCO
FHITCHCO 01/14/97 DS1-PROD

✓ 30/13/17

RECEIVED

DEC 21 1995

Department of Water Resources
Southern Region

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: A72-10329
Date Received: 12/26/1989
Receipt No: S010751
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: D WAYNE BAKER 208-838-2440
Address: HC 68 BOX 304
CLAYTON ID 83227
AND/OR
Name: MELODIE L BAKER 208-838-2440
Address: HC 68 BOX 304
CLAYTON ID 83227

2. Date of Priority: JUL 1, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	18E	35	NE	SW	SE		CUSTER

5. Description of diverting works:
WELL & 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/ 1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	18E	35	SW	SE		DOMEST	

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: _____

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): David Wayne Baker Date: 12-19-95
Melodie L. Baker Date: 12/19/95

State of Idaho)
County of TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 22ND day
of DECEMBER 19 95

Francis J. Hitchcock
Notary Public

Seal

Residing at TWIN FALLS, ID
My Commission Expires 10-11-2000

Water Right Number - R72-10329 Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +*** C - CURRENT OWNER ***
BAKER

D WAYNE

1 - HC 68 BOX 304
2 -
3 -

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2440
1 - HC 68 BOX 304
2 -
3 -

MELODIE L

State- ID Zip- 83227

City- CLAYTON
Phone - 208-838-2440+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/01/1957 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

11N 18E 35 NE SW SE (37) CUSTER

+ - - - - - - - - - - - Water Use - - - - - +
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 Consumptive Use - + + - - KW Usage - +
0.040 0.0+ - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

11N 18E 35 SW SE 43 DOMESTIC (37) CUSTER

Total Acres:

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME

+ - - Other Rights for Same Use - NONE

+ - - - - - - - - - - - Remarks - - - - - +
No Remarks found.+ - - - - - - - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers FoundMICROFILMED
DEC 04 1996

Water right number - R72-10329

| | +-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+ | -Comments- |
|----------------------------|---|------------------------------|
| Date: 12/22/1995 | User Id: FHITCHCO | Subject: COPIED FROM REMARKS |
| PARCEL NO. RP11N18E354801A | | |

+ - - - - 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 | - 12/26/1989 | Last Amended Date | - 00/00/0000 | Temporary Right | - P | |
| | | Receipt Number | - S010751 | Water District | - | |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S | |
| | | Name Connector | - AND/OR | Presumption Flag | - | |
| | | | | Notice of Error Flag | - | |

MICROFILMED
DEC 04 1996

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: A72-10329
Date Received: 12/26/1989
Receipt No: 5010751
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID WAYNE BAKER 208-838-2440
Address: H.C. 68 BOX 304
CLAYTON, ID 83227
AND/OR
Name: MELODIE LYNN BAKER 208-838-2440
Address: H.C. 68 BOX 304
CLAYTON, ID 83227
2. Date of Priority: JUL 01, 1957
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 11N | 18E | 35 | NE | SW | SE | | CUSTER |
5. Description of diverting works:
WELL & 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/ 1 HOUSEHOLD

A72-10329

Page 1

Date: 12/26/89

MICROFILMED

MAR 19 1993

10. Place of Use:

| | | | | | | |
|----------|-------|---------|------------|-----|--------|-------|
| Township | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
| 11N | 18E | 35 | SW SE | | DOMEST | |

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: 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): David Wayne Baker Date: 12-26-89
Melodie Lynn Baker Date: 12-26-89

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of Dec. 19 89

[Signature]
Notary Public

Seal

Residing at Kinseely, ID
My Commission Expires 6/30/94

6/9/94

COMMUNICATION DOCUMENTATION

Claim No.72 D&S ET AL

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

August 29, 1997 12:37pm

NAME:

MELODIE BAKER

RE:

D & S DIVERSION

RATES/CATTLE NUMBERS

TF AT 2:00 PM-TCW.

DISCLAIMED AT THE OUTSET THAT I WAS NOT GIVING HER LEGAL ADVICE SINCE I WASN'T AN ATTORNEY AND IDENTIFIED THE SOURCES OF THE INFORMATION THAT I WAS READING TO HER.

REVIEWED OUR PREVIOUS DISCUSSION RE: DIVERSION RATE AMOUNTS VERSUS THE STATED CAP OF 13,000 GPD. DISCUSSED THE CONFERENCE I HAD WITH OUR LEGAL STAFF WHO CONCURRED WITH MY IDENTIFYING THE 24-HOUR CAP AS THE MAINSTAY OF THE USAGE.

I WILL CHANGE THE NON-IRRIGATION USES FIELD OF 72-10084 TO READ 400 CATTLE WHICH WAS THE NUMBER THAT THE CLAIM WAS AMENDED TO 07-13-1995. ALL THE D & S CLAIMS NOW ARE IN AGREEMENT-400 HEAD.

I WILL FORWARD COPIES OF THE CLAIM INVESTIGATION HANDBOOK, NATURE OF USE SECTION, REGARDING THE INCIDENTAL/NON-INCIDENTAL STOCKWATER USAGES AND THE SUPPORTING EVIDENCE TO SUPPORT SUCH AN ADDITON TO A RECOMMENDATION (THE NON-INCIDENTAL).

ALSO INCLUDE COPIES OF THE I.C. 42-111 ET SEQ DEFINING DOMESTIC AND STOCKWATER USAGES/INSTREAM STOCKWATER.

SHE INDICATED THAT SHE DID NOT PLAN TO FILE AN OBJECTION.

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

August 27, 1997 8:33am

RE:
STOCK POU 40S RECOMMENDED

TF AT 4:45-TCW TILL 5:05. CONCERNED ABOUT D & S DESCRIPTIONS FOR STK POU-REVIEWED ORIGINALS. SHE WILL CALL ME WED AM TO REVIEW THE DIR'S REPORT COPIES WITH ME.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No.72-10084

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

September 2, 1997 8:21am

NAME:
MELODIE BAKER 08-28-1997

RE:
CLERICAL ERROR/72-10084

DURING AMENDMENT OF CLAIMS IN 1995 THE NON IRRIGATED USES FIELD WASN'T AMENDED IN THE ONLINE RECORD ALTHOUGH THE A RECORD WAS. THE ENTRY AMENDED WAS THE NUMBER OF STOCK AT 400.

DISCUSSED WITH HER THAT I COULD CORRECT THE ERROR BUT WOULD HAVE TO GET CONFIRMATION OF A SUGGESTED PROCEDURE TO DO SO AS I HADN'T DONE ONE SINCE WE DISCUSSED IT IN A MEETING IN MAY.

A COPY OF THE PROCEDURE AS TAKEN DOWN AT A MEETING WITH DAVE TUTHILL AND PETER ANDERSON WAS FORWARDED TO NICK SPENCER FOR HIS DIRECTION IN THE ABSENCE OF CHARLIE HONSINGER OUR REGIONAL CONTACT WHO IS ON VACATION.

WATER RIGHT NUMBER - A72-10329 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -
+ - - - - LAST NAME - - - - + + - - - - FIRST NAME - - - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
BAKER

DAVID WAYNE

1 - H.C. 68 BOX 304
2 -
3 -

CITY- CLAYTON
PHONE - 208-838-2440

1 - H.C. 68 BOX 304
2 -
3 -

MELODIE LYNN

CITY- CLAYTON
PHONE - 208-838-2440

+ - - - - PRIORITY DATE - - - + + - - - - REGION - - - + + - - - - STAGE - - - + + - - - - STATUS - - - - +
07/01/1957 17 SOUTHERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - TRIBUTARY - - - - - +

GROUNDWATER

+ - - - - TOWN RING SEC TRACT LOT RFLG COUNTY POINT OF DIVERSION - - - - - STREAM INDEX (BLANK IF NO INDEX CODE)

11N 18E 35 NE SW SE (37) CUSTER

+ - - - - CODE DESCRIPTION PERIOD FROM PERIOD TO WATER USE - - - - - 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 - - - +
0.040 0.040 0.0

+ - - - - TOWN RING SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

11N 18E 35 SW SE 43 DOMESTIC

+ - - - - DIVERSION MEANS - WELL & PUMP

+ - - - - NON-IRRIGATION USE - D/ 1 HOUSEHOLD

+ - - - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - REMARKS - - - - -
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - OLD WATER RIGHT NUMBERS FOUND.
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - CONDITIONS OF APPROVAL FOUND.
NO CONDITIONS OF APPROVAL FOUND.

NOV 01 1994
MICROFILMED

WATER RIGHT NUMBER - A72-10329

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 12/26/89 MERRITT

+ - - - - 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 | - 02/05/1985 | OLD JUDICIAL DISTRICT | - |
| CLAIM RECEIVED DATE | - 12/26/1989 | 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 | - S010751 | FEDERAL/STATE INDICATOR | - S |
| CLAIMS TAPE ERROR FLG | - | POU OWNERSHIP FLAG | - Y | PRESUMPTION FLAG | - |
| FEE EXEMPT FLAG | - | NAME CONNECTOR | - | NOTICE OF ERROR FLAG | - |

RP 11N18E 354801A

DATA ENTRY

ENTERED 1298
CHECKED 24216000

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

VERIFIED
AUG 0 7 1992

CERTIFIED
AUG 28 1992
WATER EXAMINER