

08/25/2006

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

RIGHT NUMBER: 63-31137

NAME AND ADDRESS: CHRISTENE K SHUEY
20334 MARKET RD
CALDWELL ID 83607-8663

DAVID M SHUEY
20334 MARKET RD
CALDWELL ID 83607-8663

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/04/1957

POINT OF DIVERSION:

T05N R04W S10 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: STOCKWATER Within CANYON County

T05N R04W S10 SWSE

DOMESTIC Within CANYON County

T05N R04W S10 SWSE

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 100 range cattle.

System User- IDWRR Date 08/25/2006 Time 8:54

REAL PROPERTY INQUIRY

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+++++
01 6R38278-000- -0 041-00 SCH135+ 01 77,500 120.60
+++++
05 1,270 32.75
SHUEY DAVID M + 10 30,000 1.00
SHUEY CHRISTENE K H/W + 19 5.65
+ 31 101,800
+ 32 59,500
+
20334 MARKET RD +
CALDWELL ID 83607 +
+++++
10-5N-4W SW + TOTAL 270,070 160.00
W 1/2 SE,, E 1/2 SW ++++++
+ SURVEY INST 9808471
+ DRAIN DR VALUE APPR SAP
+ CLASS 3 REAP 06 MAN 97 UNIT 1
20334 MARKET RD, CA + PARCEL 6R05N04W104800 H/O Y C/B N
+ PRIOR ACCOUNT 5R38278-000- -0
+ 02 MH on Property NO
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MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R38278000 0 UNIT 001 TOTAL UNITS 1

SITE 20334 MARKET RD CA SEC/TWN/RNG 10-5N-4W

ASSESSED VALUE 270,070 ACREAGE 160.00

SUB/PARK NAME YEAR/MAKE

CLASS 3 OWNER / OCCUPIED HOUSE CLASS ' 3' SPACE LOT BLOCK

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+++++
YR BUILT 1950 AIR COND HEAT PUMP CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 1716 EXTERIOR HARDBOARD DECK/PATIO? N
SECOND SQ FT ROOF COMP POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 1 GARAGE A2 NEIGHBORHOOD 0
GARAGE SQ FT 784
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COMMENTS REMODELED 1985

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

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 63-31137
Date Received: 1/23/01
Receipt No: W027310
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHRISTENE K SHUEY Phone: (208)455-9533

20334 MARKET RD
CALDWELL ID USA 83607-8663

DAVID M SHUEY Phone: (208)455-9533

20334 MARKET RD
CALDWELL ID USA 83607-8663

2. Date of Priority: 07/04/1957

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
05N	04W	10	SW SE	CANYON

5. Description of diverting works:

Well, pump to house, barn and corrals.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.04	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.08 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 100 Range Cattle
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	04W	10	SW SW	SE SE	DOMESTIC STOCKWATER	

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used: Black Canyon Irrigation District

14. Remarks:

Recently bought the property, maps from USDA show house and barn were in place in 1957.

15. Basis of Claim: Beneficial Use

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Identification No. W027310 AL3-311
Date Received 1-23-01
Receipt Number W027310

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.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) DAVID AND^W CHRISTENE SHUEY Phone (208) 455-9533

Mailing Address 20334 MARKET RD, CALDWELL, IDAHO Zip 83608-8663

2. Date of Priority (Only one per claim) 7-04-57 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____

which is tributary to (b) N/A Name or kind of source

4. Location of point of diversion is: Township 5N Range 4W

Section 10, _____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, BM.,

County of CANYON

Additional points of diversion if any: N/A

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. PUMP goes to house, BARN and CORRAL S

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-01 to 12-31 amount .04 (cfs)
For Stockwater purposes from 1-01 to 12-31 amount .04 (Both dates are inclusive)

7. Total quantity claimed .08 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 Home 100 HEAD of RANGE CATTLE

10. Place of use is: Township: 5N Range 4W
Section 10, SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,
County of CANYON for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? CANYON

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

IRRIGATION WATER FROM BLACK CANYON IRRIGATION DIST.

14. Remarks: Recently bought the property - maps from USDA show house and BORN were in place in 1957

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number N/A

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 4

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date 01-23-01

[Signature] Date 01-23-01

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
document in the space below as _____ of _____
Organization Title Organization

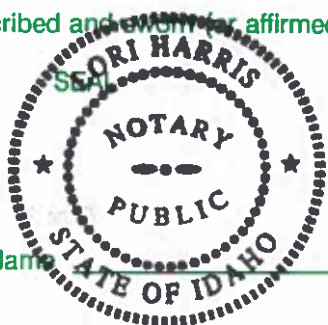
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn to (or affirmed) before me this 23 day of January 192001



Notary Public Lori Harris

Residing at Boise, Idaho

My Commission Expires 12-8-06

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

1992

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK10

REAL PROPERTY INQUIRY

=====				=====			
01	2R38278-000-	-0	041-00	SCH135	01	52,000	120.60
=====				=====			
WOOD, WAUNITA					05	975	32.75
					10	9,000	1.00
					19		5.65
					31	56,200	
					32	9,025	
20334 MARKET RD							
CALDWELL ID 83605							
=====				=====			
10-5N-4W SW				TOTAL	127,200	160.00	
W 1/2 SE,, E 1/2 SW				=====			
20334 MARKET RD, NO				SURVEY	INST 9106936		
				DRAIN	DR VALUE	APPR	
				CLASS	5 REAP 89	MAN 81	UNIT 0
				PARCEL	2R05N04W104800	H/O N C/B N	
				PRIOR ACCOUNT	1R38278-000-	-0	
				02	MH on Property NO		
				03	Traits 04 Companion Sheet		

Title File No.: TN97-2052

WARRANTY DEED

FOR VALUE RECEIVED

9808471

Clifford Solem and Ingalill Solem, husband & wife

GRANTOR(s), does/do hereby GRANT, BARGAIN, SELL and CONVEY unto: David M. Shuey and Christene K. Shuey, husband & wife

GRANTEES(s), whose current address is:
the following described real property in Canyon County, State of Idaho,
more particularly described as follows, to wit:

The East Half of the Southwest Quarter and the West Half of the Southeast Quarter, Section 10, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

9808471

RECORDED

98 MAR 10 AM 11 26

NED J KERR

CANYON CNTY RECORDER
BY *[Signature]*

REQUEST TRANSMISSION TITLE & ESCROW INC.
[Signature] 30

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: March 6, 1998

[Signature]
Clifford Solem

[Signature]
Ingalill Solem

STATE OF ID , County of Canyon , ss.

On this 9th day of March in the year of 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Clifford Solem and Ingalill Solem

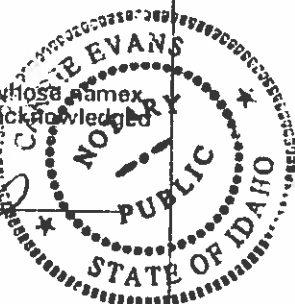
known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same

Signature: *[Signature]*

Name: Carrie Evans

Residing at: Parma

My commission expires: 01/28/03



Transnation Title & Escrow, Inc.

7-4-57

FSA map

Kent St. 2060

PRIORITY

10-1-57



