

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: SEP-9-1997

PAGE: A-168

RIGHT NUMBER: 45-10221

NAME & ADDRESS: CEDAR BLUFF RANCH
C/O HARLAN GEBAUER
4838 E 3425 N
MURTAUGH ID 83344

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY DATE: 12/31/1915

POINT OF DIVERSION: T11S R20E S03 SENWNW Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.09 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within TWIN FALLS County
T11S R20E S03 NWNW

DOMESTIC Within TWIN FALLS County
T11S R20E S03 NWNW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 11S20E032400
STOCKWATER 390 RANGE 10 HORSES

KKC
Claim proofread by: CM

Date: 9-25

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: A45-10221
Date Received: 1/31/1989
Receipt No: S004759
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARLAN GEBAUER 208-438-5764
Address: RT. 1 BOX 1380
HEYBURN, ID 83336

AND/OR

Name: GALEN GEBAUER 208-438-5764
Address: RT. 1 BOX 1380
HEYBURN, ID 83336

AND/OR

Name: SHARON GEBAUER 208-438-5764
Address: RT. 1 BOX 1380
HEYBURN, ID 83336

2. Date of Priority: DEC 31, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	20E	3	SE	NW	NW	4	TWIN FALLS

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		
STOCKWATER	01/01	12/31	0.090		

7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD, S/ 390 RANGE, 10 HORSES
A45-10221 Page 1

Date: 01/31/89

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	20E	3	NW	NW	4	DOMEST	
			NW	NW	4	STOCK	

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
NONE

14. Remarks:

GALEN GEBAUER AND HARLAN GEBAUER AND/OR SHARON GEBAUER DBA
CEDAR BLUFF RANCH A 50%-50% PARTNERSHIP
***** P/U LISTED ON CLAIM AS SENW / FROM AERIAL PHOTO APPEARS
THAT HOUSE LOCATED AS INDICATED AS P/D/ ADM 1/31/89 *****

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

A45-10221

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMIdentification No. A47-12427Date Received 12/8/88Receipt Number 5004759NOTICE OF CLAIM
TO A
WATER RIGHTPd as part of
check #101
R.V. Horstfeld

DEC - 8 1988

ACQUIRED UNDER STATE LAW

Department of Water Resources
Southern Region Office

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) Galen Gebauer and Harlan and Sharon Gebauer Phone (208) 438-5764Mailing Address Rt. 1 Box 1380 Heyburn, Idaho Zip 833362. Date of Priority (Only one per claim) 12/31/1915 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 11S Range 20ESection 3, SE 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.,County of Twin Falls

Additional points of diversion if any: _____

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. Well, pump

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

For <u>Domestic</u>	purposes from	<u>1/1</u> Month/Day	to	<u>12/31</u> Month/Day	amount	<u>.04</u> (cfs)
(Both dates are inclusive)						
For <u>stock</u>	purposes from	<u>1/1</u> Month/Day	to	<u>12/31</u> Month/Day	amount	<u>12.09</u>

7. Total quantity claimed .09 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 0/1 S/400 390 cattle 10 Horses

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10. Place of use is: Township: 115 Range 20 E

Section 3, SE 1/4 of NW 1/4, Govt. Lot _____, B.M.,

County of Twin Falls 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? Twin Falls

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.

none

14. Remarks: Galen Gebauer and Harlan and or Sharon Gebauer
DBA Cedar Bluff Ranch 50,50 partnership

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 _____

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 _____

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

Signature of Claimant (s) Galen Gebauer Date 12/8/88
Harlan Gebauer Date 12/8/88

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 _____

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 _____ } SS.

County of Twin Falls }

Subscribed and sworn (or affirmed) before me this 8th day of December 19 88

SEAL

Notary Public Roxanne Storey

Residing at Buhl, Id

My Commission Expires 6-30-94

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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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: A45-10221

Date Received: 12/20/1988

Receipt No: S004759

Received By: name & address change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CEDAR BLUFF RANCH 208-432-6653
Address: C/O HARLAN GEBAUER
4838 E 3425 N
MURTAUGH ID 83344

2. Date of Priority: DEC 31, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	20E	3	SE	NW	NW		TWIN FALLS

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		
STOCKWATER	01/01	12/31	0.090		

7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSEHOLD, S/ 390 RANGE, 10 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	20E	3	NW	NW		DOMESTIC	
			NW	NW		STOCK	

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11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
NONE

14. Remarks:

GALEN GEBAUER AND HARLAN GEBAUER AND/OR SHARON GEBAUER DBA
CEDAR BLUFF RANCH A 50%-50% PARTNERSHIP
***** P/U LISTED ON CLAIM AS SENW / FROM AERIAL PHOTO APPEARS
THAT HOUSE LOCATED AS INDICATED AS P/D/ ADM 1/31/89 *****

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 27 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

. Cedar Bluff Ranch
. 4838 E. 3425 N.
. Murtry ID 83344

MAILING DATE: Aug. 3, 1993

RESPONSE DATE: Aug 23, 1993

RE: NOTICE OF CLAIM NO[S]: A45-10221, A45-10222

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in either the ownership or address for the above claim(s). IDWR records currently show the following name and address for the owner of the claim(s) listed above:

. Harlan, Gale + Sharon Gebauer
. Rt. 1 Box 1380
. Keyburn ID 83336

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership or Change of Address form, as appropriate, to correct our records.

Your response must be received in this office by the Response Date indicated above. If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at 1-800-451-4129.

Sincerely,

Donald V. Shaff
Manager Adjudication Section

state:region

Enclosures:

Change of Ownership Form
Change of Address Form

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POO ORIGINAL

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

[\] Water Right Number (s): A45-10221 143

A45-10222 143

A45-10210 143

AUG 27 1993

Department of Water Resources
Southern Region Office

[\] Old Mailing Address: Rt 1 Box 1220

Hayden, ID 83334

+ P.O. Box 36, Mullan, ID

[\] New Mailing Address: Codan Bend Ranch

40 Harbor Square

4832 E. 3425 N.
Mullan, ID 83344

New Telephone Number: (208) 432-1653

[] Signature of Claimant: Shulan Hebaue

Date: Aug 25, 1993

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 9/2/93 By: JC

SEND TO YOUR NEAREST
REGION OFFICE:

Western Region Office
2735 Airport Way
Boise, ID 83705
(208) 334-2190

Southern Region Office
222 Shoshone St. East
Twin Falls ID 83301
(208) 734-3578

State Office
1301 N. Orchard St.
Boise, ID 83720
(208) 327-7900

Eastern Region Office
150 Shoup Ave. #15
Idaho Falls ID 83402
(208) 525-7161

Northern Region Office
1510 Northrup Blvd. #210
Coeur d'Alene ID 83814
(208) 556-4532

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State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

02-Sep-1993

CEDAR BLUFF RANCH
C/O HARLAN GEBAUER
4838 E 3425 N
MURTAUGH ID 83344

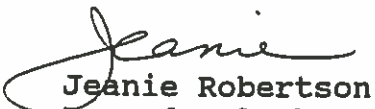
Re: Ownership Change for Adjudication Claim #A45-10210 -
MALONE/BAILEY/CEDAR BLUFF RANCH
Address Change for Adjudication Claims #A45-10221, A45-10222

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Records Clerk

/jr
Enclosures

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Water Right Number - R45-10221

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
CEDAR BLUFF RANCH1 - C/O HARLAN GEBAUER
2 - 4838 E 3425 N
3 -
City- MURTAUGH
Phone - 208-432-6653

State- ID Zip- 83344

*** O - ORIGINAL OWNER ***
GEBAUER

HARLAN

1 - RT 1 BOX 1380
2 -
3 -
City- HEYBURN
Phone - 208-438-5764
1 - RT 1 BOX 1380

State- ID Zip- 83336

GEBAUER

GALEN

2 -
3 -
City- HEYBURN
Phone - 208-438-5764
1 - RT 1 BOX 1380
2 -
3 -
City- HEYBURN
Phone - 208-438-5764

State- ID Zip- 83336

GEBAUER

SHARON

State- ID Zip- 83336

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/31/1915 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
11S 20E 3 SE NW NW (83) TWIN FALLS+ - - - - 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 0.090+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.090 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
11S 20E 3 NW NW 04 STOCKWATER (83) TWIN FALLS
11S 20E 3 NW NW 43 DOMESTIC (83) TWIN FALLSMICROFILMED
OCT 27 1994

Water right number - R45-10221

Prefix Translation: RESEARCH

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
-----	-----	-----	-------	-----	-------	-------------------	-------------	--------

Total Acres:

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use - DOMESTIC, H HOME; STOCKWATER 390 RANGE 10 HORSES

+ - - Other Rights for Same Use - NONE

Remarks
PARCEL NO. 11S20E032400

Old Water Right Numbers
No Old Water Right Numbers Found

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Comments
Date: 08/10/1993 User Id: SMITH Subject: COPIED FROM REMARKS GALEN GEBAUER AND HARLAN GEBAUER AND/OR SHARON GEBAUER DBA CEDAR BLUFF RANCH A 50%-50% PARTNERSHIP ***** P/U LISTED ON CLAIM AS SENW / FROM AERIAL PHOTO APPEARS THAT HOUSE LOCATED AS INDICATED AS P/D/ ADM 1/31/89 ***** Date: 09/02/1993 User Id: ROBERTSO Subject: NAME & ADDRESS CHANGE Change of address form received 8/27/93. A45-10221 also changed.

Audit Fields
09/02/93 ROBERTSO

+ - - - - 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	- 12/20/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S004759	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

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From: DWR60::MERRITT 31-JAN-1989 09:55
To: DWR03::SHAFF
Subj:

From: DWR60::MERRITT 31-JAN-1989 09:55
To: MERRITT
Subj: MODIFY RECEIPT S004759

DON, DUE TO ERROR IN ASSIGNING BASIN NUMBERS PLEASE CORRECT RECEIPT S004759
TO INCLUDE RIGHTS A45-10220, A45-10221 & A45-10222. PLEASE DELETE A47-12426,
A47-12427 & A47-12428 FROM THE RECEIPT.

THANKS. ADM

corrected & copy sent
to claimant
hht 6-27-87

file

DEC 03 1996

WATER RIGHT NUMBER - A45-10221

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - REMARKS - - - - - +
GALEN GEBAUER AND HARLAN GEBAUER AND/OR SHARON GEBAUER DBA
CEDAR BLUFF RANCH A 50%-50% PARTNERSHIP
***** P/U LISTED ON CLAIM AS SENW / FROM AERIAL PHOTO APPEARS
THAT HOUSE LOCATED AS INDICATED AS P/D/ ADM 1/31/89 *****
+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.
+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.
+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - DECREE DATE - +
00/00/0000
+ - - AUDIT FIELDS - 01/31/89 MERRITT 10/17/89 REFUNDML
+ - - - - 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	- 12/20/1988	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	- S004759	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND/OR	NOTICE OF ERROR FLAG	-

11520 E 032400

ENTRY
CRED
CHECKED

Cedar Bluff Ranch
4838 E 3425 N
Murtaugh 83344

Verified By
Topo Map/Ortho-PQ
ASUS Map
Vermaster Records
NAP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

CHANGE OF OWNERSHIP
LETTER SENT 8-3-93 JJ

VERIFIED
FEB 14 1993

PROOF
SEP 16 1991

CERTIFIED
FEB 25 1993
WATER EXAMINER