

AJ5856NP

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

DATE: SEP-9-1997
PAGE: A-13

RIGHT NUMBER: 45-10020

NAME & ADDRESS: DAVID W MOYES
COLLEEN MOYES
4413 E 3300 N
MURTAUGH ID 83344

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/01/1981

POINT OF DIVERSION: T11S R19E S13 NWNW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 1 HOUSE

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T11S R19E S13 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. 11S19E132400

Claim proofread by: *[Signature]*

Date: SEP 22 1997

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: A45-10020

Date Received: 10/ 3/1988

Receipt No: S002699

Received By: *Ownership Change*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID W MOYES 208-432-6613
Address: 4413 E 3300 N
MURTAUGH ID 83344

AND/OR

Name: COLLEEN MOYES 208-432-6613
Address: 4413 E 3300 N
MURTAUGH ID 83344

2. Date of Priority: DEC 1, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	19E	13	NW	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		

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 HOUSE

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DEC 03 1996

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	19E	13	NW NW		DOMEST	

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:

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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

RECEIVED

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, B.M. 13 1995

Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Southern Region

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A45-02287, A45-10020, A45-10022
- [] Name and Address of Former Owner/Claimant(s)(Seller): O. Ivon moyes and/or Mae A. moyes. 4413 E 3300N. Murtaugh, Id. 83344
- [] New Owner/Claimant (Purchaser): David W. moyes and/or Colleen moyes 4413 E 3300 N Murtaugh, Id 83344
- [] New Mailing Address: _____
- [] New Telephone Number: (208) 432-6613
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) David W. Moyes Date 2/13/96
- [] Signature of Former Owner/Claimant(s) _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date 2/13/96 By: [Signature]

Further Action Needed

Further Action Taken

Date _____ By: _____

Final Review and Data-Entry

Date _____ By: _____

Claim Numbers of Split, if any:

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Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

DEC 23 1996

WARRANTY DEED

For Value Received, MAE A. MOYES, a widow, (Grantor), does hereby grant, bargain, sell and convey unto DAVID W. MOYES and COLLEEN MOYES, husband and wife, (Grantee), whose current address is 4521 East 3275 North, Murtaugh, Idaho 83344, the following described premises in Twin Falls County, Idaho, to-wit:

That part of the Southeast Quarter of the Southeast Quarter (SE1/4SW1/4), and of the South Half of the Southwest Quarter of the Southeast Quarter (S1/2SW1/4SE1/4) of Section Twelve (12), lying East of the Main Canal of the Twin Falls Canal Company; and the Northwest Quarter (NW1/4) of Section Thirteen (13); All in Township Eleven South, Range Nineteen East of the Boise Meridian.

Together with all improvements and fixtures thereupon and all appurtenant water rights, ditch or canal rights and shares, wells, pumps, other irrigation equipment, all in their current condition "AS IS", and all other rights of way, rights, privileges or appurtenances thereunto belonging;

Subject to all easements and rights of way of record and reservations contained in patents of the United States of America;

Further Subject to a Life Estate hereby expressly reserved unto Grantor to occupy as a personal residence her dwelling house and associated yard and gardens presently located on said premises, free of rent, charge or obligation to Grantee of any kind, for the remainder of Grantor's own life; and Grantee covenants to pay all taxes, homemaker's insurance premiums, and repair costs, and to maintain said house, yard and gardens in their present condition, ordinary wear and tear excepted;

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto Grantee, their heirs and assigns forever. And Grantor does hereby covenant to and with Grantee that said premises are free from all encumbrances except easements or reservations presently of record, and that Grantor does and will warrant and defend the same from and against all lawful claims whatsoever.

DATED: March 21, 1995.

GRANTOR:

MAE A. MOYES
MAE A. MOYES, a Widow

GRANTEE:

DAVID W. MOYES
DAVID W. MOYES, Husband

COLLEEN MOYES
COLLEEN MOYES, Wife

STATE OF IDAHO, COUNTY OF Twin Falls

On this 21 day of March, 1995,
before me, a notary public in and for the said State,
personally appeared MAE A. MOYES,
DAVID W. MOYES & COLLEEN MOYES

known or identified to me to be the person(s) whose
name is subscribed to the within instrument, and
acknowledged to me that they
executed the same.

Robert E. Egan
Notary Public
Residing at Twin Falls, Idaho
Commission Expires: 12/31/00

AAL30880.WP5

STATE OF IDAHO, COUNTY OF _____

I hereby certify that this instrument was filed for
record at the request of: _____

at _____ minutes past _____ o'clock _____ M.,
19____, in my office, and duly recorded in Book
_____ of Deeds at Page _____

By _____ Ex-Officio Recorder
Deputy
Fees \$ _____
Mail to: _____

1995 APR 20 A 10:32

1995006194

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DEC 03 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

02/14/96 11:22:26

Page 1

Water Right Number - R45-10020

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

MOYES

DAVID W

1 - 4413 E 3300 N

2 -

3 -

City- MURTAUGH

State- ID Zip- 83344

Phone - 208-432-6613

MOYES

COLLEEN

1 - 4413 E 3300 N

2 -

3 -

City- MURTAUGH

State- ID Zip- 83344

Phone - 208-432-6613

*** O - ORIGINAL OWNER ***

MOYES

D IVAN

1 - 4413 E 3300 N

2 -

3 -

City- MURTAUGH

State- ID Zip- 83344

Phone - 208-432-5438

MOYES

MAE A

1 - 4413 E 3300 N

2 -

3 -

City- MURTAUGH

State- ID Zip- 83344

Phone - 208-432-5438

+ - - Priority Date - - +
12/01/1981+ - - - Region - - - +
ERROR IN REGION+ - - - Stage - - - +
J - BENEFICIAL USE

+ - - - Status - - - +

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

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

11S 19E 13 NW 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

+ - Total Div. Rate - + + - Total Div. Volume - +
0.040+ - Total Consumptive Use - + + - KW Usage - +
0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

11S

19E

13

NW NW

43 DOMESTIC

(83) TWIN FALLS

Total Acres:

+ - - Diversion Means - WELL & PUMP

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DEC 03 1996

6/9/94

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.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE CUSTOMER
February 13, 1996 2:00pm DAVID MOYES

SUBJECT: OWNERSHIP CHANGE/ADDRESS CHANGE
phone call (.) walk-in (X)

A45-02287, A45-10020, A45-10022
He bought these rights from his parents so we did an Ownership Change on them. Copy of Warranty Deed submitted.

A45-02623, A45-10024, A45-10025, A45-10145
He did address changes on these.

A45-10021
He indicated that this one had been sold to someone else so I gave him a C/O form to give to the new owners.

A45-02623
Wondered what he might do to this right to better preserve the diversion amount, as he also has canal shares on the property now. The License on which this was based was for more acres than was claimed, however, the claim represented what was happening at the time of the commencement. Told him his options of filing a transfer to identify a PPP or amend the claim. He will ponder and maybe get back to us...

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DEC 03 1996

WATER RIGHT NUMBER - A45-10020

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
MOYES

D. IVAN

1 - 4413E 3300N

2 -

3 -

CITY- MURTAUGH

STATE- ID ZIP- 83344

PHONE - 208-432-5438

MOYES

MAE A.

1 - 4413E 3300N

2 -

3 -

CITY- MURTAUGH

STATE- ID ZIP- 83344

PHONE - 208-432-5438

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
12/01/1981 ERROR IN REGION J - BENEFICIAL USE

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

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
11S 19E 13 NW 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

+ - 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
11S 19E 13 NW NW 42 DOMESTIC (83) TWIN FALLS

+ - - DIVERSION MEANS - WELL & PUMP

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

+ - - OTHER RIGHTS FOR SAME USE - NONE

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

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

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

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OCT 27 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - DECREE DATE - +
00/00/0000

```

+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                     -COMMENTS-
                                     NO COMMENTS FOUND

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+-----+-----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	-	10/03/1989	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	-	S002699	FEDERAL/STATE INDICATOR	-	S
CLAIMS TAPE ERROR FLG	-		POU OWNERSHIP FLAG	-	Y	PRESUMPTION FLAG	-	
FEE EXEMPT FLAG	-		NAME CONNECTOR	-	AND/OR	NOTICE OF ERROR FLAG	-	

11519E 132400

DATA ENTRY
ENTERED 5/28/78
CHECKED 2/7/83

"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
OCT 28 1991

CERTIFIED
DEC 23 1991
WATER EXAMINER

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: A45-10020
Date Received: 10/03/1988
Receipt No: S002699
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: D. IVAN MOYES 208-432-5438
Address: 4413E 3300N
MURTAUGH, ID 83344

AND/OR

Name: MAE A. MOYES 208-432-5438
Address: 4413E 3300N
MURTAUGH, ID 83344

2. Date of Priority: DEC 01, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	19E	13	NW	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		

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 HOUSE

A45-10020

Page 1

Date: 10/03/88

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MAR 08 1993
DEC 03 1996

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11S	19E	13	NW NW		DOMEST	

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:

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 Ivan Mayes Date: 10-3-88
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 3rd day

of Oct 19 88

Don White
Notary Public

Seal

Residing at TF

My Commission Expires 5/95