

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-340

RIGHT NUMBER: 45-10534

NAME & ADDRESS: MARTIN L ANDERSON
659 E 42 ST
PO BOX 36
BURLEY ID 83318

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/01/1968

POINT OF DIVERSION: T11S R23E S05 SWNE Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

~~STOCKWATER~~

DOMESTIC 1 HOME

PERIOD OF USE

04-01 10-31

01-01 12-31

QUANTITY

0.02 CFS

0.04 CFS

PLACE OF USE:

~~STOCKWATER~~

T11S R23E S05

Within CASSIA County

NENE

DOMESTIC

T11S R23E S05

Within CASSIA County

NENE

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. 000020010100

STOCKWATER, UNSPECIFIED AMOUNT

Claim proofread by: C-1

Date: 9-26



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 9, 1996

LaMont Williamson
386 East 500 South
Burley, ID 83318

Dear Mr. Williamson:

In response to your request, I searched the allocation and adjudication records for all diversions within the NENE $\frac{1}{4}$ of Section 5, Township 11 South, Range 23 East. This will cover the portion of the Birch Acres Subdivision that you inquired about, lots 12 and 13, and the 21 acres owned by Allan and Carmen Adams.

A search of the allocation records revealed that only the following statutory claims were diverted out of the NENE $\frac{1}{4}$ of Section 5...

45-04169 45-04170 (filed by George Welch)

A search of the adjudication claim records revealed that only the following claims were claimed to be diverted out of the NENE $\frac{1}{4}$ of Section 5...

A45-10324 A45-10534 A45-10856 A45-10892
A45-11671 A45-11673 A45-11752

I have enclosed copies of profile reports of the two allocation records and the seven adjudication claims as you requested. It should be noted, that none of the adjudication claims listed above correspond to the two statutory claims originally filed by George Welch. If the statutory claims, 45-04169 and 45-04170, are still being used, they are required to be claimed in the Snake River Basin Adjudication.

If there are any questions, feel free to contact our office at your convenience.

Sincerely,

Corey Skinner, EIT
Dam Safety Section

Enclosures

DEC 03 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: A45-10534
Date Received: 5/16/1989
Receipt No: S007129
Received By: SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARTIN L. ANDERSON 208-678-2676
Address: 659 EAST 42 ST.
P.O. BOX 36
BURLEY, ID 83318

2. Date of Priority: JUN 01, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	23E	5	SW	NE	NE		CASSIA

5. Description of diverting works:
WELL AND 3/4 HP SUBM. 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	04/01	10/31	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/1 HOUSE S/STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	23E	5	NE	NE		DOMEST	

A45-10534

Page 1

Date: 05/16/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	23E	5	NE	NE		STOCK	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
B.I.D. FOR PASTURE

14. Remarks:
ONE WELL FOR HOUSE--ONE WELL FOR LAWN & GARDEN.
DWR NOTE
AS CLAIMANT STATES IN ITEM #5, THE WELL FOR LAWN & GARDEN
HAS NOT YET BEEN DRILLED. THIS CLAIM IS VALID ONLY FOR THE ONE
EXISTING WELL.

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

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

CIVIL CASE NUMBER: 39576

Identification No. A45-10534
Date Received 5-15-89
Receipt Number 5007129 500

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.

RECEIVED

MAY 16 1989

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) MARTIN L. ANDERSON Phone (208) 678-2676Mailing Address 659 E. 42 ST. POB 36 BURLEY, IDAHO Zip 833182. Date of Priority (Only one per claim) 6/01/1968 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 10 N Range 23Section 5, SW 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____, BM.,County of CASSIA

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. ONE WELL WITH 3/4 HP SUBMERSIBLE PUMP FOR house - ONE WELL (PUMP NOT YET INSTALLED) FOR LAWN, GARDEN AND FUTURE WATER HEAT PUMP.
House Well 73' Lawn Well - 60'

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

For Domestic purposes from 7/1 to 12/31 amount .04 (cfs)

(Both dates are inclusive)
For Stock purposes from 4/1 to 10/31 amount .02

7. Total quantity claimed _____ (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 household, 1 STOCKWATER PLUS LAWN

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10. Place of use is: Township: 11 Range 23

Section 5, NE 1/4 of NE 1/4, Govt. Lot _____, B.M.,

County of CASSIA for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any LAWN & GARDEN

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

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 X

BURLEY IRRIGATION DISTRICT FOR PASTURE

14. Remarks: FLOOD IRRIGATE PASTURE, (31D WATER)

ONE WELL FOR house - second well FOR LAWN & GARDEN

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)

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) X Martin L. Anderson Date X 5-15-1989

Date _____

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 _____)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day of May 1989

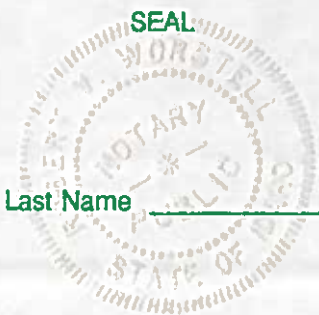
Notary Public Robert V. Worstell

Residing at Twin Falls, Idaho

My Commission Expires 1/16/1995

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant



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MAR 08 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 23, 1989

NO. 45-10534

Martin L. Anderson
659 East 42 St.
P O Box 36
Burley, ID 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 08 1993

WATER RIGHT NUMBER - A45-10534

PREFIX TRANSLATION: ADJUDICATION CLAIM

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

+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 05/16/89 CLELLAND

+ - - - - 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	- 05/16/1989	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	- S007129	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

000020010100
Buck Acres
Lot 10 Blk 1

DATA ENTRY
ENTERED 11-30-92
CHECKED 2/6/93

"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 23 1991

PROOF
SEP 16 1991

CERTIFIED
OCT 10 1991
WATER EXAMINER