

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-1304

RIGHT NUMBER: 45-11819

NAME & ADDRESS: SANDRA MABEY
JAMES J MABEY
RT 2 BOX 2243
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: 07/31/1972

POINT OF DIVERSION: T11S R22E S15 SWNNW Within CASSIA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within CASSIA County
T11S R22E S15 NWNW

DOMESTIC Within CASSIA County
T11S R22E S15 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. 11S22E150225
STOCKWATER, 3 HORSES.

Claim proofread by: CS
Date: 9-29

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED

IMPORTANT WATER RIGHT INFORMATION

325 W. 400 S.

3/6

45-11819
SANDRA MABEY
JAMES J MABEY
RT 2 BOX 2243
BURLEY ID 83318

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES



RECEIVED
MAR 05 1998

Department of Water Resources



83318X9631 02



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: A45-11819
Date Received: 6/07/1989
Receipt No: S008485
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES J. MABEY 208-678-8707
Address: RT. 2, BOX 2243
BURLEY, ID 83318

OR
Name: SANDRA MABEY 208-678-8707
Address: RT. 2, BOX 2243
BURLEY, ID 83318

2. Date of Priority: JUL 31, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	22E	15	SW	NW	NW		CASSIA

5. Description of diverting works:
6" X 240' WELL.

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	0.020		

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/3 HORSES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	22E	15	NW	NW		DOMEST	
			NW	NW		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:
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 _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A45-11819
Date Received 6-07-89
Receipt Number 5008485

RECEIVED

JUN 12 1989

Department of Water Resources
Southern Region OfficeNOTICE 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. JUL - 7 1989

RECEIVED

Filing Fee \$25

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) James J. Mabe or Sandra Phone (208) 678-8101Mailing Address 2122 Bor 2243 Zip 833182. Date of Priority (Only one per claim) June 6, 1989 Month/Day/Year3. Source of water supply (Check one) ☒ Well Personal or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 11S Range 22ESection 15, SW 1/4 of NW 1/4 of NW 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. Depth of well 240 feet 6 inch well casing

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

For _____ purposes from _____ Month/Day to _____ Month/Day amount _____ (cfs)

(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed .04 (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) 5 people 3 horses

MICROFILMED

MAR 10 1993

10. Place of use is: Township: _____ Range _____

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

County of _____ 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? _____

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

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)

Andrea Mahay

Date

June 7 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 Cassia } SS.

Subscribed and sworn (or affirmed) before me this 7th day of June 19 89

SEAL

Notary Public

Walter Boulton

Residing at

Burley Id.

My Commission Expires

10-3-93

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 10 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

June 15, 1989

RECEIVED
JUL - 7 1989

Department of Water Resources
Southern Region Office

James J. Mabey
Rt. 2 Box 2243
Burley, ID 83318

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 241 for \$ 25.00 which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification:

- [☒] Item #2 Priority *Enter date well was first used. July 1972*
- [☐] Item #4 Point of Diversion Legal Description
- [☒] Item #6 Uses descriptions *Domestic, Stock, + Dates. May 1973*
- [☒] Item #9 Description of Non-irrigation Uses
- [☒] Item #10 Place of Use Legal Description *Same as item 4?*
- [☐] Item #16 Signature & Notorization
- [☐] Improper fee (THE CORRECT FEE IS \$ _____)
- [☐] Other or Remarks

If you wish to continue to press your claim please find enclosed instructions and another claim form to use. If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.

BEFORE RETURNING THE CLAIM PLEASE READ THE ENCLOSED DRAFT TEXT FOR D&S BROCHURE. Due to recent rulings by the court you may defer filing the claim if you so desire but it is recommended by the Department that you continue to press your claim. If you have any questions contact our office.

Sincerely,

R. V. Worstell

~~Allen Merritt, P.E.~~
Water Rights ~~Supervisor~~
Agent

RYW
ADM:adm

Enclosures:

Please keep envelope with this claim as evidence claim was submitted by deadline date

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MAR 1 U 1993

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY -- FORWARD THE WHITE COPY TO THE DEPARTMENT



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3576

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Aug. 15, 1989

Re: A45-11819

•JAMES J MABEY
•RT 2 BOX 2243
•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,

Lucy Givens
Adjudication Secretary

1/38

Enclosures:

MICROFILMED

MAR 10 1993

MEMORANDUM

TO: SRBA File A45-11819

FROM: Corey Skinner *CS*

DATE: February 4, 1997

SUBJECT: Pertinent Information

This day, V. Thomas Geary came by the office to discuss a proposed transfer application for his groundwater rights involved with his farm southwest of Burley. While discussing the layout of his farm and water distribution system, it was discovered that SRBA claim, A45-11819, had some incorrect information. The point of diversion and place of use for SRBA claim A45-11819, in the name of James or Sandra Mabey, had been claimed in the NWNW $\frac{1}{4}$ of Section 15 (T11S, R22E) which happens to be property owned by Mr. Geary. According to Mr. Geary, and his son, the Mabeys live further to the east near the J Canal. In addition, the well driller's report stapled to SRBA claim A45-11819 is for a well located in the NENE $\frac{1}{4}$ of Section 15 (T11S, R22E).

PREFIX TRANSLATION: ADJUDICATION CLAIM

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+-----+-----ADJUDICATION RIGHTS DATES AND FLAGS AREA-----+
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11522E/50225

CHECKED

VERIFIED
NOV 15 1991

PROOF
SEP 17 1991

CERTIFIED
DEC 23 1991
WATER EXAMINER