

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED

DATA ENTRY DONE
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POSTAGE
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6711993

MAR-2'98

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0.238

PERMETER
6711993

2/12/98 dm
IMPORTANT WATER RIGHT INFORMATION

22 South 150 East

45-11849

JOHN C MERRILL
MARY LOUISE MERRILL
RT 2 BOX 2016
BURLEY ID 83318

RECEIVED
MAR 06 1998
Department of Water Resources

45-11849

A331A=9602

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

PAGE: A-1330

NAME & ADDRESS: JOHN C MERRILL
MARY LOUISE MERRILL
RT 2 BOX 2016
BURLEY ID 83318

QUANTITY: 0.04 CFS

Date: 9-29

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: A45-11849
Date Received: 6/05/1989
Receipt No: S008556
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN C. MERRILL 208-678-8541
Address: RT. 2, BOX 2016
BURLEY, ID 83318

AND/OR
Name: MARY LOUISE MERRILL 208-678-8541
Address: RT. 2, BOX 2016
BURLEY, ID 83318

2. Date of Priority: JUL 15, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	28	SE	NE	NE		CASSIA

5. Description of diverting works:
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		

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.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	23E	28	SE NE		DOMEST	

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 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. A45-11849
Date Received 06-25-1989
Receipt Number SPD 8556

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

JUL 14 1989

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) John C Merrill Phone (208) 678 8541
and/or Mary Louise Merrill
Mailing Address Rte 2 Box 2016 Zip 83318

2. Date of Priority (Only one per claim) approximately summer of 1960
Called 1st owner, no records in Month/Day/Year
county

3. 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 Range 23
Section 28 SE 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. well

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

For Domestic purposes from Jan 1 Month/Day to Dec 31 Month/Day amount 0.04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (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) Domestic - one family

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

Section 28 , SE 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 none

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 ()

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 do not want Decree

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

Signature of Claimant (s) John P. Merrill

Date 7/13/89

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 13th day of July 19 89

SEAL

Notary Public Linda J. Dorsey

Residing at Burley, Idaho

My Commission Expires Dec. '94

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 10 1993

Route 2 Box 2016
Burley, Id. 83318
July 13, 1989

Department of Water Resources
2148 4th Avenue East
Twin Falls, Id. 83301

Gentlemen:

RE: Claim to Water Right
150 East 30 South

Enclosed is completed notice of claim to a water right filled in to the best of our ability. The Water Resources Dept. said to call the assessors office to determine date property was first assessed as improved property so that we would know when well was first drilled. They said to call the health department; they said that there were no records on such. I called the original owners, who built the home and they said that they moved in the fall of 1960, so well must have been drilled in the summer of 1960.

We were leaving for our son's graduation in Arizona and then on trip to Washington D.C. etc. with him, so we picked up form and inasmuch as line was too long, took form with us together with tax bill, which turned out not to have all the information. So I sent our check and incomplete form so that there would be no penalty.

After we returned, we received form and check back with notation to return postmark with form. However, I am unable to find the check and portmarked envelope; so am sending a new check and will send the other required information as soon as I locate. Since returning from trip have taught in vacation Bible school and am on third set of out of state company. Sorry for the inconvenience.

Yours truly,



Mr. and Mrs. John C. Merrill

Encl. 3

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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 23, 1989

John C. &/or Mary Lou Merrill
Rt. 2 Box 2016
Burley, ID 83318

RE: SRBA Claim

Dear Claimant:

Please find enclosed your claim and your check # 2591 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
- [✓] Item #4 Point of Diversion Legal Description
- [✓] Item #6 Uses descriptions
- [✓] Item #9 Description of Non-irrigation Uses
- [✓] Item #10 Place of Use Legal Description
- [✓] Item #16 Signature & Notorization
- [] ~~Improper fee~~ (THE CORRECT FEE IS \$ 25.00)
- [✓] Other or Remarks *please fill out the enclosed claim form as per the enclosed instructions and submit within 30 days*

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,

~~Water Rights Supervisor~~
AGENT

~~ADMIN~~

Enclosures:

Please keep the postmarked envelope with this claim to show it was submitted by the deadline date.

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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

Sept. 1, 1989

Re: A45-11849

JOHN C MARRILL
RT 2 BOX 2016
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 you claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 10 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

WATER RIGHT NUMBER - A45-11649

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - +

+ - FIRST NAME - - +

+ - - - - - ADDRESS - - - - - +

JOHN C.

1 - RT. 2, BOX 2016

2 -

3 -

CITY- BURLEY

STATE- ID ZIP- 83318

PHONE - 208-679-8541

1 - RT. 2, BOX 2016

2 -

3 -

CITY- BURLEY

STATE- ID ZIP- 83318

PHONE - 208-678-8541

MERRILL

MARY LOUISE

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

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

+ - - - - - - - - - - TRIBUTARY - - - - - - - - - - - - - - - +

| TWN | RNG | SEC | TRACT | LOT | RFLG | COUNTY | POINT OF DIVERSIGN | STREAM INDEX (BLANK IF NO INDEX CODE) |
|-----|-----|-----|----------|-----|------|-------------|--------------------|---------------------------------------|
| 10S | 23E | 28 | SE NE NE | | | (31) CASSIA | | |

| CODE | DESCRIPTION | PERIOD FROM | PERIOD TO | DIVERSION RATE | DIVERSION VOLUME |
|---------------|-------------|-------------|-----------|----------------|------------------|
| 43 - DOMESTIC | | 01/01 | 12/31 | 9.040 | |

| + - TOTAL DIV. RATE - + | | + - TOTAL DIV. VOLUME - + | | + - TOTAL DIV. CAPACITY - + | | + - TOTAL CONSUMPTIVE USE - + | | + - KW USAGE - + | |
|-------------------------|--|---------------------------|--|-----------------------------|--|-------------------------------|--|------------------|--|
| 0.040 | | | | | | 0.0 | | | |

| TWN | RNG | SEC | TRACT | LOT | ACRES | PLACE OF USE CODE | DESCRIPTION | COUNTY |
|-----|-----|-----|-------------|-----|-------|-------------------|-------------|--------------|
| 10S | 23E | 28 | NE
SE NE | | | 43 | DOMESTIC | (31) CASSIA |

+ - - DIVERSION MEANS - WELL

+ - - NON-IRRIGATION USE - D/I 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 28 1994

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - DECREE DATE - +
00/00/0000

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

| | | | | | |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| 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 | - 07/14/1989 | 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 | - S008556 | 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 | - |

ENTERED 1-4-93 DL
CHECKED 2/3/93 RS

VERIFIED
NOV 15 1991

PROOF
SEP 17 1991

CERTIFIED
DEC 23 1991
WATER EXAMINER