

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

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-11915

NAME AND ADDRESS: O M JOHNSON
RT 2
HEYBURN, ID 83336

SOURCE: GROUNDWATER
QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1949

POINT OF DIVERSION: T10S R23E S21 SWSE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Cassia County
T10S R23E S21 SWSE

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.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707



U.S. POSTAGE

00.32

METER 434932

NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD



Please Carefully Review Your Partial Decree

Carefully read and check all items to make sure they are accurate, such as:

1. Name and Address
2. Water Source
3. Date of Priority
4. Point of Diversion
5. Place of Use
6. Nature of Use

If You Find An Error Or Something That Needs To Be Corrected

Immediately call the IDWR Regional Office that handles your basin. The telephone numbers are on the back panel of this brochure. Your basin is designated as the first two digits of your water right.

If an administrative change is needed the proper form will be mailed to you upon your request. Complete and return the form to the IDWR Regional Office that handles your basin.

Credits associated with this publication are available from the Idaho Department of Water Resources in accordance with Section 51-282 Idaho Code
IDWR 8 998-42001-10/97

Here's How To Contact IDWR Regional Offices If You Need Assistance

If your partial decree begins with 01, 21, 22, 23, 24, 25, 27, 29, 31, 32, 33, 34, 35, 73, 74, 75:

IDWR Eastern Regional Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718
(208) 525-7161

If your partial decree begins with 02, 36, 37, 41, 43, 45, 47, 71, 72:

IDWR Southern Regional Office
1141 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

If your partial decree begins with 03, 51, 55, 57, 61, 63, 65, 67, 69, 77, 78, 79:

IDWR Western Regional Office
2735 Airport Way, Boise, ID 83705-5082
(208) 334-2190

If your partial decree begins with 81, 82, 83, 84, 85, 86, 87:

IDWR Northern Regional Office
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

Guide To Reviewing Your Partial Decree Water Right In The Snake River Basin Adjudication



Idaho
Department
of Water
Resources



5th Judicial
District
Court
of Twin Falls

Congratulations

Here's your decreed water right!

You have received your partial decree of water rights in the Snake River Basin Adjudication (SRBA) with this brochure. The partial decree is the SRBA Court's official decision on your water right based on the claim to a water right you submitted.

The term "Partial Decree" simply means your water right represents only a small portion of the future SRBA decree. This partial decree is final; however, you may have the opportunity to correct errors and the right to an appeal.

This brochure is designed to help answer questions you may have about your water right and to provide a way to get more information or to have your questions answered.

Commonly Asked Questions

1. Do I need to do something?

Yes. Carefully check your partial decree to make sure all the information is correct. If there are errors, immediately call the Idaho Department of Water Resources (IDWR) to discuss the problem. You may need to request a change form. In some instances the correction can only be made by the SRBA Court. If so you will need to contact the court or approach an attorney to assist you. The phone numbers are on the back of this brochure.

If the partial decree correctly describes your water right, you do not need to do anything more. However, be sure to keep IDWR notified of any changes in ownership for all your water rights.

2. This is a copy of the partial decree for my water right. Where is the original?

The original partial decree for your water right will be retained by the Snake River Basin Adjudication

(SRBA) Court, and a certified copy will be permanently archived at IDWR. Copies are available upon request.

3. When will the SRBA be completed so my partial decree becomes part of the final decree?

The final decree will be issued at the end of the case when all water rights have been reviewed and disputes resolved. The SRBA Court and IDWR are moving forward as quickly as possible. This is a large, complex case with many legal and technical problems to resolve.

We anticipate that finalization of the process will require many more years of hard work. In the meantime, your partial decree represents a completion of the effort to decree your individual water right, and if you are not advised otherwise you can consider this process complete.

A Very Important Reminder

While the SRBA continues, the law requires that you notify IDWR if there are any name or address changes. If the property to which the right applies changes hands, please file a change of ownership with the form obtained from an IDWR office. Failure to file an ownership change may result in your right not being included in the final decree at the end of the case, a penalty of up to \$100 and restrictions on water use.

AJ5856NP

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

DATE: SEP-9-1997

PAGE: A-1377

RIGHT NUMBER: 45-11915

NAME & ADDRESS: O M JOHNSON
RT 2
HEYBURN ID 83336

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1949

POINT OF DIVERSION: T10S R23E S21 SWSE Within CASSIA County

PURPOSE AND

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

PLACE OF USE: DOMESTIC Within CASSIA County
T10S R23E S21 SWSE

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. 10S23E218900

Claim proofread by: C. J. A.
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: A45-11915
Date Received: 9/22/1989
Receipt No: S009290
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: O.M. JOHNSON 208-436-0419
Address: RT. 2
HEYBURN, ID 83336

2. Date of Priority: DEC 31, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	21	SW	SE			CASSIA

5. Description of diverting works:
2 WELLS AND PUMPS; 50' & 270' DEPTHS.

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 & LAWN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	21	SW	SE		DOMEST	

11. Place of use in counties: CASSIA

A45-11915

Page 1

Date: 09/22/89

MICROFILMED
MAR 10 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

DEEP WELL IS FOR HOUSE, OTHER IS FOR LAWN.

DEEP WELL WAS DRILLED IN 1968 BUT WAS TRANSFER OF P/D FROM THE
OTHER WELL DUE TO SAND CONTAMINATION.

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): *A. M. Johnson* Date: 9-22-89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 22nd day

of September 1989

Steve C. [Signature]
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7, 1994

Date Received 9/1/89

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

D. M. TOWNSON
Name of Claimant

RT #2
Post Office Address

Hammon ID. 83326
City, State, Zip Code

CASSIA
County(s) where Place of Use is located

6/3/89
Date Claim Originally Due

2 Domestic Wells
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

Set up well with water rights wanted
3 hrs. then still unable to work well
in well was sick had to leave.

Claimant requests an extension to 9/31, 1989.

[Signature]
Signature

[Title]
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
X granted denied and the filing deadline extended to 9/29, 1989.

Signed this 16 day of September, 1989.

[Signature]
Director or his designated agent
DAVID B. SHARP
MICROFILMED
MAR 10 1993

A45-11915

WATER RIGHT NUMBER - A45-11915

PREFIX TRANSLATION: ADJUDICATION CLAIM

BLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
JOHNSON

O. M.

1 - RT. 2

2 -

3 -

CITY- HEYBURN

PHONE - 208-435-0419

STATE- ID ZIP- 83336

+ - - PRIORITY DATE - - +
12/31/1949

+ - - - REGION - - - +
17 SOUTHERN

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

+ - - - STATUS - - - - +

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

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

[illegible]

105 23E 21 SW SE (31) CASSIA

+	CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	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			

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
-----	-----	-----	-------	-----	-------	----------------------	-------------	--------

105

23E

21

SW SE

43 DOMESTIC

(31) CASSIA

+ - - DIVERSION MEANS - 2 WELLS AND PUMPS; 50' & 270' DEPTHS.

+ - - NON-IRRIGATION USE - D/I HOUSE & LAWN

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - -	REMARKS	- - - - - +
	DEEP WELL IS FOR HOUSE, OTHER IS FOR LAWN. DEEP WELL WAS DRILLED IN 1968 BUT WAS TRANSFER OF P/D FROM THE OTHER WELL DUE TO SAND CONTAMINATION.	

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

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

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

MICROFILMED
OCT 28 1994

