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FEB 07 2005

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 37-7
Date Received: 9/28/1988
Receipt No: S002584
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WILLIAM L MOLYNEUX Phone: (208)823-4491
027 DURFEE RD
CAREY ID 83320

2. Date of Priority: 04/01/1885

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	21E	29	SE NW NW	BLAINE	

5. Description of diverting works:

TWO PUMPS AND 1 GRAVITY DITCH FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2.5	

7. Total Quantity Appropriated is:
2.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

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10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02S	21E	29	NE	NW	IRRIGATION	35
			NW	NW	IRRIGATION	39
			SW	NW	IRRIGATION	39
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	39
			SW	SW	IRRIGATION	39
			SE	SW	IRRIGATION	26
Section Acres						297
Total Acres						297

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

THERE ARE THREE POINTS OF DIVERSION WITHIN THE SENWNW SEC. 29.

15. Basis of Claim: Decreed

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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	37-6	-			
	37-7	-			
	37-8	-			
37-11425		-			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) A. W. & Maxine Molyneux
1174 Gannett-Piccolo Rd., Bellevue, ID 83313
4. New Owner/Claimant(s) William L. Molyneux
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 27 Durfee Rd.
- City, State and ZIP Code Carey, ID 83320
- New Telephone Number () 823-4491
5. Date you acquired the property 11-30-04

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6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

William L. Phelps

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by	<i>JE Stanton</i>	Date	<i>12-30-04</i>
Receipted by	<i>JP</i>	Date	<i>JP</i>
Processed by	_____	WR	<i>5027254</i>
	AJ	Date	_____

Fee *825.*

THIS INSTRUMENT FILED FOR RECORD BY SUN VALLEY TITLE COMPANY AS AN ACCOMMODATION ONLY. IT HAS NOT BEEN EXAMINED AS TO ITS EXECUTION OR AS TO ITS EFFECT UPON THE TITLE.

PL

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Instrument # 513473

HAILEY, BLAINE, IDAHO

2004-12-02

04:07:00 No. of Pages: 1

Recorded for: SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYQCACORP DEED

mp

QUITCLAIM DEED

For Value Received ALMA MOLYNEUX AND MAXINE MOLYNEUX, husband and wife,

Grantor, do hereby convey, release, remise and forever quitclaim unto WILLIAM L.

MOLYNEUX, an Unmarried man, whose address is 27 Durfee Road, Carey, Idaho 83320,

hereinafter called the Grantee, the following described premises situated in Blaine County,

Idaho, to-wit:

Township 2 South, Range 21, East, Boise Meridian, Blaine County, Idaho.
Section 29: SW1/4

Together with their appurtenances.

Dated 11-30-04

A. W. Molyneux
A. W. Molyneux

Maxine Molyneux
Maxine Molyneux

STATE OF IDAHO

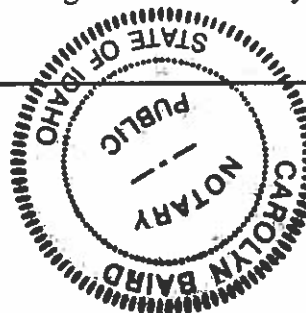
County of Blaine

On 11/30 2004, before me a Notary Public of said State, personally appeared A. W. Molyneux and Maxine Molyneux, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Carolyn Baird
Notary Public

Residing at: Hailey

Commission Expires: 11/23/2009



THIS INSTRUMENT FILED FOR RECORD
BY SUN VALLEY TITLE COMPANY AS AN
ACCOMMODATION ONLY. IT HAS NOT
BEEN EXAMINED AS TO ITS EXECUTION
OR AS TO ITS EFFECT UPON THE TITLE.

pl

QUITCLAIM DEED

Instrument # 513474

HAILEY, BLAINE, IDAHO

2004-12-02

04:08:00 No. of Pages: 1

Recorded for : SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

SCANNED
FEB 11 2005

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Township 2 South, Range 21, East, Boise Meridian, Blaine County, Idaho.
Section 29: NW1/4

Together with their appurtenances.

Dated Nov 30-04

A.W. Molyneux
A. W. Molyneux

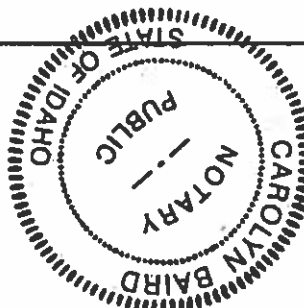
Maxine Molyneux
Maxine Molyneux

STATE OF IDAHO

County of Blaine

On 11/30 2004, before me a Notary Public of said State, personally appeared A.
W. Molyneux and Maxine Molyneux, known or identified to me to be the persons whose names
are subscribed to the within instrument, and acknowledged to me that they executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Commission Expires: 1/23/2009



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: A37-00007
Date Received: 9/28/1988
Receipt No: 5002584
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. W. MOLYNEUX 208-788-2552
Address: 1174 GANNETT PICABO ROAD
BELLEVUE, ID 83313

AND/OR

Name: MAXINE MOLYNEUX 208-788-2552
Address: 1174 GANNETT PICABO ROAD
BELLEVUE, ID 83313

2. Date of Priority: APR 01, 1885

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	21E	29	SE	NW	NW		BLAINE

5. Description of diverting works:
TWO PUMPS AND 1 GRAVITY DITCH FROM CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.500		

7. Total Quantity Appropriated is:
2.500 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 742.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	21E	29	NE	NW		IRR	35.0
			NW	NW		IRR	39.0
			SW	NW		IRR	39.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	39.0
			SW	SW		IRR	39.0
			SE	SW		IRR	26.0

Section Acres 297.0

Total Acres	297.0
-------------	-------

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0006 & 37-0008

14. Remarks:
THERE ARE THREE POINTS OF DIVERSION WITHIN THE SENWNW SEC. 29.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

VS

Decree Defendant

MICROFILMED
FEB 22 1985

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: See Map A37-00006

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.W. Maloney Date: Sept. 28, 1988

Date: _____

State of Idaho)
County of Twila Falls) ss.

Subscribed and sworn (or affirmed) before me this 28th day
of Sept. 19 88

Al D. Martin
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/94



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

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FEB 17 2005

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 7, 2005

WILLIAM L MOLYNEUX
27 DURFEE RD
CAREY ID 83320

Re: SRBA Claim(s) 37-6, 37-7, 37-8

Dear Mr. Molyneux:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett', with a long horizontal flourish extending to the right.

Trish Fawcett
Technical Records Specialist

Enc.

06/15/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7

NAME AND ADDRESS: A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 2.500 CFS

PRIORITY DATE: 04/01/1885

POINT OF DIVERSION:

T02S R21E S29 SENWNW Within BLAINE County

T02S R21E S29 SENWNW Within BLAINE County

T02S R21E S29 SENWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	2.500 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R21E S29	NENW	34.0	T02S R21E S29	NWNW	36.0
T02S R21E S29	SWNW	36.0	T02S R21E S29	SENW	40.0
T02S R21E S29	NESW	38.0	T02S R21E S29	NWSW	39.0
T02S R21E S29	SWSW	40.0	T02S R21E S29	SESW	17.0

280 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-6 & 37-8.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

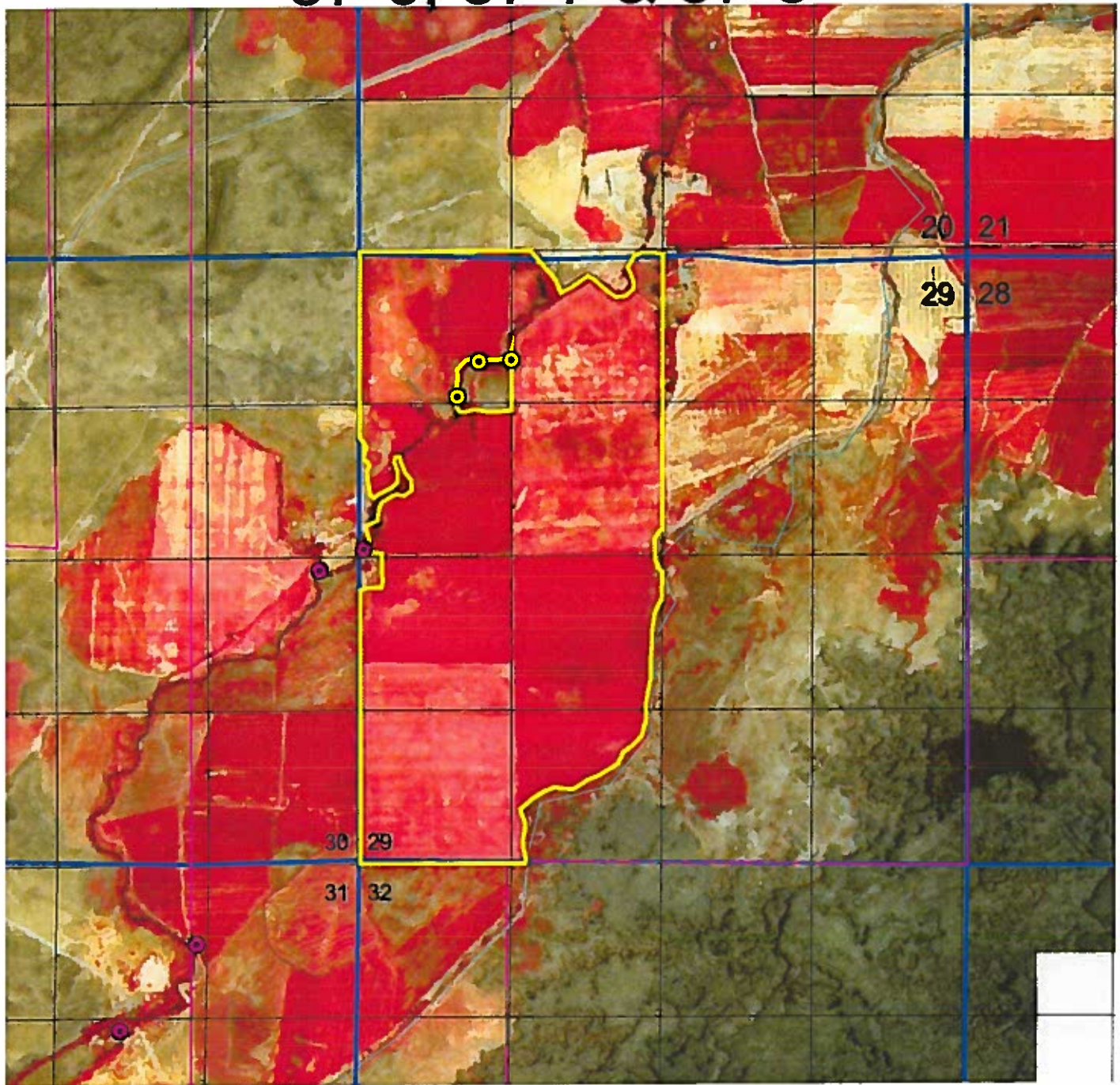
EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 37-7A & 37-7B.

IDAHO DEPT OF WATER RESOURCES

37-6, 37-7 & 37-8



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 2S
RNG: 21E
SEC. 29



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: JUNE 15, 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-7A

WATER RIGHT NUMBER: 37-7A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JACOB ADAMS
	, ZZ
Current Owner	MAXINE MOLYNEUX 1174 GANNETT PICABO RD BELLEVUE, ID 83313 (208)788-2552
Current Owner	A W MOLYNEUX 1174 GANNETT PICABO RD BELLEVUE, ID 83313 (208)788-2552

Priority Date: 04/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SILVER CREEK	LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.250 CFS	
	<u>Total Diversion:</u>	1.250 CFS	

Location of Point(s) of Diversion

SILVER CREEK	SE1/4SW1/4	Sec. 20, Twp 02S, Rge 21E, B.M.
BLAINE County		
SILVER CREEK	NE1/4NW1/4	Sec. 29, Twp 02S, Rge 21E, B.M.
BLAINE County		
SILVER CREEK	NW1/4NW1/4	Sec. 29, Twp 02S, Rge 21E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	21E	29					40.0	40.0	40.0	40.0									160.0

Total Acres: 160

Conditions of Approval:

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-7A

2. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:

1. General 2 P/D IN NWNW S29 T2S R21E.
TRANS. 2286, 2715.

Comments:Dates and Other Information:

Licensed Date:
Decreed Date: 12/13/1909
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37M
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-7B

WATER RIGHT NUMBER: 37-7B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JACOBS ADAMS
	, ZZ
Current Owner	ORIS C DURFEE PO BOX 152 CAREY, ID 83320

Priority Date: 04/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SILVER CREEK	LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.250 CFS	
	<u>Total Diversion:</u>	1.250 CFS	

Location of Point(s) of Diversion

SILVER CREEK	NW1/4SE1/4	Sec. 30, Twp 02S, Rge 21E, B.M.
BLAINE County		
SILVER CREEK	NE1/4NW1/4	Sec. 29, Twp 02S, Rge 21E, B.M.
BLAINE County		
SILVER CREEK	NW1/4NW1/4	Sec. 29, Twp 02S, Rge 21E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02S	21E	29																		160.0

Total Acres: 160

Conditions of Approval:

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:

1. General TRANS. 2286.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 37-7B

Comments:

Dates and Other Information:

Licensed Date:
Decreed Date: 12/13/1909
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37M
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False