

VERIFIED BY



05/12/2004

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

RIGHT NUMBER: 45-12879
NAME AND ADDRESS: K & G INC
327 E 300 S
BURLEY ID 83318

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.050 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/14/1941

POINT OF DIVERSION:

T11S R23E S2 NWNWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.050 CFS
DOMESTIC	1/01 12/31	0.040 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T11S R23E S02 NWNW

DOMESTIC Within CASSIA County

T11S R23E S02 NWNW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Day

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: **A45-12879**
Date Received: 7/ 8/1998
Receipt No: 5021313
Received By: KKC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: K & G INC 208-678-5707
Address: 327 E 300 S
BURLEY ID 83318

2. Date of Priority: JUL 14, 1941

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	2	NW	NW	NW		CASSIA

5. Description of diverting works:
WELL 6" CASING 1HP PUMP PIPE TO HOUSE AND STOCK

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	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1 HOME AND 100 HEAD LIVESTOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	23E	2	NW	NW		STOCK	
			NW	NW		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 Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

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. A45-12879Date Received 7-8-98Receipt Number 5021313

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.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) K & G Inc. Phone (208) 678-5705Mailing Address 327 E. 300 S. Burley, Idaho Zip 833182. Date of Priority (Only one per claim) July 14, 1941 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____

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

4. Location of point of diversion is: Township 11 South Range 23 EASTSection 2 N.E. 1/4 NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.,County of CASSIA Address of Property 251 E. 200 S. Burley, Ida.

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. Wells 6" casing 1 H.P. Submersible pump - pipe to house & stock.

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

For Domestic purposes from Jan 1 to Dec 31 amount .04 (cfs)For Livestock purposes from Jan 1 to Dec 31 amount .05 K.C. (Both dates are inclusive)7. Total quantity claimed .09 K.C. (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) 1 Household 100 head Livestock

Commencing Northwest corner of said Section 2:
thence South 0°25' West 208.86 Feet
North 89°57' East 226.7 Feet
South 00°43'40" West 32.68 Feet

South 88°53'20" East 127.6 Feet
North 1°23'32" East 240.44 Feet
North 89°27' West 358.23 Feet to
Point of Beginning.

10. Place of use is: Township: 11 South Range 23 East
Section 2, ~~11~~ ¹¹ of NW 1/4, Gov. Lot NW 1/4, B.M., Part of Lot 5
County of CASSIA 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? 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.

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)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 _____

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President
of R. & G. Inc., that I have signed the foregoing
document in the space below as President of R. & G. Inc.
Organization Title Organization

and that the statements contained in the foregoing document are true and correct.
Signature of Authorized Agent Kenneth C. Gort Date 7/8/98
Title and Organization Pres. of R. & G. Inc.

State of Idaho/or _____
County of Twin Falls } SS.

Subscribed and sworn (or affirmed) before me this 8th day of July 19 98

SEAL

Notary Public Kelly K. Christensen
Residing at Kimberly Rd
My Commission Expires 3-11-04

Last Name _____ Ident No. _____
Copies: White-State, Yellow-Claimant