

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-273

RIGHT NUMBER: 37-10505

NAME & ADDRESS: PATRICK J O MALEY
JUANITA M O MALEY
1413 S 1600 E
GOODING ID 83330

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY DATE: 09/10/1915

POINT OF DIVERSION: T05S R14E S15

NENWNE

Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.09 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER
T05S R14E S10

Within GOODING County

SWSE

DOMESTIC
T05S R14E S15

Within GOODING County

NWNE

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 NOS. RP05S14E101200A, MH5S14E150000AA
STOCKWATER, 400 RANGE

Claim proofread by: Ure

Date: 1103

7-29-98

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: A37-10505
Date Received: 7/11/1988
Receipt No: S000823
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: PATRICK J O MALEY
Address: 1413 S 1600 E
GOODING ID 83330

AND

Name: JUANITA M O MALEY
Address: 1413 S 1600 E
GOODING ID 83330

2. Date of Priority: SEP 10, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	14E	15	NE	NW	NE		GOODING

5. Description of diverting works:
WELL, 2 HP PUMP, STOCK TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.090		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
LIVESTOCK/400 RANGE, DOMESTIC/1 HOME WITH SMALL LAWN

MICROFILMED

NOV 27 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	14E	10	SW	SE		STOCK	
		15	NW	NE		DOMEST	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

STOCK ALSO DRINK CANAL & STREAM WATER WHEN POSSIBLE.

14. Remarks:

PROPERTY WAS ORIGINALLY A SHEEP OPERATION, BUT GRADUALLY CHANGED TO CATTLE.

6/7/95 TF; OWNERSHIP CHANGE MADE, RECD 5/22/95

15. Basis of Claim: BENEFICIAL USE



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

June 7, 1995

PATRICK AND JUANITA O'MALEY
1413 S 1600 E
GOODING ID 83330

RE: SRBA Claim(s) A37-00580A, A37-00859A, A37-10504 AND A37-10505

Dear Mr. and Mrs. O'Maley:

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 record 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,

Trish Fawcett
Technical Records Specialist

enc.

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NOV 27 1996

RECEIVED



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

MAY 22 1995

Please print or type
(see instructions on back of page)

Department of Water Resources

DATE OF CLOSING: 5-4-95

SEE ATTACHED GRANT DEED

LEGAL DESCRIPTION OF PROPERTY: Township 5 South Range 14 EBM
Section 10 & 15 1/4 of 1/4 of 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis) MAY 22 1995

[] Water Right Number(s) Assigned by IDWR: _____ Department of Water Resources
Southern Region

[] Name and Address of Former Owner/Claimant(s)(Seller): DON E. BELLAMY
MARILEE J. BELLAMY

[] New Owner/Claimant (Purchaser): ~~XXXXXXXXXXXX~~ PATRICK J. O'MALEY and JUANITA O'MALEY

[] New Mailing Address: 1413 South 1600 East
Gooding, ID 83330

[] New Telephone Number: () _____

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached: RECORDED WARRANTY DEED, Inst. No. 161182 Gooding County

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) Patrick O'Maley Date 5-5-95
Juanita O'Maley Date 5/5/95
[] Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 5-22-95 By: prohman

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date: 5/7/95By: 6/7/95

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

NOV 27 1995

Filed for record at the request of HELEN A. PAOLI
35 min. past 4 o'clock p.m. this 5
of May, 1995 Fee \$3.00

HELEN A. PAOLI, Recorder

By Helen K. Piatt Deputy GRANT DEED

We, DON E. BELLAMY and MARILEE J. BELLAMY, husband and wife, of 1413 South 1600 East (Post Office Box 462), City of Gooding, County of Gooding, State of Idaho, grant to PATRICK J. O'MALEY and JUANITA M. O'MALEY, husband and wife, of 586 North 250 East, City of Shoshone, County of Lincoln, the following described real property situated in the County of Gooding, State of Idaho:

Township 5 South, Range 14 East of the Boise Meridian, Gooding County, Idaho

Section 10: SW $\frac{1}{4}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$;

Section 15: N $\frac{1}{2}$ N $\frac{1}{2}$, EXCEPTING right of way for canal as set forth in Deed dated August 26, 1916, recorded September 2, 1916 in Book 3 Deeds Page 33, records of Gooding County, Idaho, lying over and across the W $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 10 and the N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 15.

Together with all water and water rights appurtenant thereto.

DATED: April 18, 1995

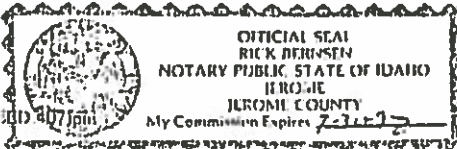
Don E. Bellamy
DON E. BELLAMY

Marilee J. Bellamy
MARILEE J. BELLAMY

STATE OF IDAHO)
: ss
County of Jerome)

On this 18th day of April, 1995, before me, the undersigned, a Notary Public in and for said County and State, personally appeared DON E. BELLAMY and MARILEE J. BELLAMY, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

 Notary Public for State of Idaho
Residing at: Jerome, Idaho
My Commission Expires: 7-1-97

GRANT DEED - 1

Felton &
Felton
Attorneys
At Law
Buhl, Idaho

MICROFILMED
NOV 27 1996

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

RECEIVED

JUN 15 1995

OFFICE OF THE
ATTORNEY GENERAL

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

June 13, 1995

Don E. Bellamy
Marilee J. Bellamy
PO Box 462
Gooding, ID 83330

RECEIVED

JUN 19 1995

Department of Water Resources
Adjudication Bureau

RE: Standard Form 3, Substitution of Party
Water Rights A37-00859A; A37-10505; A37-10504

Dear Mr. and Mrs. Bellamy:

Enclosed I am returning the Standard Form 3 Consent to Substitution of Party you submitted to the Snake River Basin Adjudication District Court for filing.

A Standard Form 3 must be completed and filed for changes of address and substitutions of party only for those water rights which have been reported in a director's report on file with the SRBA Court. To date, director's reports have been filed only for water rights in IDWR administrative basins 34, 36 and 57.

Since the above water rights are located in IDWR administrative basin 37, you need not notify this Court of the substitution of party. You will need to contact the Idaho Department of Water Resources to complete this change.

If you have any questions regarding this form or any other procedure in the SRBA, please call me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Diana R. Delaney".

Diana R. Delaney
Chief Deputy Clerk

DRD
Enclosure

cc: Chief, Natural Resource Division
United States Department of Justice
Mr. and Mrs. Patrick J. O'Maley

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NOV 27 1996

Water Right Number - R37-10505

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
O MALEY

PATRICK J

1 - 1413 S 1600 E

2 -

3 -

City- GOODING

State- ID Zip- 83330

Phone - 208-000-0000

1 - 1413 S 1600 E

2 -

3 -

City- GOODING

State- ID Zip- 83330

Phone - 208-000-0000

O MALEY

JUANITA M

*** O - ORIGINAL OWNER ***
BELLAMY

DON E

1 - PO BOX 462

2 -

3 -

City- GOODING

State- ID Zip- 83330

Phone - 208-934-5358

1 - PO BOX 462

2 -

3 -

City- GOODING

State- ID Zip- 83330

Phone - 208-934-5358

BELLAMY

MARILEE

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/10/1915 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County

05S 14E 15 NE NW NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

04 - STOCKWATER

01/01

12/31

0.090

43 - DOMESTIC

01/01

12/31

0.040

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.090 0.0

+ - - - - Place of Use - - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

05S 14E 10 SW SE 04 STOCKWATER (47) GOODING
05S 14E 15 NW NE 43 DOMESTIC (47) GOODING

Total Acres:

MICROFILMED
NOV 27 1996

Water right number - R37-10505

Prefix Translation: RESEARCH

+ - - Diversion Means - WELL, 2 HP PUMP, STOCK TROUGHS

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 400 RANGE

+ - - Other Rights for Same Use - STOCK ALSO DRINK CANAL & STREAM WATER WHEN POSSIBLE.

+ - - - - - Remarks - - - - - +
PARCEL NOS. RP05S14E101200A, MH5S14E150000AA

6/7/95 TF; OWNERSHIP CHANGE MADE RECD 5/22/95

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 12/20/1993 User Id: DUNN1 Subject: COPIED FROM REMARKS
PROPERTY WAS ORIGINALLY A SHEEP OPERATION, BUT GRADUALLY CHANGED TO CATTLE.

+ - - Audit Fields - - +
06/07/95 TFAWCETT

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

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	- 07/11/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000823	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
NOV 27 1996

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: A37-10505
Date Received: 7/11/1988
Receipt No: 5006822
Received By: JS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DON E. BELLAMY 208-934-5358
Address: P. O. BOX 462
GOODING, ID 83330

AND/OR

Name: MARILEE BELLAMY 208-934-5358
Address: P. O. BOX 462
GOODING, ID 83330

2. Date of Priority: SEP 10, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	14E	15	NE	NW	NE		GOODING

5. Description of diverting works:
WELL, 2 HP PUMP, STOCK TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.090		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
LIVESTOCK/400 RANGE, DOMESTIC/1 HOME WITH SMALL LAWN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	14E	10	SW	SE		STOCK	
		15	NW	NE		DOMEST	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

STOCK ALSO DRINK CANAL & STREAM WATER WHEN POSSIBLE.

14. Remarks:

PROPERTY WAS ORIGINALLY A SHEEP OPERATION, BUT GRADUALLY CHANGED TO CATTLE.

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 X 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): Don & Bellamy Date: July 11-1988

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 11th day

of July 19 88

Seal

Mary G. Baldwin
Notary Public

Residing at Cassidy Id

My Commission Expires 10/16/1992

WATER RIGHT NUMBER - A37-10505

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
BELLAMY

DON E.

1 - P. O. BOX 462

2 -

3 -

CITY- GOODING

STATE- ID ZIP- 83330

PHONE - 208-934-5358

1 - P. O. BOX 462

2 -

3 -

CITY- GOODING

STATE- ID ZIP- 83330

PHONE - 208-934-5358

BELLAMY

MARILEE

+ - - PRIORITY DATE - - +
09/10/1915+ - - - REGION - - - +
ERROR IN REGION+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

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

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

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

05S 14E 15 NE NW NE (47) GOODING

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

04 - STOCKWATER

01/01

12/31

0.090

43 - DOMESTIC

01/01

12/31

0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.090 0.0+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

05S

14E

10

SW SE

RPO5S14E101200A

04

STOCKWATER

(47) GOODING

05S

14E

15

NW NE

RPO5S14E150000AA

43

DOMESTIC

(47) GOODING

+ - - DIVERSION MEANS - WELL, 2 HP PUMP, STOCK TROUGHS

+ - - NON-IRRIGATION USE - LIVESTOCK/400 RANGE, DOMESTIC/1 HOME WITH SMALL LAWN

+ - - OTHER RIGHTS FOR SAME USE - STOCK ALSO DRINK CANAL & STREAM WATER WHEN POSSIBLE.

+ - - - - REMARKS - - - - - +
PROPERTY WAS ORIGINALLY A SHEEP OPERATION, BUT GRADUALLY CHANGED
TO CATTLE.+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.MICROFILMED
OCT 25 1994

WATER RIGHT NUMBER - A37-10505

PREFIX TRANSLATION: ADJUDICATION CLAIM

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

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 07/11/88 STANTON 10/03/89 REFUNDML

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

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 07/11/1988
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - S000823
POU OWNERSHIP FLAG - Y
NAME CONNECTOR - AND/OR

CIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

RPOSS14E101200A
MHSS14E150000AA

DATA ENTRY

ENTERED 12-20-93 PB

CHECKED 4-5-94 Z

"Verified By"
Topo Map/Ortho-PQ
ASCE Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
FEB 14 1992

CERTIFIED
MAR 22 1992
WATER EXAMINER