

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-340

RIGHT NUMBER: 37-10630

NAME & ADDRESS: MARK S TOONE
2096 E 1500 S
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: 07/04/1940

POINT OF DIVERSION: T05S R15E S15 SWSW 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	Within GOODING County
	T05S R15E S15	SWSW
	DOMESTIC	Within GOODING County
	T05S R15E S15	SWSW

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. RP05S15E154800A
STOCKWATER, 400 RANGE

Claim proofread by: Uto
1103

Date: _____

D7-29-98

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: A37-10630
Date Received: 7/18/1988
Receipt No: S000969
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARK S. TOONE 208-934-8114
Address: 2096 E. 1500 S.
GOODING, ID 83330

2. Date of Priority: JUL 04, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	15	SW	SW	SW		GOODING

5. Description of diverting works:
WELL AND PUMP

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	0.090		

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:
D/ 1 HOUSE S/ 400 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	15E	15	SW	SW		DOMEST	
			SW	SW		STOCK	

A37-10630

Page 1

Date: 07/18/88

MICROFILMED
FEB 25 1993

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:
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): Mark S. Foote Date: 7/18/88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of July 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding Id
My Commission Expires 10/16/1992

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

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05S	15E	15	SW	SW		DOMEST	
			SW	SW		STOCK	

A37-10630

Page 1

Date: 10/02/88

MICROFILMED
FEB 25 1993

1. Place of use in counties: GOODING

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3. Other Water Rights Used:
NONE

4. Remarks:

5. Basis of Claim: BENEFICIAL USE

6. 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.

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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 _____



RECEIVED

AUG 10 1988

Department of Water Resources

August 5, 1988

Forrest Luthy
Idaho Department of Water Resources
Adjudication Bureau
1301 N. Orchard
Boise, ID 83706-2237

Re: Water Rights Claims

Dear Mr. Luthy:

I appreciate the information you gave me regarding water rights claims. I manage property in 28 Idaho counties and seem to have incomplete information regarding water rights on most.

I need information on the following parcels located in Gooding County. All were owned by Clifford S. Toone prior to being placed in Trust.

T5S, R15EBM, Sec 15323

SW 1/4 SW 1/4 A37-10630

NW 1/4 SW 1/4 lying South and East of the river *Nothing Filed*

T5S, R15EBM, Sec 16

SE 1/4 SE 1/4 NE of the river

NE 1/4 SE 1/4 SE of the river

Nothing Filed

T5S, R13E Sec 32

House located on Old Shoshone Highway *Nothing Filed*

The Trust currently holds a 65% undivided interest in these parcels. Can the water rights be set up in the same manner?

Thank you very much for your assistance.

Sincerely,

Becky Johnstone
Assistant Vice President and Manager
Trust Real Estate
338-2035

bjl.fl

MICROFILMED

FEB 25 1993

**First
Security
Bank**

*First Security Bank of Idaho, N.A.
Trust Group
Post Office Box 2618
Boise, Idaho 83701*

SEP 3 1983
BOISE, ID



Forrest Luthy
Idaho Department of Water Resources
Adjudication Bureau
1301 N. Orchard
Boise, ID 83706-2237

MICROFILMED

FEB 25 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 5, 1988

Ms. Becky Johnstone
Assistant Vice President and Manager
Trust Real Estate
First Security Bank
P. O. Box 2618
Boise, ID 83701

A37-10630

Dear Ms. Johnstone:

I apologize for taking so long to respond to the letter of August 5, 1988, you sent to our agent Mr. Luthy. While he was away from the office on other assignments, I undertook the task of responding to your letter.

From the legal descriptions you supplied, only one claim has been filed to date. A computer copy of that claim is enclosed. This may have been the only privately held water right for these lands. For the possible irrigation water, the American Falls Reservoir District, North Side Canal Company or the Big Wood Canal Company will be filing claims in the future for the lands their district patrons or company share holders hold.

The Trust may want to communicate with Mark Toone about the matter of amending the claim A37-10630 to show the Trust as a co-claimant for the water right.

If you have more questions about this matter, please feel free to contact either Mr. Luthy or myself. Our response is sure to be more prompt as the staff is not spread quite so thin as we were in August and September.

Yours Truly,

Donald V. Shaff
Adjudication Section Supervisor

DVS:db
Enclosure
Claim #A37-10630

MICROFILMED
FEB 25 1989

WATER RIGHT NUMBER - A37-10630

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
TOONE

MARK S.

1 - 2096 E. 1500 S.

2 -

3 -

CITY- GOODING

STATE- ID ZIP- 83330

PHONE - 208-934-8114

+ - - PRIORITY DATE - - +
07/04/1940

+ - - - 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 15E 15 SW SW SW (47) GOODING

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

43 - DOMESTIC 01/01 12/31 0.040
04 - STOCKWATER 01/01 12/31 0.090

+ - 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 15E 15 SW SW 04 STOCKWATER (47) GOODING
05S 15E 15 SW SW 43 DOMESTIC (47) GOODING

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - D/ 1 HOUSE S/ 400 RANGE

+ - - 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.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE 00/00/0000
MICROFILMED
OCT 25 1994

