

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11295 V1

WATER RIGHT NUMBER: 37-11295 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	D L PACE RT 3 BOX 6150 TWIN FALLS, ID 83301 (208)733-1921
Current Owner	JAY C PACE 10331 E CHARTER OAK DR SCOTTSDALE, AZ 85260

Priority Date: 01/01/1968

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01	12/31	0.040 CFS	
	<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4NE1/4	Sec. 36, Twp 04N, Rge 16E, B.M.
BLAINE County		

Place of UseDOMESTIC Within BLAINE County

T04N R16E S36 SENE

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. RP04N160366430A

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11295 V1

Dates and Other Information:

Decreed Date: 3/13/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal:

Owner Name Connector: 0

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed: False

DLE Act Number:

Carey Act Number:

Mitigation Plan:

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

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

RECEIVED
 MAY 28 2002
 Department of Water Resources
 Southern Region

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
37-11296					

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) DL Pace

Rt 3 Box 10150

4. New Owner/Claimant(s) Twin Falls, Id. 83301

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 3096 S. 5/20/2002

City, State and ZIP Code 10331 E. Charter Oak Dr. Scottsdale, Az

New Telephone Number 480 451-7066 85260

5. Date you acquired the property _____

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)

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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by [Signature] AJ Date 6/3/02 WR _____ Date _____

RECEIVED
MAY 28 2002
Department of Water Resources
Southern Region

TRUST AGREEMENT

THIS TRUST AGREEMENT, made this 28th day of October, 1992, by and between D. L. PACE, individually, and D. L. PACE, as TRUSTEE OF THE D. L. PACE TRUST, hereinafter called "Grantor," and JAY CLARK PACE, hereinafter called "Trustee."

WITNESSETH:

1. The Grantor hereby grants and conveys to the Trustee all of the right, title, and interest of the Grantor in and to that real property situated in Blaine County, Idaho, described as follows:

A portion of W. H. Warfield H.E.S. #389 in Section Thirty-Six (36), Township Four (4) North, Range Sixteen (16) East, Boise Meridian, Blaine County, Idaho, described as follows:

Beginning at a point on the East lien of said H.E.S. #389, said point being 348 feet South of corner No. 56 of said H.E.S. #389, thence South along the East lien of said H.E.S. #389 a distance of 228 feet, thence West a distance of 161 feet, more or less, to the center of Warm Springs Creek; thence in a Northerly direction along the center line of Warm Springs Creek a distance of 160 feet, more or less, to a point which is North 86°00' West from the point of beginning, thence South 86°00' East a distance of 206 feet, more or less to the point of beginning. (This property being a portion of Tax Lot 1300 of the blaine County Assessor's plats).

2. This Trust shall be known as the Jay Clark Pace Family Trust.

3. This Trust is irrevocable. The term of this Trust shall be for a period of ten (10) years from the date hereof, provided, however, by unanimous consent of all beneficiaries the trust may be terminated at any time after five (5) years from the

1 date hereof.

2 4. The Trustee shall have the right to the possession of
3 all of the property hereinabove described during the existence of
4 this Trust. The purpose of this Trust is for the benefit of Jay
5 Clark Pace and his family, consisting of Susan Child Pace, his
6 wife, and his children as follows: John Arek Pace, born December
7 15, 1965; Adam Alexander Pace, born April 16, 1970; Benjamin
8 Emmanuel Pace, born November 11, 1971; and Hillary Anne Pace, born
9 December 25, 1973. The beneficiaries of this Trust are: Jay Clark
10 Pace, Susan B. Child Pace, John Arek Pace, Adam Alexander Pace,
11 Benjamin Emmanuel Pace, and Hillary Anne Pace.

12 5. This Trust shall never fail for the want of a Trustee,
13 and should Jay Clark Pace resign as Trustee, become incapacitated
14 and be unable to serve as Trustee, or should he die before the
15 termination of this Trust, then Susan B. Child Pace shall be the
16 successor Trustee.

17 6. The principal purpose of this Trust is to provide for
18 the management and care of the above-described property for the use
19 of the Jay Clark Pace Family, as above named, with each member of
20 said family to have the right to equal benefit from the use and
21 occupation of said property.

22 7. Upon the termination of this Trust, the Trustee may,
23 at his or her discretion, sell the property hereinabove described
24 and distribute the net proceeds therefrom in equal shares to the
25 beneficiaries, or the Trustee may, in his or her discretion, deed
26 an undivided one-sixth (1/6) interest in said real property to each

1 of the named beneficiaries or their assigns. Should any of the
2 named beneficiaries herein die prior to the termination of this
3 Trust, such beneficiary's share shall go to his or her descendants
4 by right of representation, and if there are no descendants, then
5 such share shall lapse and be divided among the surviving
6 beneficiaries.

7 8. The Trustee shall have the right to charge each bene-
8 ficiary for their use of the premises, an amount sufficient to pay
9 such beneficiary's proportionate share of taxes, maintenance,
10 upkeep, and insurance on said property.

11 9. This Trust shall be administered in accordance with
12 the Laws and the Statutes of the State of Idaho, including but not
13 limited to the Uniform Principal and Income Act, Uniform Fiduciaries
14 Law, and the Uniform Trustees Powers Act.

15 IN WITNESS WHEREOF, the parties hereto have executed this
16 agreement in duplicate the day and year first above written.

17 D. L. Pace
18 D. L. PACE

Jay Clark Pace
JAY CLARK PACE

19 D. L. PACE TRUST

"Trustee"

20 D. L. Pace
21 By D. L. PACE, TRUSTEE

22 "Grantor"

1 STATE OF IDAHO)
2) ss.
3 County of Twin Falls)

4 On this 28th day of October, 1992, before me, the
5 undersigned, a Notary Public in and for said County and State,
6 personally appeared D. L. PACE, individually, and as Trustee of the
7 D. L. Pace Trust, known to me to be the person whose name is
8 subscribed to the within instrument, and acknowledged to me that
9 they executed the same as Grantor.

10 IN WITNESS WHEREOF, I have hereunto set my hand and
11 affixed my official seal the day and year in this certificate first
12 above written.



13 JOHN R. COLEMAN
14 NOTARY PUBLIC STATE OF IDAHO
Residing at Twin Falls, Idaho
Commission Expires 6-10-93

John R. Coleman
NOTARY PUBLIC

15 STATE OF ARIZONA)
16) ss.
17 County of Twin Falls)

18 On this 28th day of October, 1992, before me,
19 the undersigned, a Notary Public in and for said County and State,
20 personally appeared JAY CLARK PACE, known to me to be the person
21 whose name is subscribed to the within instrument, and acknowledged
22 to me that he executed the same.

23 IN WITNESS WHEREOF, I have hereunto set my hand and
24 affixed my official seal the day and year in this certificate first
25 above written.



26 JOHN R. COLEMAN
NOTARY PUBLIC STATE OF ARIZONA
Residing at Twin Falls, Idaho
Commission Expires 6-10-93

John R. Coleman
NOTARY PUBLIC

RECEIVED
MAY 28 2002
Department of Water Resources
Southern Region

TRUSTEES DEED

D. L. PACE, as Trustee under the D. L. PACE TRUST, does hereby GRANT, SELL, and CONVEY to JAY CLARK PACE, TRUSTEE OF THE JAY CLARK PACE FAMILY TRUST, whose address is 10331 East Charter Oak, Scottsdale, Arizona 85260, the following described real property situated in the County of Blaine, State of Idaho, to-wit:

A portion of W. H. Warfield H.E.S. #389 in Section Thirty-Six (36), Township Four (4) North, Range Sixteen (16) East, Boise Meridian, Blaine County, Idaho, described as follows:

Beginning at a point on the East line of said H.E.S. #389, said point being 348 feet South of corner No. 5 of said H.E.S. #389, thence South along the East line of said H.E.S. #389 a distance of 118 feet, thence West a distance of 161 feet, more or less, to the center of Warm Springs Creek; thence in a Northerly direction along the center line of Warm Springs Creek a distance of 160 feet, more or less, to a point which is North 86°00' West from the point of beginning, thence South 86°00' East a distance of 206 feet, more or less to the point of beginning. (This property being a portion of Tax Lot 1300 of the Blaine County Assessor's plats).

Together with all water rights appurtenant thereto.

DATED this 28th day of October, 1992.

D. L. PACE TRUST

By D. L. Pace
D. L. PACE, Trustee

BLAINE CO. REQUEST

OF Coleman, Ritchie

1992 OCT 29 P 2:56

346527

JOHN GREEN, CLERK
609 YMP

Deed

STATE OF IDAHO)
County of Twin Falls) ss.

On this 28th day of October, 1992, before me,
the undersigned, a Notary Public in and for said county and
State, personally appeared D. L. PACE, known to me to be the person
whose name is subscribed to the within instrument as Trustee, and
acknowledged to me that he executed the same as such Trustee of the
D. L. Pace Trust.

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



JOHN R. COLEMAN
NOTARY PUBLIC STATE
Residing at Twin Falls Idaho
Commission Expires 6-10-93

John R. Coleman
NOTARY PUBLIC

RECEIVED
MAY 28 2002
Department of Water Resources
Southern Region

QUITCLAIM DEED

For Value Received, D. L. PACE does hereby convey, release, remise and forever quitclaim unto JAY CLARK PACE, TRUSTEE OF THE JAY CLARK PACE FAMILY TRUST, whose address is 10331 East Charter Oak, Scottsdale, Arizona 85260, the following described property, to-wit:

A portion of W. H. Warfield H.E.S. #389 in Section Thirty-Six (36), Township Four (4) North, Range Sixteen (16) East, Boise Meridian, Blaine County, Idaho, described as follows:

Beginning at a point on the East line of said H.E.S. #389, said point being 348 feet South of corner No. 5 of said H.E.S. #389, thence South along the East line of said H.E.S. #389 a distance of 118 feet, thence West a distance of 161 feet, more or less, to the center of Warm Springs Creek; thence in a Northerly direction along the center line of Warm Springs Creek a distance of 160 feet, more or less, to a point which is North 86°00' West from the point of beginning, thence South 86°00' East a distance of 206 feet, more or less to the point of beginning. (This property being a portion of Tax Lot 1300 of the Blaine County Assessor's plats).

together with their appurtenances.

DATED this 28th day of October, 1992.

D. L. Pace
D. L. PACE

BLAINE CO. REQUEST

of Coleman, Ritchie

1992 OCT 29 P 2:55

346526

BLAINE COUNTY CLERK

6⁰⁰

MP

Deed

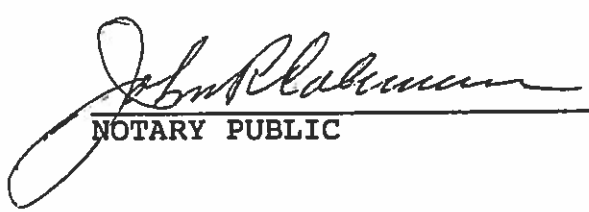
1 STATE OF IDAHO)
2) ss.
3 County of Twin Falls)

4 On this 28th day of October, 1992, before me,
5 the undersigned, a Notary Public in and for said County and State,
6 personally appeared D. L. PACE, known to me to be the person whose
7 name is subscribed to the within instrument, and acknowledged to me
8 that he executed the same.

9 IN WITNESS WHEREOF, I have hereunto set my hand and
10 affixed my official seal the day and year in this certificate first
11 above written.



12 JOHN R. COLEMAN
13 NOTARY PUBLIC STATE OF IDAHO
14 Residing at Twin Falls, Idaho
Commission Expires 6-10-93


NOTARY PUBLIC

RECORD OF SURVEY FOR TAX LOT 2793 AT FRENCHMAN'S BEND

AUGUST 2000

SECTION 36, T.4 N., R.16 E., B.M., H.E.S. 389 BLAINE COUNTY, IDAHO

AUGUST 2000

30 15 0 30 60 90
SCALE IN FEET

PRELIMINARY

SCALE: 1" = 30'

LEGEND

- ⊕ Found HES Monument
- × Set Spike
- Set 1/2" Rebar
- Found 1/2" Rebar
- ⊙ Found Iron Pipe
- MHW — Mean High Water Line (100') Record Information
- Spring Shackle

NOTES

PRELIMINARY

PRELIMINARY

PRELIMINARY

COUNTY RECORDER'S CERTIFICATE

STATE OF IDAHO }
COUNTY OF BLAINE } ss

This is to certify that the foregoing plot was filed in the office of the Recorder of Blaine County, Idaho on this day of _____ 2000, at _____ m. and duly recorded under Instrument No. _____

Ex-officio Recorder

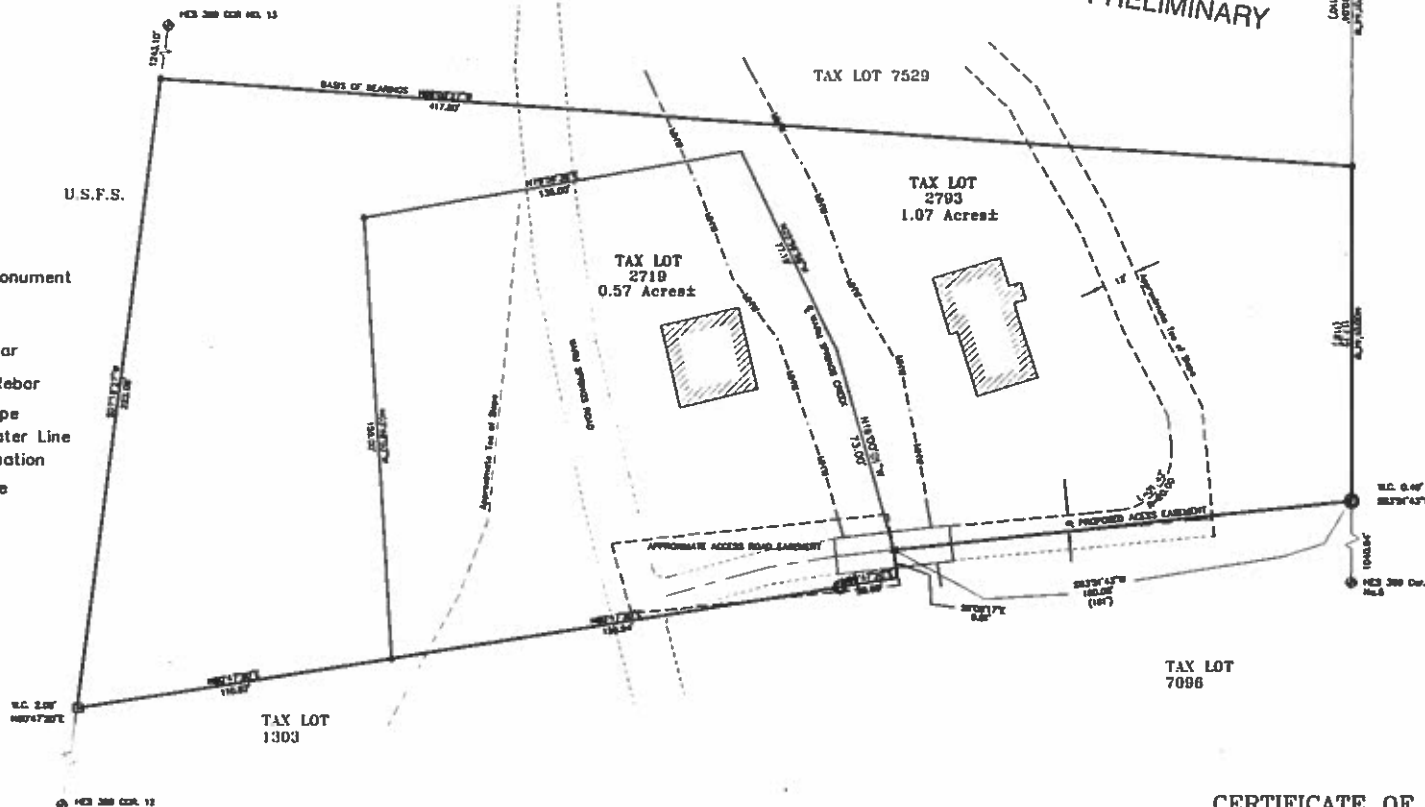
CERTIFICATE OF SURVEYOR

I hereby certify that I am a Registered Land Surveyor in the State of Idaho and that this map is a true and accurate representation of a survey done under my direct supervision.

Jim W. Koonce, L.S. 792

RECORD OF SURVEY FOR
TAX LOT 2793 (PACE)
GALENA ENGINEERING, INC.
KETCHUM, IDAHO

SHEET 1 OF 1
Job No. 5217





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

SOUTHERN REGION

March 22, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

D L PACE
1109 ELIZABETH BLVD
TWIN FALLS ID 873301

RE: Snake River Basin Adjudication (SRBA) Change of Address
Water Right No. A37-11295; A37-11296

Dear Water Right Holder:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office at your earliest convenience. Make corrections to your name and address at the top of this letter if if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership in any of the properties connected with the water right(s) referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Cheryl Timm
SRBA Records Clerk

The address is correct as shown above or as otherwise changed.

Signature of water right claimant(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 3, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

37-11295
D L PACE
RT 3 BOX 6150
TWIN FALLS ID 83301

RE: Domestic and/or Stockwater Rights in Reporting Area 16, Basin 37
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 37 (the Big Wood River drainage area). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basin 37 will be recommended in a later process.

Note that you have 180 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Hailey, Fairfield, Gooding, Shoshone, Mountain Home, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed as recommended after the 180-day objection period. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5855NP
2496

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: March 3, 1999
PAGE: 1

RIGHT NUMBER: 37-11295

NAME AND ADDRESS: D L PACE
RT 3 BOX 6150
TWIN FALLS ID 83301

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY-DATE: 01/01/1968

POINT OF DIVERSION T04N R16E S36 NESENE Within BLAINE 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 BLAINE County
T04N R16E S36 SENE

OTHER MATTERS 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. RP04N160366430A

**NOTICE OF DIRECTOR'S REPORT
REPORTING AREA 16, BASIN 37
FOR SMALL DOMESTIC AND STOCK WATER RIGHTS**

INTRODUCTION

This is the Idaho Department of Water Resources' (IDWR) Director's Report for your small domestic and/or stock water right claimed in the Snake River Basin Adjudication (SRBA). The quantity allowed for each small domestic or stock water right is up to 13,000 gallons per day. An additional Director's Report for irrigation and all other state law based claims in your reporting area will be filed with the court at a later date.

IDWR is providing individual reports like this one to all claimants of small domestic and stock water rights in your area. A complete copy of the Director's Report, listing all of these small domestic and stock water rights claimed under both state and federal law, is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

The following instructions and definitions are designed to help you understand this report.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The description of your right which is enclosed is only the Director's recommendation to the SRBA Court on your water right. The Court will decide how it will decree your water right. You are free to agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right and all other small domestic and stock water rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations in the full report are listed in two sections of the report:

- 1) **List of Recommended Water Rights** -- Water right recommendations are listed alphabetically by source and then chronologically by priority date within each source.
- 2) **List of Claims Recommended to Be Disallowed** -- Water rights recommended to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Also included in the complete Director's Report are descriptions of the United States' claims for domestic and stockwater under federal law. The Director does not investigate these claims and

makes no recommendation whether they should be granted or not. Sometimes the United States claims one right under both federal and state law. These are called "dual based" claims.

If you want to review someone else's water right you need to look at the complete Director's Report, which is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

INSTRUCTIONS FOR TAKING A WATER RIGHT CLAIM TO COURT

What do I do if I disagree with a recommendation or a federal water right claim?

If you disagree with any element of the recommendation for your water right or anyone else's water right and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form available from any IDWR office or from the SRBA Court.

Your objection must be received by the SRBA Court on or before September 10, 1999.

What do I do if someone else objects to my water right recommendation?

If someone files an objection to your water right, or anyone else's water right, you may file a response to that objection. Responses to objections must be made on the standard response form available from any IDWR office or from the SRBA Court.

Your response must be received by the SRBA Court on or before January 10, 2000.

What do I do if I want to participate in the court case on someone else's water right?

If you want to be involved in the court case on any water right in the Director's Report, you must file either an objection or a response by the dates listed above.

What happens if there are no objections to a water right?

After the deadline for filing objections, IDWR will file a list of all water right recommendations with no objections. The SRBA Court will hear the uncontested recommendations on November 12, 1999, at 10:00 A.M. at the SRBA Courthouse. Partial decrees will be issued following this hearing.

How will I know about the proceedings on water right recommendations to which objections were filed?

A notice will be mailed to you for court dates on your water right or for those where you filed an objection or a response. You will not receive notice of court dates on any other water right recommendations. Additional information regarding domestic and stockwater claims in your area can be found on the SRBA Web Site at www.srba.state.id.us.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA. The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. Failure to notify IDWR may result in the loss of your water rights.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are available at the IDWR southern region office in Twin Falls. You are also welcome to call IDWR at any of its offices or the SRBA Court. You may also want to consider contacting an attorney to assist you.

**Snake River Basin Adjudication
District Court**
253 Third Avenue North.
P.O. Box 2707
Twin Falls, Idaho 83303-2707
(208) 736-3011

Idaho Department of Water Resources
1301 North Orchard
Box 83720
Boise, Idaho 83720-0098
(208) 327-7906
(800) 451-4129

**Idaho Department of Water Resources
Western Region**
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

**Idaho Department of Water Resources
Northern Region**
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 765-1450

**Idaho Department of Water Resources
Southern Region**
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380
(208) 736-3033

**Idaho Department of Water Resources
Eastern Region**
900 North Skyline, Suite A
Idaho Falls, Idaho 83402-3653
(208) 525-7161

Blaine County Courthouse
1st & Croy St.
Hailey, ID 83333
(208) 788-5525

Camas County Courthouse
501 Solider Rd.
Fairfield, ID 83327
(208) 764-2242

Gooding County Courthouse
624 Main St.
Gooding, ID 83330
(208) 934-4221

Lincoln County Courthouse
111 W. B St.
Shoshone, ID 83352
(208) 886-7641

Elmore County Courthouse
150 S. 4th E.
Mountain Home, ID 83647
(208) 587-2131

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 37.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "groundwater," "unnamed spring," "Common Creek."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY). Each of these small domestic and/or stock water claims is not to exceed 13,000 gallons per day.

PRIORITY DATE: The date used to determine the priority of your right in relation to other rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

Legal locations for instream flow claims are marked with a beginning point and an ending point.

PURPOSE OF USE: This report only deals with claims for small domestic and/or stock water uses, such as yours.

"Domestic right" means a right to the use of water for homes, organization camps, public campgrounds, livestock, and for any other purpose in connection with these uses, including irrigation of up to one-half acre of land.

"Stock water right" means a right to the use of water solely for livestock or wildlife.

PERIOD OF USE: The period of time during the year when you can use the water for your right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys and other survey information.

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, permit.

DUAL BASED CLAIMS: In some cases, the federal government has claimed one right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated in a box such as this:

```
*****
*                                     *
*                                     *
*****
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IDWR does not investigate or make recommendations regarding federal law based claims.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



INSUFFICIENT
ADDRESS

IMPORTANT WATER RIGHT INFORMATION



RECEIVED
MAR 10 1999
Department of Water Resources



AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-743

RIGHT NUMBER: 37-11295
NAME & ADDRESS: D L PACE
RT 3 BOX 6150
TWIN FALLS ID 83301
SOURCE: GROUNDWATER
QUANTITY: 0.04 CFS

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

PRIORITY DATE: 01/01/1968

POINT OF DIVERSION: T04N R16E S36 NESENE Within BLAINE 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 BLAINE County
T04N R16E S36 SENE

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. RP04N160366430A

✓
7-27-98

Claim prepared by: KT

Date: 11-04

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: A37-11295
Date Received: 9/12/1988
Receipt No: S002149
Received By: W

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: D.L. PACE 208-733-1921
Address: RT 3 BOX 6150
TWIN FALLS, ID 83301

2. Date of Priority: JAN 01, 1968

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	16E	36	NE	SE	NE		BLAINE

5. Description of diverting works:
WELL & 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		

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	16E	36	SE	NE		DOMEST	

11. Place of use in counties: BLAINE

A37-11295

Page 1

Date: 09/12/88

MICROFILMED
FEB 25 1993

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): DL Pace Date: 12 Sept. 88
Date:

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Sept 19 88 Lon White
Notary Public

Seal

Residing at TF
My Commission Expires 5/95

WATER RIGHT NUMBER - A37-11295

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
PAGE

D.L.

1 - RT 3 BOX 6150

2 -

3 -

CITY- TWIN FALLS

STATE- ID ZIP- 83301

PHONE - 208-733-1921

+ - - PRIORITY DATE - - +
01/01/1968

+ - - - 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)

04N 16E 36 NE SE NE (13) BLAINE

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO 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

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

04N 16E 36 SE NE

43 DOMESTIC

(13) BLAINE

+ - - DIVERSION MEANS - WELL & PUMP

+ - - NON-IRRIGATION USE - D/1 HOUSE

+ - - 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 DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/12/88 WHITE 10/03/89 REFUNDML

MICROFILMED
NOV 27 1996

1001 Warm Springs Rd

