

08/22/2005

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

RIGHT NUMBER: 1-7039
NAME AND ADDRESS: JANET L GORRINGE
495 E 5TH N
BURLEY ID 83318
T KIRK GORRINGE
495 E 5TH N
BURLEY ID 83318

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 0.060 CFS
8.000 AFY

When water is not available to fill this right, the right holder shall cease diversion, shall rent water from the Water District 1 Rental Pool, or shall otherwise mitigate the depletion of water caused by this water use.

PRIORITY DATE: 11/15/1979

POINT OF DIVERSION:

T10S R23E S27 SWNE Lot 3 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.060 CFS 8.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T10S R23E S27 Lot 3 SWNE 2.0

2 ACRES TOTAL

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: BASIS OF CLAIM - License

Use of this right is combined with water from Burley Irrigation Dist.

Use of water under this water right will be regulated by the watermaster of State Water District No. 01.

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.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

January 18, 2007

T KIRK GORRINGE
PO BOX 956
BURLEY ID 83318

RE: CHANGE OF ADDRESS FOR 01-7039

Dear Mr. Gorringer:

Please fill out the enclosed change of address form and mail back to me. We need signed permission to update your address in our database.

Sincerely,

Jennifer Crabtree
Technical Records Specialist

Enclosure

MAILED FROM ZIP CODE 83702

01-7039 D.R.

per assegnare!

T. Kirk Gorrings

P.O. Box 9576

Burley ID 83318

JANET L GORRINGE

T KIRK GORRINGE
495 E 5TH N
BURLEY ID 83318

☐ Uncollectible as
Aged
Allowed or No Address
Uncollected
Aged
Autos

Address

10/10/10

2000

11

© 2006 Blackwell Publishing Ltd *Journal of Internal Medicine* 260: 459–467

100

சென்னை:

01-7039

Recieved NOE back in mail. Conctacted
Cassia county assessor. They gave me the
following address:
Todd Whitehead
Becky Whitehead
215 Churchill Dr
Burley ID 83318

I sent a change of ownership letter and form
along with a copy of NOE and PDR.

kmj 11/2/05

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKIDNE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED

NOT DELIVERABLE
AS ADDRESSED -
UNABLE TO FORWARD

JANET L GORRINGE
T KIRK GORRINGE
495 E 5TH N
BURLEY ID 83318

NOT DELIVERABLE
AS ADDRESSED -
UNABLE TO FORWARD

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER
NOV 10/12/05

PROFILED

SCANNED
NOV 03 2005

NOV 03 2005
MAIL ROOM
NOV 03 2005
MAIL ROOM

November 2, 2005

TODD WHITEHEAD
BECKY WHITEHEAD
215 CHURCHILL DR
BURLEY ID 83318

RE: CHANGE IN OWNERSHIP FOR: A01-07039

Dear Claimant:

It has come to our attention that you may have recently purchased a tract of land in Cassia County. The property to which I am referring was most recently owned by Janet L and T Kirk Gorringer. The legal description is as follows:

T10S, R23E, SEC 27 SW/NE

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you questions regarding this matter, please call 525-7161.

Respectfully submitted,

Katy Jackson
Office Specialist 1

Enclosure(s)

SCANNED

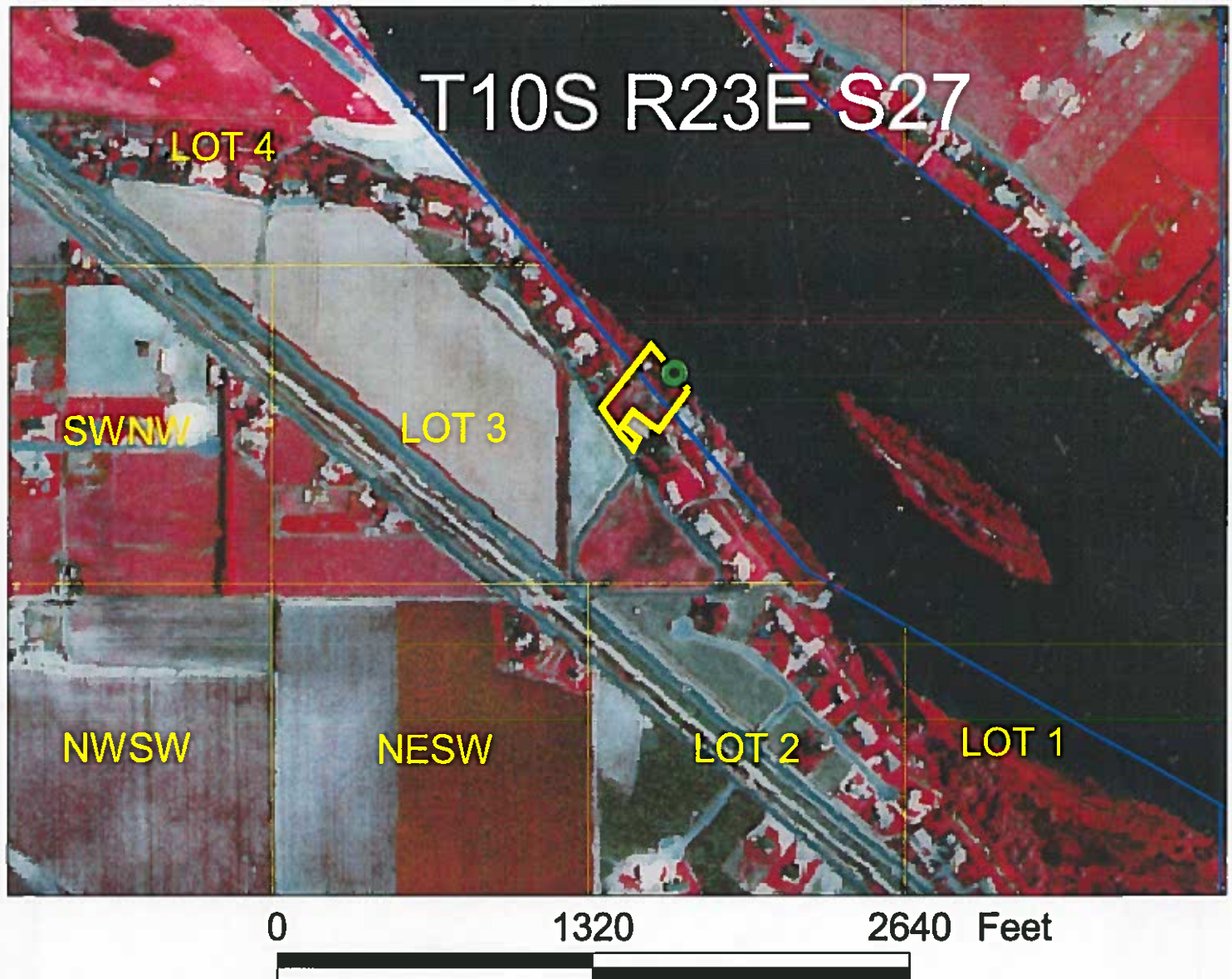
NOV 03 2005

PROTECTED

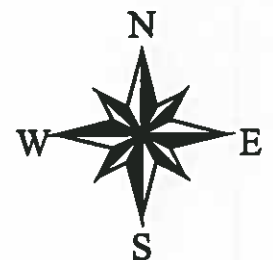


Department of Water Resources

Claim No.: 01-07039



- Point of diversion
- Place of use
- Township/Range
- Sections
- QQ



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by M. Holliday
Date: August 2005

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

01-7039

Permit No. _____

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made:			
(List Telephone No. used)			
☐ Appointment scheduled for:			
(Date, time, location)			

EXAMINATION

EXAMINATION
Date 4/15/81 Accompanied by Mrs. Nelson Total Q measured N/A
If source is surface water, estimate total flow of source (Snake River)
Methods of measurement N/A Meets Permit requirements? Yes

Measurement calculations:

Allow $0.03 \text{ cfs/Acre} \times 2 \text{ acres} = \underline{0.06 \text{ cfs}}$ ✓

$$\underline{2AC \times 4.0 = 8.0AF} \quad \checkmark$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
River Pump	2	Sears	SK8RB2948					2 1/2" discharge
Booster	1 1/2	Westinghouse	312 P220	Fairbanks Morse	RM 150-TG			

System Description Pump in river delivers to buried pipeline which supplies numerous sprinklers, pipeline also supplies booster pump on bench above river which then supplies sprinklers which irrigate upper bench.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
Irrigation	0.06 ✓	8.0 ✓	Mar. 15	Nov. 15
Total	0.06	8.0		

Remarks Mr. Nelson owns tax lot 3066 according to assessor; this
lot contains 2.0 acres.

Water normally used is stored water purchased from watermeter, of Water District 01

10 Overlapping right

John 6-23-81

MICROFILMED

Topographic map of Burley, Idaho, showing the location of the proposed diversion. The map includes labels for 'BURLEY (BM 4163)', 'Creek', 'Substation', 'Municipal Golf Course', 'Pleasant View Cem.', 'Radio Beacon', 'Lowell', 'Municipal Golf Course', 'Pleasant View Cem.', 'PACIFIC', 'Point of Diversion', and 'Place of Use'. A north arrow is present. The map is overlaid with a grid.

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: Lot 3 (SW $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 27,
T.10S., R.23E., B.M.

[illegible]

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

Examiner's Signature *John J. Moritt*
 Checked by *[Signature]* **REC**
 Approved by *[Signature]* **REC**

Date 4/16/81
 Date 4-20-81
 Date 4-18-80



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: A01-07039
Date Received: 6/13/1989
Receipt No: S008207
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: T. KIRK GORRINGE 208-678-4500
Address: 495 EAST 5TH NORTH
BURLEY ID 83318

AND/OR

Name: JANET L. GORRINGE 208-678-4500
Address: 495 EAST 5TH NORTH
BURLEY ID 83318

2. Date of Priority: NOV 15, 1979

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	27	NW	SW	NE	3	CASSIA

5. Description of diverting works:
2 HP PUMP AND 1-3/4 HP BOOSTER TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 8.00 A.F.A.

8. Total consumptive use is 8.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	27	SW	NE	3	IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

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:

THE RT. HOLDER MUST OBTAIN ADEQUATE SUPPLEMENTAL WATER FOR THE
IRRIGATION SEASON THAT NATURAL FLOW IS NOT AVAILABLE.

OWNERSHIP CHANGE 2/21/92 BY JG.

15. Basis of Claim: LICENSE

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): _____ 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 _____

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: **A01-07039**
Date Received: 6/13/1989
Receipt No: S008207
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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: T. KIRK GORRIONGE
Address: 495 EAST 5TH NORTH
BURLEY ID

208-678-4500

AND/OR

Name: JANET L. GORRIONGE
Address: 495 EAST 5TH NORTH
BURLEY ID

208-678-4500

2. Date of Priority: NOV 15,

3. Source: SNAKE RIVER

COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	27	NW	SW	NE	3	CASSIA

5. Description of diverting works:
2 HP PUMP AND 1-3/4 HP BOOSTER TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 8.00 A.F.A.

8. Total consumptive use is 8.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	27	SW	NE	3	IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

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:

THE RT. HOLDER MUST OBTAIN ADEQUATE SUPPLEMENTAL WATER FOR THE
IRRIGATION SEASON THAT NATURAL FLOW IS NOT AVAILABLE.

OWNERSHIP CHANGE 2/21/92 BY JG.

15. Basis of Claim: LICENSE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

January 10, 1992

RECEIVED

JAN 15 1992

Department of Water Resources
Southern Region Office

Department of Water Resources
Twin Falls Office
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: Kirk and Janet Gorringer

Gentlemen:

Enclosed is a Change in Ownership of Notice of Claim form signed by Mr. and Mrs. Gorringer. This should complete the matter of getting the water into the proper posture.

Very truly yours,

William A. Parsons
William A. Parsons *W.A.P.*

WAP:rt

Enc.

cc: Ronald D. Carlson
Dept. of Water Resources
150 Shoup Avenue, Suite 15
Idaho Falls, Idaho 83402

MICROFILMED

MAR 19 1993

RECEIVED

JAN 15 1992

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM Department of Water Resources
Southern Region Office

[☒] Water Right Number(s): 01-7039

[] Name and Address of
Former Claimant: Evan D. Nelson

Route 2, Box 2086

Burley, Idaho 83318

[☒] New Claimant(s): T. Kirk Gorringer and Janet L. Gorringer
495 East 5th North, Burley, Idaho 83318

[] New Mailing Address: 495 East 5th North, Burley, Idaho 83318

New Telephone Number: (208) 678-- 4500

[] Does the change in ownership result in a splitting of the
water right claimed? yes x no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: Copy of Warranty Deed Attached

[] Signature of New Claimant(s):

Date:

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 2/2/92 By: L

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 2/2/92 By: L

Claim Numbers of Split, if any:

MICROFILMED

MAR 19 1993

208342

WARRANTY DEED

THIS INDENTURE, made this 28th day of June, 1990,
between EVAN DE NELSON and LORETTA DARLENE NELSON, ^{aka L. Darlene Nelson} husband and
wife of 755 Fairway Drive, Pocatello, Idaho 83201, ("Grantor"),
and T. KIRK GORRINGE and JANET L. GORRINGE, husband and wife,
whose address is 495 East 5th North, Burley, Idaho 83318,
("Grantee").

W I T N E S S E T H:

That the Grantor for and in consideration of the sum of
Ten Dollars (\$10.00), lawful money of the United States of
America, and other good and valuable consideration, to the
Grantor in hand paid by the Grantee, the receipt whereof is
hercby acknowledged, has granted, bargained, and sold and by
these presents does grant, bargain and sell, convey and confirm
unto the Grantee, and to the heirs and assigns of Grantee
forever, all of the following described real estate situated in
the County of Cassia, State of Idaho, to-wit:

That property more particularly
described on Exhibit A attached
heretof and made a part hereof by
reference.

SUBJECT TO: Taxes, levies and assessments,
easements of record if any, and assessments of
the Burley Irrigation District.

TOGETHER with all and singular the tenements,
hereditaments and appurtenances thereunto belonging or in
anywise appertaining, the reversion and reversions, remainder
and remainders, rents, issues and profits thereof, and all

1 estate, right, title and interest in and to said property as
2 well in law as in equity of the Grantor.

3 TO HAVE AND TO HOLD, all and singular the above-
4 mentioned and described premises, together with appurtenances
5 unto the Grantee and to the heirs and assigns of Grantee
6 forever.

7 The Grantor shall and will warrant and by these
8 presents will forever defend the said premises in the quiet and
9 peaceable possession of the Grantee, and the heirs and assigns
10 of Grantee against all and every person and persons whomsoever
11 lawfully claiming the same, except as aforesaid.

12 IN WITNESS WHEREOF, the Grantor has executed this Deed
13 the day and year first above written.

14 Evon De Nelson
15 Loretta Darlene Nelson

16 STATE OF IDAHO)
17 County of CASSIA) ss

18 On this 28th day of June, in the year 1990,
19 before me, the undersigned, a Notary Public in and for said
20 State, personally appeared EVAN DE NELSON and LORETTA DARLENE
21 NELSON, husband and wife, known or identified to me to be the
22 persons whose names are subscribed to the within instrument, and
23 acknowledged to me that they executed the same.

24 Richard E. Hargrove
25 Notary Public for Idaho
26 Residing at Burley, Idaho
My commission expires on 2/20/92

Part of Lot 3 of Section 27 of Township 10 South, Range 23
East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the NE corner of the SW $\frac{1}{4}$ of Section 27 of Township
10 S., Range 23 E.B.M. said corner marked by a 5/8" rebar; Thence
N 89°45'40" W (N 88°51' W rec.) along the $\frac{1}{4}$ section line for 5.25
feet (4.45' rec.) to a point on the northerly right-of-way of
U. H. Highway 30; Thence N 49°49'34" W (N 48°49' W rec.) along
said highway right-of-way for 151.03 feet (142.64' rec.) to a
point; Thence N 0°04'47" E (N 1°05' E rec.) for 0.62 feet to
a $\frac{1}{4}$ " rebar; Thence N 0°04'47" E (N 1°05' E rec.) for 71.49
feet (71.58' rec.) to a $\frac{1}{4}$ " rebar which shall be the POINT OF
BEGINNING;

Thence N 0°02'56" E (N 1°05' E rec.) for 424.19 feet
feet to a $\frac{1}{4}$ " rebar;
Thence N 36°08'49" E (N 37°13" E rec.) for 220.29 feet
(220.42' rec.) to a $\frac{1}{4}$ " rebar;
Thence S 32°56'59" E (S 31°51' E rec.) for 267.53 feet
to a $\frac{1}{4}$ " rebar;
Thence S 36°08'49" W (S 37°14'37" W & S 37°13' W rec.)
for 467.59 feet (466.45' rec.) to the Point of Beginning.

ALL IN CASSIA COUNTY, STATE OF IDAHO.

Exhibit A to Warranty Deed - Nelson to Gorringer

CASSIA COUNTY ABSTRACT

FREE 9.00 16d

CASSIA COUNTY, IDAHO
FRANK E. EMMES

JUL 2 12 07 PM '99

FILM 217

CASSIA COUNTY ABSTRACT

208342

MICROFILMED

MAR 19 1993

SD-36	Township: 10S	Range: 23E	Section: 27	Tract:	Lot:
S	L	STATE	O	S	Max # Records 104
E	O	Water	Name	T	Priority Use
L	Tract T	Right No.	Last, First	N	AC G Date Code Desc
---	---	-----	-----	---	-----
---	SWNE	A45-11561	EVANS, LOLA D.	C	J 01/01/1960
---	SWNE	A01-0000720	BURLEY IRR. DISTRICT	C 37	D 04/01/1939 01 IRR
---	SWNE	3 A01-07039	NELSON, EVAN D.	C 2	L 11/15/1979 01 IRR
---			NELSON, DARLENE	C	
---	SWNE	3 A45-07278	CHURCH, THOMAS H.	C	L 12/06/1976 43 DOMEST
---					04 STOCK
---	SWNE	3 A45-07278	CHURCH, THOMAS H.	C	L 12/06/1976 43 DOMEST
---					04 STOCK
---	SWNE	3 A45-11697	NELSON, EVAN D.	C	J 05/09/1976 43 DOMEST
---			NELSON, DARLENE	C	
---	SENE	A36-13773	GROESBECK, DICK	C	J 01/01/1976 43 DOMEST
---			GROESBECK, CLARICE	C	
---	SENE	R36-13773	GROESBECK, DICK	C	J 01/01/1976 43 DOMEST
---			GROESBECK, CLARICE	C	
---	SENE	5 A36-13697	SCHORZMAN, DONNA	C	J 08/15/1958 43 DOMEST
---			SCHORZMAN, REX	C	

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

21-Feb-1992 14:39

PARSONS SMITH STONE & FLETCHER
WILLIAM A PARSONS
137 WEST 13TH STREET
PO BOX 910
BURLEY ID 83318

Re: Change of Ownership - Adjudication Claim(s): A01-07039
-NELSON, EVAN D./DARLENE

Dear Mr. Parsons:

Pursuant to the notification that you are representing Kirk and Janet L. Gorringer, on the above-referenced Adjudication Claim Water Right, we have changed the name according to the Change of Ownership form you sent to us. You did not indicate that you wanted to be put on the Claim as the Attorney. When we put the attorney on, then you would be the one that would receive any future correspondence that we would be sending to the applicants concerning their Claim. If you want to be listed on the Claim, please send written notice to me at this office.

Please review the record(s) and if you have any corrections or any questions, please feel free to contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

MICROFILMED

MAR 19 1993

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: A01-07039
Date Received: 6/13/1989
Receipt No: S008207
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EVAN D. NELSON 208-678-2635
Address: RT. 2 BOX 2086
BURLEY, ID 83318

OR

Name: DARLENE NELSON 208-678-2635
Address: RT. 2 BOX 2086
BURLEY, ID 83318

2. Date of Priority: NOV 15, 1979

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	27	NW	SW	NE	3	CASSIA

5. Description of diverting works:
2 HP PUMP AND 1-3/4 HP BOOSTER TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.060		

7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) 8.00 A.F.A.

8. Total consumptive use is 8.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A01-07039

Page 1

Date: 06/13/89

MICROFILMED
MAR 19 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	27	SW	NE	3	IRR	2.0
Section Acres							2.0
Total Acres							2.0

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:

THE RT. HOLDER MUST OBTAIN ADEQUATE SUPPLEMENTAL WATER FOR THE IRRIGATION SEASON THAT NATURAL FLOW IS NOT AVAILABLE.

15. Basis of Claim: LICENSE

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): _____ 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 _____

**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 401-07039
Date Received _____
Receipt Number _____

RECEIVED

JUN 6 1989

Department of Water Resources
Southern Region Office

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) Evan D. Nelson or Darlene Nelson Phone (208) 678-2635

Mailing Address Rt. #2, Box 2086 Burley, Idaho Zip 83318

2. Date of Priority (Only one (1) per claim) 11/15/79

3. Source of water supply (a) Snake River
which is tributary to (b) Columbia River

4. a. Location of existing point of diversion is: Township 10 S Range 23 E Section 27,
SW 1/4 of NE 1/4 of _____ 1/4, Govt. Lot, 3 B.M., County of Cassia

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. 2 horsepower pump and 1 3/4 horsepower booster pump pumping from Snake River to lawn & shrubbery sprinkling system located on 2 acres of real estate

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 0.06 or 8.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.06 (cfs) and/or (b) 8.0 (acre feet)

8. Total consumptive use claimed is 8.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10 S	23 E	27			GL 3/2														2

Total number of acres irrigated 2

11. In which county (ies) are lands listed above as place of use located? Cassia County

12. Do you own the property listed above as place of use? Yes XX 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. _____ or None (X)

14. Remarks:

Last Name _____ Ident No. _____

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Copied from State, Yellow Claimant

Scale: 2 inches equals 1 mile

[illegible]

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OCT 11 1994
Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____
Decree _____ 01-7039
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Number of attachments 3

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

Signature of Claimant (s) Evan D. Nelson Date 6-5-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho or _____)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 5th day of June 19 89

SEAL

Notary Public Shirley Kelley

Residing at Paris Idaho

My Commission Expires 5-20-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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MAR 18 1993
Copies of this State, Yellow-Claimant

For Value Received

KENNETH E. NELSON and SANDRA JEAN NELSON, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

EVAN DE NELSON and LORETTA DARLENE NELSON, husband and wife
150 East Highway 30, Burley, Idaho

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

TOWNSHIP 10 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 27: A tract of land lying in Lot 3, being more particularly described as follows:

Beginning at a point on the South boundary of said Lot 3 at a point of intersection with the North right-of-way line of U. S. Highway #30 South, which is 4.45 feet North 88°51' West of the Northeast corner of the SW¹/₄ of said Section 27;

Thence North 48°49' West along the North right-of-way line of U. S. Highway #30 South for a distance of 142.64 feet to a point in the center of the U. S. Government Lateral H-17 which is marked by a steel pin;

Thence North 1°05' East along the approximate centerline of said Lateral for a distance of 71.53 feet to a point marked with a steel pin;

Thence North 37°13' East along the Northwesterly boundary of the Vernon Rehn property for a distance of 466.45 feet to a point marked with a steel pin which point shall be known as the TRUE POINT OF BEGINNING;

Thence continuing North 37°13' East for a distance of 373.70 feet more or less to point on the South bank of the Snake River marked with a steel pin;

Thence North 39°35' West along the South bank of the Snake River for a distance of 256.70 feet to the Northeast corner of Tract 2 which point is marked with a steel pin;

Thence South 37°13' West along the East boundary of Tract 2 for a distance of 336.86 feet to the Southeast corner of Tract 2 which point is marked with a steel pin;

Thence South 31°52' East for a distance of 267.53 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO a 25.0 foot road right-of-way along the 267.53 foot boundary.

TOGETHER WITH a road for purposes of ingress and egress and a utility easement.

SUBJECT TO Taxes for 1976 and subsequent years, and the assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED: April 12, 1976

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 01-7039 Priority November 15, 1979 Amount 0.06 cfs

THIS IS TO CERTIFY, that Evan D. Nelson
of Burley, Idaho, has complied with the terms and conditions of Permit
No. 01-7039 issued pursuant to Application for Permit dated November 15, 1979,
and has submitted proof to the Department of Water Resources on December 24, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.06 cfs of water from Snake River,
tributary to Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from March 15 to November 15</u>	<u>at 0.06 cfs</u>	<u>and 8.0 acre feet</u>
_____	_____ from _____ to _____	_____ at _____ cfs	_____ and _____
_____	_____ from _____ to _____	_____ at _____ cfs	_____ and _____

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
8.0 acre feet per year, said waters to be diverted within the Government Lot 3 (SW $\frac{1}{4}$ NE $\frac{1}{4}$),
Section 27, Twp 10S, Rge. 23E in the County of Cassia

Description and location of place of use:

_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Aug 4, 1989

Re: A45-11697

A01-07039

EVAN D NELSON
RT 2 BOX 2086
BURLEY ID 83318

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0743NP
(00-124)

Water Right Number - A01-07039 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

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

*** C - CURRENT OWNER ***
GORRIONGE

T. KIRK
1 - 495 EAST 5TH NORTH
2 -
3 -
City- BURLEY
Phone - 208-678-4500
1 - 495 EAST 5TH NORTH
2 -
3 -
City- BURLEY
Phone - 208-678-4500
State- ID Zip- 83318

*** O - ORIGINAL OWNER ***
NELSON

EVAN D.
1 - RT. 2 BOX 2086
2 -
3 -
City- BURLEY
Phone - 208-678-2635
1 - RT. 2 BOX 2086
2 -
3 -
City- BURLEY
Phone - 208-678-2635
State- ID Zip- 83318

NELSON

*** A - ATTORNEY ***
PARSONS

WILLIAM A.
1 - 137 WEST 13TH ST.
2 - P.O. BOX 910
3 -
City- BURLEY
Phone - 208-000-0000
State- ID Zip- 83318

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
11/15/1979 ERROR IN REGION L - LICENSE

+ - - Source - - - - + + - - Tributary - - - - +
SNAKE RIVER COLUMBIA RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

10S 23E 27 NW SW NE 3 (31) CASSIA

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

Code 01 - IRRIGATION 03/15 11/15 0.060

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.060 8.00 8.0

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MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

RECEIVED
FEB 24 1992

21-Feb-1992 14:39

PARSONS SMITH STONE & FLETCHER

RECEIVED

FEB 26 1992

Department of Water Resources
Southern Region Office

PARSONS SMITH STONE & FLETCHER
WILLIAM A PARSONS
137 WEST 13TH STREET
PO BOX 910
BURLEY ID 83318

Re: Change of Ownership - Adjudication Claim(s): A01-07039
-NELSON, EVAN D./DARLENE

Dear Mr. Parsons:

Pursuant to the notification that you are representing Kirk and Janet L. Gorringer, on the above-referenced Adjudication Claim Water Right, we have changed the name according to the Change of Ownership form you sent to us. You did not indicate that you wanted to be put on the Claim as the Attorney. When we put the attorney on, then you would be the one that would receive any future correspondence that we would be sending to the applicants concerning their Claim. If you want to be listed on the Claim, please send written notice to me at this office.

Please review the record(s) and if you have any corrections or any questions, please feel free to contact this office.

Sincerely,

Judy
Judy Givens
Adjudication Secretary

/jg

Enclosures

*Please Include our name
Thank you
William Parsons*

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MAR 19 1993