

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

RECEIVED

AUG 19 1991

Ident. Number: A37-13411  
Date Received: 2/22/1991  
Receipt No: C019731  
Received By: \_\_\_\_\_

Department of Water Resources  
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: J.D. ALDECOA AND SON INC. 208-342-1339  
Address: 12 MESA VISTA DR.  
BOISE, ID 83705

2. Date of Priority: MAY 20, 1936

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01S      | 12E   | 7       | SE     | SW     |     |     | CAMAS  |

5. Description of diverting works:  
COLLECTOR BOX WITH 2" DIAMETER PIPELINE TO 100 GALLON STOCK TANK

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 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:  
UP TO 20 HEAD OF CATTLE/HORSES

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 01S      | 12E   | 7       | SE     | SE  |     | STOCK |       |

11. Place of use in counties: CAMAS

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): \_\_\_\_\_ 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 \_\_\_\_\_

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be  
Print Name

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 \_\_\_\_\_

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A37-13411Date Received 2/25/91Receipt Number 6019731NOTICE OF CLAIM  
TO A  
WATER RIGHTRECEIVED  
FEB 22 1991

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Should questions arise during  
the processing of this  
application please contact:SCOTT L. CAMPBELL  
Elam, Burke and Boyd  
P. O. Box 1539  
Boise, ID 83701-1539  
343-5454

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) J. D. Aldecoa and Son, Inc. Phone ( 208 ) 342-1339Mailing Address 12 Mesa Vista Drive, Boise, Idaho Zip 837052. Date of Priority (Only one per claim) May 20, 1936 Month/Day/Year3. Source of water supply (Check one) ( ) Groundwater or Other ~~xxx~~ (a) Unnamed Spring

Name or kind of source

which is tributary to (b) Sinks4. Location of point of diversion is: Township 1S. Range 12E.Section 7, SE 1/4 of SW 1/4 of 1/4, Govt. Lot       , BM.,County of CamasAdditional points of diversion if any:       5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Collector box with 2" diameter pipeline to 100 gallon stockwater tank

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

For stockwater purposes from 1/1<sup>Month/Day</sup> to 12/31<sup>Month/Day</sup> amount 0.04<sup>(cfs)</sup>

(Both dates are inclusive)

For        purposes from        to        amount       7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership. Stockwater: Type and Number of livestock) Up to 20 head of cattle/horses

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10. Place of use is: Township: 1 S. Range 12 E.

Section 7, S.E. 1/4 of S.E. 1/4, Govt. Lot \_\_\_\_\_, B.M.,

for (Circle One) Domestic Stock Domestic and Stock  
Additional places of use, if any \_\_\_\_\_

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

12. Do you own the property listed above as place of use? Yes XXX 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.  
( ) None or \_\_\_\_\_

14. Remarks: \_\_\_\_\_

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 0

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

Signature of Claimant (s) Dorothy Aldecoa Date 1-29-91  
\_\_\_\_\_  
Date \_\_\_\_\_

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

of J. D. Aldecoa and Son, Inc. \_\_\_\_\_, that I have signed the foregoing  
\_\_\_\_\_  
document in the space below as President of J. D. Aldecoa and Son, Inc.  
\_\_\_\_\_  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Dorothy Aldecoa Date 1-29-91  
\_\_\_\_\_  
Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 29<sup>th</sup> day of January 19 91

SEAL

Notary Public M. Judith Marlow

Residing at Boni

My Commission Expires 11-20-93

Last Name ALDECOA Ident No. \_\_\_\_\_  
Copies: White-State, Yellow-Claimant

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**MAR 01 1993**

GENERAL POWER OF ATTORNEY  
OF BASIL P. ALDECOA

KNOW ALL MEN BY THESE PRESENTS: That I, Basil P. Aldecoa, of Boise, Ada County, Idaho, have made, constituted, and appointed, and by these presents do make, constitute, and appoint Dorothy Aldecoa, of Boise, Ada County, Idaho, as my true and lawful attorney for and in my name, place, and stead, and for my use and benefit to do the following:

(1) To ask, demand, sue for, recover, collect, and receive all such sums of money, debts, dues, accounts, legacies, bequests, interests, dividends, annuities, and demands whatsoever as are now or shall hereafter become due, owing, payable, or belonging to me; to have, use, and take all lawful ways and means in my name or otherwise for the recovery thereof, by attachments, arrests, distresses, or otherwise; to compromise and agree for the same, and acquittances, or other sufficient discharges for the same, for me and in my name; to make, seal, and deliver the same;

(2) To bargain, contract, agree for, purchase, receive, and take lands, tenements, and hereditaments; to accept the seisin and possession of all lands, deeds, and other assurances in the law therefor; to lease, let, gift, demise, bargain, sell, remise, release, convey, mortgage, and hypothecate lands, tenements, and hereditaments upon such terms and conditions and under such covenants as my said attorney shall think fit;

(3) To bargain, agree for, gift, buy, sell, mortgage, hypothecate, and in any and every way and manner deal in and with

goods, wares, merchandise, choses in action, and other property in possession or in action; to make, do, and transact all and every kind of business of whatever nature or kind; and to sign, seal, execute, deliver, and acknowledge such deeds, leases, and assignment of leases, covenants, indentures, agreements, mortgages, hypothecations, bottomries, charter parties, bills of lading, bills, bonds, notes, receipts, evidences of debt, releases, and satisfaction of mortgages, judgments, other debts, and such other instruments in writing of whatever kind and nature, as may be necessary or proper in the premises for me and in my name and as my act and deed;

(4) To prepare my federal income and gift tax returns and state income tax return; to sign the same on my behalf; to pay any and all taxes, charges, and assessments that may be levied or imposed upon me with respect thereto; to file for and collect any refunds pertaining thereto on my behalf; and to make court or audit appearances on my behalf with respect to such tax assessments or refund claims; and

(5) To do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present (with full power of substitution or revocation); and I hereby ratify and confirm all that my said attorney (or my said attorney's substitute or substitutes) shall lawfully do or cause to be done by virtue of these presents.

As allowed by Idaho Code sections 15-5-501, et seq., this power of attorney shall not be affected by my disability, incapacity, or incompetence.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the 18th day of December, 1990.

Basil P. Aldecoa  
Basil P. Aldecoa

Signed, sealed, and delivered  
in the presence of

Michelle Murphy  
Witness

Bertha H. Barton  
Witness

STATE OF IDAHO )  
County of Ada ) ss.

On this 18th day of Dec., 1990, before me,  
Caroline Vogel, a notary public in and for said state,  
personally appeared Basil P. Aldecoa, and Michelle Murphy  
and BERTHA H. BARTON, witnesses, known to me to be the  
persons whose names are subscribed to the within 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 in this certificate first  
above written.

Caroline Vogel  
Notary Public for Idaho  
Residing at Boise, Idaho  
Commission Expires 7/18/94

GENERAL POWER OF ATTORNEY  
OF BASIL P. ALDECOA - 3

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SD-33

Last Name: J.D. ALDECOA

STATE

| S<br>E<br>L | First<br>Name             | O<br>W<br>N | Water<br>Right No. | Priority<br>Date | Source | Total<br>Diversion | Use<br>Code Desc |
|-------------|---------------------------|-------------|--------------------|------------------|--------|--------------------|------------------|
| -           | J.D. ALDECOA AND SON INC. |             |                    |                  |        |                    |                  |
| ✓           |                           | C           | A63-24087          | 04/01/1910       | SPRING | 0.040              | 43 DOMEST        |
| ✓           |                           | C           | A63-24088          | 04/01/1910       | SPRING | 0.080              | 04 STOCK         |
| ✓           |                           | C           | A63-24091          | 04/01/1910       | SPRING | 0.080              | 05 STOC S        |
| ✓           |                           | C           | A63-24094          | 04/01/1910       | SPRING | 0.080              | 04 STOCK         |
| ✓           |                           | C           | A37-13409          | 05/20/1936       | SPRING | 0.040              | 05 STOC S        |
| ✓           |                           | C           | A37-13410          | 05/20/1936       | SPRING | 0.080              | 04 STOCK         |
| ✓           |                           | C           | A37-13411          | 05/20/1936       | SPRING | 0.040              | 04 STOCK         |
| ✓           |                           | C           | A63-24085          | 04/01/1948       | SPRING | 0.040              | 43 DOMEST        |
| ✓           |                           | C           | A63-24086          | 05/01/1910       | SPRING | 0.080              | 04 STOCK         |
| ✓           |                           | C           | A63-24092          | 04/01/1910       | SPRING | 0.080              | 05 STOC S        |
| -           |                           |             |                    |                  |        |                    | 04 STOCK         |
| -           |                           |             |                    |                  |        |                    | 05 STOC S        |

(Enter=Continue)

(GOLD7=This Query)

(Menu \_\_\_\_\_)

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ELAM, BURKE AND BOYD

CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

KEY FINANCIAL CENTER

702 WEST IDAHO

POST OFFICE BOX 1539

BOISE, IDAHO 83701

TELEPHONE  
208-343-5454

TELECOPIER  
208-384-5844

DAVID B. LINCOLN

February 24, 1992

Shelley Water Keen  
Senior Water Resource Agent  
1301 North Orchard Street  
Statehouse Mail  
Boise, Idaho 83720

RECEIVED  
FEB 25 1992

Department of Water Resources

Re: Snake River Ajudication  
Aldecoa Notices of Claim

Dear Mr. Keen:

As requested by your letter to me of February 13, 1992, enclosed please find Notice of Appearance by Substitute Attorney at Law for the subject listed claims together with our client's check for \$164. Per your letter, I understand you will now mail to me a \$94 refund for our client in connection these claims. Thank you for your prompt attention to these matters.

Yours truly,

ELAM, BURKE & BOYD, Chartered



David B. Lincoln

DBL:lj1  
Encl.

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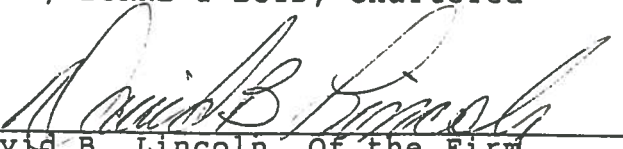
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NOTICE OF APPEARANCE BY SUBSTITUTE  
ATTORNEY AT LAW

NOTICE IS HEREBY GIVEN that I, David B. Lincoln, of the firm Elam, Burke and Boyd, Chartered, will be acting as attorney at law on behalf of Basil and Dorothy Aldecoa and J.D. Aldecoa and Son, Inc., in substitution for Scott L. Campbell, and that all notices required by law to be mailed by the director to the claimants signing below should be mailed to me at the address listed below. This notice of appearance applies to all 26 claims heretofore filed by said claimants and more particularly described on the attachment hereto.

DATED This 18<sup>th</sup> day of February, 1992.

ELAM, BURKE & BOYD, Chartered

By   
David B. Lincoln, Of the Firm  
Attorneys for Claimants  
P.O. Box 1539  
Boise, Idaho 83701-1539

DATED This 21<sup>st</sup> day of February, 1992.

  
Basil Aldecoa

DATED This 21<sup>st</sup> day of February, 1992.

  
Dorothy Aldecoa

DATED This 21st day of February, 1992.

J.D. Aldecoa and Son, Inc.

By Dorothy Aldecoa, V.P. & Sec.

NOTICE OF APPEARANCE BY SUBSTITUTE  
ATTORNEY AT LAW - Page 2

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