

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: A37-13410
Date Received: 2/22/1991
Receipt No: C019731
Received By: _____

RECEIVED

AUG 19 1991

Department of Water Resources **NOTICE OF CLAIM TO A WATER RIGHT**
Southern Region Office **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	11E	11	NW	SE			ELMORE

5. Description of diverting works:
COLLECTOR BOX IN SPRING TO 100 GALLON STOCKWATER TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR UP TO 500 HEAD OF BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	11E	11	NW	SE		STOCK	

11. Place of use in counties: ELMORE

A37-13410

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Date: 03/04/91

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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 FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A37-13410

Date Received 2/25/91

Receipt Number CO19731

NOTICE OF CLAIM

RECEIVED

FEB 22 1991

TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Department of Water Resources

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

Filing Fee \$25

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

Please type or print clearly

1. Name of Claimant (s) J. D. Aldecoa and Son, Inc. Phone (208) 342-1339

Mailing Address 12 Mesa Vista Drive, Boise, Idaho Zip 83705

2. Date of Priority (Only one per claim) May 20, 1936 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other (x) (a) Unnamed spring

Name or kind of source

which is tributary to (b) sinks

4. Location of point of diversion is: Township 1S. Range 11 E.

Section 11, NW 1/4 of SE 1/4 of 1/4, Govt. Lot 1/4, BM.,

County of Elmore

Additional 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 in spring 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 ^{Month/Day} to 12/31 ^{Month/Day} amount 0.08 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.08 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: type and Number of livestock) Stockwater for up to 500 head of beef cattle

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10. Place of use is: Township: 1S. Range 11 E.
Section 11, NW 1/4 of SE 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? Elmore

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.
(X) 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 XX 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
Organization
document in the space below as President of J. D. Aldecoa and Son, Inc.
Title Organization
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.

NOTARIZATION REQUIRED FOR EACH CLAIM

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

SEAL

Notary Public M. Judith Moulton

Residing at Boni

My Commission Expires 11-20-93

Last Name ALDECOA Ident No. _____

Copies: White-State, Yellow-Claimant **MAR 01 1993**

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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

SD-33

Last Name: J.D. ALDECOA

STATE

S	First	W	Water	Priority		Total	Use	
E	Name	N	Right No.	Date	Source	Diversion	Code	Desc
L								
-	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
✓							05	STOC S
✓		C	A63-24091	04/01/1910	SPRING	0.080	04	STOCK
✓							05	STOC S
✓		C	A63-24094	04/01/1910	SPRING	0.080	04	STOCK
✓							05	STOC S
✓		C	A37-13409	05/20/1936	SPRING	0.040	04	STOCK
✓		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
✓							05	STOC S
✓		C	A63-24092	04/01/1910	SPRING	0.080	04	STOCK
✓							05	STOC S

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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MAR 11 1993

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

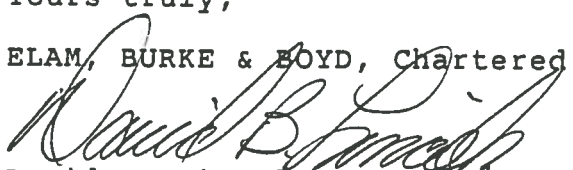
Re: Snake River Ajudication
Aldecoa Notices of Claim

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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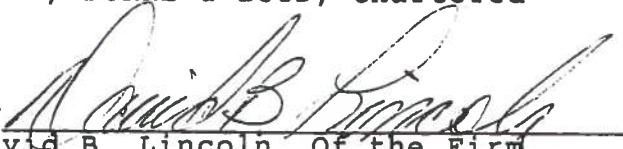
MAR 01 1993

NOTICE OF APPEARANCE BY SUBSTITUTE
ATTORNEY AT LAW

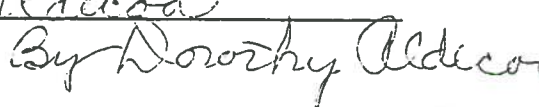
NOTICE IS HEREBY GIVEN that I, David B. Lincoln, of the firm Elam, Burke and Boyd, Chartered, will be acting as attorney at law on behalf of Basil and Dorothy Aldecoa and J.D. Aldecoa and Son, Inc., in substitution for Scott L. Campbell, and that all notices required by law to be mailed by the director 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 18th 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 21st day of February, 1992.


Basil Aldecoa By 

DATED This 21st 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

DBL 1.17

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MAR 01 1993

WATER RIGHT NUMBER - A37-13410

PREFIX TRANSLATION: ADJUDICATION CLAIM

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

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 03/05/91 KEEN

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

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[illegible]

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 02/25/1991	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C019731	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- DR	NOTICE OF ERROR FLAG	-

01511E110020

DATA ENTRY

DATA ENTRY
ENTERED 11-7-93 RS

CHECKED 213/93 DW

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

VERIFIED
MAR 04 1992

PROOF
JAN 07 1992

CERTIFIED
JUN 18 1992
WATER EXAMINER