

1992 SEP 15 AM 11:45

DISTRICT COURT - SRBA

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

In Re SRBA

Case No. 39576

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDINGS

SUB CASE NO. 47-14932

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

Jack Long

Grace Long

Rt 1 3769 N 3700 E

Kimberly ID 83341

Phone: 423-5078

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

Grace D Morgan

3769 N 3700 E

Kimberly ID 83341

Phone: 423-5078

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED:

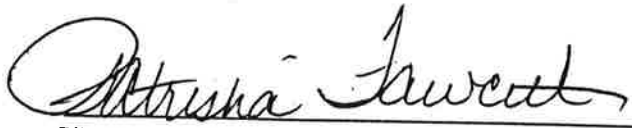
DATED: 9/4/98

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9-15, 1998, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Jack Long
Grace Long
Rt 1 3769 N 3700 E
Kimberly ID 83341
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Grace D Morgan
3769 N 3700 E
Kimberly ID 83341
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: SEP-2-1998

PAGE: A-21

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 47-14932

NAME & ADDRESS: GRACE D MORGAN
3769 N 3700 E
KIMBERLY ID 83341

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/20/1974

POINT OF DIVERSION: T10S R18E S22 NESENE Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T10S R18E S22 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
RP 10S18E221825A



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

September 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GRACE D MORGAN
3769 N 3700 E
KIMBERLY ID 83341

RE: SRBA Claim(s) 47-14932

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

RECEIVED

AUG 14 1998

Department of Water Resources
Southern RegionSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 47-14932
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant
Jack Long
June Long
4. New Owner/Claimant(s)
Grace D. Morgan
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 3769 N 3700 E
City, State and ZIP Code Hammerly, Id 83341
New Telephone Number (208) 423-5078
5. Date you acquired the property _____
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate 1.04 ^{gm} ~~1.04~~ Number and type of stock 0
Diversion rate in CFS 0.04 Number of homes 1 Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s)
Grace D. Morgan
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..



Jack G. Long

Jack G. Long, 73, of Kimberly, died Wednesday, July 25, 1990, at the Magic Valley Regional Medical Center following an extended illness.

Born Dec. 7, 1916, in Tahlequah, Okla., he was the son of H.B. and Elsie McSpadden Long. He attended schools in Twin Falls, graduating from Twin Falls High School in 1936. He later married Grace Schiffman on Aug. 15, 1940, in Twin Falls. He served in the Navy in the Pacific during World War II and following his return to Twin Falls, worked for Long Produce until 1952. He then farmed in the Magic Valley area, including 23 years near Kimberly until retiring in 1980. After this he spent the winters in Yuma, Ariz.

Long attended the Kimberly Christian Church.

Surviving are his wife of Kimberly; three daughters, Carol Call of Twin Falls, Barbara Myers of Kimberly and Debra Harr of Buhl; two sons, James Long of Boise and Gary Long of Pocatello; 16 grandchildren; and five great-grandchildren. He was preceded in death by his parents, one sister and two brothers.

The funeral was held Saturday, July 28, at Reynolds Funeral Chapel in Twin Falls, with the Rev. Bruce Marshall officiating. Burial was at Sunset Memorial Park.

RECEIVED

AUG 14 1998

Department of Water Resources
Southern Region

AJ5856NP

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

DATE: SEP-2-1997

PAGE: A-3906

RIGHT NUMBER: 47-14932

NAME & ADDRESS: JACK LONG
GRACE LONG
RT 1 3769N 3700E
KIMBERLY ID 83341

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/20/1974

POINT OF DIVERSION: T10S R18E S22 NESENE Within TWIN FALLS County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within TWIN FALLS County
T10S R18E S22 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
RP 10S18E221825A

Claim proofread by: RM

Date: 9-11-97

4-28-98

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A47-14932
Date Received: 4/20/1989
Receipt No: S006908
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK LONG
Address: RT 1 3769N 3700E 208-423-5078
KIMBERLY, ID 83341
AND/OR
Name: GRACE LONG
Address: RT 1 3769N 3700E 208-423-5078
KIMBERLY, ID 83341
2. Date of Priority: JUN 20, 1974
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | | | | | | | | | | |
|----------|-------|---------|-----|----|-----|----|-----|-----|------------|
| Township | Range | Section | 1/4 | of | 1/4 | of | 1/4 | Lot | County |
| 10S | 18E | 22 | NE | | SE | | NE | | TWIN FALLS |
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	Lot	Use	Acres
10S	18E	22	SE	NE		DOMEST	

11. Place of use in counties: TWIN FALLS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:
WELL SHARED BETWEEN 2 SEPERATE HOMES. WELL AGREEMENT
ATTACHED.

15. Basis of Claim: BENEFICIAL USE

(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.

MAR 16 1993

WELL AGREEMENT

THIS AGREEMENT made this 20th day of June, 1974, between JACK LONG and GRACE LONG, husband and wife, hereinafter called Parties of the First Part, and ROBERT A. MYERS and BARBARA J. MYERS, husband and wife, hereinafter called Parties of the Second Part.

WHEREAS the Parties of the First Part are the owners of the following described real property situated in Twin Falls County, State of Idaho, to-wit:

A parcel of land located in the NE $\frac{1}{4}$ of Section 22, Township 10 South, Range 18 East, of the Boise Meridian in Twin Falls County, Idaho, more particularly described as follows:

Commencing at the NE corner of said Section 22; thence running S. 0°02'00" E. for 1690.96 feet to the real point of beginning; thence S. 89°58'00" W. for 162.49 feet; thence S. 27°35'05" W. for 112.86 feet; thence N. 89°58'00" East for 214.81 feet to a point on the East boundary of said NE $\frac{1}{4}$; thence N. 0°02'00" W. for 100 feet to the real point of beginning.

The area above described contains 0.433 acres more or less and is subject to the rights of a county road which affects the easterly 30.00 feet and contains 0.07 acres more or less.

WHEREAS the Parties of the Second Part are the owners of the following described real property situated in Twin Falls County, Idaho, lying adjacent to the south of the real property owned by the Parties of the First Part and particularly described as follows:

A parcel of land located in the NE $\frac{1}{4}$ of Section 22, Township 10 South, Range 18 East, of the Boise Meridian in Twin Falls County, Idaho, more particularly described as follows:

Commencing at the Northeast corner of said Section 22; thence running S. 0°02'00" E. for 1790.96 feet to the real point of beginning; thence S. 89°58'00" West for 214.81 feet; thence S. 32°45'20" E. for 118.86 feet; thence N. 89°58'00" E. for 150.56 feet to a point on the East boundary of said NE $\frac{1}{4}$; thence N. 0°02'00" West for 100.00 feet to the real point of beginning.

The area above described contains 0.419 acres more or less and is subject to the rights of a county road which affects the easterly 30.00 feet and contains 0.07 acres more or less.

WHEREAS it is the desire of the parties to agree for mutual use of a well situated on the property line between said parcels of land and agree on sharing of costs, maintenance and upkeep of said well for the mutual benefit of both parties.

MICROFILMED

MAR 16 1993

IT IS AGREED AS FOLLOWS:

1. That the well dug on the property line between the properties owned by the parties will be equally shared by the parties for domestic and sprinkling purposes for the respective property of both parties.

2. That the cost of drilling the well and pump will be shared equally by the parties and said expenses to be paid by each party as the expenses are incurred.

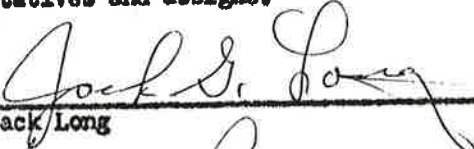
3. The parties agree the pipeline from the well is to be installed to the home of the Second Parties and then when the First Parties have constructed their home on their property, a pipeline will be installed from the Second Parties' home to the First Parties home.

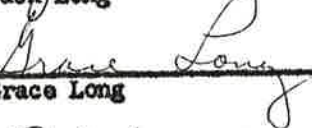
4. The Second parties agree to pay cost of installation of the pipeline to the Second Parties' home from the well and the First Parties agree to pay the cost of installation of the pipeline from the home of the Second Parties to the home of the First Parties. Said payments to be made at the time of installation.

5. The parties agree to equally share all power bills from the time the First Parties begin using said system. Second Parties agree to pay the power bill prior to the time the First Parties use the system.

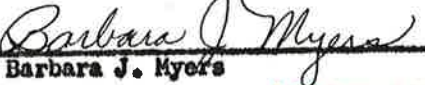
6. The parties agree to equally share all costs and expenses of maintenance, upkeep and replacement of the system.

7. It is agreed this agreement shall run with the land owned by both parties and shall be recorded in Twin Falls County, Idaho, and shall be binding upon the parties, their heirs, representatives and assigns.


Jack Long


Grace Long


Robert A. Myers


Barbara J. Myers

MICROFILMED

MAR 16 1993

STATE OF IDAHO)

County of Twin Falls)

On this 18th day of June, 1974, before me, the undersigned, a Notary Public for Idaho, personally appeared Jack Long and Grace Long, husband and wife, known to me to be the persons whose names are subscribed to the foregoing Well Agreement and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have set my hand and seal the day and year first above written.

Carolyn Crooks
Notary Public for Idaho
Residing at Twin Falls, Idaho

STATE OF IDAHO)

County of Twin Falls)

On this 18th day of June, 1974, before me, the undersigned, a Notary Public for Idaho, personally appeared Robert A. Myers and Barbara J. Myers, husband and wife, known to me to be the persons whose names are subscribed to the foregoing Well Agreement and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have set my hand and seal the day and year first above written.

Carolyn Crooks
Notary Public for Idaho
Residing at Twin Falls, Idaho

MICROFILMED

MAR 16 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 23, 1989

Mr. and Mrs. Robert Myers
Mr. and Mrs. Jack Long
Route 1
Kimberly, Idaho 83341

Re: Snake River Basin Adjudication SRBA
Twin Falls County

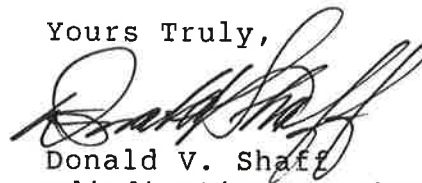
Dear Mr. & Mrs. Myers and Mr. & Mrs. Long:

You are given the opportunity to withdraw this claim in Twin Falls County. Any water right developed from a groundwater source after 1963, for any use other than single family domestic use, is required to have an application for permit filed. We can find no record of a permit for this property. The claim you have presented conflicts with the Ground Water Statute at §42-230, Idaho Code, and Water Appropriation Rules and Regulations, paragraph 2,15.

I have enclosed an application for permit, with instructions for your use in this matter. If you will return the completed forms to the Department of Water Resources - Southern Region Office, 2148 Fourth Avenue East, Twin Falls, Idaho 83301, we will be happy to proceed. Should you wish to pursue before the court the exact water right you have presented on this claim, please return it with your check instead, to this office.

As an alternative you might consider filing individual claims for each domestic use, returning both claims with a total of \$50.00 in fees. If you take this course please do so by April 23, 1989, to avoid any late fees. If you have any further questions or require further help, please do not hesitate to contact this office.

Yours Truly,



Donald V. Shaff
Adjudication Section Manager

DVS:HHT:mcc

Enclosures:

Notice of Claim
Check #1392 (\$25.00)
Short Forms (2)
Permit Application w/Instructions

MICROFILMED

MAR 16 1993