

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 PALOUSE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 59576

Claim ID: 87-10887Date Received: 5-21-19Receipt No: N034629Claim Fee: 25⁰⁰ By: ja

RECEIVED

MAY 21 2019

IDWR / NORTH

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

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

Please type or print clearly

1. Name of claimant(s) JOHN & JANIECE BARBER Phone (208) 596-2349Mailing address 17566 CENTRAL GRADE GENESEE ID Zip 83832
Street or Box City StateEmail address (optional) mamabarber62@gmail.com2. Date of priority: (Only one per claim) 1/1/1915 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)3. Source of water supply (Check one) Ground Water ☒ or Other () (a) _____
which is tributary to (b) _____4. Location of point of diversion is: Township 37 NORTH, Range 5 WEST, Section 13,
NE 1/4 of SE 1/4, or Govt. Lot 1 BM, County of NEZ PERCE,
Parcel no. RP 37N05W247250A & RP 37N05W247255A

Additional points of diversion, if any: _____

If available, GPS coordinates: -116.897838 46.5349835. Description of diverting works (wells, pumps, spring boxes, pipelines, 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.

6. Water is claimed for the following: (limited to domestic and/or stockwater uses - see page 1 of the instructions)

For DOMESTIC purposes from 1/1/19 to 12/31/19 amount .08 CFS
Month/Day Month/Day cfs () or AFY ()
For STOCKWATER purposes from 1/1/19 to 12/31/19 amount .027. Total quantity claimed .08 cfs () or AFY ()

8. Non-irrigation uses. Describe fully. (Domestic: give number of homes; Stockwater: list number and kind)

ONE HOME, LAWN & GARDEN, STOCK

9. Location of place of use is: Township 37N, Range 5W, Section 24,
NE 1/4 of SE 1/4, Govt. Lot 1 BM, Parcel no. RP37N05W247250+7255A
If different than shown in Item 4
for (check one) ☒ Domestic ☐ Stock ☐ Domestic and Stock ☒

Additional places of use, if any _____

10. In which county(ies) are lands listed above as place of use located? NEZ PERCE

11. Do you own the property listed above as place of use? Yes ☒ No ☐
If the answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

or None ☐

13. Remarks (include an explanation of the priority date selected):

See Attachment

14. Basis of claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐ Decree ☐

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Palouse River Basin Water System 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 under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) John & Janiece Barber Date: 5/15/2019

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

Agent's title (Please print) _____ of _____
Name of organization (Please print)

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

Signature of Authorized Agent _____ Date _____

Printed Name of Authorized Agent _____

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law of behalf on 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 _____ Date _____

Address _____

Name of claimant(s) JOHN & JANIECE BARBER Claim ID _____

Attachment – John and Janiece Barber Notice of Claim To A Water Right

13. Remarks re Date of Priority

Our house was built between 1910 and 1915 and moved from close to Central Grade Road to its current location about 1914. At that time, a 25' deep hand-dug well was established in the basement of the house. This well was utilized until the mid-1990's when it was deemed not potable due to nitrites. Bob and Cheryl Bielenberg, who owned the house at 17588 Central Grade, shared their well with the home's owner, Catherine Bielenberg (Bob's mother) until Catherine moved to Spokane to live with a daughter and Bob and Cheryl sold the house at 17588 Central Grade.

—
JB
17566
~~17588~~

A new well was dug in 1998 and we moved into the house at ~~17588~~ Central Grade on August 1, 1998.

*Informational history provided
by Bob Bielenberg*

John K Barber