

04/12/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 3, 2005

Water right number: 37-2780

HELEN DE MOSS
PO BOX 61
BLISS ID 83314
Telephone Number: (208)352-4385

GARY A DE MOSS
PO BOX 61
BLISS ID 83314
Telephone Number: (208)352-4385

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4/26/05 SIGNATURE: Gary A DeMoss, RB Helen DeMoss
Please print your name: GARY A DeMoss, Helen DeMoss

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

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

1

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

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: License

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

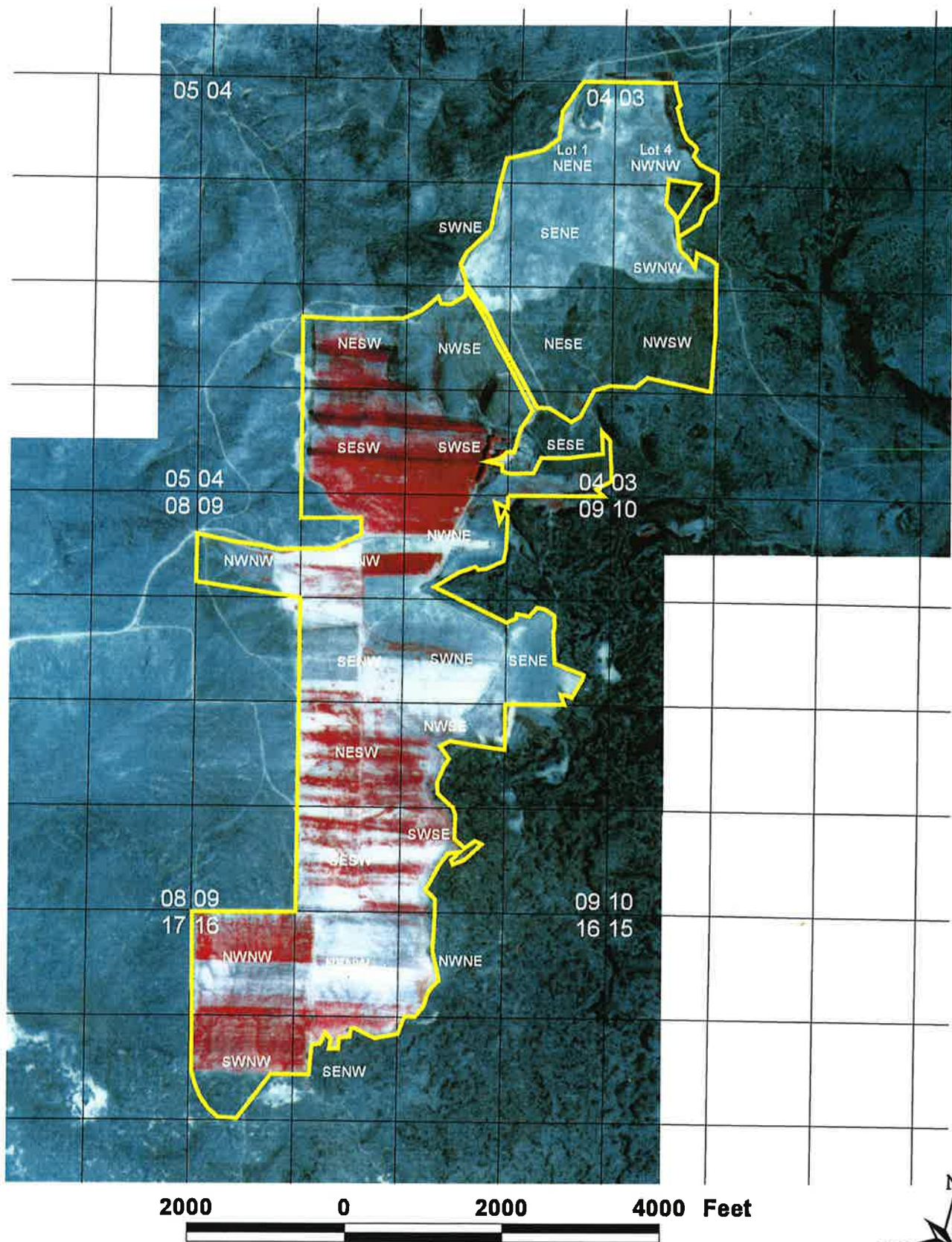
The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by this transfer by February 18, 2004.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

37-856 37-2778 37-2780 & 37-7754



**T05S R13E S03
S04 S09 & S16**

Map prepared by: Carter Fritschle
Date prepared: 10/09/03
1987-1988 NAPP photography
Idaho Department of Water Resources

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. R-936/37-2780 Priority April 13, 1954 Amount 157 cfs

THIS IS TO CERTIFY, that ALEX MASON

of Box 417, Bliss, Idaho, has complied with the terms and conditions of Permit No. R-936/37-2780 issued pursuant to Application for Permit dated April 13, 1954, and has submitted proof to the Department of Water Resources on December 13, 1972, 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 237 cfs and storage of 2,500 acre feet of water from Dry Creek, tributary to Big Wood 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
Storage for Irrigation	from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>157</u> cfs and <u>905 acre feet</u>		
Irrigation	from <u>Apr. 1</u> to <u>Oct. 31</u> at <u>157</u> cfs and <u>905 acre feet</u>		
	from <u> </u> to <u> </u> at <u> </u> cfs and <u> </u>		

(both dates inclusive)

Subject, however, to the condition that no more than 157 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 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ Sec. 6, Twp. 4S,

Rge. 14E, B.M. and rediverted at the outlet in the County of Gooding works in the SW $\frac{1}{4}$ Sec. 35, Twp. 4S, Rge. 13E, B.M.
Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5S	13E	3					40	31			40								111
		4	20		6	40					25		34	40	33	36	13		249
		9	2	10		13									14	8	8		63 55

Total number of acres irrigated 423

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7th day of June, 19 77.

Director

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 37-2780
Date Received: 8/22/1988
Receipt No: C002293
Received By:

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

1. Name of Claimant(s)

HELEN DEMOSS Phone: (208)352-4385
GARY DEMOSS
PO BOX 61
BLISS ID USA 83314

2. Date of Priority: 04/13/1954

3. Source: DRY CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

5.
Township Range Section 1/4 of 1/4 of 1/4 Lot County Type
04S 14E 6 NE SE SE GOODING

5. Description of diverting works:

DIVERSION DAM, CANAL, BRAY LAKE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION STORAGE	01/01	12/31		905
IRRIGATION FROM STORAGE	04/01	10/31		905
DIVERSION TO STORAGE	01/01	12/31	157	

7. Total Quantity Appropriated is:
157 C.F.S. and/or 905 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	13E	3	NW	NW	IRRIGATION FROM STORAGE	40
			SW	NW	IRRIGATION FROM STORAGE	31
			NW	SW	IRRIGATION FROM STORAGE	40
			Section Acres		111	
05S	13E	4	NE	NE	IRRIGATION FROM STORAGE	20
			SW	NE	IRRIGATION FROM STORAGE	8
			SE	NE	IRRIGATION FROM STORAGE	40
			NE	SW	IRRIGATION FROM STORAGE	25
			SE	SW	IRRIGATION FROM STORAGE	34

NE	SE	IRRIGATION FROM STORAGE	40
NW	SE	IRRIGATION FROM STORAGE	33
SW	SE	IRRIGATION FROM STORAGE	36
SE	SE	IRRIGATION FROM STORAGE	13

Section Acres	249
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05S	13E	9	NE	NE	IRRIGATION FROM STORAGE	2
			NW	NE	IRRIGATION FROM STORAGE	10
			SE	NE	IRRIGATION FROM STORAGE	13
			NE	SE	IRRIGATION FROM STORAGE	14
			NW	SE	IRRIGATION FROM STORAGE	8
			SW	SE	IRRIGATION FROM STORAGE	8

Section Acres	55
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Total Acres	415
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11. Place of use in counties: GOODING

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

13. Other Water Rights Used:

14. Remarks:

The claim was amended on 4/15/02 to delete one point of diversion and to remove irrigation as a purpose of use. kkc

RES. LOCATED IN SWNE, S35, T4S, R13E.

THE STORAGE SHOWN IN THIS RT. IS KNOWN AS STROUT RESERVOIR & COVERED IN PART BY RT. 37-2778.

RESERVOIR IS USED FOR STOCK WATER BY BLM & STATE GRAZING PERMITS.

***** OWNERSHIP CHANGE
6/18/90 BY JG

15. Basis of Claim: License

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 37-2780

Date Received _____

Receipt Number _____

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

Please type or print clearly

1. Name of Claimant(s) Gary and Helen DeMoss Phone (208) 352-4385
Mailing Address P.O. Box 61, Bliss, Idaho Zip 83314
2. Date of Priority (Only one (1) per claim) 4-13-1954
3. Source of water supply (a) Dry Creek
Which is tributary to (b) Big Wood River
4. a. Location of point of diversion is: Township 4S Range 14E Section 6, NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____, B.M., County of Gooding
Additional points of diversion if any: N/A
b. If instream flow, beginning point of claimed instream flow is:
township _____ Range _____ Section _____, _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, 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. Dam, reservoir, and canals

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)
For Irrigation Storage purposes from 1-1 to 12-31 amount 60 or 905

For Irrigation from Storage purposes from 4-1 to 10-31 amount 8.3 or 905

For Diversion to Storage purposes from 1-1 to 12-31 amount 157 or _____

7. Total quantity claimed (a) 157 (cfs) and/or (b) 905 (acre feet)

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

9. Non-irrigation uses; describe fully. (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 ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	
5S	13E	3						40	31			40							111
		4	20		8	40					25			34	40	33	36	13	249
		9	2	10		13									14	8	8		55

Total number of acres irrigated 415

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

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.

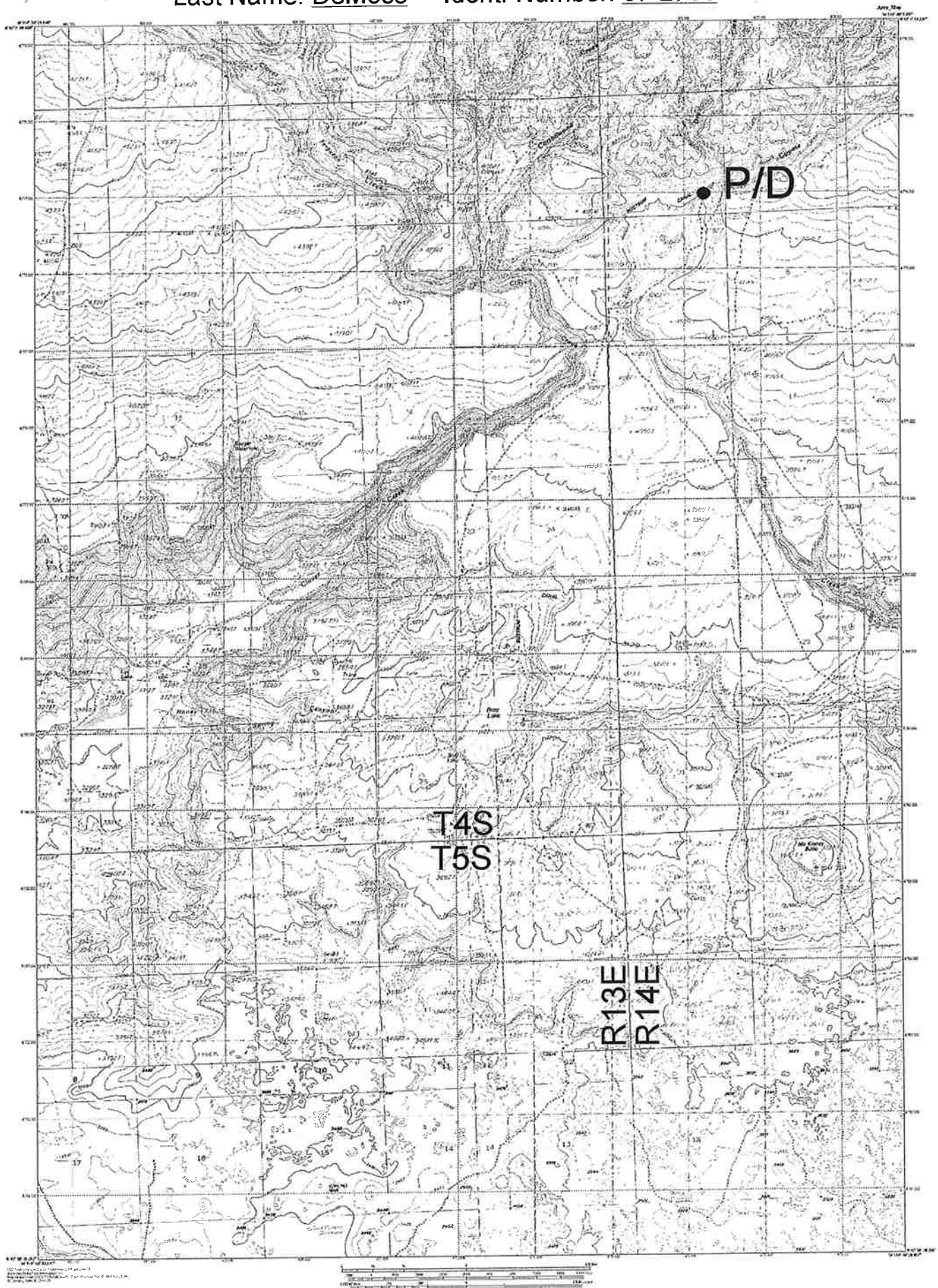
13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (XX)

14. Remarks:

Change in P/D and add diversion for irrigation from storage only. No change in place of use.

Last Name: DeMoss Ident. Number: 37-2780



15. Basis of Claim (Check One) Beneficial Use XX Posted Notice _____ License XX Permit _____

Decree _____

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." 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Gary A. D. [Signature] Date 4/15/02

Helen DeMoss Date 4/15/02

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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 Id)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 15th day of April 20 02

Notary Public Kelly K. Christensen

Residing at Twin Falls

My Commission Expires 3-11-04

17. Notice of Appearance:

Please Print Name _____

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 _____

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: **A37-02780**
Date Received: 8/22/1988
Receipt No: C002293
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GARY DEMOSS 208-352-4385
Address: PO BOX 61
BLISS ID 83314
AND/OR
Name: HELEN DEMOSS 208-352-4385
Address: PO BOX 61
BLISS ID 83314

2. Date of Priority: APR 13, 1954

3. Source: DRY CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	13E	35	SW	NE	NE		GOODING
	14E	6	NE	SE	SE		GOODING

5. Description of diverting works:
DIVERSION DAM, CANAL, BRAY LAKE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			905.00
IRRIGATION FROM STORAGE	04/01	10/31			905.00
DIVERSION TO STORAGE	01/01	12/31	157.000		
IRRIGATION	04/01	10/31	157.000		

7. Total Quantity Appropriated is:
157.000 C.F.S. (and/or) 905.00 A.F.A.

8. Total consumptive use is 1245.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	13E	3	NW	NW		IRR FS	40.0
			SW	NW		IRR FS	31.0
			NW	SW		IRR FS	40.0
Section Acres							111.0
		4	NE	NE		IRR FS	20.0
			SW	NE		IRR FS	8.0
			SE	NE		IRR FS	40.0
			NE	SW		IRR FS	25.0
			SE	SW		IRR FS	34.0
			NE	SE		IRR FS	40.0
			NW	SE		IRR FS	33.0
			SW	SE		IRR FS	36.0
			SE	SE		IRR FS	13.0
Section Acres							249.0
		9	NE	NE		IRR FS	2.0
			NW	NE		IRR FS	10.0
			SE	NE		IRR FS	13.0
			NE	SE		IRR FS	14.0
			NW	SE		IRR FS	8.0
			SW	SE		IRR FS	8.0
Section Acres							55.0
Total Acres							415.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-07754, 37-00856, 37-02778

14. Remarks:

RES. LOCATED IN SWNE, S35, T4S, R13E.
THE STORAGE SHOWN IN THIS RT. IS KNOWN AS STROUT RESERVOIR &
COVERED IN PART BY RT. 37-2778.
RESERVOIR IS USED FOR STOCK WATER BY BLM & STATE GRAZING PERMITS.

OWNERSHIP CHANGE 6/18/90 BY JG

15. Basis of Claim: LICENSE

Water Right Number: R936

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): 37-11479, 37-11480, 37-00856,
37-02780, 37-02778,
37-07754

[] Old Mailing Address: HC 69 Box 3900
CAMbridge ID 83610

[] New Mailing Address: PO Box 61
BLISS ID. 83314

New Telephone Number: (208) 352-4385

[] Signature of Claimant: Gary DeMoss Helen DeMoss
Date: 4/1/93

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

RECEIVED

APR 01 1993

Department of Water Resources
Southern Region Office

MICROFILMED

OCT 24 1994



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

15-Apr-1993

GARY DEMOSS
HELEN DEMOSS
PO BOX 61
BLISS ID 83314

RE: CHANGE OF ADDRESS/ ADJUDICATION CLAIM NO. A37-00856, A37-02778
A37-02780, A37-07754, A37-11479, A37-11480

DEAR CLAIMANT(S):

PLEASE REVIEW THE COMPUTER GENERATED CLAIM(S) 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.

SINCERELY,

A handwritten signature in cursive script that reads 'Jeanie'.

JEANIE ROBERTSON
RECORDS CLERK

/jr
Enclosures

MICROFILMED
OCT 24 1994

Water Right Number - R37-02780 Prefix Translation: RESEARCH Old (D) Number - R936
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +*** C - CURRENT OWNER ***
DEMOSS

GARY

1 - PO BOX 61

2 -

3 -

City- BLISS

Phone - 208-352-4385

State- ID Zip- 83314

DEMOSS

HELEN

1 - PO BOX 61

2 -

3 -

City- BLISS

Phone - 208-352-4385

State- ID Zip- 83314

*** O - ORIGINAL OWNER ***
IDAHO STATE BANK

1 - P.O. BOX 909

2 -

3 -

City- GLENNS FERRY

Phone - 208-366-7492

State- ID Zip- 83623

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/13/1954 17 SOUTHERN L - LICENSE+ - - Source - - - - - + + - - Tributary - - - - - +
DRY CREEK BIG WOOD RIVER+ - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg CountyO&S 13E 35 SW NE NE (47) GOODING
14E 6 NE SE SE (47) GOODING+ - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume02 - IRRIGATION STORAGE 01/01 12/31 905.00
03 - IRRIGATION FROM STORAGE 04/01 10/31 905.00
55 - DIVERSION TO STORAGE 01/01 12/31 157.000
01 - IRRIGATION 04/01 10/31 157.000+ - - Total Div. Rate - + - - Total Div. Volume - + + - - Total Consumptive Use - + - - KW Usage - +
157.000 905.00 1245.0+ - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County05S 13E 3 NW NW 40.0 03 IRRIGATION FROM STORAGE (47) GOODING
05S 13E 3 SW NW 31.0 03 IRRIGATION FROM STORAGE (47) GOODING
05S 13E 3 NW SW 40.0 03 IRRIGATION FROM STORAGE (47) GOODING
05S 13E 4 NE NE 20.0 03 IRRIGATION FROM STORAGE (47) GOODING
05S 13E 4 SW NE 8.0 03 IRRIGATION FROM STORAGE (47) GOODING
05S 13E 4 SE NE 40.0 03 IRRIGATION FROM STORAGE (47) GOODINGMICROFILMED
OCT 24 1997

Water right number - R37-02780

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
05S	13E	4	NE SW		25.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	4	SE SW		34.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	4	NE SE		40.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	4	NW SE		33.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	4	SW SE		36.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	4	SE SE		13.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	9	NE NE		2.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	9	NW NE		10.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	9	SE NE		13.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	9	NE SE		14.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	9	NW SE		8.0	03	IRRIGATION FROM STORAGE	(47) GOODING
05S	13E	9	SW SE		8.0	03	IRRIGATION FROM STORAGE	(47) GOODING

Total Acres: 415.0

+ - - Diversion Means - DIVERSION DAM, CANAL, BRAY LAKE, DITCHES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 37-07754, 37-00856, 37-02778

RES. LOCATED IN SWNE, S35, T4S, R13E.
THE STORAGE SHOWN IN THIS RT. IS KNOWN AS STROUT RESERVOIR &
COVERED IN PART BY RT. 37-2778.
RESERVOIR IS USED FOR STOCK WATER BY BLM & STATE GRAZING PERMITS.

OWNERSHIP CHANGE 6/18/90 BY JG

+ - - No Old Water Right Numbers Found

+ - - Conditions of Approval - - -
No Conditions of Approval found.+ - - Decree Plaintiff - - + + - - Decree Defendant - - - + - - Decree Date - - +
00/00/0000+ - - Date: 04/15/1993 User Id: ROBERTSO Subject: ADDRESS CHANGE
CHANGE OF ADDRESS ENTERED THIS DATE BY JR.+ - - Audit Fields - - +
04/15/93 ROBERTSOMICROFILMED
JUL 24 1994

Water right number - R37-02780

Prefix Translation: RESEARCH

Court Report Filing		Field Inspection Made		Civil Case Number	
Objection Filed Date	- 00/00/0000	Field Inspection Flag	- 00/00/0000	Old Case Number	- 39576
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	- P
Claim Received Date	- 08/22/1988	Last Amended Date	- 00/00/0000	Temporary Right	- 37
		Receipt Number	- C002293	Water District	- S
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 24 1994

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
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CIVIL CASE NUMBER: 39576

Ident. Number: **A37-02780**
Date Received: 8/22/1988
Receipt No: C002293
Received By: _____

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

1. Name: GARY DEMOSS 208-257-3572
Address: HC 60 BOX 3900
CAMBRIDGE, ID 83610

AND/OR

Name: HELEN DEMOSS 208-257-3572
Address: HC 60 BOX 3900
CAMBRIDGE, ID 83610

2. Date of Priority: APR 13, 1954

3. Source: DRY CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	13E	35	SW	NE	NE		GOODING
	14E	6	NE	SE	SE		GOODING

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6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			905.00
IRRIGATION FROM STORAGE	04/01	10/31			905.00
DIVERSION TO STORAGE	01/01	12/31	157.000		
IRRIGATION	04/01	10/31	157.000		

7. Total Quantity Appropriated is:
157.000 C.F.S. (and/or) 905.00 A.F.A.

8. Total consumptive use is 1245.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05S	13E	3	NW	NW		IRR FS	40.0
			SW	NW		IRR FS	31.0
			NW	SW		IRR FS	40.0
						Section Acres	111.0
		4	NE	NE		IRR FS	20.0
			SW	NE		IRR FS	8.0
			SE	NE		IRR FS	40.0
			NE	SW		IRR FS	25.0
			SE	SW		IRR FS	34.0
			NE	SE		IRR FS	40.0
NW	SE			IRR FS	33.0		
SW	SE			IRR FS	36.0		
SE	SE			IRR FS	13.0		
				Section Acres	249.0		
9	NE	NE		IRR FS	2.0		
	NW	NE		IRR FS	10.0		
	SE	NE		IRR FS	13.0		
	NE	SE		IRR FS	14.0		
	NW	SE		IRR FS	8.0		
	SW	SE		IRR FS	8.0		
				Section Acres	55.0		
				Total Acres	415.0		

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-07754, 37-00856, 37-02778

14. Remarks:
RES. LOCATED IN SWNE, S35, T4S, R13E.
THE STORAGE SHOWN IN THIS RT. IS KNOWN AS STROUT RESERVOIR &
COVERED IN PART BY RT. 37-2778.
RESERVOIR IS USED FOR STOCK WATER BY BLM & STATE GRAZING PERMITS.

OWNERSHIP CHANGE 6/18/90 BY JG

15. Basis of Claim: LICENSE

Water Right Number: R936

MICROFILMED
FEB 23 1993

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 _____

MICROFILMED
FEB 23 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: A37-02780
Date Received: 8/22/1988
Receipt No: C002293
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY DEMOSS 208-257-3572
Address: HC 60 BOX 3900
CAMBRIDGE, ID 83610

AND/OR

Name: HELEN DEMOSS 208-257-3572
Address: HC 60 BOX 3900
CAMBRIDGE, ID 83610

2. Date of Priority: APR 13, 1954

3. Source: DRY CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	13E	35	SW	NE	NE	②	GOODING
	14E	6	NE	SE	SE	corrected 5/13/91	GOODING

5. Description of diverting works:
DIVERSION DAM, CANAL, BRAY LAKE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			905.00
IRRIGATION FROM STORAGE	04/01	10/31			905.00
DIVERSION TO STORAGE	01/01	12/31	157.000		
IRRIGATION	04/01	10/31	157.000		

7. Total Quantity Appropriated is:
157.000 C.F.S. (and/or) 905.00 A.F.A.

8. Total consumptive use is 1245.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	13E	3	NW	NW		IRR FS	40.0
			SW	NW		IRR FS	31.0
			NW	SW		IRR FS	40.0
						Section Acres	111.0
		4	NE	NE		IRR FS	20.0
			SW	NE		IRR FS	8.0
			SE	NE		IRR FS	40.0
			NE	SW		IRR FS	25.0
			SE	SW		IRR FS	34.0
			NE	SE		IRR FS	40.0
			NW	SE		IRR FS	33.0
			SW	SE		IRR FS	36.0
			SE	SE		IRR FS	13.0
						Section Acres	249.0
		9	NE	NE		IRR FS	2.0
			NW	NE		IRR FS	10.0
			SE	NE		IRR FS	13.0
			NE	SE		IRR FS	14.0
			NW	SE		IRR FS	8.0
			SW	SE		IRR FS	8.0
						Section Acres	55.0
						Total Acres	415.0

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-07754, 37-00856, 37-02778

14. Remarks:
RES. LOCATED IN SWNE, S35, T4S, R13E.
THE STORAGE SHOWN IN THIS RT. IS KNOWN AS STROUT RESERVOIR &
COVERED IN PART BY RT. 37-2778.
RESERVOIR IS USED FOR STOCK WATER BY BLM & STATE GRAZING PERMITS.

OWNERSHIP CHANGE 6/18/90 BY JG

15. Basis of Claim: LICENSE
Water Right Number: R936

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: *Corrected* A37-02780

Date Received: 8/22/1988

Receipt No: C002293

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY DEMOSS 208-257-3572
Address: HC 60 BOX 3900
CAMBRIDGE, ID 83610

AND/OR

Name: HELEN DEMOSS 208-257-3572
Address: HC 60 BOX 3900
CAMBRIDGE, ID 83610

2. Date of Priority: APR 13, 1954

3. Source: DRY CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	13E	35	SW	NE	NE	R	GOODING
	14E	6	NE	SE	SE		GOODING

5. Description of diverting works:
DIVERSION DAM, CANAL, BRAY LAKE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			905.00
IRRIGATION FROM STORAGE	04/01	10/31			905.00
DIVERSION TO STORAGE	01/01	12/31	157.000		
IRRIGATION	04/01	10/31	157.000		

7. Total Quantity Appropriated is:
157.000 C.F.S. (and/or) 905.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	13E	3	NW		NW		IRR FS	40.0
			SW		NW		IRR FS	31.0
			NW		SW		IRR FS	40.0
			Section Acres 111.0					
		4	NE		NE		IRR FS	20.0
			SW		NE		IRR FS	8.0
			SE		NE		IRR FS	40.0
			NE		SW		IRR FS	25.0
			SE		SW		IRR FS	34.0
			NE		SE		IRR FS	40.0
			NW		SE		IRR FS	33.0
			SW		SE		IRR FS	36.0
			SE		SE		IRR FS	13.0
			Section Acres 249.0					
		9	NE		NE		IRR FS	2.0
			NW		NE		IRR FS	10.0
			SE		NE		IRR FS	13.0
			NE		SE		IRR FS	14.0
			NW		SE		IRR FS	8.0
			SW		SE		IRR FS	8.0
			Section Acres 55.0					
			Total Acres 415.0					

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-07754, 37-00856, 37-02778

14. Remarks:

RES. LOCATED IN SWNE, S35, T4S, R13E.
LIC. INCORRECTLY SHOWS TOTAL AC. AT 423.
THE STORAGE SHOWN IN THIS RT. IS KNOWN AS STROUT RESERVOIR &
COVERED IN PART BY RT. 37-2778.
RESERVOIR IS USED FOR STOCK WATER BY BLM & STATE GRAZING PERMITS.

OWNERSHIP CHANGE 6/18/90 BY JG

15. Basis of Claim: LICENSE

Water Right Number: R936

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 _____

MICROFILMED
FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

18-Jun-1990

Gary Demoss and Helen Demoss
HC 60, Box 3900
Cambridge, ID 83610

Re: Claim No(s). A37-07754, 02780, 02778, 00856

Dear Claimant(s):

Pursuant to the notification that you presently own the property inwhich the above referenced adjudication claim(s) is appurtenant, the Department has changed the record(s) of the current owner as you requested. Please find enclosed copy(s) of the computer record of the claim(s) noting the change in claimant. Please review the record(s) and if you have any corrections, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

Encls:

c.c. First American Title Co.

MICROFILMED
FEB 23 1993

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Water Right Number(s): A37-07754; A37-02780; A37-02778; A37 00856

Name and Address of
Former Claimant:

IDAHO STATE BANK

P.O. Box 909

Glenns Ferry, Idaho 83623

New Claimant(s):

GARY DEMOSS AND HELEN DEMOSS

New Mailing Address:

New Telephone Number: (208) 257 - 3572

Does the change in ownership result in a splitting of the
water right claimed? yes XX 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: Warranty Deed

Signature of New Claimant(s):

Gary DeMoss

Helen DeMoss

Date: JUNE 8 1990

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6/18/90

By: SL

Further Action Needed:

Further Action Taken

Date: 6/18/90

By: SL

Final Review and Data-Entry

MICROFILMED
FEB 23 1993

RECEIVED

JUN 14 1990

Department of Water Resources
Southern Region Office

FIRST AMERICAN TITLE COMPANY
P.O. BOX 446
GOODING, IDAHO 83330
(208) 934-4427

DATE: JUNE 13, 1990

TO: DEPARTMENT OF WATER RESOURCES
ATTN: ALLEN
2148 - 4TH AVENUE EAST
TWIN FALLS, IDAHO 83301

RE: G-001415 / E-00920

DEMOSSE / IDAHO STATE BANK - MASON

Gentlemen:

Enclosed please find the following documents:

**CHANGE IN OWNERSHIP OF NOTICE OF CLAIM
**WARRANTY DEED - PLEASE NOTE THIS IS A CONTRACT OF SALE AND THE
DEED WILL NOT BE RECORDED UNTILL THE FINAL PAYMENT IS MADE -

If you have any questions, please feel free to call our office.
Thank you for your business.

Sincerely,

FIRST AMERICAN TITLE COMPANY

Cindy Bolte

CINDY BOLTE
ADMINISTRATIVE ASSISTANT

Enclosures

MICROFILMED
FEB 23 1993

WARRANTY DEED

FOR VALUE RECEIVED, Idaho State Bank, the Grantor, does hereby grant, bargain, sell, and convey unto Gary DeMoss and Helen DeMoss, husband and wife, the Grantee, whose current address is HC 69 Box 3900, the following described property in Gooding County, Idaho:

Township 5 South, Range 13 East of the Boise Meridian

Section 3, Lot 4, SW 1/4 NW 1/4, NW 1/4 SW 1/4.

Section 4, Lots 1 and 2, S 1/2 NE 1/4, SE 1/4, E 1/2 SW 1/4.

Section 9 N 1/2 NW 1/4, SE 1/4 NE 1/4, W 1/2 NE 1/4, SE 1/4 NW 1/4, E 1/2 SW 1/4, W 1/2 SE 1/4.

Together with Idaho Water License No., R-864/37-2778 consisting of 1210 acre feet of Bray Lake and all other water rights, rights-of-way and easements appurtenant to the above-described premises.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that it is free from all encumbrances except easements, covenants, and restrictions currently of record, and that it will warrant and defend the same from all lawful claims whatsoever.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining; SUBJECT TO all easements, rights of way, restrictions, and reservations of record.

DATED effective the 8 day of June, 1990.

SLC

IDAHO STATE BANK

SEE EXHIBIT "A" ATTACHED
HERETO.

By:

James E. Kevan
JAMES E. KEVAN

STATE OF IDAHO)
County of ADA) ss.

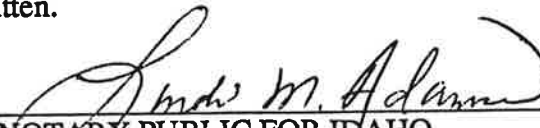
On this 8th day of June, 1990, before me,
Linda M. Anderson, the undersigned, a Notary Public in and for said state,
personally appeared JAMES E. KEVAN, known or identified to me to be the President of Idaho

RECORDED
FEB 23 1993

State Bank, the corporation who executed the instrument, or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.





NOTARY PUBLIC FOR IDAHO
Residing at _____ BOISE, IDAHO
My Commission Expires _____ 5/22/94

MICROFILMED
FEB 23 1994

EXHIBIT 'A'

INCLUDING BUT NOT LIMITED TO THE FOLLOWING WATER RIGHTS;

APPRAISAL PERMIT: #377754 FOR 1,565 ACRE FEET OF STORAGE AND 6.26 CFS

DECREED LICENSE; #370856 FOR 32 CFS OF STORAGE PRIORITY 2/1/17

LICENSE: #372780 FOR 157 CFS OF STORAGE OF 905 ACRE FEET

LICENSE; #32-2778 FOR 80 CFS STORAGE 1210 ACRE FEET

DOMESTIC WELLS ARE A37-11479
A37-11480

ALL ADJUDICATION FEES HAVE BEEN PAID

MICROFILMED
FEB 23 1993

SOUTHERN REGION CLAIMS IN STAX AS OF 2/25/91

(This List FAXed to Region with copy to Anna Baumhoff 2/25/91)

BLAINE CO....
BLAINE COUNTY: BALDWIN, CLYDE, A37-00433A
DURKHEIMER, ALAN, A37-12829
Woodbury, Lyle D.
All signed/notarized, d-e not completed.
A37-00198A, A37-00197D, A37-11910, A37-01135, A37-01026A
The Nature Conservancy
All signed/notarized; no d-e
Two unnumbered claims plus A37-00351B, A37-00352A, A37-
12410 through A37-12413, A37- 02580, A37-02609, A37-02609C
Fassett, Helen M.
All signed/notarized, d-e not completed. Problems per note
from Carter Fritschle attached.
A37-08278, A37-0425D, A37-04151, A37-12363, A37-12366 and
A37-12367
Sorenson, Milton J. - A37-12439
Gibson, Jean/Lindstrom, Mary/Babin, Doris/Mathews, Donna
A37-10023 data entered w/o rec't #; some consumptive use
probs.
Bitton, Jeff/Debra
One claim only; checklist not complete; need add'l \$10.00;
based on decree.

GOODING COUNTY:

Idaho State Bank
A37-00856, A37-02780, A37-02778, A37-07754, A37-11480. A
real mess. Don Shaff has done some work on these four
claims, for Bray Lake Ranch. His notes are all attached,
with the comment, "Quick Review".

TWIN FALLS CO....
STANLEY/ORR, A47-11863

MICROFILMED
FEB 23 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: A37-02780
Date Received: 8/22/1988
Receipt No: C002293
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IDAHO STATE BANK 208-366-7492
Address: P. O. BOX 909
GLENNS FERRY, ID 83623

2. Date of Priority: APR 13, 1954

3. Source: DRY CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	13E	35	SW	NE	NE	R	GOODING
	14E	6	NE	SE	SE		GOODING

5. Description of diverting works:
DIVERSION DAM, CANAL, BRAY LAKE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION STORAGE	01/01	12/31			905.00
IRRIGATION FROM STORAGE	04/01	10/31			905.00
DIVERSION TO STORAGE	01/01	12/31	157.000		
IRRIGATION	04/01	10/31	157.000		

7. Total Quantity Appropriated is:
157.000 C.F.S. (and/or) 905.00 A.F.A.

8. Total consumptive use is 1269 1245 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	13E	3	NW	NW		IRR FS	40.0
			SW	NW		IRR FS	31.0
			NW	SW		IRR FS	40.0
						Section Acres	111.0
		4	NE	NE		IRR FS	20.0
			SW	NE		IRR FS	8.0
			SE	NE		IRR FS	40.0
			NE	SW		IRR FS	25.0
			SE	SW		IRR FS	34.0
			NE	SE		IRR FS	40.0
NW	SE			IRR FS	33.0		
SW	SE			IRR FS	36.0		
SE	SE			IRR FS	13.0		
				Section Acres	249.0		
9	NE	NE		IRR FS	2.0		
	NW	NE		IRR FS	10.0		
	SE	NE		IRR FS	13.0		
	NE	SE		IRR FS	14.0		
	NW	SE		IRR FS	8.0		
	SW	SE		IRR FS	8.0		
				Section Acres	55.0		
				Total Acres	415.0		

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
37-07754, 37-00856, 37-02778

14. Remarks:

RES. LOCATED IN SWNE, S35, T4S, R13E.

~~LIC. INCORRECTLY SHOWS TOTAL AC. AT 423.~~

THE STORAGE SHOWN IN THIS RT. IS KNOWN AS STROUT RESERVOIR & COVERED IN PART BY RT. 37-2778.

RESERVOIR IS USED FOR STOCK WATER BY BLM & STATE GRAZING PERMITS.

15. Basis of Claim: LICENSE

Water Right Number: R936 37-02780

MICROFILMED
FEB 23 1993

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

MICROFILMED
FEB 22 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: 39356
Ident. Number 437-02780
Date Received 8-22-88
Receipt Number 0002293

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Idaho State Bank Phone (208) 366-7492
Mailing Address P.O. Box 909 Glenss Ferry, ID Zip 83623
2. Date of Priority (Only one (1) per claim) April 13, 1954
3. Source of water supply (a) Dry Creek
which is tributary to (b) Big Wood River
4. a. Location of existing point of diversion is: Township 4 So. Range 14 E. Section 6,
NE 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Gooding
Additional points of diversion if any: 4 S. - 13 E. Sec. 35 SW-NE-NE
- 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. Diversion works consist of cement dam 6' high approx. 20' long four-4' gates with side wing 25' x 3' high and baffle Dam 20' x 4' on down stream side. Canal is approx. 6 miles to Bray Lake Reservoir, See Plat. Dam was originally built in April, 1915 to height of 10' - 1950 Dam was raised to 24' in height and in 1958 was raised again to its present height of 36'. Dam is earth fill construction 1800' long and stores approx. 4400 acre feet.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Storage purposes from Jan 1 to Dec 31 amount 157 or 905

For Irrigation purposes from April 1 to Oct 31 amount 157 or 905

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 157 (cfs) and/or (b) 905 (acre feet)

8. Total consumptive use claimed is 905 acre feet per annum.

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

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	
<u>5-S</u>	<u>13-E</u>	<u>3</u>						<u>40</u>	<u>31</u>			<u>40</u>							<u>111</u>
<u>"</u>	<u>"</u>	<u>4</u>	<u>20</u>		<u>8</u>	<u>40</u>					<u>25</u>			<u>34</u>	<u>40</u>	<u>33</u>	<u>36</u>	<u>13</u>	<u>249</u>
<u>"</u>	<u>"</u>	<u>9</u>	<u>2</u>	<u>10</u>		<u>13</u>								<u>14</u>	<u>8</u>	<u>8</u>			<u>63</u>

Total number of acres irrigated 423

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

12. Do you own the property listed above as place of use? Yes x 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.
37-7754 - Decree 37-0856 - R864-37-2778 or None ()

14. Remarks: Reservoir is used for stock water by B.L.M. and State
Grazing permits.

NOTIFIED
FEB 23 1993

Last Name State Bank Ident No. R 936-37-2780

Copies: White -State, Yellow-Claimant

Right of Way BL 045478

RECEIVED & filed
U.S. LAND OFFICE
BLISS, IDAHO
Date AUG 10 1930
Hour 9 a.m.

045478

MAP OF STROUT RESERVOIRS
SUPPLY CANAL & LATERALS
TO ACCOMPANY APPLICATION
FOR PERMIT

BY

Bliss Idaho

Aug 6th 1930

Noted in Div. E 9/24/30 S.B.

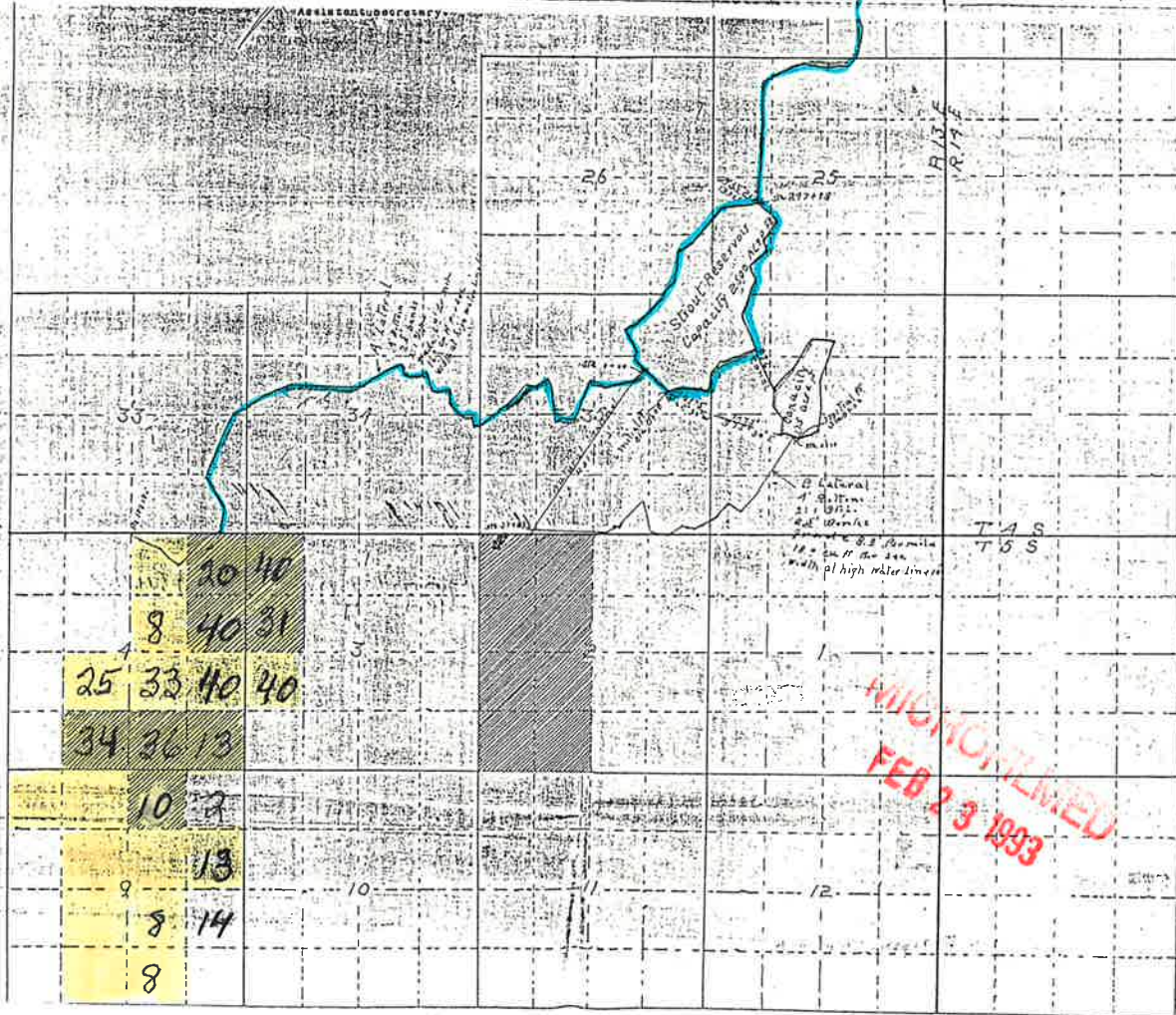
DEPARTMENT OF THE INTERIOR.

MAR 11 1931

Pursuant to the provisions of the act of March 3, 1891 (25 Stat. 1095), and Sec. 3, of the act of May 11, 1898 (30 Stat. 404), this map is approved, subject to all valid existing rights, but reserving right of way for canals or ditches constructed by authority of the United States.

Wm. T. Edwards

Assistant Surveyor



715.3 Irrig
198.7 Dry grass waste

B27
(#2+6)
= 559

145

84.9

58.6

19.1

40.1

47.6

26.3

39.5

26.1

55.9

10.2

9.1

609.3 Irrig Crop
105 Irrig Pasture
5 Farmstead
198.7 Dry & waste

102.5

27

26.3

104.8

Irr. Pasture
Irrig Crop
Farmstead
Dry & waste

Irrigated Crop
Irrigated Pasture
Prop. Line

MICROFILMED
FEB 23 1993

Scale: 2 inches equals 1 mile

A large grid of 16x16 squares, each containing a small crosshair pattern. The grid is composed of 16 columns and 16 rows of squares. Each square contains a small crosshair pattern, which is a central point with four lines extending outwards to the edges of the square, forming a cross shape. The lines are thin and black, and the background of each square is white. The grid is used for drawing and construction.

Copies: White-State, Yellow-Claimant

MICROFILMED
FEB 23 1993

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License x Permit _____

Decree _____

If applicable provide IDWR Water Right Number R936-37-2780

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

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Chairman of the Board

Title

of Idaho State Bank, that I have signed the foregoing

Organization

document in the space below as Chairman of the Board of Idaho State Bank

Title

Organization

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

Signature of Authorized Agent Clayton W. Snow II

Title and Organization Ch. Board, Idaho State Bank Date 8-12-88

State of Idaho/or _____)
County of Edmore) SS.

Subscribed and sworn (or affirmed) before me this 12th day of Aug 19 88

SEAL

Notary Public Donald R. Rasmussen

Residing at Boise, Idaho

My Commission Expires May 7 - 89

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 Idaho State Bank Ident. Number R936-37-2780

Copies White-State, Yellow-Claimant

MICROFILMED
FEB 23 1993

TO: D. Allen

FROM: D. Shaff *DS*

DATE: October 4, 1988

*Claim File Copy
No Attachment*

RE: Adjudication Fee Refund

With the processing review of Claims A37-00856, A37-02780, A37-02778 and A37-07754 and a telephone conversation with Mr. Don Rowe, property manager for Idaho State Bank, I have concluded the fees paid for these claims were in excess of the amount required. After submitting the claims, Mr. Rowe supplied a farm plan map delineating the fields and number of acres irrigated. The farm plan map states in the upper left hand corner 715.3 acres are irrigated. Mr. Rowe said in a telephone conversation the morning of October 4, 1988, the total of 715 acres is the amount he wished to claim.

Please process a refund of \$105 payable to Idaho State Bank mailed to the bank c/o S. Donald Rowe, property manager, P.O. Box 128, Kuna, Idaho 83634. A copy of the receipt for the fees on these claims is attached.

)
C002296

MICROFILMED
FEB 23 1993

JULY, 1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Idaho State Bank

CLAIM IDENT. NO. 93702700

DATE RECEIVED 8-22-88 CK # 8488

AMOUNT \$ 920

2 of 4

YES

NO

1. Is the name and address complete with zip code? ☒ YES ☐ NO

2. Is priority date entered? ☒ YES ☐ NO

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd). A Permit is required for surface water developed after May 20, 1971 (except for instream stockwater). ☒ YES ☐ NO

3. (a) Is a source entered? ☒ YES ☐ NO

(b) Is a tributary to entered? (if required) ☒ YES ☐ NO

4. Is the legal description of the p.d. complete? ☒ YES ☐ NO

5. Is there a description of the diverting works? ☒ YES ☐ NO

6. Are the water uses appropriate for the form? The short form limited domestic and stockwater. Instream stockwater must use long form. ☒ YES ☐ NO

Is the period of use included? ☒ YES ☐ NO

Is a quantity claimed for each use? ☒ YES ☐ NO

7. Is a total quantity claimed entered? ☒ YES ☐ NO

8. Is the consumptive use correct? ☒ YES ☐ NO

If required is a consumptive use entered? ☒ YES ☐ NO

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. ☒ YES ☐ NO

10. Is (are) the place(s) of use entered? ☒ YES ☐ NO

11. Is (are) the county(ies) entered? ☒ YES ☐ NO

12. Is the ownership of p.u. checked? ☒ YES ☐ NO

13. Are other water rights listed or "none" checked? ☒ YES ☐ NO

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO

15. Is the basis of the claim checked? ☒ YES ☐ NO

16. Is the claim signed by the claimant?

Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒ YES ☐ NO

Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO

Is the fee enclosed correct? ☒ YES ☐ NO

Should this claim be receipted and data entered? ☒ YES ☐ NO

If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO

N/A

Claim checked by: MICHAEL

Comments: _____

FEB 23 1993