

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: A36-00102
Date Received: 7/29/1988
Receipt No: 500/30/
Received By: Ø

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. ALVIN MUSSER 714-982-2630
Address: 1747 WILSON AVE.
UPLAND, CA 91764

AND/OR
Name: TIM MUSSER 208-837-4425
Address: RT. 1 BOX 260
HAGERMAN, ID 83332

2. Date of Priority: APR 01, 1892

3. Source: MARTIN CURRAN TUNNEL Trib. to: BILLINGSLEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	14E	32	SW	SW	NW		GOODING

5. Description of diverting works:
PIPELINE FROM MARTIN CURREN TUNNEL TO FARM; PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/15	4.800		
STOCKWATER	01/01	12/31	0.070		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
4.800 C.F.S. (and/or) 825.40 A.F.A.

8. Total consumptive use is 620.4 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/1 HOME WITH LAWN, STOCK/320 DRY HEIFERS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	31	SW	NE		IRR	26.0
			SE	NW		IRR	32.0
			NE	SW		IRR	40.0
			SE	SW		IRR	33.0
			NW	SE		IRR	35.0
			NW	SE		STOCK	
			NW	SE		DOMEST	
			SW	SE		IRR	39.0
Section Acres							205.0
Total Acres							205.0

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:
STOCK DRINK FROM CURRAN DITCH AFTER THEY GET LARGER

14. Remarks:
PRESENT PIPELINE REPLACED THE ORIGINAL WOODEN LINE IN 1948.
NO ONE ELSE USES THIS PIPELINE. SPRINKLER SYSTEM
WAS INSTALLED ALONG WITH THE PIPELINE.
IRRIGATION PUMP PROVIDES DOMESTIC & STOCK WATER DURING THE IRRIG.
SEASON. WHEN PUMP IS NOT ON, GRAVITY FLOW IN SAME PIPELINE PROV-
IDES WATER FOR THESE USES.
STOCK ALSO DRINK FROM CURRAN DITCH UNDER A SEPARATE CLAIM. ABOUT
320 HEAD DRINK FROM THE PIPELINE, AND ANOTHER 180 DRINK FROM THE
CURRAN DITCH DURING THE IRRIGATION SEASON.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 3/22/1932

NEW INTERNATIONAL MORTGAGE BAN
Decree Plaintiff

IDAHO POWER COMPANY
Decree Defendant

vs

(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 X do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

te: 07/29/88

277

R-13E

4E

C 181
(6310)

SPURD
42.3W T582

B
2.2

(6690)

F
33.1

E
16.7

B
66.5

H
6.4

C
8.3

B
10.3, 36.3
1.6

A
14.2

C20

D
24.1

F
5.4

2.4

G
5.0

F
1.3

RECEIVED
MAY 5 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 21, 2001

TIM MUSSER
C/O SALVADOR GARCIA
2969 S 1175 E
HAGERMAN ID 83332

*45-82 response.
Updated record - Rev./Box
to grid. - so*

Re: Snake River Basin Adjudication (SRBA)
Water Right(s) #36-102, 36-116, 36-10290, 36-10291, 36-10293
Change of Address

RECEIVED

MAY 08 2002

Department of Water Resources
Southern Region

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by January 11, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

☒ INSUFFICIENT ADDRESS
☒ NO SUCH NUMBER
☒ UNCLAIMED ☐ REFUSED
☒ ATTEMPTED NOT KNOWN
☒ NO SUCH STREET
☒ VACANT
☒ NO RECEIPTABLE
☒ NOT DELIVERABLE AS
ADDRESSED UNABLE
TO FORWARD
ROUTE NO. DATE
CARRRRINITIALS

36-102A ~~dis~~ ^{rec. dis.}
36-102 rec
36-116 ✓
36-10293-

36-10290 P.D. '96
36-10291 P.D. '96

2969 So. 1175 E

c/o
Salvador
Garcia

MUSSER, TIM
RT 1 BOX 260
HAGERMAN ID 83332

in spreadsheet - wrong add.
1 CIO-209178
needs str.

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)

Water Right 36-00102

Case No. 39576)

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 29, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 02-15 11-30

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001


ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-00102

1997 DEC 29 PM 4:54

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

NAME & ADDRESS: J ALVIN MUSSER
1747 WILSON AVE
UPLAND CA 91764

TIM MUSSER
RT 1 BOX 260
HAGERMAN ID 83332

SOURCE: MARTIN-CURREN TUNNEL TRIBUTARY: BILLINGSLEY CREEK

QUANTITY: 4.1 CFS

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT
WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED, SO
LONG AS THE QUANTITY DIVERTED AT THE POINT OF DIVERSION DOES NOT
CONSTITUTE UNREASONABLE WASTE.

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND
STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1892

POINT OF DIVERSION: T07S R14E S32 SESWNW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	4.1 CFS
	STOCKWATER	01-01 12-31	0.07 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

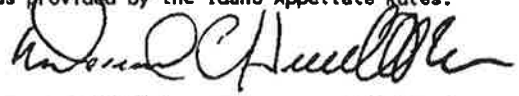
PLACE OF USE:	IRRIGATION	Within GOODING County		
	T07S R14E S31	SWNE 26	SENE 32	NESW 40
		NWSE 35	SWSE 39	SESW 33
	205 ACRES TOTAL			
	STOCKWATER	Within GOODING County		
	T07S R14E S31	NWSE		
	DOMESTIC	Within GOODING County		
	T07S R14E S31	NWSE		

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-102 V1

WATER RIGHT NUMBER: 36-102 V1

Owner Type Name and Address
 Current Owner J ALVIN MUSSER
 1747 WILSON AVE
 UPLAND, CA 91764
 (714)982-2630
 Current Owner TIM MUSSER
 RT 1 BOX 260
 HAGERMAN, ID 83332
 (208)837-4425
 Priority Date: 04/01/1892
 Basis: Decreed
 Status: Active

Source

SPRINGS

Tributary

BILLINGSLEY CREEK

Beneficial Use

STOCKWATER

From To

1/01 to 12/31

Diversion Rate

0.070 CFS

Annual Volume

DOMESTIC

1/01 to 12/31

0.040 CFS

IRRIGATION

2/15 to 11/30

4.100 CFS

Total Diversion:

4.100 CFS

Location of Point(s) of Diversion

SPRINGS

SE1/4SW1/4NW1/4

Sec. 32, Twp 07S, Rge 14E, B.M.

GOODING County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
07S	14E	31	NE	NW	SW	SE	

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
07S	14E	31	NE	NW	SW	SE	

IRRIGATION

*per SRBA decree -
 chg source to
 martin - Canan
 tunnel
 VAB
 3-12-2002*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-102 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07S	14E	31	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
					26.0				32.0	40.0			33.0		35.0	39.0			205.0

Total Acres: 205

Conditions of Approval:

1. C18 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.
2. N01 THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED, SO LONG AS THE QUANTITY DIVERTED AT THE POINT OF DIVERSION DOES NOT CONSTITUTE UNREASONABLE WASTE.
3. N09 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N14 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 36-02551, 36-07694, 36-00134A, 36-00134B, 36-00134C, 36-00135A, A36-00135B, 36-00135C, 36-10140 & 36-10142. STOCKWATER, 320 DRY HEIFERS

Comments:

1. BEDKE 1/2/1991 SCC-STAFF REVIEW
Comment:
2. WORSTELL 8/7/1992 COPIED FROM REMARKS
Comment: PRESENT PIPELINE REPLACED THE ORIGINAL WOODEN LINE IN 1948. NO ONE ELSE USES THIS PIPELINE. SPRINKLER SYSTEM WAS INSTALLED ALONG WITH THE PIPELINE. IRRIGATION PUMP PROVIDES DOMESTIC & STOCK WATER DURING THE IRRIG. SEASON. WHEN PUMP IS NOT ON, GRAVITY FLOW IN SAME PIPELINE PROVIDES WATER FOR THESE USES. STOCK ALSO DRINK FROM CURRAN DITCH UNDER A SEPARATE CLAIM. ABOUT 320 HEAD DRINK FROM THE PIPELINE, AND ANOTHER 180 DRINK FROM THE CURRAN DITCH DURING THE IRRIGATION SEASON.
3. CHRISTEN 10/21/1992 CHANGE IN CLAIM 10-21-92.
Comment: ADDED COND CODES N01 & N02. KKC
4. SCELLAN 12/11/1997 REFORMAT UPDATE
Comment: REFORMAT UPDATE
5. AJU10-DS 12/21/1999 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 36-102 V1

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NO NOTICE - RECOMMENDATION CHANGED

State or Federal: S

Owner Name Connector: AND

Water District Number: 36A

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Important Information About Your Water Right

August 27, 2001

TIM MUSSER
RT 1 BOX 260
HAGERMAN, ID 83332

RECEIVED

SEP - 7 2001

Department of Water Resources

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an ***Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc*** (hereinafter "***Order***") for water right number 36-00102. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the ***Order*** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the ***Order***, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This ***Order*** also incorporates into the ***Partial Decree*** an express statement that the ***Partial Decree*** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This ***Order*** in combination with the ***Partial Decree*** that was issued for this water right on December 29, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the ***Partial Decree*** to show evidence of the water right. The original of this ***Order*** and the original of the ***Partial Decree*** for this water right are on file with SRBA Court. If you do not have a copy of the original ***Partial Decree***, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the ***Order*** is entered ***Nunc Pro Tunc***, meaning that the ***Order*** will be treated as if it were issued the same date that the ***Partial Decree*** was originally issued.

Sincerely,



Diana Delaney
Case Administrator

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)

Water Right 36-00102

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

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THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 02-15 11-30

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001

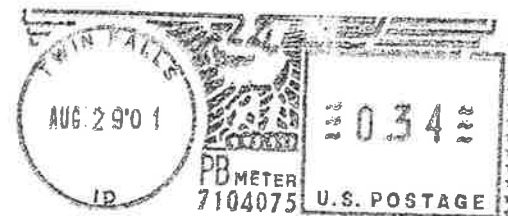


ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

TIM MUSSER
RT 1 BOX 260
HAGERMAN, ID 83332

- 
- ☐ PROVED, LEFT NO ADDRESS
 - ☐ NOT DELIVERABLE AS ADDRESSED
 - ☐ UNABLE TO FORWARD
 - ☐ ATTEMPTED - NOT KNOWN
 - ☐ UNCLAIMED - REFUSED
 - ☐ NO SUCH STREET - NUMBER
 - ☐ DO NOT REMAIN IN THIS ENVELOPE
 - ☐ INSUFFICIENT ADDRESS
 - ☐ NO MAIL RECEIPTABLE
 - ☐ BOX CLOSED BY OWNER



9/0 2969 S. 1175th 36-10293
36-102
36-116



R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED
OCT 12 1994



Department of Water Resources
222 Shoshone Street E.
Twin Falls, ID 83301

Date June 16, 1993

Name HEPWORTH NUNGESTER & LEZAMIZ

Address 133 SHOSHONE ST E
TWIN FALLS ID 83301

No. of Copies	Material	Cost
56	copies of Adjudication claims A36-00102 and A36-00102A @ .05 ea.	\$ 2.80
TOTAL		\$ 2.80

Please find enclosed the form(s) and/or information you requested. The charge, if any, is indicated above.

If we may be of further assistance, please contact us.

Sincerely,

Jeanie Robertson

MICROFILMED
OCT 12 1994

R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILME

JAN 25 1993

Water Right Number - R36-00102

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MUSSEY

J ALVIN

1 - 1747 WILSON AVE

2 -

3 -

City- UPLAND

State- CA Zip- 91764

Phone - 714-982-2630

1 - RT 1 BOX 260

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-837-4425

MUSSEY

TIM

+ - - Priority Date - - + + - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
04/01/1892 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
MARTIN-CURREN TUNNEL BILLINGSLEY CREEK

+ - - - - Point of Diversion - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County
07S	14E	32	SE SW NW		(47)	GOODING

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	4.100	
04 - STOCKWATER		01/01	12/31	0.070	
43 - DOMESTIC		01/01	12/31	0.040	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
4.100 615.0+ - - - - Place of Use - - - - - +

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

07S	14E	31	SW NE		26.0	01	IRRIGATION	(47) GOODING
07S	14E	31	SE NW		32.0	01	IRRIGATION	(47) GOODING
07S	14E	31	NE SW		40.0	01	IRRIGATION	(47) GOODING
07S	14E	31	SE SW		33.0	01	IRRIGATION	(47) GOODING
07S	14E	31	NW SE		35.0	01	IRRIGATION	(47) GOODING
07S	14E	31	SW SE		39.0	01	IRRIGATION	(47) GOODING
07S	14E	31	NW SE			04	STOCKWATER	(47) GOODING
07S	14E	31	NW SE			43	DOMESTIC	(47) GOODING

Total Acres: 205.0

+ - - Diversion Means - PIPELINE FROM MARTIN CURREN TUNNEL TO FARM; PUMP TO SPRINKLERS

MICROFILMED
JAN 25 1993Add
Concl
Codes
N01
N02
KHC
10-21-92

Civil Case Number	-	39576
Old Case Number	-	
Old Judicial District	-	
Temporary Right	-	P
Water District	-	36A
Federal/State Indicator	-	S
Presumption Flag	-	
Notice of Error Flag	-	

MICROFILMED

JAN 25 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

17:19:12
06/29/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-00102

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			SCY/HHA 7/13/90	N		HHT 8/7/92	DB	
POINT OF DIV	Y			(Y) 10 AC.	1,5			
SOURCE	Y			(Y)				
PLACE OF USE	Y			N	1,4,5			
DIV. AMOUNT CFS/VOLUME	Y			(Y)				
CONSUMPTIVE USE	-			(Y)				
PURPOSES	Y			N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

17:19:12
06/29/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-00102

LAST: MUSSER
ADDRESS: 1747 WILSON AVE.
CITY: UPLAND
PHONE NUMBER: 714-982-2630

FIRST: J. ALVIN

STATE: CA ZIP: 91764

OWNER CODE: C

LAST: MUSSER
ADDRESS: RT. 1 BOX 260
CITY: HAGERMAN
PHONE NUMBER: 208-837-4425

FIRST: TIM

STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: PRESENT PIPELINE REPLACED THE ORIGINAL WOODEN LINE IN 1948.
NO ONE ELSE USES THIS PIPELINE. SPRINKLER SYSTEM
WAS INSTALLED ALONG WITH THE PIPELINE.
IRRIGATION PUMP PROVIDES DOMESTIC & STOCK WATER DURING THE IRRIG.
SEASON. WHEN PUMP IS NOT ON, GRAVITY FLOW IN SAME PIPELINE PROV-
IDES WATER FOR THESE USES.
STOCK ALSO DRINK FROM CURRAN DITCH UNDER A SEPARATE CLAIM. ABOUT
320 HEAD DRINK FROM THE PIPELINE, AND ANOTHER 180 DRINK FROM THE
CURRAN DITCH DURING THE IRRIGATION SEASON.

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CONTACT PERSON: Buteh Morris

PHONE NUMBER: () -

DATE OF FIELD EXAM: 9/13/90

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: Serving Musser property

DIRECTIONS TO PROPERTY / REMARKS:

PODs / POU verified by vehicle's discussions

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A. AJ CLAIM: # A36-00102 PRIORITY DATE: 04-01-1892 STAGE: D
B. WR RECORD: # 36-00102 PRIORITY DATE: 04-01-1892 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
04-01-1892

REVIEWED BY

SCC

DATE

10-11-90

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-00102	07S	14E	32	SW	SW	NW		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-00134
36-00135
36-02551
36-07694

SOURCE: CURRAN TUNNEL

TRIB: BILLINGSLEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-00102	07S	14E	31		SW	NE		GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-00004
36-00018
36-07742

A36-00004 NONE
A36-00018
A36-00102A

SOURCE: MARTIN CURRAN TUNNEL

TRIB: BILLINGSLEY CREEK

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
			Y	<u>Y</u>
			Y	<u>Y</u>

REMARKS:

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
	<u>same</u>		<u>SE</u>				<u>47</u>

change

SOURCE: MARTIN-CURREN TUNNEL
REVIEWED BY: SEC TRIB: BILLINGSLEY CREEK
DATE: 10-11-90

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A. ROOT WATER RIGHT NUMBERS: A36-00102
A36-00102A

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	14E	31	SW	NE		MUSSER, J. ALVIN	A36-00102 /26.0	36-00102 /	38.0	26	26
						MUSSER, J. ALVIN	A36-00102A /	- /			
						MUSSER, J. ALVIN	A36-10293 / 3.0	- /			
07S	14E	31	SE	NW		MUSSER, J. ALVIN	A36-00102 /32.0	36-00102 /	39.0	30	32
						MUSSER, J. ALVIN	A36-00102A /	- /			
07S	14E	31	NE	SW		MUSSER, J. ALVIN	A36-00102 /40.0	36-00102 /	42.0	40	40
07S	14E	31	SE	SW		MUSSER, J. ALVIN	A36-00102 /33.0	36-00102 /	40.0	33	33
						SHIRTCLIFF, E. T.		36-00184 /			
07S	14E	31	NW	SE		MUSSER, J. ALVIN	A36-00102 /35.0	36-00102 /	40.0	35	35
07S	14E	31	SW	SE		MUSSER, J. ALVIN	A36-00102 /39.0	36-00102 /	39.0	39	39
						SHIRTCLIFF, E. T.		36-00184 /			
07S	14E	31	NW	SE		MUSSER, J. ALVIN	A36-00102 /	36-00102 /	40.0	-	
07S	14E	31	NW	SE		MUSSER, J. ALVIN	A36-00102 /	36-00102 /	40.0	-	
TOTAL ACRES							A36-00102	205.00	318.00		205

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

~~Y~~

See conversation Memo
RE: Connected Mainline.

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PRESUMPTION FLAG:

REMARKS:

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JAN 25 1993

RECOMMENDATIONS:

TOTAL ACRES:

205

REVIEWED BY:

See

DATE:

10-11-90

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JAN 25 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-00102 IRRIGATION	FROM 04-01 TO 11-15	4.800 CFS
A36-00102 STOCKWATER	FROM 01-01 TO 12-31	.070 CFS
A36-00102 DOMESTIC	FROM 01-01 TO 12-31	.040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.800 CFS 825.40 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-00102 IRRIGATION	FROM TO	4.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		4.800 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(~~X~~) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(~~X~~) Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 4.800 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.800 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
N

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

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B.

FLOW MEASUREMENT

MEASUREMENT METHOD Sonic, SEE ATTACHED CALCULATIONS.

see attached

C. ARE OTHER WATER RIGHTS USED? ~~Y(Y)~~ N(X) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: ~~STOCK DRINK FROM CURRAN DITCH AFTER THEY GET LARGER~~ NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00102	CURRAN TUNNEL	MUSSER, J. ALVIN	4.800	0.023	825.40	4.02
A36-10293	SPRING	MUSSER, J. ALVIN	1.100	0.022	196.00	4.00

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-00102	STOCKWATER	MUSSER, J. ALVIN	FROM 01-01 TO 12-31	.070 CFS	
A36-00102	DOMESTIC	MUSSER, J. ALVIN	FROM 01-01 TO 12-31	.040 CFS	
A36-00102A	STOCKWATER	MUSSER, J. ALVIN	FROM 04-01 TO 11-15	.050 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 205 x 0.02 CFS/ACRE = 4.1 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 620.4 AF/A

ACRES 205 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 615 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 825.40 AF/A

ACRES 205 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 820 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

1b. CALCULATIONS

*no conveyance
loss - pipeline
delivery.*
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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>IRRIGATION</u>	<u>4-1 11-15</u>	<u>4.10</u>	<u>820</u>	<u>610</u>
<u>STOCK WATER</u>	<u>1-1 12-31</u>	<u>0.07</u>		
<u>DOMESTIC</u>	<u>1-1 12-31</u>	<u>0.04</u>		
TOTAL FOR THIS RIGHT		<u>4.10</u>		

REVIEWED BY: SCC

DATE: 10-11-90

WR Proportion rate $\frac{4.8 \text{ cfs}}{240 \text{ Ac.}} = 0.02 \text{ cfs/Ac}$

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
()
()
()

NEEDS
REVIEW
()
()
()

Legal Review

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-00102

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.800

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-00102	4.800	-		36-00102	4.800
-	A36-00102A	0.050	-		-	
TOTAL CFS		4.850				4.800

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

Review Needed

AUTHENTICATION:

SIGNATURE: *Steve C. [Signature]*

DATE: *10-11-90*

NAME OF FIELD EXAMINER: _____ TITLE: _____

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JAN 21 1993



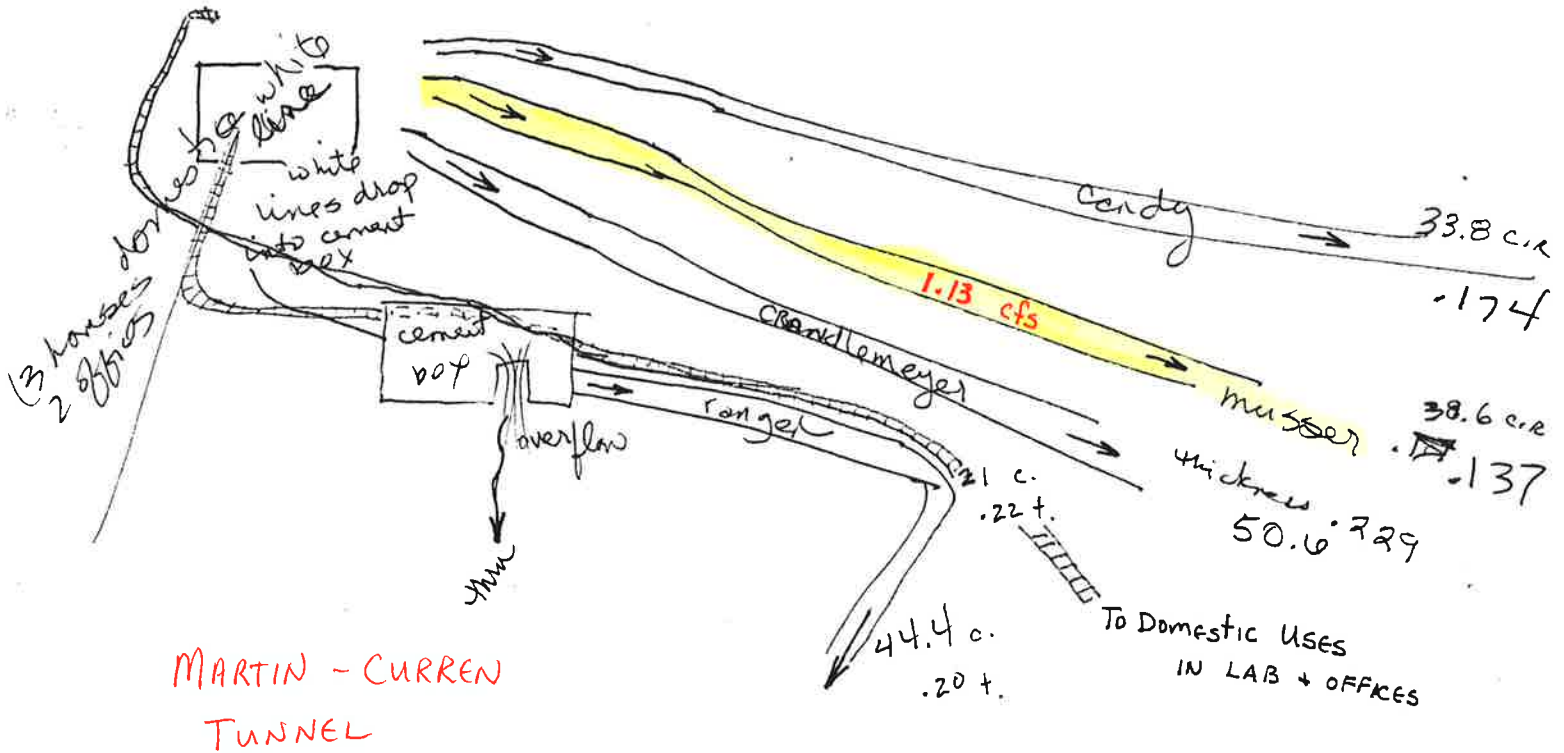
State of Idaho

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



MARTIN - CURREN
TUNNEL

per: Lynn
Babbington

9-13-90

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JAN 25 1993





CONVERSATION MEMORANDUM

NAME OF PARTY BUTCH MORRIS
EMPLOYEE: SCC / HHT

DATE 9-13-90
FILE A36-00102
A36-00116

RE: THE MUSSER SYSTEM

The mainlines of the Hoagland Tunnel system and the Martin-Curren Tunnel system are connected. Butch Morris is currently farming the Musser Property. Musser did not claim any overlap of Sources.

9-13-90 Per Lynn Babington - Manager @ Raggen

He also confirmed the use of the connected Mainline system. He mentioned the use of Martin-Curren water over on the Hilltop parcel has been done.

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9/13/90
SCC/HHT

Re: Musser System

the Hoagland Tunnel mainline & Cuner
Tunnel mainline are connected.

Per Butch ~~Musser~~^{Morris}, who is farming
the Musser property.

Musser did not claim any overlap
of sources on his acres.

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JAN 25 1993

R-13E
HOAGLAND
SYSTEM

C 181
(6310)

42 3W T582

Pump

(6690)

F 33.1

MUSSER

MARTIN
CURRY
SYSTEM

C 8.3

B 10.3

3.6

3.7

1.6

A 14.2

C20

D 24.1

F 3.4

G 5.0

F 1.3

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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

MODE SELECT
INPUT

OUTER DIAMETER
12.2866 IN

PIPE MATERIAL
? CS,SS

WALL THICKNESS
.13700 IN

INNER LINING
? NO LING.

KIND OF FLUID
? WATER

SENSOR MOUNTING
? U

TYPE OF SENSOR
? SMALL

DATA CHANGE
? NO

SPACING
9.535 IN U

09-13 08:4300 *R
+463.357E 06GPM

09-13 08:4300 *G
+002.30 % A12

ZERO MODE
CLEAR

ZERO MODE
AUT ZERO

ZERO MODE
ZERO OPR

MODE SELECT
TO CHECK

0452.6 MMSEC
100.84 % T0

09-13 08:4500 *R
+508.531E 06GPM

09-13 08:4600 *R
+509.852E 06GPM

Musser Pipeline -
Martin-Curren Tunnel
line but not pivot running

MUSSER PIPELINE

@ MARTIN-CURREN
TUNNEL

$$\bar{X} = 509.19 \text{ GPM}$$

$$= 1.13 \text{ cfs}$$

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