



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

September 11, 2001

RECEIVED
BIRN KEMP THORNE
Governor

SEP 21 2001
J. DREHER
Director

Department of Water Resources
Southern Region
RECEIVED

SEP 18 2001

Department of Water Resources

HELEN S FOWLER
JERRY R FOWLER
3800 N BOYAN LN Bayou Ln
BOISE ID 83703

RE: Snake River Basin Adjudication (SRBA)
Water Right #36-113E

pp. 8/61 record updated 9-19-01.
-B

Dear Water Right Holders:

Mail sent to you by the SRBA Court was returned to the SRBA Court by the Postal Service. The Postal Service advised us your address has changed to the above address. We have enclosed the returned mail.

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.

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 before returning this letter, list any other water rights you have, and return this letter by October 28, 2001. 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. Be sure to list your water right numbers.

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 records.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Returned Mail

#####

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

Water Right Holder's Signature

Jerry R Fowler

Telephone No.

(208) 853-7075

A black and white illustration of a hand with the index finger pointing towards the 'RETURNED TO SENDER' stamp. The stamp itself is a rectangular box with the words 'RETURNED TO SENDER' inside. Below the stamp, there is a line of text that reads 'IF NO ADDRESS IS GIVEN, THE LETTER WILL BE RETURNED TO THE SENDER.'

HELEN S FOWLER
JERRY R FOWLER
919 JUSTICE GRADE
HAGERMAN, ID 83332

3800 N. Bayan Lewis
Boise, ID 83703



36-113E



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: A36-00113E

Date Received: 6/10/1988

Receipt No: S000393

Received By: *address / HB*
change

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERRY R FOWLER 208-837-4408
Address: 919 JUSTICE GRADE
HAGERMAN ID 83332

AND

Name: HELEN S FOWLER 208-837-4408
Address: 919 JUSTICE GRADE
HGAERMAN ID 83332

2. Date of Priority: JUN 26, 1881

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	11	SW	NE			GOODING

5. Description of diverting works:
HEADGATE AND CONCRETE DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.130		
STOCKWATER	01/01	12/31	0.130		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	13E	11	SW	NE	STOCK IRR	3.2
Section Acres						3.2
Total Acres						3.2

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:
NONE

14. Remarks:
OWNERSHIP CHANGE 3/15/95 BY JG.
ADDRESS CHANGE 1/16/95 BY TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/22/ 32

NEW INTERNATIONAL BANK
Decree Plaintiff

IDAHO POWER COMPANY
vs Decree 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/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 _____

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)01/16/96 14:05:57
Page 1

Water Right Number - 36-00113E Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***

FOWLER JERRY R 1 - 919 JUSTICE GRADE
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4408

FOWLER HELEN S 1 - 919 JUSTICE GRADE
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4408

*** D - DIR RPT OWNER ***

MERCER CECILE M 1 - 919 JUSTICE GRADE
2 - RT 1
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6655

MERCER MARNE L 1 - 919 JUSTICE GRADE
2 - RT 1
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6655

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

06/26/1881 ERROR IN REGION D - DECREED

+ - - - - Source - - - - + + - - - - Tributary - - - - +

BILLINGSLEY CREEK SNAKE RIVER

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

TwN Rng Sec Tract Lot RFlg County

07S 13E 11 NW SW NE (47) GOODING

+ - - - - Water Use - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.080

04 - STOCKWATER 01/01 12/31 0.020

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.080 3.0

+ - - - - Place of Use - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

07S 13E 11 SW NE 1.0 01 IRRIGATION (47) GOODING

Total Acres: 1.0

MICROFILMED
DEC 03 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - 36-00113E

Prefix Translation: WATER RIGHT

+ - - Diversion Means - HEADGATE AND CONCRETE DITCH.

+ - - Non-Irrigation Use - STOCK, 5 HORSES & DONKEYS, A FEW SHEEP

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
A DIVERSION RATE OF 0.08 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.
WATER IS DELIVERED THROUGH THE IDAHO POWER CO. DITCH.

+ - - - - - Old Water Right Numbers - - - - - +
A3600113C

+ - - - - - Conditions of Approval - - - - - +
N01 - THE APPROPRIATOR IS ENTITLED TO THE AMOUNT OF WATER DESCRIBED
- ABOVE FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE
- DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED ABOVE.
N02 - THE PORTION OF THIS RIGHT FOR STOCKWATER PURPOSES MAY BE
- DIVERTED SO LONG AS THE AMOUNT OF WATER DIVERTED AT THE POINT OF
- DIVERSION FOR STOCKWATER PURPOSES DOES NOT CONSTITUTE
- UNREASONABLE WASTE AND DOES NOT CONFLICT WITH THE PUBLIC
- INTEREST, AS DETERMINED BY THE DIRECTOR.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL BANK IDAHO POWER COMPANY 03/22/0032

+ - - - - - Comments - - - - - +
Date: 09/21/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/18/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 8/3/92. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/19/1992 User Id: WORSTELL Subject: RESPONSE TO NOTICE OF ERROR
MR MERCER CALLED TO SAY THAT HE NORMALLY USES THE STOCKWATER HE CLAIMED. SEE CONVERSATION MEMO OF 10/20/92 TO R.V. WORSTELL.
STOCK WATER USE RESTORED TO CLAIM.
Date: 03/15/1995 User Id: JGIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 2/23/95 FROM MARNE L. AND CECILE MAXINE MERCER TO JERRY R. AND HELEN S. FOWLER. SIGNATURE OF
FORMER OWNERS AND A COPY OF THE WARRANTY DEED SUBMITTED WITH FORM.
Date: 01/16/1996 User Id: TBACKLUN Subject: NAME AND/OR ADDRESS CHANGE
ADDRESS CHANGE MADE WITH IDWR FORM. SF3 WAS SENT TO OWNERS.

+ - - Audit Fields - - +
01/16/96 TBACKLUN

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/10/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000393	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	- E

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

JAN 16 1996

Department of Water Resources
Southern Region

[] Water Right Number(s): A36-00113E

[] Old Mailing Address: 4675 W. SAVANNAH LN
BOISE, ID 83714

[] New Mailing Address: 919 JUSTICE GRADE
HAGERMAN, ID 83332

Telephone Number: (208) 837-4408

[] Signature of Claimant: *Helen S. Fowler*
Helen S. Fowler

Date: 1-12-96

PLEASE SEND YOUR SRBA CHANGE OF ADDRESS TO THE NEAREST
REGION OFFICE:

IDWR WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705-5082
(208) 334-2190

IDWR SOUTHERN REGION
222 SHOSHONE ST EAST
TWIN FALLS ID 83301-6602
(208) 736-3033

IDWR EASTERN REGION
900 N SKYLINE
IDAHO FALLS ID 83402-3653
(208) 525-7161

IDWR NORTHERN REGION
1910 NORTHWEST BLVD #210
COEUR D'ALENE ID 83814-2615
(208) 756-4639

Revised 5/95

IDWR: DATA ENTRY BY *HLB*

DATE 1/16/95

MICROFILMED

DEC 03 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

January 16, 1996

Jerry & Helen Fowler
919 Justice Grade
Hagerman, ID 83332

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No.
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in Address on the water right claim(s) referenced above. Our records have been updated accordingly.

If you have not filed a Standard Form 3 with the Adjudication Court in Twin Falls, you will need to do so, since this is now part of the process in a Change in Address for Basin 36.

Should you have any questions, you may contact this office, or the SRBA District Court at 736-3011.

Sincerely,

Tara L Backlund
Records Clerk

/tlb
Enclosures

MICROFILMED

DEC 03 1996

RECEIVED
APR 15 1996

RECEIVED

FEB 08 1996

Department of Water Resources
Southern Region
Department of Water Resources
Adjudication Bureau

RECEIVED

FEB 07 1996

FEB 22 1996

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

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

) ORDER AMENDING: 36-00113E

) STANDARD FORM 3 STANDARD NOTICE OF
) CHANGE IN ADDRESS OR CONSENT TO
) SUBSTITUTION OF PARTY AND

) STANDARD FORM 4 MOTION TO FILE A
) LATE NOTICE OF CLAIM

Standard Forms 3 and 4 were adopted on June 21, 1993.

IT IS ORDERED that Standard Form 3 shall not be used for water rights which are
1) not recommended in a director's report or 2) have not been claimed in the SRBA through the
Notice of Claim procedure. Only water rights properly before the court can be the subject of
a Standard Form 3.

Standard Form 4 has been amended to allow domestic and stock water users to either
1) reinstate their Notice of Claim or 2) file a late Notice of Claim for a domestic or stock water
use as more specifically described by *SRBA Administrative Order No. 10 Order Governing
Procedures in the SRBA for Domestic and Stock Water Uses* dated March 22, 1995.

IT IS SO ORDERED.

DATED March 22, 1995.



DANIEL C. HURLBUTT, JR.

Presiding Judge

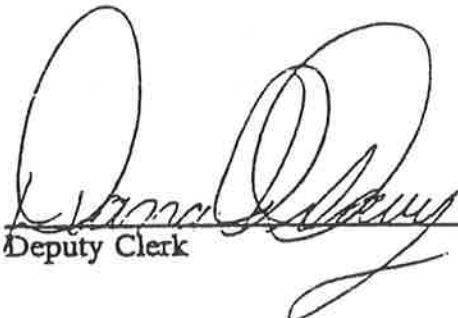
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER AMENDING: STANDARD FORM 3 STANDARD NOTICE OF CHANGE IN ADDRESS OR CONSENT TO SUBSTITUTION OF PARTY AND STANDARD FORM 4 MOTION TO FILE A LATE NOTICE OF CLAIM was mailed on March 22, 1995, with sufficient first-class postage to the following:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

The United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, ID 83724


Deputy Clerk

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

)
)
)
)
)
)
)

STANDARD FORM 3

(Check Appropriate Box)

☒ NOTICE OF CHANGE IN ADDRESS

OR

☐ CONSENT TO SUBSTITUTION OF
PARTY

INSTRUCTIONS FOR USE

This form is to be used to provide notice of a change in address of a party or to substitute a party whose water right was recommended in a director's report. *The filing of Standard Form 3 cannot result in a contested matter and a hearing will not be scheduled.* If completed as directed, the form will be accepted by the court and no further orders will issue. Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) (1986) where a water right recommendation is not before the court.

This form has been adopted by the court in Re SRBA, Twin Falls County Case 39576, *SRBA Administrative Order 1 Rules of Procedure* (amended 6/21/93), Section 4Ac(3), which may be consulted for further information.

A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here. Follow the instructions on the form or it will not be accepted for filing. The Verification and the Certificate of Mailing must be completed.

Standard forms may be obtained from the Idaho Department of Water Resources or the SRBA Court.

CHANGE IN ADDRESS

You must use this form to advise the court and parties of any change in your address during the pendency of the SRBA.

You must provide a copy of the completed form to each party or if the party is represented by an attorney you must serve the attorney in every subcase in which you are a party.

No hearing will be held and no further order will issue from this court.

My name is JERRY R. + HELEN S. FOWLER

I am the claimant of A36-00113E

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is 919 JUSTICE GRADE
HAGERMAN, ID 83332

My phone number is: Work 837-4690 Home 837-4408

(Go to Page 4)

CONSENT TO SUBSTITUTION OF PARTY

This form may only be used if a water right number is included as a "recommendation" in a director's report. *This form cannot be used for water rights that are not in a director's report or when portions of a water right are involved (i.e. where a water right is split).* You must use this form to substitute a new party into the SRBA.

You are to provide a copy of the completed form to every party in each subcase in which the new party is to be substituted. If the party is represented by an attorney you must serve the attorney. Because this is a "consent" form, it is a stipulation that there is no disagreement between the prior claimant/seller and the new claimant/purchaser that the prior claimant/seller has transferred all interests in the water right. No hearing will be held and no further order will issue.

"Prior claimant/seller" means any person who, pursuant to I.C. §§ 42-1409(2), (3) and (6) (1986), filed a notice of claim asserting the right to the use of water or on whose behalf the

right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of the "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The Substitution shall be filed by the new claimant/purchaser.

I am the new claimant/purchaser of _____
(Insert each water right number)

My name is _____

My address is _____

My phone number is: Work _____ Home _____

The name and address of the prior claimant/seller who I wish to be substituted for are:

Signature of prior claimant/seller

Signature of new claimant/purchaser

If an attorney is filing this form on behalf of a water right claimant or party in the SRBA, the attorney must complete the following information, in addition to the information required above.

Attorney name _____

Attorney of record for _____
(Identify party/claimant)

Attorney address and phone number: _____

- ☐ I have filed a *Notice of Appearance* for the party on whose behalf I am filing this form.
- ☐ A *Notice of Appearance* accompanies this form indicating which party and water rights I represent.

VERIFICATION

(To be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Gooding

Joseph R. Fowler, being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10) (1986); that the water right number I am asking the court to substitute a party on is a water right in a director's report filed with the court and that I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Joseph R. Fowler
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on February 5, 1994
(Insert Date)

Rick Lauder
Notary Public for Gooding County
Residing at: Ball
My Commission expires: 10/12/99



INSTRUCTIONS FOR MAILING

Mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on February 5, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. A *Change of Address* was served on each party, or if they are represented by an attorney you must serve the attorney, in each subcase in which you are a party, at the following address(es):

3. A *Consent to Substitution of Party* was served on the prior claimant/seller, or if they are represented by an attorney you must serve the attorney, at the following address(es):

4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of person or attorney mailing the form

RECEIVED

FEB 24 1995

Department of Water Resources
Adjudication Bureau

RECEIVED

FEB 23 1995

OFFICE OF THE
ATTORNEY GENERAL

no CM record

36-00113E

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.

Case No. 39576

STANDARD FORM 3

The State of Idaho, ex rel. R. Keith
Higginson in his official capacity as
Director of the Idaho Department
of Water Resources,

STANDARD FORM FOR NOTICE
OF CHANGE IN ADDRESS

OR

Petitioner,

CONSENT TO SUBSTITUTION OF
PARTY

vs.

*previously modified by
Judge Gilens.*

The United States; the State of Idaho; and
all Claimants to the Use of Water From
the Snake River Basin Water System,

(This may be a dupe)

Respondents.

as 9-14-95

INSTRUCTIONS FOR USE

This form must be used to provide notice of change in address or to substitute a party whose water right recommendation is in a director's report which has been filed with the court. The filing of Standard Form 3 cannot result in a contested matter. A hearing will not be scheduled.

This form has been adopted by the court in *SRBA Administrative Order 1* (amended June 21, 1993), Section 4A, which may be consulted for further information.

Standard Form 3 shall not operate to excuse compliance with the statutory requirements of I.C. § 42-1409(7) where a water right recommendation is not before the court.

As used in this form, the term "prior claimant/seller" means any person who, pursuant to I.C. § 42-1409(2), (3) and (6), filed a notice of claim asserting the right to the use of water or on whose behalf the right to the use of water was asserted. "New claimant/purchaser" means any successor in interest of a "prior claimant/seller," whether the interest is acquired by purchase, gift, inheritance or other means.

A *Consent to Substitution of Party (Substitution)* must be signed by the prior claimant/seller and the new claimant/purchaser. The *Substitution* shall be filed by the new claimant/purchaser.

Check either the *Change in Address* or *Consent to Substitution of Party* box and fill in the requested information. A party may copy or reproduce the standard form. The text of the form must be on the front and back of each page, exactly as it appears here.

Follow the instructions on the form or the court will not accept it for filing. The Verification and the Certificate of Mailing must be completed.

The standard form may be obtained from the Idaho Department of Water Resources and the court. You must provide a copy of this form to each party, or to their legal counsel, in any subcase in which you are a party.

☐ CHANGE IN ADDRESS

My name is _____

I am the claimant of _____

(Insert each water right number)

I have filed an objection/response to the following water right(s) _____

(Insert each water right number)

My new mailing address is _____

My phone number is: Work _____ Home _____

☐ **CONSENT TO SUBSTITUTION OF PARTY**

My name is Jerry R. Fowler and Helen S. Fowler

My address is 4675 W. Sanannah Lane
Boise , ID 83714

My phone number is: Work _____ Home 208-853-7118

The name and address of the party who I wish to be substituted for are:

Marne L. Mercer

919 Justice Grade

Hagerman, ID 83332

I am the new claimant/purchaser of _____ and _____

(Insert each water right number)

I am submitting proof of acquisition of the interest of the prior claimant/seller, *which is required by the court* to support my *Substitution*. Proof must contain a legal description of the property, including the water right numbers conveyed. You must describe the documents you are submitting.

copy of the recorded Warranty Deed

Marne L. Mercer

(Signature of prior claimant/seller)

Marne L. Mercer

Cecile Maxine Mercer

(Signature of new claimant/purchaser)

Cecile Maxine Mercer

☐ **ATTORNEY OF RECORD COMPLETING FORM**

My name is _____

I am the attorney of record for _____

(Identify party/claimant)

My address and phone number are _____

VERIFICATION

(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Gooding

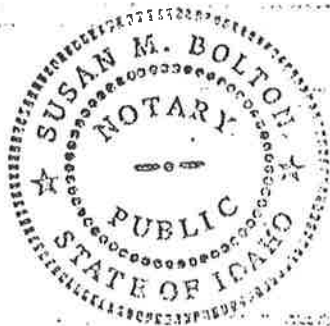
Jerry R. Fowler; being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.

Jerry R. Fowler
Signature of person filing form

By: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on February 10, 1995
(Insert Date)



Susan M. Bolton
Notary Public for Idaho
Residing at: Gooding ID
My Commission expires: 10-16-98

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. FAX filings will not be accepted by the SRBA Clerk of the Court.

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on _____, 199__, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

✓ Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

✓ 2. A *Change of Address* must be served on each party, or their attorney, in each subcase in which you are a party at the following address(es):

3. A *Consent to Substitution of Party* must be served on the prior claimant/seller or their attorney at the following address:

Marne L. Mercer

919 Justice Grade

Hagerman, ID 83332

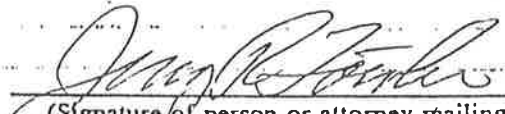
4. A *Consent to Substitution of Party* must be served on each party, or their attorney, to each subcase in which the prior claimant/seller is a party at the following address(es):

- ✓ 4. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

- ✓ 5. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734


(Signature of person or attorney mailing the form)

WARRANTY DEED

For Value Received

Marne L. Mercer and Cecile Maxine Mercer, Husband and Wife

the grantors, do hereby grant, bargain, sell and convey unto

Jerry R. Fowler and Helen S. Fowler, Husband and Wife

the grantees, whose current address is

919 Justice Grade, Hagerman, ID 83332

the following described premises, in Gooding County Idaho, to-wit:

Township 7 South, Range 13, East of the Boise Meridian, Gooding County, Idaho

Section 11: A tract of land in Parcel "B" of Robert L. Justice Ranch, situate in the SW1/4NE1/4, described as follows:

BEGINNING at the Northwest corner of said Southwest Quarter of the Northeast Quarter of said Section 11;
Thence South 360.0 feet;
Thence North 89°29' East 391.2 feet;
Thence North 0°31' West 360.0 feet;
Thence South 89°29' West 391.2 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances except current year's taxes, levies and assessments and except U.S. Patent reservations, restrictions and easements of record and easements visible upon the premises,

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 9, 1995

Marne L. Mercer
Marne L. Mercer

Cecile Maxine Mercer
Cecile Maxine Mercer

STATE OF IDAHO, COUNTY OF Gooding
On this 9th day of February, 1995,
before me, a notary public in and for said State, personally
appeared

Marne L. Mercer and
Cecile Maxine Mercer

known to me to be the persons whose names
subscribed to the within instrument, and acknowledged that
they executed the same.

Susan M. Bolan

Notary Public

Residing at Gooding, Idaho
Comm. Expires 10-16-98

STATE OF IDAHO, COUNTY OF Gooding
I hereby certify that this instrument was filed for record at the request
of

FIRST AMERICAN TITLE

51 minutes past 2 o'clock P.M.,
15 day of Feb 1995

in my office, and duly recorded in Book
of Deeds at page

HELEN A. PAOLI

Ex-Officio Recorder

By

Deputa Solis

Deputy.

Fees \$ 3.00
Mail to:

160254

INSTRUMENT NO.



First American Title Company of Idaho

MICROFILMED
DEC 03 1996



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

March 15, 1995

MICHAEL A & ARLENE G GRAY
328 W AVE F
JEROME ID 83338

RE: Snake River Basin Adjudication (SRBA) Change of Ownership
No. 36-07142A - JAMES ODIS & BEVERLY JANE RUE

Dear Claimant(s):

Thank you for notifying us of your change in Ownership on the water right claim(s) referenced above. I have changed the records in our computer system, please find enclosed a copy. Please note that the Director's report for Basin 36 has been filed with the court and the recommendations for the above-listed right(s) remain listed in the former owners name.

If you have not filed the Standard Form #No 3 with the Adjudication Court here in Twin Falls, you will need to do so, since this is part of the process now in the Change of Ownership(s) in Basin 36.

Sincerely,

Judy Givens
Technical Records Specialist

/jg

Enclosures: Profile Report

MICROFILMED

DEC 03 1996

Water Right Number - 36-00113E Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***

FOWLER JERRY R 1 - 4675 W SAVANNAH LN
2 -
3 -
City- BOISE State- ID Zip- 83714
Phone - 208-853-7118

FOWLER HELEN S 1 - 4675 W SAVANNAH LN
2 -
3 -
City- BOISE State- ID Zip- 83714
Phone - 208-853-7118

*** D - DIR RPT OWNER ***

MERCER CECILE M 1 - 919 JUSTICE GRADE
2 - RT 1
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6655

MERCER MARNE L 1 - 919 JUSTICE GRADE
2 - RT 1
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6655

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

06/26/1881 ERROR IN REGION D - DECREED

+ - - - - Source - - - - + + - - - - Tributary - - - - - +

BILLINGSLEY CREEK SNAKE RIVER

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

Twn	Rng	Sec	Tract	Lot	Rflg	County
07S	13E	11	NW SW NE		(47)	GOODING

+ - - - - Water Use - - - - - +

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	0.080	
04 - STOCKWATER		01/01	12/31	0.020	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +

0.080 3.0

+ - - - - Place of Use - - - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	13E	11	SW NE		1.0	01	IRRIGATION	(47) GOODING

Total Acres: 1.0

MICROFILMED
DEC 03 1996

Water right number - 36-00113E

Prefix Translation: WATER RIGHT

+ - - Diversion Means - HEADGATE AND CONCRETE DITCH.

+ - - Non-Irrigation Use - STOCK, 5 HORSES & DONKEYS, A FEW SHEEP

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
A DIVERSION RATE OF 0.08 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.
WATER IS DELIVERED THROUGH THE IDAHO POWER CO. DITCH.

+ - - - - - Old Water Right Numbers - - - - - +
A3600113C

+ - - - - - Conditions of Approval - - - - - +
N01 - THE APPROPRIATOR IS ENTITLED TO THE AMOUNT OF WATER DESCRIBED
- ABOVE FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE
- DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED ABOVE.
N02 - THE PORTION OF THIS RIGHT FOR STOCKWATER PURPOSES MAY BE
- DIVERTED SO LONG AS THE AMOUNT OF WATER DIVERTED AT THE POINT OF
- DIVERSION FOR STOCKWATER PURPOSES DOES NOT CONSTITUTE
- UNREASONABLE WASTE AND DOES NOT CONFLICT WITH THE PUBLIC
- INTEREST, AS DETERMINED BY THE DIRECTOR.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL BANK IDAHO POWER COMPANY 03/22/0032

+ - - - - - Comments - - - - - +
Date: 09/21/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/18/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 8/3/92. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/19/1992 User Id: WORSTELL Subject: RESPONSE TO NOTICE OF ERROR
MR MERCER CALLED TO SAY THAT HE NORMALLY USES THE STOCKWATER HE CLAIMED. SEE CONVERSATION MEMO OF 10/20/92 TO R.V. WORSTELL.
STOCK WATER USE RESTORED TO CLAIM.
Date: 03/15/1995 User Id: JGIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 2/23/95 FROM MARNE L. AND CECILE MAXINE MERCER TO JERRY R. AND HELEN S. FOWLER. SIGNATURE OF
FORMER OWNERS AND A COPY OF THE WARRANTY DEED SUBMITTED WITH FORM.

+ - - Audit Fields - - +
03/15/95 JGIVENS

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 06/10/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000393	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	- E

MICROFILMED
DEC 03 1996

SD-0601-2 Last Name: MEKCEER

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc

MERCER							
	MARNE L	C	A36-10080	07/01/1967	GROUNDWATER	0.040	43 DOMEST
	CECILE M	C	A36-10080	07/01/1967	GROUNDWATER	0.040	43 DOMEST
	CECILE M	C	A36-00113E	06/26/1881	BILLINGSLEY	0.130	01 IRR 04 STOCK
	MARNE L	C	A36-00113E	06/26/1881	BILLINGSLEY	0.130	01 IRR 04 STOCK
	MARNE L	C	36-10080	07/01/1967	GROUNDWATER	0.040	43 DOMEST
	CECILE M	C	36-10080	07/01/1967	GROUNDWATER	0.040	43 DOMEST
	CECILE M	C	36-00113E	06/26/1881	BILLINGSLEY	0.080	01 IRR 04 STOCK
	MARNE L	C	36-00113E	06/26/1881	BILLINGSLEY	0.080	01 IRR 04 STOCK

END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
 (Enter=Continue) (GOLD7=This Query)

(Menu)

MICROFILMED
 DEC 03 1996

AJ0749NP
No. 36-00113E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 03/15/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JERRY R FOWLER	06/26/1881	IRRIGATION	03-15 11-15	0.08 CFS	
C	HELEN S FOWLER		STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.08 CFS	
CONSUMPTIVE USE:						3.00 AFA

Water Source: BILLINGSLEY CREEK Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T07S R13E S11 NWSWNE GOODING County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07S	13E	11	:					01	:											:	1.0
TOTAL ACRES																				1.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: GOODING

Non-Irrigation Uses: STOCK, 5 HORSES & DONKEYS, A FEW SHEEP

Other Rights: NONE

Conditions of Approval:

- N01 - THE APPROPRIATOR IS ENTITLED TO THE AMOUNT OF WATER DESCRIBED ABOVE FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED ABOVE.
- N02 - THE PORTION OF THIS RIGHT FOR STOCKWATER PURPOSES MAY BE DIVERTED SO LONG AS THE AMOUNT OF WATER DIVERTED AT THE POINT OF DIVERSION FOR STOCKWATER PURPOSES DOES NOT CONSTITUTE UNREASONABLE WASTE AND DOES NOT CONFLICT WITH THE PUBLIC INTEREST, AS DETERMINED BY THE DIRECTOR.

Remarks: A DIVERSION RATE OF 0.08 CFS AT THE FIELD HEADGATE IS RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.
WATER IS DELIVERED THROUGH THE IDAHO POWER CO. DITCH.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: 36A Field Inspection Flag:
Presumption Flag:

DEC 03 1996
MICROFILMED

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: **A36-00113E**

Date Received: 6/10/1988

Receipt No: S000393

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JERRY R FOWLER 208-853-7118
Address: 4675 W SAVANNAH LN
BOISE ID 83714

AND

Name: HELEN S FOWLER 208-853-7118
Address: 4675 W SAVANNAH LN
BOISE ID 83714

2. Date of Priority: JUN 26, 1881

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	13E	11	SW	NE			GOODING

5. Description of diverting works:
HEADGATE AND CONCRETE DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.130		
STOCKWATER	01/01	12/31	0.130		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	11	SW	NE		STOCK IRR	3.2
Section Acres							3.2
Total Acres							3.2

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:
NONE

14. Remarks:
OWNERSHIP CHANGE 3/15/95 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/22/ 32

NEW INTERNATIONAL BANK
Decree Plaintiff

IDAHO POWER COMPANY
vs Decree 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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

Date: _____

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 2/14/95

FEB 23 1995

LEGAL DESCRIPTION OF PROPERTY: Township 7 Range 13 Department of Water Resources
Section 11 SW 1/4 of NE 1/4 of 1/4 Govt. Lot Southern Region
Lot Block Subdivision/Townsite BM.
If you have additional legal descriptions, please attach separate sheet.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR:

30-00113E

[] Name and Address of Former
Owner/Claimant(s)(Seller):

Marne L. Mercer and Cecile Maxine Mercer

919 Justice Grade

Hagerman, ID 83332

[] New Owner/Claimant
(Purchaser):

Jerry R. Fowler and Helen S. Fowler

[] New Mailing Address:

4675 W Savannah Lane

Boise, ID 83714

[] New Telephone Number:

(208) 853-7118

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes XX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of
ownership, describe
proof attached: copy of Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New
Owner/Claimant(s)

Date 2/9/95

Date 2/9/95

[] Signature of Former
Owner/Claimant(s):

Date 2/9/95

Date 2/9/95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/15/95 By: JG

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

DEC 03 1996

WARRANTY DEED

RECEIVED

For Value Received

FEB 23 1995

Marne L. Mercer and Cecile Maxine Mercer, Husband and Wife

Department of Water Resources
Southern Region

the grantors, do hereby grant, bargain, sell and convey unto

Jerry R. Fowler and Helen S. Fowler, Husband and Wife

the grantees, whose current address is

919 Justice Grade, Hagerman, ID 83332

the following described premises, in Gooding..... County Idaho, to-wit:

Township 7 South, Range 13, East of the Boise Meridian, Gooding County, Idaho

Section 11: A tract of land in Parcel "B" of Robert L. Justice Ranch,
situate in the SW1/4NE1/4, described as follows:BEGINNING at the Northwest corner of said Southwest Quarter of the Northeast
Quarter of said Section 11;

Thence South 360.0 feet;

Thence North 89°29' East 391.2 feet;

Thence North 0°31' West 360.0 feet;

Thence South 89°29' West 391.2 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the Grantors do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all encumbrances except current year's taxes, levies and assessments and except U.S. Patent reservations, restrictions and easements of record and easements visible upon the premises,

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 9, 1995

Marne L. Mercer

Marne L. Mercer

Cecile Maxine Mercer
Cecile Maxine Mercer

STATE OF IDAHO, COUNTY OF Gooding
On this 9th day of February, 19 95,
before me, a notary public in and for said State, personally
appeared
Marne L. Mercer and
Cecile Maxine Mercer

known to me to be the person s whose names
subscribed to the within instrument, and acknowledged to me
that they executed the same

Susan M. Bolton

Notary Public

Residing at Gooding, Idaho
Comm. Expires 10-16-98

STATE OF IDAHO, COUNTY OF Gooding
I hereby certify that this instrument was filed for record at the request
of FIRST AMERICAN TITLE

51 minutes past 3 o'clock P.M.,
15 day of Feb

1995, in my office, and duly recorded in Book
of Deeds at page

HELEN A. PAOLI

Ex-Officio Recorder

By

Debuta J. J. J.

Deputy.

Fees \$ 3.00
Mail to:

160254

First American Title Company of Idaho

INSTRUMENT NO.

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: A36-00113E
Date Received: 6/10/1988
Receipt No: S000393
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CECILE M. MERCER
Address: 919 JUSTICE GRADE
RT.1
HAGERMAN, ID 83332
208-837-6655

AND/OR

Name: MARNE L. MERCER
Address: HAGERMAN, ID 83332

2. Date of Priority: JUN 26, 1881

3. Source: BILLINGSLEY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	13E	11	SW	NE			GOODING

5. Description of diverting works:
HEADGATE AND CONCRETE DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.130		
STOCKWATER	01/01	12/31	0.130		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER

A36-00113E

Page 1

Date: 06/10/88

UNRECORDED
JAN 25 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	13E	11	SW	NE	STOCK IRR	3.2
Section Acres						3.2
Total Acres						3.2

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:
NONE

14. Remarks:
THIS IS A PORTION OF THE 0.6 CFS DECREED TO D.C. TROVILLO
AS WATER RT. NO. 36-0113.

15. Basis of Claim: DECREED
Water Right Number:
Case Number:
Court :
Decree date: 3/22/0032

NEW INTERNATIONAL BANK
Decree Plaintiff

vs

IDAHO POWER COMPANY
Decree Defendant

MICROFILMED
JAN 25 1994

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 X 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): Mary S. Murray Date: 6-10-88
Cecile M. Mercer Date: 6-10-88

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of June 19 88

Mary P. Baldwin
Notary Public

Seal

Residing at Gooding Id.

My Commission Expires 10/16/1992

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFIL

JAN 25 1993

Phone
^
DIRECTOR'S REPORT CONVERSATION MEMO

Phone 837-6655

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.
in case follow-up is needed.

MARNE MERCER

919 Justice Grade RT 1.

Hagerman, ID 83332

2. SUBJECT OF INQUIRY: MR MERCER REQUESTED THAT THE USE OF
STOCK WATER BE RESTORED TO HIS CLAIM. THE
STOCK DRINK FROM THE IDAHO POWER DITCH and
there is no other water supply in their pasture.
This only involves 2 horses, 2 donkeys and a
few sheep. He has owned this property for
7½ years and has had stock in this pasture
every year but one

3. RESPONSE TO INQUIRY: Restored the stock water use
to recommended claim 36-00113E

4. IDWR STAFF AND DATE:

ROBERT WORSTELL

10/20/92

Print name and initial

ROBERT WORSTELL

R.W.

WATER RIGHT CLAIM (Nos.):

36-00113E

MICROFILMED

JAN 25 1993

NOTICE OF ERROR FORM

AUG-24-1992

RECEIVED

SEP 18 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-00113E
2. Name: MARNE L. MERCER
Address: 919 JUSTICE GRADE
HAGERMAN ID 83332
Weekday Telephone Number: 837-6655

MICROFILMED

JAN 25 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
- Reduction of total quantity from .13 cfs to .08 cfs.
Elimination of stock water use from 1-1 to 12-31
Reduction of acreage from 3.2 acres to 1 acre
4. Describe the changes you wish to have made in the proposed recommendation:
- Restore the rights as claimed and originally granted in 1881
5. Describe why you disagree with the proposed recommendation:
- There is no justification for withdrawing rights granted in 1881 and still being used and needed
6. Date: 9/12/92

SIGNATURE Maune S. Maune

Water Right Number - R36-00113E

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
MERCER

CECILE M

1 - 919 JUSTICE GRADE
2 - RT1
3 -City- HAGERMAN
Phone - 208-837-6655

State- ID Zip- 83332

MERCER

MARNE L

1 -
2 -
3 -
City- HAGERMAN
Phone - 208-000-0000

State- ID Zip- 83332

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/26/1881 ERROR IN REGION D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER

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

Twn Rng Sec Tract Lot RFlg County

07S 13E 11 NW SW NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume01 - IRRIGATION 03/15 11/15 0.080
04 - STOCKWATER 01/01 12/31 0.020+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 3.0

+ - - - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County
07S 13E 11 SW NE 1.0 01 IRRIGATION (47) GOODING

Total Acres: 1.0

+ - - Diversion Means - HEADGATE AND CONCRETE DITCH.

+ - - Non-Irrigation Use - STOCK, 5 HORSES & DONKEYS, A FEW SHEEP

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

A DIVERSION RATE OF 0.08 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.
WATER IS DELIVERED THROUGH THE IDAHO POWER CO. DITCH.MICROFILMED
JAN 25 1993

Water right number - R36-00113E

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

A3600113C

+ - - - - Conditions of Approval - - - - - +

- N01 - THE APPROPRIATOR IS ENTITLED TO THE AMOUNT OF WATER DESCRIBED
- ABOVE FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE
- DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED ABOVE.
- N02 - THE PORTION OF THIS RIGHT FOR STOCKWATER PURPOSES MAY BE
- DIVERTED SO LONG AS THE AMOUNT OF WATER DIVERTED AT THE POINT OF
- DIVERSION FOR STOCKWATER PURPOSES DOES NOT CONSTITUTE
- UNREASONABLE WASTE AND DOES NOT CONFLICT WITH THE PUBLIC
- INTEREST, AS DETERMINED BY THE DIRECTOR.

+ - - - - Decree Plaintiff - - - +
NEW INTERNATIONAL BANK+ - - - - Decree Defendant - - - +
IDAHO POWER COMPANY+ - Decree Date - +
03/22/0032

+ - - - - Comments - - - - - +

Date: 09/21/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/18/92. CHANGED NOE FLAG FROM BLANK TO A.

CLAIM VERIFIED 8/3/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 10/19/1992 User Id: WORSTELL Subject: RESPONSE TO NOTICE OF ERROR

MR MERCER CALLED TO SAY THAT HE NORMALLY USES THE STOCKWATER HE CLAIMED. SEE CONVERSATION MEMO OF 10/20/92 TO R.V. WORSTELL.
STOCK WATER USE RESTORED TO CLAIM.

+ - - Audit Fields - - +

10/20/92 WORSTELL

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/20/1992	Old Judicial District	-
Claim Received Date	- 06/10/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000393	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	- E

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JAN 25 1993

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: 36-00113E Contact Date: 10/19/92
IDWR Contact Person: (print and initial) Robert Worstell R.W.
Claimant Contact Person Marne L. Mercer - NOE Form
Others Present

IDWR USE ONLY	
Date	Initials
Date Entered	_____
Verified	_____

Contact By (give date) 10/21/92

Meeting (location):

Phone Call (no.)

Letter (attach letter): Response to NOE Form

I. Issues identified by claimant: 1) Reduction of Div. Rate to 0.08 cfs from 0.13 cfs as claimed, 2) Removal of stockwater use, 3) Reduction of place of use from 3.2 acres to 1 acre.

II. Reasons provided claimant for original recommendation: 1) Analysis of irrigation water needed (By Hubble Report) shows that only 0.08 cfs diversion rate is justified, for this claim 2) Examination showed that there is no stock use was found. 3) When the area of buildings and driveways was considered, only 1 acre of irrigated land was found upon field examination.

III. Additional information provided by claimant: None

IV. Changes to be made in final recommendation (if any): None

V. Action taken (date): Copy of "Response to Notice of Error" sent to Marne L. Mercer.

Changed Notice of Error flag

Re-verified the recommended claim

10/19/92
MICROFILMED
JAN 25 1993

Water Right Number - R36-00113E Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***
MERCER CECILE M 1 - 919 JUSTICE GRADE
2 - RT1
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-6655
MERCER MARNE L 1 -
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/26/1881 ERROR IN REGION D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
07S 13E 11 NW SW NE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.080

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 3.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
07S 13E 11 SW NE 1.0 01 IRRIGATION (47) GOODING

Total Acres: 1.0

+ - - Diversion Means - HEADGATE AND CONCRETE DITCH.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
A DIVERSION RATE OF 0.08 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.
WATER IS DELIVERED THROUGH THE IDAHO POWER CO. DITCH.

MICROFILMED

JAN 25 1993

Water right number - R36-00113E

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
A3600113C

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
NEW INTERNATIONAL BANK IDAHO POWER COMPANY 03/22/0032

+ - - - - Comments - - - - - +
Date: 09/21/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/18/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 8/3/92. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 10/19/1992 User Id: WORSTELL Subject: RESPONSE TO NOTICE OF ERROR - NO CHANGE

+ - - Audit Fields - - +
10/19/92 WORSTELL

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/19/1992	Old Judicial District	-
Claim Received Date	- 06/10/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S000393	Water District	- 36A
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	- 8

MICROFILMED

JAN 25 1993

R PROOF



CVR



MAPS



PHOTOS



MISC



UNCLASSIFIED

JAN 25 1993

Water Right Number - R36-00113E

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
MERCER

CECILE M

1 - 919 JUSTICE GRADE

2 - RT1

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-837-6655

MERCER

MARNE L

1 -

2 -

3 -

City- HAGERMAN

State- ID Zip- 83332

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/26/1881 ERROR IN REGION D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BILLINGSLEY CREEK SNAKE RIVER

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

TwN Rng Sec Tract Lot RFlg County

07S 13E 11 NW SW NE (47) GOODING

+ - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 0.080

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 3.0

+ - - - - Place of Use - - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

07S 13E 11 SW NE 1.0 01 IRRIGATION ()
(47) GOODING

Total Acres: 1.0

+ - - Diversion Means - HEADGATE AND CONCRETE DITCH.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +

A DIVERSION RATE OF 0.08 CFS AT THE FIELD HEADGATE IS
RECOMMENDED FOR THE PLACE OF USE DESCRIBED ABOVE.
WATER IS DELIVERED THROUGH THE IDAHO POWER CO. DITCH.

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JAN 25 1993

Water right number - R36-00113E

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

A3600113C

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +
NEW INTERNATIONAL BANK

+ - - - Decree Defendant - - - +
IDAHO POWER COMPANY

+ - Decree Date - +
03/22/0032

+ - - - - Comments - - - - - +

No Comments Found

+ - - Audit Fields - - +

08/03/92 WORSTELL

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000
Objection Filed Date - 00/00/0000
Response Filed Date - 00/00/0000
Claim Received Date - 06/10/1988

Field Inspection Made - 00/00/0000
Field Inspection Flag -
Verified Date - 08/03/1992
Last Amended Date - 00/00/0000
Receipt Number - S000393
POU Ownership Flag - Y
Name Connector - AND/OR

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 23 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:28:51
06/30/90

PAGE: 14
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-00113E

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	Y			N		HHH 8/3/92	QB	
POINT OF DIV	Y			(Y) 10 Ac.	1,5			
SOURCE	Y			N				
PLACE OF USE	Y		7-24-90 SCC/HHH	(Y)	1,4,5			
DIV. AMOUNT CFS/VOLUME	Y			(Y)	6. Decree			
CONSUMPTIVE USE	-			(Y)				
PURPOSES	Y			(Y)				
PERIOD OF USE	Y			N				
BASIS OF CLAIM	Y			N				
REMARKS				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.

Conveyance via: Idaho Power Ditch

MICROFILMED
JAN 2 1993

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:28:51
06/30/90

CLAIM NUMBER: A36-00113E

LAST: MERCER
ADDRESS: 919 JUSTICE GRADE
RT.1
CITY: HAGERMAN
PHONE NUMBER: 208-837-6655
OWNER CODE: C

FIRST: CECILE M.

STATE: ID ZIP: 83332

LAST: MERCER
ADDRESS:
CITY: HAGERMAN
PHONE NUMBER: 208-000-0000

FIRST: MARNE L.

STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

MICROFILMED
JAN 25 1993

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A36-00113E

CONTACT PERSON: _____

DATE OF FIELD EXAM: 7/24/90

APPOINTMENT MADE: Y(____) N(____)

PHONE NUMBER: (____) ____-____

ACCOMPANIED BY: _____

TIME: ____:____ A(____) P(____)

RELATIONSHIP TO CLAIMANT: _____

PHONE NUMBER: (____) ____-____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED
JAN 25 1993

A. AJ CLAIM: # A36-00113E

PRIORITY DATE: 06-26-1881

STAGE: D

B. WR RECORD: # 36-00113C

PRIORITY DATE: 6-26-1881

STAGE:

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
YFIELD
EXAMINER
NARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

Based on WR 36-00113C

MICROFILMED
JAN 29 1984

=====

RECOMMENDED PRIORITY DATE:

6-26-1881

REVIEWED BY

Sca

DATE

11-7-90

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-00113E	07S	13E	11		SW	NE		GOODING

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A36-10080	NONE
A36-07229	
A36-00141	
A36-00066	
A36-00066A	
A36-00079	
A36-07081	

WR RECORDS IN SAME 40 ACRE TRACT

36-00006
36-00007
36-00036
36-00037
36-00066
36-00079
36-00080
36-00081
36-00097
36-00098
36-00099
36-00100
36-00101
36-00110
36-00111
36-00113B
36-00113D
36-00140
36-00141
36-00142
36-00143
36-00144
36-00145
36-00146
36-00147
36-00148
36-00150
36-00151
36-02082
36-07081
36-07172
36-07229
36-07233
36-07271
36-07565
36-07838

SOURCE: BILLINGSLEY CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

3600113 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

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JAN 25 1993

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)DATABASE
Y
YFIELD
EXAMINERY

REMARKS:

Via Idaho Power DitchMICROFILMED
JAN 25 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP. RGE. SEC.

1/4

1/4

1/4

LOT

COUNTY

SameNWSWNESOURCE: BILLINGSLEY CREEKREVIEWED BY: SCCTRIB: SNAKE RIVERDATE: 11-7-90A claim

A. ROOT WATER RIGHT NUMBERS:
A36-00113B
A36-00113C
A36-00113E
A36-00113F
A36-00113G

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	13E	11	SW	NE		MERCER , CECILE M.	A36-00113E / 3.2	- /			
						POPE , LOLA	A36-00112B / 40.0	36-00112B /	34.0	1.0	1.0
						STROM , ROBERT M.	A36-07565 /	36-07565 /			
						MERCER , MARNE L.	A36-10080 /	- /			
						UPPIANO , RICHARD F.	A36-10543 /	- /			
						REED , BILLEE	A36-10566 /	- /			
						POPE , JOHN L.	A36-10061 /	- /			
						POPE , LOLA	A36-00110 / 40.0	36-00110 /			
						POPE , LOLA	A36-00111 / 40.0	36-00111 /			
						STROM , ROBERT M.	A36-00113B / 1.0	36-00113B / 1.0			
						POPE , JOHN L.	A36-00113C / 40.0	36-00113C /			
						UPPIANO , RICHARD F.	A36-00113F / 1.0	- /			
						REED , COLE	A36-00113G / 2.2	- /			
						MOORE , DANIEL		36-00079 /			
						UPPIANO , RICHARD		36-00113D / 1.0			
						MOORE , JOHN		36-00150 /			
07S	13E	11				MERCER , CECILE M.	A36-00113E /	- /			
						WATKINS , PAUL E.	A36-10157 /	- /			
						WATKINS , PAUL E.	A36-10158 /	- /			
						MC FADDAN , MATTHEW D.	A36-00039G /	- /			
						BOYER , DALE E.	A36-00079 /	- /			
						JOHNSON , IRA L.	A36-07142 /	- /			
						FLINT , WILLIAM E.	A36-00111A /	- /			
						REED , COLE	A36-00113G /	- /			
						NORTH SIDE CANAL CO.		01-00212 /			
						NORTH SIDE CANAL CO.		01-00213 /			
						NORTH SIDE CANAL CO.		01-00215 /			
						NORTH SIDE CANAL CO.		01-00220 /			
TOTAL ACRES							A36-00113E	3.20	34.00		

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

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JAN 5 1994

De
Stock

1.0

PRESUMPTION FLAG:

REMARKS:

allowing for Buildings + Driveways only 1 Acre irrigated.
No Stock Found.

RECOMMENDATIONS:

TOTAL ACRES: 1.0

REVIEWED BY: SC

DATE: 11-7-90

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JAN 25 1991

A. AJ CLAIMED USES:

PURPOSES
A36-00113E IRRIGATION
~~A36-00113E STOCKWATER~~

MONTH/DAY
FROM 04-01 TO 11-01
FROM 01-01 TO 12-31

DIVERSION QUANTITY
.130 CFS
.130 CFS
.130 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N()Y() N(X)

Explain in remarks, below.

REMARKS:

No Stock!

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JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE:

WR ROOT RIGHT TOTAL DIVERSION RATE:

0.130

CFS
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?

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

FIELD
DATABASE EXAMINER
Y

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-00113E	BILLINGSLEY CREEK	MERCER , CECILE M.	0.130	0.040		
A36-00112B	BILLINGSLEY CREEK	POPE , LOLA	1.200	0.030		
A36-00113B	BILLINGSLEY CREEK	STROM , ROBERT M.	0.038	0.038		
A36-00113C	BILLINGSLEY CREEK	POPE , JOHN L.	0.520	0.013		
A36-00113F	BILLINGSLEY CREEK	UPPIANO , RICHARD F.	0.040	0.040		
A36-00113G	BILLINGSLEY CREEK	REED , COLE	0.120	0.054		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-00113E	STOCKWATER	MERCER , CECILE M.	FROM 01-01 TO 12-31	.130 CFS	1.20 AF/A
A36-07565	DOMESTIC	STROM , ROBERT M.	FROM 01-01 TO 12-31	.040 CFS	
A36-10080	DOMESTIC	MERCER , MARNE L.	FROM 01-01 TO 12-31	.040 CFS	
A36-10543	DOMESTIC	UPPIANO , RICHARD F.	FROM 01-01 TO 12-31	.040 CFS	
A36-10543	STOCKWATER	UPPIANO , RICHARD F.	FROM 01-01 TO 12-31	.020 CFS	
A36-10566	DOMESTIC	REED , BILLEE	FROM 01-01 TO 12-31	.040 CFS	
A36-10061	DOMESTIC	POPE , JOHN L.	FROM 01-01 TO 12-31	.100 CFS	
A36-00113F	STOCKWATER	UPPIANO , RICHARD F.	FROM 01-01 TO 12-31	.020 CFS	
A36-10157	DOMESTIC	WATKINS , PAUL E.	FROM 01-01 TO 12-31	.040 CFS	
A36-10157	STOCKWATER	WATKINS , PAUL E.	FROM 01-01 TO 12-31	.040 CFS	
A36-10158	DOMESTIC	WATKINS , PAUL E.	FROM 01-01 TO 12-31	.040 CFS	
A36-10158	STOCKWATER	WATKINS , PAUL E.	FROM 01-01 TO 12-31	.040 CFS	

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JAN 29 1966

A36-00079 STOCKWATER
A36-07142 POWER
A36-00111A STOCKWATER
A36-00113G STOCKWATER
A36-00113G HEATING
A36-00113G COOLING

MC FADDAN , MATTHEW D.
BOYER , DALE E.
JOHNSON , IRA L.
FLINT , WILLIAM E.
REED , COLE
REED , COLE
REED , COLE

FROM 01-01 TO 12-31 .020 CFS
FROM 01-01 TO 12-31 .020 CFS
FROM 01-01 TO 12-31 1.180 CFS
FROM 03-15 TO 11-15 .020 CFS
FROM 01-01 TO 12-31 .020 CFS
FROM 10-01 TO 05-01 .120 CFS
FROM 05-02 TO 09-30 .120 CFS

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 0.03
ACRES 1 x 0.02 CFS/ACRE = 0.03 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) ***

1b. CALCULATIONS

*See attached Irrigation
Analysis Worksheet
and conveyance analysis.*

*0.08 rate
Ø Conveyance
0.08 Recommended*

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 9.0 AF/A
ACRES 1 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 3.0 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 1 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 4.0 AF/A
N/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

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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</u> <u>10-31</u>		<u>0.013</u> 0.08		<u>4.0</u>		<u>3.0</u>
<u>STOCKWATER</u>	<u>1-1</u> <u>12-31</u>		<u>0.01</u>				
			<u>0.013</u> 0.08		<u>4.0</u>		<u>3.0</u>
TOTAL FOR THIS RIGHT							
REVIEWED BY: <u>SCL</u>		DATE: <u>11-7-90</u> <u>AHT</u>		<u>8/3/92</u> <u>N/A</u>			

WR proportion = 0.013 cfs/Ac.

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
 FORFEIT/ABANDON _____
 ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED

(4)
 ()
 ()

NEEDS
REVIEW

()
 (4)
 (4)

Legal

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-00113

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.598

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A36-00113	A36-00113B	0.038	-	-	36-00113	
A36-00113	A36-00113C	0.520	-	-	36-00113	
A36-00113	A36-00113E	0.130	-	-	36-00113	
A36-00113	A36-00113F	0.040	-	-	36-00113	
A36-00113	A36-00113G	0.120	-	-	36-00113	
-	-	-	-	-	36-00113A	
-	-	-	-	-	36-00113B	0.038
-	-	-	-	-	36-00113C	0.520
-	-	-	-	-	36-00113D	0.040
TOTAL CFS		0.848				0.598

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
NFIELD
EXAMINER
N

REMARKS:

See Review A36-00113C
 NOTIFIED
 10/25/13

AUTHENTICATION:

SIGNATURE: Steve Caldwell

DATE: 11-7-90

NAME OF FIELD EXAMINER: _____ TITLE: _____

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JAN 25 1991

SYSTEM CLAIM NUMBERS R36 00113E

CLAIM NO.
OR ENTRY
ORDER

REMARK
CODE

ENTRY DATA

**CONDITION
CODE**

**STAGE
OR
STATUS**

**PRESUMPTION
CODE**

FOI

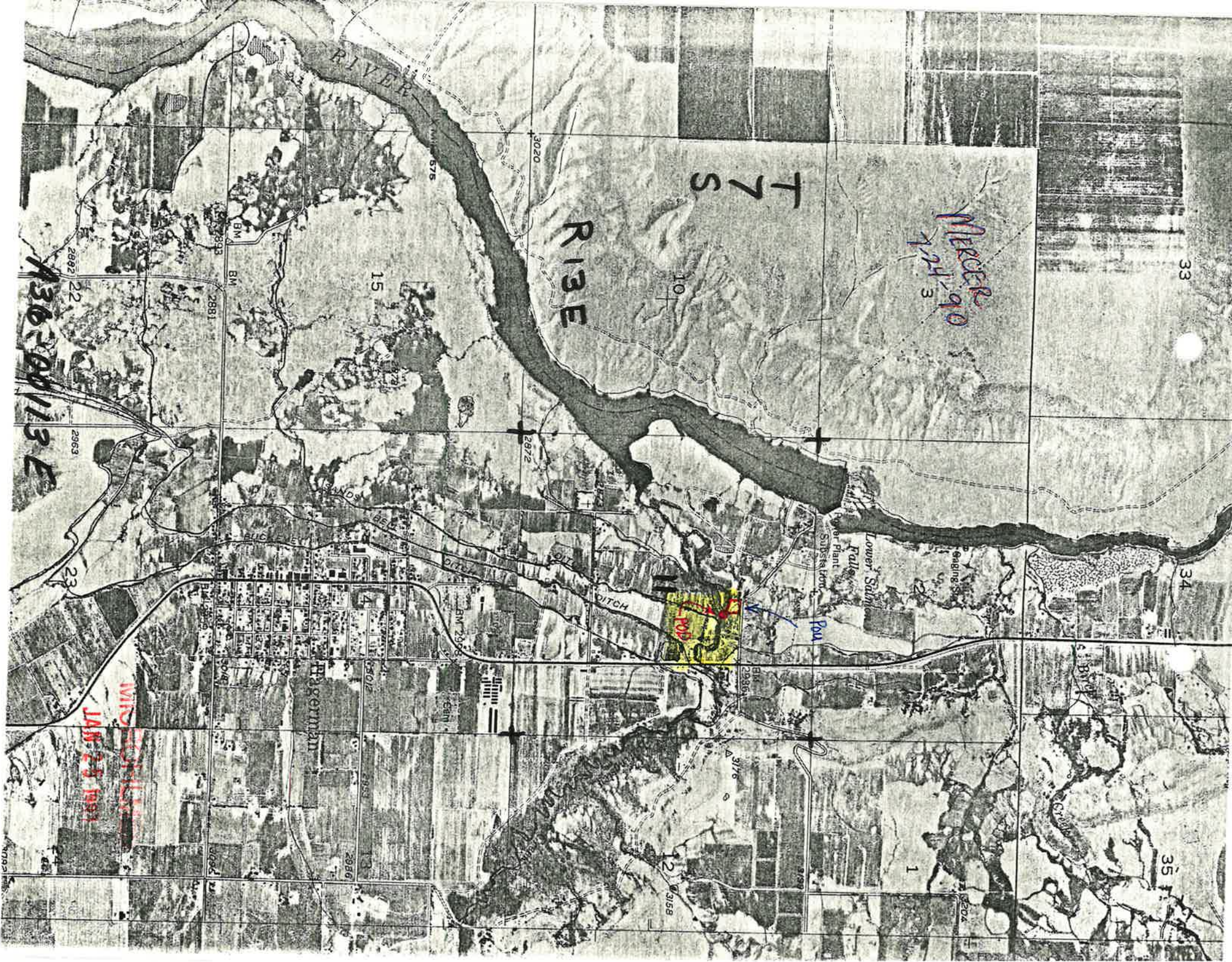
Idaho Power Ditch
0.08

SHR

0.08

Add Water District 36A

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JAN 25 1993



MECEB
7-24-90
3

A36-00113 E

WINDY
JAN 25 1991

POB

Pou

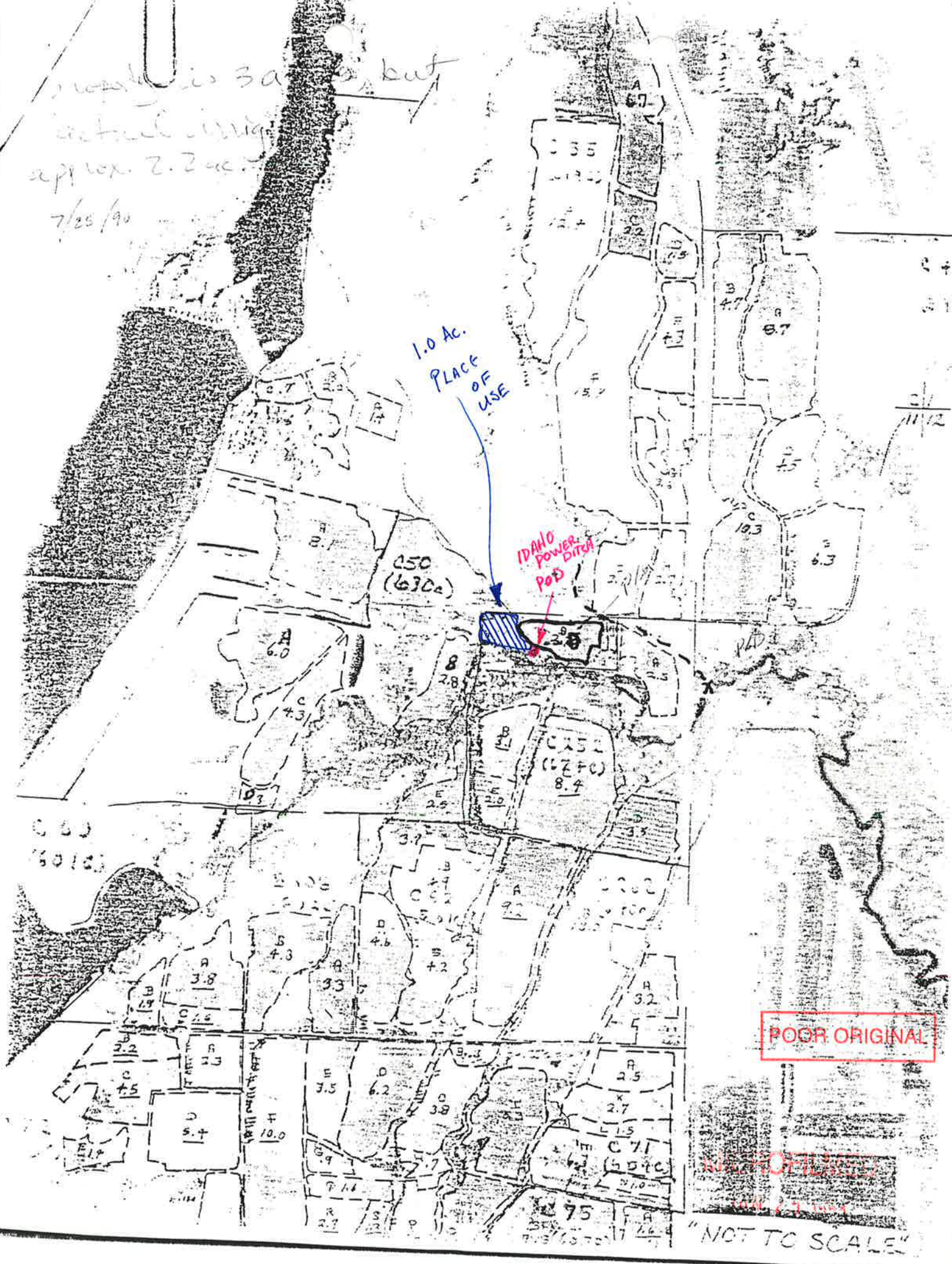
map is 3a but
actual map
approx 2.2 ac.
7/25/90

1.0 Ac.
PLACE
OF
USE

IDAHO
POWER
POD

POOR ORIGINAL

NOT TO SCALE



IRRIGATION ANALYSIS WORKSHEET

CLAIM NO. A36-00113E
 DATE 7-14-92
 AGENT SCC

CLAIMANT/SYSTEM DESCRIPTION MERCER - LAWN & GARDEN
 IRRIGATION SYSTEM ----- FLOOD
 ANALYSIS METHOD ----- BORDER / FURROW
 TYPE OF CROP ----- PASTURE
 MAXIMUM PROFILE DEPTH ----- 12" INCHES
 INTAKE FAMILY ----- 1.5

 SOIL TYPE 394 ----- SYSTEM TOTAL
 ACRES PER TYPE 1.0 ----- 1.0 ACRES
 SOIL PROFILE WHC 1.88 -----
 DESIGN IRR $\frac{1}{2}$ WHC 0.94 -----

CROP REQUIREMENT:

REPORT AREA & FIGURE NO. ----- Bliss 10-8

DAILY CROP REQUIREMENT:

6.44 (MM/DAY) / 25.4 (FACTOR IN MM/IN) ----- 0.25 IN/DAY

ACTUAL ROTATION PRACTICED ----- 7 DAYS

DRY DAY ROTATION 3 IRR DAY ROTATION 4

THEORETICAL ROTATION:

0.94 DESIGN IRR / 0.25 CROP REQ = 3.76 DAYS

DESCRIPTION OF FIELD:

AVERAGE LENGTH RUN ----- 200

TOTAL WIDTH OF FIELD ----- 200

CHECK 200 L * 200 W / 43,560 = 0.92 ACRES

% SLOPE ----- 1%

BORDER WIDTH -----

200 WIDTH OF FIELD / 7 DAYS OF ROTATION (29)

~~FURROW / CORRUGATION WIDTH~~ ----- N/A

SET TIME ----- 24 hrs

10' @ 8 Hrs sets

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JAN 25 1993

GRADED BORDER EVALUATION

Job name: MERCER
By: SCC

Location: A36-00113E PADGETT
Date: Jul 22, 1992

Roughness coefficient (n)= 0.250 Intake family (If)=1.50
Slope (S)= 0.0100 ft/ft Border width (W)= 10 ft
Net application (Fn)= 0.94 inches Border length (L)= 200 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.02	Gross depth is less than required gross application depth					
0.03	Gross depth is less than required gross application depth					
0.04	Gross depth is less than required gross application depth					
0.05	Gross depth is less than required gross application depth					
0.06	Gross depth is less than required gross application depth					
0.07	Gross depth is less than required gross application depth					
0.08	0.008	13.82	11.99	0.90	6.8	
0.09	0.009	15.55	11.99	2.62	6.0	
0.10	0.010	17.28	11.99	4.35	5.4	
0.11	0.011	19.01	11.99	6.08	4.9	
0.12	0.012	20.74	11.99	7.81	4.5	
0.13	0.013	22.46	11.99	9.53	4.2	
0.14	0.014	24.19	11.99	11.26	3.9	
0.15	0.015	25.92	11.99	12.99	3.6	

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CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-00113E

RE: IRRIG. METHODS

DATE 7-17-92

NAME OF PARTY

MARNE

~~CECIL~~ MERCER

837-6655

Sprinklers on front & back & grapes via Idaho Power Ditch.
orchard flood 3-4 days then off 3-4 days; in pasture once a week.

slt times: pasture 5-6 hours

orchard 1-2 days per row - total 3 rows

- small amount of land irrigated most is under sprinkler.

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JAN 27 1993

DECREED RIGHT SPLIT ANALYSIS

PARENT RIGHT NO. 36-00113 TOTAL DIVERSION RATE 0.598 (see below)

PREPARATION DATE 7-29-92

CLAIM PORTION	CLAIMED RATE	RECOMMENDED RATE	#	IS CLAIMED RATE EXCEEDED BY ANALYSIS	CONVEYANCE LOSS	DOES DIV RATE + CALC. C.L. EXCEED CLAIMED RATE	TOTAL RECOMMENDED DIV. RATE
B	0.038	0.03	1.0	N	0.01	Y	0.038
D	0.04	0.04	1.0	Y	0	NA	0.04
G	0.12	0.12	2.2	Y	0	NA	0.12
(H)	0.04	0.03	1.0	N	0	N	0.03
J	0.18	0.18	3.5	Y	0	NA	0.18
<u>E</u>	0.13	0.08	1.0	N	0.0009 - rounded to 0	N	0.08

Parent Recommended

B 0.038 B 0.030 ✓
D 0.04 D 0.04 ✓
C 0.52
G 0.12
H 0.03
J 0.18
E 0.08
0.41

Parent Rights

36-00113 A
36-00113 B 0.038
36-00113 C 0.520
36-00113D 0.040 - claimed in title
0.558

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JAN 25 1993

CONVEYANCE LOSS - WORSTELL

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	100	2.0	2.00	0.01	0.08	5.90	0.0009	0.00	6.00 00113E
2	200	2.0	2.00	0.01	0.21	5.82	0.0017	0.00	5.92 00037C
3	1200	2.0	2.00	0.06	0.61	5.61	0.0108	0.01	5.70 00037A
4	500	2.0	2.00	0.03	5.00	5.00	0.0051	0.09	5.03 02092
5	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
6	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
7	0	0.0	0.00	0.00	0.00	0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	2000			0.10	5.90			0.10	

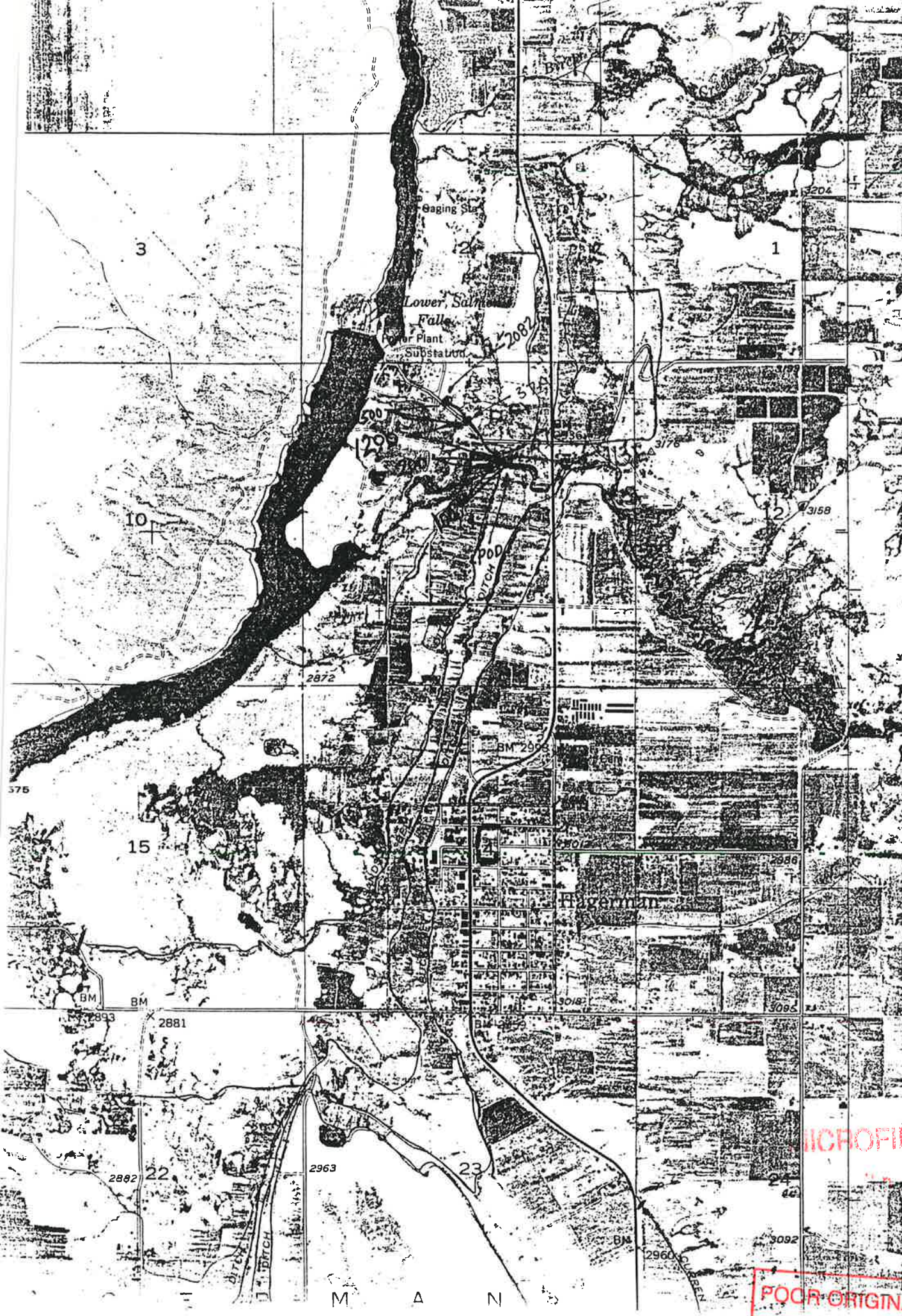
REACH = SECTION OF CHANNEL
 LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
 OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS
 AVE WIDTH = AVERAGE TOP WIDTH OF REACH
 SEEPAGE = SOIL SEEPAGE RATE OF REACH
 WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD
 DELIVERY = TOTAL DELIVERIES IN REACH
 DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)
 LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT
 DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY,
 REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH
 FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

IDAHO Power
DITCH

7-29-92

see

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 JAN 25 1993



T6
T7

IDAHO
POWER
DITCH

CONVEYANCE

2000'

Corr
15,
4

Bricks
14, 15

Studs
13,

Ball
23

Buck
31,

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POOR ORIGINAL