

08/12/2003

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

RIGHT NUMBER: 37-10641

NAME AND ADDRESS: MARVIN E PIERSON
1834 E 1600 S
GOODING ID 83330

MARGARET A PIERSON
1834 E 1600 S
GOODING ID 83330

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.480 CFS

PRIORITY DATE: 05/20/1897

POINT OF DIVERSION:

T05S R15E S15 NWNE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.480 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T05S R15E S21	SWSW	1.9	T05S R15E S21	SESW	6.1
T05S R15E S21	SWSE	2.7	T05S R15E S28	NWNE	9.1
T05S R15E S28	NENW	33.0	T05S R15E S28	NWNW	39.0
T05S R15E S28	SWNW	35.0	T05S R15E S29	NESE	28.0

154.8 ACRES TOTAL

Right Nos. 37-10641, 37-10642, 37-10643, 37-10644 and 37-10645 are limited to the irrigation of a combined total of 154.8 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

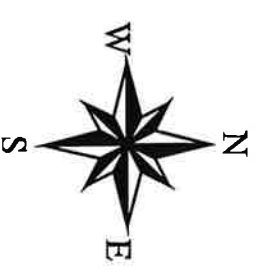
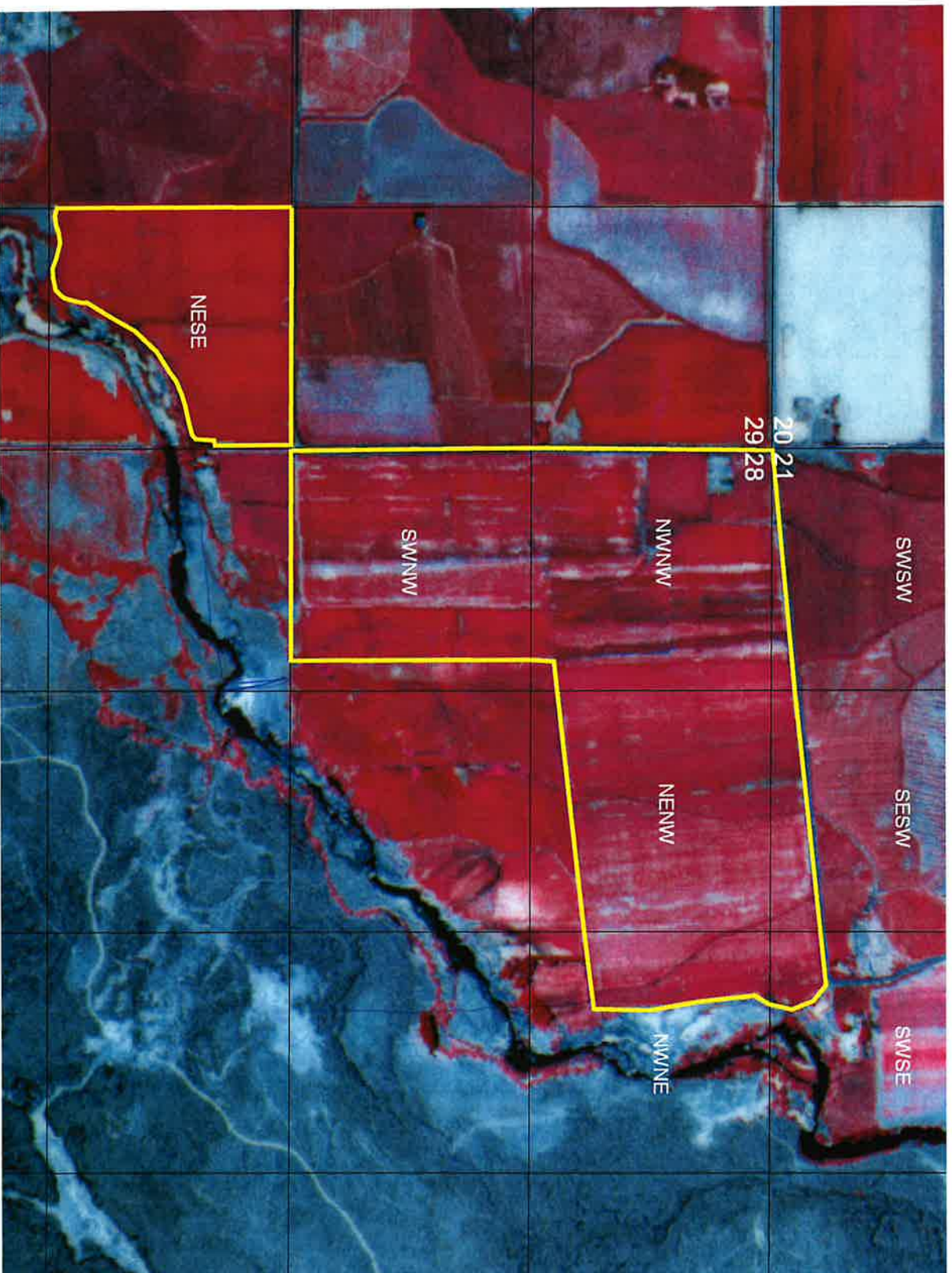
Water is delivered through the Poorman Ditch.

Use of this right is combined with water from American Falls Reservoir Dist. No. 2.

Use of this right is combined with water from Big Wood Canal Co.

37-10641, 37-10642, 37-10643, 37-10644 & 37-10645

**T05S R15E
S21 S28
& S29**



Map prepared by: Carter Fritschle
Date prepared: 08/12/03
1987-1988 NAPP photography
Idaho Department of Water Resources

23-Aug-1988 09:45

Marvin E. &/or Margaret A. Pierson
1834 East 1600 South
Rt. 1
Gooding, Idaho 83330

RE: SRBA

Dear Mr. & Mrs. Pierson:

Please find enclosed the draft claims I have completed based on the information Mrs. Pierson left with me at Gooding. Please look them over and if they suit your needs sign them before a notary and return them to our office, postmarked no later than Sept. 1, 1988 with the filing fee of \$783.00 and our office will record the claims.

If you have any questions please feel free to contact me at my office.

Sincerely,

Allen Merritt
WR. Adj. Supervisor

Enc:

A37-10641

10642

10643

10644

10645

07649

11009

11010

11011

MICROFILMED
NOV 27 1996

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

RECEIVED

AUG 11 1988

Ident. Number: A37-10641
Date Received: 8/16/1988
Receipt No: 5002017
Received By: AON

Department of Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARVIN E. PIERSON 208-934-4466
Address: 1834 EAST 1600 SOUTH
RT. 1
GOODING, ID 83330

AND/OR

Name: MARGARET A. PIERSON 208-934-4466
Address: 1834 EAST 1600 SOUTH
RT. 1
GOODING, ID 83330

2. Date of Priority: MAY 20, 1897

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	15E	15	NE	NW	SW		GOODING

5. Description of diverting works:
VIA POORMAN # 29 DIVERSION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.480		

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

8. Total consumptive use is 504.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A37-10641

Page 1

Date: 08/23/88

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FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	15E	21	SW		SW		IRR	2.0
			SE		SW		IRR	6.0
			SW		SE		IRR	3.0
							Section Acres	11.0
		28	NW		NE		IRR	22.0
			NE		NW		IRR	35.0
			NW		NW		IRR	37.0
			SW		NW		IRR	35.0
							Section Acres	129.0
		29	NE		SE		IRR	28.0
							Section Acres	28.0
							Total Acres	168.0

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:
A37-10642, 10643, 10644, 10645

14. Remarks:
THIS RT. IS BASED ON A PORTION OF DECREED RT. 37-0673.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

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: 2

For Individuals:

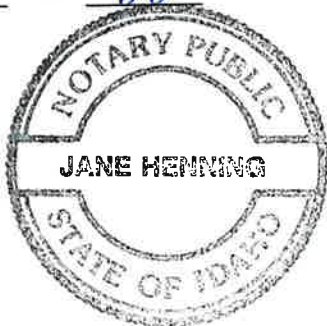
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Martin Piersen Date: 8/29/88
Margaret Piersen Date: 8/29/88

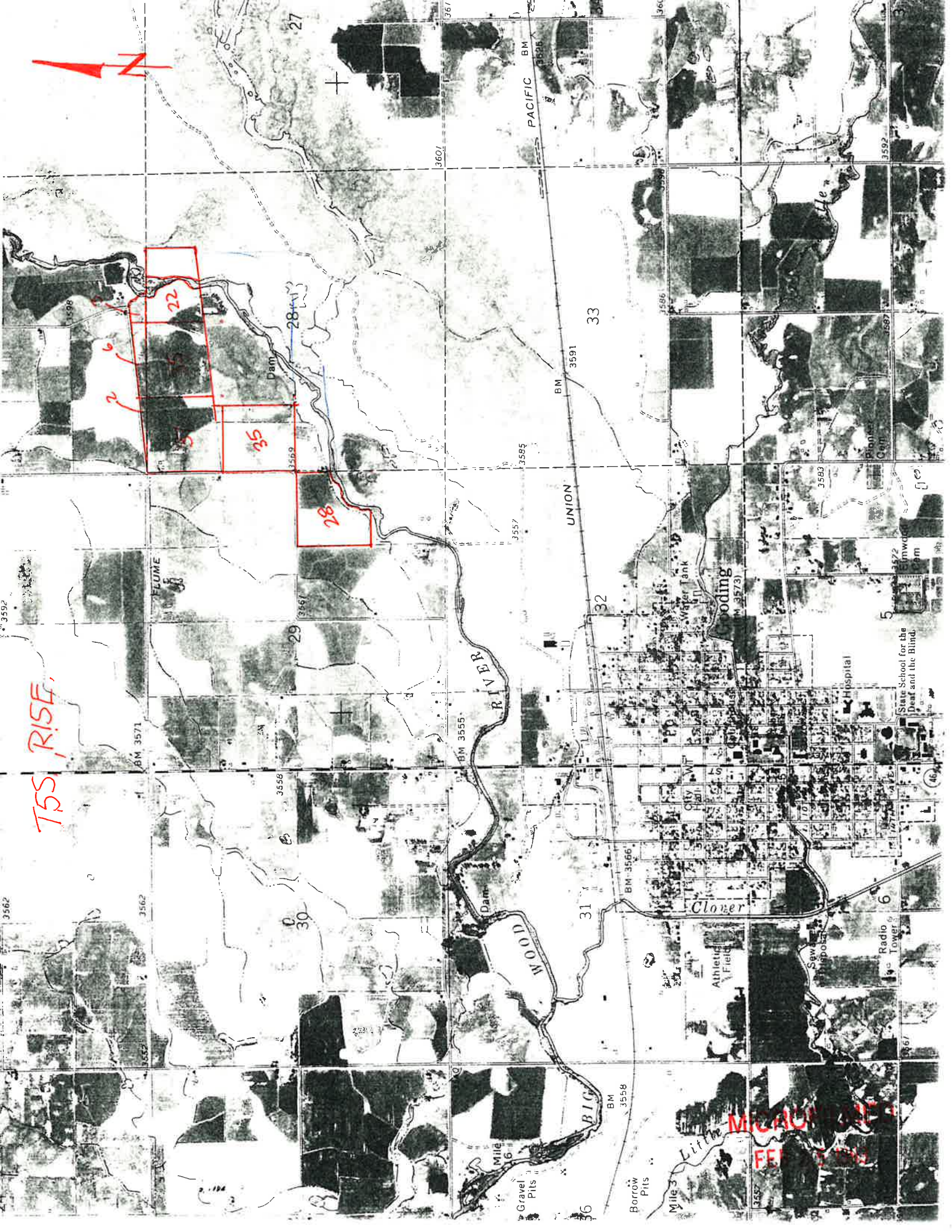
State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 29th day
of August 19 88 Jane Henning
Notary Public

Seal



Residing at Gooding
My Commission Expires 3/94



WARRANTY DEED

For value received Lloyd W. Rickey and Ida B. Rickey, husband and wife, of Route 1, Gooding, Idaho 83330, hereinafter called the grantor, hereby grants, bargains, sells and conveys unto Marvin E. Pierson and Margaret A. Pierson, husband and wife, of Route 1, Gooding, Idaho 83330, hereinafter called the grantee, the following described premises situated in Gooding County, Idaho, to-wit:

Township 5 South, Range 15 East of the Boise Meridian,

Section 21:

That part of the S $\frac{1}{2}$ SW $\frac{1}{4}$ lying South of the county road as described in survey recorded in Book 1, Deeds, page 384 records of Gooding County, Idaho. ✓

Section 28:

The NW $\frac{1}{4}$ NE $\frac{1}{4}$ and the N $\frac{1}{2}$ NW $\frac{1}{4}$, excepting therefrom that portion heretofore deeded as shown of record in deed dated September 21, 1962, and recorded June 4, 1976, as instrument no. 59857.

The west 35 acres of the SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 29:

All that portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ North and West of the center of the channel of the Big Wood River

Together with the following water rights:

74 acres 75% water right, American Falls Irrigation Dist. #2
7.8 acres 90% water right, American Falls Irrigation Dist. #2
30 acres 75% water right, American Falls Irrigation Dist. #2
29.6 acres 55% water right, American Falls Irrigation Dist. #2
74 MI, decree, priority of 5/20/1897, Big Wood River
24.5 MI, decree, priority of 8/15/1886, Big Wood River
8 MI, decree, priority of 4/15/1887, Big Wood River
30 MI, decree, priority of 5/1/1897, Big Wood River
9 MI, decree, priority of 5/1/1905, Big Wood River

This deed is given to correct the spelling of the grantees' name in that deed recorded October 12, 1984, as instrument No. 110994.

To have and to hold, the said premises, with their appurtenances unto the said grantee and to the grantee's heirs and assigns forever. And the grantor does hereby covenant to and with the said grantee, that the grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that grantor will warrant and defend the same from all lawful claims whatsoever.

Dated this 18th day of October, 1984

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FEB 25 1993

Proven
#29

0673 -
0607 -
0608 -
0175
0174