

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: A36-02337

Date Received: 3/28/1990

Receipt No: S011698

Received By: *Cummins Change*
MD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD L KECHTER 208-678-1013
Address: ROUTE 4 BOX 4230
BURLEY ID 83318

2. Date of Priority: AUG 19, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	21E	15		NE	SE		JEROME

5. Description of diverting works:
357' WELL, 150HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.120		

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

8. Total consumptive use is 675.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	21E	14	NW	SW		IRR	40.0
			SW	SW		IRR	35.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	75.0
		15	NE	SE	IRR	30.0
			NW	SE	IRR	40.0
			SW	SE	IRR	40.0
			SE	SE	IRR	40.0
					Section Acres	150.0
					Total Acres	225.0

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:

OWNERSHIP CHANGE MADE 4-12-95 BY TLB. MAY-FORMER OWNER,
KECHTER-NEW OWNER. SENT SF3 TO NEW OWNER. BOTH SIGNATURES
AND WARRANTY DEED INCLUDED.

15. Basis of Claim: LICENSE

Water Right Number: 27048

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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

~~SECRET~~
Governor PHIL BATT

R. KEITH HIGGINSON
Director

April 12, 1995

RICHARD L KECHTER
ROUTE 4 BOX 4230
BURLEY, ID 83318

RE: SRBA CLAIM A36-02337
MAY

DEAR CLAIMANT:

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM, WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

I ALSO INCLUDED A STANDARD FORM 3 THAT MUST BE FILLED OUT AND SENT TO THE SNAKE RIVER BASIN ADJUDICATION COURT FOR BASIN 36. IF YOU HAVE ALREADY DONE THIS, PLEASE DISREGARD THE FORM.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

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PARSONS, SMITH, STONE & FLETCHER

WILLIAM A. PARSONS
RICHARD K. SMITH
RANDOLPH C. STONE
WM. KENT FLETCHER

ATTORNEYS AT LAW
137 WEST 13TH STREET
P. O. BOX 910
BURLEY, IDAHO 83318

TELEPHONE
(208) 678-8382
FAX NO.
(208) 678-0146

April 10, 1995

RECEIVED

APR 11 1995

Department of Water Resources
Southern Region

Department of Water Resources
222 Shoshone Avenue East
Twin Falls, Idaho 83301

RE: Ronald C. and Kathie May to
Richard L. Kechter

Gentlemen:

Enclosed is a New Property Owner Notice of Change of Water
Right Ownership form. Please handle appropriately.

We have attached a copy of the recorded Warranty Deed to the
form.

Very truly yours,



William A. Parsons

WAP:rt
Enc.

standard
form
3

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(see instructions on back of page)

DATE OF CLOSING: April 7, 1995

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

See attached Exhibit "A" for legal description

[] 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: A36-02337

[] Name and Address of Former Owner/Claimant(s)(Seller): Ronald C. May and Kathie May
Route #1
Paul, Idaho 83347

[] New Owner/Claimant (Purchaser): Richard L. Kechter

[] New Mailing Address: Route #4 Box 4230
Burley, Idaho 83318

[] New Telephone Number: (208) 678 - 1013

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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: recorded 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) Richard L. Kechter Date 4-7-95

[] Signature of Former Owner/Claimant(s) Ronald C. May Kathie May Date 4-7-95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 4-12-95 By: HLB

Claim Numbers of Split, if any:

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

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WARRANTY DEED

#EC-635

For Value Received

RONALD MAY, also shown of record as **Ronald C. May**, and **KATHIE MAY**, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

RICHARD L. KECHTER, a married man contracting as his sole and separate property
Address: Route #4 Box 4230
Burley, Idaho 83318

Hereinafter called the Grantee, the following described premises situated in Jerome County, Idaho, to-wit:

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHOSection 14: W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 15: SE $\frac{1}{4}$ **TOGETHER WITH** all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to State of Idaho Water Adjudication No. A36-02337.**SUBJECT TO:**

All reservations in patents or deeds in the chain of title.

Taxes for 1995 and subsequent years.

Power Line Easement given by Harold Schlund and Frances Schlund, husband and wife, to Idaho Power Company, a corporation, dated March 9, 1960, recorded November 8, 1960 in Book 168 Miscellaneous Page 47 as Instrument No. 144567, Jerome County records.

Power Line Easement given by Harold Schlund and Frances Schlund, husband and wife, to Idaho Power Company, a corporation, dated January 31, 1962, recorded August 17, 1962 in Book 168 Page 193 as Instrument No. 151637, Jerome County records.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. 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: April 7, 1995

Ronald C May
Ronald May, also known as Ronald C. MayKathie May
Kathie MaySTATE OF IDAHO }
COUNTY OF Cassia } ss.On this 7th day of April, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared **RONALD MAY** and **KATHIE MAY**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

LARRY ROBERTS
 ☆ NOTARY PUBLIC ☆
 STATE OF IDAHO
 RESIDING AT BURLEY, ID
 MY COMMISSION EXPIRES 6-30-97

Larry Roberts
 Notary Public
 Residing at: Burley, Idaho
 My Commission expires: 6-30-97

RECORD
 OF
 Long Title & Escrow, Inc.
 APR 7 3 29 PM '95
 JEROME COUNTY, IDAHO
 FEES 3.00
 DEP. OK

951354
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Southern

August 30, 1995

Water right holders in Basin 36 who have been sent a notice of violation:

<u>NAME</u>	<u>WATER RIGHT NO</u>	<u>DEADLINE</u>
John Reitsma		August 28, 1995
Don McFarland	36-02761, 3607157B	August 28, 1995
Marvin & Sonya Priebe	36-07535	August 28, 1995
Richard Poteet	36-07600	September 8, 1995
Frank Veenstra	36-07341, 36-07274	September 8, 1995
	36-02470, 36-02532	
Elden Lind	36-08583	September 11, 1995
Ronald May	36-02337	September 11, 1995
Eugene Hruza	36-02068	September 20, 1995
Layne Harper	36-02201	September 20, 1995
Rod Taylor	36-02498	September 20, 1995
Luis Bettencourt	36-02229	September 20, 1995
Delbert Kohtz	36-07416B	September 20, 1995
Irene & FF Gunning	36-02457	September 20, 1995
Bruce Hunsaker	36-02090, 36-02259	September 20, 1995
	36-02097, 36-02433	
	36-02618, 36-07627	

-Ross Hunsaker
-Mainline Ranches
-Dale Klinger

RECEIVED

SEP 01 1995

Department of Water Resources
Southern Region

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APR 13 1995

Department of Water Resources
Adjudication Bureau

RECEIVED

APR 11 1995

OFFICE OF THE
ATTORNEY GENERAL

RECEIVED

MAY 17 1995

Department of Water Resources
Southern Region

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.

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

Respondents.

36-02337
modified "A" & blank
records 5-15-95.
-J. Sherman
see attached.

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 _____

Work _____ Home _____

CONSENT TO SUBSTITUTION OF PARTY

My name is Richard L. Kechter

(see reverse)
(Richard L. Kechter)

My address is Box 4230, Burley, Idaho 83318

My phone number is: Work 208-678-5607 Home 208-678-1013

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

Ronald C. May and Kathy May

I am the new claimant/purchaser of A36-02337 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.

Form 42-1409(7) with recorded Warranty Deed attached and
with Water number A36-02337 included therein.

Ronald C. May
(Signature of prior claimant/seller)

Richard L. Kechter
(Signature of new claimant/purchaser)

☒ ATTORNEY OF RECORD COMPLETING FORM

My name is William A. Parsons - Parsons, Smith, Stone & Fletcher

I am the attorney of record for Richard L. Kechter

(Identify party/claimant)

My address and phone number are Box 910, Burley, Idaho 83318
208-678-8382

VERIFICATION

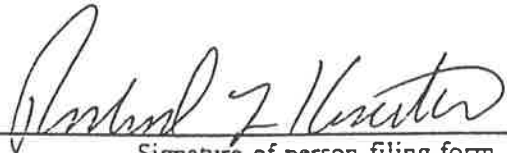
(Must be completed for either a *Notice of Change in Address* or for *Consent for Substitution of Party*)

State of Idaho

County of Cassia

Richard L. Kechter being first duly sworn, upon oath, deposes and says:
(Insert name of party/claimant filing form)

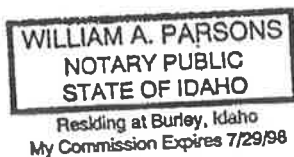
That I am the person or entity filing this form, that I am a water right claimant or party or their successor in interest, defined by I.C. §§ 42-1401A(1), (7) or (10); and that I have read this form, know its contents and that the statements are true to the best of my knowledge and belief.

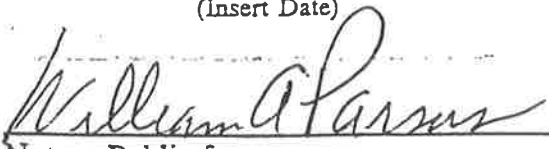

Signature of person filing form

By: 
Attorney signing in representative capacity

Subscribed and sworn to before me on April 10, 1995

(Insert Date)




Notary Public for _____
Residing at: _____
My Commission expires: _____

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 April 10, 1995, 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:

Ronald C. May - 1511 Evergreen Drive, Twin Falls, Idaho 83301

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

A handwritten signature in cursive script, reading "William A. Parris", written in dark ink over a horizontal line.

(Signature of person or attorney mailing the form)

NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type

(See instructions on back of page)

DATE OF CLOSING: 4-7-95

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

See attached Exhibit "A" for legal description

[] 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: A36-02337

[] Name and Address of Former Owner/Claimant(s)(Seller): Ronald C. May and Kathie May
Route #1
Paul, Idaho 83347

[] New Owner/Claimant (Purchaser): Richard L. Kechter

[] New Mailing Address: Route #4 Box 4230
Burley, Idaho 83318

[] New Telephone Number: (208) 678 - 1013

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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: recorded Warranty Deed

(proof of ownership must describe either the property conveyed and 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) Richard L. Kechter Date 4-7-95

[] Signature of Former Owner/Claimant(s): Ronald C. May Kathie May Date 4-7-95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

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

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WARRANTY DEED

For Value Received

RONALD MAY, also shown of records as Ronald C. May, and KATHIE MAY, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

RICHARD L. KECHTER, a married man contracting as his sole and separate property
Address: Route #4 Box 4230
Burley, Idaho 83318

Hereinafter called the Grantee, the following described premises situated in Jerome County, Idaho, to-wit:

TOWNSHIP 9 SOUTH, RANGE 21, EAST OF THE BOISE MERIDIAN, JEROME COUNTY, IDAHO

Section 14: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 15: SE $\frac{1}{4}$

TOGETHER WITH all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto including but not limited to State of Idaho Water Adjudication No. A36-02337.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1995 and subsequent years.

Power Line Easement given by Harold Schlund and Frances Schlund, husband and wife, to Idaho Power Company, a corporation, dated March 9, 1960, recorded November 8, 1960 in Book 168 Miscellaneous Page 47 as Instrument No. 144567, Jerome County records.

Power Line Easement given by Harold Schlund and Frances Schlund, husband and wife, to Idaho Power Company, a corporation, dated January 31, 1962, recorded August 17, 1962 in Book 168 Page 193 as Instrument No. 151637, Jerome County records.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns of the Grantee forever. 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 hereinafter described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 7, 1995

Ronald C May
Ronald May, also known as Ronald C. May

Kathie May
Kathie May

STATE OF IDAHO)
COUNTY OF Cassia) ss.

On this 11 day of April, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared RONALD MAY and KATHIE MAY, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

LARRY ROBERTS
☆ NOTARY PUBLIC ☆
STATE OF IDAHO
RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-30-97

Larry Roberts
Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-30-97

JEROME COUNTY, IDAHO
FEE \$3.00 DEPOSIT

APR 7 3 29 PM '95
Long Title & Escrow, Inc.

RECORDED
INDEXED

9:51:35.4

INDEXED

DEC 4 1995

Water Right Number - 36-02337

Prefix Translation: WATER RIGHT

Old (D) Number - 27048

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

*** C - CURRENT OWNER ***
KECHTER

RICHARD L

1 - RT 4 BOX 4230

2 -
3 -City- BURLEY
Phone - 208-678-1013

State- ID Zip- 83318

*** D - DIR RPT OWNER ***
MAY

RONALD

1 - 1511 EVERGREEN DR

2 -
3 -City- TWIN FALLS
Phone - 208-734-0524

State- ID Zip- 83301

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/19/1957 17 SOUTHERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 21E 15 SE NE SE (53) JEROME+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 3.120 856.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.120 856.00 642.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 21E 14 NW SW 40.0 01 IRRIGATION (53) JEROME
09S 21E 14 SW SW 22.0 01 IRRIGATION (53) JEROME
09S 21E 15 NE SW 1.0 01 IRRIGATION (53) JEROME
09S 21E 15 SE SW 4.0 01 IRRIGATION (53) JEROME
09S 21E 15 NE SE 38.0 01 IRRIGATION (53) JEROME
09S 21E 15 NW SE 29.0 01 IRRIGATION (53) JEROME
09S 21E 15 SW SE 40.0 01 IRRIGATION (53) JEROME
09S 21E 15 SE SE 40.0 01 IRRIGATION (53) JEROME

Total Acres: 214.0

+ - - Diversion Means - 357' WELL, 150HP PUMP

+ - - Non-Irrigation Use -

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DEC 04 1996

Water right number - 36-02337

Prefix Translation: WATER RIGHT

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 01/31/1991 User Id: BEDKE Subject: NB-STAFF REVIEW
Date: 05/15/1995 User Id: SSHERMAN Subject: NAME CHANGE
SF3 OWNERSHIP CHANGE, MAY TO KECHTER.

+ - - Audit Fields - - +
05/15/95 SSHERMAN

+ - - - - - 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	- 04/30/1993	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 08/24/1993	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/28/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011698	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

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DEC 04 1996

Water Right Number - A36-02337

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 27048

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

*** C - CURRENT OWNER ***
KECHTER

RICHARD L

1 - ROUTE 4 BOX 4230

2 -

3 -

City- BURLEY

State- ID Zip- 83318

Phone - 208-678-1013

*** O - ORIGINAL OWNER ***
MAY

RONALD

1 - 1511 EVERGREEN DR

2 - (DIRECTORS REPORT OWNER)

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-0524

ROMANS

DALE

1 -

2 -

3 -

City- HAZELTON

State- ID Zip- X

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
08/19/1957 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
09S 21E 15 NE SE (53) JEROME+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 3.120+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.120 675.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 21E 14 NW SW 40.0 01 IRRIGATION (53) JEROME
09S 21E 14 SW SW 35.0 01 IRRIGATION (53) JEROME
09S 21E 15 NE SE 30.0 01 IRRIGATION (53) JEROME
09S 21E 15 NW SE 40.0 01 IRRIGATION (53) JEROME
09S 21E 15 SW SE 40.0 01 IRRIGATION (53) JEROME
09S 21E 15 SE SE 40.0 01 IRRIGATION (53) JEROME

Total Acres: 225.0

+ - - Diversion Means - 357' WELL, 150HP PUMP

MICROFILMED
DEC 04 1996

Water right number - A36-02337

Prefix Translation: ADJUDICATION CLAIM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
OWNERSHIP CHANGE MADE 4-12-95 BY TLB. MAY-FORMER OWNER,
KECHTER-NEW OWNER. SENT SF3 TO NEW OWNER. BOTH SIGNATURES
AND WARRANTY DEED INCLUDED.
SF3 OWNERSHIP CHANGE, MAY TO KECHTER, 05/15/95 SS.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

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

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - - +
05/15/95 SSHERMAN

+ - - - - - 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	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/28/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011698	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
DEC 04 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

Ident. Number: A36-02337
Date Received: 3/28/1990
Receipt No: S011698
Received By: tu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD MAY
Address: 1511 EVERGREEN DR.
TWIN FALLS, ID 83301
208-734-0524
2. Date of Priority: AUG 19, 1957
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 09S | 21E | 15 | NE | SE | | | JEROME |
5. Description of diverting works:
357' WELL, 150HP PUMP
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 3.120 | | |
7. Total Quantity Appropriated is:
3.120 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 675.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	21E	14	NW	SW		IRR	40.0
			SW	SW		IRR	35.0
Section Acres							75.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09S	21E	15	NE		SE		IRR	30.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	150.0
							Total Acres	225.0

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 27048

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): Ronald C May Date: 3-28-90

Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of Mar 19 90 Don W. White
Notary Public

Seal

Residing at TF
My Commission Expires 5/94

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

36-233

RECEIVED

DEC 12 2001

Important Information About Your Water Right

December 4, 2001

Richard L Kechter
Rt 4 Box 4230
Burley, ID 83318

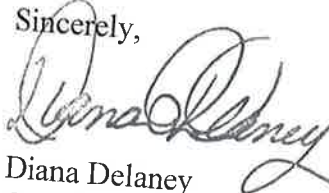
Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an **Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc** (hereinafter "**Order**") for water right number 36-02337. 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 February 25, 1998, 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 this 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 on the same date that the **Partial Decree** was originally issued.

Sincerely,



Diana Delaney
Case Administrator

2001 DEC -4 PM 4:30

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	)	Water Right 36-02337
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on February 25, 1998. 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, on June 24, 1999, 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 *Supplemental Director's Report*

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

PERIOD OF USE: 03-15 to 11-15

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 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 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 December 4, 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



RE-TURNED
TO
SENDER
UNDELIVERABLE AS ADDRESSED-
FORWARDING ORDER EXPIRED



NO. OF CLAIMS IN POLYGON 1
CLAIM NUMBERS 36-02337

DATE 7/31/97
AGENT jt

TRANSFER NUMBER _____

OBJECTION FILED yes

TOTAL ACRES FROM RECOMMENDATION 214

GEOGRAPHIC INFO SYSTEM 212.68

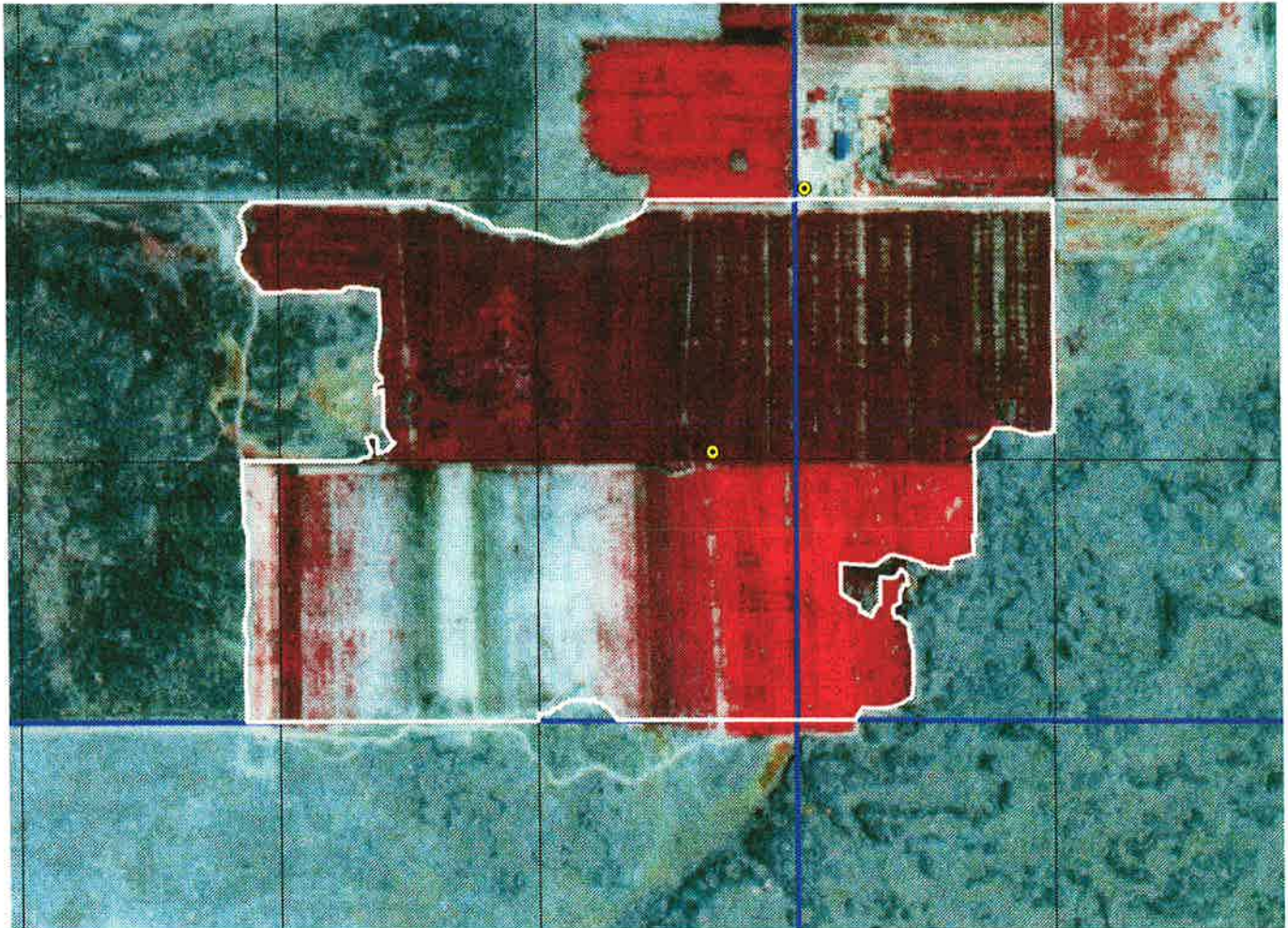
RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	095	21E	14									40	22						62
GIS												39.03	19.7						58.73
RECOM	095	21E	15									1		4	38	29	40	40	152
GIS												1.8		5.28	38.3	28.77	40.3	39.6	153.95
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED
B36-DBPOU.DBF 243 ✓
B36-DBPOD.DBF 240 ✓

POLYGON # UPDATED
ATTRIBUTES OF B36-POU.SHP 243 ✓
ATTRIBUTES OF B36-POD.SHP 240 SENESE-15

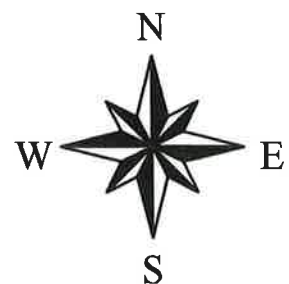
P/U CONFLICT yes () no (✓)
P/D CONFLICT yes () no (✓)
SENT FOR DECREE yes () no ()

36-02337
RICHARD L KECHTER



TNS 09S, RNG 21E, SEC 14 & 15

0.09 0 0.09 0.18 Miles

A scale bar with four segments, labeled 0.09, 0, 0.09, and 0.18 Miles.

Pou-outline.shp
● B36-pod.shp
09s21e.dxf
7

 T09s21eqq.shp

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY JULY 1997
BY JEANIE ROBERTSON

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFIL MEI

OCT 13 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication)
of the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 36-02337 -0001

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

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: US BUREAU OF RECLAMATION
Address: DEPT OF INTERIOR
1150 NORTH CURTIS
BOISE ID 83706-1234

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

3. ☒ Quantity: I respond to the objection concerning:
- 3a. ☒ The total quantity of water used in cubic feet per second.
9. ☒ Place of Use: I respond to the objection concerning:
- 9a. ☒ The legal description of the place of use.
10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 3, 3a., 9, 9a., and 10 and all allegations of the objection regarding these items, IDWR responds as follows:

IDWR lacks sufficient information to form a belief as to whether any or all of the lands upon which water is diverted, conveyed, or used pursuant to this right are owned by the United States. IDWR admits that if the place of use is reduced by the court, the quantity of water allocated to this water right should

likewise be reduced. IDWR denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

	No. of Pages
Notice of Claim No. A36-02337	3

(Over)

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OCT 13 1994

VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 23rd day of August,
1993.



Notary Public for Idaho

Residing at:

My Commission expires

Danni Smith, Notary Public
Residing at Boise, Idaho

My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of AUGUST, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared 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. One copy to the owner of the water right, and you must fill in the following information:

Name: RONALD MAY
Address: 1511 EVERGREEN DR
TWIN FALLS ID 83301

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: US DEPT OF JUSTICE
Address: ENVT & NAT RESOURCES DIV
550 WEST FORT ST BOX 33
BOISE ID 83724



Signature of Respondent or attorney
mailing on Respondent's behalf

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: A36-02337
Date Received: 3/28/1990
Receipt No: S011698
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD MAY
Address: 1511 EVERGREEN DR.
TWIN FALLS, ID 83301 208-734-0524

2. Date of Priority: AUG 19, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	21E	15		NE	SE		JEROME

5. Description of diverting works:
357' WELL, 150HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.120		

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

8. Total consumptive use is 675.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	21E	14	NW	SW		IRR	40.0
			SW	SW		IRR	35.0
						Section Acres	75.0

A36-02337

Page 1

Date: 03/28/90

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JAN 27 1993
OCT 13 1994

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09S	21E	15	NE		SE		IRR	30.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	150.0
							Total Acres	225.0

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 27048

MICROFILMED
JAN 27 1993
OCT 13 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 ☒ 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): Ronald C May Date: 3-28-90

Date: _____

State of Idaho)
County of TF) SS.

Subscribed and sworn (or affirmed) before me this 28 day h
of Mar 19 90 Don White
Notary Public

Seal

Residing at TF
My Commission Expires 5/94

MICROFILMED

MICROFILMED JAN 27 1993

OCT 13 1994

RECEIVED

APR 29 1993

Department of Water Resources
Adjudication Bureau

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

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

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
use of water from the Snake
River Basin Water System,

Respondents.

Case No. 36-02337
(You must insert the
water right number you
are objecting to)

OBJECTION

36-02337 -0001/
93-04-0197

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the black space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

OBJECTION - 1

(Over)

Case No. 36-02337

MICROFILMED

OCT 13 1994

JUL 17 1964
RECEIVED

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objection:

Name: United States of America
Bureau of Reclamation
U.S. Department of Interior
Address: 1150 North Curtis
Boise, Idaho 83706-1234

Briefly describe your interest in this water right:

A portion of the place of use claimed in this water right is public land under the jurisdiction of the United States of America, Bureau of Reclamation.

2. Owner of the water right:

Name: Ronald May
Address: 1511 Evergreen Dr.
Twin Falls, Idaho 83301

3. If this objection is filed by an attorney:

Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U.S. Department of Justice
550 West Fort Street
Box 33
Boise, Idaho 83724
Attorney Phone No.: 202-272-4134
202-272-8351

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☒ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place Use: I object to:
 - a. ☒ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.

- RECEIVED
JAN 10 1960
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.
12. ☐ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to:

REASONS SUPPORTING EACH BOX CHECKED

In the space following you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

Box 9 - the claim includes irrigation of land owned by the United States, for which a private water right cannot be obtained.

Box 3 and 10 - the quantity of water is overstated to the extent that the water is used to irrigate federally owned land.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Director's Report should be changed by deleting from the place of use T09S R21E S15 NESW (1 acre) and SESW (4 acres). The Court should decrease the water quantity claimed in an amount proportional to the acreage deleted from the place of use.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.

Recommended water right claim No. 36-02337 (1 page).

VERIFICATION (Must be Completed)

State of Idaho

County of Ada

Phillip E. Graf, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Phillip E. Graf
Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

1993. Subscribed and sworn to before me this 29th day April,

Gary E. Carlen
Notary Public for Idaho
Residing at: Boise
My Commission expires: 5/5/93

COV 13 132
RECEIVED

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 29 day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct 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. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Ronald May

Owner's address: 1511 Evergreen Dr.

Twin Falls, Idaho 83301

3. One copy to:

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

4. One copy to:

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



Signature of Objector or attorney
mailing on Objector's behalf

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

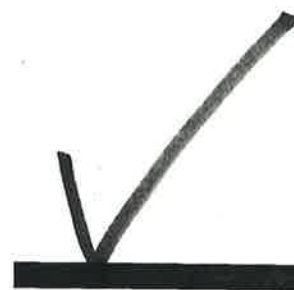
DATE: NOV-2-1992

PAGE: A-1644

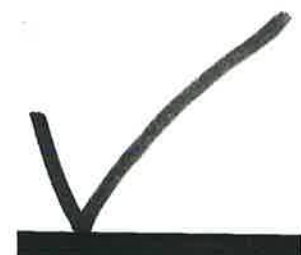
RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
SOURCE: GROUNDWATER						
36-12728	LEONARD SCHAFFER DOROTHY SCHAFFER PO BOX 595 PAUL ID 83347	08/07/1957	DOMESTIC	01-01 12-31	.04	CFS BENEFICIAL USE
				TOTAL QUANTITY:	.04	CFS
	NON-IRRIGATION-USES: DOMESTIC 1 HOME POINT OF DIVERSION: T09S R22E S10 PLACE OF USE: DOMESTIC		NWNE			
	T09S R22E S10 REMARKS: PARCEL NO. RP09S22E1100H0		NENE			
36-02337	RONALD MAY 1511 EVERGREEN DR TWIN FALLS ID 83301	08/19/1957	IRRIGATION	04-01 10-31	3.12 856.0	CFS AFY LICENSE
				TOTAL QUANTITY:	3.12	CFS
				CONSUMPTIVE USE:	856.0 642.0	AFY
	POINT OF DIVERSION: T09S R21E S15 PLACE OF USE: IRRIGATION		SENESE			
	T09S R21E S14 S15	NWSW 40.0 SESW 1.0 SWSE 40.0	SWSW 22.0 SESW 4.0 SESE 40.0	NESE 38.0	NWSE 29.0	
	214.0 ACRES TOTAL REMARKS: RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.					

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OCT 13 1994

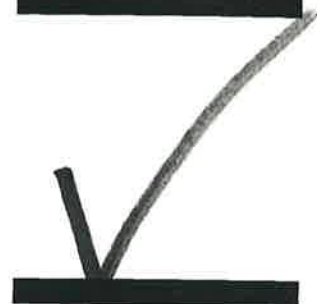
R PROOF



CVR



MAPS



PHOTOS



MISC

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JAN 27 1993

Water Right Number - R36-02337 Prefix Translation: RESEARCH Old (D) Number - 27048

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

*** C - CURRENT OWNER ***
MAY

RONALD

1 - 1511 EVERGREEN DR.

2 -

3 -

City- TWIN FALLS

State- ID Zip- 83301

Phone - 208-734-0524

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
08/19/1957 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

09S 21E 15 SE NE SE (53) JEROME

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 3.120 856.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.120 856.00 642.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
09S 21E 14 NW SW 40.0 01 IRRIGATION (53) JEROME
09S 21E 14 SW SW 22.0 01 IRRIGATION (53) JEROME
09S 21E 15 NE SW 1.0 01 IRRIGATION (53) JEROME
09S 21E 15 SE SW 4.0 01 IRRIGATION (53) JEROME
09S 21E 15 NE SE 38.0 01 IRRIGATION (53) JEROME
09S 21E 15 NW SE 29.0 01 IRRIGATION (53) JEROME
09S 21E 15 SW SE 40.0 01 IRRIGATION (53) JEROME
09S 21E 15 SE SE 40.0 01 IRRIGATION (53) JEROME

Total Acres: 214.0

+ - - Diversion Means - 357' WELL, 150HP PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.

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JAN 27 1993

Water right number - R36-02337

Prefix Translation: RESEARCH

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

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

No Old Water Right Numbers Found

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

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

No Comments Found

+ - - Audit Fields - - +

03/11/92 ROBERTSO

+ - - - - 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	- 03/11/1992	Old Judicial District	-
Claim Received Date	- 03/28/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S011698	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- C
				Notice of Error Flag	-

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JAN 27 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:10:45
12/06/90

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02337

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			7/27/91			SW 8-27-91	OB	
POINT OF DIV	Y			N	1,4			
SOURCE				N				
PLACE OF USE				N	1,4			
DIV. AMOUNT CFS/VOLUME				(Y)				
CONSUMPTIVE USE				(Y)				
PURPOSES				N				
PERIOD OF USE	Y			N				
BASIS OF CLAIM				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.

MICROFILMED
JAN 2 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:10:45
12/06/90

BB 27

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02337

~~LAST: ROMANS
ADDRESS:
CITY: HAZELTON
PHONE NUMBER: 208-000-0000
OWNER CODE: O~~

FIRST: DALE
STATE: ID ZIP: X

LAST: MAY
ADDRESS: 1511 EVERGREEN DR.
CITY: TWIN FALLS
PHONE NUMBER: 208-734-0524

FIRST: RONALD
STATE: ID ZIP: 83301

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

MICROFILMED

JAN 27 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____ - ____

DATE OF FIELD EXAM: 01 / 28 / 91

APPOINTMENT MADE: Y(____) N(✓)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____ - ____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED

JAN 27 1993

A. AJ CLAIM: # A36-02337 PRIORITY DATE: 08-19-1957 STAGE: L

B. WR RECORD: # 36-02337 PRIORITY DATE: 08-19-1957 STAGE: L

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(☒)
IF YES EXPLAIN.

REMARKS:

=====

RECOMMENDED PRIORITY DATE:
08-19-1957

REVIEWED BY

N. D. Brown

DATE

1/28/91

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JAN 27 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02337	09S	21E	15	SE	NE	SE		JEROME

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02337	09S	21E	15	SE	NE	SE		JEROME

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
N
N

REMARKS:

MICROFILMED

JAN 27 1993

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>SAME</u>	---	---	---

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: NOB

DATE: 1/28/91

MICROFILMED

JAN 27 1993

A. ROOT WATER RIGHT NUMBERS: A36-02337

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	2nd Review FIELD EXAM.	RECOMM. ACRES
09S	21E	14	NW	SW		MAY, RONALD	A36-02337 /40.0	36-02337 /40.0	39.0	39	40
09S	21E	14	SW	SW		MAY, RONALD	A36-02337 /35.0	36-02337 /35.0	23.0	22	22
09S	21E	15	NE	SE		MAY, RONALD	A36-02337 /30.0	36-02337 /30.0	40.0	38	38
09S	21E	15	NW	SE		MAY, RONALD	A36-02337 /40.0	36-02337 /40.0	33.0	29	29
09S	21E	15	SW	SE		MAY, RONALD	A36-02337 /40.0	36-02337 /40.0	39.0	39	40
09S	21E	15	SE	SE		MAY, RONALD	A36-02337 /40.0	36-02337 /40.0	40.0	39	40
TOTAL ACRES							A36-02337	225.00	225.00	214.00	225

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

ADD
TRACTS

DATABASE
N

FIELD
EXAMINER
N

S. 15 NE SW
SE SW

1.0
4.0

+1
+4
211

Add:

1
4
214

PRESUMPTION FLAG:

(225 - 5%) = 214 NOT W/IN TOLERANCE

REMARKS:

Reductions of recommended acres from Claimed and Licensed acres in individual 1/4, 1/4 tracts is due to confirmation of Landstat, Aerial Photos and Ortho Photo Quad all showing less acres ~~than~~ irrigated than claimed. Increases are likewise in NE SE Sect 15. Acres recommended still totals 225

See attached map OPQ BB27 (SW)

RECOMMENDATIONS:

TOTAL ACRES: 225 214 See 8-27-91

REVIEWED BY: N. D. Brown DATE: 1/28/91

Tracts being added appear to belong to Bureau of Reclamation
S. 15 SW 1/4

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02337 IRRIGATION	FROM 03-15 TO 11-15	3.120 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.120 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02337 IRRIGATION	FROM TO	3.120 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.120 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(✓) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y(✓) N() Explain in remarks, below.

REMARKS:

UNRECORDED

JAN 27 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 3.120 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.120 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)

B.

FLOW MEASUREMENT

MEASUREMENT METHOD NONE, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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JAN 27 1993

D.

214

4.28

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 225 x 0.02 CFS/ACRE = 4.5 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 675.0 AF/A

ACRES 225 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 675.0 AF/A

642

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 225 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 900 AF/A

856

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

$$\frac{3.12 \text{ cfs}}{214 \text{ Ac}} = 0.0145794 \text{ cfs/Ac.}$$

(0.73"/Ac.)

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE 3.120 EXAMINER ~~3.12~~	DATABASE 900 EXAMINER ~~900~~	DATABASE 675.0 EXAMINER ~~675~~
TOTAL FOR THIS RIGHT		3.120	856	642
REVIEWED BY: <u>NAB</u>		DATE: <u>1/28/91</u>		

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C09

(02337)

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(☒)	()
FORFEIT/ABANDON _____	NA	()
ADDITIONAL DIV. AMOUNT _____	NA	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02337

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 3.120	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02337	3.120	-		36-02337	3.120
TOTAL CFS		3.120				3.120

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
Y

FIELD
EXAMINER

NA

REMARKS:

AUTHENTICATION:

SIGNATURE:

N.D. Brown

Stanley

8-27-91

DATE:

1/28/91

NAME OF FIELD EXAMINER:

N.D. Brown

TITLE:

W.R. Agent

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JAN 27 1993



Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:78,000-scale
aerial photography taken during 1976

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BB 27 (SW) 1976