

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: A36-04233

Date Received: 3/21/1991

Receipt No: CO20011

Received By: J. Morrison

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYSIDE MOBILE HOME PARK 208-853-1589
Address: C/O A. E. DUMARS
6603 WEST SUMMER HILL DR.
BOISE, ID 83703

2. Date of Priority: MAR 1, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	23E	11	SW	NE	NE		MINIDOKA
			SE	NE	NE		MINIDOKA
			SE	NW	NE		MINIDOKA

5. Description of diverting works:

3- 6" WELLS W/5HP, 3HP, 1.5 HP SUB. PUMP INTERCONNECTED TO DELIVE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.200		
COMMERCIAL	01/01	12/31	0.060		

7. Total Quantity Appropriated is:

0.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 57 TRAILERS \$ 1 HOUSE, COMMERCIAL, CAFE AND SERVICE STA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	23E	11	NE	NE		DOMEST	
			NW	NE		DOMEST	
			NW	NE		COMMER	

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
SHARES IN MINIDOKA IRR. DIST.

14. Remarks:
ESTIMATED USUAGE FOR THE CAFE 150 PATRONS, SERVICE STATON
IS 250 VEHICLES.

15. Basis of Claim: STATUTORY CLAIM

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: 2

For Organizations:

I do solemnly swear or affirm that I am Owner of
Title
Wayside Mobile Home Park that I have signed the foregoing
Organization
document in the space below as Owner of
Title
Wayside Mobile Home Park and that the statements contained in the
Organization
foregoing document are true and correct.

A. E. Du Mar
Signature of Authorized Agent
Owner Wayside Mobile Home Park
Title and Organization
3-21-91
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21 day

of March 19 91

Seal

John Dale Carlson
Notary Public

Residing at Boise Id

My Commission Expires 6/2/94

35'

4717

10

300' SOUTH

Amalgam

ROAD

O-15 DRAIN

Amalgam

Pumping Sta

11

BM 4149

Siphon

12

BM 4152

O-15 DRAIN

4716

B CANAL

O-15 DRAIN

400' SOUTH

2150

CANAL

Subs

Heyburn

Pumping Sta

4715

2150 2150 SOUTH

ROAD

BR 4153

4714

1500' SOUTH

2150

ROAD

WEST

200'

32' 30"

4713

Pumping Sta

ROAD

1 and provisions of these presents, and such default of payment or
2 otherwise, continues for a period of thirty (30) days after the
3 Sellers have mailed written notice thereof by certified mail, to
4 the Purchaser at his last known address, postage prepaid, and
5 a copy thereof sent to the escrow holder herein named and as
6 hereinafter provided, then the entire balance of the purchase
7 price payable to the Sellers by the Purchaser, together with
8 accrued interest, shall at the option of the Sellers, become
9 immediately due and payable.

10 4. PROPERTY SUBJECT TO PRIOR CONTRACT OF SALE:

11 It is expressly understood that the real property, here-
12 inabove described, is being purchased by the Sellers under a
13 Contract For Real Estate dated the 16th day of February, 1977,
14 wherein Mark Henry Hobson and Linda Ann Hobson appear as the
15 "Sellers", and Paul R. Pierce and Lucille Pierce appear as
16 "Purchasers". (The ground is also subject to a prior contract of
17 sale by which Mark and Linda Hobson acquired the property from
18 Willis and Lorna Hobson, dated the 24th day of September, 1975.)
19 The Sellers expressly agree that they will make any and all pay-
20 ments on said contract, dated the 16th day of February, 1977, as
21 the same become due, under the terms thereof, and will obtain
22 title to the real property herein conveyed prior or at the time
23 of full payment of the purchase price by the Purchaser. It is
24 further understood that the Purchaser does not assume or agree to
25 pay the above-designated contracts, and the Sellers are not
26 assigning the same, said contract shall be performed, and paid,
27 according to the terms thereof, by the Sellers.

28 5. OBLIGATION TO FURNISH CULINARY WATER: The Purchaser
29 expressly agrees that he is purchasing the property subject to
30 the obligation contained in the Contract For Real Estate, by
31 which the Sellers (the Pierces) are purchasing the same, i.e.,
32 to furnish culinary water to the Chevron Service Station pursuant

1 to the rights therefore as contained and set out in a certain
2 Lease Agreement between Willis Hobson and Lorna Hobson and the
3 Standard Oil Company of California, dated the 26th day of April,
4 1962, as amended, a copy of which is hereby attached as Exhibit
5 "A". The property entitled to culinary water, as hereinabove
6 indicated, is as follows:

7 REAL PROPERTY: THE CHEVRON SERVICE STATION PROPERTY
more particularly described as follows:

8 Part of Section 11 of Township 10 South, Range 23 East
9 of the Boise Meridian.

10 Beginning at the Southeast corner of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of
11 Section 11, Township 10 South, Range 23 East, Boise
12 Meridian; thence South 89°42'07" West along the 1/16th
13 line for 190.30 feet to a point marked by a steel pin;
14 thence South 89°42'07" West along said 1/16th line for
15 1549.58 feet to a point marked by a steel pin, said
16 point lying on the Southeasterly right-of-way of Idaho
17 State Highway 30; thence North 42°26' East along said
18 State Highway right-of-way for 129.70 feet to a point
19 marked by a State Highway right-of-way brass cap and
20 stationed 226+46.25; thence North 45°15'49" East for
102.15 feet along said State Highway right-of-way to a
point marked by a spike in the asphalt, said point
being the True Point of Beginning; thence continuing
North 45°15'49" East along said State Highway right-of-
way for 125.00 feet to a point marked by a spike in the
asphalt; thence South 33°25'11" East for 127.70 feet
to a point marked by a spike in the asphalt; thence
South 45°15'49" West for 125.00 feet to a point marked
by a steel pin; thence North 33°25'11" West for 127.70
feet to the True Point of Beginning, containing 0.36 acres.

21 6. ALLOCATION OF PURCHASE PRICE TO DWELLING HOUSE

22 LOCATED ON THE PREMISES: It is understood and agreed that the
23 total purchase price is allocated between the residential property
24 located on the premises and the commercial or rental property as
25 follows:

26 (a) Residence: \$ 50,000.00

27 (b) Other property: \$250,000.00

28 7. TAXES AND ASSESSMENTS: The Purchaser, in considera-

29 tion of the premises agrees that he will pay all taxes and
30 assessments against the property pro rated from the 1st day of
31 November, 1981, and all taxes and assessments thereafter levied
32 against the said property, and all liens and charges which may be

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-4233 V1

WATER RIGHT NUMBER: 36-4233 V1

Owner Type

Current Owner

Name and Address

WAYSIDE MOBILE HOME PARK
C/O LEOTA R DUMARS
4720 SAVANNAH LANE
BOISE, ID 83703
(208)855-1589

*Chg owner to
Neil Stoddard
Per T-5323*

Priority Date: 03/01/1963

Basis: Decreed

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To

4/01 to 10/31

Diversion Rate

0.120 CFS

Annual Volume

20.00 AF

DOMESTIC

1/01 to 12/31

0.200 CFS

7.00 AF

Total Diversion:

0.200 CFS

27.00 AF

Location of Point(s) of Diversion

GROUND WATER

MINIDOKA County

NE1/4NE1/4

2 P/Os

Sec. 11, Twp 10S, Rge 23E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
10S	23E	11	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	5.0
			5.0																5.0

Total Acres: 5

DOMESTIC same as IRRIGATIONConditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. S16 USE OF THIS RIGHT IS COMBINED WITH WATER FROM MINIDOKA IRRIGATION DIST.

Remarks:

1. General THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY TRANSFER NO. 5323 BY MAY 24, 2000.
2. Point of Diversion TWO POINTS OF DIVERSION LOCATED IN T10S, R23E, S11, NENE.

*Add pt of diversion
Add pt of RMR*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 36-4233 V1

3. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. SOUTH1 7/11/1991 COPIED FROM REMARKS

Comment: ESTIMATED USAGE FOR THE CAFE 150 PATRONS, SERVICE STATION IS 250 VEHICLES.

***** MTH (7/11/91): THE SERVICE STATION NOW HAS ITS OWN WELL, AND THE CAFE HAS ITS OWN SEPARATE CLAIM (A36-13191).

2. TFAWCETT 2/2/1996 ADDRESS CHANGE

Comment: ADDRESS CHANGE DONE PER SF3 REC'D 1/29/96.

3. KCHRISTE 12/9/1997 REFORMAT

Comment: DELETED CONS USE

4. AJU10-DS 12/21/1999 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-4233

WATER RIGHT NUMBER: 36-4233

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	WAYSIDE MOBILE HOME PARK C/O LEOTA R DUMARS 4720 SAVANNAH LANE BOISE, ID 83703 (208)853-1589
Current Owner	NEIL STODDARD 1536 E 400 N SAINT ANTHONY, ID 83445 (208)624-7953

Priority Date: 03/01/1963

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.200 CFS	7.00 AF
IRRIGATION	4/01 to 10/31	0.120 CFS	20.00 AF
	<u>Total Diversion:</u>	0.200 CFS	27.00 AF

Location of Point(s) of DiversionGROUND WATER
MINIDOKA County

NE1/4NE1/4

Sec. 11, Twp 10S, Rge 23E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	23E	11	5.0																5.0

Total Acres: 5

DOMESTIC same as IRRIGATIONConditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. R68 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-4233

5. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks:

1. General The total instantaneous diversion of water from all points of diversion under Transfer 5323 shall not exceed 0.20 cfs, nor a total combined annual volume of 27.0 af.
The right holder shall cease irrigation of 1.0 acre previously authorized under this right, and consolidate use of water on the remaining 5.0 acres.
The place of use is also known as Wayside Mobile Home Park.
Domestic use is for 57 homes.
Two (2) points of diversion are located within NENE, S11, T10S, R23E.

Comments:

1. TFAWCETT 2/2/1996 ADDRESS CHANGE
Comment: ADDRESS CHANGE DONE PER SF3 RECD 1/29/96.
2. PSKAGGS 5/17/1999 TRANSFER 5323
Comment: Transfer 5323 changes the point of diversion & place of use under Right 36-04233.
3. PSKAGGS 10/25/2000 EXTENSION TO COMPLETE TRANSFER 5323
Comment: Order dated 10/25/2000 extends completion date to 05/24/2001.
4. pskaggs 6/5/2001 Extension Order
Comment: On 6-5-2001 an Order Granting an Extension of Time to Complete Transfer was issued extending the completion date to 5-24-2002.

Dates and Other Information:

Licensed Date:
Decreed Date: 12/4/1997
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Water Right Number - R36-04233

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

WAYSIDE MOBILE HOME PARK

1 - C/O LEOTA R DUMARS

2 - 4720 SAVANNAH LANE

3 -

City- BOISE

State- ID Zip- 83703

Phone - 208-853-1589

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/01/1963 17 SOUTHERN J - BENEFICIAL USE

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

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name
10S	23E	11	SE NE NE			(67) MINIDOKA		
			SE NW NE			(67) MINIDOKA		

*Proved
12-10-97
KKC*

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.200	7.00
01 - IRRIGATION		04/01	10/31	0.120	24.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.200 31.00 18.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10S	23E	11	NE NE		5.0	01	IRRIGATION	(67) MINIDOKA
10S	23E	11	NW NE		1.0	01	IRRIGATION	(67) MINIDOKA
10S	23E	11	NE NE			43	DOMESTIC	(67) MINIDOKA
10S	23E	11	NW NE			43	DOMESTIC	(67) MINIDOKA

Total Acres: 6.0

+ - - Diversion Means - TWO INTERCONNECTED 6" WELLS W/3HP SUB. PUMP EACH

+ - - Non-Irrigation Use - ~~DOMESTIC~~ 57 TRAILER LOTS & 1 HOUSE/OFFICE

+ - - Other Rights for Same Use - SEE CONDITIONS

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

EXP RIGHT NO. 36-13191 IS ALSO DIVERTED THROUGH THE POINT OF
DIVERSION DESCRIBED ABOVE.

*updated
12-9-97
KKE*

Water right number - R36-04233

Prefix Translation: RESEARCH

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

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

No Old Water Right Numbers found.

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

S16 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MINIDOKA IRRIGATION DIST.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 09/05/96 KCHRISTE

+ - - - - Comments - - - - -

Date: 07/11/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS

ESTIMATED USUAGE FOR THE CAFE 150 PATRONS, SERVICE STATON

IS 250 VEHICLES.

MTH (7/11/91): THE SERVICE STATION NOW HAS ITS OWN WELL,_AND

THE CAFE HAS ITS OWN SEPARATE CLAIM (A36-13191).

Date: 02/02/1996 User Id: TFAWCETT Subject: ADDRESS CHANGE

ADDRESS CHANGE DONE PER SF3 REC'D 1/29/96.

+ - - - - 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	- 03/21/1991	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

February 3, 1997 8:11am

CUSTOMER

Brice, Robert

SUBJECT: 36-13191 - 36-04233 - 36-07970

other (X) phone call (.) walk-in (.)

Compilation of photos of the new well (as of January 1997). Also, a conclusion of the claims involved plus the request of Mr. Brice wanting to file a transfer.

It appears the new well (1/97) was drilled in the same property description as the initial P/D, i.e. the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E. Because well is in the same property description a transfer is not necessary. However, the claims, 36-04233 and 36-13191, need to be corrected regarding the property description of the P/D.

1. 36-04233 (Original P/D) needs only one property description on the claim: SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E.

2. 36-13191, needs only one property description: SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E. However, the addition of "New Well Drilled January 1997" needs to be augmented in the comments and/or remarks.

3. Also, delete the old remarks from 36-13191 and 36-04233.

4. Claim: 37-07970 is a licensed right for a subdivision in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, T10S, R23E, which is properly described on the adjudication claim only.

5. I will contact Mr. Brice by letter informing him there is no need for a transfer per new p/d but he needs to complete Change of Ownership since the claim is still in his father-in-law's name.

CC: All Above Files
Gary Funderberg



RUPERT IDAHO 7.5' MIN. QUAD
1"=2000'

(BB79)

36-13191

Small concrete building contains well
per 36-04233

Old "New" well drilled here, see
photos from October 1996.

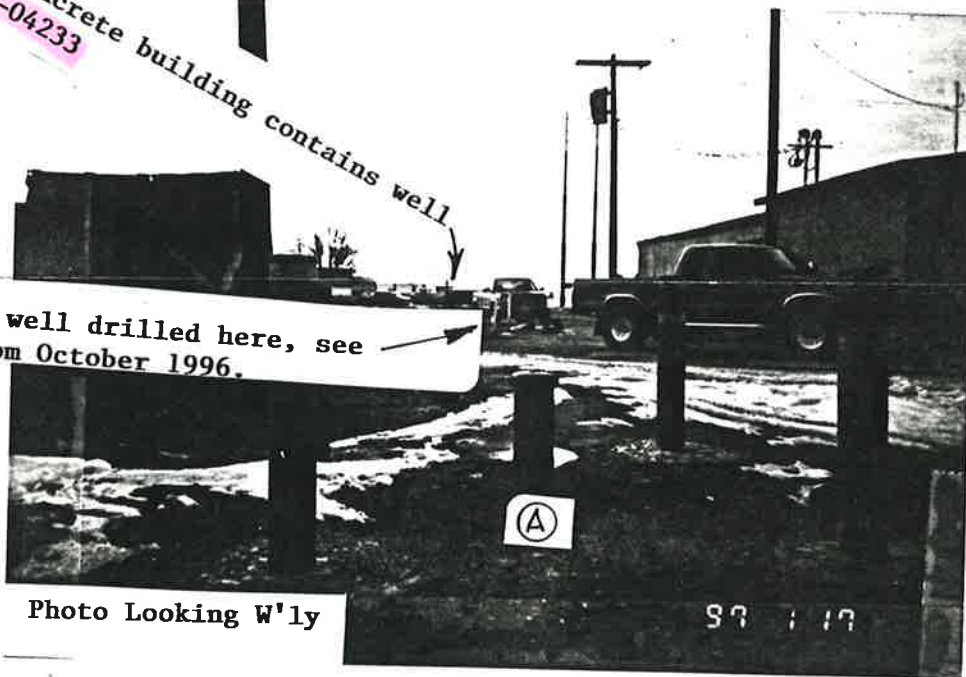
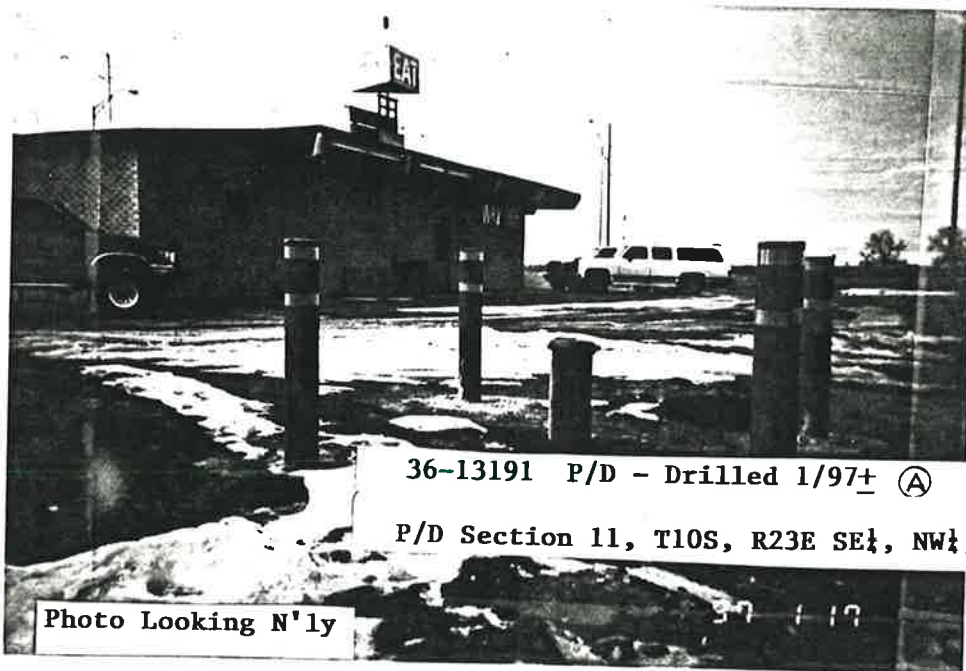


Photo Looking W'ly

57 1 17



36-13191 P/D - Drilled 1/97+ (A)

P/D Section 11, T10S, R23E SE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$

Photo Looking N'ly

57 1 17



O. OF CLAIMS IN POLYGON 1LAIM NUMBERS 36-04233

DATE

8/12/97

AGENT

JK

TRANSFER NUMBER

no

OBJECTION FILED

no

TOTAL ACRES FROM RECOMMENDATION

6

GEOGRAPHIC INFO SYSTEM

6.14

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	10S	23E	11	5	1														6
GIS																			6.14
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

B36-DBPOU.DBF

339 ✓

B36-DBPOD.DBF

299,300

POLYGON #

UPDATED

ATTRIBUTES OF B36-POU.SHP

339 ✓

ATTRIBUTES OF B36-POD.SHP

300SENENE-11299 ✓ SENWNE-11

* allocations has find some discrepancies
in well locations (see notes...)

P/U CONFLICT yes () no (✓)

P/D CONFLICT yes (✓) no ()

SENT FOR DECREE yes () no ()

6/9/94

COMMUNICATION DOCUMENTATION

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IDWR Employee/Agent Georgia Satterlee

DATE

February 3, 1997 8:11am

CUSTOMER

Brice, Robert

SUBJECT: 36-13191 - 36-04233 - 36-07970

other (X) phone call (.) walk-in (.)

Compilation of photos of the new well (as of January 1997). Also, a conclusion of the claims involved plus the request of Mr. Brice wanting to file a transfer.

It appears the new well (1/97) was drilled in the same property description as the initial P/D, i.e. the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E. Because well is in the same property description a transfer is not necessary. However, the claims, 36-04233 and 36-13191, need to be corrected regarding the property description of the P/D.

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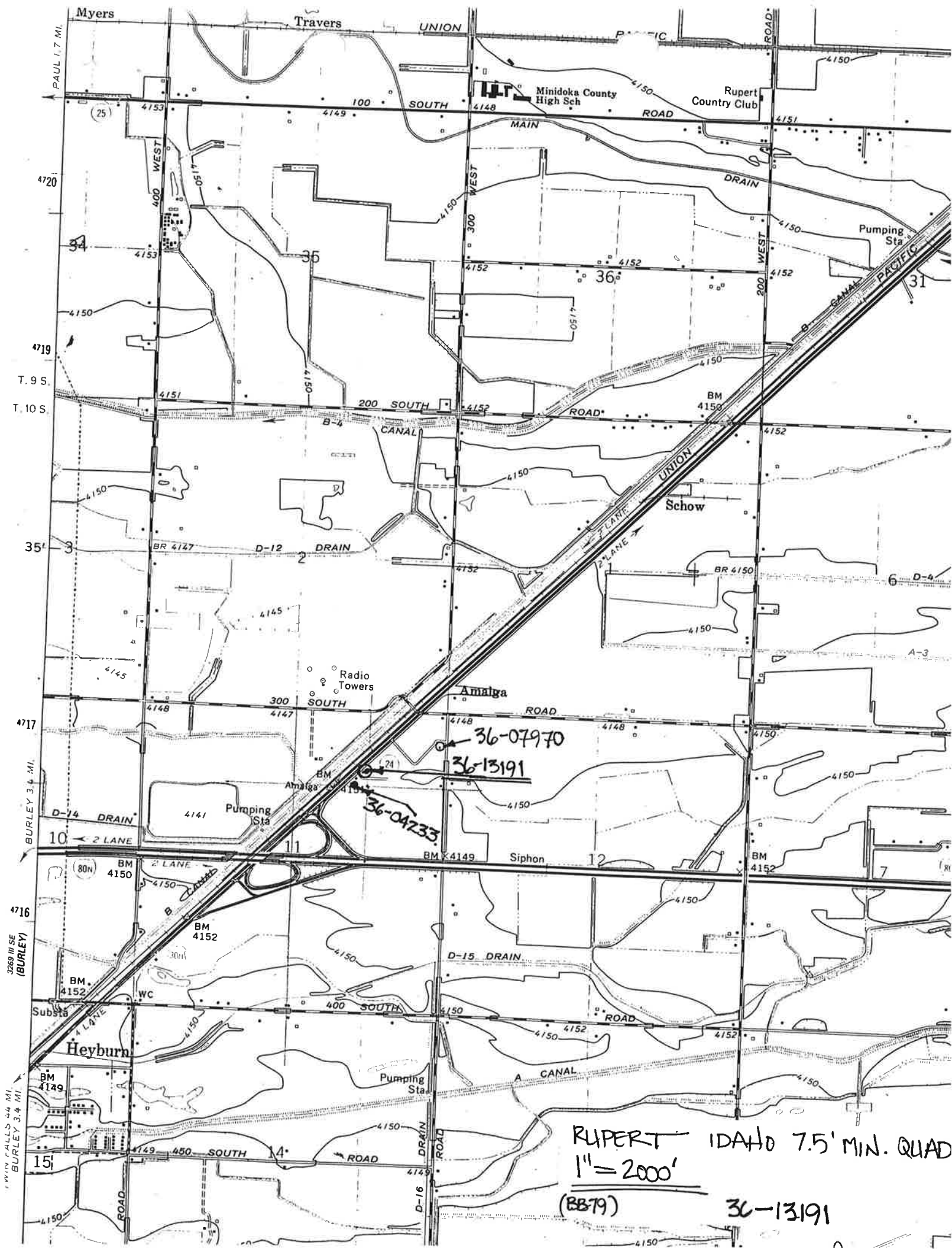
2. 36-13191, needs only one property description: SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, T10S, R23E. However, the addition of "New Well Drilled January 1997" needs to be augmented in the comments and/or remarks.

3. Also, delete the old remarks from 36-13191 and 36-04233.

4. Claim: 37-07970 is a licensed right for a subdivision in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, T10S, R23E, which is properly described on the adjudication claim only.

5. I will contact Mr. Brice by letter informing him there is no need for a transfer per new p/d but he needs to complete Change of Ownership since the claim is still in his father-in-law's name.

CC: All Above Files
Gary Funderberg

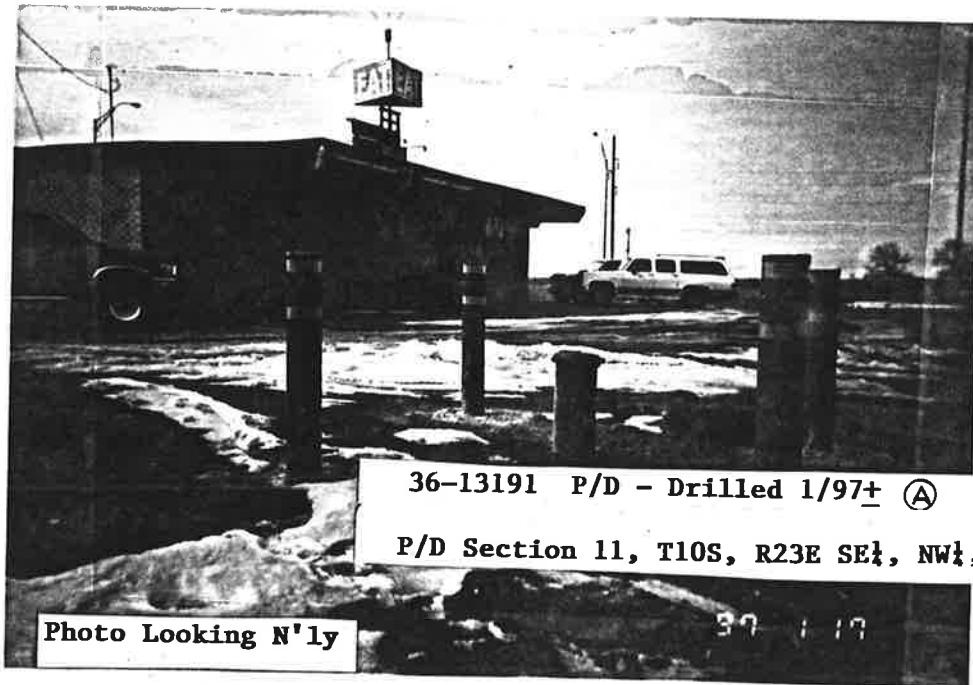


Small concrete building contains well
per 36-04233

Old "New" well drilled here, see
photos from October 1996.

Photo Looking W'ly

87 1 17



36-13191 P/D - Drilled 1/97+ (A)

P/D Section 11, T10S, R23E SE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$

Photo Looking N'ly

87 1 17



AJ5809NP
No. 36-13191

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES B PARK RT 5 BOX 5245 RUPERT ID 83350 (208) 436-4886	11/02/1981	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T10S R23E S11

SENE

SENE

MINIDOKA County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac						
10S	23E	11	: D	:	:	:	:	:	:	:	:	:	:	:	:

POU County: MINIDOKA

Non-Irrigation Uses: DOMESTIC/ 1 CAFE

Other Rights: NONE

Remarks: GEN RIGHT NO. 36-04233 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 07/11/1991 Verified Date: 10/15/1991 Objection

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

Comments: Date: 07/11/1991 User-ID: SOUTH1 Subject: COPIED FROM REMARKS
P/U IS WAYSIDE CAFE.

MTH (7/11/91): WATER IS PURCHASED FROM WELLS OWNED BY 'WAYSIDE
MOBILE HOME PARK' WITH CLAIM A36-04233.

Audit: 07/11/91 SOUTH1 10/15/91 MERRITT 07/21/92 POST-STD 11/02/92 CPSHAW
12/05/92 ADT-SHAW 03/29/95 POST-STD

N/A due to new well dr.

Assume:
PID SENE Not part of
system and hasn't been
for a long period of time.
Assume pre 1987 if ever.
2 P/DO now in SENWNE, each
for a separate system.
Cafe Mobile Home Park
13191 04233

AJ5809NP
No. 36-04233

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYSIDE MOBILE HOME PARK C/O LEOTA R DUMARS 4720 SAVANNAH LANE BOISE ID 83703 (208) 853-1589	03/01/1963	IRRIGATION DOMESTIC	04-01 10-31 01-01 12-31	0.12 CFS 0.20 CFS	24.00 AFA 7.00 AFA
TOTAL DIVERSION:					0.20 CFS	31.00 AFA
CONSUMPTIVE USE:						18.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R23E S11

SENE

SENE GOOD

MINIDOKA 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
10S	23E	11	:	05		01														:	6.0
																				TOTAL ACRES	6.0

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
10S	23E	11	:	D		D														:	

POU County: MINIDOKA

Non-Irrigation Uses: DOMESTIC: 57 TRAILER LOTS & 1 HOUSE/OFFICE

Other Rights: SEE CONDITIONS

Conditions of Approval:

S16 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MINIDOKA IRRIGATION DIST.

Remarks: GEN

N/A as of 1/97
RIGHT NO. 36-13191 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 07/10/1991

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ5809NP
No. 36-04233

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/03/97
PAGE: 2

=====

Comments: Date: 07/11/1991 User-ID: SOUTH1 Subject: COPIED FROM REMARKS
ESTIMATED USUAGE FOR THE CAFE 150 PATRONS, SERVICE STATION
IS 250 VEHICLES.

MTH (7/11/91): THE SERVICE STATION NOW HAS ITS OWN WELL, AND
THE CAFE HAS ITS OWN SEPARATE CLAIM (A36-13191).

Date: 02/02/1996 User-ID: TFAWCETT Subject: ADDRESS CHANGE
ADDRESS CHANGE DONE PER SF3 REC'D 1/29/96.

Audit: 07/11/91 SOUTH1 10/03/91 WORSTELL 10/04/91 WORSTELL 10/15/91 MERRITT
07/10/92 CWU-PROD 07/18/92 POST-STD 08/28/92 PR-PRODM 11/02/92 CPSHAW
12/05/92 ADT-SHAW 03/29/95 POST-STD 02/02/96 TFAWCETT

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: **A36-04233**
Date Received: 3/21/1991
Receipt No: C020011
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: WAYSIDE MOBILE HOME PARK
Address: C/O LEOTA R DUMARS
4720 SAVANNAH LANE
BOISE ID

208-853-1589

83703

2. Date of Priority: MAR 1, 1963

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	23E	11	SW	NE	NE		MINIDOKA
			SE	NE	NE		MINIDOKA
			SE	NW	NE		MINIDOKA

5. Description of diverting works:

3- 6" WELLS W/5HP, 3HP, 1.5 HP SUB. PUMP INTERCONNECTED TO DELIVE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.200		
COMMERCIAL	01/01	12/31	0.060		

7. Total Quantity Appropriated is:

0.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 57 TRAILERS \$ 1 HOUSE, COMMERCIAL, CAFE AND SERVICE STA

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
10S	23E	11	NE		NE		DOMEST	
			NW		NE		DOMEST	
			NW		NE		COMMER	

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
SHARES IN MINIDOKA IRR. DIST.

14. Remarks:

ESTIMATED USUAGE FOR THE CAFE 150 PATRONS, SERVICE STATON
IS 250 VEHICLES.

2/2/96 TF; ADDRESS CHANGED PER SF3 REC'D 1/29/96.

15. Basis of Claim: STATUTORY CLAIM



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

February 13, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

WAYSIDE MOBILE HOME PARK
C/O LEOTA DUMARS
4720 SAVANNAH LANE
BOISE ID 83703

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim No. 36-04233
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 any questions, please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

RECEIVED

DEC 14 1995

Department of Water Resources
Judication Bureau

RECEIVED

JAN 29 1996

Department of Water Resources
Southern Region

RECEIVED

DEC 13 1995

OFFICE OF THE
ATTORNEY GENERAL

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

36-04253

document accepted by SRBA court 12/13/95
CM system not updated - no CM record

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 WAYSIDE MOBILE HOME PARK

I am the claimant of 36-04233

(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 C/O LEOTA R DUMARS
4720 SAVANNAH LANE
BOISE ID 83703

My phone number is: Work _____ Home 208/853-1589

(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 a rted. "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 ADA

LEOTA R DUMARS, 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.

Leota R. Dumars
Signature of person filing form

BY: _____
Attorney signing in representative capacity

Subscribed and sworn to before me on DECEMBER 11, 1995
(Insert Date)

[Signature]
Notary Public for IDAHO
Residing at: BOISE
My Commission expires: JUNE 10, 2000

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 December 12, 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* 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):

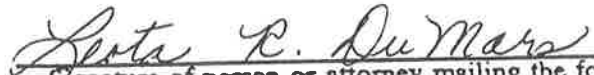
4. A *Consent to Substitution of Party* was served on each party to each subcase, or if they are represented by an attorney you must serve the attorney, in which the prior claimant/seller is a party at the following address(es):

✓ 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

Water Right Number - 36-04233

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
WAYSIDE MOBILE HOME PARK

1 - C/O LEOTA R DUMARS
2 - 4720 SAVANNAH LANE
3 -
City- BOISE
Phone - 208-853-1589

State- ID Zip- 83703

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
03/01/1963 17 SOUTHERN J - BENEFICIAL USE

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

+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
10S 23E 11 SE NE NE (67) MINIDOKA
SE NW NE (67) MINIDOKA

+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.200 7.00
01 - IRRIGATION 04/01 10/31 0.120 24.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.200 31.00 18.0

+ - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10S 23E 11 NE NE 5.0 01 IRRIGATION (67) MINIDOKA
10S 23E 11 NW NE 1.0 01 IRRIGATION (67) MINIDOKA
10S 23E 11 NE NE 43 DOMESTIC (67) MINIDOKA
10S 23E 11 NW NE 43 DOMESTIC (67) MINIDOKA

Total Acres: 6.0

+ - - Diversion Means - TWO INTERCONNECTED 6" WELLS W/3HP SUB. PUMP EACH

+ - - Non-Irrigation Use - DOMESTIC: 57 TRAILER LOTS & 1 HOUSE/OFFICE

+ - - Other Rights for Same Use - SEE CONDITIONS

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

RIGHT NO. 36-13191 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Water right number - 36-04233

Prefix Translation: WATER RIGHT

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

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

No Old Water Right Numbers Found

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

S16 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MINIDOKA IRRIGATION DIST.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

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

Date: 07/11/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS
ESTIMATED USUAGE FOR THE CAFE 150 PATRONS, SERVICE STATON

IS 250 VEHICLES.

MTH (7/11/91): THE SERVICE STATION NOW HAS ITS OWN WELL,_AND

THE CAFE HAS ITS OWN SEPARATE CLAIM (A36-13191).

Date: 02/02/1996 User Id: TFAWCETT Subject: ADDRESS CHANGE
ADDRESS CHANGE DONE PER SF3 REC'D 1/29/96.

+ - - Audit Fields - - +

02/02/96 TFAWCETT

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 11/02/1992 | Field Inspection Made | - 07/10/1991 | 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 | - 03/21/1991 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - C020011 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

July 3, 1996 7:46am

CUSTOMER

Robert Brice **Home 678-4563**
Work 678-4565

SUBJECT: 36-13191 - 36-04233

phone call (X) walk-in (.)

I called Mr. Brice and re-interated the conversation I had with Leota DuMars. He's wants the transfer information sent to him. I will gather transfer information plus insert a change of address/new property ownership form.

Mr. Brice's new address: PO Box 597, Burley, ID. 83318.

Kodiak Drilling from Burley drilled Mr. Brice's well around 10/94.

He said they will need to re-drill a new well. I did not ask why.

The Drilling Permit is under the name of: Wayside or Brisco Co.

I called Chris @ Kodiak Drilling 654-2867 and requested a well log on Mr. Brice's new well. She said she'll fax the well log after noon today.

Talked to Gary Funderburg 0900 a.m. Kodiak needs to move the well that was drilled 10/94 because Winston from Kodiak inadvertantly drilled the well too close to a main sewer line. Gary says Winston has a time period to re-drill.

I will still send info. out in this P.M. mail and acknowledge to Robert Brice the discussion I had with Gary Funderburg.

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

July 1, 1996 1030 am

CUSTOMER

Leota Dumars

SUBJECT: 36-04233 and 36-13191

phone call (X) walk-in (.)

She called wanting transfer information sent to Robert Brice. Brice has WR #36-13191 out of one of Leota Dumars' two wells. Mrs. Dumars' wants to sell her establishment and desires Mr. Brice transfer his WR # over to the new well he drilled approximately 2 years ago.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. 36-04233

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

January 8, 1996 4:42pm

NAME:
MRS LEOTA DU MARS

RE:
36-04233

TF AT 9:30 AM TO DISCUSS SEARCH FOR WELL PERMIT IN NAME OF PARKE. NOW SAYS MIGHT BE IN NAME OF BRICE, ROBERT OR ZONA. DISCUSSED THE FACT THAT CLAIM IS IN NAME OF HUSBAND WHO HAS DIED. REVIEWED HOW TO CHANGE OWNERSHIP WITH EVIDENCE OF APPT AS EXECUTRIX. I WILL DO THE REVIEW ON THE NEW NAME AND CALL HER AFTER 4 PM TODAY.

TT AT 4:20 PM-TALKED TO DAUGHTER AND GAVE HER MSG "NO PERMIT IN NAME OF ROBERT OR ZONA BRICE". TOLD HER I WOULD SEND THE PAPERWORK IN TONIGHT'S MAIL AND FOR HER MOTHER TO CALL ME WITH ANY QUESTIONS ON THE CHANGE OF OWNERSHIP OR THE SF3 FORMS SENT WITH A MAILER.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A36-07970 ET AL

—

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Frank Hitchcock

January 4, 1996 9:19am

NAME:
LEOTA DUMARS

RE:
CHARLES PARK

TT STATE OFFICE TAKEN BY V. KELLY-PHONED DOWN TO TRISH-TO ME ON MY AGENT DAY 01-02-1996. PRINTED OUT CLAIMS IN TH ENAMES OF WAYSIDE MOBILE HOME PARK AND CHARLES PARK. PULLED CLAIMS AND REVIEWED. DID A WELL DRILLING QUERY-NO PERMIT IN THE NAME OF PARK. PHONED MRS DUMARS BACK ON 01-02 TO LET HER KNOW I WAS BUSY WITH CALLS RE: NTC TO CLAIMANTS AND WOULD CALL WED 01-03. I DID SO AND HAD TO LEAVE A MSG ON HER MACHINE.

CALLED AGAIN AT 9:10 AND TALKED TO HER DAUGHTER WHO TOOK THE MSG FOR HER MOTHER THAT NO DRILLING PERMIT HAD BEEN APPLIED FOR IN THE NAME OF PARK. THE DAUGHTER ASKED ABOUT TAKING WATER OUT OF "THE SYSTEM" AND I TOLD HER THAT WAS A SEPARATE ISSUE.

SHE TOLD ME HER MOTHER WILL CALL ME BACK NEXT WEEK IF SHE HAS FURTHER QUESTIONS. I TOLD HER THAT I WOULD LEAVE THE FILES AND THE NOTES ON MY WORK TABLE UNTIL I HEARD FROM HER AGAIN NEXT WEEK.



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

January 8, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

MRS LEOTA DU MARS
4720 SAVANNAH LANE
BOISE, ID 83703

RE: PAPERWORK TO CHANGE OWNERSHIP OF 36-04233 AS REPORTED TO THE COURT AND STANDARD FORM 3 TO SEND TO THE COURT NOTIFYING THEM OF THE CHANGE OF OWNERSHIP.

Dear Mrs Du Mars:

Please excuse the spelling and punctuation as it conforms with the way we have to enter the data into the computer for the water rights.

I enclose, as promised, a form to be filled out and returned to me with copies of your papers that we discussed this morning identifying you as the executrix of your late husband's estate. I have marked the parts of the form that need your attention. Please don't forget to include the copies of the papers when you return the form to me in the enclosed mailer.

There is also a form to be sent to the court to notify the adjudication court of the change in ownership of the water right compared to how it was reported. Please follow the instructions in the form regarding how to fill it out for a change in ownership and how to mail it to the required places. This is the form that will need to be notarized.

As always, if you have questions, please call this office. I'm sorry that your original attempt to get this all taken care of wasn't taken care of properly.

Sincerely Yours,

Francis G. Hitchcock
Water Resources Agent Sr.

enclosures

1995 MAR 22 PM 12:24

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:
)
) ☒ 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 c

IT IS ORDERED that Standard Form :
1) not recommended in a director's report or 2)
Notice of Claim procedure. Only water rights
a Standard Form 3.

Standard Form 4 has been amended to :
1) reinstate their Notice of Claim or 2) file a late
use as more specifically described by SRBA A
Procedures in the SRBA for Domestic and Stock

IT IS SO ORDERED.

DATED March 22, 1995.

MR. DUMARS: 01-08-96

Please call if you have questions - this form, SF3, has to go to the court.

See the back pages for address, etc.

[Signature]

DANIEL C. HURLBUTT, JR.

Presiding Judge

Snake River Basin Adjudication

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____
 Section _____, 1/4 of _____ 1/4 of _____
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate s

*Please return
this form w/
signature, date,
estate copies to
me.*

☐ Served Only by a Public Service Water Supply (all water is received and maintained by a public service water supply system, owns the water right, and bills the owner)

☒ Water Right Number(s)
Assigned by IDWR:

36-04233

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

WAYSIDE MOBILE HOME PARK
C/O A E DUMARS 6603 WEST SUMMERHILL
BOISE, ID 83703

☒ New Owner/Claimant
(Purchaser):

LEOTA DUMARS

☒ New Mailing Address:

4720 SAVANNAH LANE
BOISE, ID 83703

☐ New Telephone Number: () _____ - _____

☐ 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
ownership, and
proof attached
(proof of ownership
of ownership)

*please sign and
date -
Thank you*

*please enclose
copies of your
appointment to
buy the estate*

Property conveyed
by the former owner/claimant(s)

roof

☒ Signature of New
Owner/Claimant(s) X

Date X

Date

☐ Signature of Former
Owner/Claimant(s):

Date

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 01-08-96 By: TH

Further Action Needed: to new owner

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

COPY

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

| | | | |
|---------|---|--------|---|
| ALLEN | ✓ | KELLY | ✓ |
| MEL | ✓ | JEANIE | ✓ |
| JUDY | ✓ | FRANK | ✓ |
| JIM | ✓ | STEVE | ✓ |
| MARY | ✓ | TERRY | ✓ |
| TARA | ✓ | GARY | ✓ |
| DALLAS | ✓ | DOUG | ✓ |
| ALLAN B | ✓ | | |

Southern

Idaho

DEPARTMENT OF WATER RESOURCES

Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RETURN TO File

4/6 (someone look up it)

February 15, 1995

Leota R. DuMars
6603 W. Summerhill Dr.
Boise, Id 83703

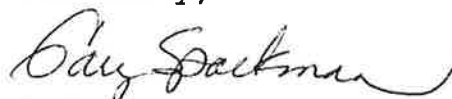
RE: water measurement requirement

Dear Mrs. DuMars:

Thank you for your letter dated February 3, 1995. Based on the information you submitted, the Wayside Mobile Home Park will not be required to measure water diversions during 1995.

The water measurement statute requires measurement of all irrigation uses exceeding one-half acre. During 1995, the Department is not requiring measurement of uses for irrigation of five acres or less, but may require measurement of irrigation uses exceeding one-half acre in the future. The number of acres irrigated by the Wayside Mobile Home Park falls between one-half and five acres. Wayside may be required to measure the diversion in future years.

Sincerely,



Gary Spackman

A36-04233

R PROOF

CVR

MAPS

PHOTOS

MISC



MICROFILMED
FEB 01 1993

Water Right Number - R36-04233

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
WAYSIDE MOBILE HOME PARK1 - C/O A. E. DUMARS
2 - 6603 WEST SUMMER HILL DR.
3 -
City- BOISE State- ID Zip- 83703
Phone - 208-853-1589+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
03/01/1963 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County10S 23E 11 SE NE NE (67) MINIDOKA
10S 23E 11 SE NW NE (67) MINIDOKA+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.200 7.00
01 - IRRIGATION 03/15 11/15 0.120 24.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.200 31.00 18.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10S 23E 11 NE NE 5.0 01 IRRIGATION (67) MINIDOKA
10S 23E 11 NW NE 1.0 01 IRRIGATION (67) MINIDOKA
10S 23E 11 NE NE 43 DOMESTIC (67) MINIDOKA
10S 23E 11 NW NE 43 DOMESTIC (67) MINIDOKA

Total Acres: 6.0

+ - - Diversion Means - TWO INTERCONNECTED 6" WELLS W/3HP SUB. PUMP EACH

+ - - Non-Irrigation Use - DOMESTIC: 57 TRAILER LOTS & 1 HOUSE/OFFICE

+ - - Other Rights for Same Use - SEE CONDITIONS

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

RIGHT NO. 36-13191 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.MICROFILMED
FEB 01 1993

Water right number - R36-04233

Prefix Translation: RESEARCH

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

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

No Old Water Right Numbers Found

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

S16 - USE OF WATER UNDER THIS RIGHT IS COMBINED WITH WATER FROM
- MINIDOKA IRRIGATION DIST.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

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

Date: 07/11/1991 User Id: SOUTH1 Subject: COPIED FROM REMARKS
ESTIMATED USUAGE FOR THE CAFE 150 PATRONS, SERVICE STATION

IS 250 VEHICLES.

MTH (7/11/91): THE SERVICE STATION NOW HAS ITS OWN WELL, AND

THE CAFE HAS ITS OWN SEPARATE CLAIM (A36-13191).

+ - - Audit Fields - - +

10/15/91 MERRITT

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 07/10/1991 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 10/15/1991 | Old Judicial District | - |
| Claim Received Date | - 03/21/1991 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - C020011 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

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FER 0 1 1993

CLAIM NO. A36 - 04233

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR SMALL INDUSTRIAL AND COMMERCIAL CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME:
NEW OWNER: _____
☒ No Change ADDRESS:
NEW ADDRESS: _____
☐ DATA ENTRY STANDARDS CHECKED?
2. ☒ No Change - DATE OF PRIORITY:
(EVIDENCE OF PRIORITY REQUIRED) ☐ Proof in File
Evidence of priority ☐ Claimant Contact if Not
See part of contract to supply water to Standard Oil Co. - Pg 7 of contract to purchase
☒ CHANGE- Priority date, per claimant, is APRIL 26, 1962.
(if the priority date, based on your exam, seems questionable, explain in COMMENTS.) *Recommend as claimed.*
3. ☒ No Change - SOURCE:
☐ CHANGE - Different Source found: _____
4. ☐ No Change - POINT OF DIVERSION:
☒ Point of diversion is different than the claim
New P/D: Twp. 10S, Rge. 28E, Sec. 11, SE 1/4 NE 1/4 NE 1/4
11 SE NW NE
Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.
5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS:
☒ Complete items missing, IF KNOWN.

HP of pump 2x 3HP Static water level 11' Well depth ?
Casing size 8" Pumping water level 15' Gravity flow -

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (H.P.) \times (EFF.)}{TDH}$

Q = CFS

H.P. = Total Brake Horsepower of pumping plant (including booster)

EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)

TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level

PSI = pumping pressure measured in psi near pump
(if open discharge assume zero [0])

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$$Q = \frac{(8.8) (\dots^{3+3HP} \dots) (0.70)}{[(\dots^{15} \dots) + (\dots^{40} \dots \times 2.31)]} = \frac{36.96}{107.4} = 2.5 \text{ CFS}$$

~~0.34 CFS~~ ^{rev}
0.28 CFS AP

LIFT FROM: 50 PSI estimated RVW
 measurement () PSI FROM: measurement ()
 owner () owner ()
 area estimate (X) estimate (X)
 well logs () owner gage ()
 Booster (Y) (N)

NOTES ON PUMP:
 Motor Make, Serial or ID
Turn 3HP Sub
 Pump Make, Serial or ID, rating

REMARKS NEWLY INSTALLED (REPLACED).

DESCRIPTION OF USE: (Fully describe type, time & all aspects of Use)

USED ALL YEAR LONG FOR UP TO 57 TRAILERS, ONE HOUSE (OFFICE),

AND ALSO SOLD TO WAYSIDE CAFE (A36-13191)

SERVICE STATION IS NOW A SEPARATE WELL (Commercial use includes Imp. ground trailers)

Assume 2 person/Trailer, 0.02 CFS for House or 12,960 gal/day - 24hrs - max

0.2 CFS = 17,280 CF/24 hr day

= 129,600 gal/day - maximum

- 12,960 " " - for home @ 0.02 CFS.

116,640 gal/day for Trailers + Restaurant.

Restaurant

150 people/day x 10 gpd = 1500 gal/day

57 Trailers x 3 people each x 50 gpd = 5700 gal/day

7200 gal/day
5700 gal/day

Restaurant has
own Well A36-13191

CALCULATE VOLUMES: (time) X (rate) = Vol.

0.2 CFS X 1.98 AF/CFS X 365 = 145 AF/A max.

$$Vol_{Trailers} = \frac{5700 \text{ gpd} \times 365 \text{ days/Ann}}{325900 \text{ gal/AF}} = 6.4 \text{ AF}$$

$$Vol_{house} = 0.6 \text{ AF}$$

$$Total = 7.0 \text{ AF}$$

Vol Imps.

6. ☐ No Change - WATER USES:
☒ RECOMMENDED USES:

~~Commercial~~ Domestic
 Use Domestic From 1/1 To 12/31 Amount 0.20 cfs 7.0942 af div cons
 Use Living From 3/15 To 11/15 Amount 0.12 cfs 24 af 18 af

☐ DATA ENTRY STANDARDS CHECKED FOR ITEMS 6, 7, 8 AND 9.

10. ☒ No Change - PLACE OF USE: (If changed, list below.)

| Use | Twp. | Rge. | Sec. | 1/4, | 1/4, | 1/4 |
|--------------------------------|----------------|----------------|---------------|---------------|---------------|---------------|
| <u>Domestic</u> | <u>10S</u> | <u>23E</u> | <u>11</u> | <u>NE</u> | <u>NE</u> | <u>NE</u> |
| ~~Domestic-Commercial~~ | ~~10S~~ | ~~23E~~ | ~~11~~ | ~~NW~~ | ~~NE~~ | ~~NE~~ |
| <u>Commercial</u> | | | | <u>NE</u> | <u>NE</u> | <u>NE</u> |
| <u>(6 acres)</u> | | | | <u>NW</u> | <u>NE</u> | <u>NE</u> |

Owner's home RVW.
 now have own well + claim A36-13191
 (5 acres)
 (1 acre)

13. ☒ No change - OTHER RIGHTS FOR SAME USE:
☐ CHANGE: _____

REMARKS AND CONDITIONS

14. ☐ (copy existing remarks to comments in "R")
☐ LIST STANDARD REMARKS FOR THE RECOMMENDATION: ☐ NONE

☐ LIST STANDARD CONDITIONS FOR THE RECOMMENDATION: ☐ NONE

15. ☒ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

STINKER STATION INSTALLED IT'S OWN WELL + PUMP

MICROFILMED
 FEB 01 1993

ATTACHMENTS: Attached to This Form. Attachments are in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

DATE EXAM CONDUCTED: 7/10/91

ACCOMPANIED BY: _____

FIELD EXAMINER: MIKE HARSHBARGERSIGNATURE: Michael HarshbargerREVIEWED BY/DATE: B.V. Horstelt 10/3/91DATA ENTRY BY/DATE: MTM 7/11/91VERIFICATION BY/DATE: B.V. Horstelt 10/3/91Adm 10/15/91

POOR ORIGINAL