

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: **A36-07143**

Date Received: 7/27/1988

Receipt No: X777777

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARY E. S. JOSEPH 208-837-4851
Address: 3024 NATIONAL FISH HATCHERY RD
HAGERMAN ID 83332
AND/OR
Name: NANCY JUNE "JILL" JOSEPH 208-837-4925
Address: 3024 NATIONAL FISH HATCHERY RD
HAGERMAN ID 83332
AND/OR
Name: KAREN JOUREE JOSEPH PETERSON 706-549-0419
Address: 1051 CHERRY HILLS COURT
ATHENS GA 30606

2. Date of Priority: NOV 18, 1970

3. Source: SPRINGS Trib. to: RILEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	14E	6	NE	NW		3	GOODING

5. Description of diverting works:
COLLECTOR BOX AND/OR DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/01	0.100		20.00
STOCKWATER	01/01	12/31	0.020		0.30
FISH PROPAGATION	01/01	12/31	1.000		
POWER	01/01	12/31	1.000		
DOMESTIC	01/01	12/31	0.060		1.80
AESTHETIC	01/01	12/31	2.000		

7. Total Quantity Appropriated is:
4.180 C.F.S. (and/or) 22.10 A.F.A.

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8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 2 HOMES; POWER PLANT; AESTHETIC, GARDENS; FISH, PONDS
GENERATING CAPACITY 1.0 KILOWATTS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	14E	6	NE	NW		IRR	3.4
			NE	NW		DOMEST	
			NE	NW		FISH	
			NE	NW		STOCK	
			NE	NW		AES	
			NE	NW		POWER	

Section Acres 3.4

Total Acres 3.4

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:

SOURCE IS 5 UNNAMED SPRINGS IN LOT 3 (NENW), S6, T8S, R14E.

15. Basis of Claim: LICENSE

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 _____

RECEIVED

CHANGE OF OWNERSHIP also

CHANGE IN ADDRESS OF NOTICE OF CLAIM

APR 01 1993

Department of Water Resources
Southern Region Office

[] Water Right Number (s): 36-07143

[] Old Mailing Address: Rt. 1 Box 254
Hagerman, ID 83332

[] New Mailing Address: 3024 National Fish Hatchery Road
Hagerman, ID 83332

New Telephone Number: () _____

[] Signature of Claimant: Mary E. S. Joseph (Mrs. C. Earle Joseph)

Date: April 1, 1993

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 4/12/93 By: XL

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 4/12/93 By: XL

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OCT 19 1994

April 6, 1993

Idaho Department of Water Resources
Attn: Judy Givens
222 Shoshone St. E.
Twin Falls, ID 83301

RECEIVED

APR 07 1993

Re: Water Right No. 36-07143
C. Earle Joseph

Department of Water Resources
Southern Region Office

Dear Ms. Givens:

Thank you for your courtesy last Thursday in discussing our water right which is in my deceased husband's name only. The water right should be in my name (Mary E. S. Joseph) and those of our two daughters (Karen Jouree Peterson and Nancy June (Jill) Joseph). I am including a copy of the following papers to effect the name change:

- 1) our warranty deed;
- 2) my husband's death certificate;
- 3) our Devolution on Death Agreement;
- 4) my Affidavit and Indemnity Agreement; and
- 5) Quitclaim Deeds to each of our daughters.

We gifted a one-fifth interest in our property to both of our daughters in 1972 and my husband just forgot to include this when the adjudication process started.

If there is something else I should do to make the change from my husband's name to mine and my daughters, would you please let me know in writing at your earliest convenience?

I do appreciate your patience and your assistance.

Sincerely,

Mary E. S. Joseph

Mary E. S. Joseph
3024 National Fish
Hatchery Road
Hagerman, ID 83332

Enc.

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APR 07 1993

Department of Water Resources
Southern Region Office

This WARRANTY DEED made this 20 day of May, 1968,

between

John R. McCarroll

of Hagerman, County of Gooding, State of Idaho
hereinafter referred to as "grantor", and

C. E. Joseph and/or Mary E. S. Joseph, husband & wife,

of _____, County of _____, State of California
hereinafter referred to as "grantee".

WITNESSETH, that grantor, for and in consideration of the sum of—

Seven thousand five hundred and no/100 (\$7500.00) _____ dollars,

in lawful money of the United States, to grantor in hand paid by grantee, the receipt of which is hereby acknowledged,
has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto grantee,
and to grantee's heirs and assigns forever, all of the following described property situate in Gooding County,
State of Idaho:

Township 8 South, Range 14 East of the Boise Meridian

Section 6: That part of Lot 3

described as follows:

Beginning at the Southwest corner of

said Lot 3,

thence North 25 feet;

thence Easterly and parallel to the

South boundary of Lot 3 a distance of 250 feet;

thence North 46° 10' East a distance

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OCT 19 1994

State of Idaho }
County of Gooding } ss.

On this 24 day of May, 1968, before me, the undersigned notary public in and for said state, personally appeared

John R. McCarroll

known to me to be the person... whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

In witness whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

David P. Nicholson

Notary public for the State of Idaho

Residing at Hagerman Idaho

Indexed _____ Paged _____
in said state.

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OCT 19 1994

STATE OF IDAHO
DEPARTMENT OF HEALTH AND WELFARE



COOPERATIVE CENTER FOR
HEALTH STATISTICS - VITAL
STATISTICS

450 W. STATE ST.
BOISE, IDAHO 83720

CERTIFICATE OF DEATH

DATE FILED: OCTOBER 17, 1990 STATE FILE NUMBER: 90-05470

DECEDENT: CLIFFORD EARLE JOSEPH

DATE OF DEATH: OCT. 12, 1990 PLACE OF DEATH: JEROME, IDAHO

DATE OF BIRTH: APR. 20, 1911 PLACE OF BIRTH: WISCONSIN

AGE: 79 YEARS SEX: MALE VETERAN? NO

MARITAL STATUS: MARRIED SPOUSE (MAIDEN) : MARY E. STIGLER

SOCIAL SECURITY NUMBER: ~~030-210937000~~ RESIDENCE: HAGERMAN, ID

FATHER: EDWIN JOSEPH
FATHER'S BIRTHPLACE: WISCONSIN
MOTHER (MAIDEN): ALICE DOBSON
MOTHER'S BIRTHPLACE: WISCONSIN

MORTUARY: WHITE MORTUARY, INC.
MORTICIAN: LESLIE C. HARPER

TWIN FALLS, IDAHO
DISPOSITION: CREMATION

CERTIFYING PHYSICIAN: MARK D. SPENCER, MD

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

ENCEPHALOMYELITIS (PARANEOPLASTIC SYNDROME)
CARCINOMA
ADENOCARCINOMA OF THE PROSTATE

WEEKS
MONTHS
YEARS

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

ATHEROSCLEROTIC CARDIOVASCULAR DISEASE

DATE ISSUED: OCTOBER 18, 1990

This is to certify that this is a true and correct reproduction or abstract of the official record
filed with the Idaho Department of Health & Welfare, Boise, Idaho.

Richard W. Blair

RICHARD W. BLAIR, State Registrar

DO NOT ACCEPT UNLESS ON SECURITY PAPER WITH EMBOSSED SEAL OF IDAHO
DEPT. OF HEALTH & WELFARE CLEARLY AFFIXED.
Section 39-273, Idaho Code

HWH0139



215959

Original
in safe

DEVOLUTION ON DEATH AGREEMENT

RECEIVED

APR 07 1993

THIS AGREEMENT, made and entered into this 7th day of November, 1989, by and between C. EARLE JOSEPH and MARY E. JOSEPH, husband and wife, residents of the County of Gooding, State of Idaho, is relative to property in which the parties, or either of them, have any interest, and the disposition thereof upon the death of either of them as provided by the Idaho Code.

W I T N E S S E T H:

Marriage: The parties were married on December 24, 1937, and ever since said date have been and now are husband and wife.

Devolution of Real Property: Upon the death of either party, all right, title and interest of that party, whether separate, community, or quasi-community property in character, in and to the following described real property, shall pass to and absolutely vest in the survivor as between the parties insofar as permitted pursuant to the Idaho Code, as now in effect or as hereafter amended.

An undivided three-fifths (3/5) interest in and to the following real property:

County of Gooding, State of Idaho

Township 8 South, Range 14 East Boise Meridian
Section 6: That part of Lot 3 described as beginning at the Southwest corner of said Lot 3;
thence North 25 feet;
thence Easterly and parallel to the south boundary of Lot 3 a distance of 250 feet;
thence North 46°10' East a distance of 452.09 feet;
thence South 59°07' East a distance of 351.6 feet;
thence South 46°40' East a distance of 150.6 feet;
thence South 56°15' East a distance of 87.1 feet to the South boundary of said Lot 3;
thence Westerly along said South boundary of said Lot 3 a distance of 1059.85 feet to the point of beginning.

Devolution of Personal Property: Upon the death of either party, all right, title and interest of the decedent, whether separate, community, or quasi-community property in character, in and to any personal property in which the decedent has any interest shall pass to and absolutely vest in the survivor as between the parties insofar as permitted pursuant to the Idaho Code, as now in effect or as hereafter amended.

Liabilities: All real and personal property described in the preceding paragraphs shall vest in the survivor as between the parties insofar as permitted under the provisions of the Idaho Code, subject to any and all liabilities imposed upon the survivor under the provisions of that Section.

Binding Effect: This agreement shall bind and inure to the benefit of the parties and their respective legal representatives, successors, heirs, grantees and assigns.

NICHOLSON

Controlling Law: This agreement has been executed in the State of Idaho and its provisions shall be construed and enforced in accordance with the laws of that State even though one or both of the parties may now or hereafter become domiciled in another jurisdiction.

Constructional Rules: In construing this agreement, words in any gender shall be deemed to include the other genders and the singular shall be deemed to include the plural and vice versa. The paragraph headings are for convenience only and are not a part of this agreement and shall not be used in interpreting this agreement.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year hereinabove first written.

C. Earle Joseph
C. Earle Joseph

Mary E. S. Joseph
Mary E. S. Joseph

STATE OF IDAHO)
) ss.
County of Gooding)

On this 7th day of November, 1989, before me the undersigned a Notary Public in and for said State, personally appeared C. EARLE JOSEPH and MARY E. S. JOSEPH, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they have executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.



Clifford E. Joseph
Notary Public for Idaho
residing at HAGERMAN, ID.

5-10-91

STATE OF IDAHO
COUNTY OF GOODING, S.S.
RECORDED AT REQUEST
Deanna S. Deegan
'89 NOV 30 AM 9 34
JOHN A. MYERS, REC.
DEP. APR FEE 6.00

138892

AFFIDAVIT AND INDEMNITY AGREEMENT

TO: THE TITLE INSURANCE COMPANY BEING ASKED TO FURNISH TITLE
INSURANCE TO THE BELOW DESCRIBED PROPERTY

RE: ESTATE OF C. EARLE JOSEPH, Deceased

STATE OF IDAHO)
 ss.
County of Gooding)

I, Mary E. S. Joseph, of Route #1, Box 254, Hagerman, Idaho 83332, being first duly sworn on oath, depose and say:

That I am the surviving spouse of C. Earle Joseph, who died in the County of Jerome, State of Idaho, on October 12, 1990, at the age of 79 years, while domiciled at Hagerman, Idaho, all as evidenced by death certificate recorded under recorder's instrument no. 142736, records of Gooding County, Idaho.

In addition to affiant, decedent was survived by the following heirs:

Nancy June "Jill" Joseph
Karen Jouree Joseph Peterson

Decedent had no deceased, adopted child or children, or child or children of a deceased child other than those that may have been set forth above.

Decedent died testate leaving a will dated October 24, 1984 in which the surviving spouse was the sole devisee.

Affiant as said surviving spouse hereby elects to take the real property described in their Devolution on Death Agreement pursuant to and under the terms of the agreement and hereby waives the right to disregard the right of survivorship contained in the agreement and to have the decedent's estate administered under the laws of Idaho, insofar as the real property described in the herein mentioned Devolution on Death Agreement is concerned.

In addition to the estate above mentioned, decedent executed the heretofore mentioned Devolution on Death Agreement with affiant on November 7, 1989, which agreement was recorded in the office of the county recorder of Gooding County, Idaho, on November 30, 1989, under recorder's instrument no. 138892, and by this reference is incorporated herein and made a part hereof.

That all of the hereinafter described property owned by the decedent at the time of his death was community property of decedent and affiant, having been acquired during their marriage with community funds.

An undivided three-fifths (3/5) interest in and to the following real property:

County of Gooding, State of Idaho

Township 8 South, Range 14 East Boise Meridian

Section 6: That part of Lot 3 described as beginning at the Southwest corner of said Lot 3;

thence North 25 feet;

thence Easterly and parallel to the south boundary of Lot 3 a distance of 250 feet;

STATE OF IDAHO, COUNTY OF GOODING

143035

Filed for record at the request of Swenson & Scoggin

46 min. past 9 o'clock A M. this 29th

of Nov, 1990.

JOHN A. MYERS, Recorder

fee
15.00

feet; thence North 46°10' East a distance of 452.09
feet; thence South 59°07' East a distance of 351.6
feet; thence South 46°40' East a distance of 150.6
feet; thence South 56°15' East a distance of 87.1 feet
to the South boundary of said Lot 3;
 thence Westerly along said South boundary of said
Lot 3 a distance of 1059.85 feet to the point of beginning.

At no time prior to decedent's death did he and affiant make any conveyance of property without due consideration.

All expenses of last illness, funeral, and burial of decedent and debts which could have been filed as a claim in decedent's estate have been paid in full.

Affiant is advised that said estate is within the exemptions allowed by law as to both federal estate taxes and state inheritance taxes, and affiant will not therefore file any such tax returns upon said estate.

Affiant and C. Earle Joseph have never been divorced from each other.

Affiant has elected not to probate the estate of the deceased spouse, for the reason that all of the property was community property and was included in said Devolution on Death Agreement, and that all of the debts of said decedent have been paid and there are no taxes due the United States Government or the State of Idaho.

That by virtue and the matters and things set forth in this affidavit, affiant believes that the affairs of the estate of C. Earle Joseph, deceased, are now in such order that would enable any title insurance company to insure title to the real property described in the aforementioned Devolution on Death Agreement in affiant's name as her sole and separate property if and when called upon to do so. Affiant is aware that the title insurance company will rely upon the affirmations of this affidavit if and when called upon to insure title to said real estate, and affiant hereby agrees to indemnify the title insurance company for any and all loss it might suffer by virtue of such insurance which may result from reliance upon any statements in this affidavit if such statement(s) is materially incorrect.

Mary E. S. Joseph

SUBSCRIBED AND SWORN TO before me this 20th day of November, 1990.

J. E. Martin
Notary Public for Idaho
Residing at WENDELL IDAHO
83355



QUITCLAIM DEED

RECEIVED

For Value Received

C. E. JOSEPH and MARY E. S. JOSEPH, husband and wife

do hereby convey, release, remise and forever quit claim unto

NANCY JUNE (JILL) JOSEPH, a single woman, an undivided one fifth (1/5) interest in the following described premises, to-wit:

APR 07 1993
Department of Water Resources
Sourton-Beggs Office

COUNTY OF GOODING, STATE OF IDAHO

Township 8 South, Range 14 E.B.M., Section 6:

That part of Lot 3 described as beginning at the South west corner of said Lot 3;

thence North 25 feet;

thence Easterly and parallel to the South boundary of Lot 3 a distance of 250 feet;

thence North 46° 10' East a distance of 452.09 feet;

thence South 59° 07' East a distance of 351.6 feet;

thence South 46° 40' East a distance of 150.6 feet;

thence South 56° 15' East a distance of 87.1 feet to the South boundary of said Lot 3;

thence Westerly along said South boundary of said Lot 3 a distance of 1059.85 feet to the point of beginning.

This is a correction deed to correct deed recorded June 26, 1972, and recorded as Microfilm No. 040981.

134224
STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
C. E. Joseph
'88 OCT 25 PM 3 11
JOHN A. MYERS, REC.
DEP. Fee 3.00

together with their appurtenances.

Dated: October 25, 1988

C. E. Joseph

Mary E. S. Joseph

STATE OF IDAHO, COUNTY OF GOODING

On this 25 day of October, 1988 before me, a notary public in and for said State, personally appeared

C. E. JOSEPH and MARY E. S. JOSEPH

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

Residing at Gooding, Idaho
OFFICIAL SEAL
VICKIE JAMES
NOTARY PUBLIC - IDAHO
GOODING Notary Public
My Commission Expires 11/8/92

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of at minutes past o'clock m., this day of 19, in my office, and duly recorded in Book of Deeds at page

Ex-Officio Recorder

By Deputy.
Fees \$
Mail to:

QUITCLAIM DEED

For Value Received

C. E. JOSEPH and MARY E. S. JOSEPH, husband and wife,

do hereby convey, release, remise and forever quit claim unto

KAREN JOUREE PETERSON, a married woman as her separate property,
an undivided one-fifth (1/5) interest in
the following described premises, to-wit:

COUNTY OF GOODING, STATE OF IDAHO
Township 8 South, Range 14 E.B.M., Section 6:
That part of Lot 3 described as beginning at the Southwest corner
of said Lot 3;
thence North 25 feet;
thence Easterly and parallel to the south boundary of Lot 3 a
distance of 250 feet;
thence North 46° 10' East a distance of 452.09 feet;
thence South 59° 07' East a distance of 351.6 feet;
thence South 46° 40' East a distance of 150.6 feet;
thence South 56° 15' East a distance of 87.1 feet to the South
boundary of said Lot 3;
thence Westerly along said South boundary of said Lot 3 a distance
of 1059.85 feet to the point of beginning.

This is a correction deed to correct deed recorded June 26, 1972,
and recorded as Microfilm No. 040982.

134225
STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
C.E. Joseph
'88 OCT 25 PM 3 11
JOHN A. MYERS, REC.
DEP. Del FEE 5.00

together with their appurtenances.
Dated: October 25, 1988

C. E. Joseph
Mary E. S. Joseph

STATE OF IDAHO, COUNTY OF GOODING
On this 25th day of October, 1988
before me, a notary public in and for said State, per-
sonally appeared

C. E. JOSEPH and MARY E. S. JOSEPH

known to me to be the person(s) whose name(s) are
subscribed to the within instrument, and acknowledged
to me that they executed the same.

Residing at
Vickie James
NOTARY PUBLIC - IDAHO
GOODING COUNTY
My Commission Expires

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for
record at the request of
at minutes past o'clock m.,
this day of
19, in my office, and duly recorded in Book
of Deeds at page

Ex-Officio Recorder
By Deputy.
Fees \$
Mail to:

MICROFILMED
OCT 19 1994

Water Right Number - 36-07143 Prefix Translation: WATER RIGHT Old (D) Number -

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

*** C - CURRENT OWNER ***

JOSEPH NANCY JUNE "JILL" 1 - 3024 NATIONAL FISH HATCHERY RD
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4925

JOSEPH PETERSON KAREN JOUREE 1 - 1051 CHERRY HILLS COURT
2 -
3 -
City- ATHENS State- GA Zip- 30606
Phone - 706-549-0419

JOSEPH MARY E. S. 1 - 3024 NATIONAL FISH HATCHERY RD
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4851

*** D - DIR RPT OWNER ***

JOSEPH C EARLE 1 - RT 1 BOX 254
2 -
3 -
City- HAGERMAN State- ID Zip- 83332
Phone - 208-837-4851

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

11/18/1970 17 SOUTHERN L - LICENSE

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

SPRINGS RILEY CREEK

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

Twn	Rng	Sec	Tract	Lot	RFlg	County
08S	14E	6	NE NE NW	3	(47)	GOODING
			NW NE NW	3	(47)	GOODING

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

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 -	IRRIGATION	03/15	11/15	0.100	13.60
04 -	STOCKWATER	01/01	12/31	0.020	0.15
19 -	FISH PROPAGATION	01/01	12/31	1.000	722.70
28 -	POWER	01/01	12/31	1.000	722.70
43 -	DOMESTIC	01/01	12/31	0.060	1.80
52 -	AESTHETIC	01/01	12/31	2.000	1445.40

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

4.180 2906.40 10.2 1.8

Water right number - 36-07143

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
08S	14E	6	NE NW	3	3.4	01	IRRIGATION	(47) GOODING
08S	14E	6	NE NW	3		04	STOCKWATER	(47) GOODING
08S	14E	6	NE NW	3		19	FISH PROPAGATION	(47) GOODING
08S	14E	6	NE NW	3		28	POWER	(47) GOODING
08S	14E	6	NE NW	3		43	DOMESTIC	(47) GOODING
08S	14E	6	NE NW	3		52	AESTHETIC	(47) GOODING

Total Acres: 3.4

+ - - Diversion Means - COLLECTOR BOX AND/OR DAM

+ - - Non-Irrigation Use - SEE REMARKS

+ - - Other Rights for Same Use - NONE

Remarks

SOURCE IS 5 UNNAMED SPRINGS IN LOT 3 (NENW), S6, T8S, R14E.
NON-IRRIGATION USES: DOMESTIC/ 2 HOMES; STOCKWATER/ 10 RANGE &
5 SHEEP; POWER/ 1.8 KW GENERATOR;
FISH PROPAGATION/ 1 POND; AESTHETICS; 3
SMALL PONDS & FLOW THRU GARDEN.

Old Water Right Numbers

No Old Water Right Numbers Found

Conditions of Approval

N01 - THE APPROPRIATOR IS ENTITLED TO THE AMOUNT OF WATER DESCRIBED
- ABOVE FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE
- DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED ABOVE.

N02 - THE PORTION OF THIS RIGHT FOR STOCKWATER PURPOSES MAY BE
- DIVERTED SO LONG AS THE AMOUNT OF WATER DIVERTED AT THE POINT OF
- DIVERSION FOR STOCKWATER PURPOSES DOES NOT CONSTITUTE
- UNREASONABLE WASTE AND DOES NOT CONFLICT WITH THE PUBLIC
- INTEREST, AS DETERMINED BY THE DIRECTOR.

Decree Plaintiff

Decree Defendant

Decree Date 00/00/0000

Comments

No Comments Found

Audit Fields

04/16/93 GIVENS

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OCT 19 1994

Water right number - 36-07143

Prefix Translation: WATER RIGHT

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

Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 07/27/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001123	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	- D

npff
MEJ

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OCT 19 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

26-Apr-1993 15:13

MARY E S JOSEPH
3024 NATIONAL FISH HATCHERY RD
HAGERMAN ID 83332

NANCY JUNE "JILL" JOSEPH
3024 NATIONAL FISH HATCHERY RD
HAGERMAN ID 83332

KAREN JOUREE JOSEPH PETERSON
1051 CHERRY HILLS COURT
ATHENS GA 30606

RE: ADJUDICATION CLAIM NO. 36-07143

Dear Hagerman Claimants:

I enjoyed our visit so much when you were in! I hope I have changed everything according to your requests. Again, **Thank You** for being so prompt! Please note that the Director's Report for Basin 36 has been filed with the court and the recommendations for the above-listed right is listed with the Owner's Code D, which stands for the past owners name. Your name will be listed with a C, standing for Current Owner.

Karen Jouree will receive her copy of the above-referenced Adjudicated claim. I thought it best for her to have a copy.

Please review the record(s) and should you have any questions, please feel free to call me at this office. What a treat to have such **nice applicants**.

Sincerely,

Judy Givens
Adjudication Secretary

/jg

MICROFILMED
OCT 19 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 RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A36-07143
Date Received: 7/27/1988
Receipt No: S001123
Received By: SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C. EARLE JOSEPH 208-837-4851
Address: RT. 1 BOX 254
HAGERMAN, ID 83332

2. Date of Priority: NOV 18, 1970

3. Source: UNNAMED SPRINGS Trib. to: RILEY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	6		NE	NW	3	GOODING

5. Description of diverting works:
COLLECTOR BOX AND/OR DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	11/01	0.100		20.00
STOCKWATER	01/01	12/31	0.020		0.30
FISH PROPAGATION	01/01	12/31	1.000		
POWER	01/01	12/31	1.000		
DOMESTIC	01/01	12/31	0.060		1.80
AESTHETIC	01/01	12/31	2.000		

7. Total Quantity Appropriated is:
4.180 C.F.S. (and/or) 22.10 A.F.A.

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:
P/HYDROELECTRIC D/2 HOUSES J/PONDS AND GARDENS
GENERATING CAPACITY 1.0 KILOWATTS

A36-07143

Page 1

Date: 07/27/88

MICROFILMED

FEB 03 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	14E	6	NE		NW		IRR	3.4
			NE		NW		DOMEST	
			NE		NW		FISH	
			NE		NW		STOCK	
			NE		NW		AES	
			NE		NW		POWER	

Section Acres 3.4

Total Acres 3.4

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
SOURCE IS 5 UNNAMED SPRINGS IN LOT 3 (NENW), S6, T8S, R14E.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): B. E. Joseph Date: 7-27-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 27th day

of July 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, ID

My Commission Expires 6-30-94

12/13/2001

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

RIGHT NUMBER: 36-7143

NAME AND ADDRESS: NANCY JUNE "JILL" JOSEPH
3024 NATIONAL FISH HATCHERY RD
HAGERMAN ID 83332

KAREN JOUREE JOSEPH PETERSON
280 ROYAL RIDGE WAY
FAYETTEVILLE GA 30215

SOURCE: SPRINGS

TRIBUTARY: RILEY CREEK

QUANTITY: 4.180 CFS
2,906.40 AFY

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

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

PRIORITY DATE: 11/18/1970

POINT OF
DIVERSION:

T08S R14E S6 NENENW Lot 3 Within GOODING County
T08S R14E S6 NWNENW Lot 3 Within GOODING County
THERE ARE FIVE SPRINGS USED IN T08S, R14E, S06, LOT 3.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FISH PROPAGATION	1/01 12/31	1.000 CFS 722.70 AFY
POWER	1/01 12/31	1.000 CFS 722.70 AFY
DOMESTIC	1/01 12/31	0.060 CFS 1.80 AFY
IRRIGATION	3/01 11/01	0.100 CFS 13.60 AFY
STOCKWATER	1/01 12/31	0.020 CFS 0.15 AFY
AESTHETIC	1/01 12/31	2.000 CFS 1,445.40 AFY

DOMESTIC USE IS FOR TWO HOMES.

FISH PROPAGATION AND AESTHETIC USES ARE FOR A PRIVATE POND.
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS FEBRUARY 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 30, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 1 AND AFTER NOVEMBER 1 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.

12/13/2001

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

PLACE OF USE: FISH PROPAGATION Within GOODING County

T08S R14E S06 Lot 3 NENW

POWER Within GOODING County

T08S R14E S06 Lot 3 NENW

DOMESTIC Within GOODING County

T08S R14E S06 Lot 3 NENW

IRRIGATION Within GOODING County

T08S R14E S06 Lot 3 NENW 3.4

STOCKWATER Within GOODING County

T08S R14E S06 Lot 3 NENW

AESTHETIC Within GOODING County

T08S R14E S06 Lot 3 NENW

3.4 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

SOURCE IS 5 UNNAMED SPRINGS IN LOT 3 (NENW), S6, T8S, R14E.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

January 17, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JILL JOSEPH
3024 NATIONAL FISH HATCHERY RD
HAGERMAN ID 83332

RE: Decreed Water Right 36-7143

Dear Ladies:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record of the water right(s) noting the change in owner. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

cc: Karen Peterson

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

DEC 10 2001

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	36-07143				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

MARY ES JOSEPH 3024 Natl Fish Hatchery Rd Hagerman ID 83332
 NANCY JUNE "JILL" JOSEPH " " " " " " " "

4. New Owner/Claimant(s)

KAREN JOUREE JOSEPH PETERSON 280 ROYAL RIDGE WAY FAYETTEVILLE, GA 30215

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

5/25/2000

NANCY JUNE "JILL" JOSEPH
 3024 NATL FISH HATCHERY ROAD
 HAGERMAN, ID 83332
 (208) 837-4851

and/
-/or

KAREN JOUREE JOSEPH PETERSON
 280 ROYAL RIDGE WAY
 FAYETTEVILLE, GA 30215
 (770) 460-1474

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Bill Joseph

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

RECEIVED

DEC 10 2001

Department of Water Resources
Southern Region

**DEED OF DISTRIBUTION
BY PERSONAL REPRESENTATIVE**

THIS DEED, made by Nancy June Joseph a/k/a Jill Joseph, Personal Representative of the estate of Mary E. S. Joseph, deceased, Grantor, to Karen Jouree Joseph Peterson and Nancy June Joseph a/k/a Jill Joseph, as Tenants-in-Common, whose address 3024 National Fish Hatchery Road, Hagerman, Idaho 83332, Grantee;

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Probate Number SP IE 00-00051, in Gooding County, Idaho;

WHEREAS, Grantee is entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee an undivided three-fifths (3/5) interest, to be held as Tenants-in-Common, in and to the following real property located in Gooding County, Idaho:

Township 8 South, Range 14 East Boise Meridian
Section 6: That part of Lot 3 described as beginning at the
Southwest corner of said Lot 3;
thence North 25 feet;
thence Easterly and parallel to the south boundary of Lot 3 a distance of 250 feet;
thence North 46°10' East a distance of 452.09 feet;
thence South 59°07' East a distance of 351.6 feet;
thence South 46°40' East a distance of 150.6 feet;
thence South 56°15' East a distance of 87.1 feet to the South boundary of said Lot 3;
thence Westerly along said South boundary of said Lot 3 a distance of 1059.85 feet
to the point of beginning.

with all appurtenances.

EXECUTED this 25th day of May, 2000.

Nancy June Joseph
Nancy June Joseph a/k/a Jill Joseph
Personal Representative of the estate of
Mary E. S. Joseph

STATE OF IDAHO)
)ss.
County of Gooding)

On this 25th day of May, 2000, before me, a Notary Public in and for said State, personally appeared Nancy June Joseph a/k/a Jill Joseph, known to me or proved to me on oath to be the Personal Representative of the estate of Mary E. S. Joseph, and the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as said personal representative.

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 15 2002	
By _____	Clerk
_____	Deputy Clerk

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

In Re SRBA	)	
	)	ORDER OF PARTIAL DECREE
Case No. 39576	)	
_____	)	For Water Right 36-07143

On November 2, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Reporting Area 3 (Basin 36)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

On August 2, 1999, in response to the Idaho Supreme Court decision in *A&B Irrigation District v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), 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 a recommendation for the irrigation season of use for this water right. No objections to this Supplemental Report were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 36-07143 is hereby **decreed** as set forth in the attached ***Partial Decree Pursuant to I.R.C.P. 54(b)***.

DATED January 15, 2002.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-07143

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 15 2002

By

Clerk

Deputy Clerk

NAME AND ADDRESS:

KAREN JOUREE JOSEPH PETERSON
1051 CHERRY HILLS COURT
ATHENS, GA 30606

MARY E S JOSEPH
NANCY JUNE "JILL" JOSEPH
3024 NATIONAL FISH HATCHERY RD
HAGERMAN, ID 83332

SOURCE:

SPRINGS

TRIBUTARY: RILEY CREEK

QUANTITY:

4.18 CFS
2906.40 AFY

THE APPROPRIATOR IS ENTITLED TO THE AMOUNT OF WATER DESCRIBED
ABOVE FOR STOCKWATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE
DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED ABOVE.

THE PORTION OF THIS RIGHT FOR STOCKWATER PURPOSES MAY BE
DIVERTED SO LONG AS THE AMOUNT OF WATER DIVERTED AT THE POINT OF
DIVERSION FOR STOCKWATER PURPOSES DOES NOT CONSTITUTE
UNREASONABLE WASTE AND DOES NOT CONFLICT WITH THE PUBLIC
INTEREST, AS DETERMINED BY THE DIRECTOR.

PRIORITY DATE:

11/18/1970

POINT OF DIVERSION:

T08S R14E S06 LOT 03 (NENENW) Within Gooding County
LOT 03 (NWNENW)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-01 TO 11-01	0.10 CFS
		13.60 AFY
Stockwater	01-01 TO 12-31	0.02 CFS
		0.15 AFY
Fish Propagation	01-01 TO 12-31	1.00 CFS
		722.70 AFY
Power	01-01 TO 12-31	1.00 CFS
		722.70 AFY
Domestic SEE REMARKS	01-01 TO 12-31	0.06 CFS
		1.80 AFY
Aesthetic	01-01 TO 12-31	2.00 CFS
		1445.40 AFY

DOMESTIC USE IS FOR 2 HOMES

FISH PROPAGATION AND AESTHETIC USES ARE FOR A PRIVATE POND.

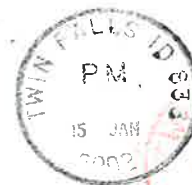
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS FEBRUARY 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 30,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE MARCH 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

Irrigation Within Gooding County
T08S R14E S06 LOT 03 (NENW) 3.4
3.4 Acres Total

Stockwater Within Gooding County

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



NOT DELIVERABLE
UNABLE TO FORWARDED

H METER 58

PLACE OF USE (continued)

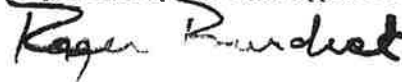
T08S R14E S06 LOT 03 (NENW)	
Fish Propagation	Within Gooding County
T08S R14E S06 LOT 03 (NENW)	
Power	Within Gooding County
T08S R14E S06 LOT 03 (NENW)	
Domestic	Within Gooding County
T08S R14E S06 LOT 03 (NENW)	
Aesthetic	Within Gooding County
T08S R14E S06 LOT 03 (NENW)	

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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.



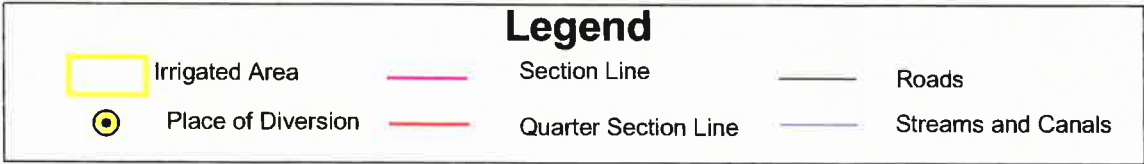
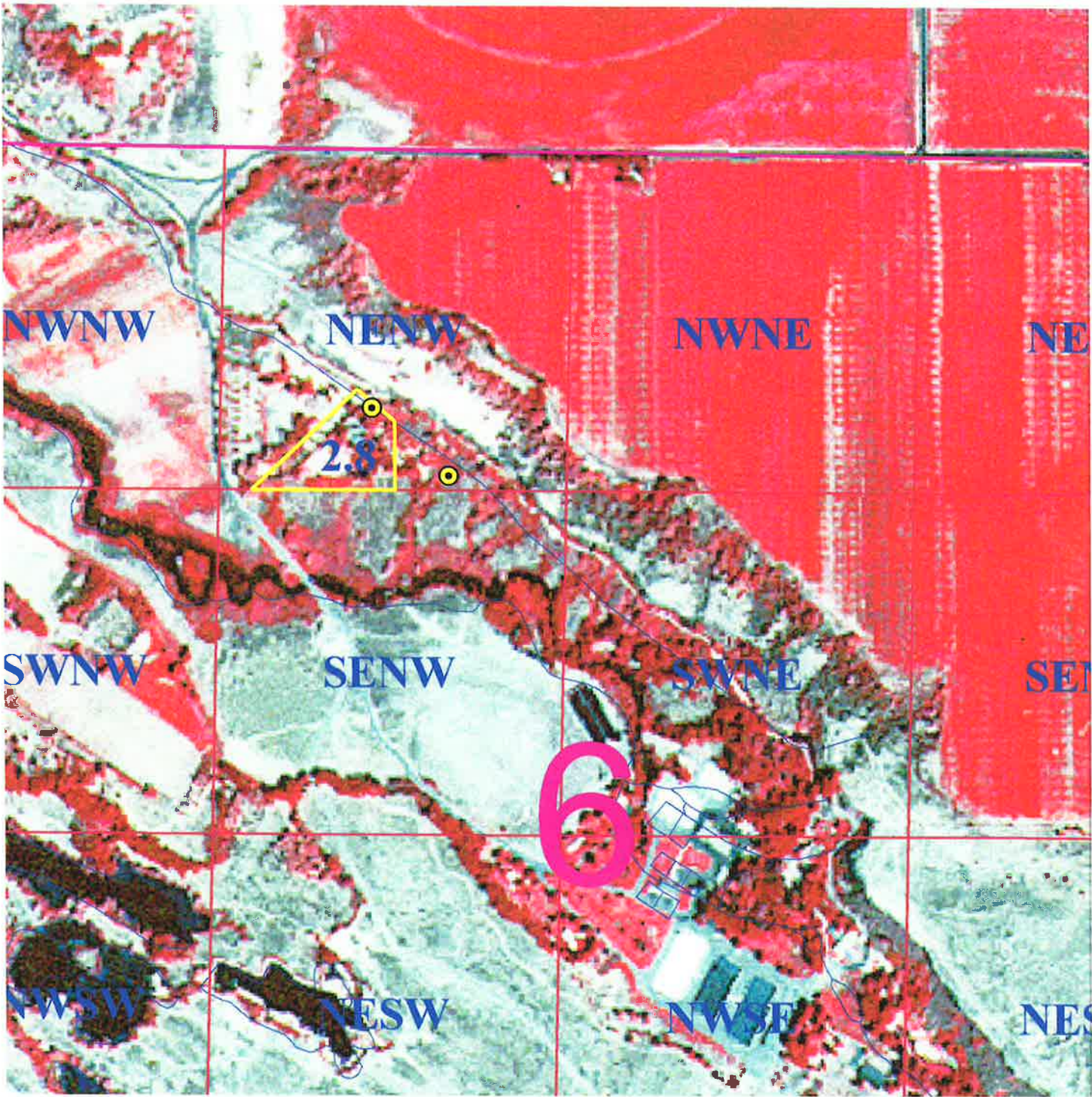
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

Log for claim 36-07143

Spatial Dynamics BTD

11/20/01

TR	SEC	QQ	Acres Recommended	Acres Shaped	COMMENT
08s14e	6	NENW	3.4	2.8	Digitized from scanned map
Totals:			3.4	2.8	





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

July 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

36-07143

KAREN JOUREE JOSEPH PETERSON
1051 CHERRY HILLS COURT
ATHENS GA 30606

RE: Water Rights in Reporting Area 3, Basin 36
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources supplemental recommendations for your water right(s) in basin 36 (the area north of the Snake River from near Lake Walcott on the east to near Hagerman on the west). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area.

In response to the Idaho Supreme Court's decision in Basin-wide Issue 5 after most water rights in Basin 36 had been decreed, the SRBA Court requested me to file supplemental reports for Basin 36 regarding the period of use for irrigation water uses and general provisions applying to all water rights in Basin 36. The enclosed documents fulfill that request. The general provision enclosed is in addition to those already adopted by the Court.

Note you have just over 30 days in which to review the water rights of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Hailey, Arco, Jerome, Rupert, Gooding, and Shoshone and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

RIGHT NUMBER: 36-07143

NAME AND ADDRESS: KAREN JOUREE JOSEPH PETERSON
1051 CHERRY HILLS COURT
ATHENS GA 30606

MARY E S JOSEPH
NANCY JUNE "JILL" JOSEPH
3024 NATIONAL FISH HATCHERY RD
HAGERMAN ID 83332

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE
IRRIGATION	03-01 11-01
STOCKWATER	01-01 12-31
FISH PROPAGATION	01-01 12-31
POWER	01-01 12-31
DOMESTIC	01-01 12-31
AESTHETIC	01-01 12-31

DOMESTIC USE IS FOR TWO HOMES.

FISH PROPAGATION AND AESTHETIC USES ARE FOR A PRIVATE POND.

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS FEBRUARY 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 30,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE MARCH 1 AND AFTER NOVEMBER 1 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.

**NOTICE OF FILING SUPPLEMENTAL REPORTS
FOR REPORTING AREA 3 (IDWR BASIN 36) REGARDING
REVISION OF THE FOLLOWING:**

- ▶ **Period of Use (For Irrigation Water Uses)**
- ▶ **Conjunctive Management General Provision**

EXPLANATION

In response to the Idaho Supreme Court's decision in Basin-wide Issue 5, the Snake River Basin Adjudication (SRBA) District Court requested the Director of the Idaho Department of Water Resources (IDWR) to file supplemental reports for Basin 36 regarding the period of use for irrigation water uses and the conjunctive management general provision. This notice is to inform you that IDWR has filed those reports with the SRBA District Court.

Irrigation Season of Use

The supplemental report on irrigation season of use changes IDWR's recommendation for the irrigation season of use for irrigation water rights in Basin 36. Even water rights that have received partial decrees are receiving a new irrigation season recommendation because the Idaho Supreme Court determined that the use of the term "irrigation season" is not acceptable and specific dates must be set. The irrigation season of use recommendations only affect the season of use, and no other elements of the irrigation water rights.

If you claimed an irrigation water right a description of the Director's irrigation season of use recommendation for your claim is attached to this Notice. You need to carefully review the new season of use recommended for your irrigation right. The complete Irrigation Season of Use Supplemental Report for Basin 36 is available at the SRBA courthouse in Twin Falls and the locations listed on the third page of this notice. Copies of the report can be made, but you may be charged for copying and mailing.

Conjunctive Management General Provisions

Additionally, the Director of IDWR has filed with the SRBA District Court his supplemental report on conjunctive management for Basin 36. This Report is the Director's recommendation for the conjunctive management general provision that should be decreed for Basin 36. Attached to this Notice is a complete copy of the conjunctive management general provision the Director recommends for Basin 36.

INSTRUCTIONS FOR REVIEWING THESE REPORTS

You are free to agree or disagree with the Director's recommendations. If you agree with the Director's recommendations you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendations, you need to file an objection as described below. **You may only object to the Director's recommendations on irrigation season of use and conjunctive management.** You may not object to any other elements of your water right under this notice unless you have evidence that the irrigation season of use or conjunctive management recommendations affect other elements of your right.

INSTRUCTIONS FOR TAKING AN ISSUE TO COURT

What do I do if I disagree with a conjunctive management provision or a season of use recommendation?

If you disagree with a conjunctive management provision, or the season of use recommendation for your water right or anyone else's water right, and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form attached to this Notice. Copies are available from any IDWR office or from the SRBA Court. You may also download a copy of the objection form from the SRBA Web Site at www.srba.state.id.us.

Your objection to IDWR's conjunctive management provision, or the irrigation season of use for the rights listed above must be **received** by the SRBA Court on or before **September 10, 1999**.

What do I do if someone else objects to a conjunctive management provision or a season of use recommendation?

If someone files an objection to a conjunctive management provision, or the season of use recommendation for your water right or anyone else's water right, you may file a response to that objection. Responses to objections must be made on the standard response form available from any IDWR office or from the SRBA Court. Your response must be **received** by the SRBA Court on or before **November 12, 1999**.

What happens if there are no objections to a recommendation?

After the deadline for filing objections, the SRBA Court will hear the uncontested recommendations on **November 16, 1999**, at **1:30 P.M.** at the **SRBA Courthouse**. Any part of the report to which no objections are filed may be decreed by the district court.

How will I know about the proceedings on water right recommendations to which objections were filed?

A notice will be mailed to you for court dates on your water right or for those where you filed an objection or a response. You will not receive notice of court dates on any other water right recommendations. Additional information regarding the SRBA can be found on the SRBA Web Site at www.srba.state.id.us.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA. The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office. You are also welcome to call IDWR at any of its offices or the SRBA Court. You may also want to consider contacting an attorney to assist you.

Snake River Basin Adjudication

District Court

253 Third Avenue North

P.O Box 2707

Twin Falls, Idaho 83303-2707

(208) 736-3011

Idaho Department of Water Resources

1301 North Orchard

Box 83720

Boise, Idaho 83720-0098

(208) 327-7906

(800) 451-4129

Idaho Department of Water Resources

Western Region

2735 Airport Way

Boise, Idaho 83705-5082

(208) 334-2190

Idaho Department of Water Resources

Northern Region

1910 Northwest Blvd., Suite 210

Coeur d'Alene, ID 83814-2615

(208) 769-1450

Idaho Department of Water Resources

Southern Region

1341 Fillmore, Suite 200

Twin Falls, Idaho 83301-3380

(208) 736-3033

Idaho Department of Water Resources

Eastern Region

900 North Skyline, Suite A

Idaho Falls, Idaho 83402-3653

(208) 525-7161

Blaine County Courthouse

1st and Croy St.

Hailey, ID 83333

Butte County Courthouse

248 W. Grand Ave.

Arco, ID 83213

Jerome County Courthouse

300 N. Lincoln, Rm. 301

Jerome, ID 83338

Lincoln County Courthouse

111 W. B St.

Shoshone, ID 83352

Minidoka County Courthouse

715 G St.

Rupert, ID 83350

Gooding County Courthouse

624 Main St.

Gooding, ID 83330

BASIN 36 GENERAL PROVISION

The director recommends that the following general provision be included in the decree determining rights to water from Basin 36:

The following water rights from the following sources of water in Basin 36 shall be administered separately from all other water rights in Basin 36:

Water Right No.

None

Source

None

The following water rights from the following sources of water in Basin 36 shall be administered separately from all other water rights in the Snake River Basin:

Water Right No.

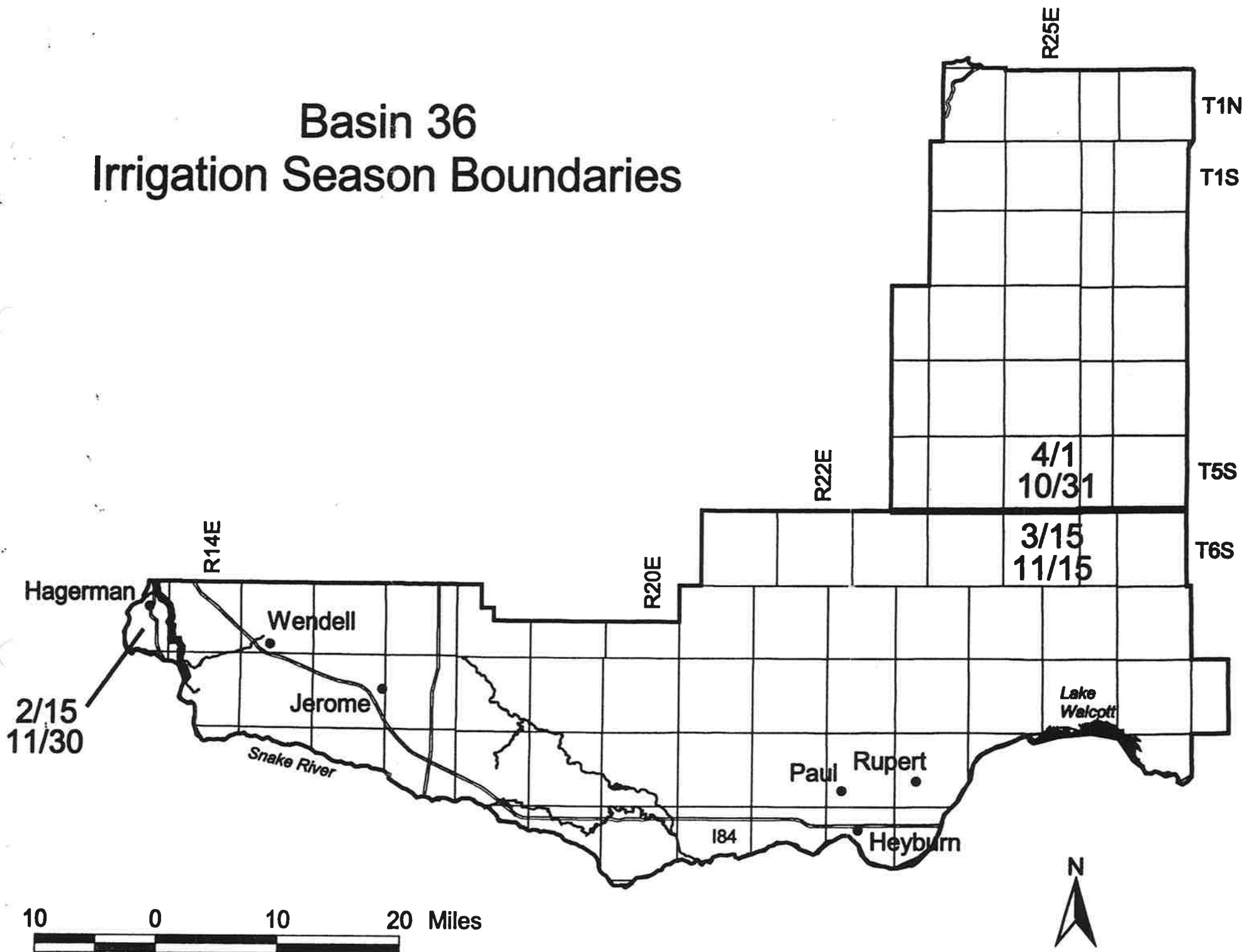
None

Source

None

All water rights with Basin 36 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

Basin 36 Irrigation Season Boundaries



**INSTRUCTIONS FOR FILING
OBJECTIONS TO WATER RIGHTS IN THE
SNAKE RIVER BASIN ADJUDICATION
BASED UPON THE SUPPLEMENTAL DIRECTOR'S REPORT**

The attached form is for your use if you file an objection to irrigation season recommendations and/or general provisions, as recommended in the Supplemental Director's Report. You may copy or reproduce this blank form.

To object to more than one water right, you must use a **separate form for each objection** and there must be **only one objector** for each form.

Your objection must be **received and filed** by the court on or before the deadline specified in the notice that the Idaho Department of Water Resources mailed to you. If you are filing 25 or more objections you must contact the Clerk of the SRBA court at least 14 days before the filing deadline and arrange an appointment for filing.

You may attach any explanation or documentation that you feel is necessary to support your objection.

INSTRUCTIONS FOR COMPLETING THE OBJECTION FORM

- A. **Subcase.** Fill in the water right number to which you are objecting at the top of the form in the blank following Subcase. The water right number will become the Subcase Number.
- B. **Name and Address of Person Objecting.** Enter your name, address and daytime telephone in the blanks provided.
- C. **Claimant of Water Right As Listed in Supplemental Director's Report.** Fill in the claimant/owner blank of the water right to which you are objecting as it is listed in the Supplemental Director's Report.
- D. **Elements of the Water Right.** If you disagree with irrigation season or general provisions listed in the Supplemental Director's Report, check the appropriate box(es) and write in the space provided what you think the element should be. If objecting to a general provision, please indicate the number of the provision, and the basin it was reported in.
- E. **Reasons supporting objection.** Attach to the objection form a separate sheet explaining why you are objecting. (this is optional)
- F. **Verification.** You must sign the objection form in front of a notary. By filing this objection form, you are certifying that the objection is well-grounded in fact; that it 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 needlessly increase the cost of litigation.
- G. **Certificate of Mailing.** Fill in the appropriate blanks for the date and the owner of the water right, and sign the form. Remember that the original objection form must be mailed to the Clerk of the SRBA District Court with copies mailed to the parties listed in this section.

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)

A. Subcase _____

STANDARD FORM 1a

OBJECTION TO IRRIGATION SEASON
AND/OR CONJUNCTIVE MANAGEMENT
GENERAL PROVISIONS

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: _____

Name & address of attorney, if any:

Address: _____

Daytime Phone: (____) _____

C. CLAIMANT OF WATER RIGHT AS LISTED IN
SUPPLEMENTAL DIRECTOR'S REPORT

Name: _____

Address: _____

D. ELEMENTS OBJECTED TO:

8. Period (Irrigation Season) of Use

Should be: _____

12. General Provision

Number: _____ Reported in Basin: _____

Comments: _____

E. REASONS SUPPORTING OBJECTION: (if you have additional reasons, please attach to this form)

This standard form is for the sole purpose of objecting to the Director's supplemental recommendations on irrigation season of use and general provisions. This form may not be used to object to any other elements of your water right.

If you have evidence that the recommendations on irrigation season of use and/or conjunctive management adversely affect other elements of your water right, please contact the Snake River Basin Adjudication at 208-736-3011. A deputy clerk of the court will inform you of how to proceed.

F. VERIFICATION (Must be Completed)

State of _____)
)ss.
County of _____)

_____, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Subscribed and sworn to before me on: _____

(Attorney signing in representative capacity)

Notary Public _____
for _____

Residing at: _____

My Commission Expires: _____

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on _____, 199____, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right
at the following address:

Name: _____

Address: _____

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of Objector or attorney

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

~~ADDRESS SERVICE~~
REQUESTED

PRESORTED
FIRST CLASS



RECEIVED
AUG 20 1999
Department of Water Resources

IMPORTANT WATER RIGHT INFORMATION


ATTEMPTED—NOT KNOWN

36-07143
KAREN JOUREE JOSEPH PETERSON
1051 CHERRY HILLS COURT
ATHENS GA 30606

83720/0098
AUTO 30606



6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A36-07143

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 Kelly K Christensen

DATE

February 1, 1995 9:52am

CUSTOMER

MARY JOSEPH

SUBJECT: REVIEW OF A36-07143

I pulled the file for her review in my office. I explained the season of use change. I also showed them the microfiche record for the water right file. They were looking for a letter from Keith Higginson waiving the measurement device requirement. They were also looking for a letter from Loren Holmes indicating that the system was not conducive for measurement.

MICROFILMED
DEC 04 1996

IDAH0 DEPT. OF WATER RESOURCES
SOUTHERN REGION

222 Shoshone Street East
Twin Falls, ID 83301



Department of Water Resources
Southern Region
2148 4th Ave. E.
Twin Falls, Idaho 83301

Date 3-17-95

Name Jo Berman, McFatt Thomas

Address PO Box 829
Boise, ID 83701

No. of
Copies

Material

Cost

96	Basin 36 Claim Forms + CVR's	\$ 4.80
TOTAL		\$ 4.80

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

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

Sincerely, ALB

MICROFILMED
JUN 4 1995

R PROOF



CVR



MAPS



PHOTOS



MISC



MICRO MED

FEB 03 1993

Water Right Number - R36-07143

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

*** C - CURRENT OWNER ***
JOSEPH

C. EARLE

1 - RT 1 BOX 254

2 -

3 -

City- HAGERMAN

Phone - 208-837-4851

State- ID Zip- 83332

+ - - Priority Date - - +
11/18/1970+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
SPRINGS+ - - Tributary - - - - - +
RILEY CREEK+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County08S 14E 6 NE NE NW 3 (47) GOODING
NW NE NW 3 (47) GOODING

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31	0.100	13.60
04 - STOCKWATER		01/01	12/31	0.020	0.15
19 - FISH PROPAGATION		01/01	12/31	1.000	722.70
28 - POWER		01/01	12/31	1.000	722.70
43 - DOMESTIC		01/01	12/31	0.060	1.80
52 - AESTHETIC		01/01	12/31	2.000	1445.40

+ - Total Div. Rate - + + - Total Div. Volume - +
4.180 2906.40+ - Total Consumptive Use - + + - KW Usage - +
10.2 1.8

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
08S	14E	6	NE NW	3	3.4	01	IRRIGATION	(47) GOODING
08S	14E	6	NE NW	3		04	STOCKWATER	(47) GOODING
08S	14E	6	NE NW	3		19	FISH PROPAGATION	(47) GOODING
08S	14E	6	NE NW	3		28	POWER	(47) GOODING
08S	14E	6	NE NW	3		43	DOMESTIC	(47) GOODING
08S	14E	6	NE NW	3		52	AESTHETIC	(47) GOODING

Total Acres: 3.4

+ - - Diversion Means - COLLECTOR BOX AND/OR DAM

+ - - Non-Irrigation Use - SEE REMARKS

+ - - Other Rights for Same Use - NONE

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FEB 03 1993

added
cond
codes
NO1
NO2
KRC
10-21-92

Water right number - R36-07143

Prefix Translation: RESEARCH

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

SOURCE IS 5 UNNAMED SPRINGS IN LOT 3 (NENW), S6, T8S, R14E.
NON-IRRIGATION USES: DOMESTIC/ 2 HOMES; STOCKWATER/ 10 RANGE &
5 SHEEP; POWER/ 1.8 KW GENERATOR;
FISH PROPAGATION/ 1 POND; AESTHETICS; 3
SMALL PONDS & FLOW THRU GARDEN.

+ - - - - 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 - - - - - +

Date: 03/25/1992 User Id: WORSTELL Subject: COPIED FROM REMARKS
SOURCE IS 5 UNNAMED SPRINGS IN LOT 3 (NENW), S6, T8S, R14E.

+ - - Audit Fields - - +

03/27/92 MERRITT

+ - - - - 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	- 03/27/1992	Old Judicial District	-
Claim Received Date	- 07/27/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S001123	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:19:19
07/03/90

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07143

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				N		R.V. 2/24	R.V. 2/24	R.V. 2/24
POINT OF DIV	Y			Y	6	3/25/92	3/25/92	3/25/92
SOURCE				N				
PLACE OF USE	Y		SEE 2-26-92	N	4			
DIV. AMOUNT CFS/VOLUME				Y	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES				~~N~~ (Y) 5				
PERIOD OF USE				~~N~~ (Y) 6				
BASIS OF CLAIM				N				
REMARKS	Y			N				

"VERIFIED BY" CODES

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

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

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FEB 03 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:19:19
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07143

LAST: JOSEPH
ADDRESS: RT. 1 BOX 254
CITY: HAGERMAN
PHONE NUMBER: 208-837-4851

FIRST: C. EARLE
STATE: ID ZIP: 83332

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: SOURCE IS 5 UNNAMED SPRINGS IN LOT 3 (NENW), S6, T8S, R14E.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

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

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

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FEB 03 1993

A. AJ CLAIM: # A36-07143 PRIORITY DATE: 11-18-1970 STAGE: L

B. WR RECORD: # 36-07143 PRIORITY DATE: 11-18-1970 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:
11-18-1970

REVIEWED BY

lw

DATE

7/31/90

=====

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FEB 03 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-07143	08S	14E	6	<i>Ne</i>	NE	NW	3	GOODING

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-02604 NONE

WR RECORDS IN SAME 40 ACRE TRACT
36-02604

SOURCE: SPRINGS

TRIB: RILEY CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-07143	08S	14E	6		NE	NW	3	GOODING

OTHER WR RECORDS WITH SAME WR POD

36-02604

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A36-02604 NONE
A36-10143

SOURCE: SPRINGS

TRIB: RILEY CREEK

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER

N
N

REMARKS:

*confirmed POD with licensing exam
see enclosed map*

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FEB 03 1993

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>85</u>	<u>14e</u>	<u>6</u>	<u>Ne</u>	<u>Ne</u>	<u>Nw</u>	<u>03</u>	<u>47</u>
			<u>NW</u>	<u>NE</u>	<u>NW</u>	<u>03</u>	<u>47</u>

RVW 3/25/92

SOURCE: SPRINGS

TRIB: RILEY CREEK

REVIEWED BY: lw DATE: 7/31/90

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FEB 03 1993

A. ROOT WATER RIGHT NUMBERS: A36-07143

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM ACRES
08S	14E	6	NE	NW		JOSEPH , C. EARLE MAHANNAH , C. J.	A36-07143 / 3.4	36-07143 / 5.0 36-02604 / 5.0			3.4
08S	14E	6	NE	NW		JOSEPH , C. EARLE MAHANNAH , C. J.	A36-07143 /	36-07143 / 5.0 36-02604 / 5.0			
08S	14E	6	NE	NW		JOSEPH , C. EARLE MAHANNAH , C. J.	A36-07143 /	36-07143 / 5.0 36-02604 / 5.0			
08S	14E	6	NE	NW		JOSEPH , C. EARLE MAHANNAH , C. J.	A36-07143 /	36-07143 / 5.0 36-02604 / 5.0			
08S	14E	6	NE	NW		JOSEPH , C. EARLE MAHANNAH , C. J.	A36-07143 /	36-07143 / 5.0 36-02604 / 5.0			
08S	14E	6	NE	NW		JOSEPH , C. EARLE MAHANNAH , C. J.	A36-07143 /	36-07143 / 5.0 36-02604 / 5.0			
TOTAL ACRES							A36-07143	3.40	30.00		3.4

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

No Stock use Found @ Field Exam on 2-26-92 see

RECOMMENDATIONS:

TOTAL ACRES: 3.4

REVIEWED BY: LW

DATE: 7/31/90

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FEB 03 1993

A. AJ CLAIMED USES:

PURPOSES	FROM	MONTH/DAY	TO	DIVERSION	QUANTITY
A36-07143 IRRIGATION	FROM	03-01	TO 11-01	.100 CFS	20.00 AF/A
~~A36-07143 STOCKWATER~~	~~FROM~~	~~01-01~~	~~TO 12-31~~	~~.020 CFS~~	~~.30 AF/A~~
A36-07143 FISH PROPAGATION	FROM	01-01	TO 12-31	1.000 CFS	
A36-07143 POWER	FROM	01-01	TO 12-31	1.000 CFS	
A36-07143 DOMESTIC	FROM	01-01	TO 12-31	.060 CFS	1.80 AF/A
A36-07143 AESTHETIC	FROM	01-01	TO 12-31	2.000 CFS	
TOTAL DIVERSION RATE/VOLUME CLAIMED				4.180 CFS	22.10 AF/A

B. WR RECORDED USES:

PURPOSES	FROM	MONTH/DAY	TO	DIVERSION	QUANTITY
36-07143 IRRIGATION	FROM	03-01	TO 11-01	.100 CFS	20.00 AF/A
36-07143 STOCKWATER	FROM	01-01	TO 12-31	.020 CFS	.30 AF/A
36-07143 FISH PROPAGATION	FROM	01-01	TO 12-31	1.000 CFS	
36-07143 POWER	FROM	01-01	TO 12-31	1.000 CFS	
36-07143 DOMESTIC	FROM	01-01	TO 12-31	.060 CFS	1.80 AF/A
36-07143 AESTHETIC	FROM	01-01	TO 12-31	2.000 CFS	
TOTAL DIVERSION RATE/VOLUME CLAIMED				4.180 CFS	22.10 AF/A

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)	N	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

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

REMARKS:

MICROFILMED
FEB 03 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 4.180 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.180 CFS

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

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
Y N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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FEB 03 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE ^{0.03}
ACRES 3.4 x 0.02 CFS/ACRE = .102 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 = 15.0 AF/A

ACRES 3.4 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 10.2 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 22.10 AF/A

ACRES 3.4 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 13.6 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	03-01	11-01	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
STOCKWATER	01-01	12-31	0.100	/	20.00	13.6	15.0	10.2
FISH PROPAGATION	01-01	12-31	0.020	/	0.30	0.15		
POWER	01-01	12-31	1.000	/		722.7		
DOMESTIC	01-01	12-31	1.000	/		722.7		
AESTHETIC	01-01	12-31	0.060	/	1.80	1.8		
	01-01	12-31	2.000	/		1445.4		
TOTAL FOR THIS RIGHT			4.180		22.10	2906.4	10.2	
REVIEWED BY:	lw		DATE:		7/31/90			

From license exam Stock = 10 cattle + 5 sheep
 $10 \left(\frac{12.9 \text{ ft}^3}{7.5} \right) + 5 \left(\frac{3}{7.5} \right) = 18 \text{ ft}^3/\text{day}$

$$18 \text{ ft}^3/\text{day} \times \frac{365}{43560} = 0.15 \text{ AFA}$$

$$\text{Fish Prop @ 1 cfs } 1 \times 1.98 \times 365 \approx 722.7 \text{ AFA}$$

$$\text{Power @ 1 cfs} = 722.7 \text{ AFA}$$

$$\text{Aesthetic @ 2.0 cfs} = 1445.4 \text{ AFA}$$

$$\text{Power } 1 \text{ cfs} \times 62.4 \frac{\text{lbs}}{\text{ft}^3} \times 31.2 \text{ ft of Head} \times 70\% \text{ eff} \approx 1363 \text{ ft lbs/sec}$$

$$\frac{1363 \text{ ft lbs/sec}}{746 \text{ ft lbs/sec/HP}} = 1.82 \text{ H.P.}$$

$$\frac{1363 \text{ ft lbs/sec} \times 60 \text{ sec/min}}{33000 \text{ ft lbs/min/HP}} \approx 2.48 \text{ HP}$$

$$2.48 \text{ HP} \times 0.7457 \text{ KW/HP} = 1.85 \text{ KW @ } 70\% \text{ eff}$$

$$= 2.11 \text{ " " " } 80\% \text{ eff}$$

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-07143

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
4.180

EXAMINER
N/A

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-07143	4.180	-		36-07143	4.180
TOTAL CFS		4.180				4.180

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
N/A

REMARKS:

AUTHENTICATION:

SIGNATURE: lw

DATE: 7/31/90

NAME OF FIELD EXAMINER: _____ TITLE: _____

Q.V. 28
3/25/92

BODY OF ASCS AERIAL PHOTO,
SLIDE OF GOODING COUNTY,
JUNE 1980
C-191/F-15-1
F-15-2
flight

RECEIVED
FEB 03 1993

AESTHETIC
IRRIG

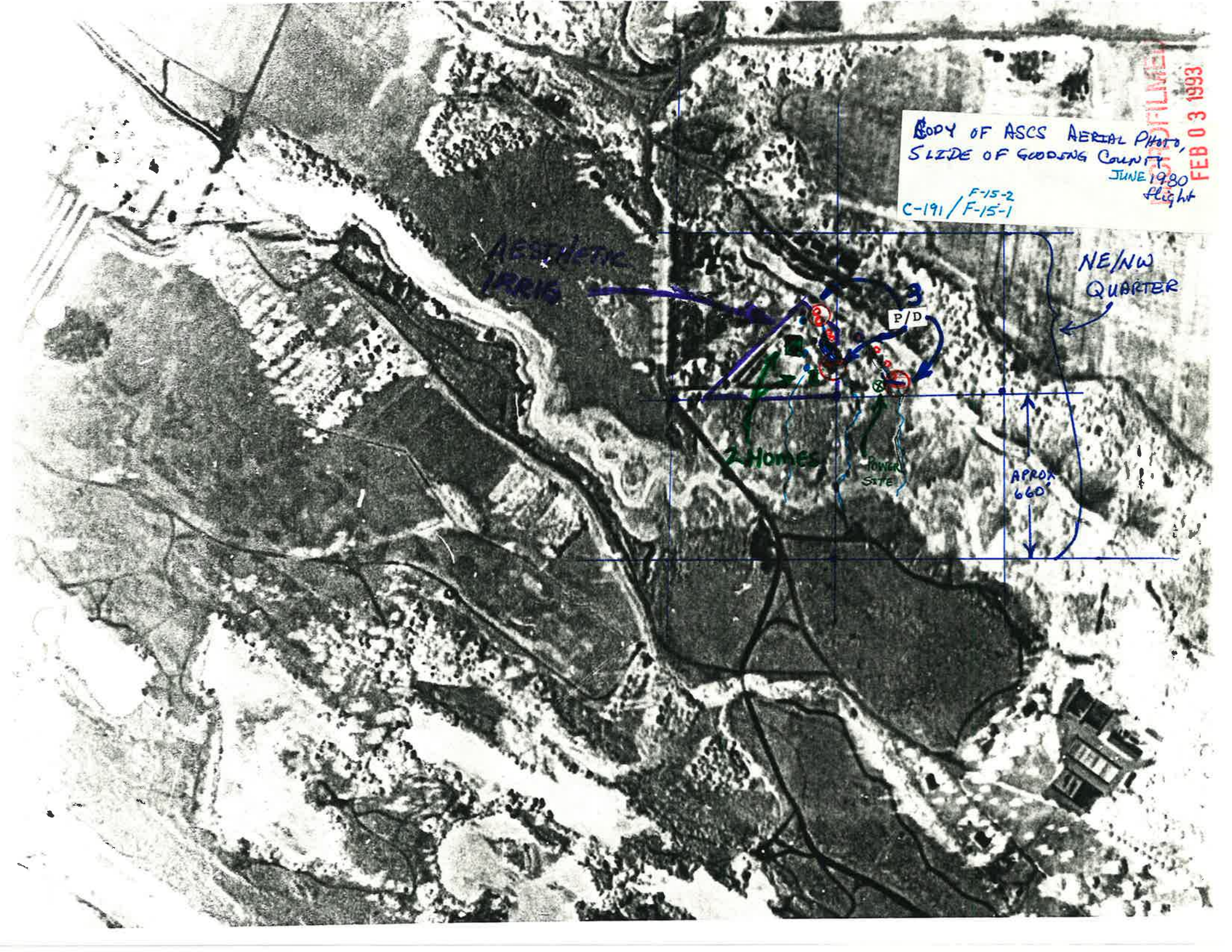
NE/NW
QUARTER

P/D

2 HOMES

POWER
SITE

APPROX
660'



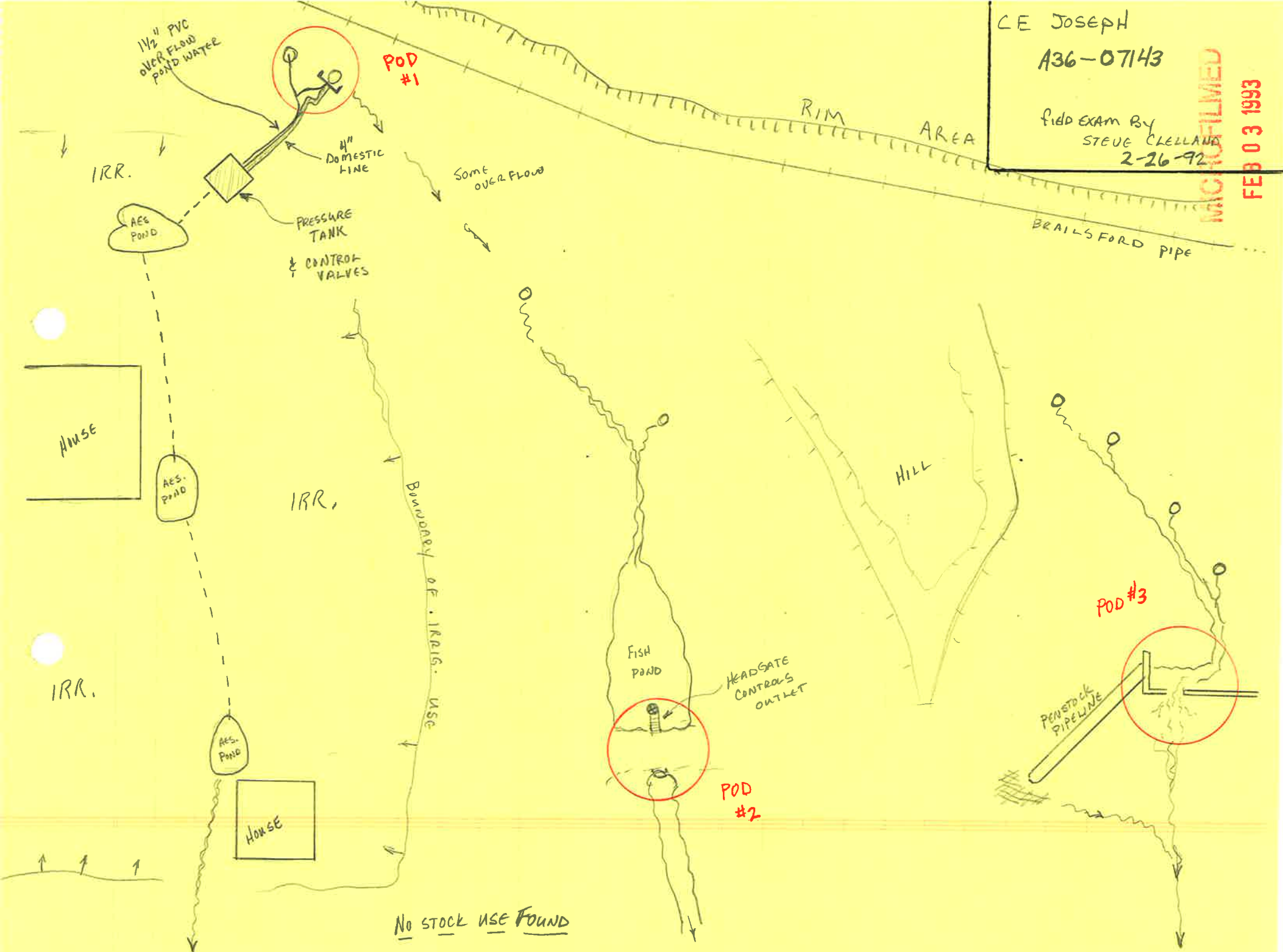
CE JOSEPH

A36-07143

FIELD EXAM BY
STEVE CLELLAND
2-26-92

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FEB 03 1993



NOT TO SCALE

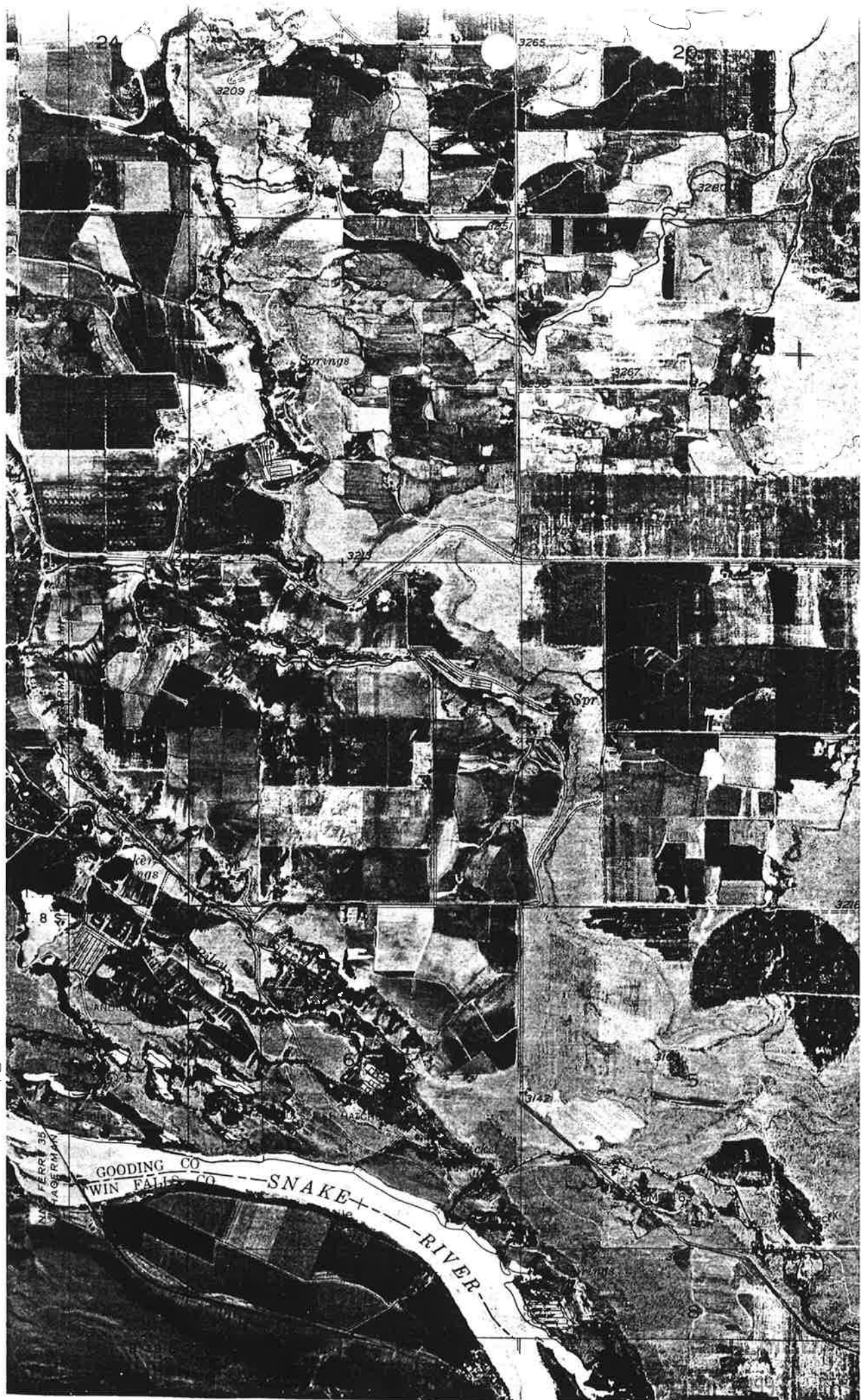
T8S

400 000
FEET

 $42^{\circ}45'$

114°52'30"

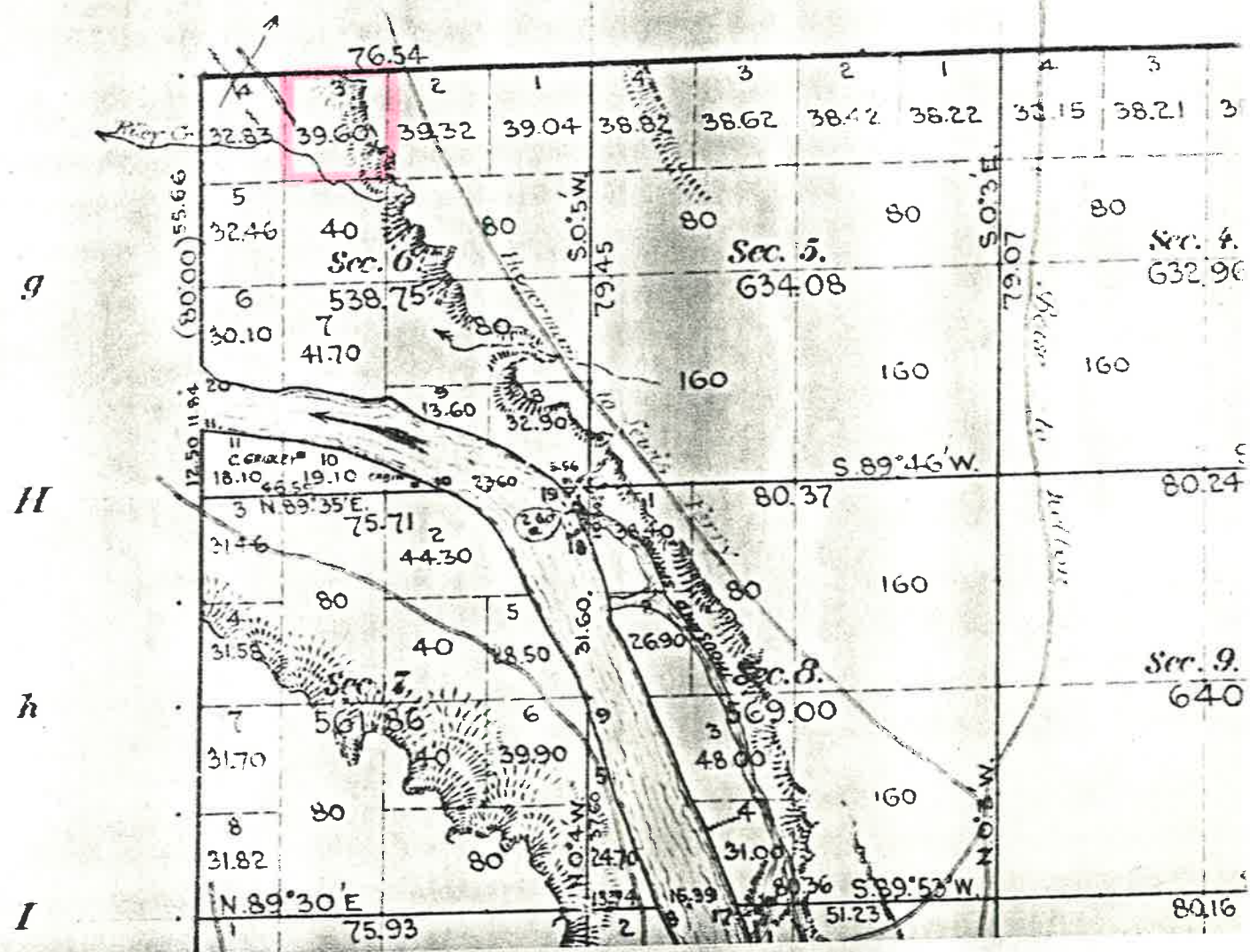
270 000 FEET



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<i>G</i>	<i>f</i>	<i>F</i>	<i>e</i>	<i>E</i>	<i>d</i>
----------	----------	----------	----------	----------	----------



THE UNIVERSITY OF CHICAGO

1953 FEB 13

Power calculation for
36-7143

$$P = \frac{78.5 \text{ W}}{H}$$

$$\text{HP} \quad \frac{.1135 \text{ QH}(\text{e})}{10} \text{ HP} = (.8)(43)(.8)(.1135) \\ = 1.95 \text{ HP} \times \frac{746 \text{ watt}}{1 \text{ HP}}$$

$$P = VA$$

$$1.46 \text{ kW}$$

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FEB 03 1993

36-7143
field exam
REC-117

437-485

JUL 13 1964

Person to contact _____ Phone _____

Tributary to Kelsey Creek

Amount \$ 0.00 c.f.s. for Fish Prop. (ponds)
AF/Annuum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.06 c.f.s. for Domestic
AF/Anp: (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.30 c.f.s. for Drug
AF/Annum (nature of use)

Period of Use: from Mar. 9 to Nov. 1
(mo.-day) inclusive (mo.-day)

Other uses: 0.5 for hydrocels from 1-1 to 12-31
 .02 stockwater from 1-1 to 12-31
 2.00 aesthetics from 1-1 to 12-31

Max Rate of Diversion 5 cubic feet per second and annual volume _____ AF/Annum.

Township 82 N/S, Range 14E EW, B.M., Section 10, Subdivision NE 1/4 NW 1/4 Gooding County

Township _____ N/S, Range _____ EW, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County

Township _____ N/S, Range _____ EW, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County

Other Points of Diversions

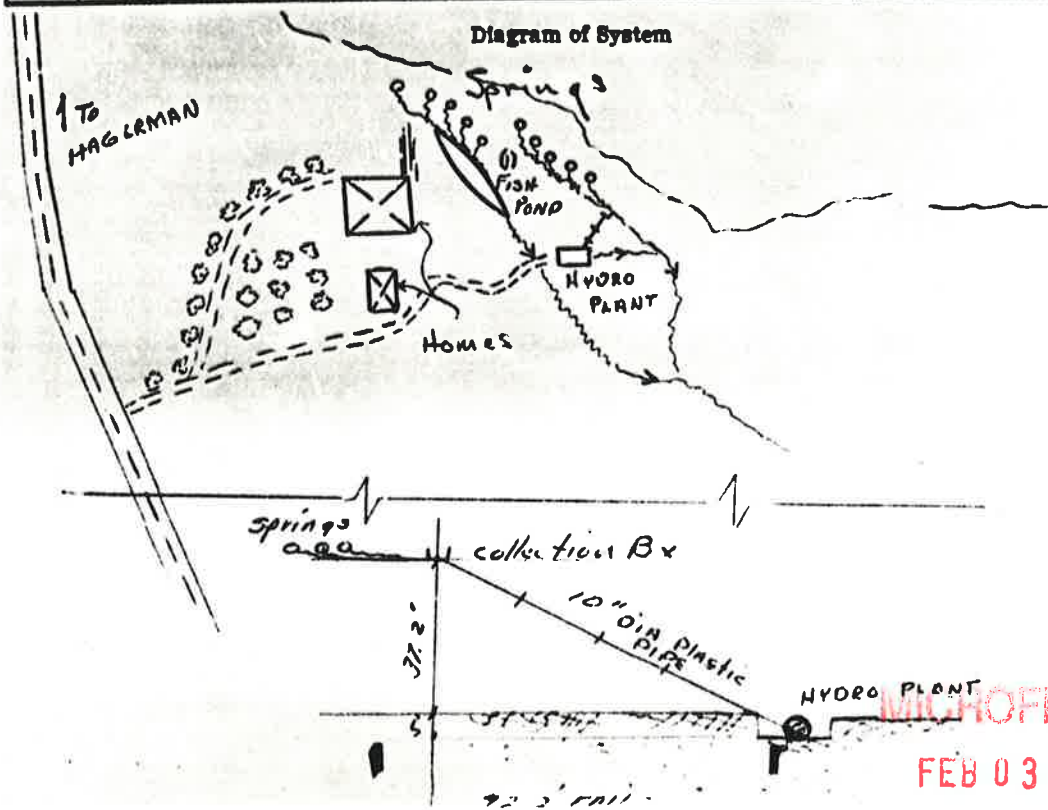
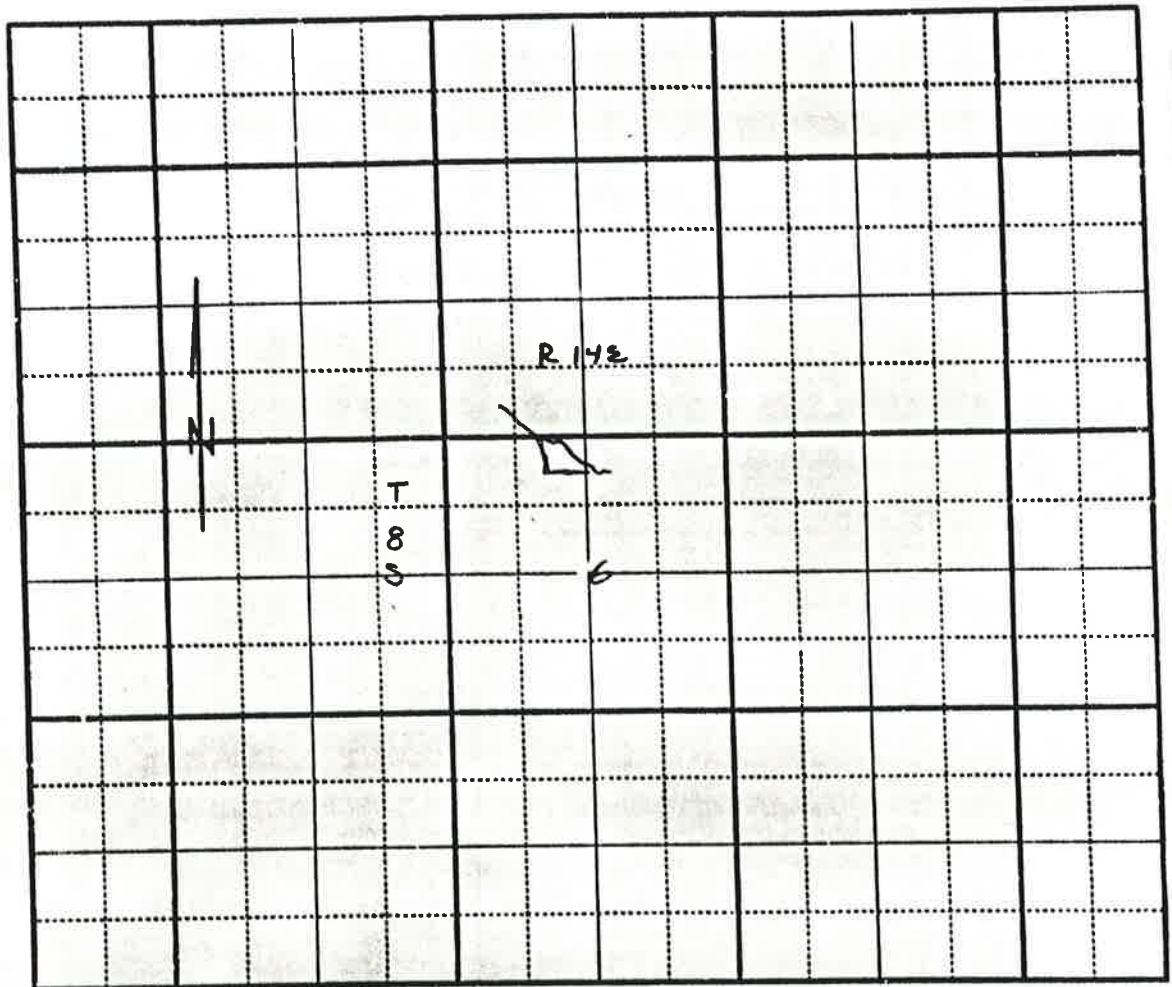
Description of diverting works: All systems where appropriate, in plastic, steel or composition pipe, from 3/4" to 12". Only open ditches, yes escape return to stream feeding Riley Creek recipient of entire watershed regardless of application.

Measuring device required: yes ☐ no ☒

6. **Lands to be irrigated or place of use.**[illegible]

TOTAL ACREAGE **FEB 03 1993**

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FEB 03 1993

DATE OF EXAM 11-9-78

ACREAGE

Found 4.6 ⁵Recommended 4.6 ⁵Irrigation Requirement 4.0 Ac Ft/Ac

USE

Irrigation Q = <u>.10</u> ²⁰ <u>0.12</u> c.f.s.	V = <u>18.4</u>	AF/Ann. from <u>MARCH 1</u> to <u>NOV. 1</u>
Domestic Q = <u>.06</u> c.f.s.	V = <u>1.7</u>	AF/Ann. from <u>JAN 1</u> to <u>DEC 31</u>
Livestock Q = <u>.02</u> c.f.s.	V = <u>.3</u>	AF/Ann. from <u>JAN 1</u> to <u>DEC 31</u>
Fish Pond Q = <u>1.0</u> c.f.s.	V = <u>N/A</u>	<u>JAN 1</u> to <u>DEC 31</u>
HYDRO Q = <u>1.0</u> c.f.s.	V = <u>N/A</u>	<u>JAN 1</u> to <u>DEC 31</u>
ASTHETICS Q = <u>2.0</u>	V = <u>N/A</u>	<u>JAN 1</u> to <u>DEC 31</u>

Is water co-mingled? yes no ^{22.1 ac ft}

Name source: _____

Twp. N/S, Rge. E/W, B.M., Sec. _____, Sub. 1/4 1/4 County _____Exchange? yes no

Name source exchanged with: _____

Twp. N/S, Rge. E/W, B.M., Sec. _____, Sub. 1/4 1/4 County _____

Point of Injection: _____

Twp. N/S, Rge. E/W, B.M., Sec. _____, Sub. 1/4 1/4 County _____

Point of exchange: _____

Twp. N/S, Rge. E/W, B.M., Sec. _____, Sub. 1/4 1/4 County _____Total Q measured See Remarks Method of measurement (2 WIERS) CONTRACTORTotal Q recommended 4.18 CFS Meter No. _____ Type _____ Condition _____Total V recommended 22.1 ^{20.3} Ac Ft/Ann.

Recommended Amendments: _____

P.D. _____

Place of Use _____

Other _____

None _____

MEASUREMENT CALCULATION:

IRRIGATION - ORCHARD & PASTURE GRAVITY FLOW & SPRINKLER

DOMESTIC - (2) HOMES - 0.06 CFS. 1.0 AF/ANN.

FISH POND - (1) POND 100' x 30' x 6'

LIVESTOCK - (10) CATTLE & 500 SHEEP TOTAL VOLUME .3 AC FT/ANN

HYDRO PLANT - 1.0 CFS WITH 2' x 1' RECTANGULAR CONTRACTED - .07' x .40' = .28 CFS
1.0 CFS

SYSTEM DESCRIPTION:

HYDRO - PELTON WHEEL PUMP - 100' H-GEY

Spring was located below Canyon Rim and water is collected at two (2) different locations. Part is collected and diverted into the sprinkler and ditches for irrigation along with the fish pond. The other is collected in a ditch and diverted thru a 10' plastic pipe which conveys the water to the hydro plant.

REMARKS:

ONLY MEASUREMENTS MADE WAS AT THE HYDRO PLANT, NEAR THE INLET & AT THE OUTLET. THE PUMP WAS NOT OPERATING. IRRIGATION (3) RAIN BIRDS 3/4 INCHES 1 1/2" GRAVITY PIPE LINE. DOMESTIC PUMP - 2nd JACKET 1 1/2" SCH 40 X 28' DIA

Examiner's Signature John J. Underberg Date 11-13-78Checked by John D. Mertz Date 11-13-78

Approved by _____ Date _____

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FEB 03 1993