

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: **A36-10452**
Date Received: 8/15/1988
Receipt No: S001453
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ALLEN MOYLE
Address: 3539S 1500E
WENDELL ID

208-536-6739

83355

AND/OR

Name: KARLA MOYLE
Address: 3539S 1500E
WENDELL ID

208-536-6739

83355

2. Date of Priority: AUG 10, 1980

3. Source: GROUNDWATER

Trib. to:

COPY

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	14E	34	NW	SE	NE		GOODING

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
2 HOMES AND OUT BUILDINGS

A36-10452

Page 1

Date: 06/16/97

Form generated 6-16-97 to be submitted with a Standard form 4 by Allen Moyle to SRBA court. Amended claim form placed on Host temp.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	14E	34	SE	NE		DOMEST	

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:

14. Remarks:

DOMESTIC USE IS FOR TWO HOMES WITH A COMMON YARD AND MINK FARM
WASHUP AND GRINDING ROOM OPERATIONS ALL ON A COMMON DELIVERY
SYSTEM.

15. Basis of Claim: BENEFICIAL USE

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: _____

COPY

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 Kelly K Christensen

CUSTOMER:
ALLEN MOYLE

DATE: June 16, 1997 3:11 pm

SUBJECT: OFFICE VISIT FOLOW-UP ON 36-10452, 10454, AND 10455
phone () walk-in(X)

He brought in the completed application for permit for the mink farm water use. Corey receipted the application.

We discussed the adjudication aspects of his claims and he elected to file a withdrawal for A36-10455.

I then assisted him in filling out a standard form 4 and provided him an amended copy of A36-10452 that changed the right to domestic use only at 0.08 cfs. The use was described as 2 homes and 2 out buildings used for feed prep and washup facilities for the mink operation. I generated copies to assist him in mailing standard form 4 copies.

I checked with Charlie Honsinger and he indicated that Allen should verbally request that 36-10454 be withdrawn during the 7-2-1997 hearing being held by Special master Haemmerle. I discussed this with Allen.

RECEIVED

MAY 16 1997

Department of Water Resources
Adjudication Bureau

1997 MAY 14 PM 2:26

DISTRICT COURT - SRBA
TWIN FALLS, IDAHO

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

) Subcases: 36-14478, 36-10454, 36-10452,
) 36-14437, 36-10930, and 36-10931

) ORDER DENYING MODIFICATION
) OF PARTIAL DECREE
)

On May 9, 1997, hearing was held on *Motion to Modify Partial Decree* in the above referenced subcases. Claimants for those subcases did not appear at hearing. Based on the Recommendation of the Special Master, IT IS ORDERED that the *Motion to Modify Partial Decree* is **Denied**.

DATED May 14, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DENYING MODIFICATION OF PARTIAL DECREE was mailed on May 14, 1997, with sufficient first-class postage to the following:

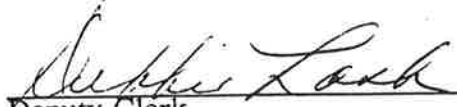
Donald and Phyllis Thibault
262 N 300 E
Jerome, Idaho 83338

301 Ocean Ave. Corp.
301 Ocean Ave.
Santa Monica, Ca 90402

Allen and Karla Moyle
3539 S 1500 E
Wendell, Idaho 83355

Director of IDWR
P O Box 83720
Boise, Idaho 83720-0098

Bob Blamires
36 S 100 W
Jerome, Idaho 83338


Deputy Clerk

RECEIVED
MAY 16 1997
Department of Water Resources
Adjudication Bureau

1997 MAY 14 PM 2:25
DISTRICT COURT - SRBA
TWIN FALLS, IDAHO
FILED *[Signature]*

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

) Subcases: 36-14478, 36-10454, 36-10452,
) 36-14437, 36-10930, and 36-10931

) RECOMMENDATION OF
) MODIFICATION OF PARTIAL
) DECREE

On May 9, 1997, hearing was held on *Motion to Modify Partial Decree* in the above referenced subcases. Claimants for those subcases did not appear at hearing. THEREFORE IT IS RECOMMENDED that the *Motion to Modify Partial Decree* is Denied.

DATED May 14, 1997.

[Signature]
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the RECOMMENDATION OF MODIFICATION OF PARTIAL DECREE was mailed on May 14, 1997, with sufficient first-class postage to the following:

Donald and Phyllis Thibault
262 N 300 E
Jerome, Idaho 83338

301 Ocean Ave. Corp.
301 Ocean Ave.
Santa Monica, Ca 90402

Allen and Karla Moyle
3539 S 1500 E
Wendell, Idaho 83355

Director of IDWR
P O Box 83720
Boise, Idaho 83720-0098

Bob Blamires
36 S 100 W
Jerome, Idaho 83338

[Signature]
Deputy Clerk

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

DATE: OCT-03-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-10452

NAME AND ADDRESS: KARLA MOYLE
ALLEN MOYLE
3539 S 1500 E
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY FOR NON/IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR 2 DOMESTIC HOMES/ STOCKWATER 7500 MINKS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 08/10/1980

POINT OF DIVERSION: T08S R14E S34 SWNE Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.06 CFS
	DOMESTIC 2 HOMES	01-01 12-31	0.06 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T08S R14E S34 SWSEDOMESTIC Within GOODING County
T08S R14E S34 SWSE

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

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

PARCEL NO. RP08S14E341200

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO
A TOTAL COMBINED USE OF 2 HOUSEHOLDS AND 7500 MINKS/
COMBINED RIGHT NOS 11 36/10433 & 36/10434/

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

PARCEL NO. RP08S14E341200

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO
A TOTAL COMBINED USE OF 2 HOUSEHOLDS AND 7500 MINKS.

RECORDED
OCT 5 1996

AJ5856NP

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

DATE: OCT-03-1996

PAGE: A-2

36-10452 (CONT.)

COMBINED RIGHT NOS.: 36-10455 & 36-10454.
STOCKWATER/7500 MINKS

MICROFILMED

OCT 05 1996

AJ0749NP
No. R36-10452

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

DATE: 10/03/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KARLA MOYLE	08/10/1980	STOCKWATER	01-01 12-31	0.06 CFS	
C	ALLEN MOYLE		DOMESTIC	01-01 12-31	0.06 CFS	
	3539 S 1500 E					
	WENDELL ID 83355					
	(208) 536-6739			TOTAL DIVERSION:	0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T08S R14E S34

SWNE

GOODING County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---
08S	14E	34	:					:					:					:	S

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
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---
08S	14E	34	:					:					:					:	D

POU County: GOODING

Non-Irrigation Uses: ~~DOMESTIC~~ 2 HOUSES, (STOCKWATER 7500 MINKS)

Other Rights: 36-10455 & 36-10454

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: GEN PARCEL NO. RP08S14E341200
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO
A TOTAL COMBINED USE OF 2 HOUSEHOLDS AND 7500 MINKS.
COMBINED RIGHT NOS.: 36-10455 & 36-10454.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

FILED 08 1996

MULTI-FILED

EXP

10-3-96
8

AJ0749NP
No. R36-10452

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

DATE: 10/03/96
PAGE: 2

=====

Comments: Date: 02/28/1991 User-ID: SRBA Subject: COPIED FROM REMARKS
HOUSES & MINKS USE 3 DIFFERENT WELLS FOR WATER SUPPLY
PARCEL NO. RP08S14E341200

Date: 10/02/1996 User-ID: D&S-DSHA Subject: D&S CONDITION CODE UPDATE
CONDITION CODE N11 ADDED
CONDITION CODE N13 ADDED

Audit: 00/00/00

MICROFILMED
JUL 05 1996

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A36-10452
Date Received: 8/15/1988
Receipt No: S001453
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALLEN MOYLE 208-536-6739
Address: 3539S 1500E
WENDELL, ID 83355

AND/OR

Name: KARLA MOYLE 208-536-6739
Address: 3539S 1500E
WENDELL, ID 83355

2. Date of Priority: AUG 10, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	14E	34	SW	NE			GOODING

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOUSES, S/7500 MINKS

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	14E	34	SW	SE	STOCK DOMEST	

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:
A36-10455, A36-10454

14. Remarks:
HOUSES & MINKS USE 3 DIFFERENT WELLS FOR WATER SUPPLY

15. Basis of Claim: BENEFICIAL USE

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): Karla Moyle Date: 8/15/88

Date: _____

State of Idaho)
County of FF) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of August 19 88 Lori White
Notary Public

Seal

Residing at FF
My Commission Expires 5/95

WATER RIGHT NUMBER - A36-10452

ADJ. FLAG TRANSLATION: ADJUDICATION TEMPORARY WORK AREA OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
MOYLE

ALLEN

1 - 3539S 1500E

2 -

3 -

CITY- WENDELL

STATE- ID ZIP- 83355

PHONE - 208-536-6739

MOYLE

KARLA

1 - 3539S 1500E

2 -

3 -

CITY- WENDELL

STATE- ID ZIP- 83355

PHONE - 208-536-6739

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
08/10/1980 ERROR IN REGION J - BENEFICIAL USE+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
08S 14E 34 SW NE (47) GOODING+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.060
04 - STOCKWATER 01/01 12/31 0.060+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.060+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
08S 14E 34 04 STOCKWATER (47) GOODING
08S 14E 34 SW SE 43 DOMESTIC (47) GOODING

TOTAL ACRES:

+ - - DIVERSION MEANS - WELL & PUMP

+ - - NON-IRRIGATION USE - D/2 HOUSES, S/7500 MINKS

+ - - OTHER RIGHTS FOR SAME USE - A36-10455, A36-10454

+ - - - - - REMARKS - - - - - +
HOUSES & MINKS USE 3 DIFFERENT WELLS FOR WATER SUPPLYMICROFILMED
FEB 10 1993VERIFIED
NOV 21 1990

WATER RIGHT NUMBER - A36-10452

ADJ. FLAG TRANSLATION: ADJUDICATION TEMPORARY WORK AREA

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - AUDIT FIELDS - 08/15/88 WHITE 10/03/89 REFUNDML

+ - - - - 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	- 08/15/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
CLAIMS TAPE ERROR FLG	-	RECEIPT NUMBER	- S001453	WATER DISTRICT	-
FEE EXEMPT FLAG	-	POU OWNERSHIP FLAG	- Y	FEDERAL/STATE INDICATOR	- S
		NAME CONNECTOR	- AND/OR	PRESUMPTION FLAG	-

RP 08S14E 341200

DATA ENTRY
ENTERED
CHECKED

2/28/91
11/9/91 SW
3/4/92 AS

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

CERTIFIED
DEC 27 1990
WATER EXAMINER

VERIFIED
NOV 21 1990

Water Right Number - R36-10452

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

MOYLE

ALLEN

1 - 3539 S 1500 E

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6739

MOYLE

KARLA

1 - 3539 S 1500 E

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6739

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
08/10/1980 ERROR IN REGION J - BENEFICIAL USE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

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

Twn Rng Sec Tract Lot RFlg County

08S 14E 34 SW NE (47) GOODING

+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.060
04 - STOCKWATER 01/01 12/31 0.060+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.060 0.0

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

Twn Rng Sec Tract Lot Acres Code Description County

08S 14E 34 SW SE 04 STOCKWATER (47) GOODING

08S 14E 34 SW SE 43 DOMESTIC (47) GOODING

Total Acres:

+ - - Diversion Means - WELL & PUMP

+ - - Non-Irrigation Use - DOMESTIC 2 HOUSES, STOCKWATER 7500 MINKS

+ - - Other Rights for Same Use - 36-10455 & 36-10454

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

PARCEL NO. RP08S14E341200

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO

MICROFILMED
FEB 10 1993

Water right number - R36-10452

Prefix Translation: RESEARCH

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

A TOTAL COMBINED USE OF 2 HOUSEHOLDS AND 7500 MINKS.
COMBINED RIGHT NOS.: 36-10455 & 36-10454.

+ - - - - 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: 02/28/1991 User Id: SRBA Subject: COPIED FROM REMARKS
HOUSES & MINKS USE 3 DIFFERENT WELLS FOR WATER SUPPLY PARCEL NO. RP08S14E341200

+ - - Audit Fields - - +

08/07/92 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 | - 08/07/1992 | Old Judicial District | - |
| Claim Received Date | - 08/15/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S001453 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - AND/OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

MICROFILMED
FEB 10 1993

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

DATE: OCT-29-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-10453

NAME AND ADDRESS: YOLANDA YODER
DARWIN R YODER
3060 S 1950 E
3000 SOUTH 1950 EAST
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

THE QUANTITY FOR NON/IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR DOMESTIC 1 HOUSE/ STOCKWATER 200 RANGE CATTLE

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/15/1985

POINT OF DIVERSION: T08S R15E S04 NWNWE Within GOODING County

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------|-----------------|---------------|----------|
| | STOCKWATER | 01-01 12-31 | 0.05 CFS |
| | DOMESTIC 1 HOME | 01-01 12-31 | 0.04 CFS |

PLACE OF USE: STOCKWATER Within GOODING County
T08S R15E S04 NWSEDOMESTIC Within GOODING County
T08S R15E S04 NWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
PARCEL NO. RP08S15E047800

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP08S15E047800
STOCKWATER/200 RANGE CATTLEMICROFILMED
DEC 05 1996

AJ5809NP
No. R36-10453

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/96
PAGE: 88

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|---------------|----------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | YOLANDA YODER | 05/15/1985 | STOCKWATER | 01-01 12-31 | 0.05 CFS | |
| C | DARWIN R YODER | | DOMESTIC | 01-01 12-31 | 0.04 CFS | |
| | 3060 SOUTH 1950 EAST | | | | | |
| | WENDELL ID 83355 | | | | | |
| | (208) 536-6453 | | | TOTAL DIVERSION: | 0.09 CFS | |

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08S R15E S04 NWNWSE

GOODING County

Place of use Legal Description for: STOCKWATER

| | | | | NE | | | | NW | | | | SW | | | | SE | | | |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|--|
| T | R | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | |
| 08S | 15E | 4 | : | | | | | | | | | | | | | | | : | |
| | | | : | | | | | | | | | | | | | | | : | |

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 | : | |
| 08S | 15E | 4 | : | | | | | | | | | | | | | | | : | |
| | | | : | | | | | | | | | | | | | | | : | |

POU County: GOODING

Non-Irrigation Uses: ~~DOMESTIC~~ 1 HOUSE, STOCKWATER 200 RANGE CATTLE

Other Rights: NONE

Remarks: GEN PARCEL NO. RP08S15E047800

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 09/30/96 DSHAFF

RECORDED
DEC 05 1996



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

January 15, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ALLEN MOYLE
3539 E 1500 W
WENDELL ID 83355

RE: Modification of Partial Decree No. 36-10452

Dear Mr./Mrs. Moyle:

The purpose of this letter is to acknowledge your call to this office on January 15, 1997, regarding the modification of Partial Decree No. 36-10452 and 36-10454 in the Snake River Basin Adjudication. It is my understanding that you desire to modify your partial decree by identifying that the system use exceeds 13,000 gal/day and that the diversion rate may also be too low.

Modifications of the type that you have proposed are required to be reviewed by the Fifth Judicial Court in Twin Falls. By copy of this letter this office is notifying the Court of your requested change. You can anticipate that the Court will be contacting you to describe the method by which you can proceed with this requested change.

Please advise me if you desire assistance in identifying information relative to your partial decree.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Douglas Jones'.

Douglas Jones
Water Rights Supervisor
Southern Adjudication Unit

cc: Clerk of the Fifth Judicial Court in Twin Falls
State Office (D. Smith)
Claim File

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 Kelly K Christensen

DATE

January 15, 1997 8:55am

CUSTOMER

ALLEN MOYLE

SUBJECT: OBJECTION TO DECREE FOR 36-10454 AND 36-10452
phone call (X) walk-in (.)

His stock use is for approximately 15,000 mink. He indicated that his system is capable of operating at approximately 0.17cfs. He stated that during the winter he maintains a constant flow through the pipe system to keep it from freezing and during the summer he maintains a constant flow through a stainless steel watering trough to keep the water fresh. Because of those uses he felt that he uses more than the 13,000 gal/day limitation that appeared on the decreed rights. (total limitation may be 26,000 gal/day when combined; not confirmed at this time.) I explained that I would notify the court about his objection and then gave him the court number to allow him to follow up on his own.