

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: A36-12043

Date Received: 9/14/1989

Receipt No: M004290

Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RONALD VAN DELDEN 209-564-2121  
Address: 35474 MILLWOOD DR  
WOODLAKE CA 93286

AND/OR

Name: SANDRA VAN DELDEN 208-564-2121  
Address: 35474 MILLWOOD DR  
WOODLAKE CA 93286

2. Date of Priority: APR 15, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County   |
|----------|-------|---------|--------|--------|--------|-----|----------|
| 07S      | 24E   | 12      | NE     | SE     | NW     |     | MINIDOKA |

5. Description of diverting works:  
200 HP PUMP 300' DEEP 16" CASING

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.440  |      |        |

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

8. Total consumptive use is 66.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 07S      | 24E   | 12      | SW     | SW     |     | IRR | 11.0  |

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 07S           | 24E   | 12      | SE     | SW  |     | IRR | 11.0  |
| Section Acres |       |         |        |     |     |     | 22.0  |
| Total Acres   |       |         |        |     |     |     | 22.0  |

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:  
A36-02381

14. Remarks:

THIS RIGHT IS BASED UPON THE PRESUMPTION STATUTE 42-1416.  
AN INCREASE OF ACREAGE ONLY WITH NO INCREASE OF QUANTITY OF  
WATER DIVERTED.  
SEE RT. A36-02381.

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: \_\_\_\_\_

State of Idaho                                 )  
                                                      ) SS.  
County of \_\_\_\_\_ )

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

MICROFILMED  
FEB 08 1993

SD-0601-2 Last Name: VAN DELDEN

STATE

| S<br>E<br>L | First<br>Name | O<br>W<br>N | Water<br>Right No. | Priority<br>Date | Source      | Total<br>Diversion | Use<br>Code Desc |
|-------------|---------------|-------------|--------------------|------------------|-------------|--------------------|------------------|
| -           | VAN DELDEN    |             |                    |                  |             |                    |                  |
| -           | SANDRA        | O           | A36-02383          | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |
| -           | RONALD        | O           | R36-02383          | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |
| -           | SANDRA        | O           | R36-02383          | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |
| -           | RONALD        | O           | R36-02217          | 04/17/1958       | GROUNDWATER | 4.380              | 01 IRR           |
| -           |               |             |                    |                  | RENUMBERED  |                    |                  |
| -           | SANDRA        | C           | R36-15359          | 05/04/1959       | GROUNDWATER | 4.380              | 01 IRR           |
| -           | RONALD        | C           | R36-15359          | 05/04/1959       | GROUNDWATER | 4.380              | 01 IRR           |
| -           | RONALD        | C           | R36-02381A         | 04/07/1959       | GROUNDWATER | 4.270              | 01 IRR           |
| -           | RONALD        | C           | R36-02381B         | 04/07/1959       | GROUNDWATER | 0.040              | 43 DOMEST        |
| -           | RONALD        | C           | R36-12043          | 07/31/1987       | GROUNDWATER | 0.250              | 01 IRR           |
| -           | SANDRA        | C           | R36-02383B         | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |
| -           | RONALD        | C           | R36-02383B         | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |

(Enter=Continue)

(GOLD7=This Query)

(Menu \_\_\_\_\_)

SD-0601-2 Last Name: VAN DELDEN

STATE

| S<br>E<br>L | First<br>Name | O<br>W<br>N | Water<br>Right No. | Priority<br>Date | Source      | Total<br>Diversion | Use<br>Code Desc |
|-------------|---------------|-------------|--------------------|------------------|-------------|--------------------|------------------|
| -           | VAN DELDEN    |             |                    |                  |             |                    |                  |
| -           | RONALD        | C           | A36-12043          | 04/15/1973       | GROUNDWATER | 0.440              | 01 IRR           |
| -           | SANDRA        | C           | A36-15359          | 04/17/1958       | GROUNDWATER | 4.380              | 01 IRR           |
| -           | RONALD        | C           | A36-15359          | 04/17/1958       | GROUNDWATER | 4.380              | 01 IRR           |
| -           | RONALD        | C           | A36-02381          | 04/07/1959       | GROUNDWATER | 4.310              | 01 IRR           |
| -           |               |             |                    |                  |             |                    | 43 DOMEST        |
| -           | RONALD        | C           | R36-02381          | 04/07/1959       | GROUNDWATER | 4.310              | 01 IRR           |
| -           | RONALD        | C           | A36-02383B         | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |
| -           | SANDRA        | C           | A36-02383B         | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |
| -           | SANDRA        | O           | R36-02217          | 04/17/1958       | GROUNDWATER | 4.380              | 01 IRR           |
| -           |               |             |                    |                  | RENUMBERED  |                    |                  |
| -           | SANDRA        | O           | A36-02217          | 04/17/1958       | GROUNDWATER | 4.380              | 01 IRR           |
| -           |               |             |                    |                  | RENUMBERED  |                    |                  |
| -           | RONALD        | O           | A36-02217          | 04/17/1958       | GROUNDWATER | 4.380              | 01 IRR           |
| -           |               |             |                    |                  | RENUMBERED  |                    |                  |
| -           | RONALD        | O           | A36-02383          | 05/15/1964       | GROUNDWATER | 0.040              | 43 DOMEST        |

(Enter=Continue)

(GOLD7=This Query)

(Menu \_\_\_\_\_)

 REPROFILING  
 FEB 08 1993



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 12/28/88 31 JAN 1990

LEGAL DESCRIPTION OF PROPERTY: Township 7 S Range 24 E  
Section 12, 13 1/4 of 1/4 of 1/4 Govt. Lot       , BM.

Lot       , Block       , Subdivision/Townsite MINIDOKA COUNTY

If you have additional legal descriptions, please attach separate sheet. ~~SEE SEPARATE SHEET~~

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) Assigned by IDWR: A36-02381-A, A 36-02381 B, (A36-12023) <sup>S/B A36-12043 &</sup>

☐ Name and Address of Former Owner/Claimant(s)(Seller): RONALD VAN DELDEN, SANDRA VAN DELDEN  
35474 MILLWOOD DR., WOODLAKE, CALIF. 93286  
GARY B. GARNER

☐ New Owner/Claimant (Purchaser): RT 3 BOX 3265, RUPERT, ID, 83350  
RONALD VAN DELDEN, SANDRA VAN DELDEN

☐ New Mailing Address: 35474 MILLWOOD DR.  
WOODLAKE, CALIF. 93286

☐ New Telephone Number: (209) 564 - 2121

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership. describe proof attached: \_\_\_\_\_

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Ronald Van Delden Date 8 Oct 1992

Sandra Van Delden Date 10/8/92

☐ Signature of Former Owner/Claimant(s) Gary B. Garner Date 10/14/92

Billy B. Garner Date 10/14/92

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

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10/21/92 By: E

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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



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

22-Oct-1992 10:07

RONALD &/OR SANDRA VAN DELDEN  
35474 MILLWOOD DR  
WOODLAKE CA 93186

RE: ADJUDICATION CLAIM NO. A36-02381A, A36-02381B & A36-12043  
(A36-12023 LISTED ON THE OWNERSHP FORM IS NOT A WATER RIGHT FOR  
VAN DELDENS & GARNER)

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above-referenced Adjudication Claim(s) is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy(s) of the computer record of our recommendation to the court noting the change in claimant.

Please review the record(s) and if you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens  
Adjudication Secretary

/jg

Enclosures

c.c. Gary B. Garner, Rt 3 Box 3265, Rupert, ID 83350

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FEB 08 1993

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: A36-12043

Date Received: 9/14/1989

Receipt No: MO04290

Received By: g de

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RONALD VAN DELDEN 209-564-2121  
Address: 35474 MILLWOOD DR.  
WOODLAKE, CA 93286

AND/OR

Name: GARY B. GARNER 208-532-4123  
Address: RT. 3 BOX 3265  
RUPERT, ID 83350

2. Date of Priority: APR 15, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County   |
|----------|-------|---------|--------|--------|-----|-----|----------|
| 07S      | 24E   | 12      | NE     | SE     | NW  |     | MINIDOKA |

5. Description of diverting works:  
200 HP PUMP 300' DEEP 16" CASING

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.440  |      |        |

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

8. Total consumptive use is 66.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 07S      | 24E   | 12      | SW     | SW  |     | IRR           | 11.0  |
|          |       |         | SE     | SW  |     | IRR           | 11.0  |
|          |       |         |        |     |     | Section Acres | 22.0  |
|          |       |         |        |     |     | Total Acres   | 22.0  |

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:  
A36-02381

14. Remarks:

THIS RIGHT IS BASED UPON THE PRESUMPTION STATUTE 42-1416.  
AN INCREASE OF ACREAGE ONLY WITH NO INCREASE OF QUANTITY OF  
WATER DIVERTED.  
SEE RT. A36-02381.

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): Ray B. Lauer Date: 09-14-89  
Date:                     

State of Idaho )  
County of Minidoka ) SS.

Subscribed and sworn (or affirmed) before me this 14 day

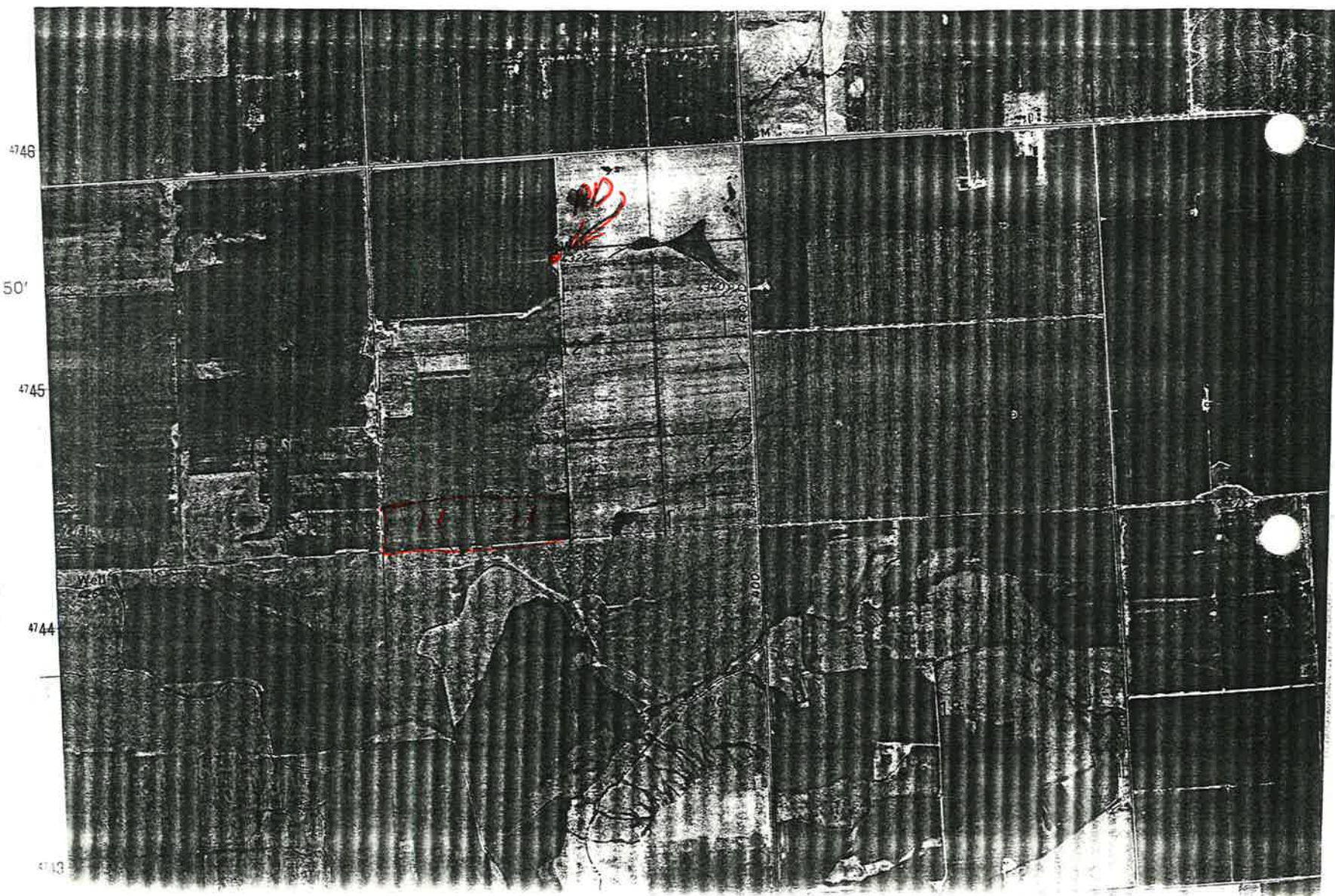
of Sgt. 19 89

John Dae. Carlson  
Notary Public

Seal

Residing at Boise

My Commission Expires 1/7/94



4746

50'

4745

4744

4743

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FEB 08 1993



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

October 3, 1990

A36-12043  
RONALD VAN DELDEN  
35474 MILLWOOD DR.

WOODLAKE

CA 93386

Dear Claimant(s):

In the past you submitted the claim(s) identified with the number(s) shown above your name and address at the top of this letter. You indicated on the claim(s) that the basis for establishing the water right(s) was Beneficial Use, meaning the water right was not previously confirmed by a decree, water right license or permit before you filed the claim(s).

The purpose of this letter is to request evidence supporting the priority date(s) you have claimed. The enclosed pamphlet describes what this means. While I encourage you to read all of the pamphlet, I direct your attention to the right-hand half of the pamphlet after you open it. There you will find two sections: What Kind of Evidence is Required, and Some Examples of Documents which May Be Evidence of the Priority Date. These sections tell you what must be submitted. The other sections tell you why the evidence is necessary and what the consequences of not submitting the evidence could be.

Please submit the requested evidence by November 1, 1990. When returning to the Department please reference all documents with the claim(s) identification number(s) listed above.

If you have questions not addressed by the pamphlet or need other technical assistance, please feel free to contact this office. For advice on your water right(s), please contact your attorney.

Sincerely,

Allen Merritt, P.E.  
Water Rights Supervisor

Enclosure

MICROFILMED  
FEB 08 1993



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

October 3, 1990

A36-12043  
GARY B. GARNER  
RT. 3 BOX 3265

RUPERT

ID 83350

RECEIVED

NOV 6 1990

Department of Water Resources  
Southern Region Office

Dear Claimant(s):

In the past you submitted the claim(s) identified with the number(s) shown above your name and address at the top of this letter. You indicated on the claim(s) that the basis for establishing the water right(s) was Beneficial Use, meaning the water right was not previously confirmed by a decree, water right license or permit before you filed the claim(s).

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If you have questions not addressed by the pamphlet or need other technical assistance, please feel free to contact this office. For advice on your water right(s), please contact your attorney.

Sincerely,

Allen Merritt, P.E.  
Water Rights Supervisor

Enclosure

MICROFILMED  
FEB 08 1993

IN THE MATTER OF: )

## AFFIDAVIT

State of Idaho )

County of \_\_\_\_\_ )

Jo Anne Frederiksen being first duly sworn,  
 deposes and says: Tract 1502 located in Minidoka  
County (legal - West 1/2 of Section 12;  
Township 7 South; Range 24 EBM) and  
operated by Gary Garner is a 320  
acre piece. 3093 Acres is irrigated  
cropland.

Minidoka County A&S Office  
Jo Anne Frederiksen  
Program Assistant  
November 1, 1990

(signature)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

(notary public)

Residing at \_\_\_\_\_.

My commission expires \_\_\_\_\_.

MICROFILMED  
 FEB 08 1993

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 )

Water Right 36-12043

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT  
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL  
DECREE AN EXPRESS STATEMENT REGARDING GENERAL  
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 29, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

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

PERIOD OF USE: 03-15 11-15

RECEIVED

SEP 10 2001

Department of Water Resources

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

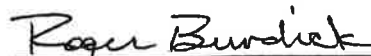
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001

  
ROGER BURDICK  
Presiding Judge  
Snake River Basin Adjudication

## Important Information About Your Water Right

August 27, 2001

SANDRA VAN DELDEN  
RONALD VAN DELDEN  
35474 MILLWOOD DR  
WOODLAKE, CA 93286

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an ***Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc*** (hereinafter "***Order***") for water right number 36-12043. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources  
1301 North Orchard  
Boise, ID 83706  
800-451-4129

The Purpose of the ***Order*** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the ***Order***, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This ***Order*** also incorporates into the ***Partial Decree*** an express statement that the ***Partial Decree*** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This ***Order*** in combination with the ***Partial Decree*** that was issued for this water right on December 29, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the ***Partial Decree*** to show evidence of the water right. The original of this ***Order*** and the original of the ***Partial Decree*** for this water right are on file with SRBA Court. If you do not have a copy of the original ***Partial Decree***, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the ***Order*** is entered ***Nunc Pro Tunc***, meaning that the ***Order*** will be treated as if it were issued the same date that the ***Partial Decree*** was originally issued.

Sincerely,



Diana Delaney  
Case Administrator

NO. OF CLAIMS IN POLYGON \_\_\_\_\_

TRANSFER NUMBER \_\_\_\_\_

CLAIM NUMBERS 36-02381A 36-12043

DATE 6/23/97

OBJECTION FILED \_\_\_\_\_

AGENT DJ

TOTAL ACRES FROM RECOMMENDATION 308

GEOGRAPHIC INFO SYSTEM 307

| RIGHT NO |     |     |     | NE |    |    |    | NW   |      |      |      | SW    |      |      |      | SE |    |    |    |
|----------|-----|-----|-----|----|----|----|----|------|------|------|------|-------|------|------|------|----|----|----|----|
|          | TNS | RNG | SEC | NE | NW | SW | SE | NE   | NW   | SW   | SE   | NE    | NW   | SW   | SE   | NE | NW | SW | SE |
| RECOM    | 7S  | 24E | 12  |    |    |    |    | 39   | 39   | 36   | 39   | 38    | 37   | 40   | 40   |    |    |    |    |
| GIS      |     |     |     |    |    |    |    | 39.6 | 37.6 | 35.7 | 39.8 | 39.18 | 35.2 | 39.0 | 39.9 |    |    |    |    |
|          |     |     |     |    |    |    |    | 40   | 38   | 36   | 40   | 39    | 35   | 39   | 40   |    |    |    |    |
| RECOM    |     |     |     |    |    |    |    |      |      |      |      |       |      |      |      |    |    |    |    |
| GIS      |     |     |     |    |    |    |    |      |      |      |      |       |      |      |      |    |    |    |    |
| RECOM    |     |     |     |    |    |    |    |      |      |      |      |       |      |      |      |    |    |    |    |
| GIS      |     |     |     |    |    |    |    |      |      |      |      |       |      |      |      |    |    |    |    |
| RECOM    |     |     |     |    |    |    |    |      |      |      |      |       |      |      |      |    |    |    |    |
| GIS      |     |     |     |    |    |    |    |      |      |      |      |       |      |      |      |    |    |    |    |

UPDATED

POLYGON # UPDATED

B36-DBPOU.DBF ✓  
B36-DBPOD.DBF ✓

ATTRIBUTES OF B36-POU.SHP (142) 6/24  
ATTRIBUTES OF B36-POD.SHP (155) 6/24

P/U CONFLICT yes ( ) no ( ✓ )

P/D CONFLICT yes ( ) no ( ✓ )

SENT FOR DECREE yes ( ) no ( )

**NOTICE OF ERROR**

**RESPONSE**

**CORRECTED R PROOF**



**MICROFILMED**  
**FEB 08 1993**

MEMORANDUM

DATE: 10/08/92  
TO: File  
FROM: S. Frazee *sf*  
RE: A36-02381A, A36-02381B & A36-12023

12043

This morning Sandra Van Delden called from California and asked questions about the Ownership Change Form the department sent her when responding to her Notice of Error.

She explained the other name on the above rights was never an owner, but a partner with her. I asked Shelley how best to handle this, and advised claimant to mail the ownership form to former partner, have him sign it and mail post-haste to the region office. I gave her the region's address. She said she'll include a pre-addressed & stamped envelope to the former partner.

She agreed that she'd make sure it got to the region by 10/16/92.

MICROFILMED  
FEB 08 1993

AUG-24-1992

# NOTICE OF ERROR FORM

RECEIVED

Please type or print clearly, fill out completely, and return to:

**Idaho Department of Water Resources**

**Statehouse Mail**

**Boise, Idaho 83720-9000**

001 01 1992

Department of Water Resources

Southern Region Office

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

**YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS:** SEP-24-1992

1. Water right number: 36-12043
2. Name: RONALD VAN DELDEN  
SANDRA VAN DELDEN  
Address: 35474 MILLWOOD DR.  
WOODLAKE, CALIF. 93286  
Weekday Telephone Number: (209) 564-212

RECEIVED

SEP 21 1992

Department of Water Resources

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FEB 08 1993

**TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE**

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

CHANGE THE TITLE (NAME & ADDRESS) FOR THE PROPERTY

4. Describe the changes you wish to have made in the proposed recommendation:

NAME & ADDRESS SHOULD BE AS FOLLOWS

RONALD VAN DELDEN  
SANDRA VAN DELDEN  
35474 MILLWOOD DR.  
WOODLAKE CA. 93286

5. Describe why you disagree with the proposed recommendation:

PARTNERSHIP WITH GARY GARNER WAS  
DISOLVED IN 1970 SO HIS NAME SHOULD  
BE REMOVED.

6. Date: 14 Sept 1992

SIGNATURE

Ronald Van Delden



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS  
GOVERNOR

September 28, 1992

R. KEITH HIGGINSON  
DIRECTOR

Ronald and Sandra Van Delden  
35474 Millwood Drive  
Woodlake, CA 93286

RECEIVED

OCT 01 1992

RE: Snake River Basin Adjudication (SRBA) Claim  
Nos. A36-02381A, A36-2381B, A36-12043  
Receipt of Notice of Error

Department of Water Resources  
Southern Region Office

Dear Mr. and Mrs. Van Delden:

We are in receipt of the Notices of Error form you filed for the above referenced SRBA claims. Your form stated that the ownership of the water right has changed.

Enclosed is a "Notice of Change of Water Right Ownership" form which must be completed and submitted to this Department in order for the records to be changed to reflect the current owner. You may use the single form and identify all pertinent claim numbers. As you will note on the enclosed form, either the previous owner or the current owner can complete the form. Proof of ownership (such as a deed) must be attached to the form if it is not completed by the claimant listed on the above referenced claim.

This form must be submitted by October 12, 1992 in order to ensure the records are changed prior to submission of the final Director's Report to the court. Please send the form and attachments to:

Idaho Department of Water Resources  
Southern Region Office  
222 Shoshone Street East  
Twin Falls, ID 83301

Please do not hesitate to contact either office if you have any questions or need additional information.

Sincerely,

*Helen Harrington-Thornton*

Helen Harrington-Thornton  
Senior Water Resource Agent

HHT:south  
Enclosure:

Ownership Change Form

MICROFILMED  
FEB 08 1993

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

DATE: 09/29/92  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS                                                                | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | RONALD VAN DELDEN<br>35474 MILLWOOD DR<br>WOODLAKE CA 93286<br>(209) 564-2121 | 07/31/1987       | IRRIGATION | 04-01 10-31           | 0.25 CFS          |                     |
|               |                                                                               |                  |            | TOTAL DIVERSION:      | 0.25 CFS          |                     |
| C             | GARY B GARNER<br>RT 3 BOX 3265<br>RUPERT ID 83350<br>(208) 532-4123           |                  |            |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07S R24E S12

NESENW

MINIDOKA County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE   |      |      |      | NW |      |      |      | SW   |   |      |      | SE   |      |   |      |      |      |      |             |       |       |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|-------------|-------|-------|
| T   | R   | S  | : | NENE | NWNE | SWNE | SENE | :  | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | :           | SUM   |       |
|     |     |    |   | Lt   | Ac   | Lt   | Ac   |    | Lt   | Ac   | Lt   | Ac   |   | Lt   | Ac   | Lt   | Ac   |   | Lt   | Ac   | Lt   | Ac   |             |       |       |
| 07S | 24E | 12 | : |      |      |      |      | :  | 39   |      | 39   |      |   | :    | 38   |      | 37   |   | :    |      |      |      |             | :     | 308.0 |
|     |     |    |   |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      |      | TOTAL ACRES | 308.0 |       |

POU County: MINIDOKA

Other Rights: 36-02381A

Remarks: THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS AN EXPANSION OF RIGHT NO. 36-02381A PURSUANT TO IDAHO CODE 42-1416(2). RIGHT NO. 36-02381A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. USE OF THIS RIGHT WITH RIGHT NO. 36-02381A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.27 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1232 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 924 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 308 ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 04/01/1992 Verified Date:

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

Comments: Date: 04/02/1992 User-ID: CLELLAND Subject: COPIED FROM REMARKS THIS RIGHT IS BASED UPON THE PRESUMPTION STATUTE 42-1416. AN INCREASE OF ACREAGE ONLY WITH NO INCREASE OF QUANTITY OF WATER DIVERTED. SEE RT. A36-02381.

MICROFILMED  
FEB 08 1993

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

=====  
Comments: Date: 09/22/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)  
RECEIVED NOE 9/21/92. CHANGED NOE FLAG FROM BLANK TO A.  
CLAIM VERIFIED 4/15/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 09/29/1992 User-ID: THORNTON Subject: NOTICE OF ERROR RECONCILIATION  
CHANGED FLAG FROM A TO B - NO CHANGE.  
SENT CHANGE OF OWNERSHIP FORM. NOE STATES PARTNERSHIP WITH GARY  
GARNER DISSOLVED.

Audit: 09/29/92 THORNTON

MICROFILMED  
FEB 08 1993

CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-12043

RE: PROOF OF PRIORITY

DATE 4-2-92

NAME OF PARTY

JO ANNE FREDERIKSEN (ASCS) 436-4777

She remembered doing this affidavit even though it was over a year ago. She was confident the accompanying ASCS photo would be dated in 1987; about the month of June or July. The next earlier maps are dated 1968.

MICROFILMED  
FEB 08 1993

Water Right Number - R36-12043

Prefix Translation: RESEARCH

Old (D) Number -

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

\*\*\* C - CURRENT OWNER \*\*\*

VAN DELDEN

RONALD

1 - 35474 MILLWOOD DR

2 -

3 -

City- WOODLAKE

State- CA Zip- 93286

Phone - 209-564-2121

VAN DELDEN

SANDRA

1 - 35474 MILLWOOD DR

2 -

3 -

City- WOODLAKE

State- CA Zip- 93286

Phone - 208-564-2121

\*\*\* O - ORIGINAL OWNER \*\*\*

GARNER

GARY B

1 - RT 3 BOX 3265

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-532-4123

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +  
07/31/1987 17 SOUTHERN J - BENEFICIAL USE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +  
GROUNDWATER+ - - - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County  
07S 24E 12 NE SE NW (67) MINIDOKA+ - - - - Water Use - - - - - +  
Code Description Period From Period To Diversion Rate Diversion Volume  
01 - IRRIGATION 04/01 10/31 0.250+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +  
0.250 0.0+ - - - - Place of Use - - - - - +  
TwN Rng Sec Tract Lot Acres Code Description County  
07S 24E 12 NE NW 39.0 01 IRRIGATION (67) MINIDOKA  
07S 24E 12 NW NW 39.0 01 IRRIGATION (67) MINIDOKA  
07S 24E 12 SW NW 36.0 01 IRRIGATION (67) MINIDOKA  
07S 24E 12 SE NW 39.0 01 IRRIGATION (67) MINIDOKA  
07S 24E 12 NE SW 38.0 01 IRRIGATION (67) MINIDOKA  
07S 24E 12 NW SW 37.0 01 IRRIGATION (67) MINIDOKA  
07S 24E 12 SW SW 40.0 01 IRRIGATION (67) MINIDOKA  
07S 24E 12 SE SW 40.0 01 IRRIGATION (67) MINIDOKAMICROFILMED  
FEB 08 1993

Water right number - R36-12043

Prefix Translation: RESEARCH

| + | Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County | + |
|---|-----|-----|-----|-------|-----|-------|------|-------------|--------|---|
|---|-----|-----|-----|-------|-----|-------|------|-------------|--------|---|

Total Acres: 308.0

+ - - Diversion Means - 200 HP PUMP 300' DEEP 16" CASING, 100 HP BOOSTER

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 36-02381A

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS AN EXPANSION OF RIGHT NO. 36-02381A PURSUANT TO IDAHO CODE 42-1416(2). RIGHT NO. 36-02381A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. USE OF THIS RIGHT WITH RIGHT NO. 36-02381A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.27 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1232 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 924 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 308 ACRES IN A SINGLE IRRIGATION SEASON.

+ - - - - - 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: 04/02/1992 User Id: CLELLAND Subject: COPIED FROM REMARKS  
THIS RIGHT IS BASED UPON THE PRESUMPTION STATUTE 42-1416.  
WATER DIVERTED.

AN INCREASE OF ACREAGE ONLY WITH NO INCREASE OF QUANTITY OF  
SEE RT. A36-02381.

Date: 09/22/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)  
RECEIVED NOE 9/21/92. CHANGED NOE FLAG FROM BLANK TO A.

CLAIM VERIFIED 4/15/92. DID NOT REVERIFY ANY PART OF CLAIM.

Date: 09/29/1992 User Id: THORNTON Subject: NOTICE OF ERROR RECONCILIATION  
CHANGED FLAG FROM A TO B - NO CHANGE.  
GARNER DISSOLVED.

SENT CHANGE OF OWNERSHIP FORM. NOE STATES PARTNERSHIP WITH GARY

Date: 10/22/1992 User Id: GIVENS Subject: OWNERSHIP CHANGE  
CHANGE OF OWNERSHIP RECEIVED 10/15/92 ORIGINAL OWNER RONALD,  
VAN DELDEN. FORMER OWNER SIGNED FORM.

SANDRA VAN DELDEN AND GARY B GARNER NEW OWNER RONALD AND SANDRA

+ - - Audit Fields - - +

10/22/92 GIVENS

MICROFILMED  
FEB 08 1993

Water right number - R36-12043

Prefix Translation: RESEARCH

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

|                      |              |                       |              |                         |         |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing  | - 00/00/0000 | Field Inspection Made | - 04/01/1992 | 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  | - 09/14/1989 | Last Amended Date     | - 00/00/0000 | Temporary Right         | - P     |
|                      |              | Receipt Number        | - M004290    | Water District          | -       |
|                      |              | POU Ownership Flag    | - Y          | Federal/State Indicator | - S     |
|                      |              | Name Connector        | - AND/OR     | Presumption Flag        | - E     |
|                      |              |                       |              | Notice of Error Flag    | - B     |

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FEB 0 8 1993

**R PROOF**

**CVR**

**MAPS**

**PHOTOS**

**MISC**

**MICROFILMED**  
**FEB 08 1993**

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38.3

3  
77.5

4  
38.0

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11 12  
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TRACT-HEL



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TRACT-HEL

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MICROFILMED  
FEB 08 1993

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