

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: A36-07448
Date Received: 9/ 1/1988
Receipt No: S002039
Received By: R.V.W.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Owner Change
4/28/92

1. Name: EDWARD M. CIOCCA
Address: 1648 E. 2900 S.
WENDELL ID 83355

AND/OR

Name: ANN A. CIOCCA
Address: 1648 E 2900 S
WENDELL ID 83355

2. Date of Priority: FEB 27, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	24	SE	SE			GOODING

5. Description of diverting works:
WELL, 150 HP MOTOR, PUMP AND PIVOT AND HAND LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.230		

7. Total Quantity Appropriated is:
2.230 C.F.S. (and/or) 564.00 A.F.A.

8. Total consumptive use is 423.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	19	NW	SW	3	IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	19	SW	SW	4	IRR	5.0
Section Acres							10.0
		24	NE	SE		IRR	40.0
			NW	SE		IRR	38.0
			SW	SE		IRR	15.0
			SE	SE		IRR	38.0
Section Acres							131.0
Total Acres							141.0

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:

THIS PROPERTY WAS SOLD BY MR. BOS TO THE CIOCCAS ON 4/22/92. RVW

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: _____

MICROFILMED
FEB 03 1993

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 _____

MICROFILMED

FEB 03 1993

RECEIVED

APR 27 1992

Department of Water Resources
Southern Region Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 4-22-1992

LEGAL DESCRIPTION OF PROPERTY: Township 7S Range 14E BM
Section 24, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .

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

See attached legal on Warranty Deed

[] 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:

A3607448

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

John D. Bos02 West 2900 South, Jerome, ID 83338

[] New Owner/Claimant
(Purchaser):

Edward M. Ciocca and Ann A. Ciocca

[] New Mailing Address:

1648 East 2900 South, Wendell, Idaho

[] New Telephone Number:

() -

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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:

Copy of recorded warranty deed

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

[] Signature of New
Owner/Claimant(s)

Edward M. CioccaDate 4-22-92Ann A. Ciocca

Date

[] Signature of Former
Owner/Claimant(s):

Date

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED

FEB 03 1993

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

WARRANTY DEED

COPY

For Value Received JOHN D. BOS, also shown as JOHN BOS, and
HENRIETTA BOS, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
EDWARD M. CIOCCA and ANN A. CIOCCA, husband and wife
whose address is: 1648 East 2900 South, Wendell, Idaho 83355

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

SEE ATTACHED EXHIBIT "A"
(containing three pages)

RECEIVED

APR 27 1992

Department of Water Resources
Southern Region Office

148434

STATE OF IDAHO COUNTY OF GOODING

Filed for record at the request of *Land Title & Escrow Inc.*

41 min. past 11 o'clock A m. this 22
of April, 1992 per 12.00

JOHN A. MYERS Recorder

By *Christa Sides* Deputy

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee
and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to
and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are
free from all incumbrances except as above described and that Grantor will warrant and defend the
same from all lawful claims whatsoever.

Dated: April 22, 1992

John D. Bos
John D. Bos

Henrietta Bos
Henrietta Bos

STATE OF IDAHO, COUNTY OF GOODING

On this 22nd day of April, 1992,
before me, a notary public in and for said State, per-
sonally appeared

John D. Bos
and
Henrietta Bos

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

Janet A. Gorrell
Notary Public

Residing at Gooding, Idaho.
Commission expires: 2-28-1993



EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 24: SE $\frac{1}{4}$ lying North and East of the Oregon Short Line
Railroad right-of-way.

EXCEPTING THEREFROM that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
described as follows:

Beginning at the Southeast corner of said Section
24;

Thence North 89°31'36" West along the South line of
said SE $\frac{1}{4}$ SE $\frac{1}{4}$, 555.33 feet to a point in the North-
easterly right-of-way line of the Union Pacific
Railroad (North Side Branch) and bears North
43°30'24" East, 203.00 feet from Station
1449+58.84 of said Interstate 80N, Project No.
I-80N-3(21)150 Highway Survey;

Thence Northwesterly along said Northeasterly
Railroad right-of-way line, 98.0 feet, more or
less, to a point that bears North 43°30'24"
East, 203.00 feet from Station 1448+60.39 of
said Highway Survey;

Thence North 88°30'24" East, 373.42 feet to a point
that bears North 2°28'36" East, 80.84 feet from
Station 55+79.13 of the County Road Survey of
Grade Separation No. 3 as shown on the plans of
said Interstate 80N Highway Survey;

Thence South 87°16'23" East, 254.05 feet to a point
in the East line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ and bears North
0°28'24" East, 70.00 feet from Station 58+31.61
of said County Road Survey;

Thence South 0°16'24" West along said East line,
70.0 feet, more or less, to THE PLACE OF
BEGINNING.

County Road Survey Station Reference: 52+90 to
58+31.85.

The bearings as shown in the above land description
unless otherwise noted, are from the Idaho Plane
Coordinate System, based on the transverse mercator
projection for the Central Zone of Idaho. To con-
vert of geodetic bearings, a correction of 0°30'51"
must be subtracted from all Northeast and Southwest
bearings and added to all Northwest and Southeast
bearings.

AND EXCEPTING THEREFROM that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
described as follows:

Beginning at the Northwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence East along the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to
the Northeast corner;

Thence South along the said East line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$
to the South line of the "W Canal" of the North
Side Canal Company;

Thence West along the South line of the "W Canal"
of the North Side Canal Company, to the point of
diversion of the "W 37 lateral" of the North
Side Canal Company;

Thence Southwesterly along the South line of the "W
37 lateral" to the North line of the Union
Pacific Railroad right-of-way;

Thence Northwesterly along the North line of the
Union Pacific Railroad right-of-way to the West
line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence North along the West line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ to
THE POINT OF BEGINNING.

EXCEPT the right-of-way for the "W Canal" and "W 37
lateral" of the North Side Canal Company.

TOWNSHIP 7 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 19: Lot 3;

Lot 4, EXCEPTING THEREFROM the following described parcel of land:

Beginning at the Southwest corner of Government Lot 4;

Thence North 0°16'24" East along the West line of said Government Lot 4, 125.01 feet to a point that bears North 0°28'24" East, 125.00 feet from Station 58+31.41 of County Road Survey of Grade Separation No. 3 as shown on the plans of said Interstate 80N Project No. I-80N-3(21)150 Highway Survey;

Thence South 87°37'16" East, 313.43 feet to a point that bears North 3°17'50" East, 30.00 feet from Station 1+19.20 of Access Road No. 2 Survey of Grade Separation No. 3 as shown on the plans of said Interstate 80N Highway Survey;

Thence South 68°37'37" East, 69.21 feet to a point that bears North 47°08'29" East, 35.00 feet from Station 0+73.29 of said Access Road No. 2 Survey;

Thence South 19°16'44" East, 62.02 feet to a point in a line parallel with and 35.00 feet Northerly from the centerline and opposite Station 62+30.00 of said County Road Survey;

Thence South 89°01'36" East along said parallel line, 70.00 feet to a point opposite Station 63+00.00 of said County Road Survey;

Thence South 86°09'51" East, 200.25 feet to a point that bears North 0°58'24" East, 25.00 feet from Station 65+00.00 feet of said County Road Survey;

Thence South 0°58'24" West, 50.00 feet;

Thence South 85°24'44" West, 670.75 feet to a point in the West line of Government Lot 1 of Section 30, Township 7 South, Range 15, East Boise Meridian;

Thence North 0°37'24" East along said West line, 90.00 feet to THE PLACE OF BEGINNING.

Highway Station Reference: 58+31.85 to 65+00.00.

The bearings shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on the transverse mercator projection for the Central Zone of Idaho. To convert to geodetic bearings, a correction of 0°30'51" must be subtracted from all Northeast and Southwest bearings and added to all Northwest and Southeast bearings.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho Water Right License No. 36-7448

SUBJECT TO THE FOLLOWING:

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

Taxes for 1992 and subsequent years, which are not yet due and payable.

Assessments of the American Falls Reservoir District and the rights and powers of said District as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Conditions and restrictions contained in Warranty Deed given by Lillie Clinger, aka Lillie Behrens, L. C. Burch and Laura Burch, husband and wife, and Ray Roberts and Viola Roberts, husband and wife, Grantors, to the State of Idaho, Grantee, dated January 8, 1970, recorded January 8, 1970 as Instrument Number 31537, Gooding County records, wherein Grantor agrees that no buildings or structures, except irrigation or drainage structures, will be permitted to be constructed within 20 feet of the right of way located on a portion of Lot 1 of Section 30 and Lot 4 of Section 19, Township 7 South, Range 15, East Boise Meridian, and grantors convey unto Grantee the right to prohibit junkyards on any of their remaining land within 1000 feet of the right of way and the right to prohibit advertising signs, displays and devices within 660 feet thereof; provided that advertising relating to business conducted on any of the Grantors remaining land be permitted not closer than 20 feet therefrom, but only on land utilized exclusively for said business.

Conditions and restrictions contained in Warranty Deed given by Edwin Wheeler and Nellie Wheeler, husband and wife, and Harry A. Frith and Peggy C. Frith, husband and wife, Grantors, to the State of Idaho, Grantee, dated March 27, 1970, recorded May 7, 1970 as Instrument Number 31903, Gooding County records, wherein Grantors agree that no building or structures, except irrigation or drainage structures, will be permitted to be constructed within 20 feet of the right of way located on a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25 and the S $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 7 South, Range 14, East Boise Meridian, and Grantors convey unto the Grantee the right to prohibit junkyards on any of their remaining land within 1000 feet of the right of way and the right to prohibit advertising signs, displays and devices within 660 feet thereof; provided that advertising relating to business conducted on any of the Grantors remaining land be permitted not closer than 20 feet therefrom, but only on land utilized exclusively for said business.

Conditions and restrictions contained in Warranty Deed given by Rex N. Jones and Judy K. Jones, husband and wife, Grantors, to the State of Idaho, Grantee, dated April 7, 1970, recorded October 8, 1970 as Instrument Number 33254, Gooding County records, wherein Grantors agree that no building or structures, except irrigation or drainage structures, will be permitted to be constructed within 20 feet of the right of way located on a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 7 South, Range 14, East Boise Meridian, and Grantors convey unto the Grantee the right to prohibit junkyards on any of their remaining land within 1000 feet of the right of way and the right to prohibit advertising signs, displays and devices within 660 feet thereof; provided that advertising relating to business conducted on any of the Grantors remaining land be permitted not closer than 20 feet therefrom, but only on land utilized exclusively for said business.

Right of Way Easement given by John D. Bos and Henrietta Bos to The Mountain States Telephone and Telegraph Company, a Colorado Corporation, dated November 20, 1985, recorded January 30, 1986 as Instrument Number 119423, Gooding County records, affecting the SE $\frac{1}{4}$ of Section 24, Township 7 South, Range 14, East Boise Meridian.

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: A36-07448
Date Received: 8/31/1988
Receipt No: 5002039
Received By: MB

COPY
FOR YOUR FILES
DO NOT RETURN

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

1. Name: JOHN D. BOS 208-324-7185
Address: 2 W 500 SOUTH
JEROME, ID 83338

AND/OR

Name: WILMA J. REED 208-536-6772
Address: P.O. BOX 635
WENDELL, ID 83355

AND/OR

Name: HENRIETTA BOS 208-324-7185
Address: 2 W 500 SOUTH
JEROME, ID 83338

2. Date of Priority: FEB 27, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	24	SE	SE			GOODING

5. Description of diverting works:
WELL, 150 HP MOTOR, PUMP AND PIVOT AND HAND LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.230		

7. Total Quantity Appropriated is:
2.230 C.F.S. (and/or) 564.00 A.F.A.

8. Total consumptive use is 423.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A36-07448

Page 1

Date: 08/31/88

MICROFILMED
OCT 19 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	19	NW	SW	3	IRR	5.0
			SW	SW	4	IRR	5.0
						Section Acres	10.0
		24	NE	SE		IRR	40.0
			NW	SE		IRR	38.0
			SW	SE		IRR	15.0
			SE	SE		IRR	38.0
						Section Acres	131.0
						Total Acres	141.0

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:

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): Helma J Reed Date: 9-1-88

Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of Sept 19 88
John W West
Notary Public

Seal

Residing at Wendell Ida
My Commission Expires 12/29/91

RECEIVED

NOV 21 2001

WATER RESOURCES
WESTERN REGION

COPY

RECEIVED

NOV 16 2001

Department of Water Resources

RECEIVED

NOV 27 2001

Department of Water Resources
Southern Region

2001 NOV 13 PM 1:20

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Case No. 39576

Water Right: 36-7448

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☒ Other – Withdrawn November 8, 2001.

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 11/08/01

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on November 9, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Edward M. and Ann A. Ciocca
1648 E. 2900 S.
Wendell, ID 83355

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile

Gar Pew

Signature of person mailing this document



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

RECEIVED
DEC 11 2001

Department of Water Resources

December 3, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

cc: W.A.

ANN CIOCCA
1674 E 2900 S
WENDELL ID 83355

RE: Snake River Basin Adjudication (SRBA)
Water Rights #36-2527, 36-7448, 36-2279, 36-8219, 36-8363, 36-8672,
36-10065, 36-10067, 36-10070, 36-10796
W.A.

Dear Water Right Holders:

The Postal Service has advised us your address has changed to the above address.

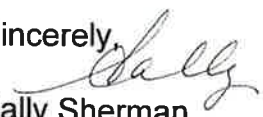
Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by December 28, 2001. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

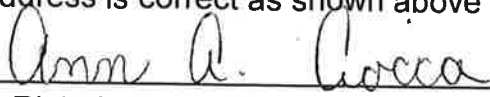
Sincerely,


Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.


Water Right Holder's Signature

(208) 536-6271
Telephone No.

36-2527, -7448, -2279 -8219, -8363, -8672,
-10065, -10067, -10079 -10796

Attached to 12-3-01 address change letter. 12-11-01

DEC 11 2001

Department of Water Resources

Our mailing address is different only because we built a new home on the same property we have been located for 27 years. The address on this letter is correct, it should not affect our water rights. We have new street number only.

Thank You

Ann C.

1674 East 2900 South

CIOCCA, ANN
1648 E 2900 S
WENDELL ID 83355

36-2527

7448

10065

10067

10070

10796

2279

8219

8363

8672

COPY

RECEIVED

DEC 17 2001

Department of Water Resources

2001 DEC 18 AM 10:48

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Water Right: 36-7448

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☒ Address change
☐ Substitution of Party
☐ IC § 42-222 transfer

- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |
| ☐ Other | |

RECEIVED
DEC 19 2001
Department of Water Resources
Southern Region

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: December 13, 2001

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 13, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
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☐ facsimile

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Off ice of the Attorney General
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☐ overnight mail
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☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

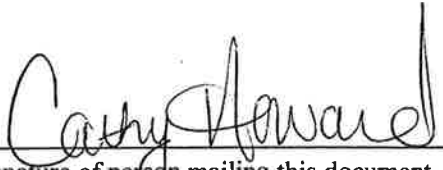
☐ overnight mail
☒ regular mail
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☐ facsimile

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Edward and Ann Ciocca
1674 E. 2900 S.
Wendell ID 83355

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document

12/12/2001

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

4 RJ
2001 DEC 18 AM 10:48
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

RIGHT NUMBER: 36-7448
NAME AND ADDRESS: ANN A CIOCCA
1674 E 2900 S
WENDELL ID 83355

EDWARD CIOCCA
1674 E 2900 S
WENDELL ID 83355

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.230 CFS
556.00 AFY

PRIORITY DATE: 02/27/1974

POINT OF
DIVERSION:

T07S R14E S24 SESESE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.230 CFS 556.00 AFY

PLACE OF USE: IRRIGATION Within GOODING County

T07S R14E S24	NESE	39.0	T07S R14E S24	NWSE	8.8
T07S R14E S24	SWSE	4.3	T07S R14E S24	SESE	32.0
T07S R15E S19 Lot 3 NWSW		27.0	T07S R15E S19 Lot 4 SWSW		28.0

139.1 ACRES TOTAL

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. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.

87172-92

RECEIVED
NOV 15 2001
Department of Water Resources
Southern Region

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

In Re SRBA

Case No. 39576

Water Right: 36-7448

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

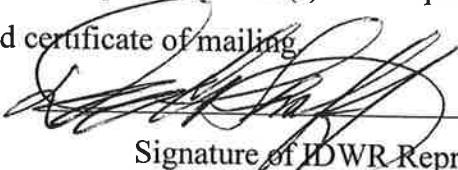
IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☒ Other – Withdrawn November 8, 2001.

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 11/08/01


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on November 9, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Edward M. and Ann A. Ciocca
1648 E. 2900 S.
Wendell, ID 83355

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile

G. A. Pew

Signature of person mailing this document

RECEIVED

AUG 20 1997

Department of Water Resources Southern Region

Parties' Names:

UNITED STATES OF AMERICA

EDWARD CIOCCA

Attorneys' Names and Addresses:

LOIS J. SCHIFFER
Assistant Attorney General
Environment and Natural
Resources Division

ROBERT WILLIAMS
Fredricksen, Williams
and Meservy
P.O. Box 168
Jerome, ID 83338

R. LEE LEININGER
PAUL F. HOLLEMAN
Attorneys, Department of Justice
General Litigation Section
Environment and Natural Resources Division
P.O. Box 663
Washington, D.C. 20044-0663
(202) 305-0242

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	)	Subcase Nos.: 36-07448
	)	
Case No. 39576	)	STIPULATION TO RESOLVE
	)	OBJECTION AND DISMISS THE
	)	UNITED STATES AS A PARTY

Descriptive Summary

This is the United States of America's, acting on behalf of the United States Bureau of Land Management (BLM) and Edward Ciocca's, through undersigned counsel, stipulation to resolve the United States' objection filed against water right

claim number 36-07448 and motion to dismiss the United States as a party.

Stipulation

WHEREAS, the parties agree to the deletion of the places of use on the public lands recommended by the Director for this water right;

AND, the claimant wishes to pursue a state administrative transfer of the use on the public lands to use on private lands and the United States does not oppose such a transfer;

AND, such a transfer procedure may take several months to complete and a final recommendation of the Director would not be issued until after completion of the transfer;

AND the parties desire to completely resolve their dispute immediately;

THEREFORE, the parties stipulate as follows:

1. The parties hereby agree and stipulate to the deletion of the following place of use as identified and described in the Director's Report recommendation for water right claim number 36-07448 filed by Edward Ciocca;

T 07 S, R 15 E, Section 19, NESW (2.0 acres)

The parties further agree that no current or future Director's recommendation or partial or final decree for these rights shall contain places of use located upon the federal lands.

2. This stipulation has been reached through good faith

negotiations for the purpose of resolving legal disputes, including pending litigation, and all parties agree that no offers and/or compromises made in the course thereof shall be construed as admissions against interest. This agreement does not create a precedent for settlement of any other disputes or objections.

3. This stipulation is binding on all subsequent owners or claimants of this water right. In the event that this water right is conveyed prior to the entry of a partial or final decree for this right, the claimant agrees to supply the new owner of this water right with actual knowledge and/or a copy of this stipulation prior to completion of said conveyance.

4. The claimant agrees to submit to the following address by first class United States mail a copy of the approved transfer and Notice of Completed Administrative Proceeding (NCAP) for this right within one week of issuance of the NCAP evidencing removal of the place(s) of use on the federal lands.

U.S.D.I., Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709-1657
Attn: Mr. Fred Price

5. Failure of claimant to apply for administrative transfer of the place(s) of use on the public lands to private lands within

08/18/97 10:52 AM LEEHNS VIA FSI FAX Page 5 of 8 #0211 00

one month of the execution of this stipulation, or the Idaho Department of Water Resources' denial of the application for administrative transfer, will have the effect of forfeiting any claim to water applied to said places of use and claimant agrees to the immediate entry of a partial and/or final decree of this water right omitting places of use on the public lands.

6. All parties agree to bear their own costs and attorney's fees in connection with this matter.

Motion

The United States hereby moves this Court to enter an Order dismissing the United States as a party to this subcase. In support of its motion the United States includes by reference the above stipulation. This stipulation resolves the United States' objection and eliminates the need to continue to participate as a party to this subcase.

CLAIMANT:

Mr. Edward Ciocca

Signed:

Leehenney by Robert Williams

Dated:

8/18/97

Attorney of Record:

Robert Williams
Robert Williams, Esq.

Dated:

8/18/97

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this date I caused a true and correct copy of the foregoing instrument to be served upon the following:

Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

Master Terrence A. Dolan
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707
Sent via fax to 736-2121

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

- ☒ By depositing copies of the same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.
- ☐ By hand delivering copies of the same to said person at _____.
- ☐ By telecopying copies of same to said person at telecopier number _____, and by then mailing copies of same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.

DATED: 8-19, 1997


ROBERT E. WILLIAMS

FREDERICKSEN, WILLIAMS & MESERVY

Attorneys at Law

P.O. Box 168

Jerome, ID 83338-0168

Address Correction Requested



RECEIVED

AUG 20 1997

**Department of Water Resources
Southern Region**

**IDAHO DEPT OF WATER RESOURCES
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301**

Log for claim 36-07448

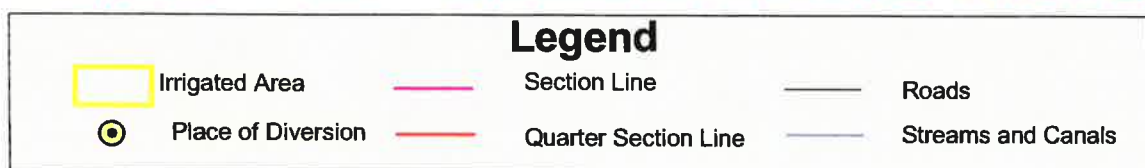
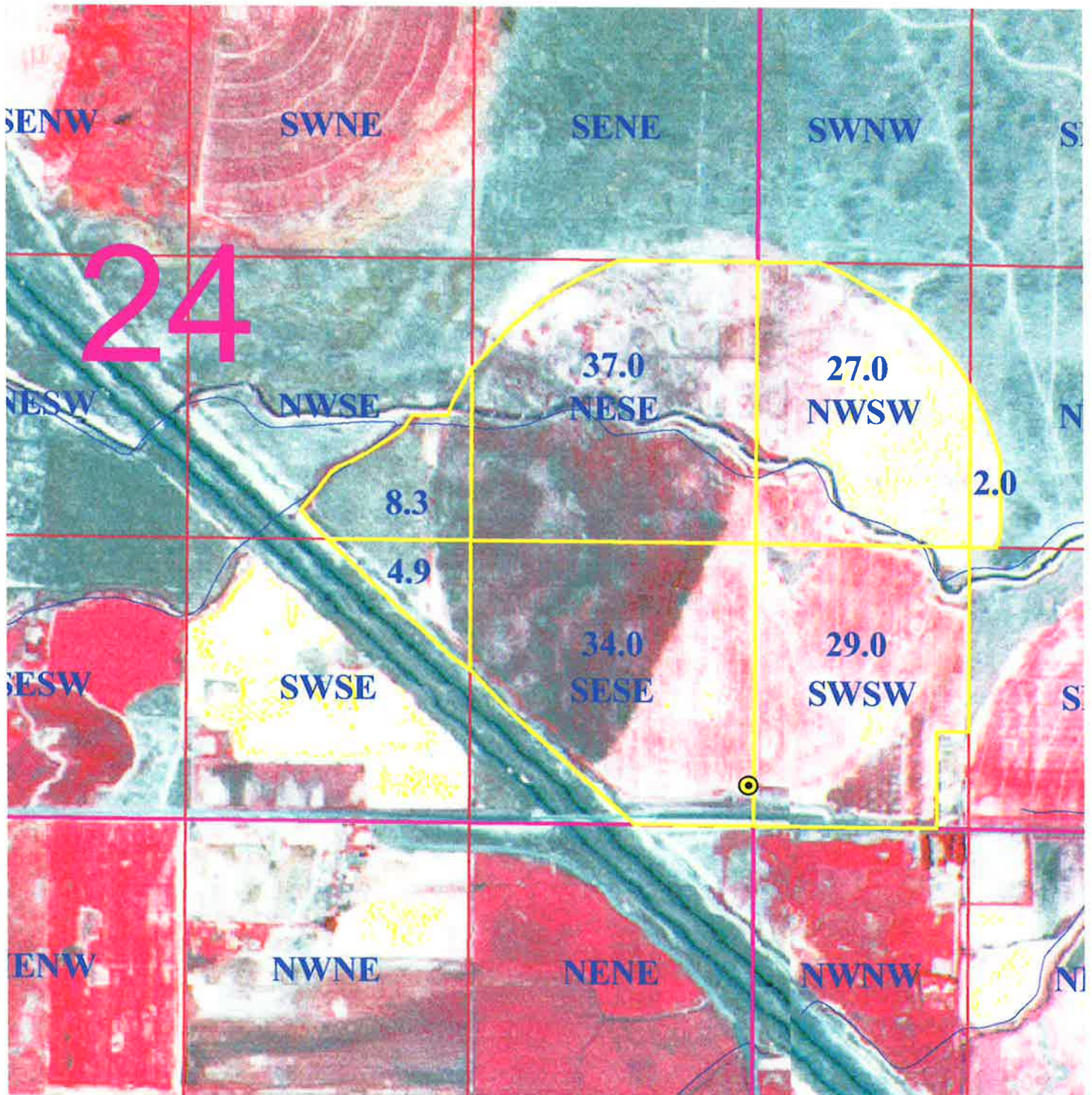
Spatial Dynamics LTD

10/30/01

TR	SEC	QQ	Acres Recommended	Acres Shaped	COMMENT
07s14e	24	NESE	36	37	
07s14e	24	NWSE	8	8.3	
07s14e	24	SWSE	5	4.9	
07s14e	24	SESE	34	34	The ASCS Map shows the pod in the wrong place
07s15e	19	NESW	2	2	
07s15e	19	NWSW	26	27	
07s15e	19	SWSW	28	29	
Totals:			139	142.2	

Water Right Number 36-07448
Townships , 7S14E, 7S15E

10/30/2001



500 0 500 1000 Feet

COPY

200 NOV 17 PM 1:13

SRBA
FILED
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

Water Rights: 36-07448

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

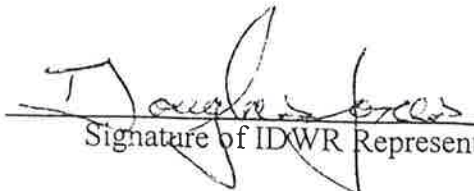
☒ I.C. § 42-222 transfer

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed not later than: July 2, 2001.

Dated 11/3/00



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/17, 2000, I mailed the original and copies of this form to the following persons, postage prepaid, and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant or attorney of record:
Robert E Williams
PO Box 168
Jerome ID 83338
3. One copy to:
Claimant or attorney of record:
4. One copy to:
Each party in the subcase, or attorney of record:
Bureau of Land Management
Idaho State Office
1387 S Vinnell Way
Boise ID 83709
5. One copy to:
Chief, Natural Resources Division
Office of the Attorney General
P. O. Box 44449
Boise, Idaho 83711-4449
6. One copy to:
United States Dept. Of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form



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

November 17, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT E WILLIAMS ESQ
PO BOX 168
JEROME ID 83338

RE: SRBA Claim(s) 36-07448 / Edward and Ann Ciocca

Dear Counselor:

Please find the enclosed copy of the Notice of Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

After IDWR completes the indicated administrative process, and has modified the SRBA claims, you will be forwarded a Notice of Completed Administrative Proceeding. Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

cc: Bureau of Land Management

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5831

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED
JUN 30 2000RECEIVED
JUN 21 2000
Department of Water Resources
Southern RegionName of applicant Edward M. Ciocca and Ann A. Ciocca
Post Office address 1648 E. 2900 S., Wendell, ID 83355
1674 E.Department of Water Resources
Southern Region
Phone 536-6271

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes change place of use erroneously claimed
on property owned by the BLM to actual place of use

Due 7/2/01

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>36-07448</u>	<u>2/27/74</u>	<u>2.23 cfs.</u>	<u>Irrigation</u>	<u>4/1</u> to <u>10/31</u>
		<u>556.00 ac/ft.</u>		to _____
				to _____
				to _____
				to _____

2. Total amount of water being transferred 2.23 cubic feet per second and/or 556.0 acre-feet per annum.
3. Source of water Ground water tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	SE	SE	24	7 S	14 E	BLM Gooding	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7 S	14 E	24													36	8	5	34	83
7 S	15 E	19										28	28						56

Total acres 139

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

08/06/97 08:59:17

Page 1

Water Right Number - 36-07448

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** A - ATTORNEY ***
WILLIAMS

ROBERT E

1 - PO BOX 168

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-2303

*** C - CURRENT OWNER ***
CIOCCA

EDWARD M

1 - 1648 E 2900 S

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6271

CIOCCA

ANN A

1 - 1648 E 2900 S

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6271

*** O - ORIGINAL OWNER ***
BOS

JOHN D

1 - 2 W 500 S

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-7185

REED

WILMA J

1 - PO BOX 635

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6772

BOS

HENRIETTA

1 - 2 W 500 S

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-7185

+ - - Priority Date - - +
02/27/1974

+ - - - Region - - - +
17 SOUTHERN

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

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

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 14E 24 SE SE SE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/01

10/31

2.230

556.00

"DO NOT FILM"

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

08/06/97 08:59:18
Page 2

Water right number - 36-07448

Prefix Translation: WATER RIGHT

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.230 556.00 417.0

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	14E	24	NE SE		36.0	01	IRRIGATION	(47) GOODING
07S	14E	24	NW SE		8.0	01	IRRIGATION	(47) GOODING
07S	14E	24	SW SE		5.0	01	IRRIGATION	(47) GOODING
07S	14E	24	SE SE		34.0	01	IRRIGATION	(47) GOODING
07S	15E	19	NE SW		2.0	01	IRRIGATION	(47) GOODING
07S	15E	19	NW SW	3	26.0	01	IRRIGATION	(47) GOODING
07S	15E	19	SW SW	4	28.0	01	IRRIGATION	(47) GOODING

Total Acres: 139.0

+ - - Diversion Means - WELL, 150 HP MOTOR, PUMP AND PIVOT AND HAND LINES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE CONDITIONS

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

+ - - - - - Old Water Right Numbers - - - - -
3607448

+ - - - - - Conditions of Approval - - - - -
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.
S17 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
NORTH SIDE CANAL CO. LTD.

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

+ - - - - - Comments - - - - -
Date: 09/17/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/15/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 11/19/91. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 09/29/1992 User Id: MERRITT Subject: RESOLVED NOE BY CHANGING OWNERSHIP TO CIOCCA
Date: 07/23/1997 User Id: SSHERMAN Subject: NOTICE OF APPEARANCE
NOA FROM ROBERT E WILLIAMS REPRESENTING EDWARD AND ANN CIOCCA.

+ - - Audit Fields - - +
00/00/00

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

Court Report Filing	- 11/02/1992	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 04/30/1993	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 08/24/1993	Verified Date	- 00/00/0000	Old Judicial District	-

"DO NOT FILM"

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

08/06/97 08:59:18
Page 3

Water right number - 36-07448

Prefix Translation: WATER RIGHT

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

Claim Received Date	- 09/01/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S002039	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	- C

JUL 21 1997

MAIL7051



RECEIVED

JUL 22 1997

Robert E. Williams
FREDERICKSEN, WILLIAMS & MESERVY
Attorneys at Law
117 South Adams Street
P. O. Box 168
Jerome, Idaho 83338
Telephone: (208) 324-2303
c:\ll\litigat\ntcapper.smi

- prefix record modified 7-23-97.
 O'R record. . so

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

SUBCASE NO. 36-7448 -- C/OCCA

NOTICE OF APPEARANCE

All papers in said cause are to be served on said counsel at the address above.

DATED this 18th day of July, 1997.

FREDERICKSEN, WILLIAMS & MESERVY

BY:

ROBERT E. WILLIAMS

RECEIVED

JUL 21 1997

Department of Water Resources
Southern Region

Robert E. Williams
FREDERICKSEN, WILLIAMS & MESERVY
Attorneys at Law
117 South Adams Street
P. O. Box 168
Jerome, Idaho 83338
Telephone: (208) 324-2303
c:\l\litigatn\ntcapper.smi

**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

SUBCASE NO. 36-7448

Case No. 39576

NOTICE OF APPEARANCE

ROBERT E. WILLIAMS, of the law firm FREDERICKSEN, WILLIAMS & MESERVY, gives notice of his appearance as counsel of record for **EDWARD and ANN CIOCCA**, husband and wife, in the above action.

All papers in said cause are to be served on said counsel at the address above.

DATED this 18th day of July, 1997.

FREDERICKSEN, WILLIAMS & MESERVY

BY:

ROBERT E. WILLIAMS

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this date I caused a true and correct copy of the foregoing instrument to be served upon the following:

Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

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

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

X By depositing copies of the same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.

_____ By hand delivering copies of the same to said person at
_____.

_____ By telecopying copies of same to said person at telecopier number
_____, and by then mailing copies of same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.

DATED: 7/18, 1997


ROBERT E. WILLIAMS

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this date I caused a true and correct copy of the foregoing instrument to be served upon the following:

Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

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

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

X By depositing copies of the same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.

_____ By hand delivering copies of the same to said person at _____.

_____ By telecopying copies of same to said person at telecopier number _____, and by then mailing copies of same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.

DATED: 7/18, 1997


ROBERT E. WILLIAMS



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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

November 18, 1997

Edward M. Ciocca
1648 E 2900 S
Wendell, ID
83355

RE: SRBA Claim 36-07448, Application for Transfer Filed 9-22-97

Dear Mr. Ciocca;

I have discussed this claim with our legal staff, and they have informed me that the transfer you filed to deal with the BLM objection to your claim is not needed. The standard federal objection to claims on government land allows claimants to transfer water to private land on an acre-for-acre basis. In your case, however, your transfer only proposes to delete the federal land without adding additional private land. This has already been done in the stipulation to resolve the federal objection, however. So I am returning your application without further action. A refund of your filing fee will be requested from our fiscal section in Boise. You will still have to sign Standard Form 5 in order to fully resolve the federal objection to your claim, but our adjudication section will notify you on this at a later date.

Regards,

James E. Stanton
Sr. Water Resource Agent

cc: Steve Clelland, IDWR

**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

PHILIP E. BATT
GOVERNORKARL J. DREHER
DIRECTOR

NOV 11 1997

TRANSMITTAL COVER SHEETDepartment of Water Resources
Southern Region

FAX NUMBER: (208) 327-5400

DATE: 11-12-97TO: Jim Stanton
Allocations

FROM:

Becky Harvey
StateDOCUMENT DESCRIPTION: stipulation re: 36-07448.COVER SHEET + 5 PAGES

CONTACT: _____ IF YOU DO NOT RECEIVE ALL THE PAGES

A AGREEMENT REACHED BETWEEN
BLM & CLAIMANT. IN Aug 97

MAIL7568



RECEIVED

AUG 21 1997

OFFICE OF THE
ATTORNEY GENERALParties' Names:

UNITED STATES OF AMERICA

EDWARD CIOCCA

Attorneys' Names and Addresses:

LOIS J. SCHIFFER
Assistant Attorney General
Environment and Natural
Resources Division

ROBERT WILLIAMS
Fredricksen, Williams
and Meservy
P.O. Box 168
Jerome, ID 83338

R. LEE LEININGER
PAUL F. HOLLEMAN
Attorneys, Department of Justice
General Litigation Section
Environment and Natural Resources Division
P.O. Box 663
Washington, D.C. 20044-0663
(202) 305-0242

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	)	Subcase Nos.: 36-07448
	)	
Case No. 39576	)	STIPULATION TO RESOLVE
	)	OBJECTION AND DISMISS THE
	)	UNITED STATES AS A PARTY

Descriptive Summary

This is the United States of America's, acting on
behalf of the United States Bureau of Land Management (BLM) and
Edward Ciocca's, through undersigned counsel, stipulation to
resolve the United States' objection filed against water right

claim number 36-07448 and motion to dismiss the United States as a party.

Stipulation

WHEREAS, the parties agree to the deletion of the places of use on the public lands recommended by the Director for this water right;

AND, the claimant wishes to pursue a state administrative transfer of the use on the public lands to use on private lands and the United States does not oppose such a transfer;

AND, such a transfer procedure may take several months to complete and a final recommendation of the Director would not be issued until after completion of the transfer;

AND the parties desire to completely resolve their dispute immediately;

THEREFORE, the parties stipulate as follows:

1. The parties hereby agree and stipulate to the deletion of the following place of use as identified and described in the Director's Report recommendation for water right claim number 36-07448 filed by Edward Ciocca;

T 07 S, R 15 E, Section 19, NESW (2.0 acres)

The parties further agree that no current or future Director's recommendation or partial or final decree for these rights shall contain places of use located upon the federal lands.

2. This stipulation has been reached through good faith

negotiations for the purpose of resolving legal disputes, including pending litigation, and all parties agree that no offers and/or compromises made in the course thereof shall be construed as admissions against interest. This agreement does not create a precedent for settlement of any other disputes or objections.

3. This stipulation is binding on all subsequent owners or claimants of this water right. In the event that this water right is conveyed prior to the entry of a partial or final decree for this right, the claimant agrees to supply the new owner of this water right with actual knowledge and/or a copy of this stipulation prior to completion of said conveyance.

4. The claimant agrees to submit to the following address by first class United States mail a copy of the approved transfer and Notice of Completed Administrative Proceeding (NCAP) for this right within one week of issuance of the NCAP evidencing removal of the place(s) of use on the federal lands.

U.S.D.I., Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, ID 83709-1657
Attn: Mr. Fred Price

5. Failure of claimant to apply for administrative transfer of the place(s) of use on the public lands to private lands within

one month of the execution of this stipulation, or the Idaho Department of Water Resources' denial of the application for administrative transfer, will have the effect of forfeiting any claim to water applied to said places of use and claimant agrees to the immediate entry of a partial and/or final decree of this water right omitting places of use on the public lands.

6. All parties agree to bear their own costs and attorney's fees in connection with this matter.

Motion

The United States hereby moves this Court to enter an Order dismissing the United States as a party to this subcase. In support of its motion the United States includes by reference the above stipulation. This stipulation resolves the United States' objection and eliminates the need to continue to participate as a party to this subcase.

CLAIMANT:

Mr. Edward Ciocca

Signed:

Lee Hernandez *Robert Williams*

Dated:

8/18/97

Attorney of Record:

Robert Williams
Robert Williams, Esq.

Dated:

8/18/97

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this date I caused a true and correct copy of the foregoing instrument to be served upon the following:

Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

Master Terrence A. Dolan
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707
Sent via fax to 736-2121

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

☒ By depositing copies of the same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.

☐ By hand delivering copies of the same to said person at _____

☐ By telecopying copies of same to said person at telecopier number _____, and by then mailing copies of same in the United States mail, postage prepaid, at the post office at Jerome, Idaho.

DATED: 8-19, 1997


ROBERT E. WILLIAMS

R PROOF

CVR

MAPS

PHOTOS

MISC

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 36-07448 -0001

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

RESPONSE TO OBJECTION

Petitioner,)

vs.)

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

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

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

Briefly describe your interest in this water right:

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

(Over)

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OCT 19 1994

2. Person who filed objection:

Name: US BUREAU OF LAND MANAGEMENT
Address: DEPT OF INTERIOR
3380 AMERICANA TERRACE
BOISE ID 83706

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER

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

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

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

REASONS SUPPORTING EACH BOX CHECKED

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

IDWR lacks sufficient information to form a belief as to whether any or all of the lands upon which water is used pursuant

to this right are owned by the United States. IDWR further lacks sufficient information to form a belief as to whether the claimant's use of any lands owned by the United States is the subject of an agreement between the United States and the claimant. IDWR admits that if the place of use is reduced by the court, the quantity of water allocated to this water right should likewise be reduced. IDWR denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

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

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

No. of
Pages

Notice of Claim No. A36-07448

3

(Over)

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of AUGUST, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: EDWARD M & ANN A CIOCCA
Address: 1648 E 2900 S
WENDELL ID 83355

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

Name: US DEPT OF JUSTICE
Address: ENVT & NAT RESOURCES DIV
550 WEST FORT ST BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

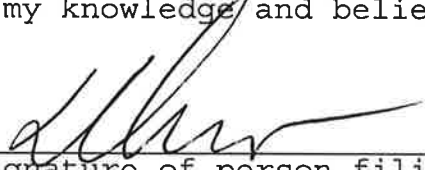
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

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

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



Signature of person filing response

By: 

(Attorney signing in
representative capacity)

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



Notary Public for Idaho
Residing at: _____
My Commission Expires December 5, 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: A36-07448
Date Received: 8/31/1988
Receipt No: 5002039
Received By: MB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN D. BOS 208-324-7185
Address: 2 W 500 SOUTH
JEROME, ID 83338
AND/OR
Name: WILMA J. REED 208-536-6772
Address: P.O. BOX 635
WENDELL, ID 83355
AND/OR
Name: HENRIETTA BOS 208-324-7185
Address: 2 W 500 SOUTH
JEROME, ID 83338

2. Date of Priority: FEB 27, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	14E	24	SE	SE			GOODING

5. Description of diverting works:
WELL, 150 HP MOTOR, PUMP AND PIVOT AND HAND LINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.230		

7. Total Quantity Appropriated is:
2.230 C.F.S. (and/or) 564.00 A.F.A.

8. Total consumptive use is 423.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A36-07448

Page 1

Date: 08/31/88

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FEB 03 1989

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OCT 19 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	14E	19	NW	SW	3	IRR	5.0
			SW	SW	4	IRR	5.0
						Section Acres	10.0
		24	NE	SE		IRR	40.0
			NW	SE		IRR	38.0
			SW	SE		IRR	15.0
			SE	SE		IRR	38.0
						Section Acres	131.0
						Total Acres	141.0

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:

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): Thelma J Reed Date: 9-1-88

Date: _____

State of Idaho)
County of Gooding) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of Sept 19 88
John W West
Notary Public

Seal

Residing at Wendell Ida
My Commission Expires 12/29/91

RECEIVED

APR 30 1993

Department of Water Resources
Adjudication Bureau

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

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

Case No. 36-07448

(You must insert the
water right number you
are objecting to)

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

OBJECTION

Petitioner,

36-07448 -0001/
93-04-0322

vs.

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

Respondents.

INSTRUCTIONS

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

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

(Over)

OBJECTION - 1

OCT 19 1994

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

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting: United States of America
Bureau of Land Management
Name: U.S. Department of the Interior
Address: 3380 Americana Terrace
Boise, Idaho 83706

Briefly describe your interest in this water right:

The United States, through the Bureau of
Land Management, is the owner of the land
upon which this water right is claimed.

2. Owner of the water right:

Name: claimant EDWARD M. CIOCCA
ANN A. CIOCCA
Address: 1648 E. 2900 S.
WENDELL, IDAHO 83355

3. If this objection is filed by an attorney:

Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U. S. Department of Justice
500 West Fort Street
Box 33
Boise, Idaho 83734
Attorney Phone No.: 202-272-4134/8351

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

II. STATEMENT OF THE OBJECTION

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

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

12. ☐ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

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

Box 9 and Box 9a were checked because the Place of Use includes federal land. The claimant has no valid authorization for this claimed use of the federal property. Boxes 3, 3a, 3b and Box 10 were checked because the quantity of water is overstated to the extent the water would be improperly used on federally owned land.

CHANGES TO THE DIRECTOR'S REPORT

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

The Directors report should be changed to recommend disallowance of this claim in part. The Place(s) of Use, described as, T07S R15E S19 (NE SW) 2.0, should be deleted.

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

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

VERIFICATION (Must be Completed)

State of Idaho

County of Lincoln

MARY C. GAYLORD, SHOSHONE DIST. MANAGER, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

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


Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 27th day of April,
1993.


Notary Public for Lincoln County
Residing at: Shoshone, Idaho
My Commission expires: July 1, 1994

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I hereby certify that on the 30 day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: EDWARD M. CIOCCA
ANN A. CIOCCA
Owner's address: 1648 E. 2900 S.
WENDELL, IDAHO 83355

3. One copy to:

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

4. One copy to:

United States Department of Justice
500 West Fort Street
Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED

FEB 03 1993

Water Right Number - R36-07448

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

CIOCCA

EDWARD M

1 - 1648 E 2900 S

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6271

CIOCCA

ANN A

1 - 1648 E 2900 S

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6271

*** O - ORIGINAL OWNER ***

BOS

JOHN D

1 - 2 W 500 S

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-7185

REED

WILMA J

1 - PO BOX 635

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6772

BOS

HENRIETTA

1 - 2 W 500 S

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-7185

+ - - Priority Date - -, +
02/27/1974+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

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

Twn Rng Sec Tract Lot RFlg County

07S 14E 24 SE SE SE (47) GOODING

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

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 2.230 556.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.230 556.00 417.0MICROFILMED
FEB 03 1993

Water right number - R36-07448

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	14E	24	NE SE		36.0	01	IRRIGATION	(47) GOODING
07S	14E	24	NW SE		8.0	01	IRRIGATION	(47) GOODING
07S	14E	24	SW SE		5.0	01	IRRIGATION	(47) GOODING
07S	14E	24	SE SE		34.0	01	IRRIGATION	(47) GOODING
07S	15E	19	NE SW		2.0	01	IRRIGATION	(47) GOODING
07S	15E	19	NW SW	3	26.0	01	IRRIGATION	(47) GOODING
07S	15E	19	SW SW	4	28.0	01	IRRIGATION	(47) GOODING

Total Acres: 139.0

+ - - Diversion Means - WELL, 150 HP MOTOR, PUMP AND PIVOT AND HAND LINES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE CONDITIONS

+ - - - - - Remarks - - - - -
No Remarks found.+ - - - - - Old Water Right Numbers - - - - -
3607448+ - - - - - Conditions of Approval - - - - -
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.
S17 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- NORTH SIDE CANAL CO. LTD.+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - - Decree Date - +
00/00/0000+ - - - - - Comments - - - - -
Date: 09/17/1992 User Id: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/15/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 11/19/91. DID NOT REVERIFY ANY PART OF CLAIM.
Date: 09/29/1992 User Id: MERRITT Subject: RESOLVED NOE BY CHANGING OWNERSHIP TO CIOCCA+ - - Audit Fields - - +
09/29/92 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	- 09/29/1992	Old Judicial District	-
Claim Received Date	- 09/01/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S002039	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S

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FEB 03 1993

Water right number - R36-07448

Prefix Translation: RESEARCH

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

Name Connector	- AND/OR	Presumption Flag	- C
		Notice of Error Flag	- C

MICROFILMED

FEB 03 1993

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: 36-10796 & 36-07448 Contact Date: 9/29/92

IDWR Contact Person: (print and initial) Allen Mervitt (ADM)

Claimant Contact Person _____

Others Present _____

Contact By (give date) _____

Meeting (location): _____

Phone Call (no.) 536-6271 (Ciocca)

Letter (attach letter): _____

IDWR USE ONLY	
Date	Initials
Date Entered <u>9/29/92</u>	<u>ADM</u>
Verified <u>9/29/92</u>	<u>ADM</u>

I. Issues identified by claimant: Change of ownership into
Edward & Ann Ciocca

1648 E. 2900 S
Wendell, ID, 83355

II. Reasons provided claimant for original recommendation: _____

Pursuant to John Bos notice of error with his
signature I decided to treat it like a "change in
ownership" since it identified the claim # and the
new owner and had his signature. I phoned
Ciocca's to confirm the ownership

III. Additional information provided by claimant: None

IV. Changes to be made in final recommendation (if any): _____

Changed "A" & "R" records into Ciocca

Set NOE flgs from "A" to "E"

V. Action taken (date): _____

MICROFILMED
FEB 03 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

SEP 15 1992

Department of Water Resources

RECEIVED

SEP 16 1992

Department of Water Resources
South Region Office

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 07 S Range 14 E,
Section 24, SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, BM. _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach 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: R36-07448

[] Name and Address of Former Owner/Claimant(s)(Seller): John or Henrietta Bos
Wilma J Reed

[] New Owner/Claimant (Purchaser): Edward M. or Ann A. Ciocca

[] New Mailing Address: 1648 E. 2900 So

Wendell

Idaho

83355

[] New Telephone Number: (208) 536-6271

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes X 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: Warranty Deed (Copy)

(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) Edward M Ciocca
Ann A. Ciocca

Date 9-11-92

Date 9-11-92

[] Signature of Former Owner/Claimant(s): _____

Date _____

Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: ADBy: 7/25/92

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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FEB 03 1993

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

WARRANTY DEED

For Value Received JOHN D. BOS, also shown as JOHN BOS, and
HENRIETTA BOS, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
EDWARD M. CIOCCA and ANN A. CIOCCA, husband and wife
whose address is: 1648 East 2900 South, Wendell, Idaho 83355

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

SEE ATTACHED EXHIBIT "A"
(containing three pages)

148434

STATE OF IDAHO COUNTY OF GOODING
Filed for record at the request of *Land Title & Escrow Inc.*

41 min. past 11 o'clock A m. this 22
of April, 1992 per 12.00

JOHN A. MYERS Recorder

By *Carbute Stiles* Deputy

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: April 22, 1992

John D. Bos
John D. Bos*Henrietta Bos*
Henrietta Bos

STATE OF IDAHO, COUNTY OF GOODING

On this 22nd day of April, 1992,
before me, a notary public in and for said State, personally appeared

John D. Bos
and
Henrietta Bos

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

Janet A. Gorrell
Residing at Gooding
Commission expires: 2-28-1993

Notary Public
, Idaho.

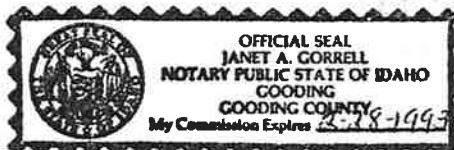


EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 14, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 24: SE $\frac{1}{4}$ lying North and East of the Oregon Short Line
Railroad right-of-way.

EXCEPTING THEREFROM that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$,
described as follows:

Beginning at the Southeast corner of said Section
24;

Thence North 89°31'36" West along the South line of
said SE $\frac{1}{4}$ SE $\frac{1}{4}$, 555.33 feet to a point in the North-
easterly right-of-way line of the Union Pacific
Railroad (North Side Branch) and bears North
43°30'24" East, 203.00 feet from Station
1449+58.84 of said Interstate 80N, Project No.
I-80N-3(21)150 Highway Survey;

Thence Northwesterly along said Northeasterly
Railroad right-of-way line, 98.0 feet, more or
less, to a point that bears North 43°30'24"
East, 203.00 feet from Station 1448+60.39 of
said Highway Survey;

Thence North 88°30'24" East, 373.42 feet to a point
that bears North 2°28'36" East, 80.84 feet from
Station 55+79.13 of the County Road Survey of
Grade Separation No. 3 as shown on the plans of
said Interstate 80N Highway Survey;

Thence South 87°16'23" East, 254.05 feet to a point
in the East line of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ and bears North
0°28'24" East, 70.00 feet from Station 58+31.61
of said County Road Survey;

Thence South 0°16'24" West along said East line,
70.0 feet, more or less, to THE PLACE OF
BEGINNING.

County Road Survey Station Reference: 52+90 to
58+31.85.

The bearings as shown in the above land description
unless otherwise noted, are from the Idaho Plane
Coordinate System, based on the transverse mercator
projection for the Central Zone of Idaho. To con-
vert of geodetic bearings, a correction of 0°30'51"
must be subtracted from all Northeast and Southwest
bearings and added to all Northwest and Southeast
bearings.

AND EXCEPTING THEREFROM that part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
described as follows:

Beginning at the Northwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Thence East along the North line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ to
the Northeast corner;

Thence South along the said East line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$
to the South line of the "W Canal" of the North
Side Canal Company;

Thence West along the South line of the "W Canal"
of the North Side Canal Company, to the point of
diversion of the "W 37 lateral" of the North
Side Canal Company;

Thence Southwesterly along the South line of the "W
37 lateral" to the North line of the Union
Pacific Railroad right-of-way;

Thence Northwesterly along the North line of the
Union Pacific Railroad right-of-way to the West
line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence North along the West line of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ to
THE POINT OF BEGINNING.

EXCEPT the right-of-way for the "W Canal" and "W 37
lateral" of the North Side Canal Company.

TOWNSHIP 7 SOUTH, RANGE 15, EAST OF THE BOISE MERIDIAN,
GOODING COUNTY, IDAHO

Section 19: Lot 3;

Lot 4, EXCEPTING THEREFROM the following described parcel of land:

Beginning at the Southwest corner of Government Lot 4;

Thence North 0°16'24" East along the West line of said Government Lot 4, 125.01 feet to a point that bears North 0°28'24" East, 125.00 feet from Station 58+31.41 of County Road Survey of Grade Separation No. 3 as shown on the plans of said Interstate 80N Project No. I-80N-3(21)150 Highway Survey;

Thence South 87°37'16" East, 313.43 feet to a point that bears North 3°17'50" East, 30.00 feet from Station 1+19.20 of Access Road No. 2 Survey of Grade Separation No. 3 as shown on the plans of said Interstate 80N Highway Survey;

Thence South 68°37'37" East, 69.21 feet to a point that bears North 47°08'29" East, 35.00 feet from Station 0+73.29 of said Access Road No. 2 Survey;

Thence South 19°16'44" East, 62.02 feet to a point in a line parallel with and 35.00 feet Northerly from the centerline and opposite Station 62+30.00 of said County Road Survey;

Thence South 89°01'36" East along said parallel line, 70.00 feet to a point opposite Station 63+00.00 of said County Road Survey;

Thence South 86°09'51" East, 200.25 feet to a point that bears North 0°58'24" East, 25.00 feet from Station 65+00.00 feet of said County Road Survey;

Thence South 0°58'24" West, 50.00 feet;

Thence South 85°24'44" West, 670.75 feet to a point in the West line of Government Lot 1 of Section 30, Township 7 South, Range 15, East Boise Meridian;

Thence North 0°37'24" East along said West line, 90.00 feet to THE PLACE OF BEGINNING.

Highway Station Reference: 58+31.85 to 65+00.00.

The bearings shown in the above land description, unless otherwise noted, are from the Idaho Plane Coordinate System, based on the transverse mercator projection for the Central Zone of Idaho. To convert to geodetic bearings, a correction of 0°30'51" must be subtracted from all Northeast and Southwest bearings and added to all Northwest and Southeast bearings.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho Water Right License No. 36-7448

SUBJECT TO THE FOLLOWING:

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

Taxes for 1992 and subsequent years, which are not yet due and payable.

Assessments of the American Falls Reservoir District and the rights and powers of said District as by law provided.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Conditions and restrictions contained in Warranty Deed given by Lillie Clinger, aka Lillie Behrens, L. C. Burch and Laura Burch, husband and wife, and Ray Roberts and Viola Roberts, husband and wife, Grantors, to the State of Idaho, Grantee, dated January 8, 1970, recorded January 8, 1970 as Instrument Number 31537, Gooding County records, wherein Grantor agrees that no buildings or structures, except irrigation or drainage structures, will be permitted to be constructed within 20 feet of the right of way located on a portion of Lot 1 of Section 30 and Lot 4 of Section 19, Township 7 South, Range 15, East Boise Meridian, and grantors convey unto Grantee the right to prohibit junkyards on any of their remaining land within 1000 feet of the right of way and the right to prohibit advertising signs, displays and devices within 660 feet thereof; provided that advertising relating to business conducted on any of the Grantors remaining land be permitted not closer than 20 feet therefrom, but only on land utilized exclusively for said business.

Conditions and restrictions contained in Warranty Deed given by Edwin Wheeler and Nellie Wheeler, husband and wife, and Harry A. Frith and Peggy C. Frith, husband and wife, Grantors, to the State of Idaho, Grantee, dated March 27, 1970, recorded May 7, 1970 as Instrument Number 31903, Gooding County records, wherein Grantors agree that no building or structures, except irrigation or drainage structures, will be permitted to be constructed within 20 feet of the right of way located on a portion of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25 and the S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 24, Township 7 South, Range 14, East Boise Meridian, and Grantors convey unto the Grantee the right to prohibit junkyards on any of their remaining land within 1000 feet of the right of way and the right to prohibit advertising signs, displays and devices within 660 feet thereof; provided that advertising relating to business conducted on any of the Grantors remaining land be permitted not closer than 20 feet therefrom, but only on land utilized exclusively for said business.

Conditions and restrictions contained in Warranty Deed given by Rex N. Jones and Judy K. Jones, husband and wife, Grantors, to the State of Idaho, Grantee, dated April 7, 1970, recorded October 8, 1970 as Instrument Number 33254, Gooding County records, wherein Grantors agree that no building or structures, except irrigation or drainage structures, will be permitted to be constructed within 20 feet of the right of way located on a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 7 South, Range 14, East Boise Meridian, and Grantors convey unto the Grantee the right to prohibit junkyards on any of their remaining land within 1000 feet of the right of way and the right to prohibit advertising signs, displays and devices within 660 feet thereof; provided that advertising relating to business conducted on any of the Grantors remaining land be permitted not closer than 20 feet therefrom, but only on land utilized exclusively for said business.

Right of Way Easement given by John D. Bos and Henrietta Bos to The Mountain States Telephone and Telegraph Company, a Colorado Corporation, dated November 20, 1985, recorded January 30, 1986 as Instrument Number 119423, Gooding County records, affecting the SE $\frac{1}{4}$ of Section 24, Township 7 South, Range 14, East Boise Meridian.

R PROOF

~~X~~

CVR

~~X~~

MAPS

~~X~~

PHOTOS

MISC

MICROFILMED

FEB 03 1993

VERIFIED BY

See

Water Right Number - R36-07448

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

BOS

JOHN D

1 - 2 W 500 S

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-7185

REED

WILMA J

1 - PO BOX 635

2 -

3 -

City- WENDELL

State- ID Zip- 83355

Phone - 208-536-6772

BOS

HENRIETTA

1 - 2 W 500 S

2 -

3 -

City- JEROME

State- ID Zip- 83338

Phone - 208-324-7185

+ - - Priority Date - - +
02/27/1974+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

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

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

07S 14E 24 SE SE SE (47) GOODING

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

2.230

556.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.230 556.00 417.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07S 14E 24 NE SE 36.0 01 IRRIGATION (47) GOODING

07S 14E 24 NW SE 8.0 01 IRRIGATION (47) GOODING

07S 14E 24 SW SE 5.0 01 IRRIGATION (47) GOODING

07S 14E 24 SE SE 34.0 01 IRRIGATION (47) GOODING

07S 15E 19 NE SW 2.0 01 IRRIGATION (47) GOODING

07S 15E 19 NW SW 3 26.0 01 IRRIGATION (47) GOODING

07S 15E 19 SW SW 4 28.0 01 IRRIGATION (47) GOODING

Total Acres: 139.0

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Prefix Translation: RESEARCH

+ - - Diversion Means - WELL, 150 HP MOTOR, PUMP AND PIVOT AND HAND LINES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE CONDITIONS

[illegible]

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

+ ----- Conditions of Approval ----- +
 C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
 - IDAHO CODE 42-1416A.
 S17 - USE OF WATER UNDER THIS RIGHT IS COMBINED WITH WATER FROM
 - NORTH SIDE CANAL CO. LTD.

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

[illegible]

+ - - Audit Fields - - +

11/19/91 CLELLAND

+ - - - - - 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	- 11/19/1991	Old Judicial District	-
Claim Received Date	- 09/01/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S002039	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	- C
				Notice of Error Flag	-

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FEB 03 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

01:16:10
07/03/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-07448

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		SC 11-19-91	DB	
POINT OF DIV	Y			Y	6			
SOURCE				N				
PLACE OF USE	Y			(Y)	1, 2, 4, 6			
DIV. AMOUNT CFS/VOLUME				N (Y)	6			
CONSUMPTIVE USE				N				
PURPOSES				N				
PERIOD OF USE				N				
BASIS OF CLAIM				N				
REMARKS				Y				

"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

01:16:10
07/03/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-07448

LAST: BOS
ADDRESS: 2 W. 500 S.
CITY: JEROME
PHONE NUMBER: 208-324-7185

FIRST: JOHN D.
STATE: ID ZIP: 83338

OWNER CODE: C

LAST: REED
ADDRESS: P.O. BOX 635
CITY: WENDELL
PHONE NUMBER: 208-536-6772

FIRST: WILMA J.
STATE: ID ZIP: 83355

OWNER CODE: C

LAST: BOS
ADDRESS: 2 W. 500 S.
CITY: JEROME
PHONE NUMBER: 208-324-7185

FIRST: HENRIETTA
STATE: ID ZIP: 83338

OWNER CODE: C

~~LAST: WERT~~
~~ADDRESS: P.O. BOX 295~~
~~CITY: WENDELL~~
~~PHONE NUMBER: 208-000-0000~~

FIRST: JOHN
STATE: ID ZIP: 83355

OWNER CODE: O

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

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FEB 03 1995

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 1995

A. AJ CLAIM: # A36-07448 PRIORITY DATE: 02-27-1974 STAGE: L

B. WR RECORD: # 36-07448 PRIORITY DATE: 02-27-1974 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:
02-27-1974

REVIEWED BY

DATE

8/21/90

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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
A36-07448	07S	14E	24	SE	SE			GOODING

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-07448	07S	14E	24	SE	SE			GOODING

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

DATABASE
Y
N

FIELD
EXAMINER

REMARKS:

confirmed POD with orig lic. exam

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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>22</u>	<u>14</u>	<u>24</u>	<u>SE</u>	<u>SE</u>	<u>SE</u>	<u>---</u>	<u>47</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: lw DATE: 8/21/90

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FEB 03 1993

A. ROOT WATER RIGHT NUMBERS: A36-07448

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	14E	24	NE	SE		BOS , JOHN D. BUCKEYE LAND CO. GOODING CAREY ACT DEVELOPMENT	A36-07448 /40.0 A36-11060 /	36-07448 /40.0 - / 36-07489 /40.0	37.0	36 39	36
07S	14E	24	NW	SE		BOS , JOHN D.	A36-07448 /38.0	36-07448 /38.0	15.0	8 5	8
07S	14E	24	SW	SE		BOS , JOHN D. RAMESY , HAROLD W. NORTH SIDE CANAL COMPANY LTD.	A36-07448 /15.0 A36-10791 / A01-00212Z0/26.8	36-07448 /15.0 - / -	29.0	5 5	5
07S	14E	24	SE	SE		BOS , JOHN D. NORTH SIDE CANAL COMPANY LTD. GOODING CAREY ACT DEVELOPMENT	A36-07448 /38.0 A01-00212Z0/ 3.2	36-07448 /38.0 - / 36-07489 /40.0	37.0	34 32	34
07S	14E	19	NW	SW	3	BOS , JOHN D. CONDIT , JAMES E.	A36-07448 / 5.0	36-07448 / 5.0 36-00038 /		26 30	26
07S	14E	19	SW	SW	4	BOS , JOHN D. FARMER , J. EUGENE FARMER , J. EUGENE	A36-07448 / 5.0	36-07448 / 5.0 36-00045 / 36-00046 /		28 30	28
TOTAL ACRES						A36-07448	141.00	141.00	118.00	137	141

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.

S.19
NESW

2
139

2
139

License was goofed up in several areas
this claim is corrected at this time.
acreage based on ASCS, OPQ and NAPP infra Red.

see 11-19-91

PRESUMPTION FLAG:

REMARKS:

Original license proportioned in error
Parametered ASCS acres + proportioned
acres accordingly

RECOMMENDATIONS:

TOTAL ACRES: 141 139

REVIEWED BY: 1W

DATE: 8/21/90

See 11-19-91

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-07448 IRRIGATION	FROM 03-15 TO 11-15	2.230 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.230 CFS 564.00 AF/A

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-07448 IRRIGATION	FROM 03-15 TO 11-15	2.230 CFS 564.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		2.230 CFS 564.00 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?

Y(/) N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

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FEB 03 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 2.230 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.230 CFS

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

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

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

N

N

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FEB 03 1993

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~~ *See Cond.*

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A36-07448	GROUNDWATER	BOS , JOHN D.	2.230	0.015	564.00	4.00
A01-0021220	SNAKE RIVER	NORTH SIDE CANAL COMPANY LTD.	2250.000	0.081		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A36-11060	FISH PROPAGATION	BUCKEYE LAND CO.	FROM 01-01 TO 12-31	7.700 CFS	5621.00 AF/A
A36-10791	DOMESTIC	RAMESY , HAROLD W.	FROM 01-01 TO 12-31	.040 CFS	
A36-10791	STOCKWATER	RAMESY , HAROLD W.	FROM 01-01 TO 12-31	.020 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 141 x 0.02 CFS/ACRE = 2.78 CFS
(Taken from p/u review)

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

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

1b. CALCULATIONS

Limited to $\frac{2.23 \text{ cfs}}{139 \text{ Ac}} = 0.0160432 \text{ cfs/Ac.}$

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FEB 03 1993

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 423.0 AF/A

ACRES 141 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 423 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 564.00 AF/A

ACRES 141 x DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 564 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

limited to 1" / acre if cw also used

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
IRRIGATION	03-15 11-15	2.230 ✓	✓	~~423.0~~ ✓
TOTAL FOR THIS RIGHT		2.230	~~564.00~~ 556	~~423.0~~ 417

REVIEWED BY:

lw

DATE:

8/21/90

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~~cos~~

cos
S17

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: 36-07448

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
2.230

EXAMINER
NIA

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-07448	2.230	-		36-07448	2.230
TOTAL CFS		2.230				2.230

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
NIA

REMARKS:

AUTHENTICATION:

SIGNATURE: W

DATE: 8/21/90

NAME OF FIELD EXAMINER: _____ TITLE: _____

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Steve Cell 11-19-91

R14E

R15E

AA70
c. 1974

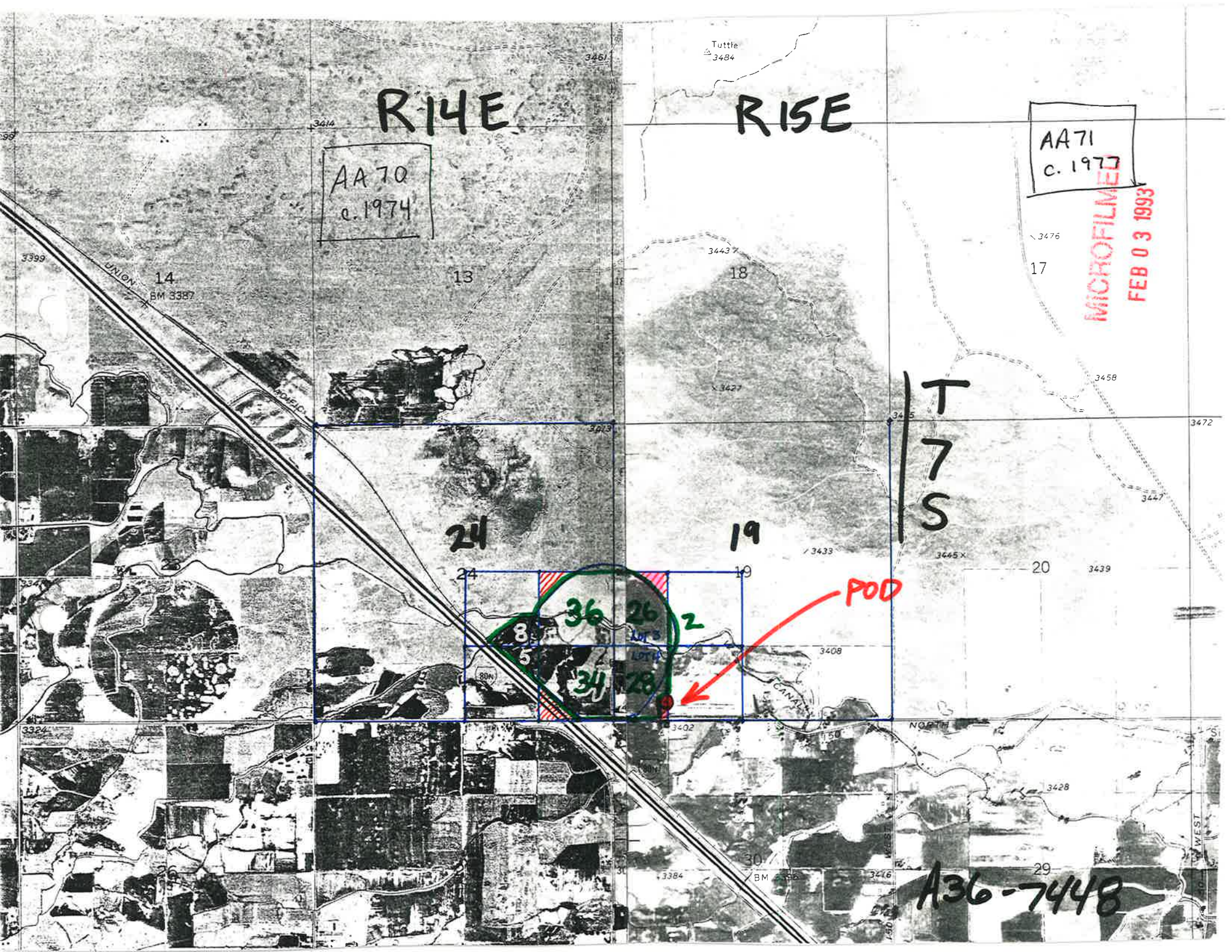
AA71
c. 1977

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T
7
S

POD

A36-7448



75

pod

7S-14E-24
7S-15E-19

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R14E R15E

OF WATER RESOURCES
FIELD REPORT

RECEIVED

DEC 5 1992

Idell, ID 83355

Department of Water Resources
Southern District Office

Phone

Water ☐

(name spring, stream, etc.)

Tributary to

Irrigation

(nature of use)

15 to Nov. 15

(nature of use)

(nature of use)

to
(nature of use)

(nature of use)

to
(nature of use)

and 1 volume AF/Annum.

ion 24 Subdivision SE 1/4 SE 1/4 Gooding

ion Subdivision 1/4 1/4 County

ion Subdivision 1/4 1/4 County

ion Subdivision 1/4 1/4 County

160', 16" casing, circle irrig. system

Permit No. 36-7448
Examination for -0/100

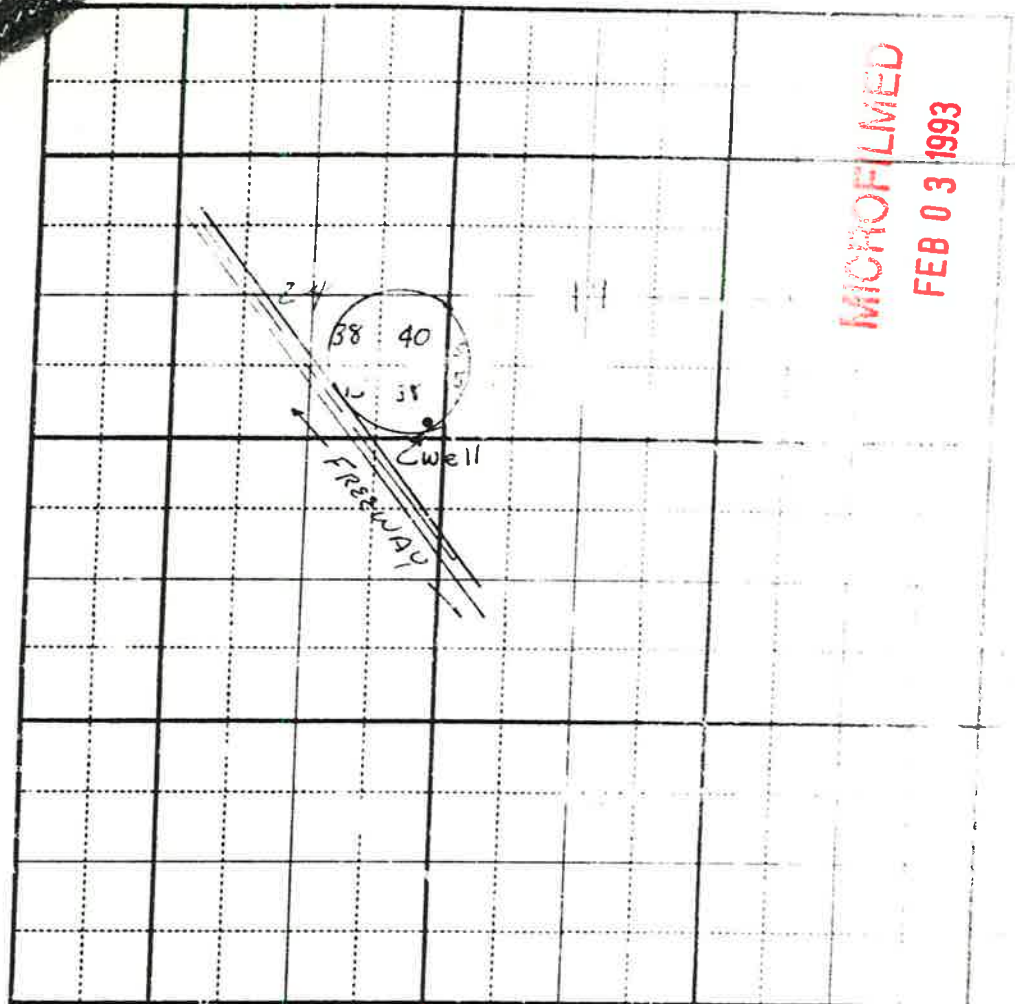


Diagram of System

14E 15E

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