

03/02/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 57-11527

NAME AND ADDRESS: JOSEPH L PARKINSON
123 W HIGHLAND VIEW DR
BOISE ID 83702

SOURCE: SPRING
UNNAMED STREAM

TRIBUTARY: SNAKE RIVER
TRIBUTARY: SNAKE RIVER

QUANTITY: 0.090 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/15/1940

POINT OF DIVERSION:

T04S R02E S22 SENW Lot 3 Within OWYHEE County

T04S R02E S22 SENW Lot 3 End of Stream Flow Within OWYHEE County

T04S R02E S22 SENW Lot 3 Begin of Stream Flow Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

1/01 12/31

0.090 CFS

PLACE OF USE: STOCKWATER Within OWYHEE County

T04S R02E S22 Lot 3 SENW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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 - Beneficial Use

STOCKWATER, 200 HEAD RANGE CATTLE, 50 BULLS AND 30 HORSES

RECEIVED

JAN 23 2003

Department of Water Resources

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: A57-11527
Date Received: 4/ 9/1997
Receipt No: C038558
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JOSEPH L PARKINSON 208-342-5827
Address: 123 W HIGHLAND VIEW DR
BOISE ID 83702

2. Date of Priority: JUN 15, 1940

3. Source: SPRING Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	02E	22	SE	NW		3	OWYHEE

5. Description of diverting works:
PIPE FROM SPRING TO STOCK TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.090		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	22	SE	NW	3	STOCK	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED PER CLAIMANT REQUEST 9/16/98. *pld*
STOCKWATER, 200 RANGE CATTLE, 50 BULLS AND 30 HORSES

15. Basis of Claim: BENEFICIAL USE

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
ADDRESS
NOTICE OF CHANGE OF ~~WATER RIGHT~~ OWNERSHIP

RECEIVED

SEP 16 1998

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s): 57-07584, 57-07635, 402-10138, 57-10494, 57-10493, 57-07631, 402-10137, 57-10496, 57-07186, 57-07222, Transfer 3628, 02-02384, A57-11527, 55-10234, 55-04021, 55-02094, 155-13663, 55-13677, 55-10346,
Adjudication Claim No(s): 55-10203

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

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

4. ~~New Owner/Claimant(s)~~

JOE PARKINSON

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

→ New Mailing Address

123 W. Highland View Dr.

City, State and ZIP Code

Boise, ID 83702

New Telephone Number

(208) 342-5827 ; fax 208-345-1817

5. Date you acquired the property

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

[Signature]
Sept 15, 1998

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

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

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: **A57-11527**
Date Received: 4/ 9/1997
Receipt No: C038558
Received By: _____

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

1. Name: JOSEPH L PARKINSON 408-654-0940
Address: 356 SELBY LANE
ATHERTON CA 94027

2. Date of Priority: JUN 15, 1940

3. Source: SPRING Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
04S	02E	22	SE	NW		3	OWYHEE
Ending Point of Instream Flow							
04S	02E	22	SE	NW		3	OWYHEE

5. Description of diverting works:
PIPE FROM SPRING TO STOCK TANK; INSTREAM STOCK USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.090		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	22	SE	NW	3	STOCK	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 200 HEAD RANGE CATTLE, 50 BULLS AND 30 HORSES

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

51-11527

Date Received

4-9-97

Receipt Number

6038558

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Snake River Spring

RECEIVED

APR 11 1997

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) Joseph L. Parkinson Phone (408) 369-2358 (hm)
Mailing Address 356 Selby Lane, Atterton, CA Zip 94027
408-654-0940 (wt)

2. Date of Priority (Only one (1) per claim) 6/15/1940

3. Source of water supply (a) Spring
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 4S Range 2E Section 22,
① 1/4 of SE 1/4 of NW 1/4, Govt. Lot, 3 B.M., County of Owyhee
(Pipe to stock tank)

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is: Spring flow

② Township 4S Range 2E Section 22, 1/4 of SE 1/4 of NW 1/4,
Govt. Lot 3 B.M., County of Owyhee

ending point is: Township 4S Range 2E Section 22, 1/4 of SE 1/4 of
NW 1/4, Govt. Lot 3 B.M., County of Owyhee

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

① The P/D in 4a above is pipe from spring to stock
tank with gravity flow

② The P/D in 4b is historical use of instream stock use
from the open creek flow.

ORIGINAL

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For stock purposes from 01-01 to 12-31 amount ~~0.05~~ 0.09 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~0.05~~ 0.09 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is — acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 200 range cows, 350 bulls, 30 horses

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>4S</u>	<u>2E</u>	<u>22</u>								<u>lot 2</u>									

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? out/see

12. Do you own the property listed above as place of use? Yes Yes No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks: _____

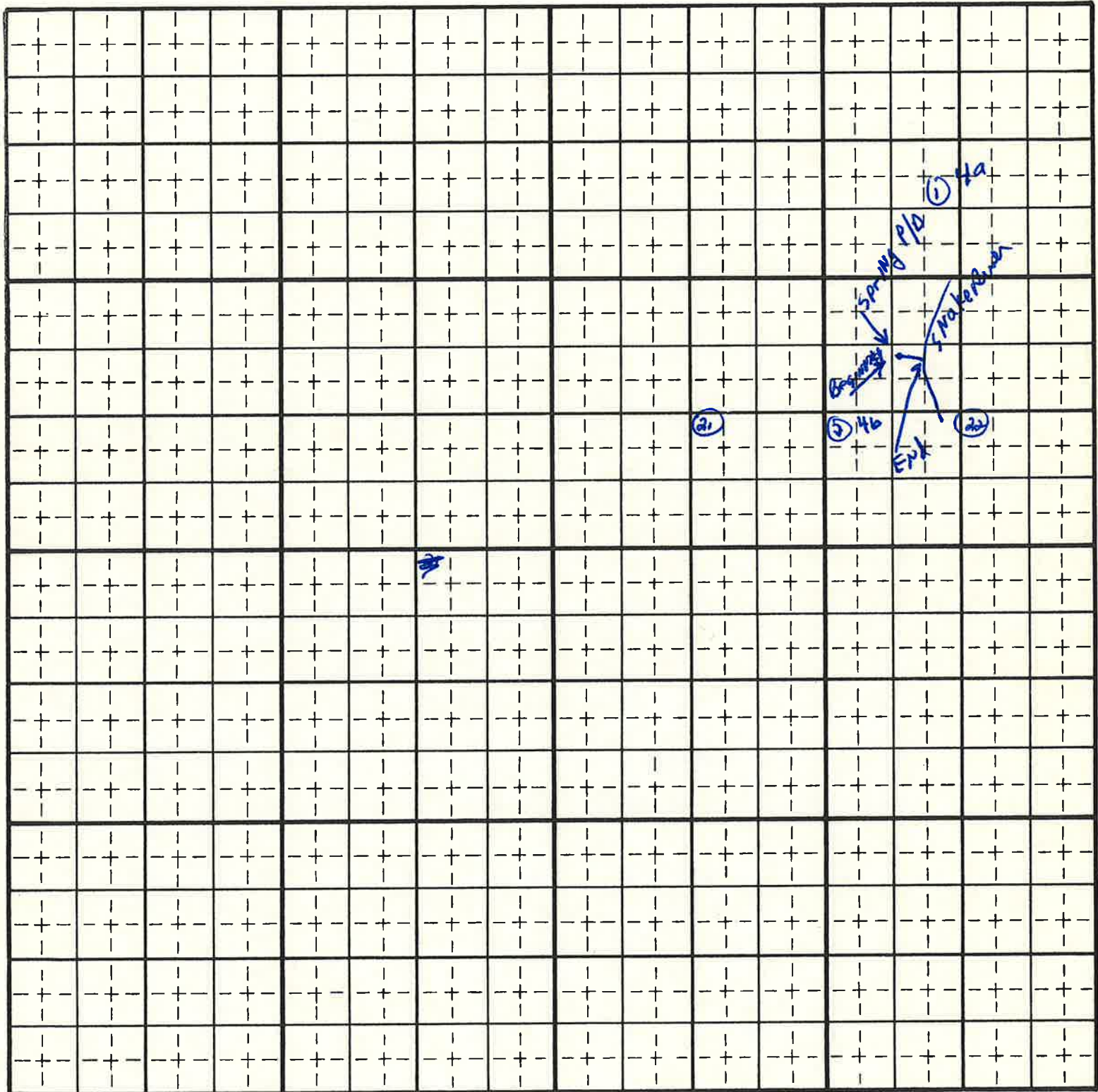
Last Name Jankinson Ident No. 57-11527

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T 45, R 2 E



Last Name Parkinson

Ident No. 57-11527

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use Yes Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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

Signature of Claimant (s) [Signature] Date 2/4/97

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization _____

document in the space below as _____ of _____

Title _____

Organization _____

and that the statements contained in the foregoing document are true and correct.

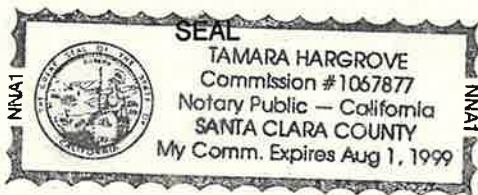
Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of ~~Idaho~~ CA)

County of Santa Clara) SS.

Subscribed and sworn (or affirmed) before me this 4th day of February 1997



Notary Public [Signature]

Residing at 1556 Halford Ave.

My Commission Expires 8-1-99

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Parkinson Ident. Number 57-11527

Copies White-State, Yellow-Claimant

RECEIVED

APR 09 1997

Department of Water Resources

APR 7 PM 2:19
COURT-CLERK
TWA

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

In Re SRBA

Case No. 39576

) Subcases 57-11520, 57-11521, 57-11522, 57-11523,
) 57-11524, 57-11525, 57-11526 & 57-11527

) ORDER GRANTING MOTIONS TO FILE A
) LATE NOTICE OF CLAIM

A *Motion to File a Late Notice of Claim* was filed by Joseph Parkinson in each of the following subcases: 57-11520, 57-11521, 57-11522, 57-11523, 57-11524, 57-11525, 57-11526 & 57-11527. The court, after receiving no opposition to the motions and for good cause appearing, hereby **grants** the *Motions to File a Late Notice of Claim*.

IT IS SO ORDERED.

DATED April 7, 1997.


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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 17, 1998

RE: Water Right No. 55-02094, 55-04021, 55-10234, 55-10346, 55-13677

Joseph L Parkinson
123 W Highland View Dr
Boise ID 83702

Dear Mr. Parkinson:

Enclosed are copies of the above referenced water rights which reflect the changes in address of the land and appurtenant water rights covered under the original filings. Also enclosed are copies of the Notices of Completed Administrative Proceedings which have been sent to the Snake River Basin Court as notification of the changes.

The address has also been changed on claim numbers A57-07584, A57-11527, A02-10137, A02-10138 and A02-02384.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

DATE: 12/09/97
PAGE: 1

AJ0749NP
No. A57-11527

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

DATE: 12/09/97
PAGE: 1

OWNER
CODE
C
NAME & ADDRESS
JOSEPH L PARKINSON
356 SELBY LANE
ATHERTON CA 94027
(408) 654-0940

PRIORITY
DATE
06/15/1940

WATER USE
STOCKWATER

DIVERSION
RATE
0.09 CFS
DIVERSION
VOLUME
0.09 CFS

Reviewed
use, OK.
CFS

Water Source: SPRING

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T04S R02E S22 Lot03(SENW)
Point(s) of Ending Stream Reach: ~~T04S R02E S22 Lot03(SENW)~~

No. Borend points
not in stream

Place of use Legal Description for: STOCKWATER

NE		NW		SW		SE						
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04S	02E	22	:	:	:	:	:	:	:	:	:	:
				03-S								

POU County: ONYHIE

Remarks: EXP STOCKWATER, 200 HEAD RANGE CATTLE, 50 BULLS AND 30 HORSES

Dates: Exam Made Date:

Verified Date:

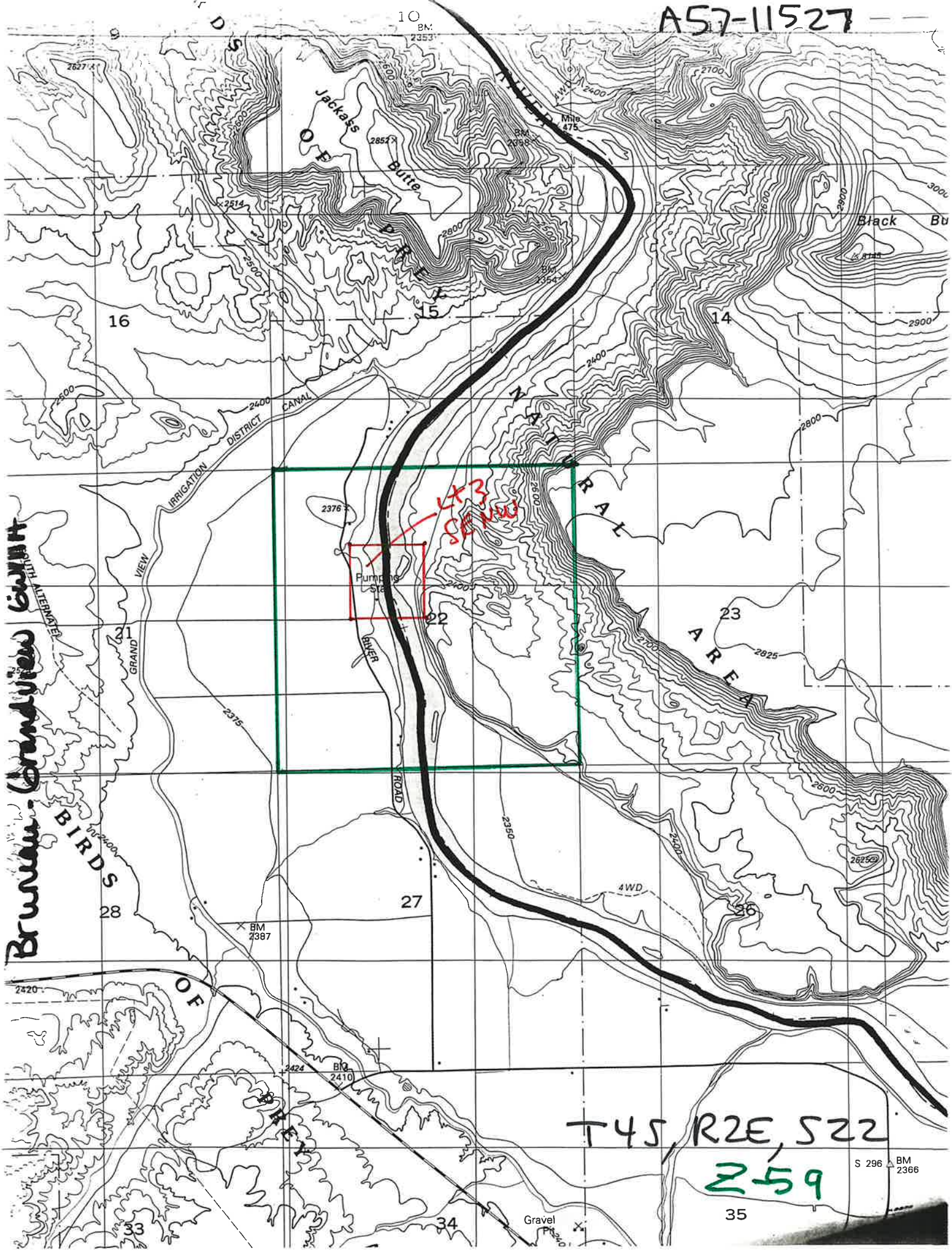
Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

ADD
N11, N13

A57-11527



Grandview
BIRDS

10
BM
2353

T4S, R2E, S22

259

S 296 BM 2366



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
GOVERNOR**

April 10, 1997

**KARL J. DREHER
DIRECTOR**

JOSEPH L PARKINSON
356 SELBY LN
ATHERTON CA 94007

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim #A57-11520, A57-11521, A57-11522,
A57-11523, A57-11524, A57-11525, A57-11526 and A57-11527

Dear Claimant:

Your Notices of Claim to a Water Right were received from the SRBA Court recently. We have enclosed receipts #C038554, C038555, C038557, C038558 and C038565 for the filing fees. Please retain the receipts for your records.

Also enclosed are yellow file copies of Notices of Claim A57-11520, A57-11521, A57-11526 and A57-11527. Please retain these copies as well.

We are returning your checks #3571, 3589 and 3590 because you have overpaid by \$75.00.

Your Notices of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/327-7932 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written over a circular stamp or seal.

Donald V. Shaff
Manager, Adjudication Section

DVS:ss:region
Enclosures:

Receipts #C038554, C038555, C038557, C038558
& C038565
Yellow File Copies of A57-11520, A57-11521,
A57-11526 & A57-11527
Your Checks #3571, 3589 & 3590

RECEIVED

APR 09 1997

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO

Department of Water Resources



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

April 8, 1997

Mr. David Tuthill
Idaho Department of Water Resources
Post Office Box 83720
Boise, Idaho 83720-0098

Re: SRBA Case No. 39576

Dear Mr. Tuthill:

On April 7, 1997, Judge Hurlbutt issued several Orders granting *Motions to File a Late Notice of Claim*. The motions were filed by the following parties:

1. Owen Orndorff, subcases 57-11510, 57-11514, 57-11515 & 57-11516; and
2. Joseph Parkinson, subcases 57-11520, 57-11521, 57-11522, 57-11523, 57-11524, 57-11525, 57-11526 & 57-11527.

I have enclosed copies of the Orders granting the motions for your reference.

I have also enclosed the **original** *Notice of Claim to a Water Right Acquired Under State Law* for each of the above subcases. A check made payable to IDWR, is attached to each claim:

1. ✓ Check No. 4900, in the amount of \$100.00, from Owen Orndorff (57-11510);
2. ✓ Check No. 4899, in the amount of \$100.00, from Owen Orndorff (57-11514);
3. ✓ Check No. 4901, in the amount of \$100.00, from Owen Orndorff (57-11515);
4. ✓ Check No. 4902, in the amount of \$100.00, from Owen Orndorff (57-11516);
5. ✓ Check No. 3570, in the amount of \$100.00, from Joseph Parkinson (57-11520);
6. ✓ Check No. 3571, in the amount of \$ 25.00, from Joseph Parkinson (57-11521);
7. ✓ Check No. 3589, in the amount of \$ 25.00, from Joseph Parkinson (57-11522);
8. ✓ Check No. 3590, in the amount of \$ 25.00, from Joseph Parkinson (57-11523);

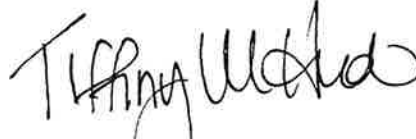
A57-11527

Letter to Dave Tuthill
April 8, 1997
page two

9. ✓ Check No. 3588, in the amount of \$ 25.00, from Joseph Parkinson (57-11524);
10. ✓ Check No. 3591, in the amount of \$ 25.00, from Joseph Parkinson (57-11525);
11. ✓ Check No. 3596, in the amount of \$ 25.00, from Joseph Parkinson (57-11526);
and
12. ✓ Check No. 3593, in the amount of \$ 25.00, from Joseph Parkinson (57-11527). ✓

Thank you and if you have any questions, please do not hesitate to call the SRBA Court at (208) 736-3011.

Sincerely yours,



Tiffany M. Hudak,
Deputy Clerk of the Court
Snake River Basin Adjudication