

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-07901

NAME & ADDRESS: JAMES RAY KINCAID
2575 E 1200 S
HAZELTON ID 83335

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

add div. vol. : 2.40 cfs
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 03/12/1980

POINT OF DIVERSION: T10S R21E S20 NWNE Within JEROME County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
DOMESTIC 2 HOMES

PERIOD OF USE
01-01 12-31

QUANTITY
0.03 CFS
2.40 cfs

PLACE OF USE: DOMESTIC Within JEROME County
T10S R21E S20 NENE NWNE

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.

DATED:

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

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

DATED:

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

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

DATE: OCT-01-1996

PAGE: A-4

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-07901

NAME AND ADDRESS: JAMES RAY KINCAID
2575 E 1200 S
HAZELTON ID 83335

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

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

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

PRIORITY DATE: 03/12/1980

POINT OF DIVERSION: T10S R21E S20 NWNE Within JEROME County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 2 HOMES	01-01 12-31	0.03 CFS

PLACE OF USE:	DOMESTIC	Within JEROME County
	T10S R21E S20	NENE NWNE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
PARCEL NO. RL10S21E200001

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
PARCEL NO. RL10S21E200001

MICROFILMED

DEC 05 1996

OK

VERIFIED BY KHC
10-1-96

AJ5856NP

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

DATE: SEP-27-1996

PAGE: A-51

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-07901

NAME & ADDRESS: JAMES RAY KINCAID
2575 E 1200 S
HAZELTON ID 83335

SOURCE: GROUNDWATER

QUANTITY: 0.03 CFS

PRIORITY DATE: 03/12/1980

POINT OF DIVERSION: T10S R21E S20 NWNE Within JEROME County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE ~~DOMESTIC~~ 2 HOMES PERIOD OF USE 01-01 12-31 QUANTITY 0.03 CFS

PLACE OF USE: DOMESTIC Within JEROME County
T10S R21E S20 NENE NWNE

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

efp
PARCEL NO. RL10S21E200001

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

*N11
N13*

*KKC
9-27-96*

*5010231
\$ 25⁰⁰*

*updated
9-30-96*

MICROFILMED

DEC 05 1996

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A36-07901
Date Received: 10/19/1989
Receipt No: S010231
Received By: SEC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES RAY KINCAID 208-829-5146
Address: 2575 E. 1200 S.
HAZELTON, ID 83335
2. Date of Priority: MAR 12, 1980
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	21E	20	NW	NE			JEROME
5. Description of diverting works:
WELL AND PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.030		
7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/2 HOUSES
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	21E	20	NE	NE		DOMEST	
			NW	NE		DOMEST	
11. Place of use in counties: JEROME

A36-07901

Page 1

Date: 10/19/89

MICROFILMED
FEB 05 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
Domestic use is for 2 homes.

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): James Ray Kincaid Date: 10/19/89
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of October 19 89
Shirley C. [Signature]
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994

WATER RIGHT NUMBER - A36-07901

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

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

*** C - CURRENT OWNER ***
KINCAID

JAMES RAY

1 - 2575 E. 1200 S.

2 -

3 -

CITY- HAZELTON

STATE- ID ZIP- 83335

PHONE - 208-829-5146

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
03/12/1980 17 ERROR IN REGION L - LICENSE

+ - - - - - - - SOURCE - - - - - + + - +
GROUNDWATER TRIBUTARY

+ - +
TWN RNG SEC TRACT LOT RFLG COUNTY POINT OF DIVERSION STREAM INDEX (BLANK IF NO INDEX CODE)

10S 21E 20 NW NE (53) JEROME

+ - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.030

+ - +
TOTAL DIV. RATE - + + - - - - - TOTAL DIV. VOLUME - + + - - - - - TOTAL DIV. CAPACITY - + + - - - - - TOTAL CONSUMPTIVE USE - + + - - - - - KW USAGE - +
0.030

+ - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

10S 21E 20 NE NE 43 DOMESTIC (53) JEROME
10S 21E 20 NW NE 43 DOMESTIC (53) JEROME

TOTAL ACRES:

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - D/2 HOUSES

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - +
REMARKS
DOMESTIC USE IS FOR 2 HOMES.

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

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

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

MICROFILMED
FEB 0 5 1993

12/01/90 03:10:25
PAGE 2

| | | | | | | | | |
|-----------------------|---|------------|-----------------------|---|------------|-------------------------|---|-------|
| 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 | - | 07/08/1987 | OLD JUDICIAL DISTRICT | - | |
| CLAIM RECEIVED DATE | - | 10/19/1989 | LAST AMENDED DATE | - | 00/00/0000 | TEMPORARY RIGHT | - | P |
| CLAIMS TAPE ERROR FLG | - | | RECEIPT NUMBER | - | S010231 | WATER DISTRICT | - | |
| FEE EXEMPT FLAG | - | | POU OWNERSHIP FLAG | - | Y | FEDERAL/STATE INDICATOR | - | S |
| | | | NAME CONNECTOR | - | | PRESUMPTION FLAG | - | |

ENTERED 9c 5-21-91
CHECKED 2/27/92 Ks

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

CERTIFIED
JAN 25 1991
WATER EXAMINER

VERIFIED
JAN - 1991