

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 36-07908

NAME & ADDRESS: C P MARSHALL
PO BOX 288
JEROME ID 83338

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 03/26/1980

POINT OF DIVERSION: T08S R16E S12 SENE Within JEROME County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE: DOMESTIC Within JEROME County
T08S R16E S12 SENE

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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-07908

PAGE 1
NOV-5-1996

RECEIVED
DEC 11 1996
Department of Water Resources
Southern Region

Vol.

*ck for lic.
Vol KRC
1-3-98*

AJ5809NP
No. R36-07908

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/19/96
PAGE: 256

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	C P MARSHALL PO BOX 288 JEROME ID 83338 (208) 324-2614	03/26/1980	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T08S R16E S12

SENE

JEROME County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
08S	16E	12	:																				

POU County: JEROME

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

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

Remarks: EXP PARCEL NO. 08S16E122170

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 07/09/1992 User-ID: GIVENS Subject: NAME STANDARD
NAME STANDARD MARSHALL, C.P.

Date: 01/30/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE

DEC 05 1996

MICROFILMED

10/20

AJ5809NP
No. R36-07908

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/19/96
PAGE: 257

=====

Comments: Date: 01/30/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*ATTY NAME/ADDRESS STANDARDIZED TO AVOID DUPLICATE MAILING LABELS

Date: 10/14/1996 User-ID: DS1-PROD Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 10/18/96 DSHAFF

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: A36-07908
Date Received: 4/02/1990
Receipt No: S011758
Received By: _____

DATA ENTERED BY: SCC
DATE: 4-3-90

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C.P. MARSHALL
Address: P.O. BOX 288
JEROME, ID

208-324-2614

83338

2. Date of Priority: MAR 26, 1980

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	16E	12	SE	NE			JEROME

5. Description of diverting works:
6½"X 302' WELL, 5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	16E	12	SE	NE		DOMEST	

11. Place of use in counties: JEROME

A36-07908

Page 1

Date: 04/03/90

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:

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: _____

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

Identification No. A36-07908

Date Received _____

Receipt Number 5011758

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

APR 2 1990

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) C.P. Marshall Phone (208) 324-2614

Mailing Address P.O. Box 288, Jerome, Idaho Zip 83338

2. Date of Priority (Only one per claim) March 26, 1980 Month/Day/Year

3. Source of water supply (Check one) (☒) Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source

4. Location of point of diversion is: Township 8 S Range 16 E

Section 12 , _____ 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____, BM.,

County of Jerome

Additional points of diversion if any: None.

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. 302 foot deep well, 6 1/2 inch casing, 5 h.p. pump and water lines to house.
Water level is 258 feet.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from Jan 1 to Dec 31 amount .04 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 household.

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FEB 05 1993

10. Place of use is: Township: 8 S Range 16 E

Section 12, SE 1/4 of NE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

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

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

(X) None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number Claim No. 36-7908

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not X 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) x Charles F. Marshsee Date March 28, 1990

_____ Date _____

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Jerome) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 28th day of February 19 90

SEAL

Notary Public Marie Siskley

Residing at 255 S. 500 E. Jerome, ID 83338

My Commission Expires July 5, 1994

Last Name Marshall Ident No. _____

Copies: White-State, Yellow-Claimant **MICROFILMED FEB 05 1993**

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

04/02/90 16:20:30
Page 1

Water Right Number - 36-07908

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MARSHALL

CHARLES P.

1 - P.O. BOX 288

2 -

3 -

City- JEROME

Phone -

State- ID Zip- 83338

+ - - Priority Date - - +
03/26/1980

+ - - Region - - - +
17

+ - - Stage - - - +

+ - - Status - - - +

L - LICENSE

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

Twn	Rng	Sec	Tract	Lot	RFlg	Point of Diversion	County	Stream Index (Blank if no Index Code)
08S	16E	12	SE NE			(53) JEROME		

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.040	1.20

Total Div. Rate	Total Div. Volume	Total Div. Capacity	Total Consumptive Use	KW Usage
0.040	1.20	0.040		

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
08S	16E	12	SE NE			43 DOMESTIC		(53) JEROME

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

+ - - 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 05 1993

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

04/02/90 16:20:30
Page 2

Water right number - 36-07908

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields - 09/21/87

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 05/01/1985
Approved/Denied - 05/23/1980
Proof Made Date - 03/04/1985
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 04/22/1987
Decree Date - 00/00/0000

Field Exam Made - 09/03/1985
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 07/08/1987
Receipt Number -
Appl Received - 03/26/1980
Presumption Flag -

Field Exam Fee -
Swan Falls - Z
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -

Microfilm Roll Number -

MICROFILMED
FEB 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. E, Twin Falls, Idaho 83301

(208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Apr. 6, 1990

C J MARSHALL
P O BOX 288
JEROME ID 83338

A36-07908
A36-02612
A36-07906
Re: A36-14661
A36-04087
A36-04089
A36-02439
A36-02187
A36-02301
A36-02186

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 05 1993

A36-14784
ROGER D. LING
P.O. BOX 396

CP Marshall

PAGE 2

A36-04087
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07908
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14785
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02100
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14787
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07139
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-04089
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02301
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02612
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-13530
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14788
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

RUPERT ID 83350

A36-02141
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02446
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-13529
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07356
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07906
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02221
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14661
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-07920
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14648
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02062
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

MICROFILMED
FEB 05 1993

A36-07904
ROGER D. LING
P.O. BOX 396

PAGE 3

A36-14807
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

RUPERT ID 83350

A36-02186
ROGER D. LING
P.O. BOX 396

A36-14649
ROGER D. LING
P.O. 396

RUPERT ID 83350

RUPERT ID 83350

A36-02400
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02187
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02099
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-14783
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-13527
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02143
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02447
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

A36-02142B
ROGER D. LING
P.O. BOX 396

RUPERT ID 83350

MICROFILMED
FEB 05 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

18-Jul-1990 13:51

A36-13764 *
LARRY R. DUFF
P.O. BOX D

RUPERT

ID 83350

RE: Field examination of a water right claimed
in the Snake River Basin Adjudication

Dear Counselor,

The field staff of this agency may need to conduct water right field examinations of your client's water right claim(s) during the coming season. The field examiner may be visiting your client's property to obtain information necessary to verify the water use.

If a field exam is necessary your client will be contacted directly about the examination unless you contact us otherwise. If you wish to accompany your client at the time of any field examination, or if you have any questions regarding the field examination, you may contact this office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

*See attached sheet for other Water Right Numbers

MICROFILMED
FEB 05 1993

WATER RIGHT NUMBER - A36-07908

ADJ. FLAG TRANSLATION: ADJUDICATION TEMPORARY WORK AREA

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

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

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

+ - - AUDIT FIELDS - 04/03/90 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	- 07/08/1987	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 04/02/1990	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
CLAIMS TAPE ERROR FLG	-	RECEIPT NUMBER	- S011758	WATER DISTRICT	-
FEE EXEMPT FLAG	-	POU OWNERSHIP FLAG	- Y	FEDERAL/STATE INDICATOR	- S
		NAME CONNECTOR	- OR	PRESUMPTION FLAG	-

08316E122170

DATA ENTRY
ENTERED PC 5-21-91
CHECKED 2/27/92

"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

MICROFILMED
FEB 05 1993

WATER RIGHT NUMBER - A36-07908

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

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

*** C - CURRENT OWNER ***
MARSHALL C.P. 1 - P.O. BOX 288
2 -
3 -
CITY- JEROME STATE- ID ZIP- 83338
PHONE - 208-324-2614

*** A - ATTORNEY ***
LING ROGER O. 1 - P.O. BOX 396
2 -
3 -
CITY- RUPERT STATE- ID ZIP- 83350
PHONE - 208-000-0000

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
03/26/1980 17 ERROR IN REGION L - LICENSE

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

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
08S 16E 12 SE NE (53) JEROME

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
08S 16E 12 SE NE 43 DOMESTIC (53) JEROME

TOTAL ACRES:

+ - - DIVERSION MEANS - 6="X 302' WELL, 5 HP PUMP
+ - - NON-IRRIGATION USE - D/1 HOUSE
+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
NO REMARKS FOUND.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
A3607908