

AJ5809NP
No. R36-11527

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/23/97
PAGE: 26

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MICHAEL F MADERA	01/01/1915	STOCKWATER	01-01 12-31	0.04 CFS	
C	PATRICIA JEAN MADERA PO BOX 674 RUPERT ID 83350 (208) 436-0554		DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

D RAYMOND A HERRBOLDT
RT 5 BOX 49
RUPERT ID 83350
(208) 436-4447

D CALVIN R HERRBOLDT
RT 1 BOX 4200
SUTHERLIN OR 97479
(503) 459-1247

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T09S R24E S07

SENESE

MINIDOKA County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
09S	24E	7	:	:	:	:	:	:	:	:	:	:	:	:	:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
09S	24E	7	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: MINIDOKA

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. RP 09S24E077750.
STOCKWATER/10 CATTLE

AJ5809NP
No. R36-11527

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/23/97
PAGE: 27

=====

Dates:	Exam Made Date:	Verified Date:	10/31/1996	Objection Filed Date:
--------	-----------------	----------------	------------	-----------------------

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

Comments: Date: 08/23/1991 User-ID: HOSELEY Subject: COPIED FROM REMARKS
IRRIG. WATER FROM THE MINIDOKA IRRIG. DIST.

Date: 07/14/1993 User-ID: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 1/19/93 FORMER OWNER RAYMOND A.
HERRBOLDT NEW OWNERS MICHAEL F AND/OR PATRICIA JEAN MADERA.
SIGNATURE OF FORMER OWNER ON FORM.

Date: 10/02/1996 User-ID: D&S-DSHA Subject: D&S CONDITION CODE UPDATE
CONDITION CODE N11 ADDED
CONDITION CODE N13 ADDED

Audit: 09/30/96 DSHAFF 10/02/96 D&S-DSHA 10/31/96 JROBERTS

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWVERIFIED BY *JK 10-31-96*

DATE: OCT-31-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-11527

NAME AND ADDRESS: MICHAEL F MADERA
PATRICIA JEAN MADERA
PO BOX 674
RUPERT ID 83350EALVIN R HERRBOLD
RT 1 BOX 4200
SOUTHERLYN OR 97479RAYMOND A HERRBOLD
RT 3 BOX 49
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY FOR NON/IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR DOMESTIC, 1 HOUSE, STOCKWATER, 10 CATTLE

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

PRIORITY DATE: 01/01/1915

POINT OF DIVERSION: T09S R24E S07 SENESE Within MINIDOKA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within MINIDOKA County
T09S R24E S07 NESEDOMESTIC Within MINIDOKA County
T09S R24E S07 NESE

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. RP 09824E0777301

MICROFILMED
DEC 06 1996

AJ5856NP

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

DATE: OCT-31-1996

PAGE: A-2

36-11527 (CONT.)

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

PARCEL NO. RP 09S24E077750.

STOCKWATER/10 CATTLE

MICROFILMED
DEC 06 1996

AJ5809NP
No. R36-11527

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/96
PAGE: 219

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MICHAEL F MADERA	01/01/1915	STOCKWATER	01-01 12-31	0.04 CFS	
C	PATRICIA JEAN MADERA PO BOX 674 RUPERT ID 83350 (208) 436-0554		DOMESTIC	01-01 12-31	0.04 CFS	
				TOTAL DIVERSION:	0.04 CFS	
D	RAYMOND A HERRBOLDT RT 5 BOX 49 RUPERT ID 83350 (208) 436-4447					
D	CALVIN R HERRBOLDT RT 1 BOX 4200 SUTHERLIN OR 97479 (503) 459-1247					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T09S R24E S07 SENESE

MINIDOKA County

Place of use Legal Description for: STOCKWATER

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	
09S	24E	7	:					:					:					:					:
																			S				

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	
09S	24E	7	:					:					:					:					:
																			D				

POU County: MINIDOKA

Non-Irrigation Uses: ~~DOMESTIC~~, 1 HOUSE, STOCKWATER, 10 CATTLE

Other Rights: NONE.

Remarks: GEN PARCEL NO. RP 09S24E077750.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

DEC 06 1996

MICROFILMED

10-31-96
J

AJ5809NP
No. R36-11527

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/96
PAGE: 220

=====

Comments: Date: 08/23/1991 User-ID: HOSELEY Subject: COPIED FROM REMARKS
IRRIG. WATER FROM THE MINIDOKA IRRIG. DIST.

Date: 07/14/1993 User-ID: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 1/19/93 FORMER OWNER RAYMOND A.
HERRBOLDT NEW OWNERS MICHAEL F AND/OR PATRICIA JEAN MADERA.
SIGNATURE OF FORMER OWNER ON FORM.

Audit: 09/30/96 DSHAFF

MICROFILMED
DEC 06 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: **A36-11527**
Date Received: 7/28/1989
Receipt No: M003890
Received By: _____

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

1. Name: \ MICHAEL F MADERA 208-436-0554
Address: PO BOX 674
RUPERT ID 83350

AND/OR

Name: PATRICIA JEAN MADERA 208-436-0554
Address: PO BOX 674
RUPERT ID 83350

2. Date of Priority: JAN 1, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	24E	7	SE	NE	SE		MINIDOKA

5. Description of diverting works:
6" X 130' WELL, 1 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		
STOCKWATER	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, S/10 CATTLE.

MICROFILMED

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	24E	7	NE	SE		DOMEST	
			NE	SE		STOCK	

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:

NONE.

14. Remarks:

IRRIG. WATER FROM THE MINIDOKA IRRIG. DIST.

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 _____

MICROFILMED

OCT 24 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JAN 13 1993

DATE OF CLOSING: 11/25/92

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 7 S Range 24Section 7, NE 1/4 of SE 1/4 of 1/4 Govt. Lot BMLot , Block , Subdivision/Townsite

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

RECEIVED

JAN 19 1993

☐ 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: 36-11027 s/b 36-11527 (see letter 5/17/93)

Department of Water Resources
Southern Region Office

RECEIVED

☐ Name and Address of Former Owner/Claimant(s)(Seller): Raymond A. Herrboldt

JUL 16 1993

410 C Street Manor Unit 111

Department of Water Resources

Rupert, Idaho 83350

Southern Region Office

☐ New Owner/Claimant (Purchaser):

MICHAEL F. MADERA and PATRICIA JEAN MADERA

☐ New Mailing Address:

P. O. Box 674Rupert, Idaho 83350

☐ New Telephone Number: (208) 436 - 0554

☐ 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

(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)

Michael F. MaderaDate 11-25-92

Date

☐ Signature of Former Owner/Claimant(s):

Raymond A. Herrboldt

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: 11/22/93 By: SC

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 11/22/93 By: SC

Claim Numbers of Split, if any:

MICROFILMED

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

OCT 24 1994

WARRANTY DEED RECEIVED

For Value Received

JUL 16 1993

RAYMOND A. HERRBOLDT, a widower

Department of Water Resources
Southern Region Office

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
MICHAEL F. MADERA and PATRICIA JEAN MADERA, husband and wife
 ADDRESS: P. O. Box 674, Rupert, Idaho 83350

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

See attached Exhibit "A" for legal description

SUBJECT TO:

All reservations in Patents or Deeds in the chain of title.

Taxes subsequent to the year 1992

Assessments of the Minidoka Irrigation District and the rights and powers of said District as by law provided.

Right of Way from Henry Z. Smith to the Mountain States Telephone and Telegraph Company, dated July 14, 1916 and recorded August 9, 1916 as Instrument No. 10224 in Book 1 of Bonds and Agreement as Page 144, records of Minidoka County, Idaho, over and across the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 9 South, Range 24 East of the Boise Meridian.

Right of Way contained in Affidavit, recorded August 25, 1989 as Instrument No. 387180, records of Minidoka County, Idaho, which reads as follows: "Subject to a 25.0 foot wide county road right of way along the East side."

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: November 25, 1992

Raymond A. Herrboldt
 RAYMOND A. HERRBOLDT

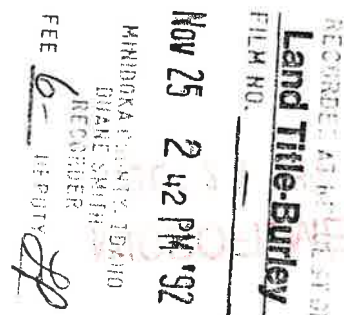
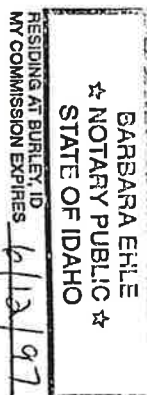
STATE OF IDAHO, COUNTY OF CASSIA
 On this 25 day of November, 1992,
 before me, a notary public in and for said State, personally appeared

RAYMOND A. HERRBOLDT and

known to me to be the person whose name is
 subscribed to the within instrument, and acknowledged
 to me that he executed the same.

Barbara Ehle
 Notary Public

Residing at Burley, Idaho.
 Commission expires: 6/12/97



404618

EXHIBIT "A"

TOWNSHIP 9 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

Section 7: Part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, more particularly described as follows:

Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 7, which shall be the True Point of Beginning;

Thence South 89°43' West for 293.42 feet along the sixteenth section line to a point;

Thence North 1°36'29" East for 234.31 feet to a point;

Thence South 89°13'45" East for 286.60 feet to a point on section line;

Thence South 0°04' East for 228.91 feet along section line to the True Point of Beginning.

TOGETHER WITH the right to use an existing irrigation ditch as reserved by Raymond A. Herrboldt and Martha M. Herrboldt, husband and wife, as contained in Warranty Deed from Raymond A. Herrboldt and Martha M. Herrboldt, husband and wife, to Robert S. Korver and Harriett G. Korver, husband and wife, dated October 7, 1974 and recorded October 9, 1974 as Instrument No. 245035, records of Minidoka County, Idaho.

MICROFILMED

OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS

Governor

17-May-1993 11:12

R. KEITH HIGGINSON

Director

MICHAEL F MADERA
PATRICIA JEAN MADERA
PO BOX 674
RUPERT ID 83350

RE: CHANGE OF OWNERSHIP FOR ADJUDICATION CLAIM 36-11027 -
- HERRBOLDT - ESTATE OF JAMES WESTFALL

Dear Mr. & Mrs. Madera:

We do have some confusion on the exchange of Ownership of the above-referenced Adjudication Claim. As my letter of Jan 21, 1993, stated to you, there was not a Warranty Deed submitted with the form you sent in. As I wrote, we do not need a Warranty Deed, if the Original owner had signed. When I pulled the record, I find that Mr. May of MAY & MAY LAW OFFICES here in Twin Falls, had filed for the Estate of James Westfall under the above-referenced numbered claim. The original Claimant is I. Clarrissa Westfall and Estate of James Westfall, not Raymond A. Herrboldt. You will need to get ahold of Mr. May and see if he is still handling the Westfall's account. I have called 436-0554 several times and get no answer.

Please call me so we can address these questions.

Sincerely,

Judy Givens
Adjudication Secretary

Enclosure: Change of Ownership

c.c. J. Dee May
MAY & MAY LAW OFFICES
PO BOX 1846
TWIN FALLS ID 83303-1846

MICROFILMED

OCT 24 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JAN 13 1993

Department of Water Resources

DATE OF CLOSING: 11/25/92LEGAL DESCRIPTION OF PROPERTY: Township 7 S Range 24Section 7, NE 1/4 of SE 1/4 of 1/4 Govt. Lot , BMLot , Block , Subdivision/Townsite

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

RECEIVED

JAN 19 1993

☐ 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) Department of Water Resources
Southern Region Office

☐ Water Right Number(s) Assigned by IDWR: 36-11027 * * Wrong Number typed...S/B 36-11527
7/14/93 per phone call Mrs. Madera

☐ Name and Address of Former Owner/Claimant(s)(Seller): Raymond A. Herrboldt
410 C Street Manor Unit 111
Rupert, Idaho 83350

☐ New Owner/Claimant (Purchaser): MICHAEL F. MADERA and PATRICIA JEAN MADERA

☐ New Mailing Address: P. O. Box 674
Rupert, Idaho 83350

☐ New Telephone Number: (208) 436 - 0554

☐ 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

(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) Michael F. Madera Date 11-25-92

Date

☐ Signature of Former Owner/Claimant(s) Raymond A. Herrboldt 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: 1/14/93 By: JS

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 1/14/93 By: JS

Claim Numbers of Split, if any:

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

MICROFILMED

OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

05-Nov-1992

JERRY HINES
CENTURY 21 RIVERSIDE REALTY
PO BOX 1108
BURLEY ID 83318

RECEIVED

JUL 16 1993

Department of Water Resources
Southern Region Office

RE: REQUEST FOR PROOF REPORT FOR 36-11527

This is the
Correct #

Dear Mr Hines

Enclosed is the proof report for Mr Herboldt's claim
36-11027. I have also enclosed two change of ownership forms
for your use.

If you have any further questions please contact this office
and someone here can assist you.

Sincerely

Kelly K. Christensen

Kelly K. Christensen
Sr. Water Resource Agent

enclosures

This is
INCORRECT
and has caused
the confusion
because it's on
the form -
please change
Return A.S.A.P.

RECEIVED
OCT 21 1993

C6 FY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That I, DOROTHY E. KRUEGER, Personal Representative of the Estate of James H. Westfall have made, constitute and hereby appoint J. DEE MAY as my true and lawful attorney to sign for me on any and all documents necessary to preserve the water rights on property owned by the Estate of James H. Westfall located in Township 8 South, Range 15 East, Section 1, NW1/4 of NW1/4, Gooding County, Idaho. Said Power of Attorney is to include, but not be limited to, authorization by J. DEE MAY to sign the Notice of Claim of a water right with regard to the water rights on the above described real property.

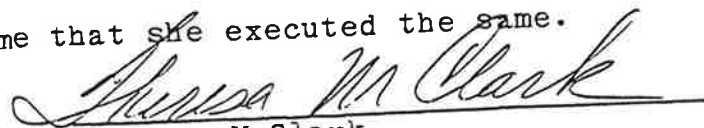
WITNESS My hand this 11th day of April, 1989


DOROTHY E. KRUEGER

STATE OF INDIANA)
County of Tippecanoe) ss.

On this 11th day of April, 1989, before me,

Theresa M Clark, a Notary Public in and for said State, personally appeared DOROTHY E. KRUEGER, known to me (or proved to me on the oath of _____) or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.


Theresa M Clark
Commission expires 8-19-92
Resident of Tippecanoe County

MICROFILMED

OCT 24 1984

RECEIVED

JUL 16 1993

Department of Water Resources
Southern Region Office

Michael & Patricia Madera
P.O. Box 674
Rupert, ID 83350
Ph (208) 436-0554

July 14, 1993

State of Idaho
Department of Water Resources
Southern Region
222 Shoshone St. East
Twin Falls, ID 83301

ATTENTION: JUDY GIVENS

Re: Change of Water Rights Number 36-110527.

Dear Ms. Givens:

I am sending to you copies of letters and the original papers for new property owner notice of change of water right ownership.

As you can see, the Water Right Number Assigned by IDWR was typed in as 36-11027 and not 36-11527. This is the reason for the mixup in the filing.

Would you please correct this typographical error and return them to us promptly? This information is being requested by our lender, which only you can supply.

Your assistance concerning this problem is greatly appreciated.

Sincerely,



Patricia Madera
New Owner

Enclosure: Original of Change of Water Right Ownership, Copies of Report of the Under Secretary of the Department of Water Resources, Mr. Christensen to Mr. Hines dated 05-Nov-1992, (This is the letter containing the error), and Letter from Ms. Givens to Mr. & Mrs. Madera regarding the confusion.

MICROFILMED

OCT 24 1994

Water Right Number - 36-11527

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
MADERA

MICHAEL F

1 - PO BOX 674

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-0554

MADERA

PATRICIA JEAN

1 - PO BOX 674

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-0554

*** D - DIR RPT OWNER ***
HERRBOLDT

RAYMOND A

1 - RT 5 BOX 49

2 -

3 -

City- RUPERT

State- ID Zip- 83350

Phone - 208-436-4447

HERRBOLDT

CALVIN R

1 - RT 1 BOX 4200

2 -

3 -

City- SUTHERLIN

State- OR Zip- 97479

Phone - 503-459-1247

+ - - Priority Date - - +
01/01/1915

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

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

09S 24E 7 SE NE SE (67) MINIDOKA

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

43 - DOMESTIC

01/01

12/31

0.040

04 - STOCKWATER

01/01

12/31

0.040

+ - Total Div. Rate - + + - Total Div. Volume - +
0.040

+ - Total Consumptive Use - + + - KW Usage - +
0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

09S 24E 7 NE SE

04 STOCKWATER

(67) MINIDOKA

09S 24E 7 NE SE

43 DOMESTIC

(67) MINIDOKA

MICROFILMED
OCT 24 1994

Prefix Translation: WATER RIGHT

	Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
1									
2									
3									
4									
5									
6									
7									
8									
9									
10									
11									
12									
13									
14									
15									
16									
17									
18									
19									
20									
21									
22									
23									
24									
25									
26									
27									
28									
29									
30									
31									
32									
33									
34									
35									
36									
37									
38									
39									
40									
41									
42									
43									
44									
45									
46									
47									
48									
49									
50									
51									
52									
53									
54									
55									
56									
57									
58									
59									
60									
61									
62									
63									
64									
65									
66									
67									
68									
69									
70									
71									
72									
73									
74									
75									
76									
77									
78									
79									
80									
81									
82									

Total Acres:

+ - - Diversion Means - 6" X 130' WELL, 1 HP PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOUSE; STOCKWATER, 10 CATTLE

+ - - Other Rights for Same Use - NONE.

+	Remarks	+
	PARCEL NO. RP 09S24E077750.	

[illegible]

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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

+ -Comments- +

Date: 08/23/1991 User Id: HOSELEY Subject: COPIED FROM REMARKS
IRRIG. WATER FROM THE MINIDOKA IRRIG. DIST.

Date: 07/14/1993 User Id: GIVENS Subject: OWNERSHIP CHANGE
CHANGE OF OWNERSHIP RECEIVED 1/19/93 FORMER OWNER RAYMOND A.
SIGNATURE OF FORMER OWNER ON FORM.

HERRBOLDT NEW OWNERS MICHAEL F AND/OR PATRICIA JEAN MADERA.

+ - - Audit Fields - - +
07/14/93 GIVENS

+ - - - - - 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	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 07/28/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M003890	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

22-Jul-1993 14:53

MICHAEL F MADERA
PATRICIA JEAN MADERA
PO BOX 674
RUPERT ID 83350

RE: CHANGE OF OWNERSHIP FOR ADJUDICATION CLAIM(S) NO. 36-11527 -
RAYMOND A. HERRBOLDT &/OR CALVIN R. HERRBOLDT

Dear Claimant(s):

Thank you for being so prompt in sending back to this office the CHANGE OF OWNERSHIP information I needed. I apologize for the time that this has taken and hope it has not caused you too much inconvenience.

I have changed our computer records as you requested. Please review them and should you have any corrections or questions, feel free to call me at this office.

Sincerely,

A handwritten signature in cursive script, likely belonging to Judy Givens.

Judy Givens
Adjudication Secretary

Enclosure(s)

MICROFILMED

OCT 24 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: A36-11527
Date Received: 7/28/1989
Receipt No: MGOJ3890
Received By: R.V. Jk

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RAYMOND A. HERRBOLDT 208-436-4447
Address: RT. 5, BOX 49
RUPERT, ID 83350

OR
Name: CALVIN R. HERRBOLDT 503-459-1247
Address: RT. 1, BOX 4200
SUTHERLIN, OR 97479

2. Date of Priority: JAN 01, 1915

3. Source: GROUNDWATER. Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	24E	7	SE	NE	SE		MINIDOKA

5. Description of diverting works:
6" X 130' WELL, 1 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		
STOCKWATER	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, S/10 CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	24E	7	NE	SE		DOMEST	
			NE	SE		STOCK	

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:
NONE.

14. Remarks:
IRRIG. WATER FROM THE MINIDOKA IRRIG. DIST.

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): Raymond G. Humboldt Date: X 7-28-89
C. Humboldt Date: 7-28-89

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 28th day

of July 19 89

Robert V. Horstall
Notary Public

Seal

Residing at Twin Falls, Idaho
My Commission Expires January 16, 1995

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. A36-11524
Date Received 7-28-89
Receipt Number MO03890

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.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Raymond A. Herrboldt Phone (503) 436-4447
Mailing Address Rt. 5 Box 49 Rupert Idaho Zip 83350

2. Date of Priority (Only one per claim) Jan. 1, 1915 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 9 S Range 24 E
Section 7 ^{SE} NE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of Minidoka

Additional points of diversion if any: _____

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. (Submersible - well) 1 H.P. Pump, 122 ft. depth, pipe to house

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

For Domestic & Stockwater purposes from Jan 1 ^{Month/Day} to Dec. 31 ^{Month/Day} amount 0.04 ^(cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (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

MICROFILMED

FEB 12 1993

10. Place of use is: Township: 9S Range 24E

Section 7, NE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Minidoka for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any N/A

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

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

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 _____

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 _____ 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) * Raymond C. Harboldt Date 7-28-89

Date _____

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

of N/A _____, 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 N/A Date _____

Title and Organization _____

State of Idaho/or Idaho)
County of Minidoka) SS.

Subscribed and sworn (or affirmed) before me this 28th day of July 19 89

SEAL

Notary Public James R. Phillips

Residing at Rupert

My Commission Expires 2-12-94

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

FEB 12 1993

WATER RIGHT NUMBER - A36-11527

ADJ. FLAG TRANSLATION: ADJUDICATION TEMPORARY WORK AREA

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.
+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.
+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - DECREE DATE - +
00/00/0000
+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND
+ - - AUDIT FIELDS - 07/28/89 MOBILE2 12/20/89 GW-UPL
+ - - - - 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	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 07/28/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
CLAIMS TAPE ERROR FLG	-	RECEIPT NUMBER	- M003890	WATER DISTRICT	-
FEE EXEMPT FLAG	-	POU OWNERSHIP FLAG	- Y	FEDERAL/STATE INDICATOR	- S
		NAME CONNECTOR	- OR	PRESUMPTION FLAG	-

RP 09524E077750

DATA ENTRY

ENTERED

8/23/91 CH

CHECKED

3/4/92 RP

"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

PROOF

DEC 6 5 1990

CERTIFIED

DEC 27 1990

WATER EXAMINER

VERIFIED

DEC 0 2 1990