

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 37-545A
Date Received: 9/2/1988
Receipt No: S002057
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JERRY CENARRUSA Phone: (208)823-4633
PO BOX 164
CAREY ID 83320

JANICE CENARRUSA Phone: (208)823-4633
PO BOX 164
CAREY ID 83320

2. Date of Priority: 12/01/1886

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	21E	30	NW SW SE	BLAINE	

5. Description of diverting works:

CONCRETE DAM DIVERTS WATER TO WEST CANAL PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	1/11	0.4	

7. Total Quantity Appropriated is:
0.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	21E	33	NE	SE	IRRIGATION	5
					Section Acres	5
01S	21E	34	SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	32
			NE	SW	IRRIGATION	20
			NW	SW	IRRIGATION	24
					Section Acres	116
					Total Acres	121

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

THIS RT IS COMBINED WITH ABOVE RTS IN A COMMON SYSTEM.

15. Basis of Claim: Decreed



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

July 9, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JERRY CENARRUSA
JANICE CENARRUSA
PO BOX 164
CAREY ID 83320

Re: SRBA Claim(s) 37-545A, 37-639, 37-640A, 37-7593A

Dear Mr. and Mrs. Cenarrusa:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
JUL 08 2002
 Department of Water Resources
 Southern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	37-545A				
	37-639				
	37-640A				
	37-7593A				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Leo, Marlene, Bruce Peterson
PO Box 174, Carey, ID 83320
4. New Owner/Claimant(s) Jerry or Janice Cenarrusa
 Name Connector (Check one): ☐ and, ☒ or, ☐ and/or
- New Mailing Address PO Box 164
- City, State and ZIP Code Carey, ID 83320
- New Telephone Number 208 823-4633
5. Date you acquired the property 1/24/97

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

James McEnashua

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by *[Signature]* Date *7/8/02* WR _____ Date _____

QUITCLAIM DEED

For Value Received, LEO PETERSON and M. MARLENE PETERSON,
Husband and Wife,

does (do) hereby convey, release, remise and forever quit claim unto

JERRY CENARRUSA and JANICE CENARRUSA, Husband and Wife,

whose address is: PO BOX 164 CAREY, IDAHO 83320

the following described premises, to-wit:

See Attached Exhibit "A"

together with their appurtenances.

DATED: 1/24/97

Leo Peterson
LEO PETERSON

M. Marlene Peterson
M. MARLENE PETERSON

STATE OF IDAHO, COUNTY OF BLAINE

On this 24th day of January, 1997,
before me, a notary public and for said State,
personally appeared

LEO PETERSON and M. MARLENE PETERSON,
Husband and Wife,

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



[Signature]
Notary Public
Residing at Twin Falls
Comm. Expires 11/2/99

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for
at the request of _____
at _____ minutes past _____ o'clock _____ m.
this _____ day of _____
19 _____, in my office, and duly recorded in Book of
Deeds at page _____

Ex-Officio Recorder:

By _____ Deputy.

Filed &
Mail to:

398729

Deed

BLAINE CO. REQUEST

CE: Ellsworth,
May, Sudweeks
'97 JAN 31 AM 11 49

MARY GREEN, CLERK mpp

FEES \$ 6⁰⁰

LEGAL DESCRIPTION
FOR
LEO PETERSON

A parcel of land located within Township 1 South, Range 21 East of the Boise Meridian,
Blaine County, State of Idaho:

Section 33: NE1/4 SE1/4:

Section 34: A parcel of land within the SE1/4 NW1/4, NE1/4 SW1/4, NW1/4 SW1/4 and
the SW1/4 NW1/4 more particularly described by metes and bounds as follows:

Commencing at an 3/4" aluminum rod marking the NE corner of the SE1/4 NW1/4 of
said Section 34;
thence West 750.8 feet along the North boundary of said SE1/4 NW1/4 of said Section
34, to a 1/2" rebar, and said rebar being the true point of beginning;
thence South 569.2 feet to a 1/2" rebar;
thence East 495.0 feet to a 1/2" rebar;
thence South 108.8 feet to a 3/4" aluminum rod;
thence East 206.4 feet to the West boundary of the Carey-Tikura Highway;
thence South 0° 10' East 675.0 feet along the West boundary of the Carey-Tikura
Highway;
thence West 214.6 feet to a 3/4" aluminum rod;
thence South 8° 00' East 566.6 feet to a 3/4" aluminum rod;
thence West 266.7 feet to a 3/4" aluminum rod;
thence South 165.0 feet to a 1/2" rebar;
thence West 2190.0 feet to a 3/4" aluminum rod on the West boundary of said Section 34;
thence North 2079.0 feet along the West boundary of said section 34 to a 1/2" rebar;
thence East 1889.2 feet along the North boundaries of the SW1/4 NW1/4 and SE1/4
NW1/4 of Section 34 to a 1/2" rebar being the true point of beginning.

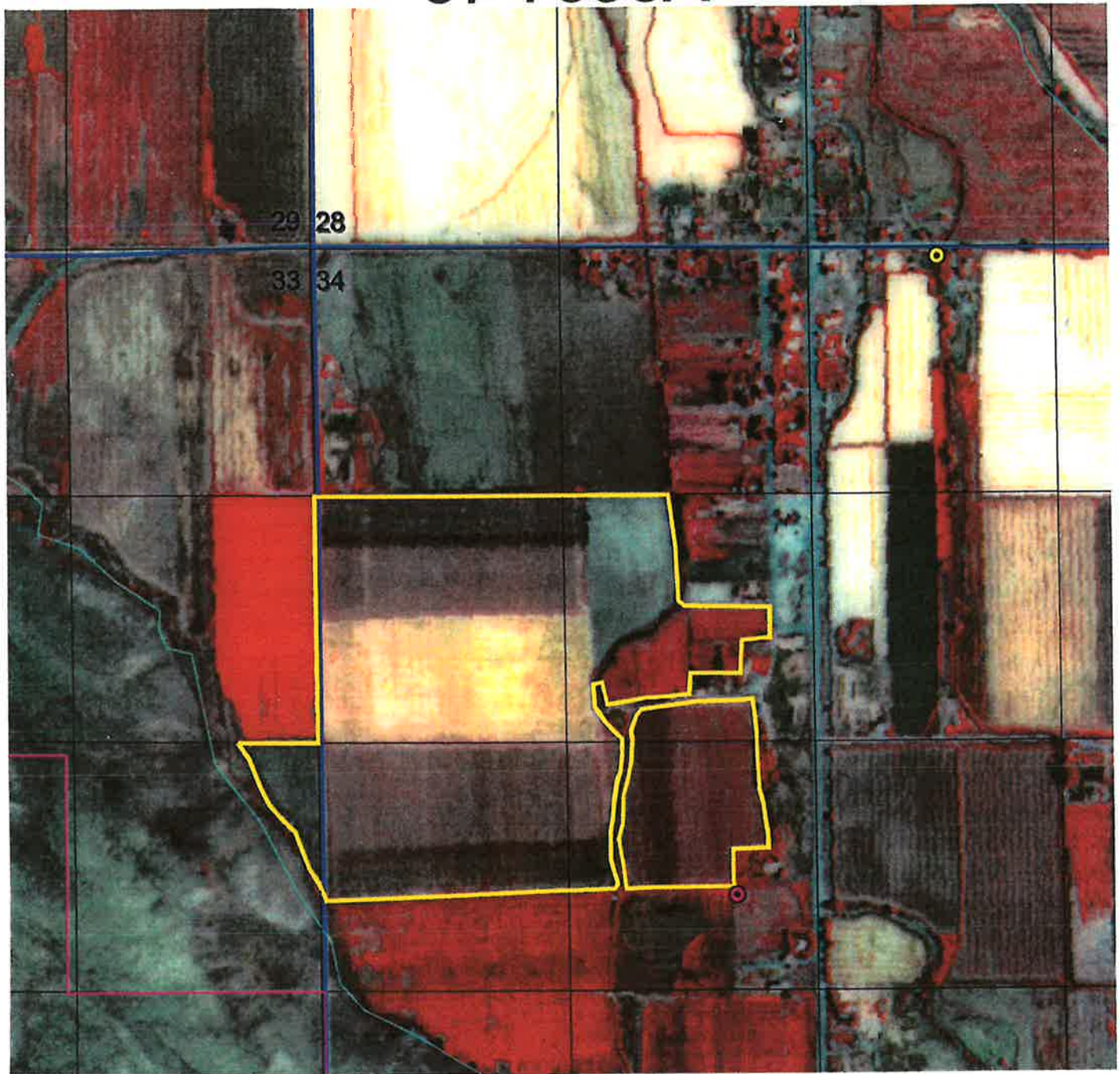
Excepting therefrom: A parcel of land being a portion of SE1/4 NW1/4 of Section 34,
Township 1 South, Range 21 East, Boise Meridian, described as follows:

Commencing at the NE corner of the SE1/4 NW1/4 of Section 34;
thence west along the North boundary of SE1/4 NW1/4 750.8 feet;
thence south 569.2 feet to true point of beginning;
thence East 485;
thence South 45';
thence West 495 along fence line;
thence North 45' to point of beginning.

EXHIBIT "A"

IDAHO DEPT OF WATER RESOURCES

37-7593A



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 1S
RNG: 21E
SEC: 33 & 34



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: December 10, 2001

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: A37-00545A
Date Received: 9/02/1988
Receipt No: 5002057
Received By: DB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARLENE PETERSON
Address:

CAREY, ID 83320

OR

Name: LEO PETERSON
Address: BOX 174

208-823-4498

CAREY, ID 83320

2. Date of Priority: DEC 01, 1886

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	21E	30	NW	SW	SE		BLAINE

5. Description of diverting works:
CONCRETE DAM DIVERTS WATER TO WEST CANAL PUMP TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	01/11	0.400		

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

8. Total consumptive use is 302.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	33	NE	SE		IRR	5.0
						Section Acres	5.0
		34	SW	NW		IRR	40.0
			SE	NW		IRR	32.0
			NE	SW		IRR	20.0
			NW	SW		IRR	24.0
						Section Acres	116.0
						Total Acres	121.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0639, 37-0640, 37-7539

14. Remarks:
THIS RT IS COMBINED WITH ABOVE RTS IN A COMMON SYSTEM.

15. Basis of Claim: DECREED
Case Number:
Court : 4TH
Decree date: 12/13/1909

S.C. FROST ETAL
Decree Plaintiff

vs

ALTURAS WATER CO. ET AL
Decree 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 X 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): Tip Peterson Date: 9-2-88

Date: _____

State of Idaho)
County of Twila Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of Sept 19 88

Allen D. Mennitt
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/99

[illegible]

04/12/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 3, 2005

Water right number: 37-545A

JERRY CENARRUSA

~~LAKE VIEW DR~~ *4 Circle Drive*

PO BOX 164

CAREY ID 83320

Telephone Number: (208)823-4633

JANICE M CENARRUSA

PO BOX 164

CAREY ID 83320

Telephone Number: (208)823-4633

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 5-24-05

SIGNATURE: *Jerry Cenarrusa*

Please print your name: *Jerry Cenarrusa*

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s):

37-545A

Previous Mailing Address:

Jerry Cenarrusa / Janice M. Cenarrusa
Lake View Dr.

PO Box 164

Carey, Idaho 83320

New Mailing Address:

Jerry Cenarrusa / Janice M. Cenarrusa
4 Circle Dr.

PO Box 164

Carey, Idaho 83320

Telephone Number:

(208) 823-4633

Signature of Claimant(s):

Jerry Cenarrusa
Janice M. Cenarrusa

Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: _____

Date: _____

SCANNED

MAY 31 2005

04/05/2005

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

RIGHT NUMBER: 37-545A

NAME AND ADDRESS: JERRY CENARRUSA
LAKE VIEW DR
PO BOX 164
CAREY ID 83320

JANICE M CENARRUSA
PO BOX 164
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 12/01/1886

POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.400 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01S R21E S33	NESE	4.0	T01S R21E S34	SWNW	41.0
T01S R21E S34	SENW	23.0	T01S R21E S34	NESW	17.0
T01S R21E S34	NWSW	25.0			

110 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 110 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-639, 37-640A &
37-7593A.

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

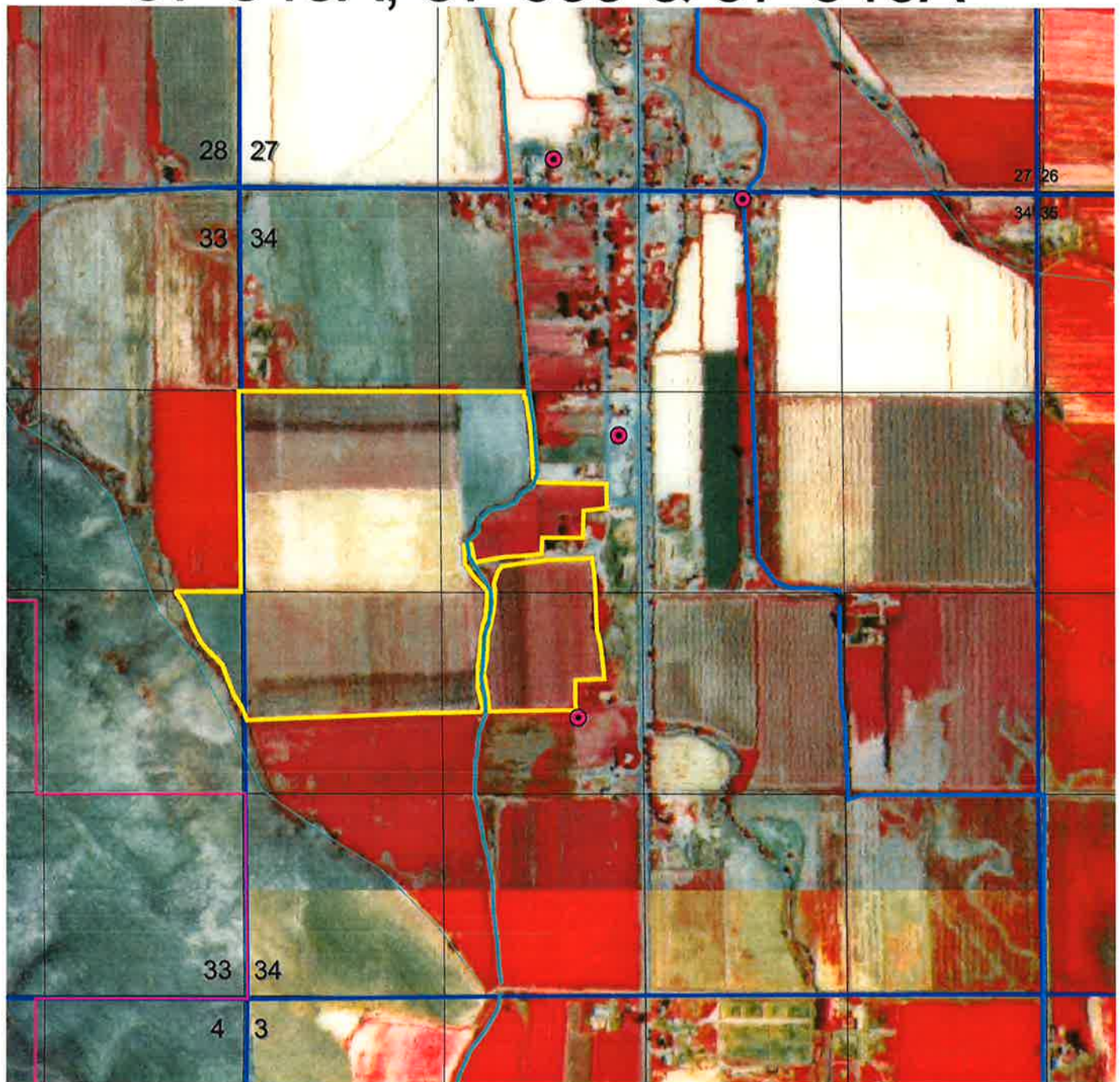
This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

IDAHO DEPT OF WATER RESOURCES

37-545A, 37-639 & 37-640A



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 1S
RNG: 21E
SEC: 34



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: APRIL 5, 2005

4/5/05
SCC

37-545A

.40 cfs

37-639

.25 cfs

37-640A

1.00 cfs

1.65

$\div 110 \text{ AC} = 0.015$
cfs/Ac

POD: West canal

POU: Same as groundwater right 37-7593A
= 110 Acres

Water Right Report 37-545

Overclaimed Splits:

	Annual Volume
A	.40
B	.04
C	1.44
D	.02
E	.06
F	.0
G (Temp)	.0
H (Temp)	.0

Tributary
MALAD RIVER

From _____ To _____
/ to /

Total Diversion: 2.000 CFS

$\frac{9 \text{ (TEMP)}}{4 \text{ (TEMP)}}$
Annual Volume
 $\frac{.94}{3.42 \text{ cts}}$
 $.04$
 -11565

4

-11565

[illegible]

Dates and Other Information: