

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 37-11850
Date Received: 10/20/1988
Receipt No: M001664
Received By:

AMENDED CLAIM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CARLITA F SEVERE-MC IVER
330 BAYHORSE RD
BELLEVUE ID USA 83313

Phone: (208)788-2165

2. Date of Priority: 07/21/1880

3. Source: SEAMANS CREEK

Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	19E	31	SE NE	BLAINE	

5. Description of diverting works:

PUMP IN STREAM TO SPRINKLERS/ STOCK DRINK FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.08	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.08 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
02N	19E	31	SW NE	STOCKWATER	
			SW NE	IRRIGATION	4

Section Acres 4
Total Acres 4

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 CLAIM IS BASED ON A PORTION OF 37-1200 WHICH WAS DECREED TO THE LANDS WHICH HAVE BEEN SUBD.
THE P/U IS ON LOT 33 OF MULDOON SUBD. #2.

8-1-2001: AMENDED CLAIM PER CLAIMANT SEVERE. DOMESTIC USE CHANGED TO IRRIGATION AS CLAIMANT STATES THAT SHE HAS ALWAYS IRRIGATED 4 ACRES OF LAND BY SPRINKLER SINCE LAND PURCHASED IN 1977 AND LOTS DEVELOPED FROM MULDOON RANCH. ORIGINAL FILING FOR DOMESTIC FROM SEAMANS CREEK FOR LESS THAN 1/2 ACRE IRRIGATION WAS A MISUNDERSTANDING. -VH
Amended 10-18-2011 priority date.

15. Basis of Claim: Decreed

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: _____

IDWR FAX NOTE:

37-11850

10/18/11

from: STEVE CLELLAND

TO: CARLITA SEVERE - MCIVER

208-788-8960

→ AMENDED CLAIM FORM
to be signed & returned

2 pages + cover

if questions - call STEVE
208-287-4913

2002076700

03:19:30 p.m. 10-18-2011 2/3

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 37-11850
Date Received: 10/20/1988
Receipt No: M001664
Received By:

AMENDED CLAIM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CARLITA F SEVERE-MC IVER

Phone: (208) 788-2165

330 BAYHORSE RD
BELLEVUE ID USA 83313

2. Date of Priority: 07/21/1880

3. Source: SEAMANS CREEK

Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	19E	31	SE NE	BLAINE	

5. Description of diverting works:

PUMP IN STREAM TO SPRINKLERS/ STOCK DRINK FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.08	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.08 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
02N	19E	31	SW NE	STOCKWATER	
			SW NE	IRRIGATION	4

Section Acres 4

Total Acres 4

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 CLAIM IS BASED ON A PORTION OF 37-1200 WHICH WAS DECREED TO THE LANDS WHICH HAVE BEEN SUBD.

THE P/U IS ON LOT 33 OF MULDOON SUBD. #2.

8-1-2001: AMENDED CLAIM PER CLAIMANT SEVERE. DOMESTIC USE CHANGED TO IRRIGATION AS CLAIMANT STATES THAT SHE HAS ALWAYS IRRIGATED 4 ACRES OF LAND BY SPRINKLER SINCE LAND PURCHASED IN 1977 AND LOTS DEVELOPED FROM MULDOON RANCH. ORIGINAL FILING FOR DOMESTIC FROM SEAMANS CREEK FOR LESS THAN 1/2 ACRE IRRIGATION WAS A MISUNDERSTANDING. -VH

Amended 10-18-2011 priority date.

15. Basis of Claim: Decreed

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): Carolita Severe McIVER Date: 10/18/11

Starrline Morgan Horse Ranch
Carlita F. Severe-McIver
330 Bayhorse Road
Bellevue, Idaho 83313

Ho. 208-788-2165 Cell: 208-720-3985

facsimile transmittal

To: IDWR STEVE CLELLAND Fax: 208-287-6700
From: SEVERE-McIVER Date: 10/19/11
Re: AMENDED #37-11850 Pages: 2+COVER
CC: _____

Urgent

☒ For Review

☐ Please Comment

Please Reply

☐ Please Recycle

note:

Thank you, Sam

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 37-11850
Date Received: 10/20/1988
Receipt No: M001664
Received By:

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

1. Name of Claimant(s)

CARLITA F SEVERE-MC IVER Phone: (208)788-2165
330 BAYHORSE RD
BELLEVUE ID USA 83313

2. Date of Priority: 05/14/1909

3. Source: SEAMANS CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	19E	31	SE NE	BLAINE	

5. Description of diverting works:

PUMP IN STREAM TO SPRINKLERS/ STOCK DRINK FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.08	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.08 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
02N	19E	31	SW	NE	STOCKWATER	
			SW	NE	IRRIGATION	4
					Section Acres	4
					Total Acres	4

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 CLAIM IS BASED ON A PORTION OF 37-1200 WHICH WAS DECREED TO THE LANDS THAT HAVE BEEN SUBD. THE P/U IS ON LOT 33 OF MULDOON SUBD. #2

8-1-2001: AMENDED CLAIM PER CLAIMANT SEVERE. DOMESTIC USE CHANGED TO IRRIGATION AS CLAIMANT STATES THAT SHE HAS ALWAYS IRRIGATED 4 ACRES OF LAND BY SPRINKLER SINCE LAND PURCHASED IN 1977 AND LOTS DEVELOPED FROM MULDOON RANCH. ORIGINAL FILING FOR DOMESTIC FROM SEAMANS CREEK FOR LESS THAN 1/2 ACRE IRRIGATION WAS A MISUNDERSTANDING. -VH 8-10-01: OWNERSHIP CHANGE PER DOCUMENTS AND 1409(6) RECEIVED.

15. Basis of Claim: Decreed

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

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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

RECEIVED**AUG 09 2001**

Department of Water Resources
Southern Region

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

- I. 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
37-11848					
37-11850					

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) CARLITA F. SEVERE / JEANETTE E CRAIG MILES
P.O. BOX 411 BELLEVUE, ID 83313
4. New Owner/Claimant(s) CARLITA F. SEVERE-McIVER
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 330 DAY HORSE ROAD
- City, State and ZIP Code BELLEVUE, IDAHO 83313
- New Telephone Number (208) 788-2165
5. Date you acquired the property JUNE 11, 1998 TRANSFER TO SOLE OWNERSHIP

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) Carlita J. Squire-McIner
(include title if applicable) _____

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 _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED, Janette E. Ausness, Trustee of the Janette E. Ausness Living Trust, dated September 22, 1989, hereinafter called the grantor, hereby grants, bargains, sells and conveys unto Carlita F. Severe, or to such successor as may be hereafter appointed, hereinafter called the Grantee, whose address is 330 Bay Horse Road, P.O. Box 411, Bellevue, Idaho, 83313, the following described real estate situated in Blaine County, State of Idaho, to wit:

Lot thirty-three (33), of the Muldoon Ranch Subdivision No. 2, Blaine County, Idaho, as shown on the official plat thereof, recorded June 22, 1973, as Instrument No. 149860, records of Blaine County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And 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 encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 11 day of June, 1998.

Janette E. Ausness
Janette E. Ausness
Trustee of the Janette E. Ausness Living Trust,
dated September 22, 1989.

415497
Deed
BLAINE CO. REQUEST
Stratton
Laggis
JUN 17 AM 11 28
MARY GREEN CLERK
FEE \$ 3.00
6-17-98

STATE OF CALIFORNIA)
County of Orange) ss.

On this 11 day of June, 1998, before me, the undersigned, a Notary Public in and for the aforesaid county and state, personally appeared Janette E. Ausness known to me to be the Trustee of the Janette E. Ausness Living Trust, dated September 22, 1989, whose name is subscribed to the within and foregoing instrument and who acknowledged to me that as Trustee she executed the same on behalf of the Trust.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year in the Certificate first above written.

(seal)



Elizabeth Blanco
NOTARY PUBLIC FOR CALIFORNIA
Residing at *Laguna Niguel California*
Commission expires 3/17/00

CERTIFICATE OF REGISTRY OF MARRIAGE

(PERSONAL DATA, LICENSE TO MARRY, CERTIFICATION OF MARRIAGE)

12872

STATE FILE NUMBER		12872	
1a NAME OF GROOM—FIRST NAME Arthur		1c LAST NAME Aussness	
2a MIDDLE NAME Richard		2b DATE OF BIRTH July 3, 1920	
3 AGE—LAST BIRTHDAY 65		4 NUMBER OF THIS MARRIAGE 2	
5a DATE LAST MARRIAGE ENDED 1/23/1985		5b LAST MARRIAGE ENDED BY Death	
7a RESIDENCE OF GROOM—STREET ADDRESS 31578 Flying Cloud Drive		7b CITY OR TOWN Laguna Niguel	
8a PRESENT OR LAST OCCUPATION Engineer		8b KIND OF INDUSTRY OR BUSINESS Aerospace	
10a NAME OF FATHER OF GROOM Edward Aussness		10b BIRTHPLACE OF FATHER Norway	
11a MAIDEN NAME OF MOTHER OF GROOM Ellen Gundstrom		11b BIRTHPLACE OF MOTHER Washington	
12a NAME OF BRIDE—FIRST NAME Janette		12c LAST NAME Craigsmiles	
13 AGE—LAST BIRTHDAY 65		14 NUMBER OF THIS MARRIAGE 2	
15a DATE LAST MARRIAGE ENDED 10/11/1974		15b LAST MARRIAGE ENDED BY Death	
17a RESIDENCE OF BRIDE—STREET ADDRESS 31536 Flying Cloud Drive		17b CITY OR TOWN Laguna Niguel	
18a PRESENT OR LAST OCCUPATION Loan Processor		18b KIND OF INDUSTRY OR BUSINESS Bank	
20a NAME OF FATHER OF BRIDE Roy Callahan		20b BIRTHPLACE OF FATHER Ohio	
21a BIRTH NAME OF MOTHER OF BRIDE Georgia Wallace		21b BIRTHPLACE OF MOTHER Colorado	
22a AFFIDAVIT OF BRIDE AND GROOM: WE, THE BRIDE AND GROOM NAMED IN THIS CERTIFICATE, EACH FOR HIMSELF, STATE THAT THE FOREGOING INFORMATION IS CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF, AND WE HEREBY APPLY FOR LICENSE TO MARRY.			
22b BRIDE SIGNATURE <i>Janette Ellen Craigsmiles</i>		22c GROOM SIGNATURE <i>Arthur Richard Aussness</i>	
23a AUTHORIZATION AND LICENSE IS HEREBY GIVEN TO ANY PERSON ONLY AUTHORIZED BY THE LAWS OF THE STATE OF CALIFORNIA TO PERFORM A MARRIAGE CEREMONY WITHIN THE STATE OF CALIFORNIA TO SOLEMNIZE THE MARRIAGE OF THE ABOVE NAMED PERSONS; REQUIRED CONSENTS FOR THE ISSUANCE OF THIS LICENSE ARE ON FILE.			
25a SUBSCRIBED AND SWORN TO BEFORE ME ON 10/17/1985		25b DATE LICENSE ISSUED 10/17/1985	
25c EXPIRATION DATE 1/15/1986		25d LICENSE NUMBER 11972	
25e COUNTY OF ISSUE OF LICENSE ORANGE		25f COUNTY CLERK GARY L. GRANVILLE	
26a SIGNATURE OF WITNESS <i>Carlita J. Severo</i>		26b ADDRESS OF WITNESS—STREET ADDRESS P.O. Box 411	
27a SIGNATURE OF WITNESS <i>John W. Morrow</i>		27b ADDRESS OF WITNESS—STREET ADDRESS 31576 Flying Cloud Drive	
27c ADDRESS OF WITNESS—CITY OR TOWN AND STATE S. Laguna Ca 92677		27d ADDRESS OF WITNESS—CITY OR TOWN AND STATE Bellmore, Idaho 83313	
28a I HEREBY CERTIFY THAT THE ABOVE NAMED BRIDE AND GROOM WERE JOINED BY ME IN MARRIAGE IN ACCORDANCE WITH THE LAWS OF THE STATE OF CALIFORNIA.			
28b DATE November 17, 1985		28c NAME OF PERSON PERFORMING CEREMONY AND OFFICIAL TITLE D. Donald W. Case (Minister)	
28d ADDRESS—STREET ADDRESS, CITY OR TOWN AND STATE Laguna Niguel (Orange) California		28e ADDRESS—STREET ADDRESS, CITY OR TOWN AND STATE 245 Via Ballena, San Clemente, Ca 92672	
30 DATE ACCEPTED FOR REGISTRATION NOV 19 1985		31 LOCAL REGISTRAR—SIGNATURE <i>Lee A. Branch</i>	

I CERTIFY THAT, IF THIS SEAL IS AFFIXED IN PURPLE INK, THIS IS A TRUE AND CORRECT COPY OF THE PERMANENT RECORD FILED OR RECORDED IN THIS OFFICE.

DATE **JUL 15 1986** FEE **\$9.00**



COUNTY RECORDER

Lee A. Branch

ORANGE COUNTY, STATE OF CALIFORNIA

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 37-11850
Date Received: 10/20/1988
Receipt No: M001664
Received By: *8*

5024211

UH

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

1. Name of Claimant(s)

CARLITA F SEVERE Phone: (208)788-2165
330 BAYHORSE RD
BELLEVUE ID USA 83313

JEANETTE E CRAIGMILES Phone: (208)788-2165
330 BAYHORSE RD
BELLEVUE ID USA 83313

2. Date of Priority: 05/14/1909

3. Source: SEAMANS CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	19E	31	SE NE	BLAINE	

5. Description of diverting works:

PUMP IN STREAM TO SPRINKLERS/ STOCK DRINK FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.08	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.08 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
02N	19E	31	SW	NE		STOCKWATER	
			SW	NE		IRRIGATION	4
						Section Acres	4
						Total Acres	4

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 CLAIM IS BASED ON A PORTION OF 37-1200 WHICH WAS DECREED TO THE LANDS
WHICH HAVE BEEN SUBD
THE P/U IS ON LOT 33 OF MULDOON SUBD. #2

8-1-2001: AMENDED CLAIM PER CLAIMANT SEVERE. DOMESTIC USE CHANGED TO IRRIGATION AS
CLAIMANT STATES THAT SHE HAS ALWAYS IRRIGATED 4 ACRES OF LAND BY SPRINKLER SINCE LAND
PURCHASED IN 1977 AND LOTS DEVELOPED FROM MULDOON RANCH. ORIGINAL FILING FOR
DOMESTIC FROM SEAMANS CREEK FOR LESS THAN 1/2 ACRE IRRIGATION WAS A
MISUNDERSTANDING. -VH

15. Basis of Claim: Decreed

16. Signature(s)

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): Carlita & James McVicker Date: 8-1-01

_____ Date: _____

State of Idaho)
County of Latah) SS.

Subscribed and sworn (or affirmed) before me this 15th Day
of August 2001

[Signature]

Notary Public

Residing at Buhl Idaho

My commission Expires 5-7-2003





IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s): 37-11848 37-11850

☐ Old Mailing Address: P.O. BOX 411

BELLEVUE, IDAHO 83313

☐ New Mailing Address: 330 BAY HORSE ROAD

BELLEVUE, IDAHO 83313

☐ New Telephone Number: () -

☐ Signature of Claimant(s): Carlita J Severs-McIver

Date: _____

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date:	By:
Further Action Needed:	
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:

Idaho Department of Water Resources Receipt

Receipt ID S024211

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$29.00	ADJUDICATION FILING FEE	0337		44503	1155


Signature Line (Dept. Representative)

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: A37-11850
Date Received: 10/20/1988
Receipt No: 1001664
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEANETTE E. CRAIGMILES 208-788-2165
Address: P.O. BOX 411
BELLEVUE, ID 83313

AND/OR

Name: CARLITA F. SEVERE 208-788-2165
Address: P.O. BOX 411
BELLEVUE, ID 83313

2. Date of Priority: MAY 14, 1909

3. Source: SEAMANS CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	19E	31	SE	NE			BLAINE

5. Description of diverting works:
PUMP IN STREAM TO SPRINKLERS/ STOCK DRINK FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	04/01	11/01	0.060		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ IRRIG. OF LESS THAN 1/2 AC. AROUND HOUSE, S/ 20 HORSES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	19E	31	SE	NE	STOCK DOMEST	

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:
A37-11848 FOR WELL

14. Remarks:
THIS CLAIM IS BASED ON A PORTION OF 37-1200 WHICH WAS DECREED
TO THE LANDS WHICH HAVE BEEN SUBD. THE P/U IS ON
LOT 33 OF MULDOON SUBD. #2.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

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: 1

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): Carlita J. Severa Date: 10/20/88

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of Oct. 19 88
[Signature]
Notary Public

Seal

Residing at Kinsey, Id.
My Commission Expires 6/30/94



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

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

☐ Water Right Number(s): A37-11848,-11850

☐ Old Mailing Address: PO Box 411, Bellevue, ID. 83313

☐ New Mailing Address: 330 Bayhorse Rd.

Bellevue, Idaho 83313

☐ New Telephone Number: () no change

☐ Signature of Claimant(s):

Date:

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

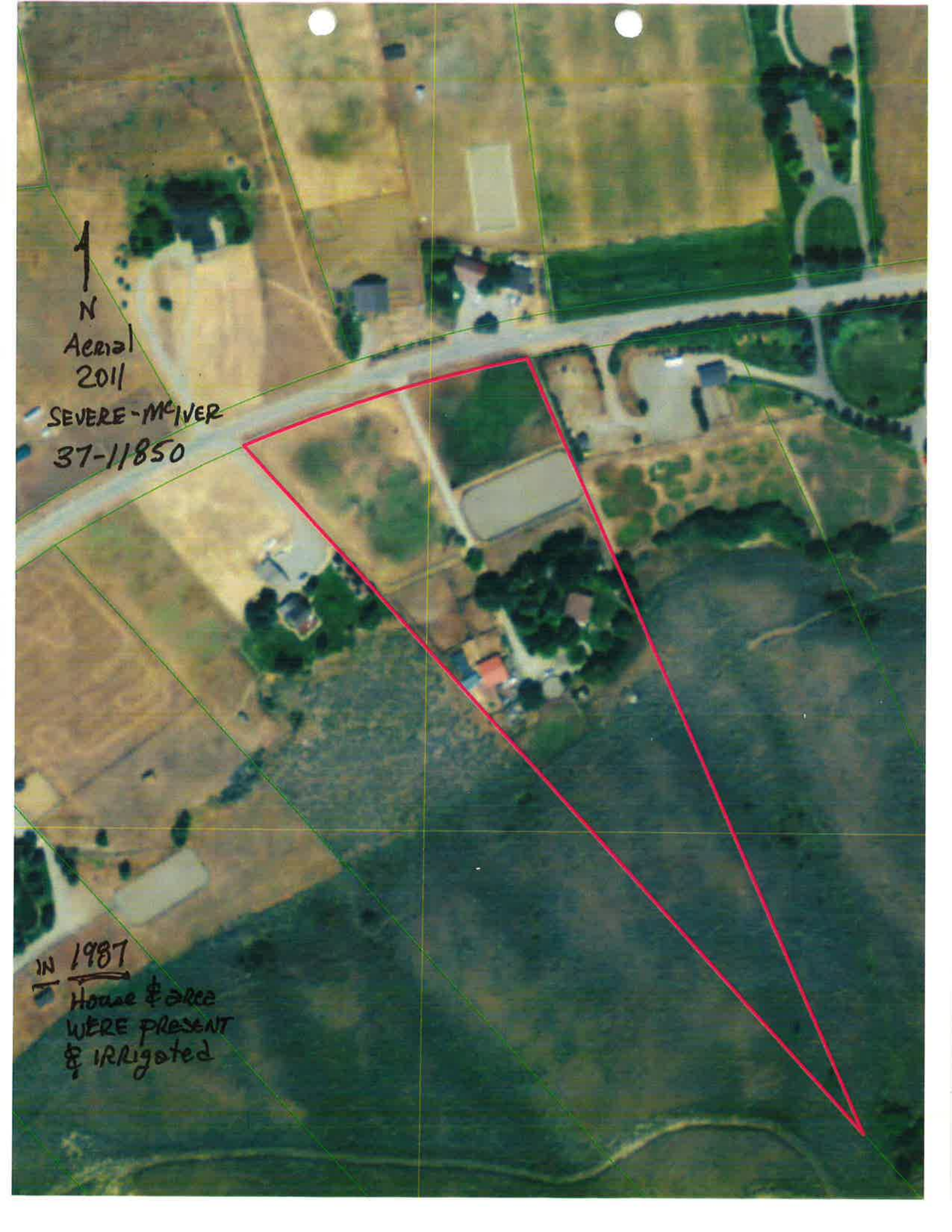
Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:



1
N
Aerial
2011

SEVERE-MCIVER
37-11850

IN 1987
House & area
WERE PRESENT
& IRRIGATED

Seaman's Creek Notes

ACTION CHECKLIST

37-1201A (BEAUDET) 37-11850 (SEVERE-McIVER)

Subcase No.: + 37-20624 (RINKER) & 37-22582 (SHOENAKER)

DATE	TIME	ACTION	INITIAL
10-12-11	1:30	TELEPHONE STATUS CONFERENCE (SM BILYEU IN CT; ROB WILLIAMS, CRAIG HOBDEY, AL BARKER, CARLITA SEVERE-McIVER & NBS BY PHONE.)	
		37-1201A (BEAUDET). FRITZ HAEMMELE DID NOT APPEAR. NO ACTION TAKEN.	
		37-11850 (SEVERE-McIVER). CLAIMANT MOVES TO SET ASIDE PARTIAL DECREE. SM <u>CONDITIONALLY GRANTS THE MOTION</u> (CONDITIONED ON CLAIMANT FILING AN AMENDED CLAIM AND DWR FILING AN ADR). SM SETS FOLLOWING DATES:	
		10-28-11: CLAIMANT TO FILE AMENDED CLAIM WITH DWR [NOTE: STEVE LELLAND NEEDS TO CALL CLAIMANT AGAIN AT 208-788-2165 TO DISCUSS SITUATION AND GET CLAIMANT'S FAX AND E-MAIL ADDRESS. HE CAN THEN PREPARE DRAFT AMENDED CLAIM AND (FAX) OR E-MAIL IT TO HER FOR SIGNATURE.]	
		* 11-28-11: ADR DUE	
		12-16-11: OBJ DEADLINE	
		1-13-12 RESP DEADLINE	
		SM SETS TSC FOR 1-11-12 @ 10:00 A.M.	

(3PM)
10/18/11 Called to # shown
JULY 21ST
1880
Amended Priority

Thanks
Steve!

208-788-8960
Carlita Severe-
McIver

✓ FAX SENT -
3:30 pm
SEL

ACTION CHECKLIST

Subcase No.: 37-1201 A ET AL.

DATE	TIME	ACTION	INITIAL
10-12-11	1:30	NOTES CONT'D FROM PAGE ABOVE	
		37-12013 (McCRAY TRUST). NOT YET BEFORE THE COURT BECAUSE CLAIM HASN'T BEEN REC'D YET. BUT NBS REPORTED STEVE GLELAND IS WORKING WITH PAUL ARRINGTON ON IT AND REC WILL BE FILED IN FALL 2011 LATE CLAIMS REPORT	
		37-20624 (RINKER) AND 37-22582 (SHOEMAKER): HOBDEY AND BARKER HAVE BEEN SENT WILLIAMS' DECREE RESEARCH. THESE CAN WAIT UNTIL ISSUES WITH 1201A, 1201B AND 11850 ARE RESOLVED. THEN SF-5s FOR THESE TWO CAN BE SIGNED (ASSUMING BARKER/HOBDEY OBJ'S ARE RESOLVED).	
		SM SETS THESE TWO FOR TSC ON 1-11-12 @ 10:00 A.M., AT THE SAME TIME AS 37-1201A AND 37-11850.	

01/06/2007

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: 01/19/2007

Water right number: 37-11850

CARLITA F SEVERE-MC IVER
330 BAYHORSE RD
BELLEVUE ID 83313

Telephone Number: (208)788-2165

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

PRIORITY DATE MAY 14, 1909

FORFEITED/ABANDONED DUE TO NON-USE FROM 1982-1987.

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

~~THE~~ A PUMP (QSS) WHICH PUMPED WATER FROM THE STREAM THRU PIPES AND HOSES TO SPRINKLERS AND PRIMITIVE DITCHES WHICH WERE USED FOR THE OLD IRRIGATION FOR PRODUCING HAY AND PASTURE, WAS USED THRU THE YEARS OF 1982-1987

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

IT WAS IN USE AT THE TIME MENTIONED AND I WAS NEVER NOTIFIED OF THIS RECOMMENDATION UNTIL JANUARY 8, 2007. I HAVE ENCLOSED 2 WRITTEN STATEMENTS AND A LIST OF PERSONS ASSOCIATED WITH THE PUMP AND IRRIGATION THRU 1982-87, (Before and After) THAT ARE WILLING TO TESTIFY AS A WITNESS DURING THE TIME FRAME QUESTION

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

DATE:

1/18/07

SIGNATURE:

CARLITA F. SEVERE-MC IVER

Please print your name:

CARLITA F. SEVERE-MC IVER

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

January 17, 2007

This is a reply to the recommendation for the water right decree for use of the stream (Seaman Creek) for irrigation purposes to produce hay and or pasture for my horse boarding and breeding programs. The recommendation suggests that it was not used through the years 1982 thru 1987 and requests a reply to this.

I was using a 5 horsepower gasoline pump connected to a pipe which ran to some sprinklers. I was also using the ditches that were still here from the use of the original ranch. The water was piped into these ditches and were used for a primitive flood irrigation. Although a very primitive operation I was able to get cuttings of alfalfa hay and some pasture thru the summer months.

I have listed a few more people that I have tracked down that were associated with the ranch and what was being used from the stream, that have verbally stated that they remember the pumping of water from the stream and the useage of what was produced by it before and thru the questioned period of 1982 thru 1987..

Grant Jennings Cut Hay and baled (1980 thru 83)
Jill Lawson Cut Hay and baled (1983 thru 87) Joined with Grant Jennings company
Kathryn Williams Boarded horses and breeding program (1980 thru 1990)
Gina Bass Friend and frequent visitor to ranch
Cameron Hair/Ryan Boarding and Breeding horses of his fathers, Pat Ryan (deceased)
Kini Lang Friend and helpmate with running the ranch with her children

These are some that I have contacted and am still working on a few others. Hunting down everybody from twenty-five years ago, In only two weeks has been a challenge. What about all the children that helped with the irrigation process.

My Mother Janette Ausness that was on the original claim (who was signed off in 2001 is still alive and here in Idaho, but has Alzheimers and would not be much help. All the neighbors that were here at that time are gone or deceased. I am still trying to track some of those but the time element is difficult. It has been quite interesting going back into my " pioneering days as I call them". .

Any questions please contact me at 208.788.2165

Thank You,

Carlita Dyer Miller

Jan 17, 2007

I am witness to the fact that the stream was supplying water to the front pastures at 330 Bayhorse Rd. 1979, 1980, 1981, 1982 and most of 1983 via gasoline irrigation pump, pumping from the stream, into several 2 inch sprinkler lines feeding both sprinkler heads and irrigation ditches. The water was necessary for the growth of baled alfalfa. The field was also used for grazing after the first cutting, in which time, it was also irrigated. The stream was also utilized in the watering of boarded horses whose corrals are situated so that they have access to the stream. In all, the stream was an integral part of the operating ranch and a necessity for the production of hay from the irrigated pasture.

John Murphy
1-208-720-0242
Po Box 2453
Hailey, Idaho 83333


01-7-07

January 18, 2007

To whom it may concern:

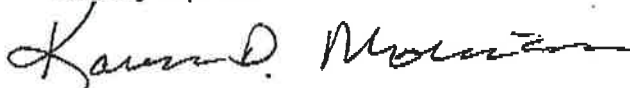
I am writing this letter on behalf of Carlita Severe/McIver regarding my knowledge of the water usage on her property located at 330 Bayhorse Road in Muldoon Canyon. Muldoon Subdivision II Lot # 33.

We were both employees of Blaine County School District and became friends who, with our children frequented each others home on several times a week basis through out 1978 and 1990. Carlita has always raised horses on this property which in turn required irrigation in order to feed and board horses.

This involved pumping water from the stream with a gasoline 5 horsepower pump thru a two inch pipe to two inch handlines with sprinkler heads. I personally helped move the hand lines, feed, and haul water on many occasions. Carlita also turned the water into existing ditches to flood irrigate the pasture, we also helped with the cutting and hauling of the hay produced. It was then used as pasture for the rest of the season

Karen Morrison

January 18, 2007



Carlita Severe-McIver
330 Bayhorse Road
Bellevue, Idaho
83313

facsimile transmittal

To: ^{SRBA} Idaho Department of water resources **Fax:** 1-208-736-3037

From: Carlita Severe-McIver **Date:** 1/19/2007

Re: Recommendation for water right
decree-REPLY **Pages:** 10 including cover

CC:

☒ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

note

ATTENTION DOUGLAS JONES
SRBA

01/24/2007

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

RIGHT NUMBER: 37-11850

NAME AND ADDRESS: CARLITA F SEVERE-MC IVER
330 BAYHORSE RD
BELLEVUE ID 83313

SOURCE: SEAMANS CREEK

TRIBUTARY: SINKS

QUANTITY: 0.060 CFS

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

PRIORITY DATE: 05/14/1909

POINT OF DIVERSION: T02N R19E S31 SWSWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/15 10/31	0.060 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R19E S31 SWNE 2.00 T02N R19E S31 SENW 1.10

STOCKWATER same as IRRIGATION

3.1 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use 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 - Decreed

Review of Claim 37-11850

S. Keen
1/24/2007

The notice of error and supporting documentation convinced me to change the recommendation from "disallowed" to "active".

This claim represents a portion of deeded right ~~37-1200~~ 37-1201. This afternoon Chris Bromley and I discussed the rotation among rights 37-1198, 37-1200, and 37-1201 that was part of the old decree. There is no evidence that the rotation remained an active practice in the 1970s through now. We concluded that the rotation was essentially abandoned through laches and that this claimant used whatever water arose in the intermittent channel downstream from the Shomaker (37-1198 + 37-1200) property. Therefore, the rotation was not included in the recommendations for rights 37-1198, 37-1200, and 37-11850.

Carlita Severe-McIver
330 Bayhorse Road
Bellevue, Idaho
83313

facsimile transmittal

To: **SRBA** Idaho Department of water resources Fax: 1-208-736-3037

From: Carlita Severe-McIver Date: 1/19/2007

Re: Recommendation for water right decree-REPLY Pages: 10 including cover

CC:

☒ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

note

ATTENTION DOUGLAS JONES
SRBA

01/06/2007

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: 01/19/2007

Water right number: 37-11850

CARLITA F SEVERE-MC IVER
330 BAYHORSE RD
BELLEVUE ID 83313
Telephone Number: (208)788-2165

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

PRIORITY DATE MAY 14, 1909

FORGOTTEN/ABANDONED DUE TO NON-USE FROM 1982-1987.

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

~~THE~~ A PUMP (GAS) WHICH PUMPED WATER FROM THE STREAM THRU PIPES AND HOSES TO SPRINKLERS AND PRIMITIVE DITCHES WHICH WERE USED FOR THE OLD IRRIGATION FOR PRODUCING HAY AND PASTURE, WAS USED THRU THE YEARS OF 1982-1987

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

IT WAS IN USE AT THE TIME MENTIONED AND I WAS NEVER NOTIFIED OF THIS RECOMMENDATION UNTIL JANUARY 8, 2007. I HAVE ENCLOSED 2 WRITTEN STATEMENTS AND A LIST OF PERSONS ASSOCIATED WITH THE RANCH AND IRRIGATION THRU 1982-87, BEFORE AND AFTER. I AM WILLING TO TESTIFY AS A WITNESS DURING THE TIME FRAME QUESTION.

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

DATE:

1/18/07

SIGNATURE:

CARLITA F SEVERE MC IVER

Please print your name:

CARLITA F. SEVERE MCIVER

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

January 17, 2007

This is a reply to the recommendation for the water right decree for use of the stream (Seaman Creek) for irrigation purposes to produce hay and or pasture for my horse boarding and breeding programs. The recommendation suggests that it was not used through the years 1982 thru 1987 and requests a reply to this.

I was using a 5 horsepower gasoline pump connected to a pipe which ran to some sprinklers. I was also using the ditches that were still here from the use of the original ranch. The water was piped into these ditches and were used for a primitive flood irrigation. Although a very primitive operation I was able to get cuttings of alfalfa hay and some pasture thru the summer months.

I have listed a few more people that I have tracked down that were associated with the ranch and what was being used from the stream, that have verbally stated that they remember the pumping of water from the stream and the useage of what was produced by it before and thru the questioned period of 1982 thru 1987..

Grant Jennings Cut Hay and baled (1980 thru 83)
Jill Lawson Cut Hay and baled (1983 thru 87) Joined with Grant Jennings company
Kathryn Williams Boarded horses and breeding program (1980 thru 1990)
Gina Bass Friend and frequent visitor to ranch
Cameron Hair/Ryan Boarding and Breeding horses of his fathers, Pat Ryan (deceased)
Kini Lang Friend and helpmate with running the ranch with her children

These are some that I have contacted and am still working on a few others. Hunting down everybody from twenty-five years ago, In only two weeks has been a challenge. What about all the children that helped with the irrigation process.

My Mother Janette Ausness that was on the original claim (who was signed off in 2001 is still alive and here in Idaho, but has Alzheimers and would not be much help. All the neighbors that were here at that time are gone or deceased. I am still trying to track some of those but the time element is difficult. It has been quite interesting going back into my "pioneering days as I call them". .

Any questions please contact me at 208.788.2165

Thank You,

Carol Ann Miller

Jan 17, 2007

I am witness to the fact that the stream was supplying water to the front pastures at 330 Bayhorse Rd. 1979, 1980, 1981, 1982 and most of 1983 via gasoline irrigation pump, pumping from the stream, into several 2 inch sprinkler lines feeding both sprinkler heads and irrigation ditches. The water was necessary for the growth of baled alfalfa. The field was also used for grazing after the first cutting, in which time, it was also irrigated. The stream was also utilized in the watering of boarded horses whose corrals are situated so that they have access to the stream. In all, the stream was an integral part of the operating ranch and a necessity for the production of hay from the irrigated pasture.

John Murphy
1-208-720-0242
Po Box 2453
Hailey, Idaho 83333


01-7-07

January 18, 2007

To whom it may concern:

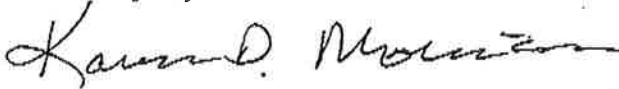
I am writing this letter on behalf of Carlita Severe/McIver regarding my knowledge of the water usage on her property located at 330 Bayhorse Road in Muldoon Canyon. Muldoon Subdivision II Lot # 33.

We were both employees of Blaine County School District and became friends who, with our children frequented each others home on several times a week basis through out 1978 and 1990. Carlita has always raised horses on this property which in turn required irrigation in order to feed and board horses.

This involved pumping water from the stream with a gasoline 5 horsepower pump thru a two inch pipe to two inch handlines with sprinkler heads. I personally helped move the hand lines, feed, and haul water on many occasions. Carlita also turned the water into existing ditches to flood irrigate the pasture, we also helped with the cutting and hauling of the hay produced. It was then used as pasture for the rest of the season

Karen Morrison

January 18, 2007



01/06/2007

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

RIGHT NUMBER: 37-11850

NAME AND ADDRESS: CARLITA F SEVERE-MC IVER
330 BAYHORSE RD
BELLEVUE ID 83313

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

Forfeited/abandoned due to non-use from 1982 to 1987.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Forfeited/abandoned: This is included for a claim based on a decree or license that is proposed to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

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: A37-11850

Date Received: 10/20/1988

Receipt No: MO01664

Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEANETTE E. CRAIGMILES 208-788-2165
Address: P.O. BOX 411
BELLEVUE, ID 83313

AND/OR

Name: CARLITA F. SEVERE 208-788-2165
Address: P.O. BOX 411
BELLEVUE, ID 83313

2. Date of Priority: MAY 14, 1909

3. Source: SEAMANS CREEK Trib. to: BIG WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	19E	31	SE	NE			BLAINE

5. Description of diverting works:
PUMP IN STREAM TO SPRINKLERS/ STOCK DRINK FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	04/01	11/01	0.060		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ IRRIG. OF LESS THAN 1/2 AC. AROUND HOUSE, S/ 20 HORSES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	19E	31	SE	NE	STOCK DOMEST	

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:
A37-11848 FOR WELL

14. Remarks:

THIS CLAIM IS BASED ON A PORTION OF 37-1200 WHICH WAS DECREED
TO THE LANDS WHICH HAVE BEEN SUBD. THE P/U IS ON
LOT 33 OF MULDOON SUBD. #2.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

D-0

in. 19 2007 02:07PM P7

FAX NO. : 2087888960

FROM : STARRLINE

Water Right Number - 37-01200

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

+ - First Name - - +

+ - - - - Address - - - - -

+ * C - CURRENT OWNER * * *

DALY

M. J.

1 -

2 -

3 -

City-

Phone -

State-

Zip-

+ - - Priority Date - - +
05/14/1909+ - - Region - - - +
17+ - - Stage - - - +
D - DECREE

+ - - Status - - - +

+ - - Source - - - - +
SEAMANS CREEK+ - - Tributary - - - - +
BIG WOOD RIVER+ - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot RPlg County

Stream Index (Blank if no Index Code) - - - - +

+ - - Code Description Period From Period To

Diversion Rate Diversion Volume

01 - IRRIGATION

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +

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

Description

County

02N

19E

31

NE NE

01

IRRIGATION

13

BLAINE

02N

19E

31

NW NE

01

IRRIGATION

13

BLAINE

02N

19E

31

SE NE

01

IRRIGATION

13

BLAINE

02N

19E

32

NW NW

01

IRRIGATION

13

BLAINE

02N

19E

32

SW NW

01

IRRIGATION

13

BLAINE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - -

RT. FOR ENTIRE FLOW LESS 3.0 CFS EVERY 3RD WEEK IN ROTATION.
NO PRIORITY LISTED; 5/14/1909 IS DATE OF DECREE.
P/D NOT IN DECREE BUT DETERMINED FROM USGS MAP.+ - - Conditions of Approval - - - - -
No Conditions of Approval found.

040

19 2007 02:08PM PB

FAX NO. :2087888960

FROM :STARLINE

ADJUDICATING REPORT

05/20/88 13:21:00
Page 2

Water right number - 37-01200

Adj. flag translation: Standard Water Right Number

+ - - - - Decree Plaintiff - - - +
JOSLYN

+ - - - - Decree Defendant - - - +
DALY & CAMPBELL (INTERVENOR)

+ - Decree Date - +
05/14/1909

+ - - Microfilm Rolls -

+ - - Audit Fields - 03/07/86

05/20/88 CONVERT

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 03/07/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 05/14/1909				

MEMORANDUM

TO: 37-14278

FROM: Erin Retelle

RE: Field Exam

Date: January 8, 2007

.....

On October 31, 2006, I visited the EE-Da-How Ranch. The ranch is irrigated with water primarily from Seamons Creek.

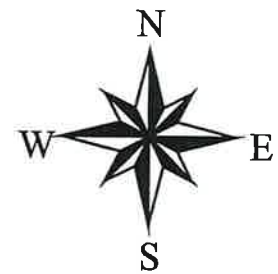
With the assistance of the ranch manager, I preformed a Manning's equation estimate on Seamons Creek in Section 34, just upstream of the ranch. The calculation gave a flow rate of 0.73 cfs.

The water is collected in a large reservoir in the middle of the ranch (see layouts) and pumped through mainlines throughout the property. At the point labeled "Pumps 1" is a pumphouse containing a 20 hp pump. At the point labeled "Pumps 2" are 2 7hp submersible pumps. The ranch also has smaller aesthetic/recreational ponds that are not part of the irrigation system.

The outflow from the reservoir is through a glory hole in to a channel. The water sinks near the middle of the NW quarter of Section 32, and rises again in a lesser amount in the NENE of Section 31. At the time I visited the area, no water was flowing off the ranch. However, a very small channel (2 ft wide x less than a foot deep) meandered into the subdivision downstream of the ranch. The channel was evident on the Schwenk and Beudet properties in the SWNE of Section 31, but became less defined and fizzled out in the properties to the west. I marked a GPS point where someone built their driveway over where the channel would have been with no drainage pipe (labeled "no water possible beyond here).

37-14278

-  Blaine taxlots
-  Recommendation POD
-  Administrative BasinsAdminbas.shp
-  Township/Range
-  Sections
-  QQ

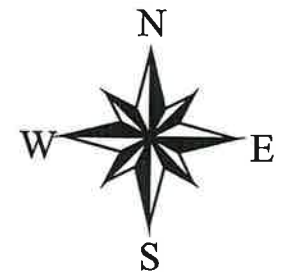
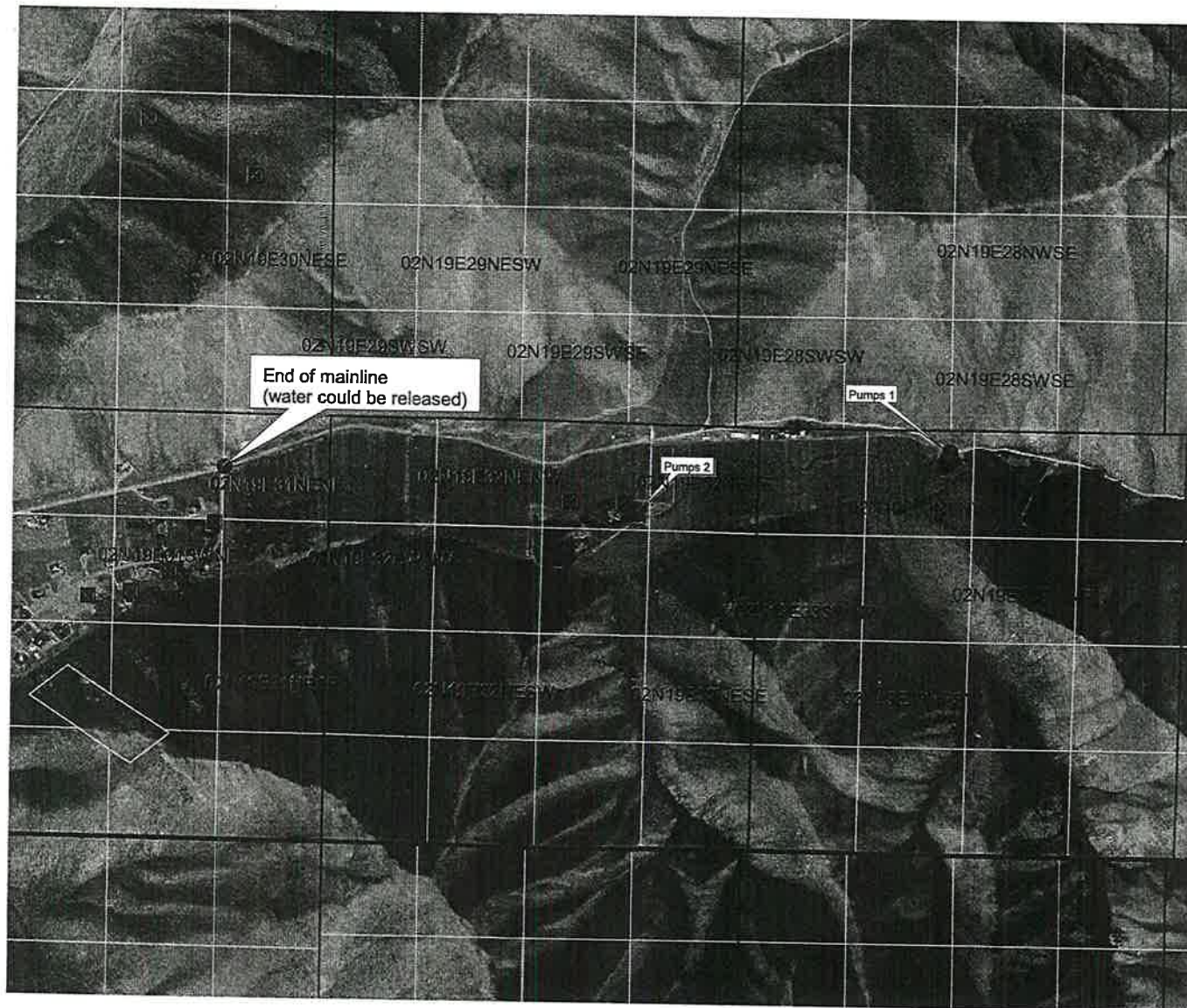


0.4 0 0.4 0.8 Miles

January 8, 2007
Erin Retelle, IDWR

37-14278

- Recommendation POD
- Administrative Basins Adminbas.shp
- Township/Range
- Sections
- QQ



January 8, 2007
Erin Retelle, IDWR

MANNING EQUATION CHANNEL CAPACITY RESULTS

11-01-2006

File Number: 37-14278
Claimant: Shoemaker
Channel measured: Seamon's Creek
Date of measurement: 10/31/2006
Measurement location:

Calculation prepared by: Erin Retelle
Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 60 feet.
The upstream and downstream rod readings are 4.99 and 5.90 feet.
The channel cross section is 1.19 ft-sq.
The wetted perimeter is 8.79 feet.
The hydraulic radius is 0.14 feet.
The slope is 0.0152
The roughness coefficient is 0.0793
The flow velocity is 0.611 ft/sec.
The rate of flow is 0.73 cfs.

CROSS SECTION NUMBER 1

For File Number 37-14278 for the Seamon's Creek

Number	Rod Reading	Water Depth	Distance
1	5.09	0.00	0.00
2	4.80	-0.29	0.50
3	4.80	-0.29	1.00
4	5.50	0.41	1.50
5	5.14	0.05	2.00
6	5.24	0.15	2.50
7	5.38	0.29	3.00
8	5.33	0.24	3.50
9	5.40	0.31	4.00
10	5.45	0.36	4.50
11	5.60	0.51	5.00
12	5.55	0.46	5.50
13	5.48	0.39	6.00
14	5.34	0.25	6.50
15	5.12	0.03	7.00
16	4.79	-0.30	7.50
17	4.73	-0.36	8.00

The area for this cross section is 1.19 square feet
and the wetted perimeter is 8.79 feet.

01/05/2007

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

RIGHT NUMBER: 37-11850

NAME AND ADDRESS: CARLITA F SEVERE-MC IVER
330 BAYHORSE RD
BELLEVUE ID 83313

SOURCE: SEAMANS CREEK

TRIBUTARY: SINKS

QUANTITY: 0.060 CFS

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

PRIORITY DATE: 05/14/1909

POINT OF DIVERSION:

T02N R19E S31 SWSWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/15 10/31	0.060 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R19E S31 SWNE 2.00 T02N R19E S31 SENW 1.10

STOCKWATER same as IRRIGATION

3.1 ACRES TOTAL

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE 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 - Decreed

Stockwater use is for 20 stock.



Idaho Department of Water Resources

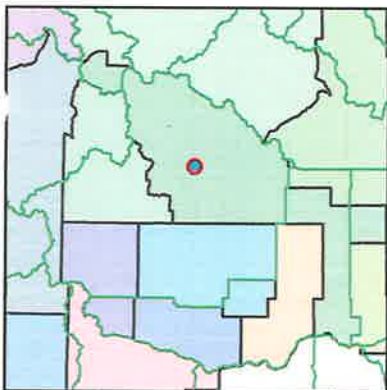
SRBA Recommendation:

37-11850

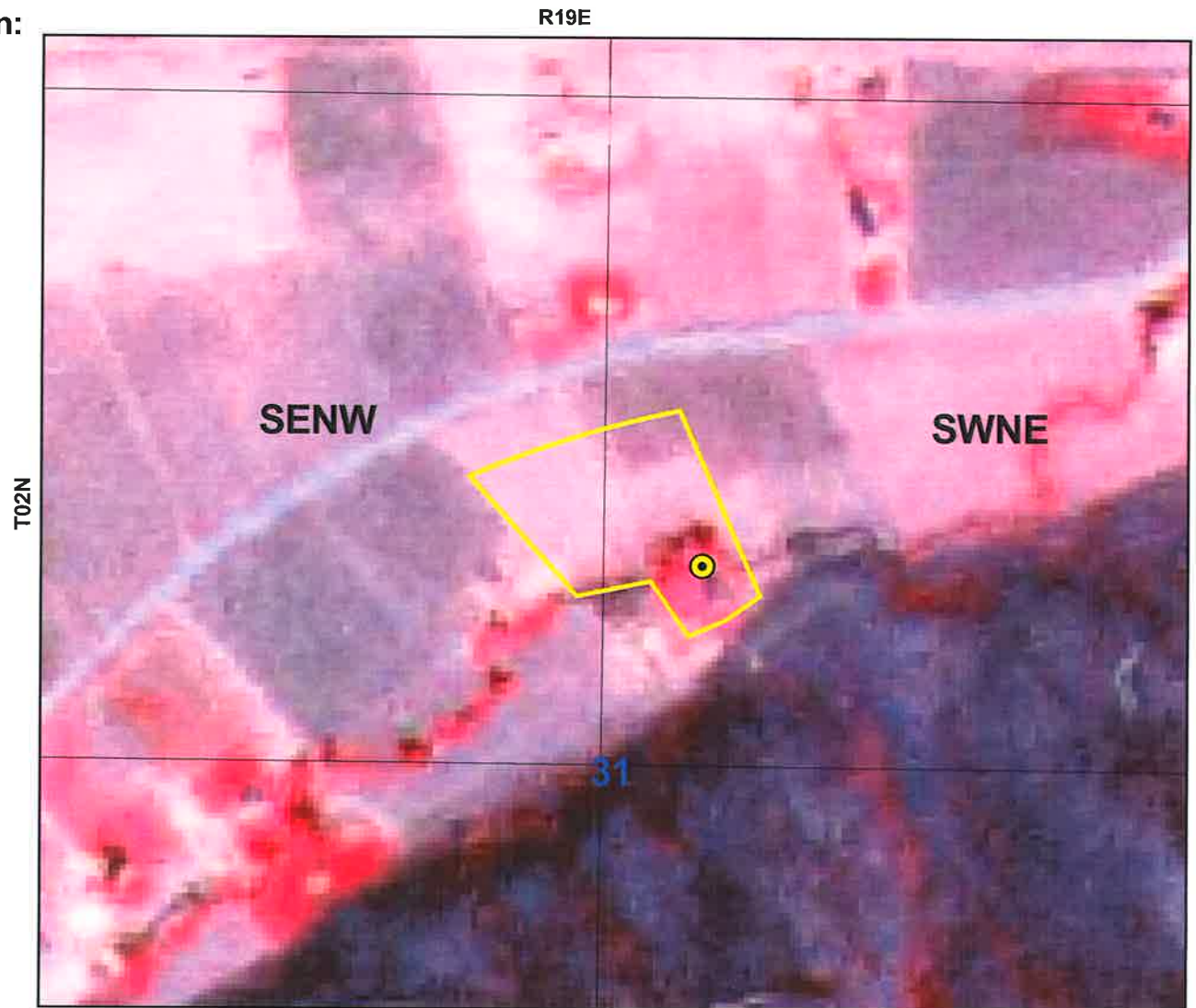
(Irrigation)

Legend

-  **Point of Diversion**
-  **Place of Use**
-  **Townships**
-  **PLS Sections**
-  **Quarter Quarters**



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles



Prepared by C. Saxton
On Friday, January 5, 2007
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11850 V1

WATER RIGHT NUMBER: 37-11850 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARLITA F SEVERE-MC IVER 330 BAYHORSE RD BELLEVUE, ID 83313 (208)788-2165
Original Owner	JEANETTE E CRAIGMILES 330 BAYHORSE RD BELLEVUE, ID 83313 (208)788-2165

Priority Date: 05/14/1909

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SEAMANS CREEK	SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
IRRIGATION	04/15 to 10/31	0.060 CFS	
<u>Total Diversion:</u>		0.060 CFS	

Location of Point(s) of Diversion

SEAMANS CREEK	SW1/4SW1/4NE1/4	Sec. 31, Twp 02N, Rge 19E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	19E	31			2.0				1.1										3.1

Total Acres: 3.1

STOCKWATER same as IRRIGATIONConditions of Approval:

1. X02 Stockwater use is for 20 stock.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. C18 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11850 V1

5. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. vhancock 8/10/2001 Amended Claim

Comment: Claim amended to add irrigation of 4 acres and delete domestic use. Claimant stated that when she originally filed she was told that she would be able to irrigate up to several acres with a domestic water right. She says that she began pumping from Seamons creek and irrigating four acres with sprinklers soon after she she purchased her lot in 1977. She said she never noticed that it said only 1/2 acre of irrigation on her original claim.

2. vhancock 8/10/2001 Remarks

Comment: Remarks on recommendation updated when irrigation use added. Further review needed.

3. csaxton 1/5/2007 Copied From Claim

Comment: THIS CLAIM IS BASED ON A PORTION OF 37-1200 THAT WAS DECREED TO THE LANDS WHICH HAVE BEEN SUBD.

THE POU IS ON LOT 33 OF MULDOON SUBD. NO2.

S/ 20 HORSES

4. csaxton 1/5/2007 POD

Comment: Assumed that the recommended POD is not as originally decreed.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			01/05/2007	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	1/5/2007 4:13:47 PM	csaxton	Updated shape for Active POU
POD	1/5/2007 4:13:09 PM	csaxton	Updated shape
POD	1/5/2007 4:13:25 PM	csaxton	Updated PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-11850 V1

POU	1/5/2007 4:13:54 PM	csaxton	Updated PLS for Active POU
Summary	1/5/2007 4:19:08 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

Water Supply Bank:

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

August 10, 2001

Regarding:

Customer:

37-11850

CARLITA SEVER-MC IVER

Claimant came into the office on August 1, 2001 to change the address and ownership of her claims. She had IDWR documents for 37-11848 and 37-11850. She referred to 37-11850 on Seamons Creek as her irrigation claim.

She first completed an address change form to correct her address. We then determined that to change the ownership of her claims by removing her mother, who no longer had an interest in the property, she needed additional documentation that Jeanette Cragmiles and Jeanette Ausness were one and the same person (see marriage certificate rec'd this date).

We then discussed her water right from Seamons Creek, which had been filed as a domestic and stockwater claim, but had not been reported to the SRBA court with the other D and S claims. This claim is based on a 1909 decreed right for irrigation which was appurtenant to the original ranch subdivided into Muldoon Ranch Subdivision. One of her concerns was that a user upstream from her had dried up the creek for the first time since she purchased her lot in 1977 so that she couldn't sprinkler irrigate from the creek, there was no water for her horses and the trees along the bank were dying.

I told her that she only had a right to irrigate $\frac{1}{2}$ acre with the claim she had filed. She said she has always irrigated 3 to 4 acres from the creek and that she told the person that took her original claim that. She said that in 1988 she understood that a \$25 domestic claim would allow her to irrigate several acres and so that is the way she decided to go. She had never noticed that her original claim stated that the "domestic" use was for less than $\frac{1}{2}$ acre around her house.

After talking to Carlita, it appeared that she most probably had misunderstood the limits of a domestic claim and that an irrigation claim for 4 acres would be more accurate. I amended the claim, removing domestic use and adding irrigation use and she paid the appropriate additional fees. As there had already been a recommendation created, I made some appropriate changes in the Ecvr also. After the claimant had left, I printed a 1987 aerial photo of the area and it also supports more than $\frac{1}{2}$ acre of irrigation on what looks like the vicinity of Lot 33 (see attached).

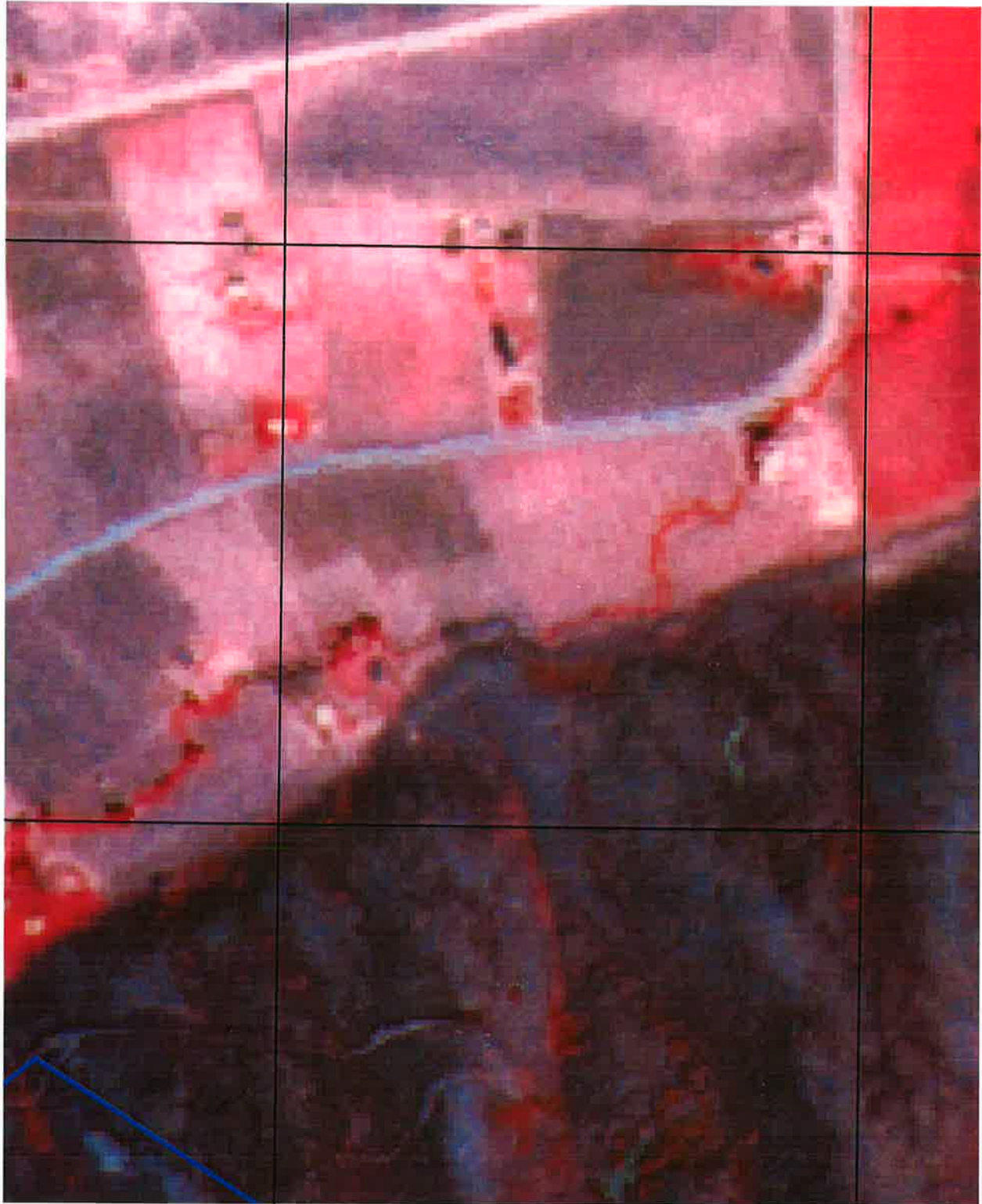
Regarding her concerns about the upstream user, research showed that the upstream user had water right claims superior to hers in priority. She said

that the previous owner of that property had always made sure that enough water came down to her so that she had stock water, etc. She said that even in the dry years of the 80s water in Seamons had reached her property, and she blamed the addition of another pond on the ranch above her for the difference this low water year. Allen Merritt suggested I tell her that she send us a written complaint if she believed that the additional pond had injured her ability to receive her water right, but told me to remind her that this is a bad drought year.

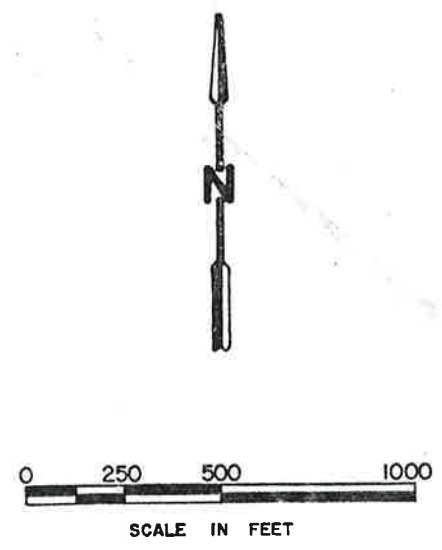
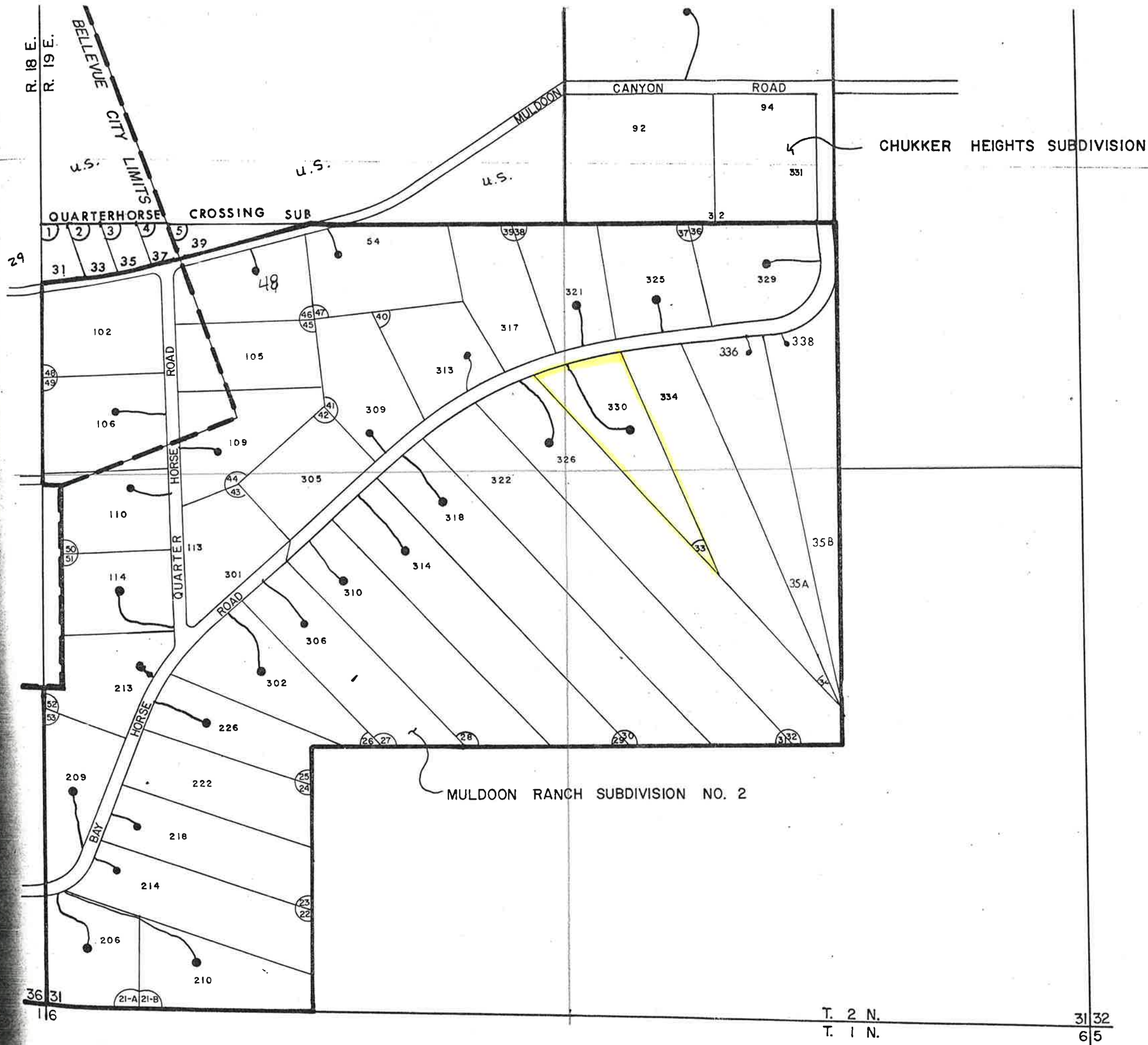
It sounds as if there are some issues about agreements reached regarding percentages of water to be delivered to the subdivision from the original ranch rights, etc that may enter into these claims. She mentioned that James Annest had done some work for her at an earlier date regarding irrigation rights from the Wood River that had been appurtenant to the original ranch property and were relinquished in favor of the Seamons rights. (Probably part of the Riley Right that is claimed on a portion of the subdivision downstream of her (Lot 21A 37-577BY)? I told Carlita that we would be investigating the Wood River Valley irrigation claims in a few years.

37-11850
GENERAL LOCATION
OF POU

SEE PLAT OF LOTS WITH CLAIM.



1987 NAPP AERIAL PHOTO
V. HANCOCK 8-10-2001



2524	2500	2500
2508	Detail 2509 of Page 2500	2500
2511	2500	2500

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

08/10/2001

RIGHT NUMBER: 37-11850

NAME AND ADDRESS: CARLITA F SEVERE-MC IVER
330 BAYHORSE RD
BELLEVUE, ID 83313

SOURCE: SEAMANS CREEK TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 05/14/1909

POINT OF DIVERSION: T02N R19E S31 SENE 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	0.08 CFS
STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County
T02N R19E S31 SENE 4
STOCKWATER Within BLAINE County
T02N R19E S31
SENE

4 ACRES TOTAL

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS CLAIM IS BASED ON A PORTION OF 37-1200 THAT WAS
DECREED TO THE LANDS WHICH HAVE BEEN SUBD
THE P/U IS ON LOT 33 OF MULDOON SUBD. #2

*Recommendation
Existed 8-10-2001.
Changes made to
match claimed
uses, etc. V.H.*

Water Right Number - 37-01200

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***
 DALY

M. J.

1 -
 2 -
 3 -
 City-
 Phone -

State- Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
 05/14/1909 17 D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
 SEAMANS CREEK BIG WOOD RIVER

+ - - - - Point of Diversion - - - - - +
 TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

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

01 - IRRIGATION

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +

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

02N	19E	31	NE NE	} portion	01	IRRIGATION	13	BLAINE
02N	19E	31	NW NE		01	IRRIGATION	13	BLAINE
02N	19E	31	SE NE		01	IRRIGATION	13	BLAINE
02N	19E	32	NW NW		01	IRRIGATION	13	BLAINE
02N	19E	32	SW NW		01	IRRIGATION	13	BLAINE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

RT. FOR ENTIRE FLOW LESS 3.0 CFS EVERY 3RD WEEK IN ROTATION.
 NO PRIORITY LISTED; 5/14/1909 IS DATE OF DECREE.
 P/D NOT IN DECREE BUT DETERMINED FROM USGS MAP.

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

MICROFILMED
 FEB 26 1993

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 03/07/1986	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 05/14/1909				

MICROFILMED
FEB 26 1993

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Georgia Satterlee

DATE

September 23, 1998 1:49pm

CUSTOMER

Severe, Carlita

SUBJECT: A37-11848,-11850

phone call (x) walk-in (.)

Wants to amend the 1909 claim (this claim is based from irrigation right 37-01200) to show 3 acres irrigation.

Also, her address is now a street address see Change of Address form attached.

And, Jeanette Craigmiles, her mom, has no interest in the land, I suggested to Carlita, a Quitclaim Deed might be advantageous.

In conclusion, Carlita is getting married in October 1998. Will the husband be on claim???