

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 37-20593
Date Received: 11/2/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOHN I MOLYNEUX Phone: (208)788-2450
10407 HWY 75
BELLEVUE ID 83313

KRISTY MOLYNEUX Phone: (208)788-2450
10407 HWY 75
BELLEVUE ID 83313

MAXINE MOLYNEUX Phone: (208)788-2552
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX Phone: (208)788-2552
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

2. Date of Priority: 06/30/1884

3. Source: BIG 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	18E	12	SW	SE	SW	BLAINE	
01N	18E	25	NE	SW	SW	BLAINE	R

5. Description of diverting works:

Headgate & Bypass Canal

Dittoe re-diversion from the Bypass Canal; new pump on Dittoe ditch, existing private ditch from Dittoe Ditch

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	3.36	

7. Total Quantity Appropriated is:
3.36 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
01N	18E	36	NE	SW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	38
			SE	SW		IRRIGATION	39
						Section Acres	157
01S	18E	1	SW	NE	2	IRRIGATION	19
			SE	NE	1	IRRIGATION	19
			SE	NW	3	IRRIGATION	5
			NE	SW		IRRIGATION	20
			SE	SW		IRRIGATION	35
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	39
						Section Acres	257
01S	18E	12	NE	NE		IRRIGATION	38
			NW	NE		IRRIGATION	40
			NE	NW		IRRIGATION	38
			NW	NW		IRRIGATION	8
			SW	NW		IRRIGATION	13
			SE	NW		IRRIGATION	40
						Section Acres	177
						Total Acres	591

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate, and the irrigation of 396 acres.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 37-2658, 37-4421A, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584 and 37-20593 when combined shall not exceed the irrigation of 591 acres.

The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of water can be shown and that other elements of the water right are not exceeded. The use of water after 10/15 is subordinate to all other water rights having no subordinated late irrigation use and a priority date earlier than 6-19-2000.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 7, 2004

AW MOLYNEUX
MAXINE MOLYNEUX
1174 GANNETT PICABO RD
BELLEVUE ID 83313

Re: SRBA Claim(s) 37-20570, 37-20577, 37-20593

Dear Mr. and Mrs. Molyneux:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership as requested. 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,

Trish Fawcett
Technical Records Specialist

Enc.

cc: John and Kristy Molyneux

RECEIVED

APR 28 2004

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

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.

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
	37-20570				
	37-20593				
	37-20577				

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)

A.W. & Maxine Molyneux
1174 Gannett-Picabo Rd, Bellevue, ID 83313

4. New Owner/Claimant(s)

Same and also John I & Kristy Molyneux

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

10407 Hwy 75

City, State and ZIP Code

Bellevue, ID 83313

New Telephone Number

(208) 788-2450 (John & Kristy)

5. Date you acquired the property

11-22-1999

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)

A. W. Molyneux

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 JF Stanton Date 4-28- Fee -
 Received by _____ Date _____ Receipt No. -
 Processed by _____ AJ Date _____ WR _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70140

This is to certify that: A W MOLYNEUX And/Or
MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313
(208)788-2552

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-20570	AJC/Decreed	03/24/1883	6.49 cfs	1386.0 af	N/A	396.0	BIG WOOD RIVER
37-20577	AJC/Decreed	05/31/1887	9.60 cfs	1386.0 af	N/A	396.0	BIG WOOD RIVER
37-20593	AJC/Decreed	06/30/1884	3.36 cfs	1330.6 af	N/A	396.0	BIG WOOD RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-20570	NO	NO	YES	NO	NO	NO
37-20577	NO	NO	YES	NO	NO	NO
37-20593	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-20570	37-20570	6.49 cfs	1386.0 af	396.0	591.0		N/A	N/A	N/A	N/A
37-20577	37-20577	9.60 cfs	1386.0 af	396.0	591.0		N/A	N/A	N/A	N/A
37-20593	37-20593	3.36 cfs	1330.6 af	396.0	591.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		19.45 cfs	1386.0 af	396.0	591.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20570
As Modified by Transfer No. 70140

In accordance with the approval of Transfer No. 70140, Water Right No. 37-20570 is now described as follows.

Right Holder: MAXINE MOLYNEUX And/Or
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: March 24, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/15	6.49 CFS	1,386.0 AF
			6.49 CFS	1,386.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NESWSW Sec. 25 Twp 01N Rge 18E BLAINE County
 (Rediversion)

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	
01N 18E 36									40.0	40.0	38.0	39.0					157.0
01S 18E 1			19.0	19.0				5.0	20.0			35.0	40.0	40.0	40.0	39.0	257.0
			L 2	L 1				L 3									
01S 18E 12	38.0	40.0			38.0	8.0	13.0	40.0									177.0

Total Acres: 591

CONDITIONS OF APPROVAL

1. Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate, and the irrigation of 396 acres.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 37-2658, 37-4421A, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584 and 37-20593 when combined shall not exceed the irrigation of 591 acres.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of water can be shown and that other elements of the water right are not exceeded. The use of water after 10/15 is subordinate to all other water rights having no subordinated late irrigation use and a priority date earlier than 6-19-2000.

WATER RIGHT NO. 37-20570
As Modified by Transfer No. 70140

CONDITIONS OF APPROVAL

5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20577

As Modified by Transfer No. 70140

In accordance with the approval of Transfer No. 70140, Water Right No. 37-20577 is now described as follows.

Right Holder: MAXINE MOLYNEUX And
A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

Priority Date: May 31, 1887

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	9.60 CFS	
			9.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NESWSW Sec. 25 Twp 01N Rge 18E BLAINE County
(Rediversion)

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	
01N 18E 36									40.0	40.0	38.0	39.0					157.0
01S 18E 1			19.0	19.0				5.0	20.0			35.0	40.0	40.0	40.0	39.0	257.0
			L 2	L 1				L 3									
01S 18E 12	38.0	40.0			38.0	8.0	13.0	40.0									177.0

Total Acres: 591

CONDITIONS OF APPROVAL

1. Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate, and the irrigation of 396 acres.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 37-2658, 37-4421A, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584 and 37-20593 when combined shall not exceed the irrigation of 591 acres.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of water can be shown and that other elements of the water right are not exceeded. The use of water after 10/15 is subordinate to all other water rights having no subordinated late irrigation use and a priority date earlier than 6-19-2000.

WATER RIGHT NO. 37-20577
As Modified by Transfer No. 70140

CONDITIONS OF APPROVAL

5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of April, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20593
As Modified by Transfer No. 70140

In accordance with the approval of Transfer No. 70140, Water Right No. 37-20593 is now described as follows.

Right Holder: MAXINE MOLYNEUX And
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: June 30, 1884

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/15	3.36 CFS	
			3.36 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NESWSW Sec. 25 Twp 01N Rge 18E BLAINE County
 (Rediversion)

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	
01N 18E 36									40.0	40.0	38.0	39.0					157.0
01S 18E 1			19.0	19.0				5.0	20.0			35.0	40.0	40.0	40.0	39.0	257.0
			L 2	L 1				L 3									
01S 18E 12	38.0	40.0			38.0	8.0	13.0	40.0									177.0

Total Acres: 591

CONDITIONS OF APPROVAL

1. Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate, and the irrigation of 396 acres.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 37-2658, 37-4421A, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584 and 37-20593 when combined shall not exceed the irrigation of 591 acres.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of water can be shown and that other elements of the water right are not exceeded. The use of water after 10/15 is subordinate to all other water rights having no subordinated late irrigation use and a priority date earlier than 6-19-2000.

WATER RIGHT NO. 37-20593

As Modified by Transfer No. 70140

CONDITIONS OF APPROVAL

5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of April, 2004



Chief, Water Allocation Bureau

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 37-20593
Date Received: 11/2/2001
Receipt No:
Received By:

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

1. Name of Claimant(s)

MAXINE MOLYNEUX Phone: (208)788-2552

1174 GANNETT PICABO RD
BELLEVUE ID USA 83313

A W MOLYNEUX Phone: (208)788-2552

1174 GANNETT PICABO RD
BELLEVUE ID USA 83313

2. Date of Priority: 06/30/1884

3. Source: BIG 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	18E	12	SW SE SW	BLAINE	

5. Description of diverting works:

VIA BYPASS CANAL THEN REDIVERTED INTO DITTO & BASELINE CANALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A
IRRIGATION	04/15	10/15	3.36	1330.6

7. Total Quantity Appropriated is:
3.36 C.F.S. and/or 1330.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
01S	18E	1	SE	NW	3	IRRIGATION	5
			SW	NE	2	IRRIGATION	19
			SE	NE	1	IRRIGATION	19
			NE	SE		IRRIGATION	40
			NW	SE		IRRIGATION	40
			NE	SW		IRRIGATION	20
			SE	SE		IRRIGATION	39
			SW	SE		IRRIGATION	40
			SE	SW		IRRIGATION	35
			Section Acres				
01S	18E	12	NE	NW		IRRIGATION	38
			NW	NW		IRRIGATION	8
			SE	NW		IRRIGATION	40
			SW	NW		IRRIGATION	13
			NW	NE		IRRIGATION	40
Section Acres						139	
Total Acres						396	

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:

10/29/01, DJ: THIS CLAIM SPLIT FROM 37-11432 AND AMENDED PURSUANT APPROVED TRANSFERS #5138, #5139 & #5553.

THE PERIOD OF USE FOR THE IRRIGATION DESCRIBED IN THIS APPROVAL MAY BE EXTENDED TO AN ENDING DATE OF 10/31 PROVIDED THAT OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER 10/15 IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE OF THIS APPROVAL.

CLAIMS 37-20593, 37-20570 & 37-20577 WHEN COMBINED SHALL NOT EXCEED A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 1386 ACRE FEET AT THE FIELD HEADGATE, AND THE IRRIGATION OF 396 ACRES.

THIS CLAIM REPRESENTS A PORTION OF WATER RIGHT NO. 37-334E.

15. Basis of Claim: Decreed

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: **A37-11432**
Date Received: 9/28/1988
Receipt No: S002584
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: A W MOLYNEUX 208-788-2552
Address: 1174 GANNETT PICABO ROAD
BELLEVUE ID 83313
AND/OR
Name: MAXINE MOLYNEUX 208-788-2552
Address: 1174 GANNETT PICABO ROAD
BELLEVUE ID 83313

2. Date of Priority: JUN 30, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	12		SW	SW		BLAINE
		25		NE	NW	R	BLAINE
				SW	SW	R	BLAINE

5. Description of diverting works:
VIA BYPASS CANAL THEN REDIVERTED INTO DITTO & BASELINE CANALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.500		

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

8. Total consumptive use is 1730.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

COPY

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	18E	36	NE		NW		IRR	37.0
			SE		NW		IRR	40.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	39.0
			SE		SW		IRR	39.0
Section Acres								235.0
01S	18E	1	SW		NE	2	IRR	19.0
			SE		NE	1	IRR	19.0
			SE		NW	3	IRR	17.0
			NE		SW		IRR	36.0
			SE		SW		IRR	37.0
			NE		SE		IRR	39.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	39.0
			Section Acres					
		12	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			NE		NW		IRR	39.0
			NW		NW		IRR	8.0
			SW		NW		IRR	14.0
			SE		NW		IRR	40.0
Section Acres								181.0
Total Acres								702.0

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:

A37-11431 THRU A37-11436 AND OTHER WELL CLAIMS

14. Remarks:

THIS CLAIM IS BASED ON A PORTION OF 37-0334.

15. Basis of Claim: DECREED

Case Number:

COPY

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 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): A.W. Holmquist Date: 9-4-97
Date:

State of Idaho)
County of Four Falls) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of Sept 19 97

Kelly K. Christensen
Notary Public

Seal

Residing at Kimberly Rd
My Commission Expires 3-2-98

COPY

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: A37-11432
Date Received:
Receipt No: 5002589
Received By: ADN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. W. MOLYNEUX 208-788-2552
Address: 1174 GANNETT PICABO ROAD
BELLEVUE, ID 83313

AND/OR

Name: MAXINE MOLYNEUX 208-788-2552
Address: 1174 GANNETT PICABO ROAD
BELLEVUE, ID 83313

2. Date of Priority: JUN 30, 1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	12	SW	SW			BLAINE
		25	NE	NW		R	BLAINE
			SW	SW		R	BLAINE

5. Description of diverting works:
VIA BYPASS CANAL THEN REDIVERTED INTO DITTO & BASELINE CANALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.500		

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

8. Total consumptive use is 1730.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A37-11432

Page 1

Date: 09/28/88

MICROFILMED

FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01N	18E	36	SE		~~NE~~ NW		IRR	40.0
			NE		NW		IRR	39.0
			NE		SW		IRR	40.0
			NW		SW		IRR	34.0
			SW		SW		IRR	36.0
			SE		SW		IRR	40.0
			Section Acres					
01S	18E	1	SW		NE	2	IRR	20.0
			SE		NE	1	IRR	19.0
			SE		NW	3	IRR	18.0
			NE		SW		IRR	32.0
			SE		SW		IRR	35.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0
			Section Acres					
		12	NE		NE		IRR	37.0
			NW		NE		IRR	38.0
			NE		NW		IRR	40.0
			NW		NW		IRR	10.0
			SW		NW		IRR	15.0
			SE		NW		IRR	39.0
Section Acres							179.0	
Total Acres							692.0	

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:
A37-11431 THRU A37-11436 AND OTHER WELL CLAIMS

14. Remarks:
THIS CLAIM IS BASED ON A PORTION OF 37-0334.

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

A37-11432

Page 2

Date: 09/28/88

MICROFILMED
FEB 25 1993

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: _____ See Map A37-11431

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): G.W. Molynieux Date: Sept. 28, 1988

Date: _____

State of Idaho)

County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of Sept. 19 88

Chas. W. Martin
Notary Public

Seal

Residing at Kimberly, ID

My Commission Expires 6/30/92

COPY

DISTRICT COURT - SRBA	
F Judicial District	
County of Twin Falls - State of Idaho	
FEB 23 2009	
By _____	Clerk
_____	Deputy Clerk

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

In Re SRBA

Case No. 39576

) Subcase No: 37-2658, 37-4421B, 37-7651
) 37-11430, 37-20570, 37-20571, 37-20574,
) 37-20577, 37-20578, 37-20581, 37-20584,
) 37-20593, 37-22027, 37-22029, 37-22031,
) 37-22033, 37-22035, 37-22037, 37-22039
) 37-22041

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER 74959

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the *associated* water right(s):

☒ Conditions of Approval

☐ Point of Diversion

☐ Period of Use

☐ Split of Water Right

☐ Place of Use

☐ Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 2/20/09


Signature of IDWR Representative

SUPPORT DATA

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/21/96

IN FILE # 37-2658
for all ADRs

CERTIFICATE OF MAILING

I certify that on 2/23, 2009, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 W Fort St MSC 033
Boise ID 83724

A W Molyneux
Maxine Molyneux
1174 Gannett-Picabo Rd
Bellevue ID 83313

John Molyneux
Kristy Molyneux
10407 Hwy 75
Bellevue ID 83313

Stephen Schmid
Kathryn Schmid
205 9th Ave N
Twin Falls ID 83301



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

February 23, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

A W MOLYNEUX
MAXINE MOLYNEUX
1174 GANNETT PICABO RD
BELLEVUE ID 83313

RE: SRBA Claim(s) 37-2658, 37-4421B, 37-7651, 37-11430,
37-20570, 37-20571, 37-20574, 37-20577, 37-20578,
37-20581, 37-20584, 37-20593, 37-22027, 37-22029,
37-22031, 37-22033, 37-22035, 37-22037, 37-22039
37-22041

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: John Molyneux
Kristy Molyneux
10407 Hwy 75
Bellevue ID 83313

Stephen Schmid
Kathryn Schmid
205 9th Ave N
Twin Falls ID 83301

11/17/2006

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

RIGHT NUMBER: 37-20593

NAME AND ADDRESS: JOHN I MOLYNEUX
10407 HWY 75
BELLEVUE ID 83313

KRISTY MOLYNEUX
10407 HWY 75
BELLEVUE ID 83313

MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 3.360 CFS

The rights listed below are limited to a total combined diversion rate of 27.41 cfs. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, and 37-20593.

Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate.

This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/30/1884

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County
T01N R18E S25 NESWSW Rediversion Within BLAINE County
This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.360 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R18E S36	NESW	40.00	T01N R18E S36	NWSW	40.00
T01N R18E S36	SWSW	38.00	T01N R18E S36	SESW	39.00
T01S R18E S01 Lot 2 SWNE		19.00	T01S R18E S01 Lot 1 SENE		19.00
T01S R18E S01 Lot 3 SENW		5.00	T01S R18E S01	NESW	20.00
T01S R18E S01	SESW	35.00	T01S R18E S01	NESE	40.00
T01S R18E S01	NWSE	40.00	T01S R18E S01	SWSE	40.00
T01S R18E S01	SESE	39.00	T01S R18E S12	NENE	38.00
T01S R18E S12	NWNE	40.00	T01S R18E S12	NENW	38.00

T01S R18E S12	NWNW	8.00	T01S R18E S12	SWNW	13.00
T01S R18E S12	SEnw	40.00			

591 ACRES TOTAL

Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed the irrigation of 396 acres.

The rights listed below are limited to the irrigation of a combined total of 591 acres in a single irrigation season. Combined Right Nos.: 37-2658, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584, and 37-20593.

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: BASIS OF CLAIM - Decreed

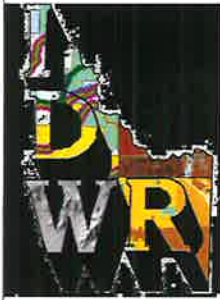
Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Use of this right is combined with water from Base Line Canal Co.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.



Idaho Department of Water Resources

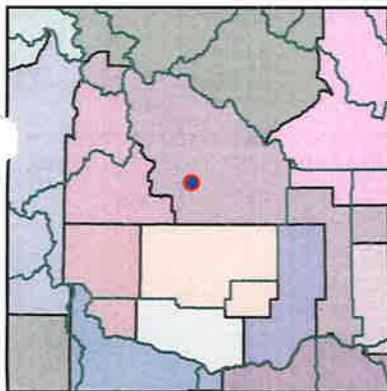
SRBA Recommendation:

37-20593

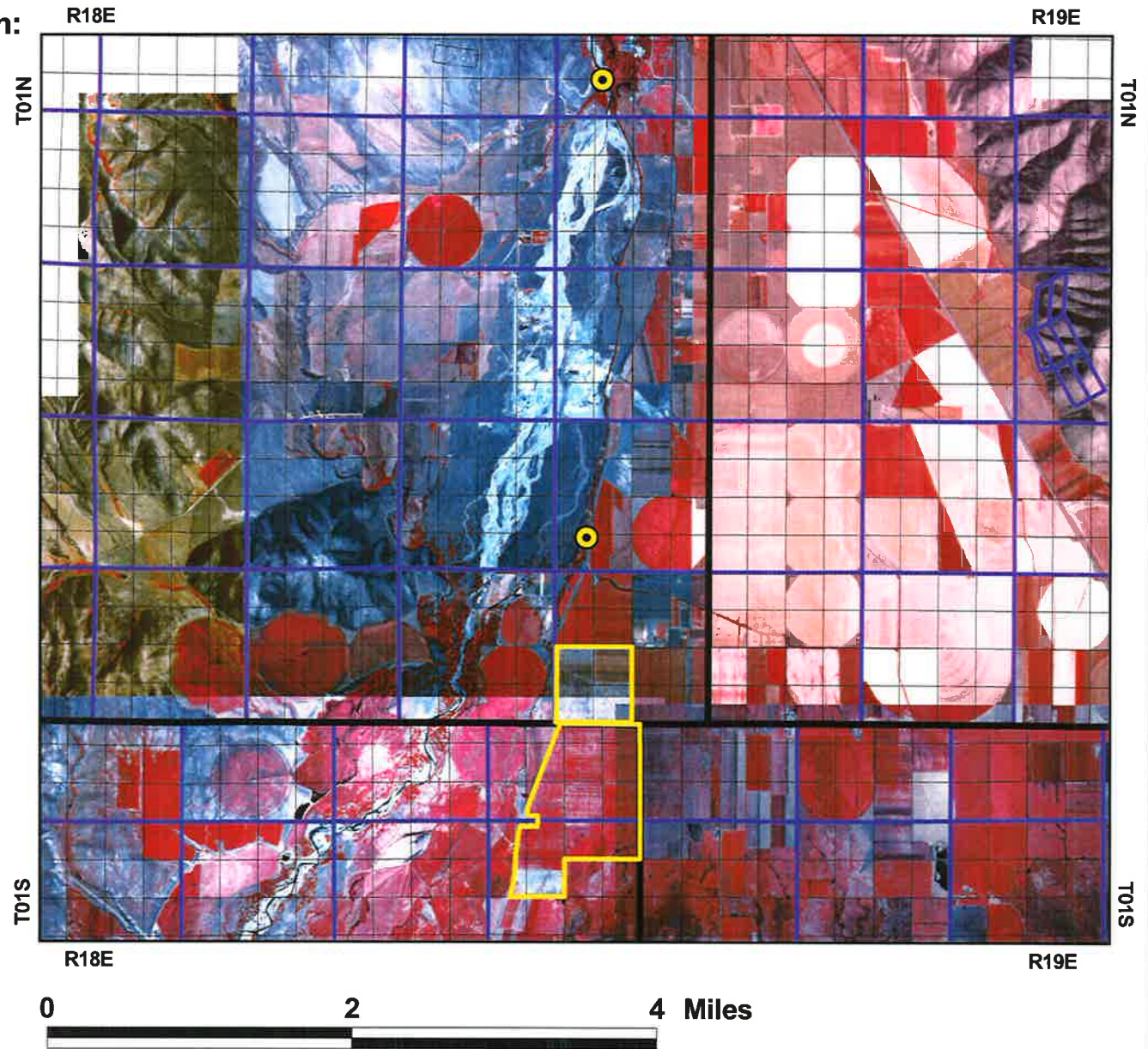
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



Prepared by T. Baker
On Saturday, November 18, 2006
1987/88 Aerial Photography



Idaho Department of Water Resources

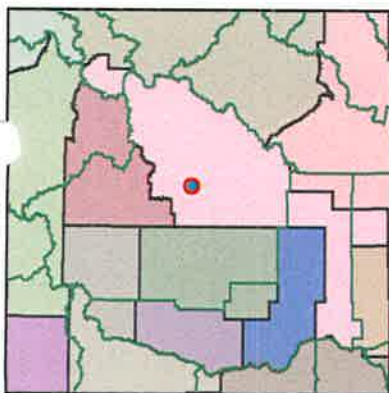
SRBA Recommendation:

37-20593

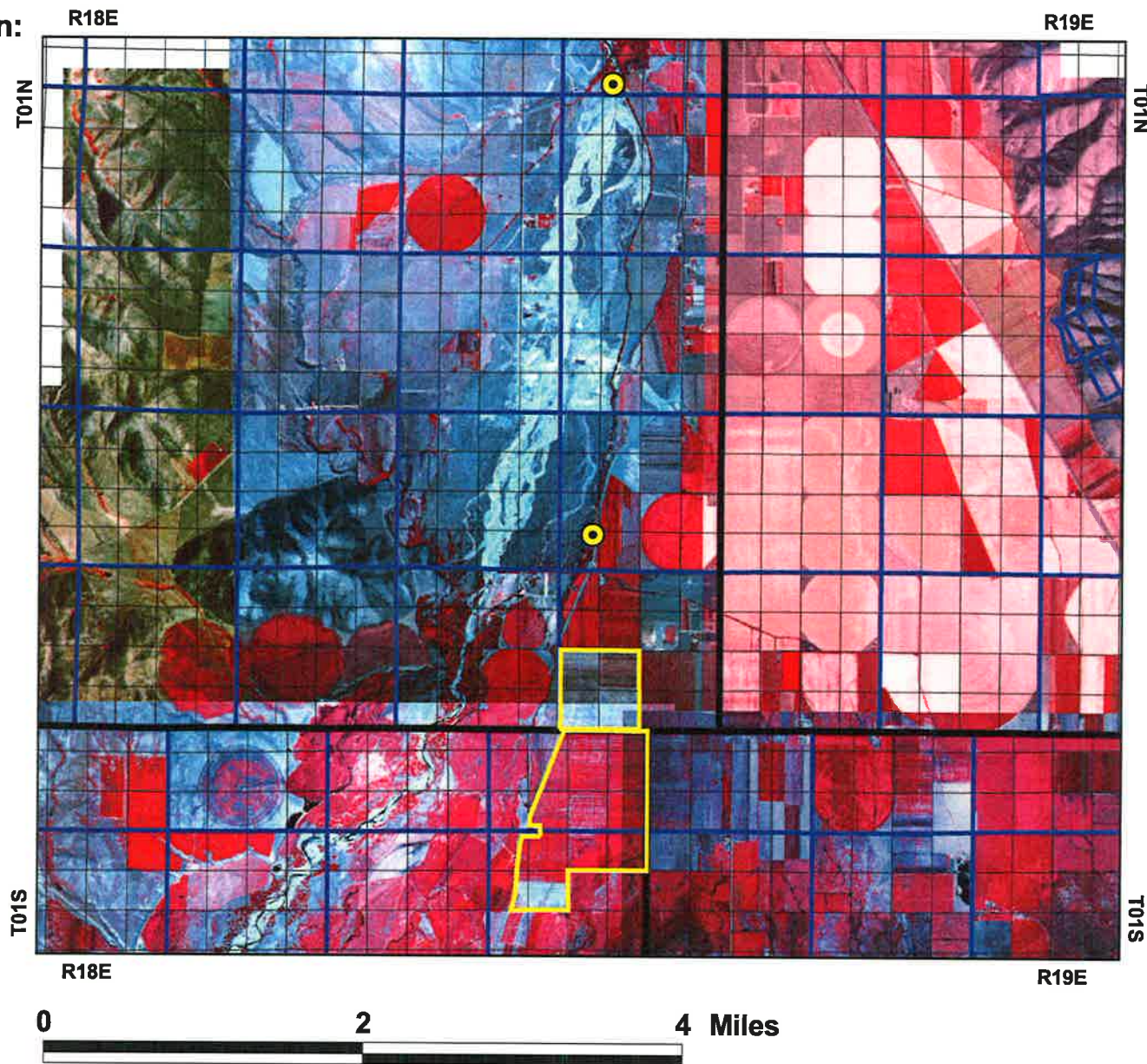
(Irrigation)

Legend

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

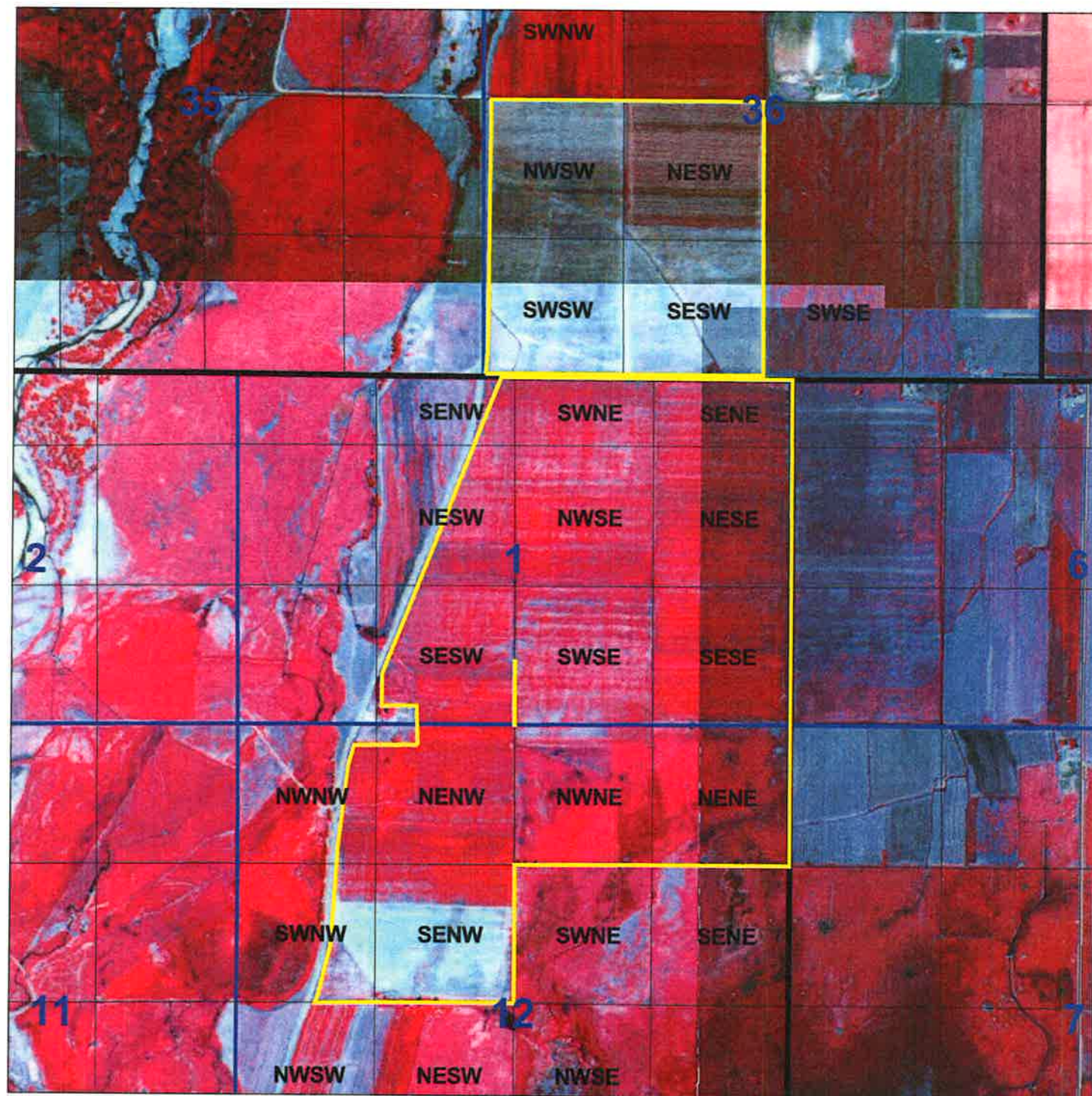
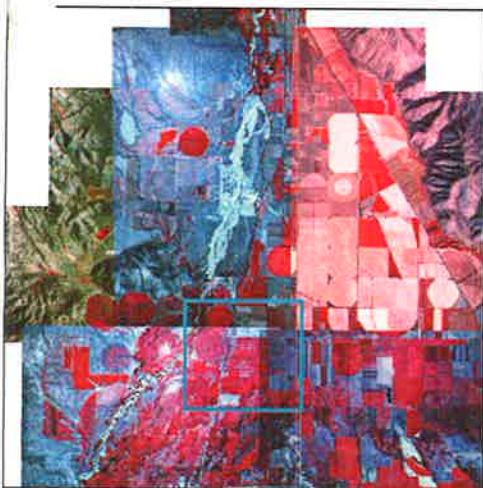


Blaine County
IDWR Basin 37



Prepared by S. Keen
On Wednesday, October 25, 2006
1987/88 Aerial Photography

37-20593



Combined Use Limits for Molyneux Rights

<u>Transfer</u>	<u>Rights</u>	<u>Combined Acres</u>	<u>Combined Rate</u>	<u>Combined Vol.</u>
5563 (GW)	37-2658 37-4421B 37-7651 37-11430	591	9.24	2068.5 Diversion Volume
70140 (SW)	37-20570 37-20577 37-20593	396 within 591		1386.0 Field Headgate Vol.
5551 (SW)	37-20571 37-20574 37-20578 37-20581 37-20584	195		682.5 Field Headgate Vol.

* All 12 rights are limited to 591 acres

* All 12 rights are limited to 27.41 cfs, which is the sum of the surface water diversion rates. This comes to about 0.046 cfs per acre

* The four rights from Transfer 5563 are limited to 9.24 cfs + 2068.5.

Combined Limits for Molyneux Rights

- * The 3 rights in Transfer 70140 are limited to 396 acres.
- * The 5 rights in Transfer 5551 are limited to 195 acres.

Note: 396 acre + 195 acres = 591 acres

- * The volumes will not be listed as annual diversion volume limits for the individual surface water rights because the high diversion rates and conveyance loss will result in more than 3.5 AF/acre being diverted annually. Instead, the volumes will be listed in conditions as combined field headgate volumes.
- * The rate for 37-11430 is not additive because it is an enlargement right.

S. Keen
10/20/2006

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 Kelly K Christensen

CUSTOMER:
A W MOLYNEUX

DATE: September 4, 1997 2:35 pm

SUBJECT: AMENDING OF A37-11431, 11432, 11433, 11434, 11435, 11436
phone () walk-in(X)

Jim Stanton is working on a transfer for Mr Molyneux and found that the total irrigated acres on his property is 10 acres greater than claimed. Mr Molyneux elected to amend his claims to correct the place of use to reflect those additional 10 acres. I amended the claims and then assessed the additional \$10.00 variable fee for those acres.



Right #'s
~~37-11432,~~
37-20570,
37-20577
37-20593



T1S R18E S1 & 12
T1N R18E S36

2640 0 2640 Feet

10/2001
D. Jones

Claim #	Claim cfs	Rt #	Transfer #	Tran cfs	Tran Vol	O/C	Split #	%	cfs	volume	Acres	Owner
37-11431	7.884	37-30011A	5553	6.85	1386		37-20570		6.49	1386.0	396	AW Molyneux
		37-30011B	5138	0.12			37-30011B		0.12		12	AW Molyneux
		37-30011C	5139	0.16			37-30011C		0.16		16	AW Molyneux
		37-30000J	5551	1.06	419.8	X	37-20571	71.96%	0.77	302.1	195	AW Molyneux
							37-20572	5.90%	0.06	24.8	16	C Molyneux
							37-20573	22.14%	0.23	92.9	60	Nachtman/Wilson
		37-30000K	5138	0.02			37-30000K		0.02		12	AW Molyneux
		37-30000L	5139	0.03			37-30000L		0.03		16	AW Molyneux
37-11432	3.5	37-334E	5553	3.36	1330.6		37-20593		3.36	1330.6	396	AW Molyneux
			5138	0.06			37-20594		0.06		12	AW Molyneux
			5139	0.08			37-20595		0.08		16	AW Molyneux
37-11433	3.2	37-883A	5551	3.07	948.5	X	37-20574	71.96%	2.21	682.5	195	AW Molyneux
							37-20575	5.90%	0.18	56.0	16	C Molyneux
							37-20576	22.14%	0.68	210.0	60	Nachtman/Wilson
		37-883B	5138	0.06			37-883B		0.06		12	AW Molyneux
		37-883C	5139	0.07			37-883C		0.07		16	AW Molyneux
37-11434	11.6	37-182A	5553	9.6	1386		37-20577		9.60	1386.0	396	AW Molyneux
		37-182B	5138	0.17			37-182B		0.17		12	AW Molyneux
		37-182C	5139	0.23			37-182C		0.23		16	AW Molyneux
		37-105C	5551	1.54	609.8	X	37-20578	71.96%	1.11	438.8	195	AW Molyneux
							37-20579	5.90%	0.09	36.0	16	C Molyneux
							37-20580	22.14%	0.34	135.0	60	Nachtman/Wilson
		37-105D	5138	0.03			37-105D		0.03		12	AW Molyneux
		37-105E	5139	0.04			37-105E		0.04		16	AW Molyneux
37-11435	0.8	37-704G	5551	0.77	304.9	X	37-20581	71.96%	0.56	219.4	195	AW Molyneux
							37-20582	5.90%	0.05	18.0	16	C Molyneux
							37-20583	22.14%	0.17	67.5	60	Nachtman/Wilson
		37-704H	5138	0.01			37-20596		0.01		12	AW Molyneux
		37-704J	5139	0.02			37-20597		0.02		16	AW Molyneux
37-11436	6	37-106E	5551	4.61	948.5	X	37-20584	71.96%	3.32	682.5	195	AW Molyneux
							37-20585	5.90%	0.27	56.0	16	C Molyneux
							37-20586	22.14%	1.02	210.0	60	Nachtman/Wilson
		37-106F	5138	0.09			37-106F		0.09		12	AW Molyneux
		37-106G	5139	0.12			37-106G		0.12		16	AW Molyneux
	32.984			32.17					31.82			
37-2658	6.71	37-2658	5563	6.71	1228.5		37-2658	351 ac	6.71	1228.5	591	AW Molyneux
37-4421	3.46	37-4421A	5563	2.98			37-4421A	40 ac	2.98	133	591	AW Molyneux
		37-4421B	5563	0.48	204.3		37-4421B	138 ac	0.48	204.3	591	AW Molyneux
37-7651	2.05	37-7651	5563	2.05	420		37-7651	120 ac	2.05	420	591	AW Molyneux
37-11430	3.62	37-11430	5563	3.62	633.5		37-11430	enlgmt	3.62	633.5	591	AW Molyneux