

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: A65-05054
Date Received: 1/19/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYLE R MAUGHAN
Address: 1503 TETON AVE
CALDWELL ID 83605-2266
AND/OR
Name: LYLE R MAUGHAN FAMILY TRUST
Address: 1503 TETON AVE
CALDWELL ID 83605-2266
AND/OR
Name: BRADLEY L BURKE 208-365-4410
Address: 8717 DEWEY RD
EMMETT ID 83617
AND/OR
Name: TAMERA A BURKE 208-365-4410
Address: 8717 DEWEY RD
EMMETT ID 83617

2. Date of Priority: APR 1, 1920

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	03W	11		NE	NW		GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20
STOCKWATER	01/01	12/31	0.020		2.40

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 3.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	03W	11	NE	NW		DOMEST	

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

BRADLEY & TAMERA BURKE ADDED AS "P" CODE OWNERS PER NOTIFICATION FROM LYLE MAUGHAN THAT THEY ARE BUYING ON CONTRACT FROM HIM AND HE WOULD LIKE FOR THEM TO RECEIVE FUTURE MAILINGS. 3/13/97 LH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

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): _____ Date: _____

_____ Date: _____

State of Idaho)
)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

lat

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: A65-05054
Date Received: 1/19/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYLE R. MAUGHAN 208-549-1427
Address: 236 WEST COURT
WEISER, ID 83672

AND/OR

Name: LYLE R. MAUGHAN FAMILY TRUST 208-549-1427
Address: 236 WEST COURT
WEISER, ID 83672

2. Date of Priority: APR 01, 1920

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	03W	11	NE	NW			GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20
STOCKWATER	01/01	12/31	0.020		2.40

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 3.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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. No. *A65-05054*

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

Please type or print clearly:

Name of Claimant(s) Lyle R. Maughan
Lyle R. Maughan Family Trust

Mailing Address 236 West Court
(include Zip Code)
(Same Address Weiser, Idaho 83672
for both of the
above names)

Phone Number (208) 549-1427

MICROFILMED
SEP 22 1992

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: 65-05054
DATE RECEIVED: 1-19-90
RECEIPT NO: X999999
RECEIVED BY: -----

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: LYLE R. MAUGHAN
ADDRESS: 236 WEST COURT
WEISER, ID

83672

RECEIVED
JAN 19 1990

2. DATE OF PRIORITY: APR 01, 1920

3. SOURCE: GROUNDWATER

TRIB. TO: Department of Water Resources

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
06N	03W	11	NE		NW		GEM

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20
STOCKWATER	01/01	12/31	0.020		2.40

7. TOTAL QUANTITY APPROPRIATED IS:
0.040 C.F.S. (AND/OR)

3.60 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
06N	03W	11	NE	NW		DOMEST	

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREEED
CASE NUMBER:
COURT :
DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS DECREE DEFENDANT

MICROFILMED
SEP 22 1992

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: One

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): *Lyle R. Maughan* DATE: 1-16-90
Ethel R. Maughan DATE: 1-16-90
Ethel R. Maughan

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT WE ARE TRUSTEES OF
THE LYLE R. MAUGHAN FAMILY TRUST, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION TITLE
DOCUMENT IN THE SPACE BELOW AS TRUSTEES OF
THE LYLE. R. MAUGHAN TITLE
FAMILY TRUST AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION FOREGOING DOCUMENT ARE TRUE AND CORRECT.
Ethel R. Maughan
Lyle R. Maughan
SIGNATURE OF AUTHORIZED AGENT
TRUSTEES
TITLE AND ORGANIZATION
1-16-90
DATE

STATE OF IDAHO)
COUNTY OF Washington) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 16th DAY
OF January 19 90

Altha M. Spill
NOTARY PUBLIC

SEAL

RESIDING AT Weiser, Idaho 83672

65-05054

PAGE 3

MY COMMISSION EXPIRES 11/16/93
DATE: 10/28/89 6014

MICROFILMED

SEP 22 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Maugher

CLAIM IDENT. NO.

A65-05054

DATE RECEIVED

1-19-90

CK #

AMOUNT \$ exempt

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a permit is required. ☐ YES ☐ NO *
3. (a) Is a source entered? ☐ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☐ YES ☐ NO N/A ☐ NO *
4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO *
5. Is there a description of the diverting works? ☐ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited
to domestic and stockwater uses with direct diversion. All claims that
include storage or instream stockwater must use long form. ☐ YES ☐ NO *
- Is the period of use included? ☐ YES ☐ NO *
- Is a quantity claimed for each use? ☐ YES ☐ NO *
7. Is a total quantity claimed entered? ☐ YES ☐ NO *
8. If required is a consumptive use entered? ☐ YES ☐ NO N/A ☐ NO *
- Is the consumptive use correct? ☐ YES ☐ NO N/A ☐ NO *
9. Are the non-irrigation uses listed properly? If this claim is on the
short form, and more than one domestic use is listed, single owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4. ☐ YES ☐ NO N/A ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO *
11. Is (are) the county(ies) entered? ☐ YES ☐ NO *
12. Is the ownership of p.u. checked? ☐ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own
the place of use, authority for filing the claim must be
explained in the remarks.) ☐ YES ☐ NO N/A ☐ NO *
15. Is the basis of the claim indicated? ☐ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO N/A ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☐ YES ☒ NO Exempt ☐ NO *
21. If this claim is based on an existing water right, has the
identification number been entered? ☐ YES ☐ NO N/A ☒ NO *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by:

RST

Date:

3/13/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:
Claim data entered by:
Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

SEP 22 1992

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 65-05054

NAME AND ADDRESS: LYLE R MAUGHAN
LYLE R MAUGHAN FAMILY TRUST
236 W COURT
WEISER, ID 83672

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
3.60 AFY

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

PRIORITY DATE: 04/01/1920

POINT OF DIVERSION: T06N R03W S11 NENW Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS 1.20 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS 2.40 AFY

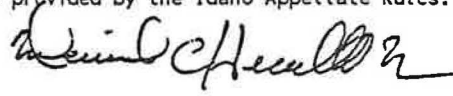
PLACE OF USE: Domestic T06N R03W S11 NENW Within Gem County

Stockwater Same as Other Use
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



PB METER
7076676

0295

U.S. POSTAGE

FORWARD EXPIRED
RETURN TO SENDER



*Not at this
Address*

RECEIVED

APR 15 1998

Department of Water Resources

65-05054
LYLE R MAUGHAN
LYLE R MAUGHAN FAMILY TRUST
236 W COURT
WEISER ID 83672





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

April 6, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

65-05054

LYLE R MAUGHAN

LYLE R MAUGHAN FAMILY TRUST

236 W COURT

WEISER ID 83672

RE: Domestic and/or Stockwater Rights in Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 65, the Payette River basin. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in these basins will be recommended in a later process.

Note that you have 120 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Payette, Emmett, Idaho City, Cascade and Weiser, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5855NP
11407

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: April 6, 1998
PAGE: 1

RIGHT NUMBER: 65-05054

NAME AND ADDRESS: LYLE R MAUGHAN
LYLE R MAUGHAN FAMILY TRUST
236 W COURT
WEISER ID 83672

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
3.6 AFY

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

PRIORITY-DATE: 04/01/1920

POINT OF DIVERSION T06N R03W S11 NENW Within GEM County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
			2.4 AFY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS
			1.2 AFY

PLACE OF USE: DOMESTIC Within GEM County
T06N R03W S11 NENW

Place of use for STOCKWATER is same as DOMESTIC

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
PARCEL NO. 00389000

AJ0749NP
No. R65-05054

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/15/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYLE R MAUGHAN	04/01/1920	STOCKWATER	01-01 12-31	0.02 CFS	2.40 AFA
C	LYLE R MAUGHAN FAMILY TRUST 236 W COURT WEISER ID 83672 (208) 549-1427		DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	3.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06N R03W S11

NENW

GEM County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
				NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
06N	03W	11	:																	:

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

POU County: GEM

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

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

Remarks: EXP PARCEL NO. 00389000

Dates: Exam Made Date: Verified Date: 01/15/1998 Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 03/13/1997 User-ID: LHARRIS Subject: "P" CODE OWNERS
BRADLEY & TAMARA BURKE ADDED AS "P" CODE OWNERS PER NOTIFICATION
FROM LYLE MAUGHAN THAT THEY ARE BUYING ON CONTRACT FROM HIM AND
HE WOULD LIKE FOR THEM TO RECEIVE FUTURE MAILINGS.

Date: 01/15/1998 User-ID: LHARRIS Subject: OWNERSHIP CHANGE RETURN

AJ0749NP
No. R65-05054

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/15/98
PAGE: 2

=====

Comments: Date: 01/15/1998 User-ID: LHARRIS Subject: OWNERSHIP CHANGE RETURN
OWNERSHIP CHANGE RETURNED TO NEW CLAIMANT FOR ADDITIONAL
INFORMATION, BUT NO INFORMATION HAS BEEN RETURNED BY THESE
CLAIMANTS. "P" OWNER CODE AND NAMES REMOVED FROM NAME FIELD.

Audit: 01/15/98 LHARRIS

AJ5809NP
No. R65-05054

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/02/98
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	BRADLEY L BURKE	04/01/1920	STOCKWATER	01-01 12-31	0.02 CFS	2.40 AFA
P	TAMERA A BURKE 8717 DEWEY RD EMMETT ID 83617 (208) 365-4410		DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	3.60 AFA

Delete incomplete information

C LYLE R MAUGHAN
C LYLE R MAUGHAN FAMILY TRUST
236 WEST COURT
WEISER ID 83672
(208) 549-1427

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06N R03W S11

NENW

GEM County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
06N	03W	11	:																	:
				D																

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

POU County: GEM

Conditions of Approval:

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

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Comments: Date: 03/13/1997 User-ID: LHARRIS Subject: "P" CODE OWNERS
BRADLEY & TAMERA BURKE ADDED AS "P" CODE OWNERS PER NOTIFICATION
FROM LYLE MAUGHAN THAT THEY ARE BUYING ON CONTRACT FROM HIM AND
HE WOULD LIKE FOR THEM TO RECEIVE FUTURE MAILINGS.

Audit: 04/13/94 DUNN1 03/30/95 POST-STD 03/13/97 LHARRIS 12/31/97 AJU3-JSH

Parcel No. 00389000

to new claimant
Add comment: Ownership change returned for additional info.,
has not been returned by claimant.

WR5809NP
No. 65-05054

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/30/97
PAGE: 7

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LYLE R. MAUGHAN 236 WEST COURT WEISER ID 83672	04/01/1920	STOCKWATER DOMESTIC	01/01 12/31 01/01 12/31	0.020 CFS 0.040 CFS	2.40 AFA 1.20 AFA
TOTAL DIVERSION:					0.040 CFS	3.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T06N R03W S11

NENW

GEM County

Place of use Legal Description for: DOMESTIC

		NE				NW				SW				SE									
		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
T	R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
06N	03W 11	:				:						:											:
		:				:	D					:											:

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

Pou County: GEM

Dates:	App. Received:	Priority Date:	04/01/1920
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

AJ0749NP
No. R65-05054

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 03/13/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	BRADLEY L BURKE	04/01/1920	STOCKWATER	01-01 12-31	0.02 CFS	2.40 AFA
P	TAMERA A BURKE		DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
	8717 DEWEY RD					
	EMMETT ID 83617					
	(208) 365-4410			TOTAL DIVERSION:	0.04 CFS	3.60 AFA
C	LYLE R MAUGHAN					
C	LYLE R MAUGHAN FAMILY TRUST					
	236 WEST COURT					
	WEISER ID 83672					
	(208) 549-1427					

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06N R03W S11

NENW

GEM County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE											
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06N	03W	11	:																								
			:																								

Place of use location for STOCKWATER is the same location as described for: DOMESTIC

POU County: GEM

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Comments: Date: 03/13/1997 User-ID: LHARRIS Subject: "P" CODE OWNERS
BRADLEY & TAMERA BURKE ADDED AS "P" CODE OWNERS PER NOTIFICATION
FROM LYLE MAUGHAN THAT THEY ARE BUYING ON CONTRACT FROM HIM AND
HE WOULD LIKE FOR THEM TO RECEIVE FUTURE MAILINGS.

Audit: 03/13/97 LHARRIS



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

January 6, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BRADLEY L BURKE
TAMERA A BURKE
8717 DEWEY RD
EMMETT ID 83617

Dear Wateruser(s):

This office has reviewed the **Notice of Change of Water Right Ownership** form submitted to our office. However, due to the items marked below, we cannot continue to process this ownership change. We are returning a copy of the Notice of Change of Ownership to you to COMPLETE OR RESEARCH ONLY THE FOLLOWING ITEM(S) SHOWING A CHECKMARK IN THE BLANK FOR THAT ITEM(S). *See Page 2*

_____ **There is no existing water right in our records either under the former owner's name or for the legal description given.** If, after contacting the former owner, you find more information concerning a water right, please contact us.

_____ **Legal description of property.** Please complete showing the legal description by 1/41/4 (40-acre tract), section, township and range for the property changing ownership. If you only have a subdivision lot & block legal description, please send us a copy of your subdivision plat map.

_____ **It appears you receive your water from an irrigation district, ditch company, municipality or community water company.** If this is the case, then the water right remains in the name of this entity and you should contact them concerning the ownership change.

_____ **Name and address of former owner (seller).** This will clarify the original owner of the water right.

_____ **Name, address and phone number of new owner (purchaser).**

_____ **This change in ownership appears to result in a splitting of the water right.** A split of the water right occurs when the ownership change affects only a portion of the original right. In order to accurately split this right we must know what portion of the right was sold. The amount of water in CFS, the place of use by 1/41/4 with the number of acres in each 1/41/4 (if applicable) and the point of diversion by 1/41/4, Section, Township and Range is needed. If this right is not being split, please submit proof of ownership for the remaining portion. Enclosed is a computer copy of this right for your review.

X **Proof of ownership needed.** This proof can be a copy of the warranty deed, sales contract or tax assessment in your name which includes a description of this property by 1/41/4, Section, Township and Range. See other

 Signature of new owner (purchaser) is needed on this form.

X **Other:** We need to have a copy of the deed or
agreement showing the signatures of both parties.

Please complete the above item(s), if required, on the Notice of Change of Water Right Ownership form and return it with the requested information to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705. If we do not hear from you within 30 days, the claim upon which this form was filed (if one exists), will remain in the original owner's name.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Staff
Western Region Office
(208) 334-2190

LH:1
Enclosures

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

DEC 04 1996

WATER RESOURCES
WESTERN REGION

1. Water Right Number(s) _____
Adjudication Claim Number(s) AG5-05054

2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) LYLE R. MAUGHN FAMILY TRUST
1503 Teton Ave Caldwell, ID. 83605

4. New Owner/Claimant(s) Bradley L. and Tamera A. BURKE
Name connector (Check one): ☒ AND, [] OR, [] AND/OR
New Mailing Address 8717 Dewey Rd.
City, State and ZIP Code Emmett, ID. 83617
New Telephone Number (208) 365-4410

5. Date you acquired the property October 2, 1990

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. @ 10 head cows/horse
Number of acres actually irrigated 1 Number and type of stock ~~10 head cows/horse~~
Diversion rate in CFS _____ Number of homes 1 Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Bradley L. Burke Date 12-2-96
Tamera A. Burke Date 12/2/96

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

AGREEMENT TO SELL REAL ESTATE

THIS AGREEMENT, made and entered into as of the 2 day of October, 1990, by and between LYLE R. MAUGHAN FAMILY TRUST dated December 2, 1981, hereinafter designated seller, or Maughan, and BRADLEY L. BURKE and TAMERA A. BURKE, husband and wife, of Boise, Idaho, hereinafter designated buyer, WITNESSETH:

Singular terms used herein shall be read and interpreted as if written in the plural when the contract so requires or permits. Likewise, masculine and feminine terms shall be interpreted as being interchangeable so as to give reasonable sense and meaning to the terms and covenants herein.

PROPERTY: That said seller, for and in consideration of the covenants and agreements of said buyer herein contained, hereby agrees to sell, and said buyer hereby agrees to buy, the following described real property, situated in Gem County, Idaho, to-wit:

That portion of the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ lying North of the drain ditch, in Section 11, Twp. 6 N., R. 3 W., B.M., Gem County, Idaho.

Including all water and ditch rights appurtenant thereto or used in connection therewith, and including any easements or rights of ways appurtenant to or used for the benefit of said described premises. Subject to easements, rights of ways, reservations and exceptions, if any.

PURCHASE PRICE: It is understood and agreed that the purchase price to be paid by said buyer for said realty and improvements, and personal property, if any included in this sale, is the sum of [REDACTED] lawful money of the United States of America, to be paid as follows: The sum of [REDACTED], cash, as down payment, the receipt of same hereby acknowledged by seller; the unpaid balance of [REDACTED] shall be paid as follows:

1. [REDACTED], plus 10 percent interest per annum thereon, shall be paid on or before the 23rd day of November, 1990;
2. The remaining unpaid balance of purchase price, in the sum of [REDACTED] shall be paid as follows: [REDACTED] shall be paid on November 5, 1990, and a like payment of [REDACTED] shall be paid on the 5th day of each successive month thereafter until the unpaid principal and accrued interest have been paid in full.



16-23

BISHOP

10

536

29.6

T1046

T1047

10.0

(40)

BURKE

T532

10.8

10.7

2. 39.6

4. 20.6

5. 02.3

4. 23.6

6. 02.1

8. 38.0

2. 50.9

1. 16.2

3. 23.5

5. 50.1

4. 54.1

5. 53.9

3. 55.1

1. 16.2



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

JAN 30 1997

WATER RESOURCES
WESTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 18, 1996

Bradley and Tamara Burke
8717 Dewey Rd.
Emmett, ID 83617

RE: Snake River Basin Adjudication (SRBA)
Claim No(s): A65-05054 - Gem County

Dear Mr. and Mrs. Burke,

It has come to our attention that you may now be the owner of property previously owned by the Maughans in Gem County. If so, you should know that a water right on that property has been claimed in the ongoing Snake River Basin Adjudication and our records indicate that the Maughans still own that claim.

To clarify our records, please complete and return the enclosed *Notice of Change of Water Right Ownership* if appropriate. You may call me in Boise at (208)327-7925 if you have questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:r:tf

Enclosures:

Claim No. A65-05054

c-o form



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED
OCT 03 1996
Department of Water Resources

August 9, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LYLE R MAUGHAN
LYLE R MAUGHAN FAMILY TRUST
1503 TETON AVE
CALDWELL ID 83605-2266

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim No. A65-05054
Change of Address

Dear Claimant,

IDWR has been notified the address presently in our claim records is incorrect. Although we have reached you at the address above, we need you to confirm this is your correct mailing address. Future notices related to your SRBA claim can be sent only to the address on your claim or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help. We hope to assure that you receive future notices about SRBA matters.

If the ownership of the property to which the water right referenced above apply has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.


Claimant Signature

The property where the well is located has been sold to Bradley + Tamara Burke, address 8717 Dewey Road, Emmett Idaho, 83617, Phone # 208-365-4410.

Please send future notices to them as well as to us. We are carrying the contract on their purchase of this property.


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

In Re Snake River Basin Adjudication Case
No. 39576

Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

56933
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

MAUGHAN 836722014 1093 04/21/95
FORWARDING TIME EXPIRED
MAUGHAN
1503 TETON AVE
CALDWELL ID 83605-2266
RETURN TO SENDER

RECEIVED

APR 24 1995

Department of Water Resources

LYLE R MAUGHAN
LYLE R MAUGHAN FAMILY TRUST
236 WEST COURT
WEISER ID 83672

R+ A65-05054 C✓

WATER RIGHT NUMBER - A65-05054

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
MAUGHAN

LYLE R.

1 - 236 WEST COURT

2 -

3 -

CITY- WEISER

STATE- ID ZIP- 83672

PHONE - 208-549-1427

MAUGHAN FAMILY TRUST

LYLE R.

1 - 236 WEST COURT

2 -

3 -

CITY- WEISER

STATE- ID ZIP- 83672

PHONE - 208-549-1427

+ - , - PRIORITY DATE - - +
04/01/1920+ - - - REGION - - - +
14 WESTERN+ - - - STAGE - - - +
D - DECREED

+ - - - STATUS - - - - +

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

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

06N 03W 11 NE NW (45) GEM

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

1.20

04 - STOCKWATER

01/01

12/31

0.020

2.40

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 3.60 0.0+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY06N
06N03W
03W11
11NE NW
NE NW04
43STOCKWATER
DOMESTIC(45) GEM
(45) GEM

+ - - DIVERSION MEANS - well + pump

+ - - NON-IRRIGATION USE - domestic - house + stockwater

+ - - OTHER RIGHTS FOR SAME USE - none

+ - - - - REMARKS - - - - - +
NO REMARKS FOUND.+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

WATER RIGHT NUMBER - A65-05054

PREFIX TRANSLATION: ADJUDICATION CLAIM

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

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
STATE OF IDAHO A & C CORP., ET AL. 01/21/1986

+ - - AUDIT FIELDS - 03/13/90 HARRINGT

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

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING - 00/00/0000	FIELD INSPECTION MADE - 00/00/0000	CIVIL CASE NUMBER - 39576
OBJECTION FILED DATE - 00/00/0000	FIELD INSPECTION FLAG -	OLD CASE NUMBER -
RESPONSE FILED DATE - 00/00/0000	VERIFIED DATE - 00/00/0000	OLD JUDICIAL DISTRICT -
CLAIM RECEIVED DATE - 01/19/1990	LAST AMENDED DATE - 00/00/0000	TEMPORARY RIGHT - P
PROOF DUE DATE - 00/00/0000	PROOF MADE DATE - 00/00/0000	WATER DISTRICT - 65
LICENSED DATE - 00/00/0000	RECEIPT NUMBER - X999999	FEDERAL/STATE INDICATOR - S
CLAIMS TAPE ERROR FLG -	POU OWNERSHIP FLAG - Y	PRESUMPTION FLAG -
FEE EXEMPT FLAG -	NAME CONNECTOR - AND/OR	NOTICE OF ERROR FLAG -

00389000
DATA ENTRY
ENTITLED _____
CHECKED _____

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
FEB 09 1994

PROOF
APR 06 1992

CERTIFIED
FEB 18 1994
WATER EXAMINER