

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 37-21596
Date Received: 10/21/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

JERRY CENARRUSA

Phone: (208)823-4633

4 CIRCLE DR
PO BOX 164
CAREY ID USA 83320

JANICE M CENARRUSA

Phone: (208)823-4633

4 CIRCLE DR
PO BOX 164
CAREY ID USA 83320

2. Date of Priority: 12/01/1881

3. Source: LITTLE WOOD RIVER

Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	20E	30	NW SW SE	BLAINE	

5. Description of diverting works:

CONCRETE DIVERSION DAM TO WEST CANAL PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.25	
STOCKWATER	4/01	11/01	0.25	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

CLAIMANT OWNS HALF OF THE ORIGINAL RIGHT. THE OTHER HALF IS OWNED ESTATE OF SCOTT PECK.

This right is a split from former right 37-639 .

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

Renumber: 37-21596

Ident. Number 37-639
Date Received: 9/2/1988
Receipt No: S002057
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

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

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

2. Date of Priority: 12/01/1881

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	20E	30	NW SW SE	BLAINE	

5. Description of diverting works:

CONCRETE DIVERSION DAM TO WEST CANAL PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.25	
STOCKWATER	4/01	11/01	0.25	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

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

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

CLAIMANT OWNS HALF OF THE ORIGINAL RIGHT. THE OTHER HALF IS OWNED ESTATE OF SCOTT PECK.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

July 9, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JERRY CENARRUSA
JANICE CENARRUSA
PO BOX 164
CAREY ID 83320

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

Dear Mr. and Mrs. Cenarrusa:

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

Sincerely,

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

Trish Fawcett
Technical Records Specialist

Enc.

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

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

RECEIVED
JUL 08 2002
 Department of Water Resources
 Southern Region

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	<u>37-545A</u>	_____	_____	_____	_____
_____	<u>37-639</u>	_____	_____	_____	_____
_____	<u>37-640A</u>	_____	_____	_____	_____
_____	<u>37-7593A</u>	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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

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

OR

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

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

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

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

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

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

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 *[Signature]* Date _____ Receipt No. _____
 Processed by *[Signature]* AI Date *7/9/02* WR _____ Date _____

QUITCLAIM DEED

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

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

JERRY CENARRUSA and JANICE CENARRUSA, Husband and Wife,

whose address is: PO BOX 164 CAREY, IDAHO 83320

398729

the following described premises, to-wit:

See Attached Exhibit "A"

BLAINE CO. REQUEST

OF Ellsworth,
May, Sudweeks
'97 JAN 31 AM 11 49

MARY GREEN, CLERK mpp
FEES \$ 6⁰⁰

together with their appurtenances.

DATED: 1/24/97

Leo Peterson
LEO PETERSON

M. Marlene Peterson
M. MARLENE PETERSON

STATE OF IDAHO, COUNTY OF BLAINE

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

LEO PETERSON and M. MARLENE PETERSON,
Husband and Wife,
known to me to be the persons whose names are
subscribed to the within instrument, and
acknowledged to me that they executed the
same.



J. D. E. Peterson
Notary Public
Residing at Sun Falls
Coconino County, Arizona 11/2/99

STATE OF IDAHO, COUNTY OF

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

Ex-Officio Recorder

By _____ Deputy.
Filed &
Mail to:

LEGAL DESCRIPTION
FOR
LEO PETERSON

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

Section 33: NE1/4 SE1/4:

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

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

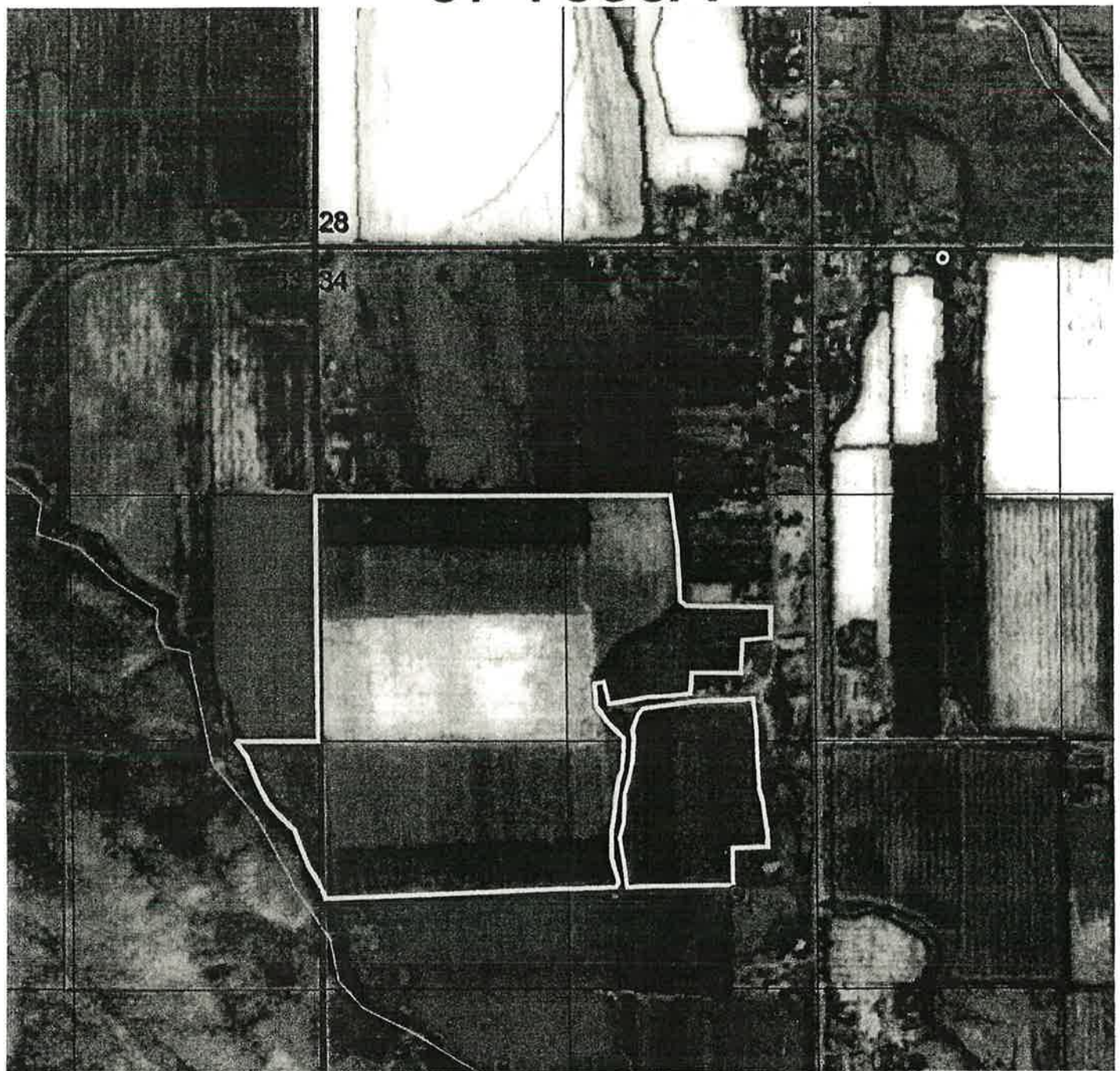
Excepting therefrom: A parcel of land being a portion of SE1/4 NW1/4 of Section 34,
Township 1 South, Range 21 East, Boise Meridian, described as follows:

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

EXHIBIT "A"

IDAHO DEPT OF WATER RESOURCES

37-7593A



1320 0 1320 Feet



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

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



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

Date: December 10, 2001

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00639
Date Received: 9/02/1988
Receipt No: 5002057
Received By: TB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEO PETERSON 208-823-4498
Address: BOX 174
CAREY, ID 83320

OR
Name: MARLENE PETERSON
Address: CAREY, ID 83320

2. Date of Priority: DEC 01, 1881

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	20E	30	NW	SW	SE		BLAINE

5. Description of diverting works:
CONCRETE DIVERSION DAM TO WEST CANAL PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.250		
STOCKWATER	04/01	11/01	0.250		

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

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

9. Non-irrigation uses:
S/30 MILKING, S/40 NON-MILKING.

10. Place of Use:

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

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0640 50", 37-0545 20", 37-7593 4.2 CFS,

14. Remarks:
CLAIMANT OWNS HALF OF THE ORIGINAL RIGHT. THE OTHER HALF IS OWNED ESTATE OF SCOTT PECK.

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

S.C. FROST ET AL
Decree Plaintiff

vs

ALTURAS WATER CO. ETAL
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): Leo Peterson Date: 9-2-88

Date: _____

State of Idaho)
County of Twink Falls) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of Sept. 19 88 Alfred M. Meritt
Notary Public

Seal

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

[illegible]

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: A37-00640A

Date Received: 9/02/1988

Receipt No: 8002057

Received By: TB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEO PETERSON 208-823-4498
Address: BOX 174
CAREY, ID 83320

OR

Name: MARLENE PETERSON
Address: CAREY, ID 83320

2. Date of Priority: APR 01, 1882

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	20E	30	NW	SW	SE		BLAINE

5. Description of diverting works:
CONCRETE DAM TO WEST CANAL PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

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

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

9. Non-irrigation uses:

10. Place of Use:

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

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0639, 37-0545, 37-7593

14. Remarks:
THIS RIGHT IS SPLIT WITH SCOTT PECK ESTATE.

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

FROST ET AL
Decree Plaintiff

vs

ALTURAS WATER CO. ET AL
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lisa Peterson Date: 9-2-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

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

[Signature]
Notary Public

Seal

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

This is a detailed aerial photograph of a rural landscape, heavily overlaid with a grid of property lines and handwritten annotations. The map shows various fields, some of which are labeled with crop types like "Barley" and "Corn". Numerous numerical values, likely representing acreage or measurements, are scattered throughout the grid cells. Handwritten letters (A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, V, W, X, Y, Z) are used to identify specific areas. The map also includes labels for infrastructure such as "C-147", "C-210", "C-141", "C-150", "C-218", "C-276-2-4", and "C-276-2-4". A "Pump from canal" is indicated near a winding path. The overall appearance is that of a historical or planning document, possibly a cadastral map or a land use survey.

SRBA

SUBCASE SUMMARY REPORT 37-21596

[Return to SRBA Home Page](#)

SRBA
11-03-2006

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 37-21596 FILE#: 00000
CLAIMANT: CENARRUSA, JANICE M
4 CIRCLE DR
PO BOX 164

CAREY ID 83320
STATUS: PD ISSUED SPECIAL MASTER:
WATER SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

****** PARTIES INVOLVED ******

JANICE M CENARRUSA C PRO SE
JERRY CENARRUSA C PRO SE

****** ROA ENTRIES ******

09-21-2006 PARTIAL DECREE FILED

09-21-2006

[Return to SRBA Home Page](#)

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 37-21596

NAME AND ADDRESS: JANICE M CENARRUSA
JERRY CENARRUSA
4 CIRCLE DR
PO BOX 164
CAREY, ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.25 CFS

PRIORITY DATE: 12/01/1981

POINT OF DIVERSION: T01N R20E S30 NWSWSE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.25 CFS
	Stockwater	04-01 TO 11-01	0.25 CFS

PLACE OF USE:	Irrigation		Within Blaine County
	T01S R21E S33	NESE 5.0	
	S34	SWNW 40.0	SENE 32.0
		NESW 20.0	NWSW 24.0
	121.0 Acres Total		

Stockwater		Within Blaine County
T01S R21E S34	SENE	NESW

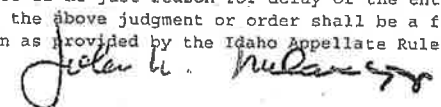
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

CLAIMANT OWNS HALF OF THE ORIGINAL RIGHT. THE OTHER HALF IS OWNED ESTATE OF SCOTT PECK.

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, I.C. SECTION 42-1412(6).

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.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

11/01/2005

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

RIGHT NUMBER: 37-21596
NAME AND ADDRESS: JERRY CENARRUSA
4 CIRCLE DR
PO BOX 164
CAREY ID 83320

JANICE M CENARRUSA
4 CIRCLE DR
PO BOX 164
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.250 CFS

PRIORITY DATE: 12/01/1881

POINT OF
DIVERSION: T01N R20E S30 NWSWE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	4/01 11/01	0.250 CFS
IRRIGATION	4/01 11/01	0.250 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T01S R21E S33	NESE	5.0	T01S R21E S34	SWNW	40.0
T01S R21E S34	SENW	32.0	T01S R21E S34	NESW	20.0
T01S R21E S34	NWSW	24.0			

STOCKWATER Within BLAINE County

T01S R21E S34	SENW		T01S R21E S34	NESW	
---------------	------	--	---------------	------	--

121 ACRES TOTAL

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.

CLAIMANT OWNS HALF OF THE ORIGINAL RIGHT. THE OTHER HALF IS OWNED ESTATE OF SCOTT PECK.

EXPLANATORY MATERIAL: BASIS OF CLAIM -
This right is a split

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21596 V1

WATER RIGHT NUMBER: 37-21596 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LEO PETERSON PO BOX 174 CAREY, ID 83320 (208)823-4498
Current Owner	JERRY CENARRUSA 4 CIRCLE DR PO BOX 164 CAREY, ID 83320 (208)823-4633
Current Owner	JANICE M CENARRUSA 4 CIRCLE DR PO BOX 164 CAREY, ID 83320 (208)823-4633
Original Owner	MELBA MARLENE PETERSON PO BOX 174 CAREY, ID 83320 (208)823-4498

Priority Date: 12/01/1881

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	4/01 to 11/01	0.250 CFS	
IRRIGATION	4/01 to 11/01	0.250 CFS	
	<u>Total Diversion:</u>	0.250 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER	NW1/4SW1/4SE1/4	Sec. 30, Twp 01N, Rge 20E, B.M.
BLAINE County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	21E	34									X	X							

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21596 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	21E	33													5.0				5.0
01S	21E	34							40.0	32.0	20.0	24.0							116.0

Total Acres: 121

Conditions of Approval:

1. 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.
2. This right is a split from former right 37-639 .
3. CLAIMANT OWNS HALF OF THE ORIGINAL RIGHT. THE OTHER HALF IS OWNED ESTATE OF SCOTT PECK.

Remarks:Comments:Water Supply Bank:



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

November 15, 2006

Diana Delaney
Snake River Basin Adjudication
P.O. Box 2720
Twin Falls, ID 83303-2707

RE: Partial Decree for water right 37-21596

Dear Diana:

Water rights 37-21596 and 37-21597 were originally claimed in the SRBA under right number 37-639 with a point of diversion (pod) of T 01N R 20E Sec. 30 NWSWSE. Claimants of right 37-639 were Jerry and Janice Cenarrusa. In reviewing claim 37-639, assigned agent Steve Clelland found the pod actually fell in range 21E not 20E, and made his preliminary recommendation accordingly. The preliminary recommendation of the right showed the pod in T 01N R 21E Sec. 30.

Prior to filing the Director's Report for Basin 37 Part 1 Surface Water, right 37-639 was split into rights 37-21596 (Jerry and Janice Cenarrusa) and 37-21597 (Blaine County School District #61). Right 37-21597 was recommended to the court with the updated pod in range 21E. Unfortunately, the pod recommended for right 37-21596 reverted back to the range of 20E. No objections were filed, and the error went undetected. On September 21, 2006, right 37-21596 was partially decreed as recommended.

The Cenarrusas contacted Mr. Clelland recently and pointed out the error. IDWR does concur that the decreed pod of right 37-21596 (T01N R 20E Sec. 30) is incorrect. The pod should be shown as T01N R21E Sec. 30. Would it be possible for the court to correct this as a clerical mistake under I.R.C.P. 60(a)?

A copy of the partial decree of right 37-21596, as well as the partial decree of unaffected right 37-21597, is included for the court's convenience. Should you require

further assistance in this matter, please don't hesitate to call me at 208-287-4816.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vicki Kelly', written over a circular stamp or mark.

Vicki Kelly,
Paralegal

Enc.

cc: Janice & Jerry Cenarrusa

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 37-21596

NAME AND ADDRESS: JANICE M CENARRUSA
JERRY CENARRUSA
4 CIRCLE DR
PO BOX 164
CAREY, ID 83320

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.25 CFS

PRIORITY DATE: 12/01/1881

POINT OF DIVERSION: T01N R20E S30 NWSWSE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.25 CFS
	Stockwater	04-01 TO 11-01	0.25 CFS

PLACE OF USE:	Irrigation		Within Blaine County
	T01S R21E S33	NESE 5.0	
	S34	SNNW 40.0	SENE 32.0
		NESW 20.0	NWSW 24.0
	121.0 Acres Total		
	Stockwater		Within Blaine County
	T01S R21E S34	SENE	NESW

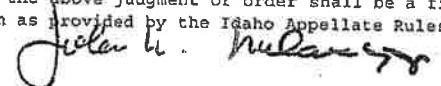
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

CLAIMANT OWNS HALF OF THE ORIGINAL RIGHT. THE OTHER HALF IS OWNED ESTATE OF SCOTT PECK.

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. I.C. SECTION 42-1412(6).

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.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 37-21597

NAME AND ADDRESS: BLAINE COUNTY SCHOOL
DISTRICT #61
118 W BULLION ST
HAILEY, ID 83333

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.05 CFS

PRIORITY DATE: 12/01/1881

POINT OF DIVERSION: T01N R21E S30 NWSWSE Within Blaine County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-15 TO 10-31

QUANTITY
0.05 CFS

PLACE OF USE:

Irrigation

T01S R21E S34

SESW 11.0

Within Blaine County

11.0 Acres Total

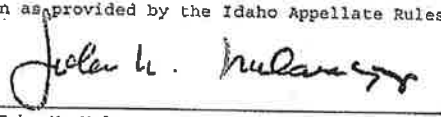
Right Nos. 37-640B and 37-21597 are limited to the irrigation of
a combined total of 11.0 acres in a single irrigation season.

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

PROPERTY IS ALSO KNOWN AS LOTS 1 AND 2 OF CAREY VIEW ESTATES.
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. I.C. SECTION 42-1412(6).

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.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

33 34

T1S
R21E
S.34

NOT
IRRIGATED

Y77 SW
1992

33 34

37-545A

4 3



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 DEPT INTERNET WEB SITE: www.idwr.idaho.gov

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Department of Water Resources

MAY 27 2005

RECEIVED

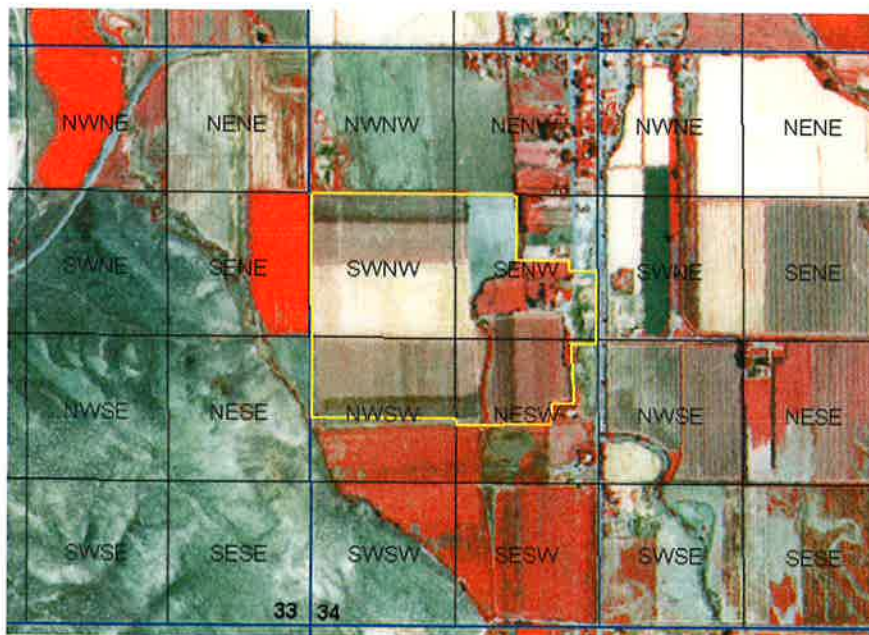
May 25, 2005

Steve Clelland

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIM(S): 37-639, 37-20740, 37-781A, 37-781A, 37-545A, 37-640A

Dear Steve

Jerry and Janice Cenarrusa from the Carey area came in yesterday May 24. To date you have recommended 6 of their claims. I have enclosed the 6 "Notice of Error Reply" sheets, of those six only one (37-639) has a portion of disagreement on acres and allotment of decreed cfs. They also had some concern to why they have not received preliminary directors reports on their 4-5 remaining claims.



Sincerely

Nick Treasure
Water Resource Agent
E-mail address:
nick.treasure@idwr.idaho.gov

Enclosures

SCANNED

MAY 31 2005

**NOTICE OF ERROR
REPLY**

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

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

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

Water right number: 37-639

JERRY CENARRUSA
LAKE VIEW DR
PO BOX 164
CAREY ID 83320
Telephone Number: (208)823-4633

JANICE M CENARRUSA
PO BOX 164
CAREY ID 83320
Telephone Number: (208)823-4633

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

*We would like to include approximately 4 acres in place of use.
(See attached map). We would also like to increase the CFS of
the 1881 decree from .25 cfs to .38 cfs*

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

Same as above

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

*We have the acreage (farm acres) and could benefit with its use.
We would hate to see this water ~~be~~ right lost.*

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

DATE:

5/24/05

SIGNATURE:

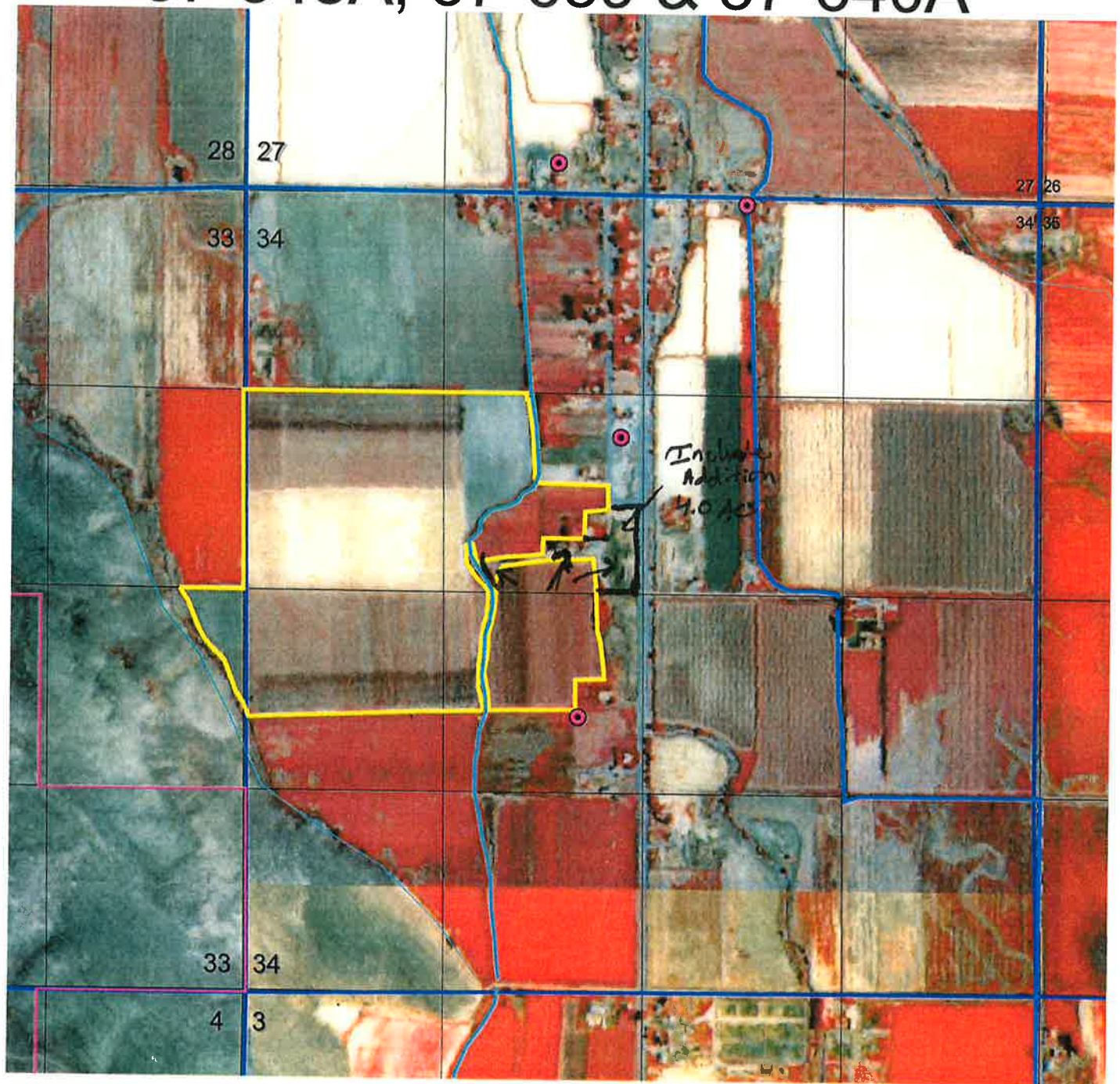
Jerry Cenarrusa
Jerry Cenarrusa

Please print your name:

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

IDAHO DEPT OF WATER RESOURCES

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



1320 0 1320 Feet

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

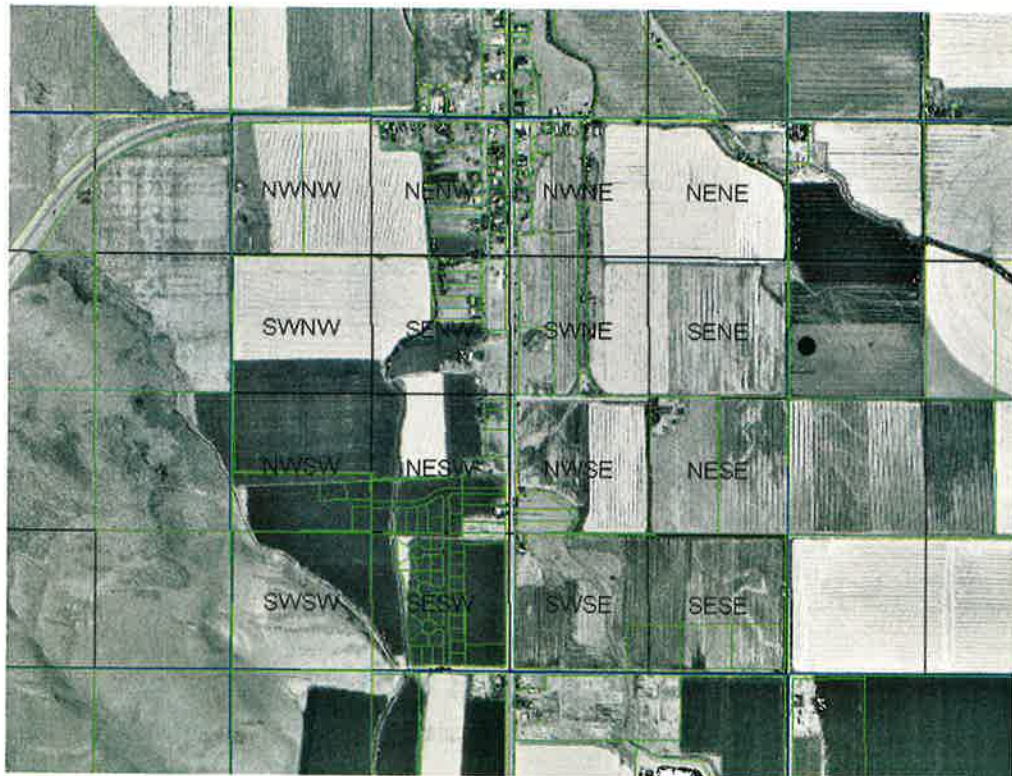
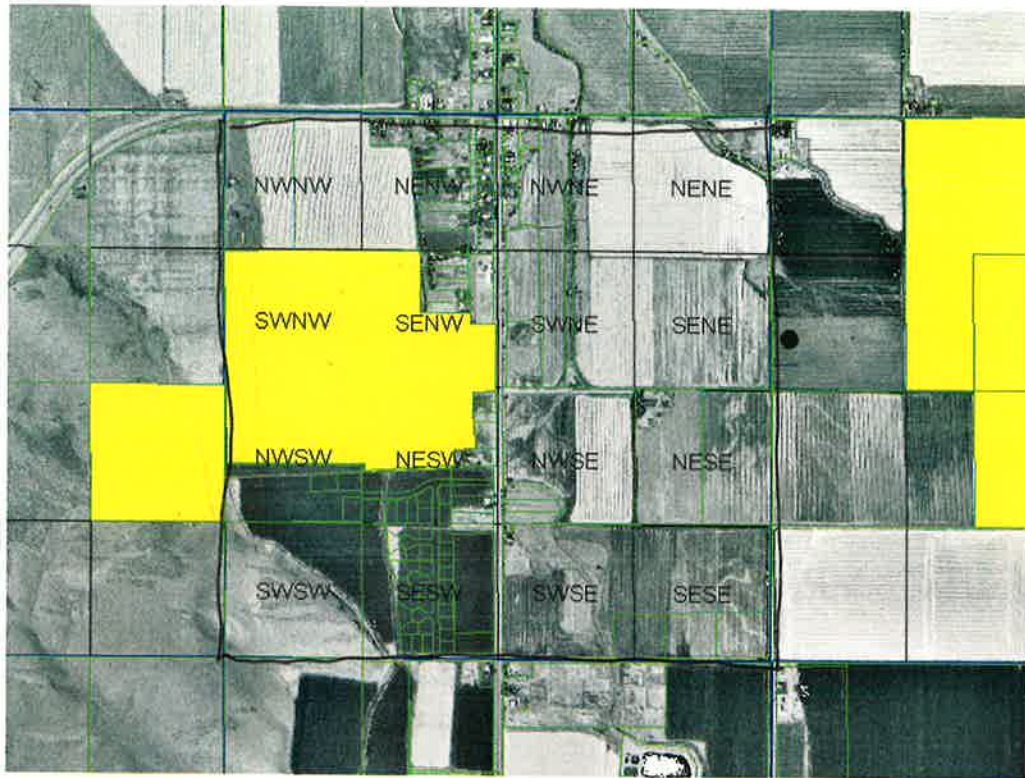
TWN: 1S
 RNG: 21E
 SEC: 34



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

Date: APRIL 5, 2005

SCANNED
 MAY 3 1 2005



SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Claim Number(s):

37-639

Previous Mailing Address:

Serry Cenarrusa / Janice M. Cenarrusa
Lake View Dr.
PO Box 164
Carey, Idaho 83320

New Mailing Address:

Serry Cenarrusa / Janice M. Cenarrusa
4 Circle Dr.
PO Box 164
Carey, Idaho 83320

Telephone Number:

(208) 823-4633

Signature of Claimant(s):




Please return this completed form to:

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

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

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

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

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: _____

Date: _____

SCANNED

MAY 31 2005

04/05/2005

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

RIGHT NUMBER: 37-639

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

JANICE M CENARRUSA
PO BOX 164
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.250 CFS

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

PRIORITY DATE: 12/01/1881

POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/15 10/31	0.020 CFS
IRRIGATION	04/15 10/31	0.250 CFS

PLACE OF USE:

STOCKWATER Within BLAINE County

T01S R21E S34	SENE	T01S R21E S34	NESW
---------------	------	---------------	------

IRRIGATION Within BLAINE County

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

110 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 110 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-545A, 37-640A & 37-7593A.

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

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

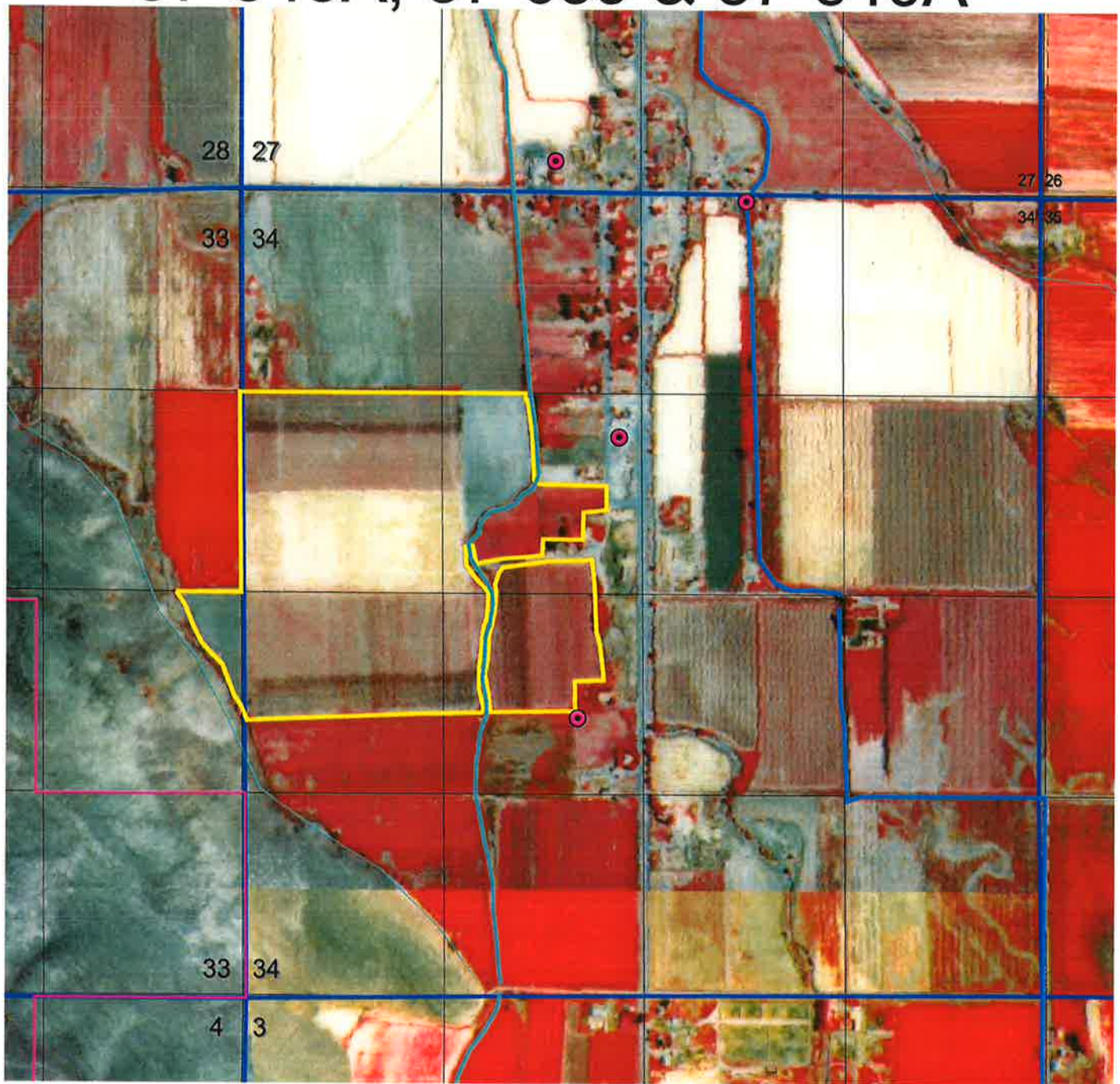
The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

IDAHO DEPT OF WATER RESOURCES

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



1320 0 1320 Feet

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

TWN: 1S
RNG: 21E
SEC: 34



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

Date: APRIL 5, 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-639

WATER RIGHT NUMBER: 37-639

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CYRUS J STANFORD
	, ZZ
Current Owner	THOMAS C STANFORD
	, ZZ

Priority Date: 12/01/1881

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.500 CFS	
	<u>Total Diversion:</u>	0.500 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01S	21E	34	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						X					X	X		X					

Conditions of Approval:Remarks:

1. General AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.

Comments:

Split
0.25
-639
2 balance
37-21275 .08