

THE FOLLOWING INFORMATION IS ALSO

SCANNED UNDER

“WATER RIGHT BACKFILE 41-7058”

WITHDRAWAL DOCUMENTS SCANNED

UNDER TRANSFER 70068 AS WELL

FOR RESEARCH PURPOSES

Transfer No. 70068

Receipt No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED**JUL 30 2002**Department of Water Resources
Southern Region

1. Applicant Information LEONARD MAY
 PO BOX 269
 ROCKLAND ID 83271
 (208)548-2211
 AND/OR
 MARILYN MAY
 PO BOX 269
 ROCKLAND ID 83271
 (208)548-2211

WITHDRAWNWill this transfer result in an ownership change? _____ Yes X No**2. Current Water Right****Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acres	Total	Source
41-7058	WR/DECREED	1.84 cfs		165.0		GROUND WATER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
41-7058	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Describe the land as it is now irrigated; p/u was changed since 1987.

4. FOR CHANGES IN NATURE OF USE ONLY**A. Describe the expected quantity of the return flows and location of discharge after the proposed change****B. Describe the effects on other water uses resulting from the proposed change****5. Total Amounts Transferred**

	Rate	Acres	Total	Volume
41-7058	1.84 cfs	115	115.0	460.0 af
TOTAL				

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docs / W.R.
Backfile 41-7058

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FEB 12 2016

Transfer No. 70068

Receipt No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.



J. E. Stanton
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 26th day of July, 2002.

J. E. Stanton
(Notary Public)

My commission expires 10-25-2006

WITHDRAWN

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Transfer No. 70068

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 41-7058

Priority Date: 11/23/1981
Origin: Water Right
Basis: Application
Status: Closed

WITHDRAWN

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	1.84 CFS		
	Total Diversion	1.84 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	10S	31E	33	NESESW		POWER

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		
10S	31E	32				33.0													33.0	66.0
10S	31E	33							33.0				36.0	30.0					33.0	99.0

Total Acres: 165

Conditions/Remarks:

1. THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.
2. 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.

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Page 4

Documentation of Ownership of the Current Place of Use

Tax Notice

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Decreed p/u not included in proposed p/u is in CRP or is just not farmed.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

YES Land in Sec. 32 has been in CRP since about 1986. I bought the land in Sec. 33 from Mrs. Muir, who still owns Sec. 32, along with all the well right, in 1992. The SW/NW Sec. 33 has not been irrigated since before 1986. The well has been used only in the SW1/4 Sec. 33 since I bought it.

WITHDRAWN

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Transfer No. 70068

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 41-7058

Priority Date: 11/23/1981

Origin: Water Right

Basis: Application

Status: Closed

WITHDRAWN

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	1.84 CFS	460.0 AFA	
Total Diversion		1.84 CFS	460.0 AFA	

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	10S	31E	33	NESESW		POWER

Describe the proposed diversion system

Point of Diversion # 1 16" CASING 335' DEEP W/DIESEL ENGINE

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	
10S 31E 33									22.0	31.0	31.0	31.0					115.0

Total Acres: 115

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HECK PAYABLE TO:
COUNTY TAX COLLECTOR
HOUSE 543 BANNOCK
AN FALLS
83211

2001 TAX BILL/RECEIPT

PARCEL NUMBER
RPD2211-00 A
51,329
48,372

BILL# 6466 CODE AREA 20-00

T HALF DUE
1,027.93

2ND HALF DUE
1,027.93

FULL DUE
2,055.86

TOT MV 99,701

TAX
LATE
INT
COST
TOT

TAX
LATE
INT
COST
TOT

WAC 4.000
TOT ACS 217.000

MAY LEONARD ET-UX
P O BOX 269
ROCKLAND ID 83271

S33 T10S R31E
SW4, SWNW,

TAXING DISTRICT	RATE	AMOUNT
STATE	.000000000	
POWER COUNTY	.003365167	335.50
SCHOOL #382	.011471797	1,143.74
COUNTY HWY	.002235051	222.84
VALLYVIEW CEM	.000384743	38.36
RKLD/RURAL FIRE	.001637835	163.28
RKLD LIBRARY	.000590136	58.84
HOSPITAL DIST	.000727622	72.54
AMBULANCE DIST	.000208307	20.76
AMOUNT DUE	.020620658	2,055.86

780 S ROCKLAND HIGHWAY 83271

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
* MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

RECEIPTS ARE AVAILABLE IN TREASURER'S OFFICE
GIVEN SUBJECT TO CLEARANCE OF YOUR CHECK

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MAR 11 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 12, 2003

LEONARD MAY And/Or
MARILYN MAY
PO BOX 269
ROCKLAND ID 83271

RE: Transfer No.: 70068
Water Right No(s): 41-7058

Dear Applicant:

The department acknowledges the withdrawal of Application for Transfer 70068 that proposed a change to Right 41-7058. The application has been voided and no further action will be taken.

Sincerely,

Pamela S. Skaggs
Sr. Water Resource Agent

Stanton, Jim

From: Stanton, Jim
Sent: Monday, March 10, 2003 1:23 PM
To: Financial
Cc: Stanton, Jim
Subject: Refund of Filing Fee

On 7-26-03, Receipt S025120 was issued to Leonard May in the amount of \$290 to cover App for Transfer 70068. The application has been withdrawn prior to advertising, so a refund is due to the applicant. His address is PO Box 269, Rockland, ID, 83271. Thanks.

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MAR 11 2003

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MAR 04 2003

Department of Water Resources
Southern Region

8/2000

REQUEST FOR WITHDRAWAL OF APPLICATION FOR TRANSFER

To: State of Idaho Department of Water Resources
1341 Fillmore Street
Suite 200
Twin Falls, ID 83301-3380

Gentlemen:

I wish to withdraw Application for Transfer No. 70068 filed in the name of Leonard May.

Dated this 24 day of February, 2003.

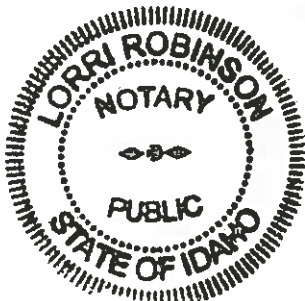
Leonard May
Leonard May

Applicant for Transfer
(Title)

P.O. Box 269, Rockland, ID 83271
(Address)

State of Idaho)
County of Power)

On this 24 day of February, 2003, Leonard May personally appeared before me, satisfactorily proved to me to be the signer of the above instrument and acknowledged that he executed the same.



Lorri Robinson
Notary Public
Residing at Rockland
My Commission Expires on 7-23-04

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MAR 11 2003

to P.C. docs
W.R. backfile - 41-7058
SCANNED
FEB 12 2016

41-7058, T# 70068, Withdrawn

GIVENS PURSLEY LLP

LAW OFFICES

277 North 6th Street, Suite 200
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

Gary G. Allen
Christopher J. Beeson
Jessica M. Borup
William C. Cole
Michael C. Creamer
Emily MacMaster Durkee
Thomas E. Dvorak
Roy Lewis Eiguren
Timothy P. Feamside
Jeffrey C. Fereday
Steven J. Hippler
Karl T. Klein
Debora K. Kristensen
Anne C. Kunkel
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Franklin G. Lee

David R. Lombardi
D. David Lorelio, Jr.
Kimberly D. Maloney
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Melillo
Christopher H. Meyer
Kendall L. Miller
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
W. Hugh O'Riordan
Michael C. Orr *
Kenneth L. Pursley

Bradley V. Sneed
H. Barton Thomas**
Conley E. Ward
Robert B. White

Raymond D. Givens
James A. McClure
Stephanie C. Westermeier
OF COUNSEL

John A. Miller, LL.M. ***
TAX CONSULTANT

*Licensed in Oregon only
**Licensed in Washington, D.C. only
***Licensed in Kentucky only

March 3, 2003

Mr. James E. Stanton
Sr. Water Resource Agent
Southern Regional Office
Idaho Department of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3033

Re: Leonard May Water Right Transfer
Our File No. 2279-4

Dear Mr. Stanton:

Per my voicemail to you this afternoon enclosed please find the original Request for Withdrawal of Application for Transfer signed by Mr. May. I have sent a copy of the Request to you via facsimile as well. If you have any questions or require any additional information please call.

Sincerely,



Michael C. Creamer

Enclosure

cc: Leonard May

MCC:kdt S:\CLIENTS\2279\4\MCC Ltr to Jim Stanton re Withdrawal of Transfer.DOC

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MAR 04 2003

Department of Water Resources
Southern Region

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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

February 13, 2003

Givens Pursley LLP
ATTN: Michael Creamer
PO Box 2720
Boise, ID 83701

RE: Leonard May Water Right Transfer; Your Letter Dated 2-7-2003

Dear Mr. Creamer;

Per your request, Mr. May is hereby granted until February 28, 2003, to resolve the issues relating to this transfer.

Regards,

James E. Stanton
Sr. Water Resource Agent

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MAR 11 2003

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GIVENS PURSLEY LLP

LAW OFFICES
277 North 6th Street, Suite 200
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

Via Facsimile & U.S. Mail

February 7, 2003

Mr. James E. Stanton
Sr. Water Resource Agent
Southern Regional Office
Idaho Department of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3033

Re: Leonard May Water Right Transfer
Our File No. 2279-4

Dear Mr. Stanton:

Thank you for forwarding to me a copy of the IDWR policy regarding application/permit processing and of Mr. May's transfer application concerning Application for Permit 41-7058. As we discussed over the phone yesterday afternoon, I have been asked by Mr. May to review these water right matters and recommend a course of action. Mr. May is out of town until next week, and I will have a chance to speak with him further then and be able to respond to your January 10, 2003 letter. Accordingly, I would request that you allow until February 28, 2003 to complete our review, obtain necessary signatures to assign the application, and forward this documentation to you. If that is not acceptable, please contact me immediately.

Sincerely,



Michael C. Creamer

cc: Leonard May

MCC:kdt \S\CLIENTS\2279\4\MCC Ltr to Jim Stanton re Time to Respond.DOC

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FEB 13 2003

Department of Water Resources

Southern Region

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***Licensed in Kentucky only

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FEB 12 2016

SCANNED

MAR 11 2003

FAX COVER SHEET

DATE: Friday, February 7, 2003

PAGES (INCLUDING COVER): 2

ORIGINAL TO FOLLOW: Yes - via U.S. Mail

From:

MICHAEL C. CREAMER
GIVENS PURSLEY LLP
Suite 200, Park Place
277 North Sixth Street
Post Office Box 2720
Boise, Idaho 83701-2720
Telephone: (208) 388-1200
Facsimile: (208) 388-1300
Email: mcc@givenspursley.com
Web: www.givenspursley.com

RE Leonard May Water Right Transfer
Our File No. 2279-4

TO Jim Stanton
Idaho Department of Water Resources
Southern Regional Office

SEND TO FAX PHONE: 208-736-3037

MESSAGE:

Please see attached.

— Mike

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FEB 07 2003
Department of Water Resource
Southern Region

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MAR 11 2003
SCANNED
FEB 12 2016

If this fax does not transmit fully or is difficult to read, please contact
me or my secretary, Katrina Thomas, at (208) 388-1227.

CONFIDENTIALITY NOTICE

This facsimile may contain confidential information that is protected by the attorney-client or work product privilege. It is intended only for the use of the individual(s) named above. If you are not a named recipient or an employee responsible for delivering the facsimile, you are instructed not to deliver, distribute or copy this facsimile, nor should you disclose its contents or take any action in reliance on the information it contains. If you have received this facsimile in error, please notify us immediately by telephone to arrange for the return of the transmitted documents to us. Thank you.

GIVENS PURSLEY LLP

LAW OFFICES
277 North 8th Street, Suite 200
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 380-1200
FACSIMILE: 208 380-1300
WEBSITE: www.givenspursley.com

Via Facsimile & U.S. Mail

February 7, 2003

Mr. James E. Stanton
Sr. Water Resource Agent
Southern Regional Office
Idaho Department of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3033

Re: Leonard May Water Right Transfer
Our File No. 2279-4

Dear Mr. Stanton:

Thank you for forwarding to me a copy of the IDWR policy regarding application/permit processing and of Mr. May's transfer application concerning Application for Permit 41-7058. As we discussed over the phone yesterday afternoon, I have been asked by Mr. May to review these water right matters and recommend a course of action. Mr. May is out of town until next week, and I will have a chance to speak with him further then and be able to respond to your January 10, 2003 letter. Accordingly, I would request that you allow until February 28, 2003 to complete our review, obtain necessary signatures to assign the application, and forward this documentation to you. If that is not acceptable, please contact me immediately.

Sincerely,



Michael C. Creamer

cc: Leonard May

MCC:kdt S:\CLIENTS\2279\AMCC Ltr to Jim Stanton re Time to Respond.DOC

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TAX CONSULTANT

* Licensed in Oregon only
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*** Licensed in Kentucky only

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Department of Water Resources
Southern Region

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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

January 10, 2003

Leonard May
PO Box 269
Rockland, ID 83271

RE: App for Transfer 70068; App For Permit 41-7058 (Dana Muir)

Dear Mr. May;

I have reviewed your application for transfer, and have found the following problems. This application is based Water Right 41-7058 as decreed in the Snake River Basin Adjudication. However, the decree did little more than acknowledge the existence of App For Permit 41-7058, which has been protested by Udy Brothers. There is no right to divert water under this application, so your application for transfer is invalid. Based on the deed from Mrs. Muir that you supplied when you changed the ownership of the SRBA claim, you only obtained a portion of the claim at best (although the SRBA recognized you and your wife as sole owners of the claim). The application for permit is still the sole property of Dana Muir according to our records.

To solve these problems, I suggest that you withdraw your transfer application. Then I suggest that you obtain an Assignment of Application For Permit from Mrs. Muir to give you legal control of the application. Once we receive the assignment form with her notarized signature, you can file an amended application for permit to change the place of use to your land in the SW $\frac{1}{4}$ of Sec. 33. In order for us to process the amended application, we will need to be convinced that at least 115 acres were irrigated from this well prior to November 19 of 1987; I did not check the Farm Service Agency records in American Falls, however, so you could be irrigating more or less than 115 acres. If you can provide sufficient data to verify pre-1987 development, the amended application can be advertised. The protest of Udy Bros. still has to be resolved. But these procedures seem to be the most-logical way to solve your problems with this well. No legal advice is contained herein, of course, so you should consult a qualified attorney if you feel the need.

With regard to costs, you paid \$290. for the application for transfer. Since the application has not yet been advertised, this money will be returned to you once we receive the signed withdrawal form. There is a \$25 processing fee for the Assignment of Application, and a \$50 for the amended application for permit. Withdrawal and Assignment forms are enclosed for your use.

Please respond by February 10, 2003, in the matter of withdrawing your application for transfer. If we do not hear from you by then, the Department will void your application. If you need more

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SCANNED
MAR 11 2003

time to respond, additional time can be granted for sufficient cause. Either way, your filing fee will be returned to you.

Some of the fault here is mine, as I assumed that the SRBA Court would only decree perfected water rights; obviously I was wrong. If I can be of further assistance, feel free to contact me.

Regards,

James E. Stanton
Sr. Water Resource Agent

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MAR 11 2003

1/7/03

Stanton & Merritt discussed with Spencer the issue of decree of protested application. Spencer indicated although claims for applications not normally processed SRBA Judge Hurlbutt ruled they should be... thus partial decree was granted with special language limiting right to what ever comes out of administrative process.

- Since assignment of permit has never been filed it should be sought. Otherwise split application between Munic & Mucy.
- Transfer filed should be voided and refund issued.
- Amendment of applications should be sought.
- If processing of amendment is sought then applicant should provide evidence of pre-1987 development. Otherwise it is stuck in Moratorium.
- If pre-1987 development demonstrated then amendment of application should be identified and then a hearing held.

[Signature]

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FEB 12 2016

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MAR 11 2003

R31E

29 | 28
32 | 33

T-2548

1	44.9	+
2	6.5	+
3	9.0	+
4	76.2	+
5	16.4	+
6	23.9	+
	176.9	*

T-503

T-2548

NREL

1- 106.0

1- 44.9

2- 6.5

2- 128.2

3- 9.0

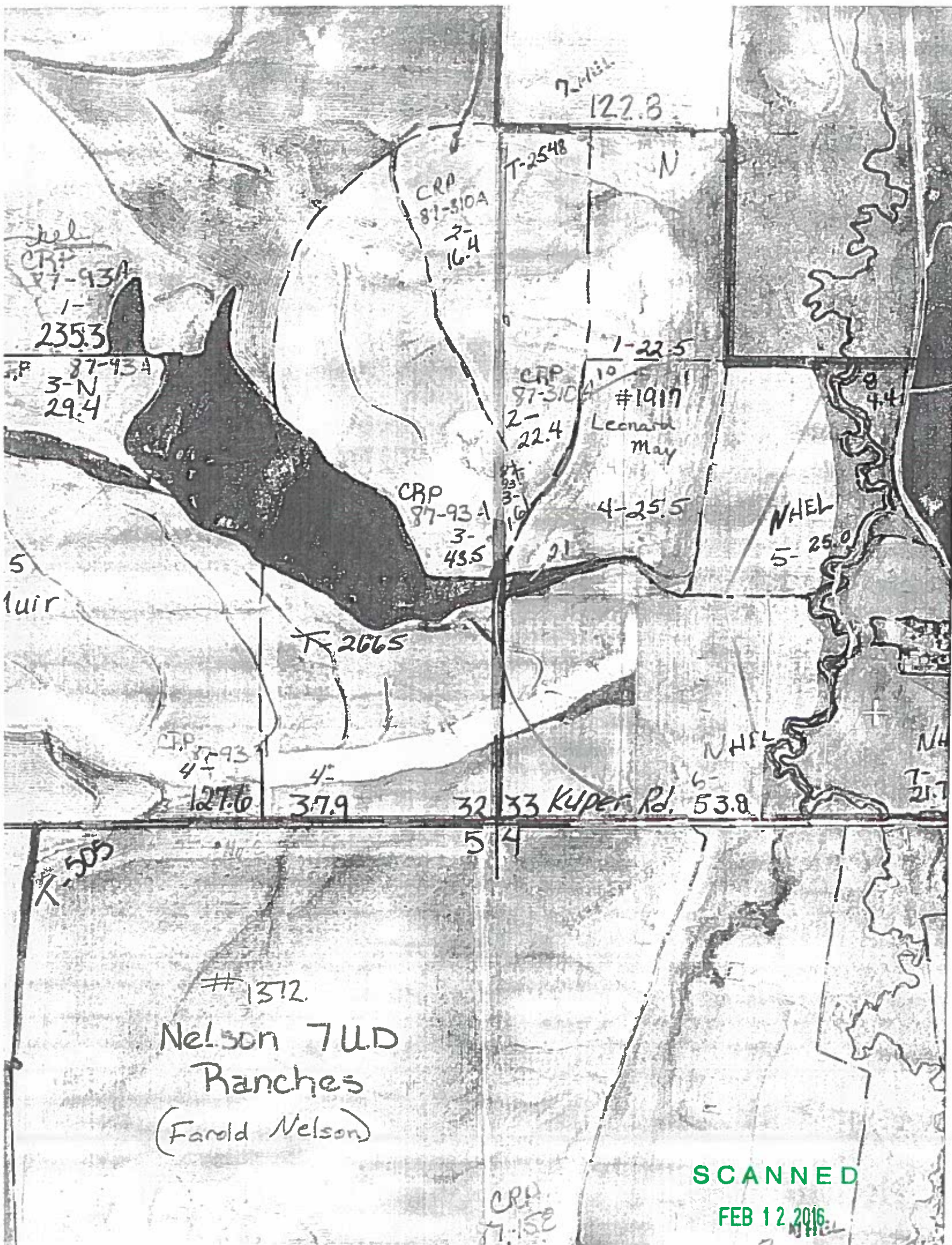
4- 76.2

6- 23.9

32 33

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FEB 12 2016



7-111

122.8

T-2548

N

CRA
81-310A
2-
16.4

NEL
CRP
87-93A
1-
235.3

CRP
87-93A
3-N
29.4

CRP
87-310A
10
2-
22.4
#1917
Leonard
May

CRP
87-93A
3-
43.5

4-25.5

NHEL
5-25.0

T-2665

CRP
87-93A
4-
127.6

4-
37.9

32 33 Kuper Rd. 53.8

NHEL

NH
7-21.7

K-505

#1312

Nelson TUD
Ranches
(Farold Nelson)

CRP
87-158

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FEB 12 2016



ADRIAN
2005

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FEB 12 2016

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

AMENDED

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 41-000098

2001 MAR 12 PM 5:06
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: LEONARD MAY
MARILYN MAY
PO BOX 269
ROCKLAND, ID 83271

SOURCE: ROCK CREEK, SOUTH FORK TRIBUTARY: ROCK CREEK

QUANTITY: 0.50 CFS

THE QUANTITY LISTED ABOVE SHALL BE MEASURED AT THE POINT OF
DIVERSION LISTED FOR THIS RIGHT BY MEANS OF A MEASURING BOX OF
THE TYPE AND DIMENSIONS DECREED BY IN RE HOUTZ ET AL (ONEIDA
COUNTY, SIXTH JUDICIAL DISTRICT COURT, JUNE 6, 1903). ANY CHANGE
IN THE METHOD OF MEASUREMENT SHALL CONSTITUTE A CHANGE IN THE
POINT OF DIVERSION REQUIRING APPROVAL BY THE IDAHO DEPARTMENT OF
WATER RESOURCES AS A TRANSFER PURSUANT TO I.C. SECTION 42-222.

PRIORITY DATE: 05/17/1880

POINT OF DIVERSION: T10S R31E S33 NWSEW Within Power County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.50 CFS

PLACE OF USE:	Irrigation		Within Power County
	T10S R31E S33	NESW 23.0	NWSW 4.0
		SWSW 15.0	SESW 28.0
	70.0 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, 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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication