

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

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-33105

DEC - 8 2008

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: S V W LLC
2009 S ROOSEVELT
BOISE, ID 83705

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

The source of this water right is waster water. The wasting of
water may be discontinued at any time.

QUANTITY: 0.28 CFS

PRIORITY DATE: 08/26/1946

POINT OF DIVERSION: T03N R03W S08 NWNESE Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.28 CFS

PLACE OF USE: Irrigation Within Canyon County
T03N R03W S08 NESE 14.0
14.0 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.

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

RECOMMENDATION

DEC - 8 2008

John M. Melanson
SPECIAL MASTER

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

RIGHT NUMBER: 63-33105

NAME AND ADDRESS: S V W LLC
2009 S ROOSEVELT
BOISE ID 83705

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

The source of this water right is waste water. The wasting of water may be discontinued at any time.

QUANTITY: 0.280 CFS

PRIORITY DATE: 08/26/1946

POINT OF DIVERSION:

T03N R03W S8 NWNESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.280 CFS

PLACE OF USE: IRRIGATION in CANYON County

T03N R03W S08 NESE 14.00

14 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Wilder Irrigation District.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate.

This right is a split from former right 63-2647 .

10/14/2008

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

RIGHT NUMBER: 63-33105

NAME AND ADDRESS: S V W LLC
2009 S ROOSEVELT
BOISE ID 83705

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

The source of this water right is waste water. The wasting of water may be discontinued at any time.

QUANTITY: 0.280 CFS

PRIORITY DATE: 08/26/1946

POINT OF DIVERSION:

T03N R03W S8 NWNESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.280 CFS

PLACE OF USE: IRRIGATION in CANYON County

T03N R03W S08 NESE 14.00

14 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate.

This right is a split from former right 63-2647 .



Idaho Department of Water Resources

SRBA Recommendation

63-33105

(IRRIGATION)

R03W

Legend

● Point of Diversion



Place of Use



State Outline



Townships



PLS Sections



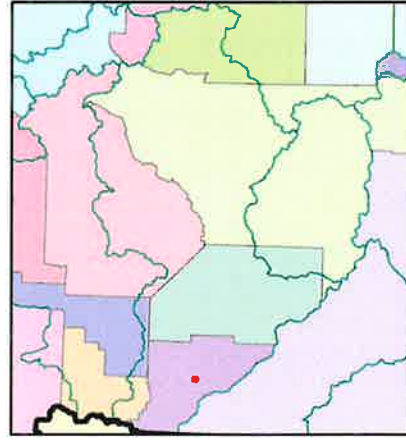
Quarter Quarters

T03N

8

NESE

9



Canyon County
IDWR Basin 63

Prepared by Kay Walker

On October 14, 2008

1987/88 Aerial Photography



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

Water Rights: 63-2647 (Split)

63-33105, 63-33106

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

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

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

DATED: October 1, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on October 1, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

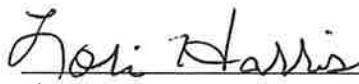
3. Copies to all parties to the subcase:

S V W LLC
2009 S. Roosevelt
Boise ID 83705

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Matthew Brown
Sherri Brown
16047 Westfield Ln.
Caldwell ID 83607

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

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

RIGHT NUMBER: 63-33105

NAME AND ADDRESS: S V W LLC
2009 S ROOSEVELT
BOISE ID 83705

SOURCE: UNNAMED STREAM

TRIBUTARY: SINKS

QUANTITY: 0.280 CFS

PRIORITY DATE: 08/26/1946

POINT OF DIVERSION:

T03N R03W S8 NWNESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.280 CFS

PLACE OF USE: IRRIGATION in CANYON County

T03N R03W S08 NESE 14.00

14 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Wilder Irrigation District.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate.

This right is a split from former right 63-2647 .



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

October 1, 2008

SVW LLC
C E SULLIVAN
2009 S ROOSEVELT
BOISE ID 83705

Re: Original Water Right No. 63-2647

Renumbered to Water Right Nos. 63-33105

Dear Mr. Sullivan:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of the original claim.

When a portion of the original water right has been conveyed to another and the original right has been split, then the original right number is renumbered to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new water right number reflects your remaining portion of the original right after the change of ownership. Enclosed is a copy of this new water right for your records. Please refer to your new number when corresponding with our office. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the SRBA Court as notification of this change.

If you have any questions concerning this ownership change, or the enclosed copy, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:1
Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

July 1, 2008

SVW LLC
C/O GENE SULLIVAN
2009 S ROOSEVELT
BOISE ID 83705

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-2647

Dear Mr. Sullivan:

We have been advised you may be the new owner of a portion of the property with the water right referenced above (see enclosed report).

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions included with this form and return to our office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Lori Harris

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

LH:1
Enclosures

*7/15/08
Gene Sullivan - 343-1446
Will find his deed,
complete ownership
change & return
to us - per telecon.
kw*

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 63-33105
Date Received: 8/14/1989
Receipt No: X777777
Received By:

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

1. Name of Claimant(s)

S V W LLC Phone: (208)343-1446
2009 S ROOSEVELT
BOISE ID USA 83705

2. Date of Priority: 08/26/1946

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			CountyType
03N	03W	8	NW	NE	SE	CANYON

5. Description of diverting works:

HOLDING POND, SUMP & 4" PIPELINE RUNS INTO DITCH, 5 HP MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.28	

7. Total Quantity Appropriated is:
0.28 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
03N	03W	8	NE	SE	IRRIGATION	14
					Section Acres	14
					Total Acres	14

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-2647

15. Basis of Claim: License

RECEIVED

JUL 28 2008

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

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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)

M.J. Moore
16425 Farmway Rd. Caldwell, Id 83605

4. New Owner/Claimant(s)

S.V.W. - LLC

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

New Mailing Address

2009 S. Roosevelt

City, State and ZIP Code

Boise Id. 83705

New Telephone Number

208 343-1746

5. Date you acquired the property

June 1999

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

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

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

7. Signature of New Owner(s) or Claimant(s) *W. Sullivan*
(include title if applicable) Manager/Owner

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 7-28-08 Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by JAT AJ Date 9-23-08 WR _____ Date _____

*Dfw***CONSERVATOR'S DEED**

CHRISTINE G. WILCOX and MARVIN G. MOORE, the duly appointed and acting Co-Conservators of the Estate of MARION J. MOORE, a/k/a M. J. MOORE, an incapacitated person, do, by this instrument, grant and convey to SVW, L.L.C., an Idaho Limited Liability Company, whose address is 4648 Rivervista Place, Boise, Idaho 83703, the following described real property situated in Canyon County, Idaho, to wit:

The Northeast Quarter of the Southwest Quarter lying East of the Burris Lateral and the North Half of the Southeast Quarter, all in Section 8, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM:

A part of the Northeast Quarter of the Southeast Quarter of Section 8, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described, to-wit:

COMMENCING at the Southeast corner of the said Northeast Quarter of the Southeast Quarter, the INITIAL POINT; thence South 89° 08' 30" West 940.35 feet; thence North 13° 54' 20" East 113.87 feet; thence North 2° 53' West 361.98 feet; thence North 89° 08' 30" East 931.19 feet, to a point in the East line of the said Northeast Quarter of the Southeast Quarter; thence South 0° 00' West 471.91 feet along the said East line, to the INITIAL POINT.

SUBJECT to road right-of-way along East 40 feet.

DATED this 30 day of June, 1999.

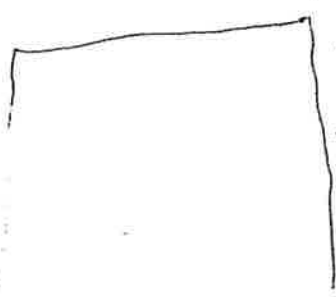


CHRISTINE G. WILCOX
Co-Conservator



MARVIN G. MOORE
Co-Conservator

SE 1/4 Sec 8



Canyon County Assessor
1115 Albany Street, #243
Caldwell, Idaho 83605

(208) 744-7431

CALIFORNIA

The assessor is required by Idaho Code to obtain information on property in order to compare assessed value to market value.

This information is important for all property owners to insure equity and uniformity of value.

Please complete the information requested and return to this office in the enclosed envelope.

Thank you,

Charles E. Johnson, Assessor

R32671-000- -0 059-00

SEE, LLC
4648 RIVERVISTA PL
BOISE ID 83703

03N03W084800
09/29/99

08-31-3W SW
N1/2 SE LS TX 3. NESW-E
OF BURRIS LAL.
16425 FARMWAY RD

CA

Date Occupied:

2 July 99

1. TYPE OF PROPERTY COMMERCIAL _____ RESIDENTIAL _____ AGRICULTURAL ☒ BARE GROUND _____
MOBILE HOME WITH GROUND _____ OTHER _____
2. TOTAL SALES PRICE \$ \$385,000.00 DATE OF SALE 2 July 99 FINANCED: YES ☒ NO _____
(IF YES) AMOUNT DOWN \$ 0 BALANCE AT INTEREST RATE % 3.0 FOR NUMBER OF YEARS _____
TYPE OF FINANCING CASH _____ VA _____ FHA _____ PRIVATE _____ IHA _____ CONVENTIONAL _____
OTHER (EXPLAIN) line of credit
3. TYPE OF SALE: AN ORDINARY TRANSACTION (REAL ESTATE LISTING) ☒ PRIVATE SALE _____ A TRADE _____
BETWEEN FAMILY MEMBERS _____ TAX SALE _____ AN ESTATE SALE _____ A FORECLOSURE _____
AN EASEMENT _____ A CONDEMNATION _____
4. IF SALE INCLUDED PERSONAL PROPERTY (FURNITURE, FIXTURES, ETC.) PLEASE ESTIMATE THE VALUE "TO LIST"
OF ITEMS: VALUE \$ 0 TYPES OF ITEMS _____
5. MOTIVE FOR OWNERSHIP: PERSONAL USE ☒ INVESTMENT ☒ OTHER _____
6. REMARKS AND/OR CONDITIONS OF THE SALE 0
7. MAILING ADDRESS (FOR FUTURE CORRESPONDENCE) SVW-LLC 209 S. 1st
Boise, ID 83705

PHONE 373-2889

HOME PHONE 373-1046

Pioneer Title Company of Canyon County
423 S. Kimball Avenue * Caldwell, Idaho 83605
(208) 459-1651

ESCROW NUMBER: PC30742
PROPERTY: 16425 Farmway Road
Caldwell, ID 83605
Sec 8, Twn 3N, R 3W

TODAY'S DATE: 7/01/1999
CLOSING DATE: 6/30/1999

ESCROW CLOSING STATEMENT OF:
SVW LLC, an Idaho Limited Liability Company

OTHER PARTY:
CHRISTINE G. WILCOX,
MARVIN G. MOORE,

BUYER'S CLOSING STATEMENT

DESCRIPTION	DEBITS	CREDITS
Sales Price	385,000.00	
Earnest money deposit		1,000.00
First Deed of Trust (NEW) (p.o.c.) 400,000.00		
Prorate Taxes 1/01/1999 to 6/30/1999 @ \$2002.36/12 mos		987.47
REIMB. SPRING IRRIG. PREPAID to 6/30/1999 @ \$2001.06/12 mos	1,930.24	
CREDIT 1/2 RENT PAID		5,500.00
CREDIT RENTAL DEPOSIT		300.00
ADVANCE FROM CREDIT LINE		379,590.52
Escrow Closing Fee (1/2) Pioneer Title Company	350.00	
STANDARD LENDERS/FIRST SEC. Pioneer Title Company	73.75	
Recording fees: Deed \$ 6.00 Mtg \$ Releases \$	24.00	
Balance Due To Buyer	387,377.99	387,377.99
TOTALS		

I/We hereby certify that the foregoing is a true and correct statement of funds received and disbursed by us in the above closing statement.

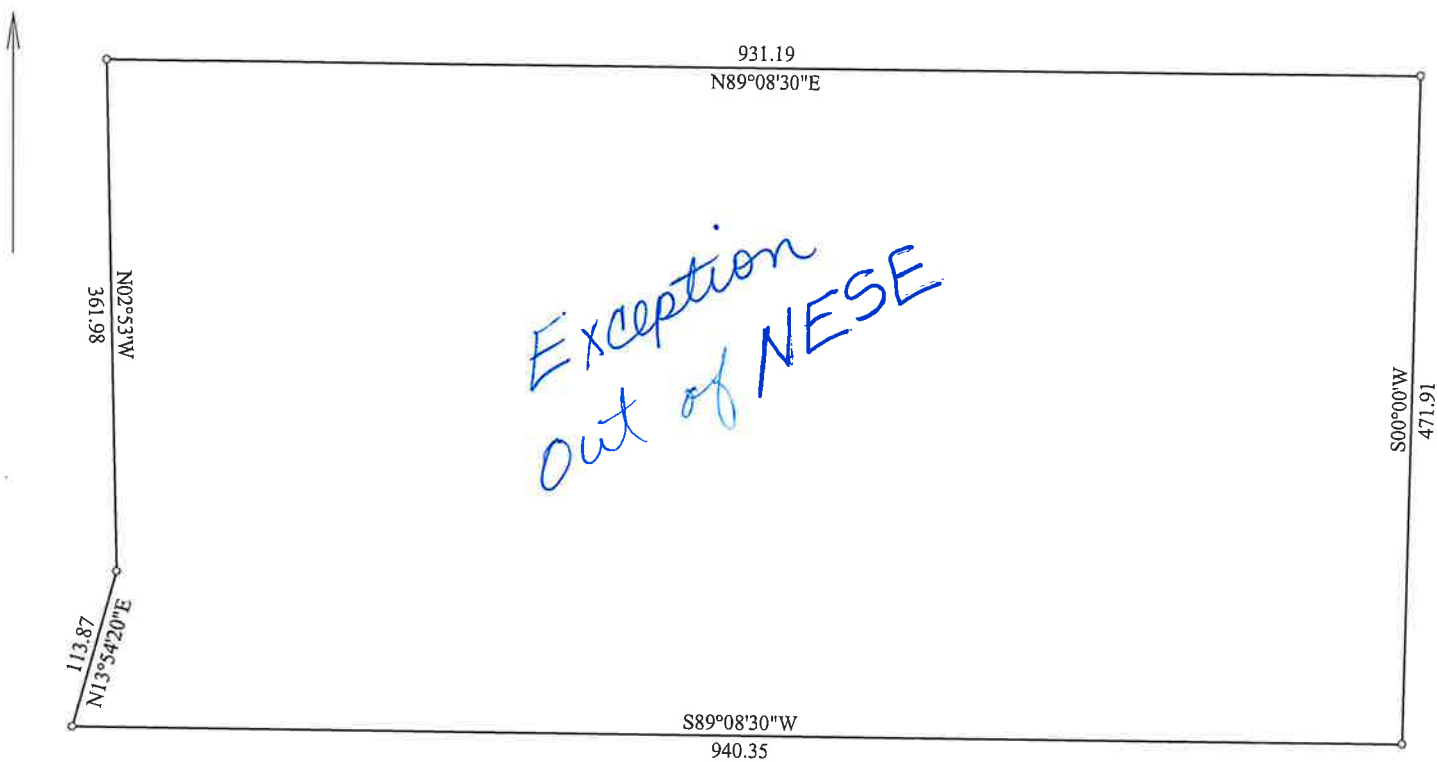
We, the undersigned, have read and approved the above closing statement.

Pioneer Title Company of Canyon County

By: Kimberly A. Compton

SVW LLC, an Idaho Limited Liability Company

By:



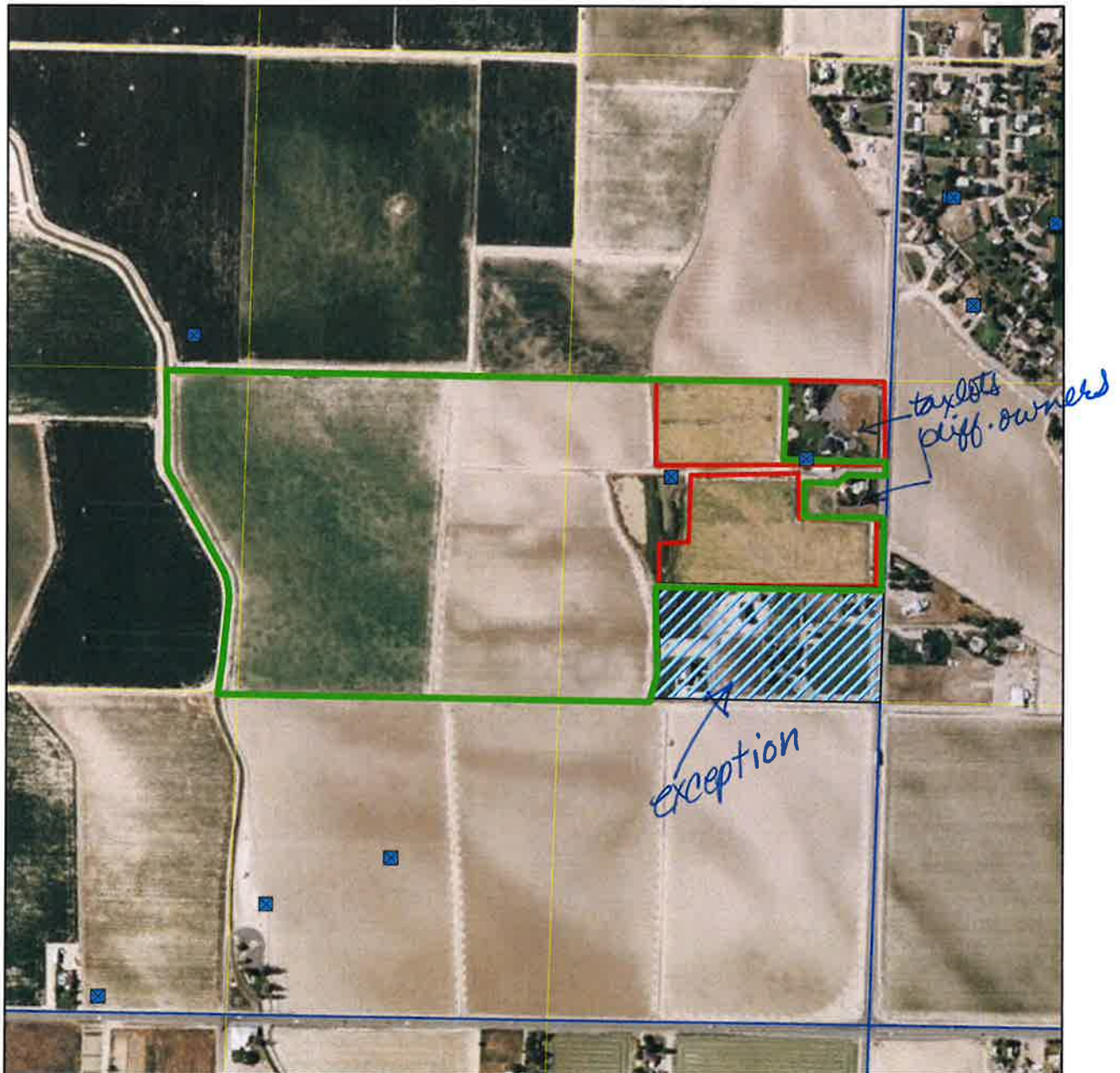
Title:		Date: 07-29-2008
Scale: 1 inch = 136 feet	File:	
Tract 1: 4.0469 Hectares: 40468.5 Sq M.: Closure = s13.0859e 0.00 M.: Precision =1/370217: Perimeter = 859 M.		
001=N1382090.59M E2281062.16M	004=N13.5420E 113.87	007=S00.00W 471.91
002=Rotate +1.45	005=N02.53W 361.98	
003=S89.0830W 940.35	006=N89.0830E 931.19	



Legend

-  taxlot_SVW
-  63-2647
-  Sections
-  QQ

SVW LLC



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: **A63-02647**
Date Received: 8/14/1989
Receipt No: **C009527**
Received By: DE JTV

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

1. Name: M J MOORE 208-459-4757
Address: 16425 FARMWAY RD
CALDWELL ID 83605

2. Date of Priority: AUG 26, 1946

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	8	NW	NE	SE		CANYON

5. Description of diverting works:
HOLDING POND, SUMP & 4" PIPELINE RUNS INTO DITCH, 5 HP MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.300		

7. Total Quantity Appropriated is:
0.300 C.F.S. (and/or) 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
03N	03W	8	NE	SE		IRR	15.0

Section Acres 15.0

Total Acres 15.0

SCANNED

APR 22 2008

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 19957

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 _____

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 63-2647Date Received 8-14-89Receipt Number C009527

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 14 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) M. J. Moore Phone (208) 459-4757Mailing Address 16425 Farmway R.d. Zip 836052. Date of Priority (Only one (1) per claim) ~~11/19/45~~ 8/26/463. Source of water supply (a) ~~the~~ unnamed ~~ditch~~ stream
which is tributary to (b) ~~Bosse River~~ Sinks4. a. Location of existing point of diversion is: Township 3N Range 3W Section 8,NW 1/4 of NE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well,Holding Pond - 5HP motor -Dump & 4 inch pipeline running into
an open ditch - pumps about 50 inches
of water.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 4/15 amount .30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .30 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) none.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>34</u>	<u>34</u>	<u>8</u>													<u>15</u>				<u>15</u>

Total number of acres irrigated 15

11. In which county (ies) are lands listed above as place of use located? Canyon

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (4)

14. Remarks:

Last Name MOORE Ident No. 63-2647

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Scale: 2 inches equals 1 mile

A 16x16 grid of graph paper. Handwritten notes are present in the following cells:

- Row 5, Column 7: *R3W*
- Row 6, Column 4: *J*
- Row 6, Column 5: *B*
- Row 6, Column 6: *N*
- Row 6, Column 7: *8*
- Row 6, Column 8: *Q.R.D*
- Row 6, Column 9: *15A2*

Copies: White-State, Yellow-Claustant **MICROFILMED**

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15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Mr. J. Moore Date 8/9/89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)

County of canyon) SS.

Subscribed and sworn (or affirmed) before me this 9 day of August 19 89

SEAL

Notary Public Joh R. Noyes

Residing at 15470 Homedale Rd

My Commission Expires Sept 21, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Moore Ident. Number 63-2647

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State of Idaho

License and Certificate of Water Right

Water License No. 19957

Amount 0.5 second foot

Water District No.

Priority August 26, 1946

THIS IS TO CERTIFY that MARION J. MOORE
of Caldwell, Idaho

made application for a permit to appropriate the public waters of the State of Idaho, dated August 26, 1946; that Permit No. 19957 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.5 second feet was issued thereunder on January 27, 1948, showing that said works were completed on the 7th day of November, 1947; and that on the 26th day of February, 1948.

MARION J. MOORE
of Caldwell, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed stream, tributary or drain water from own, for the purpose of irrigation under said Permit No. 19957 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses, dated 1947, on the 19th day of November, 1949;

The right herein confirmed date from August 26, 1946;

The Point of Diversion is located in the NE 1/4 Sec. 8, T. 3 N., R. 3 W., E. M., Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to that actually needed and beneficially used for said purposes, and shall not exceed 0.5 second foot per second.

Description and location of use:

Tract or Block	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N. 3 W.	6	NE 1/4 SE 1/4	40	25
		NW 1/4 SE 1/4	40	-
Number of Acres Actually Irrigated -				25

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

19th day of November, 1949

MARK R. KULP

State Reclamation Engineer

(SEAL)

MICROFILMED

63 2047

AUG 18 1952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 19957

This proof is for Beneficial use In Water District No. _____

1. Name of applicant Marion J. Moore, Route 3, Caldwell, Idaho

2. Source of water supply Unnamed stream (drain water from applicant's own farm)

3. Location of point of diversion: Is in the NE 1/4 Section 6 of Section 8

T. 3 N. R. 3 E. County of Blaine

4. Describe works as they exist, giving dimensions and character of same. A concrete control structure at a roadway crossing diverts via 240 feet of 8 inch welded steel pipe to ditches of 1 1/2 feet width, X 1 foot depth. An installation consisting of a 1/2" Parver Water lifter, driven by a 7 1/2 horse power motor, and thence by 200 feet of

5. Water is used for Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
N 1/2 SE 1/4 Section 6, Township 3 North, Range 3 East, B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? None

Remarks: _____

This examination was made on the 26th day of May 1948
(Signed) A. A. Johnson
Examiner

19957 MICROFILM

