

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-10783
Date Received: 4/18/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WERNER A. MESERTH
Address: BOX 23
GARDEN VALLEY, ID 83622

Name: JUDITH D. MESERTH
Address: BOX 23
GARDEN VALLEY, ID 83622

2. Date of Priority: JAN 01, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	04E	14	SE	SW			BOISE

5. Description of diverting works:

6. Water is used for the following purposes:

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

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 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
09N	04E	14	SE SW		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number: 3667

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., 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 _____ 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: 65-10783

DATE RECEIVED: 4-18-89

RECEIPT NO: X99999

RECEIVED BY: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 18 1989

Department of Water Resources

1. NAME: WERNER A. MESERTH
ADDRESS: BOX 23
GARDEN VALLEY, ID 83622

NAME: JUDITH D. MESERTH
ADDRESS: BOX 23
GARDEN VALLEY, ID 83622

2. DATE OF PRIORITY: JAN 01, 1977

3. SOURCE: GROUNDWATER TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
09N	04E	14	SE	SW			BOISE

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

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

7. TOTAL QUANTITY APPROPRIATED IS:

0.040 C.F.S. (AND/OR) 1.20 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

MICROFILMED
SEP 24 1992

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4	LOT	USE	ACRES
09N	04E	14	SE SW		DOMEST	

11. PLACE OF USE IN COUNTIES: BOISE, BOISE

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREED

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

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

16. SIGNATURE(S)

(A.) BY SIGNING BELOW, I/WE ACKNOWLEDGE THAT I/WE HAVE RECEIVED, READ AND UNDERSTAND THE FORM ENTITLED "HOW YOU WILL RECEIVE NOTICE IN THE SNAKE RIVER BASIN ADJUDICATION." (B.) I/WE DO ____ DO NOT X WISH TO RECEIVE AND PAY A SMALL ANNUAL FEE FOR MONTHLY COPIES OF THE DOCKET SHEET.

NUMBER OF ATTACHMENTS: 3 pages

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): Werner A Meserth DATE: 4-16-89
Judith D Meserth DATE: April 16, 1989

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF
_____, TITLE
AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Boise) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 16th DAY
OF April 19 89

Anders Brygg
NOTARY PUBLIC

SEAL

RESIDING AT Boise County, Idaho
MY COMMISSION EXPIRES 12-27-89

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

~~Porter~~ Meseruk

CLAIM IDENT. NO.

A65-10783

DATE RECEIVED

4-18-87

CK #

AMOUNT \$

exempt

YES

NO

Required
Info?

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

Claim checked by:

rat

Date:

4-19-89

Claim must be returned to claimant:

(Yes)

(No)

Claimant must be notified of modifications:

(Yes)

(No)

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

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

SEP 24 1992

copy sent
kar



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

July 17, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Werner Meserth
Judith Meserth
PO Box 23
Garden Valley ID 83622-0023

Dear Mr. & Mrs. Meserth:

In response to your letter dated April 26, 1998, I have researched and found that our records indicate your ownership of the following water rights. Water Right number 65-10783 is for Domestic use. Water Right number A65-10784 is for irrigation use; and water right number A65-12282 is for irrigation and stockwater uses. I have enclosed profile reports for these rights indicating that you are the current owner on all of them.

In addition, our records indicate that the Korell's do not have any water rights in their name at this time.

If you have any questions regarding these water rights, feel free to contact this office at (208) 334-2190.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

State of Idaho
Department of Water Resources
P.O. Box 83720
Boise ID 836720-0098

RECEIVED
APR 28 1998
Department of Water Resources

April 26, 1998

RECEIVED

APR 29 1998

WATER RESOURCES
WESTERN REGION

Dear Sir / Ma'am

We recently received a letter from you about our domestic water right. We didn't receive anything about the neighboring home and 2.9 acres that we purchased from Kathy Korell Jenson in 1996. (The Korells purchased the *property* from Jim and Carol Youren in the mid 1970s. - Legal description attached.)

There is a well providing water to that home. There should also be irrigation rights to the lower 2 acres, below the irrigation ditch.

Would you please check your records and tell us if the Korells filed on either the well or the irrigation water?

If so, how do we transfer the rights into our name?

If not, how do we file? The well serving the home is a shallow one - approximately 25 - feet. We had to install a water purification system system.

Thank you for your time and attention.

Sincerely,

Judith Meseth

Werner and Judith Meseth
PO Box 23
Garden Valley, ID 83622-0023

EXHIBIT "A"

File Number: P149071

THAT PORTION OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 14, TOWNSHIP
9 NORTH, RANGE 4 EAST, IN THE COUNTY OF BOISE, STATE OF IDAHO, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH 1/4 CORNER OF SECTION 14, THENCE
NORTH 0 DEGREES 05'00" EAST 208.71 FEET TO THE TRUE POINT OF BEGINNING, THENCE
NORTH 89 DEGREES 55'00" WEST 599.98 FEET; THENCE
NORTH 0 DEGREES 05'00" EAST 208.71 FEET; THENCE
SOUTH 89 DEGREES 55'00" EAST 599.98 FEET; THENCE
SOUTH 0 DEGREES 05'00" WEST 208.71 FEET TO THE POINT OF BEGINNING.

END OF LEGAL DESCRIPTION

AJ0749NP
No. R65-10783

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

DATE: 02/17/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WERNER A MESERTH	01/01/1977	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
C	JUDITH D MESERTH					
	PO BOX 23					
	GARDEN VALLEY ID 83622			TOTAL DIVERSION:	0.04 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T09N R04E S14

SESW

BOISE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
09N	04E	14	:																				

POU County: BOISE

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

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

Remarks: EXP PARCEL NO. RP 09N04E147190A

Dates: Exam Made Date: Verified Date: 02/17/1998 Objection Filed Date:

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

Audit: 02/17/98 CWALKER

AJ5809NP
No. R65-10783

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/23/98
PAGE: 16

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WERNER A MESERTH	01/01/1977	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
C	JUDITH D MESERTH					
PO	BOX 23			TOTAL DIVERSION:	0.04 CFS	1.20 AFA
	GARDEN VALLEY ID 83622					

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T09N R04E S14

SESW

BOISE County

Place of use Legal Description for: DOMESTIC

NE								NW								SW								SE							
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
09N 04E 14 :																															

POU County: BOISE

Non-Irrigation Uses: 1 HOUSE

Conditions of Approval:

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

Remarks: EXP RP 09N04E147190A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 03/12/97 CORR1

WR5809NP
No. 65-10783

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/22/98
PAGE: 15

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WERNER A. MESERTH	01/01/1977	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
C	JUDITH D. MESERTH					
	BOX 23					
	GARDEN VALLEY ID 83622					
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T09N R04E S14

SESW

BOISE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
09N	04E	14	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Pou County: BOISE

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 01/01/1977
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65

Field Exam Fee:

WATER RIGHT NUMBER - A65-10783

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

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

+ - FIRST NAME - - +

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

*** C - CURRENT OWNER ***
MESERTH

WERNER A.

1 - BOX 23

2 -

3 -

CITY- GARDEN VALLEY

STATE- ID ZIP- 83622

PHONE -

MESERTH

JUDITH D.

1 - BOX 23

2 -

3 -

CITY- GARDEN VALLEY

STATE- ID ZIP- 83622

PHONE -

+ - - PRIORITY DATE - - +
01/01/1977+ - - - REGION - - - +
14 WESTERN+ - - - STAGE - - - +
D - DECREED

+ - - - STATUS - - - - +

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

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

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
09N	04E	14	SE SW			(15)	BOISE	

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31		0.040	1.20

TOTAL DIV. RATE	TOTAL DIV. VOLUME	TOTAL DIV. CAPACITY	TOTAL CONSUMPTIVE USE	KW USAGE
0.040	1.20		0.0	

TWN	RNG	SEC	TRACT	LOT	ACRES	CODE	DESCRIPTION	COUNTY
09N	04E	14	SE SW			43	DOMESTIC	(15) BOISE

+ - - DIVERSION MEANS - *well + pump*
+ - - NON-IRRIGATION USE - *domestic - house*
+ - - OTHER RIGHTS FOR SAME USE - *none*

+ - - - - REMARKS - - - - - +
NO REMARKS FOUND.+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

CERTIFIED
JAN 27 1993
WATER EXAMINER