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OCT 24 2024

Form No.42-1409-1 (Internet 06/21)

DEPT. OF WATER RESOURCES
SOUTHERN REGION

**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 BEAR RIVER BASIN WATER SYSTEM**

CIVIL CASE NUMBER: 79576

Claim ID: 13-705A
Date Received: 10-24-2024
Receipt No: 5040413
Claim Fee: \$188- By: DM

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

Please type or print clearly

1. Name of claimant(s) Super View Estate LLC Phone (704) 691-8945
Mailing address 237 Super View Road Grace Idaho Zip 83241
Street or Box City State
Email address (optional) kholdern@gmail.com
2. Date of priority: (Only one per claim) 05/01/1881 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Whiskey Creek
which is tributary to (b) Bear River
4. a. Location of point of diversion is: Township 11S, Range 40E, Section 24,
SE 1/4 of NE 1/4, Govt. Lot _____, BM, County of Caribou
Parcel no. 11S40E240000
Additional points of diversion, if any: Collins ditch, parcel 11S40E247100
If available, GPS Coordinates 42°27'08"N 111°43'21"W (approximately, per Google Earth)
- b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, County of _____
Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,
Govt. Lot _____, BM, 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.

~~Concrete head gate, debris screen, pump and pressure line~~

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)
For Irrigation purposes from Apr 1 to Oct 31 amount .58 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .58 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) _____

9. 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	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	40E	13													1			27	28
11S	40E	24	31	8	15	30				26									110

Parcel no(s) 11S40E240000, 11S40E132801, 11S40E244221 Total number of acres irrigated 138

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

11. 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.

12. Describe any other water rights used at the same place and for the same purposes as described above.
13-706; BRA statutory claim for 1.52 cfs or None (☐)

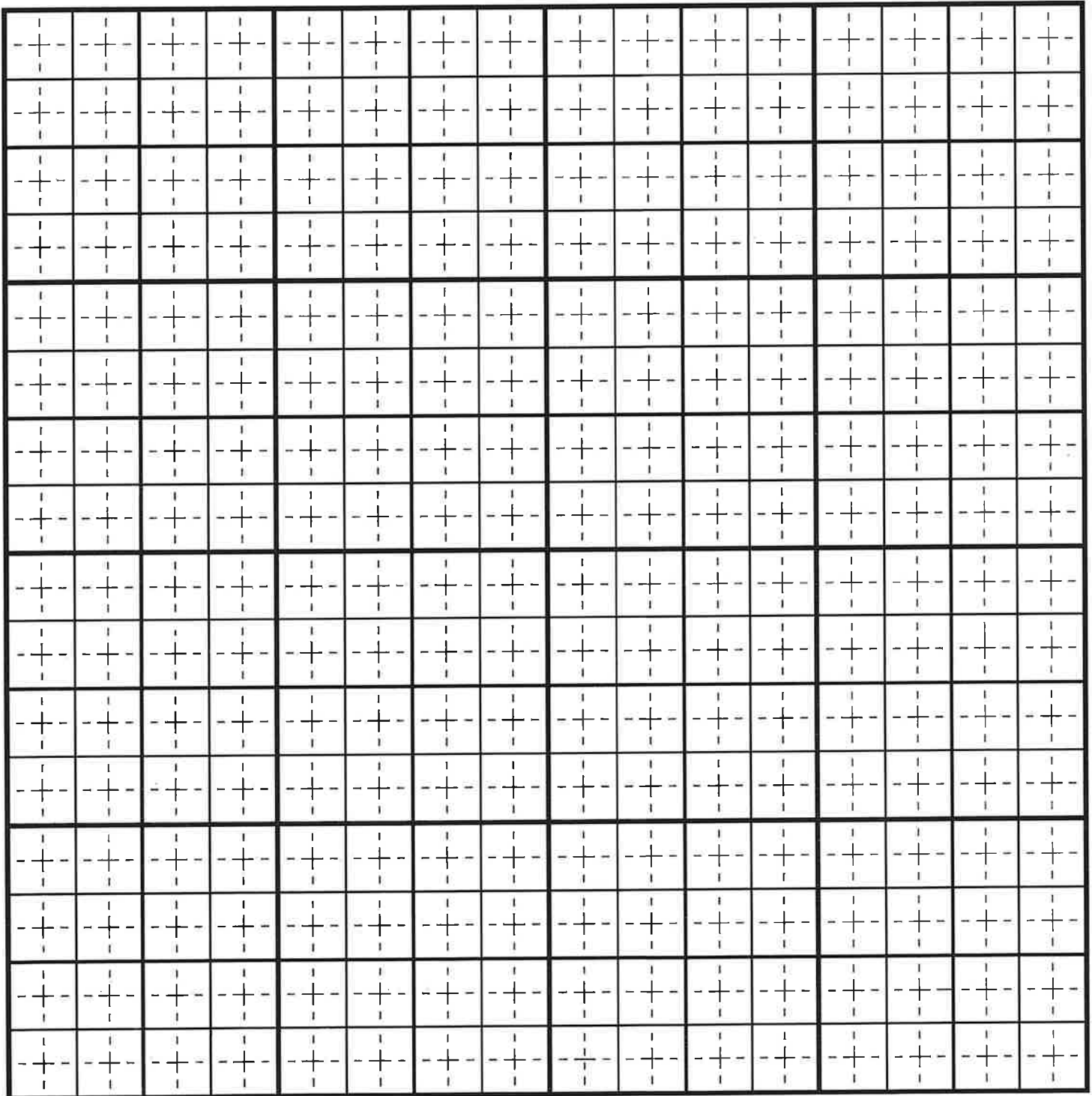
13. Remarks (Include an explanation of the priority date selected):

~~Priority date per 1920 Dietrich Decree; enlargement~~

Name of claimant(s) Super View Estate LLC Claim ID _____

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile



Name of claimant(s) Super View Estate Claim ID _____

14. Basis of claim (Check one) Beneficial Use () Posted Notice () License () Permit () Decree (☒)

Court US Dist Ct, Idaho Decree Date 14 Jul 1920 Plaintiff v. Defendant UP&L v. Last Chance, et al

If applicable provide IDWR Water Right Number 13-705-A

15. **Signature(s)**

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Bear River Basin Water System 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: 1 (Map)

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

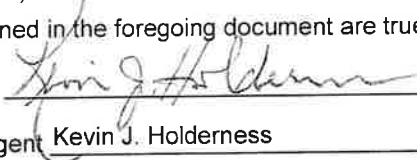
Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

Member _____ of Super View Estate LLC
Agent's title (Please print) Name of organization (Please print)

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

Signature of Authorized Agent  Date 20 Oct 2024

Printed Name of Authorized Agent Kevin J. Holderness

16. **Notice of Appearance:**

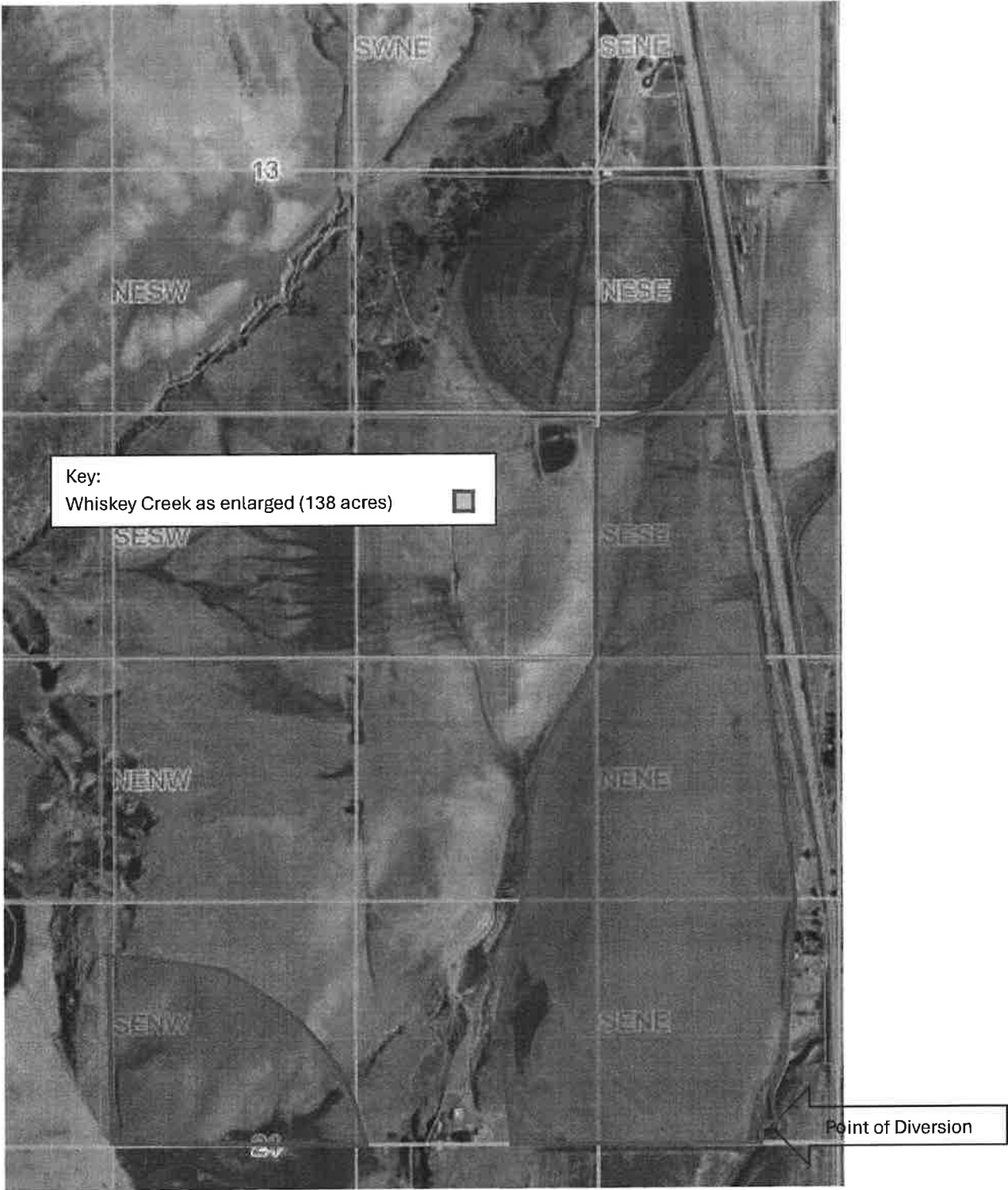
Notice is hereby given that I, (please print) _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) Super View Estate LLC Claim ID _____

Attachment 1 – Map



Name of Claimant: Super View Estate LLC

Claim ID _____

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Super View Estate LLC

Kevin J. Holderness, Member

1019 Morningside Drive
Twin Falls, Idaho 83301
704-691-8945

237 Super View Drive
Grace, Idaho 83241
704-691-8945

Idaho Department of Water Resources
650 Addison Ave W. Ste. 500
Twin Falls, Idaho 83301-5858

20 October 2024

Re: Bear River Adjudication

Greetings:

Enclosed please find the following 21 claims for water rights in the referenced adjudication, together with a check in the amount of \$1,063.00 representing the filing fee as detailed below:

Twelve stockwater rights claims	\$ 100.00
Right No. 13-705-A	\$ 188.00
Right No. 13-706	\$ 50.00
Combined Rights No. 13-7672, 13-7673 and 13-7942	\$ 425.00
Combined Rights No. 13-7670, 13-7671 and 13-7941	\$ 50.00
Combined Rights No. 13-7674, 13-7675 and 13-7943	\$ 50.00
Dairy Process Water	\$ 50.00
Priority 1920	\$ 50.00
Priority 1942	\$ 50.00
Priority 1965	<u>\$ 50.00</u>
Total	\$1,063.00

We look forward to working with the Department to the conclusion of the adjudication.

Super View Estate LLC


By Kevin J. Holderness, Member

Maline, Denise

From: Southern Info
Sent: Friday, October 25, 2024 8:05 AM
To: Maline, Denise
Subject: FW: Super View Receipt

From: kholdern@gmail.com <kholdern@gmail.com>
Sent: Friday, October 25, 2024 6:57 AM
To: Southern Info <southerninfo@idwr.idaho.gov>; George, Suzanne <Suzanne.George@idwr.idaho.gov>
Subject: Super View Receipt

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hello, Suzanne –

Yesterday late in the afternoon I brought in 21 water claims and a check for \$1,063 which caused some consternation as to appropriate application for generation of a receipt. Perhaps this breakdown and explanation may help.

- The 12 stockwater claims each has a small handwritten letter at the bottom of the first page. These letters correspond to the stockwater descriptions and fees noted below. According to IDWR instruction, the first four stockwater claims have a fee of \$25. After the first four, the balance are free. The maximum for stockwater claims is \$100.
- On the first page of each of the eight irrigation claims is a priority date. On the second page is a table at the bottom of which is the total acreage. This information will be useful in matching a claim to a fee, as explained below. THE 138 ACRE CLAIMS ARE EASILY IDENTIFIABLE. THE 401 ACRE CLAIMS ARE SHOWN BELOW AS 275 ACRES BECAUSE THE INSTRUCTION SAYS WE PAY THE VARIABLE ACREAGE FEE ONLY ONCE, AND THERE ARE 26 ACRES THAT ARE COVERED BY BOTH TABLES – HENCE, THE CLAIMS OVER 401 ACRES IS ONLY CHARGED THE \$375 VARIABLE FEE. CALL ME AT 704-691-8945 IF THIS REQUIRES ADDED EXPLANATION.
- The dairy process water, or commercial, claim is the final claim and is easily identifiable as it has a different form.

Best regards,
Kevin Holderness

Stockwater	Acres	Base	Variable	Tot Fee	Subtotal
D		25	0	25	
E		25	0	25	
F		25	0	25	
G		25	0	25	
H		0	0	0	
J		0	0	0	

	K		0	0	0	
	L		0	0	0	
	M		0	0	0	
	N		0	0	0	
	P		0	0	0	
	Q		0	0	0	\$ 100.00
138 Acres (includes 26)						
	1881	138	50	138	188	
	1905	138	50	0	50	
	1965	138	50	0	50	\$ 288.00
401 Acres (includes 26)						
	1876	375	50	375	425	
	1881	375	50	0	50	
	1905	375	50	0	50	
	1920	375	50	0	50	
	1942	375	50	0	50	
						\$ 625.00
Commercial						0
	1898		50	0	50	
					0	\$ 50.00
Grand Total						\$ 1,063.00

\$1,063 - 10/25/2024 (receipted) #8040413 DM