

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

RECEIVED

Ident. Number: A21-11218
Date Received: 5/03/1989
Receipt No: E007115
Received By: _____

MAY 24 1989

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DOUGLAS L. DRAKE
Address: HC 66 BOX 1
ISLAND PARK, ID

208-558-7440

83429

2. Date of Priority: MAY 01, 1935

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14N	43E	24	SW	NW	SE		FREMONT

5. Description of diverting works:
8" PIPE; 1 HP PUMP; 1" PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.080		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/3 HOMES; C/STORE & RV PARK

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
14S	43E	24	NW	SE		DOMEST	
			NW	SE		COMMER	

A21-11218

Page 1

Date: 05/03/89

A211218



NOTED

OCT 23 1992

11. Place of use in counties: FREMONT

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

13. Other Water Rights Used:
NONE

14. Remarks:
PROPERTY ALSO KNOWN AS D. H. MC GEE SUMMER HOMESITES, WEST
ADDITION, LOTS 1, 2, 3 AND 4.

15. Basis of Claim: BENEFICIAL USE

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): Douglas L. Lusk Date: 5/24/89

Date: _____

State of Idaho)
County of Fremont) SS.

Subscribed and sworn (or affirmed) before me this 24 day

of May 19 89

W. Gene S. Evans
Notary Public

Seal

Residing at Island Park

My Commission Expires Life

NO LATE FEE IF RECEIVED
BY 4/28/89IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A21-11218Date Received 3/23/89 *postmarked*

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 27 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) DOUGLAS L DRAKE Phone (208) 5587440
Mailing Address HC 66 BOX 1 Island Park Id Zip 83429
2. Date of Priority (Only one (1) per claim) MAY-1-1935
3. Source of water supply (a) GROUND WATER
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township MOORE Range WEST Section 24
SW NW SE
TWP 1/4 of 14 1/4 of 10E 1/4, Govt. Lot, 43 B.M., County of LOTS 1-2-3-4 TAX FREN-1.

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. 8" PIPE 1HP PUMP

1" PIPE TO 3 House & 1 Store

RECORDED

OCT 23 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount 0.08 or _____
For Commercial purposes from 1-1 to 12-31 amount 0.02 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 13500 0.10 (cfs) and/or (b) 0.64 (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.) DOMESTIC / 3 homes. of store & R.V. Park.

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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
14	43	24																	

Total number of acres irrigated _____

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

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 ()

14. Remarks:

OCT 23 1992

Last Name DRAKE Ident No. _____

Copies: White - State, Yellow - Claimant

NO LATE FEE IF RECEIVED

BY 4/28/89IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A21-11218Date Received 3/23/89 postmarkedReceipt Number E007115NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 27 1989

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) DOUGLAS L DRAKE Phone (208) 5587440
Mailing Address HC 66 BOX 1 ISLAND PARK ID Zip 83429
2. Date of Priority (Only one (1) per claim) MAX-1-1935
3. Source of water supply (a) GROUND WATER
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township MOGEE Range WEST Section 24 ^{Adk1}
TWP 1/4 of 14 1/4 of R65 1/4, Govt. Lot, 43 B.M., County of LOTS 1-2-3-4 TAXI FERRY ID
- 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. 8" PIPE 1HP PUMP
1" PIPE TO 3 House & 1 Store

RECORDED

OCT 23 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 13000 (cfs) and/or (b) 0.04 (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.) DOMESTIC 4

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>14</u>	<u>43</u>	<u>34</u>																	

Total number of acres irrigated _____

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

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 ()

14. Remarks:

MICROFILMED

OCT 23 1992

Last Name DRAKE Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two dashed lines intersecting at the center. The lines extend to the edges of the square. The grid is composed of 16 columns and 16 rows of these squares.

OCT 23 1992

Last Name Pike

Ident No.

Copies: White-State, Yellow-Claimant

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) Douglas L Drake Date 4-25-89

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 _____)
County of Fremont) SS.

Subscribed and sworn (or affirmed) before me this 25th of April 19 89

SEAL

Notary Public Idena Jean Walker

Residing at Island Park, Idaho

My Commission Expires October 1992

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 _____

MICROFILMED

OCT 23 1992

Last Name Drake Ident. Number _____

Copies White-State, Yellow-Claimant



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

May 4, 1989

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Douglas L. Drake
HC 66, Box 1
Island Park, ID 83429

Dear Mr. Drake:

Enclosed please find Notice of Claim form A21-11218 and Receipt No. E007115.

Please keep the receipt for your records, but the printed notice needs to be returned to this office bearing your notarized signature. Prior to returning this document, please exam it to ensure it correctly reflects the historical use of water you described on a separate Notice of Claim form. A copy of the first two pages of that form are also enclosed for your reference.

Please feel free to contact me if you disagree with the information on the typed notice.

Your prompt attention to this matter will be appreciated

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

Unnotarized Claim A21-11218 filed. Attach returned
notarized claim to it

W. G. ...
OCT 23 1992

EXHIBIT "A"

Lot 4, of the West Addition to the D. H. McGee Summer Homesite, Fremont County, Idaho, as per the recorded plat thereof.

Also, Beginning at a point 147 feet South of the Northeasterly corner of Lot 4, West Addition to the D. H. McGee Summer Homesite, Fremont County, Idaho, as shown by the recorded plat thereof, and running thence Northwesterly 185 feet to the Northwesterly corner of said Lot 4, thence Southwesterly along the Northwesterly front line of Lot 3, of said Addition 50 feet, thence Southeasterly 185 feet, more or less, to the point of beginning; All of said real property being located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 14 North, Range 43, East Boise Meridian, Idaho.

Home

Also, Lot 2, and the Southwest Half of Lot 3, of the West Addition of the D. H. McGee Summer Homesite, in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 14 North, Range 43, East Boise Meridian, Idaho.

Home

Also, Commencing at a point 200 feet North and 33 feet West of the Southwest corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 24, Township 14 North, Range 43, East Boise Meridian, which is a point in the Center of Highway #191, and running thence Northerly along the center line of said Highway, 153 feet, more or less, to a point directly West of the Center line of the cut off between West Yellowstone and Big Springs Highway, and thence Easterly along the center line of said cut off highway to the center line of the Big Springs highway, thence Southwesterly along the center of said Big Springs highway 223 feet, more or less to the point of beginning. Subject to easements of existing highways. The ground herein conveyed is that certain triangular shape parcel of land located between Highway #191 and Big Springs Highway and the cut off Highway between #191 and the Big Springs Highway in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section, Township and Range.

Beginning at a point which is South 939.40 feet more or less from the Northeast corner of the Northeast Quarter of the Southwest Quarter of Section 24, Township 14 North, Range 43 East, Boise Meridian, Fremont County, Idaho and running thence S 82°26'36" W. 9.90 feet to a point in a line parallel with and 200.0 feet easterly from the centerline of U.S. Highway 191; thence southerly along said parallel line being an 8,385.11 foot radius curve right having a central angle of 41°50' a distance of 70.0 feet more or less to a point in the East line of the Northeast Quarter of the Southwest Quarter; thence North 70.60 feet more or less to the point of beginning.

Home

SUBJECT TO existing easements and roadways.

RECEIVED

APR 27 1989

Department of Water Resources
Eastern District Office

OCT 23 1992

ALL LOTS (24) ON SAME WELL

HCGG BOX 10

I. P. Idaho

83429