

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: A73-00068  
Date Received: 1/16/1990  
Receipt No: C014037  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: SYDNEY M DOWTON  
Address: PO BOX 7  
ELLIS ID

208-876-4225

83235

AND/OR

Name: KAREN A DOWTON  
Address: PO BOX 7  
ELLIS ID

208-876-4225

83235

2. Date of Priority: AUG 28, 1901

3. Source: MORSE CREEK

Trib. to: SINKS

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 15N      | 22E   | 26      | NE     | NW     | NE  |     | LEMHI  |
|          |       |         | NW     | NW     | NE  |     | LEMHI  |

5. Description of diverting works:

2 HDGATES, WOODEN AND CONCRETE DIV.W/CONCRETE DITCHES, FLOOD, SPRIN

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 3.200 |      |        |

7. Total Quantity Appropriated is:

3.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

562.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 15N      | 22E   | 30      | NE     | SW  |     | IRR | 35.0  |
|          |       |         | SE     | SW  |     | IRR | 30.0  |
|          |       |         | NE     | SE  |     | IRR | 40.0  |
|          |       |         | NW     | SE  |     | IRR | 40.0  |
|          |       |         | SW     | SE  |     | IRR | 40.0  |
|          |       |         | SE     | SE  |     | IRR | 40.0  |

Section Acres 225.0

Total Acres 225.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

A73-00070

14. Remarks:

CHANGED OWNERSHIP 3/26/97/JT/GT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

J.D. BROWN, ET AL.

Decree Plaintiff

GEORGE GRUBB, ET AL.

vs Decree Defendant

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: A73-00068

Date Received: 12/05/1989

Receipt No: C014037

Received By: J. Harrison

**RECEIVED**  
JAN 16 1990

Department of Water Resources

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

1. Name: E. L. LATIMER  
Address: HC. 62 BOX 1170  
ELLIS, ID

208-876-4494

83253

AND/OR

Name: KATHLEEN LATIMER  
Address: HC. 62 BOX 1170  
ELLIS, ID

208-876-4494

83253

2. Date of Priority: AUG 28, 1901

3. Source: MORSE CREEK

Trib. to: SINKS

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 15N      | 22E   | 26      | NE     | NW     | NE     |     | LEMHI  |
|          |       |         | NW     | NW     | NE     |     | LEMHI  |

5. Description of diverting works:

2 HDGATES, WOODEN AND CONCRETE DIV.W/CONCRETE DITCHES, FLOOD, SPRIN

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 3.200 |      |        |

7. Total Quantity Appropriated is:

3.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

562.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A73-00068

Page 1

Date: 12/05/89

A7300068



**MICROFILMED**

DEC 14 1992

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 15N           | 22E   | 30      | NE     | SW  |     | IRR | 35.0  |
|               |       |         | SE     | SW  |     | IRR | 30.0  |
|               |       |         | NE     | SE  |     | IRR | 40.0  |
|               |       |         | NW     | SE  |     | IRR | 40.0  |
|               |       |         | SW     | SE  |     | IRR | 40.0  |
|               |       |         | SE     | SE  |     | IRR | 40.0  |
| Section Acres |       |         |        |     |     |     | 225.0 |
| Total Acres   |       |         |        |     |     |     | 225.0 |

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:  
A73-00070

14. Remarks:

15. Basis of Claim: DECREED  
Case Number:  
Court :  
Decree date:

J.D. BROWN, ET AL.  
Decree Plaintiff

vs

GEORGE GRUBB, 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 X 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): Kathleen Latimer Date: 12-5-89  
Date: \_\_\_\_\_

State of Idaho )  
County of Custer ) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of Dec 19 89

John Dale Carter  
Notary Public

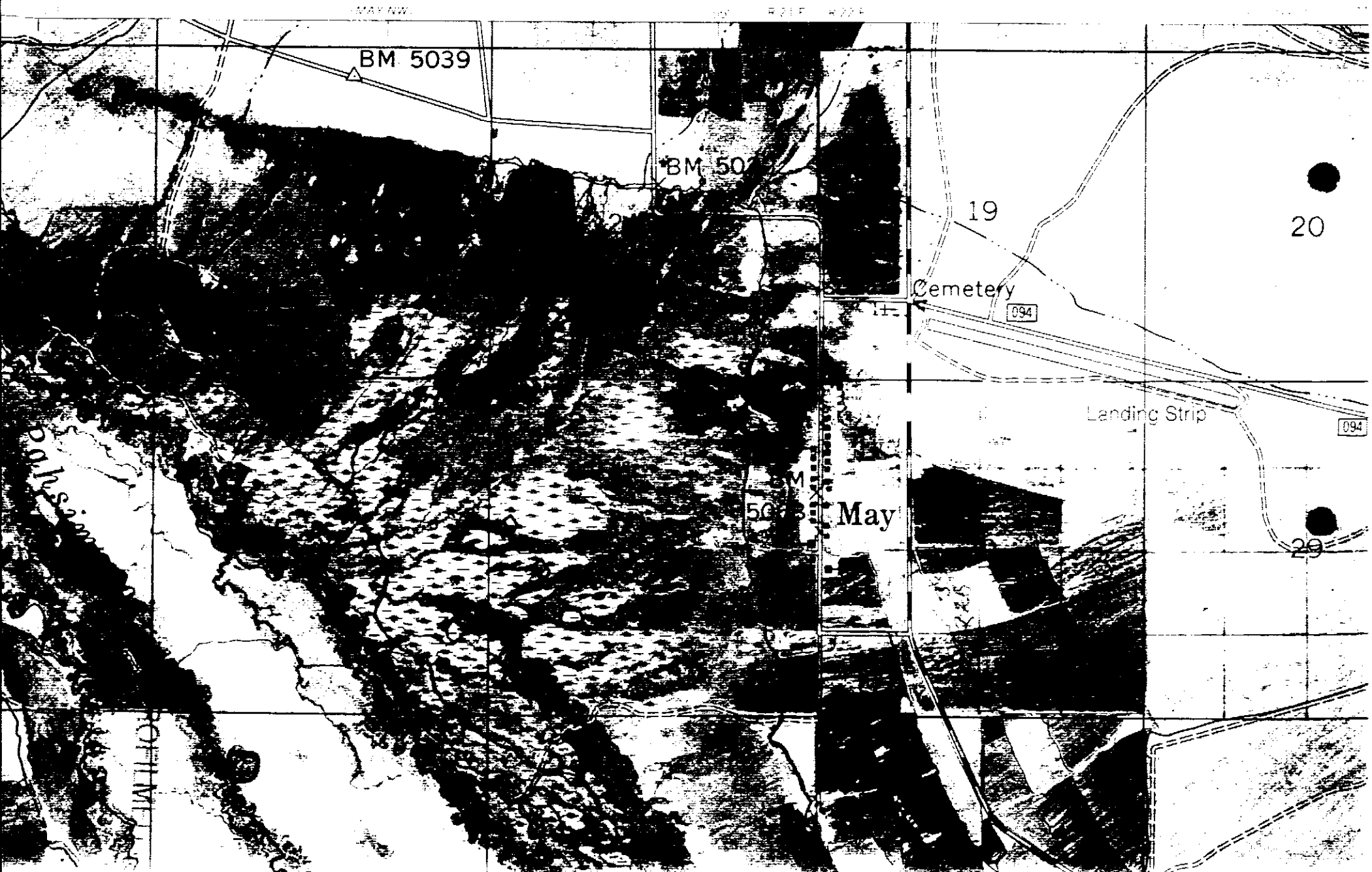
Seal

Residing at Boise Id

My Commission Expires 4/3/94

R21E R22E

MAY SW QUADRANG  
IDAHO  
7.5 MINUTE SERIES





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

MARCH 26, 1997

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

SYDNEY DOWTON  
PO BOX 7  
ELLIS ID 83235

RE: CHANGE IN OWNERSHIP FOR A73-00064, -00068, -00070  
-02149, AND -07031

Dear Mr. Dowton:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson  
Adjudication Secretary

Enclosure: Notices of Claim

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

RECEIVED  
MAR 12 1997  
DEPARTMENT OF WATER RESOURCES  
EASTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

1. Water Right Number(s) \_\_\_\_\_  
Adjudication Claim Number(s) A73-00064, A73-00068, A73-00070, A73-02149, A7307031
2. The following **REQUIRED** information must be submitted with this form.
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (former ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) E. L. Latimer + Kathleen Latimer W/A  
HC 62 Box 1170; Ellis, Idaho 83253
4. New Owner/Claimant(s) Sydney M. + Karen A. DOWTON  
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR  
New Mailing Address POB 7; Ellis, Idaho 83253  
City, State and ZIP Code 876 -  
New Telephone Number (208) - 4225
5. Date you acquired the property 3 March - 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.  
Number of acres actually irrigated 604 Number and type of stock \_\_\_\_\_  
Diversion rate in CFS 15.58 Number of homes 1 Other uses \_\_\_\_\_  
cubic feet per second  
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Sydney M. Downton Date 3 March '97  
Date \_\_\_\_\_
8. (Corporations or other organizations must submit list of directors/officers demonstrating authority to sign form.)  
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by attorney.

Water Right Number - 73-00068

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
CAMPBELL

E.F.

1 -

2 -

3 -

City-

Phone -

State-

Zip-

+ - - Priority Date - - +  
08/28/1901+ - - Region - - - +  
15+ - - Stage - - - +  
D - DECREED

+ - - Status - - - +

+ - - Source - - - - +  
HORSE CREEK+ - - Tributary - - - - +  
SINKS+ - - Point of Diversion - - - - - +  
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

+ - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume - - - - +

01 - IRRIGATION

3.200

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +  
3.200

| TwN | Rng | Sec | Tract | Lot | Acres | Place of Use Code | Description | County   |
|-----|-----|-----|-------|-----|-------|-------------------|-------------|----------|
| 15N | 22E | 30  | NE SW |     |       | 01                | IRRIGATION  | 59 LEMHI |
| 15N | 22E | 30  | SE SW |     |       | 01                | IRRIGATION  | 59 LEMHI |
| 15N | 22E | 30  | NW SE |     |       | 01                | IRRIGATION  | 59 LEMHI |
| 15N | 22E | 30  | SW SE |     |       | 01                | IRRIGATION  | 59 LEMHI |

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - - - +  
P/D NOT GIVEN IN DECREE.+ - - Conditions of Approval - - - - - +  
No Conditions of Approval found.+ - - Decree Plaintiff - - - +  
J.D. BROWN, ET AL.+ - - Decree Defendant - - - +  
GEORGE GRUBB, ET AL.+ - Decree Date - +  
07/16/1912

Water right number - 73-00068

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields - 12/12/85

05/22/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000  
Approved/Denied - 00/00/0000  
Proof Made Date - 00/00/0000  
Start Work Date - 00/00/0000  
Order Show Cause - 00/00/0000  
Licensed Date - 00/00/0000  
Decree Date - 07/16/1912

Field Exam Made - 00/00/0000  
Protested Date - 00/00/0000  
Hearing Date - 00/00/0000  
Verified Date - 12/12/1985  
Receipt Number -  
Appl Received - 00/00/0000

Field Exam Fee -  
Swan Falls -  
Temporary Right - P  
DLE/Carey Act -  
Water District - 73  
Transfer/Amended -

DO NOT FILM