

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: A74-01591  
Date Received: 5/ 9/1990  
Receipt No: X999999  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: FRANKLIN JACK POWERS 208-768-2671  
Address: RT. 1  
LEADORE, ID 83464

AND/OR

Name: ELIZABETH M. POWERS 208-768-2671  
Address: RT. 1  
LEADORE, ID 83464

2. Date of Priority: MAY 21, 1886

3. Source: LEMHI BIG SPRING CREEK Trib. to: LEMHI RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 16N      | 25E   | 13      |        | NE     | NW  |     | LEMHI  |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.300  |      |        |

7. Total Quantity Appropriated is:  
2.300 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 |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 16N      | 25E   | 12      | SW     | SW  |     | IRR | 28.0  |

A74-01591

Page 1

Date: 03/01/91

MICROFILMED  
DEC 14 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 16N      | 25E   | 12      | SE     | SW  |     | IRR           | 8.0   |
|          |       |         |        |     |     | Section Acres | 36.0  |
|          |       | 13      | NE     | NW  |     | IRR           | 5.0   |
|          |       |         | NW     | NW  |     | IRR           | 37.0  |
|          |       |         |        |     |     | Section Acres | 42.0  |
|          |       |         |        |     |     | Total Acres   | 78.0  |

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:

14. Remarks:

AC. IRR. = 76.6.

DIV. LBSC-1.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

\_\_\_\_\_  
Decree Plaintiff

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 \_\_\_\_\_ 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): Franklin Jack Powers Date: 3/3/90  
Elizabeth M. Powers Date: 4/3/90

State of Idaho )  
County of Lemhi ) SS.

Subscribed and sworn (or affirmed) before me this 3 day  
of April 19 90

Cary Cook  
Notary Public

Seal

Residing at Salmon

My Commission Expires 9-5-1991

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: 74-01591

DATE RECEIVED: 05/09/1990

RECEIPT NO: X9999999

RECEIVED BY: JRM

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. NAME: JACK W. MC KINNEY  
ADDRESS: P.O. BOX 52  
LEMHI, ID 83465

NAME: SAM P. MC KINNEY  
ADDRESS: P.O. BOX 52  
LEMHI, ID 83465

2. DATE OF PRIORITY: MAY 21, 1886

3. SOURCE: LEMHI BIG SPRING CREEK TR1B. TO: LEMHI RIVER

4. POINT OF DIVERSION:

| TOWNSHIP | RANGE | SECTION | 1/4 OF | 1/4 OF | 1/4 OF | LOT | COUNTY |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 16N      | 25E   | 13      | NE     | NE     | NW     |     | LEMHI  |

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

| PURPOSE    | FROM  | TO    | C.F.S. | (OR) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.300  |      |        |

7. TOTAL QUANTITY APPROPRIATED IS:  
2.300 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

RECEIVED

MAY - 9 1990

Department of Water Resources  
Eastern District Office

A7401591



10. PLACE OF USE:

| TOWNSHIP | RANGE | SECTION | 1/4 OF | 1/4 | LOT | USE           | ACRES |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 16N      | 25E   | 12      | SW     | SW  |     | IRR           | 28.0  |
|          |       |         | SE     | SW  |     | IRR           | 8.0   |
|          |       |         |        |     |     | SECTION ACRES | 36.0  |
|          |       | 13      | NE     | NW  |     | IRR           | 5.0   |
|          |       |         | NW     | NW  |     | IRR           | 37.0  |
|          |       |         |        |     |     | SECTION ACRES | 42.0  |
|          |       |         |        |     |     | TOTAL ACRES   | 78.0  |

11. PLACE OF USE IN COUNTIES: LEMHI, LEMHI

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

13. OTHER WATER RIGHTS USED:

14. REMARKS:

AC. IRR. = 76.6.

DIV. LBSC-1.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE:

DECREE PLAINTIFF

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: 1

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): Sam P. McKinley DATE: 5-7-90  
\_\_\_\_\_  
DATE: \_\_\_\_\_

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM \_\_\_\_\_ OF  
\_\_\_\_\_  
TITLE  
\_\_\_\_\_, 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 Jerlin ) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 7<sup>th</sup> DAY

OF May 19 90

SEAL

John McKinley  
NOTARY PUBLIC

RESIDING AT Idaho

MY COMMISSION EXPIRES 4/8/92

DATE: 02/08/90 3301

RECEIVED

FEB - 5 2001

Department of Water Resources

all records changed 2-6-01.

Franklin Powers Water Right Claims

| Water Right No. | Basis          | Priority Date |
|-----------------|----------------|---------------|
| 37 13335        | Beneficial Use | 7/15/44       |
| 37 13336        | Beneficial Use | 6/10/20       |
| 61 2065         | License        | 8/1/22        |
| 61 2222         | License        | 7/18/55       |
| 61 10239        | Beneficial Use | 7/18/50       |
| 61 10241        | Beneficial Use | 7/18/20       |
| 61 10600        | Beneficial Use | 1/1/41        |
| 61 10601        | Beneficial Use | 1/30/41       |
| 61 10602        | Beneficial Use | 1/1/41        |
| 61 10603        | Beneficial Use | 1/1/41        |
| 61 11903        | Beneficial Use | 3/15/80       |
| 74 1583         | Decreed        | 1887-08-17    |
| 74 1584         | Decreed        | 1887-08-17    |
| 74 1586         | Decreed        | 1886-05-21    |
| 74 1590         | Decreed        | 1886-05-21    |
| 74 1591         | Decreed        | 1886-05-21    |

all probably decreed in 1886.

Diversion Rate

| Source List            | Diversion Rate |
|------------------------|----------------|
| GROUND WATER           | 0.05           |
| SPRING                 | 0.05           |
| KING HILL CREEK        | 1.5            |
| KING HILL CREEK        | 1.08           |
| GROUND WATER           | 0.13           |
| KING HILL CREEK        | 0.09           |
| GROUND WATER           | 0.24           |
| GROUND WATER           | 0.24           |
| GROUND WATER           | 0.24           |
| SPRINGS                | 0.23           |
| KING HILL CREEK        | 0.68           |
| LEMHI RIVER            | 1.31           |
| LEMHI RIVER            | 0.73           |
| LEMHI BIG SPRING CREEK | 1.18           |
| LEMHI BIG SPRING CREEK | 0.54           |
| LEMHI BIG SPRING CREEK | 2.3            |

Water Use List

|                      |
|----------------------|
| DOMESTIC, STOCKWATER |
| STOCKWATER           |
| IRRIGATION           |
| IRRIGATION           |
| DOMESTIC, STOCKWATER |
| DOMESTIC, STOCKWATER |
| DOMESTIC, STOCKWATER |
| DOMESTIC, STOCKWATER |
| DOMESTIC, STOCKWATER |
| STOCKWATER           |
| IRRIGATION           |
| IRRIGATION           |
| IRRIGATION           |
| IRRIGATION           |
| IRRIGATION           |
| IRRIGATION           |

Jack Powers  
 Franklin Powers  
 Franklin Gack Powers  
 Franklin G. Powers  
 Elizabeth M. Powers  
 Elizabeth Powers  
 Betty Powers

one person -  
 one person -

address as of 2000  
 3154 S CRABAPPLE LANE.  
 Boise, ID. 83706  
 Husband & wife - own  
 property in  
 Elmore County  
 and  
 Lemhi County  
 in Idaho with water  
 rights -



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE  
GOVERNOR

February 1, 2001

KARL J. DREHER  
DIRECTOR

Franklin and Elizabeth Powers  
3154 S. Crabapple Ln.  
Boise, ID 83706-6813

RE: Snake River Basin Adjudication (SRBA)  
Notice of Address Change

Dear Mr. and Mrs. Powers:

Thank you for notifying us your address has changed. Before we can modify our records to reflect the address change, we need your help.

I discovered claims under the name of Franklin Powers and Franklin J. Powers. Noticing your return mail label was Jack and Betty Powers, the J. made sense. I found claims in Elmore County and Lemhi County.

Before I change any record, please verify the claims on the enclosed Excel spreadsheet are yours. A simple note on the spreadsheet and then returned to me in the enclosed postage-paid envelope would be fine.

Please call me at 327-7862 if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Sally'.

Sally Sherman  
Technical Records Specialist  
Adjudication Bureau

SS:region  
Enclosure:  
Excel Spreadsheet

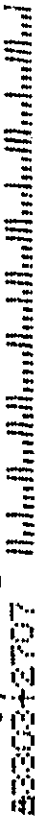
POWERS RANCH  
JACK AND BETTY POWERS  
3154 S CRABAPPLE LANE  
BOISE, ID 83706

700 JAN 24 AM 10:28

DISTRICT COURT-SWIA  
TWIN FALLS, IDAHO  
FILED

State of Idaho District Court  
Snake River Basin Adj.  
PO Box 2707

Twin Falls, ID 83303-2707



Change of address:  
OLD  
ELIZABETH M POWERS  
FRANKLIN POWERS  
PO Box 1239  
GLENN'S FERRY ID 83623

to

NEW  
ELIZABETH M POWERS  
FRANKLIN POWERS  
3154 S CRABAPPLE LANE  
BOISE, ID 83706-6813

RECEIVED

JAN 24 2001

Department of Water Resources

Thank you!

Elizabeth Powers

1/22/01

OCT 21 1992

Department of Water Resources  
Clerk of District Court

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. No.

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

Please type or print clearly:

Name of Claimant(s) FRANKLIN JACK POWERS  
ELIZABETH M. POWERS

Mailing Address RT. 1  
(include Zip Code) LEADORE, ID. 83464

Phone Number ( ) -

MICROFILMED  
DEC 14 1992

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: 3956  
Ident. No. 7401591

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

Please type or print clearly:

Name of claimant(s) SAM P. MCKINNEY or  
BARBARA MCKINNEY

Mailing Address  
(Including zip code) P.O. Box 52  
LEMMING IDAHO 83465

Phone Number (308) 768 - 2451

RECEIVED

MAY - 9 1990

Department of Water Resources  
Eastern District Office

MICROFILMED

DEC 14 1992