

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: A75-10789
Date Received: 8/10/1993
Receipt No: E014488
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARLA M ANDERSON 208-756-2908
Address: RT 1 BOX 240
SALMON ID 83467

OR

Name: J GALE ANDERSON 208-756-2908
Address: RT 1 BOX 240
SALMON ID 83467

2. Date of Priority: DEC 31, 1896

3. Source: WILLIAMS CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
20N	21E	12	SW	NW			LEMHI

5. Description of diverting works:
WOODEN HEADGATE (2'X2') PLACED IN SIDE CHANNEL TO WILLIAMS CREEK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.100		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 5 COWS, 2 HORSES, 2 PIGS, 250 CHICK

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	21E	12	SW	NE		IRR	2.0
			SE	NW		IRR	1.0
Section Acres							3.0
Total Acres							3.0

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:
NONE

14. Remarks:

THE DITCH AND WATER RIGHT WAS ORIGINALLY A DEEDED WATER RIGHT TO GLEN SHOUBE IN ABOUT 1896. AS NEAR AS WE CAN DETERMINE, EACH OF THE OWNERS OF THE PROPERTY SINCE THEN HAVE USED THE WATER RIGHT AND DITCH EVERY YEAR SINCE THAT TIME.

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): _____ 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:

Ident. Number

Date Received

Receipt Number

39576

475-10789

5-10-90/90

E014488/90

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 11 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

Marla M. Anderson
or

1. Name of Claimant (s)

x J. Gale Anderson

(208)

Phone (208) 756-2908

Mailing Address

Rt. # 1 box 240 Salmon, Idaho

Zip

83467

2. Date of Priority (Only one (1) per claim)

1896

3. Source of water supply (a)

Williams Creek

which is tributary to (b)

Salmon River

4. a. Location of existing point of diversion is: Township 20N Range 21E Section 12

SW 1/4 of NW 1/4 of 1/4, Govt. Lot, B.M., County of Lemhi

Additional points of diversion if any:

A7510789

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section, 1/4 of 1/4 of

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.

A wooden headgate has been placed in
a side channel to Williams Creek. If the headgate is closed, the water runs
back into the main channel. The opening of the headgate is approximately 2 ft.
by 2 ft. Bill Vineyard built a pond and changed the old headgate. The water
now must run through his pond to get to our ditch. The entire wooden structure
is about 5-6 ft. wide by 3 ft. high.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov 1 amount .10 or _____
 For Stockwater purposes from 1-1 to 12-31 amount .04 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .14 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 9 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 household, 5 beef cows, 2 horses, 2 pigs, 2 sheep, 250 chickens

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
20N	21E	12			2					1									3

Total number of acres irrigated 3

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

12. Do you own the property listed above as place of use? Yes X 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 (X)

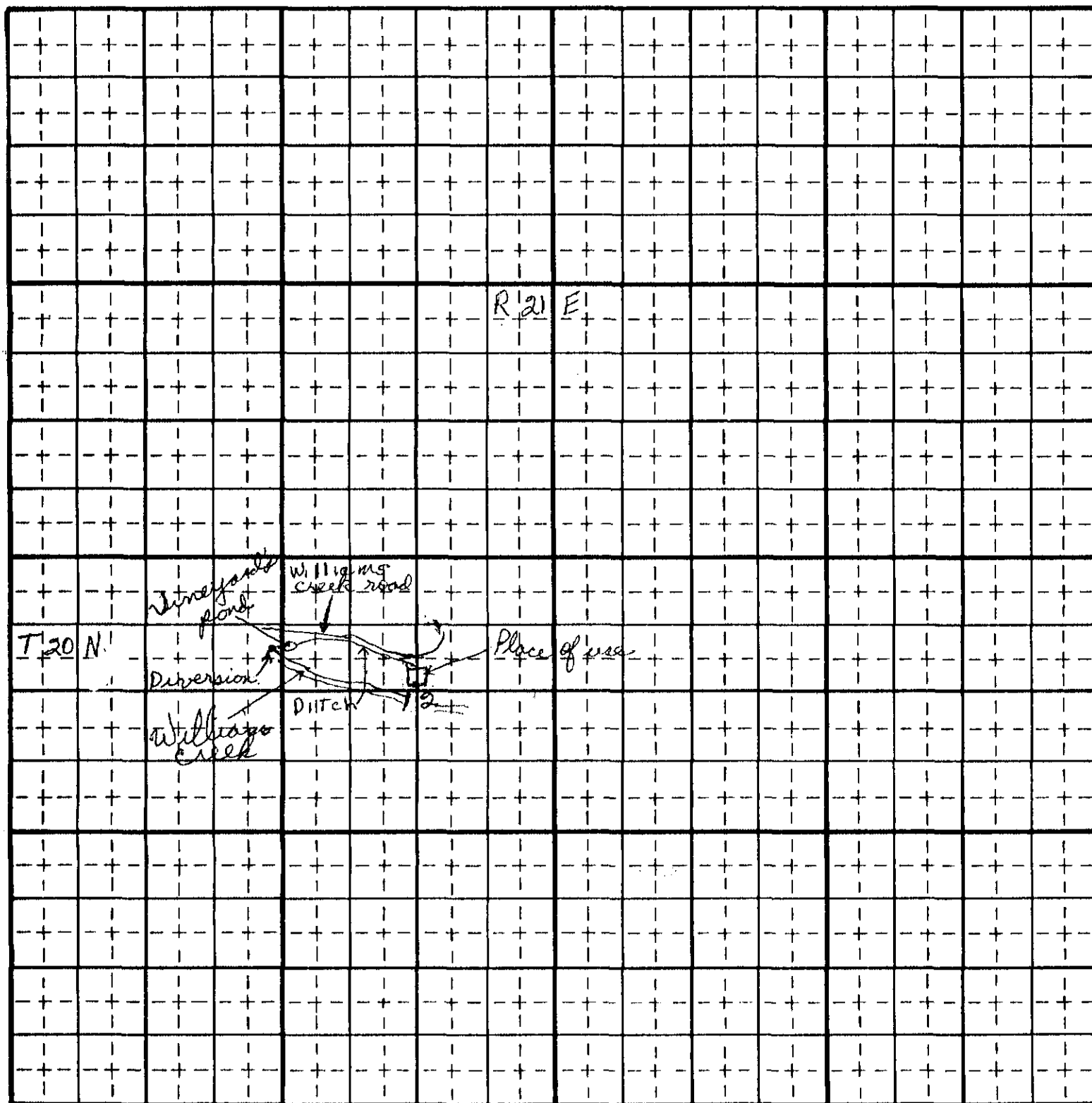
14. Remarks: The ditch and water right was originally a deeded water right to Glen L. Shoupe in about 1896. As near as we can determine, each of the owners of the property since then have used the water right and ditch every year since that time. There are five other property owners above us who take the water from the ditch even though their property is not part of the Glen L. Shoupe original ranch. I am the last place on the ditch and have a hard time getting much water any more.

Last Name Anderson Ident No. _____

Copies: White, Yellow, Red **APR 18 1994**

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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Last Name Anderson

Ident No. _____

Copies: White-Stage Yellow-Gain
APR 19 1994

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) J. Hale Anderson Date 5-10-90

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 Lemhi)

SS.

Subscribed and sworn (or affirmed) before me this 10th day of May 19 90

SEAL

Notary Public Cecil Wiley

Residing at Salmon, Idaho

My Commission Expires 2/16/95

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 _____

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Last Name Anderson Ident. Number _____

Copies White-State, Yellow-Claimant

May 9, 1990

Idaho Dept. of Water Resources
Eastern Region Office
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83401

Dear Sirs,

The more I try to figure out the legal description of the diversion and of our property the more confused I get. I even called the 800 number for help.

A few years ago the local SCS office drew it on a map and listed the quarters. At that time the map did not show the smallest of the quarter divisions.

They listed the place of use of the water as : SW SE $\frac{1}{4}$ of NE NW $\frac{1}{4}$ of Section 12 Township 20N Range 21E B.M. I determined by their drawing that the place of use to be: SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 12, Township 20N Range 21E B.M.

The SCS listed the point of diversion as: SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ but I'm not sure of the Section, Township or Range.

Would you please be so kind as to afford me information as to how I could best clarify this matter.

Please find enclosed, copies of the maps they used to help me at the SCS office and the legal discription of our property (copy of our Warranty Deed).

Your help and concern will be deeply appreciated.

Sincerely,

J. Gale Anderson

J. Gale Anderson

RECEIVED

MAY 11 1990

Department of Water Resources
Eastern District Office

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APR 19 1994

Statutory Warranty Deed

POOR ORIGINAL

THE GRANTOR D. EUGENE TEMPLEMAN, and DONNA TEMPLEMAN, husband and wife,
of Walla Walla, State of Washington

for and in consideration of TEN AND NO/100's (\$10.00) DOLLARS and other valuable
considerations,
in hand paid, conveys and warrants to J. G. ANDERSON and MARLA ANDERSON, husband and wife,
of Salmon, State of Idaho
the following described real estate, situated in the County of Lemhi, State of Idaho:
~~Washington:~~

A tract of Land in Section 12, T. 20 N., R. 21 E., B.M., Lemhi County,
Idaho, described as follows:

Beginning at the Center of Section 12, T. 20 N., R. 21 E., B.M.; thence
N. 0°01' W., 329.3 feet; thence S. 86°56' W., 88.0 ft.; thence S. 11° 18' W.
312.5 feet; thence N. 86°29' E., 143.7 Feet to the point of beginning.
Containing 0.81 Acres.

Dated this 28th day of October, 1975

(SEAL)

(SEAL)

STATE OF WASHINGTON, }
County of Walla Walla } ss.

On this day personally appeared before me D. EUGENE TEMPLEMAN and DONNA TEMPLEMAN
to me known to be the individuals described in and who executed the within and foregoing instrument, and
acknowledged that they signed the same as their free and voluntary act and deed, for the
uses and purposes therein mentioned.

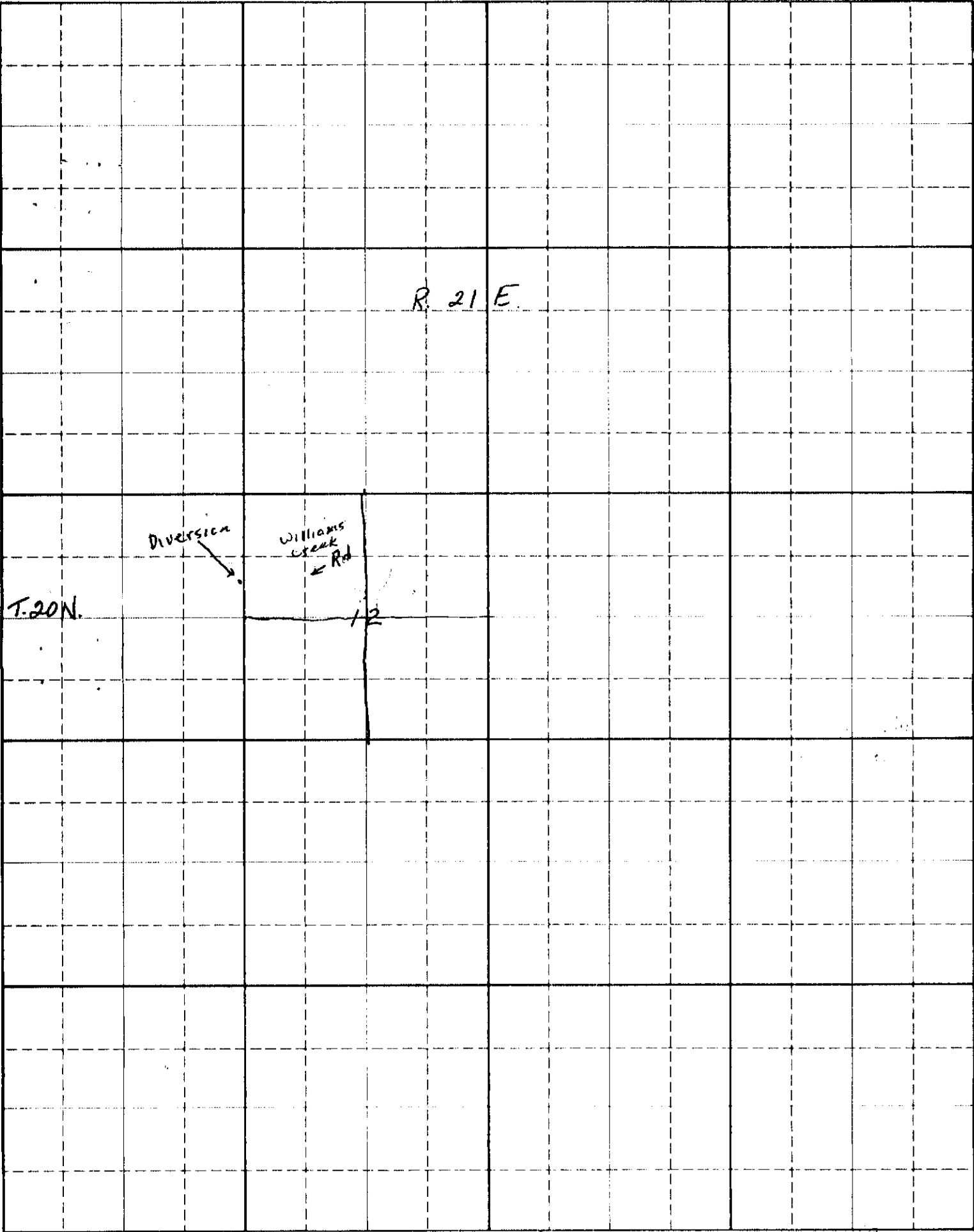
GIVEN under my hand and official seal this 28th day of October, 1975

Bonnie M. Galla
Notary Public in and for the State of
residing at Walla Walla

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11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

X
(Applicant)

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