

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

Re-numbered to: A75-13936
CIVIL CASE NUMBER: 39576

Identification No. A74-10010
Date Received 3-8-90/90
Receipt Number 6012273

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day

RECEIVED

MAR 8 - 1990

Department of Water Resources
Eastern District Office

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) Opal F. Simmons Phone (208) 756-2354
Mailing Address 605 Bean Lane, Salmon, Id. Zip 83467
- Date of Priority (Only one per claim) Feb 1 1894 Month/Day/Year
- Source of water supply (Check one) () Groundwater or Other (X) (a) Spring
which is tributary to (b) _____
Name of kind of source
- Location of point of diversion is: Township 21 N Range 22 E
Section 8 SE 1/4 of NE NW 1/4 of NW 1/4, Govt. Lot _____ B
County of Lemhi
Additional points of diversion if any: _____
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. pump in the spring for household use. The spring rises in the basement of the house.
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 1/1 Month/Day to Dec. 31 Month/Day (cfs) amount 0.04
For Stockwater purposes from Jan. 1 Month/Day to Dec. 31 Month/Day (cfs) amount _____
(Both dates are inclusive)
- Total quantity claimed 0.04 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - one household Stockwater - pets

A7513936



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DEC 14 1992

10. Place of use is: Township: 21 N Range 22 E

Section 8 SE 1/4 of NW 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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 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.
() None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Opal Simmons Date March 6 1990
Date _____

For Organizations: I do solemnly swear or affirm that I am _____

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of LEMHI)

SS. NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 6 day of MARCH 19 90

SEAL

Notary Public Michelle A. S.

Residing at SALMON, IDAHO

My Commission Expires 10/26/93 MICROFILMED

Last Name Simmons

Ident No. _____

Copies: White-State, Yellow-Claimant DEC 14 1992

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Simmons

CLAIM IDENT. NO.

A74-10010

DATE RECEIVED

3/8/90

CK #

AMOUNT \$

YES

NO

Required
Info?

1. Is the name and address complete with zip code?
2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered?
(b) Is a tributary to entered? (if required) N/A
4. Is the legal description of the p.d. sufficient?
5. Is there a description of the diverting works?
6. Are the water uses appropriate for the form? The short form is limited
to domestic and stockwater uses with direct diversion. All claims that
include storage or instream stockwater must use long form.
Is the period of use included?
Is a quantity claimed for each use?
7. Is a total quantity claimed entered?
8. If required is a consumptive use entered? N/A
Is the consumptive use correct? N/A
9. Are the non-irrigation uses listed properly? If this claim is on the
short form, and more than one domestic use is listed, single owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4. N/A
10. Is (are) the place(s) of use and purpose(s) indicated?
11. Is (are) the county(ies) entered?
12. Is the ownership of p.u. checked?
13. Are other water rights listed or "none" indicated?
14. If required, are remarks correct? (If the claimant does not own
the place of use, authority for filing the claim must be
explained in the remarks.) N/A
15. Is the basis of the claim indicated?
16. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) N/A
17. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block.
18. Has the claim been signed, sealed, and dated by a notary?
19. Was this claim filed on time, or was an extension granted?
20. Is the fee enclosed correct? Exempt
21. If this claim is based on an existing water right, has the
identification number been entered? N/A
22. Should this claim be data entered? X

Claim checked by:

DC

Date:

3/13/90

Claim must be returned to claimant:

(Yes) X (No)

Claimant must be notified of modifications:

(Yes) X (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked by:

Date:

Comments:

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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: 39576

Ident. Number: A74-10010
Date Received: 4/27/1990
Receipt No: E012273
Received By: DW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OPAL F. SIMMONS 208-756-2354
Address: 605 BEAN LN.
SALMON, ID 83467

2. Date of Priority: FEB 01, 1894

3. Source: SPRING Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
21N	22E	8	NW	SE	NW		LEMHI

5. Description of diverting works:
PUMP IN SPRING TO ONE HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR ONE HOUSE AND STOCKWATER FOR PETS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
21N	22E	8	SE	NW		DOMEST	
			SE	NW		STOCK	

A74-10010

Page 1

Date: 04/27/90

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DEC 14 1992

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:

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 _____



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

PHILIP E. BATT
GOVERNOR

KARL J. DREIER
DIRECTOR

OPAL SIMMONS
605 BEAN LANE
SALMON ID 83467

RE: Notice of claim

Dear OPAL:

The department has changed the identification number for the Notice of Claim A74-10010. The new number is A75-13936. We have also modified receipt # E012273 to reflect this new number. A copy of the receipt and Notice of Claim are enclosed for your records.

Sincerely,

Scott D. Van Hoff
Water Resource Agent

OLD (C) NUMBER -

↓ - - - - - ADDRESS - - - - - ↓

STATE- 10 ZIP- 83467

* - - - STATUS - - - - *

* - - - - - TRIBUTARY - - - - -

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
24N	22E	8	NW SE NW			CS90	LENNI	

CODE		DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
63	-	DOMESTIC	01/01	12/31	0.040	
64	-	INDUSTRIAL	01/01	12/31	0.040	

+	-	TOTAL DIV. RATE	-	+	-	TOTAL DIV. VOLUME	-	+	-	TOTAL DIV. CAPACITY	-	+	-	TOTAL CONSUMPTIVE USE	-	+	-	KW USAGE	-	+
		0.040												0.0						

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OR USE CODE	DESCRIPTION	COUNTY
21N	22E	8	SE NW			04	STOCKWATER	(59) LEMHI
21N	22E	8	SE NW			4B	DOMESTIC	(59) LEMHI

+ - - OTHER RIGHTS FOR SAME USE - NONE

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----- CONVENTIONS OF APPROVAL -----
NO CONVENTIONS OF APPROVAL FOUND.

+ - DECREE DATE - +
00/00/0000

WATER RIGHT NUMBER - A74-10010

PREFIX TRANSLATION: ADJUDICATION CLAIM

- - - AUDIT FIELDS - 04/26/90 WALRATH

- - - COMMENTS - - -
NO COMMENTS FOUND

- - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - -

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 03/08/1990
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -

FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - 8012273
POU OWNERSHIP FLAG - Y
NAME CONNECTOR -

CIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

RP A 0042 001 004A A

DATA ENTRY

ENTERED 5-18-92

CHECKED 15

Verified By
Topo Map/Crino-PO
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
DWR Records

VERIFIED
AUG 2 1 1992

PROOF
JUL 12 1992

CERTIFIED
MAY 2 1993
WATER EXAMINER

MICROFILMED
NOV 15 1990