

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 63-5173
Date Received: 5/13/2004
Receipt No: W031695
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GERALD W TIMMONS Phone: (208)888-5371
2228 W DUCK ALLEY RD
EAGLE ID USA 83616

LYNNE TIMMONS Phone: (208)888-5371
2228 W DUCK ALLEY RD
EAGLE ID USA 83616

2. Date of Priority: 07/01/1958

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	14	SW SE 9	ADA	

5. Description of diverting works:

3.5 hp electric motor, 3 inch pump, gravity irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.27	

7. Total Quantity Appropriated is:

0.27 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	14	NW	SE 10	IRRIGATION	2
			SW	SE 9	IRRIGATION	5
					Section Acres	7
					Total Acres	7

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Claimant owns over 12.8 acres of Lots 8, 9, 10 and some accretion land with claims 63-5173 and 63-5174. Due to gravelly river bottom soil, more than 1 inch per acre is needed, plus ditch loss.

15. Basis of Claim: Beneficial Use

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

Please type or print clearly

1. Name of Claimant (s) Lynne + ^{or} Gerald W Timmons Phone (208) 888-5371Mailing Address 2228 W Duck Alley Rd Eagle, Id Zip 836162. Date of Priority (Only one (1) per claim) 7-1-19583. Source of water supply (a) Boise River
which is tributary to (b) SNAKE River4. a. Location of existing point of diversion is: Township 4N Range 1W Section 14,
SW 1/4 of SE 1/4 of 8 1/4, Govt. Lot, 170 B.M., County of Ada

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. 3.5 hp electric motor 3 inch pumpgravity irrigation

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .20 (cfs) and/or (b) _____ (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.) _____

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	
4N	1W	14														2	5		7
																L10	L978		

Total number of acres irrigated 7

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

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 ()

14. Remarks: We own over 12.80 acres of Lots 8, 9, 10 + some
alluviation land, with claims 63-5174, 63-5173 + we are
filing for 5 acres worth of 63-187. DUE TO GRAVELLY
RIVER BOTTOM SOIL MORE THAN 1/4 ACRE IS NEEDED, PLUS
DITCH LOSS.

Last Name Timmons Ident No. 63-5173

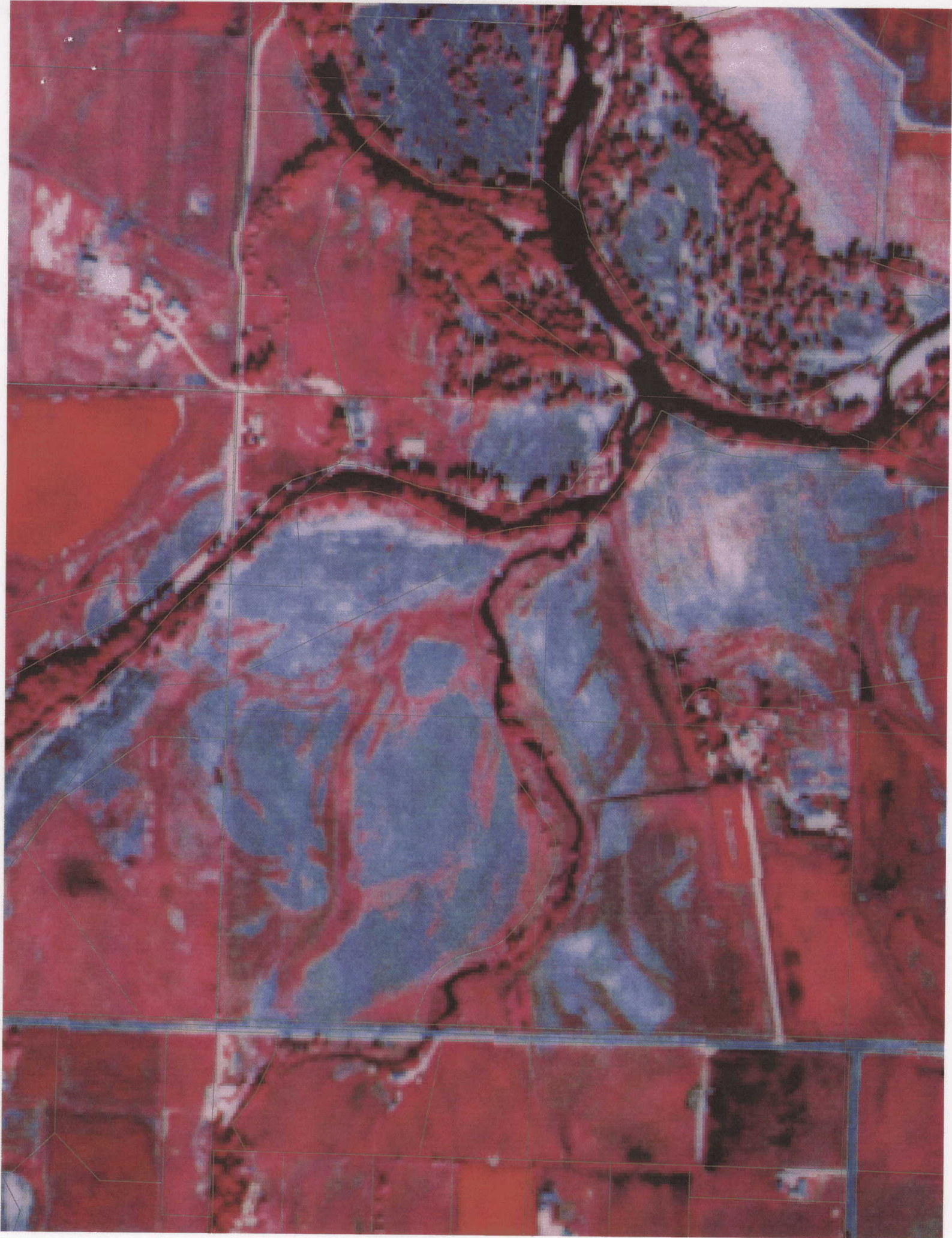
Claim #.

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

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) Donald W. Tamm

Date May 13 - 2004

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 ADA) SS.

Subscribed and sworn (or affirmed) before me this 13th day of May 19 2004

Notary Public Ian Shurtz

Residing at Mendocino ID

My Commission Expires 9-14-2006

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 _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Form 42-1409(10)-1
-5/89

Date Received 5-13-04

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED

MAY 18 2004

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

GERARD W. TIMMONS 208 888-5371
Name of Claimant Phone Number
2228 W DUCK ANNEY RD. EAGLE ID 836016
Mailing Address City State Zip
ADA

County(s) where place of use is located 63-5173 + 63-5174 Date claim originally due
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:
UNDELIVERABLE AT THE TIME OF FIRST MAILING
TO ROUTE #1, EAGLE, ID.

Claimant requests an extension to 5-13-04 19
Signature Gerard W. Timmons 5-13-04 19
Date of request
Title OWNER

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby ☒ granted] ☐ denied] for the following reasons:
Acceptable reason provided.

and if granted the filing deadline is extended to June 30, 2004 19
Signed this 19th day of May 19 2004

David R. Tuttle
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706