

OCT 04 2004

DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number 85-15494
Date Received 10-4-04
Receipt Number C075376NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Jim N. And/or Beth Minnick Phone (208) 935-2223Mailing Address Route 2 Box 35 KAMIAH, IDAHO Zip 835362. Date of Priority (Only one (1) per claim) JUNE 1, 19553. Source of water supply (a) Unnamed Stream
which is tributary to (b) Seven Mile Creek4. a. Location of existing point of diversion is: Township 33N Range 3E Section 34,
1/4 of NW 1/4 of NE 1/4, Govt. Lot, B.M., County of Idaho

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. Pipe in Creek to p.o.v.

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 .02 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .02 (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:

- 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	
33N	3E	34		1.5															1.5

Total number of acres irrigated 1.5

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

12. Do you own the property listed above as place of use? 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. _____ or None ☒

14. Remarks:

Last Name Minnick Ident No. 85-15494

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.

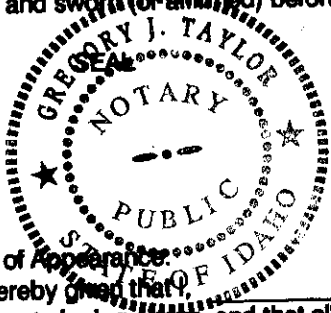
Signature of Claimant (s) Jim N. Minnick Date 9-29-04
Beth Minnick Date 9-29-04

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 Ng Perce) SS.

Subscribed and sworn (or affirmed) before me this 29th day of September 2004



Notary Public Gregory J. Taylor
Residing at Lewiston ID
My Commission Expires 4-28-2010

Please Print Name

17. Notice of Appearance.
Notice is hereby given that _____ 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 Minnick Ident. Number 85-15494



4
2

85-15494

Affidavits, stating that the property mentioned in this application has had a long history of water useage from the unnamed creek which flows through it.

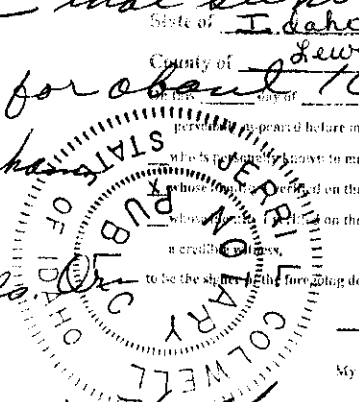
85-1549A

Concerning the property owned by Seth & Jim Minnick:

This property is on Fort Misery Road about 2 miles up from the 7-mile road. In the late 1950^s and 1960^s it was owned by Bill and Velma Osborne. They irrigated about 2 acres out of the Creek by the house. I lived there in 1962 and helped run the fire hose up the Creek to bring the water down to the home area. We then watered a large lawn and garden that summer. This was done for about 10 years -

Bonnie Harpham
5641 Bartlett
Klamath Falls
97603

Bonnie Harpham



#1679927

Oregon Dr License

Jenni L. Colwell
Notary Public
My Commission Expires: 02/12/2008

September 30, 2004

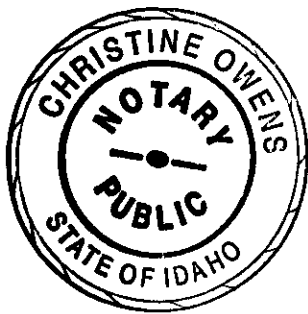
To Whom It May Concern:

In regard to the property along
the Fort Misery Road in Idaho County
and owned by Beth & Jim Minnick

The former owners were the Bill
Osborn's in the 50's and 60's. They
irrigated their yard & garden.

At different times I would visit
these folks. It was (their place)
was always kept up and looked so
nice.

Wilma Bentley
307 Esther
Kootenai, Idaho 83539



State of Idaho
County of Idaho
On this 30 day of Sept, 2004 Wilma Bentley
personally appeared before me,
☒ who is personally known to me,
____ whose identity I verified on the basis of _____,
____ whose identity I verified on the oath/affirmation of _____,
a credible witness,
to be the signer of the foregoing document, and he/she acknowledged that he/she signed it.
Christine Owens
Notary Public
My Commission Expires: 9/15/2005

85-15494

Old Osborn place

When I lived in Kamiah (1949-1960) I visited with the Osborn's as their daughter Carol went to school with us. I remember them having a huge garden and using the water from a small creek to irrigate it with.

This was around the mid-50's like 1955 and later that I would go there and occasionally help Carol when she went to change the irrigation water in the garden. They also had a huge lawn and some pasture for their milk cow and they also watered from this creek. I was about 10-13 yrs. old then.

This property is located near the Fort Misery Road, south of Kamiah, Idaho that was previously owned by William Osborn and now owned by Jim and Beth Minnick. The legal description is: T33N R3E Sec 34 NW4NE4 in Idaho County, State of Idaho.

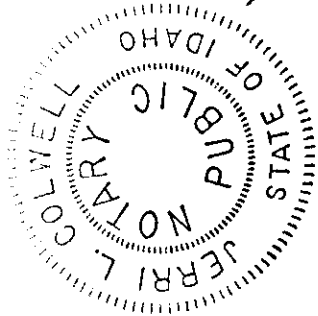
Minnick's are only using the creek to to water a garden and a small area for grazing.

Thelma (Hutchinson) Glasgow

P.O. Box 519

Craigmont, Id. 83523

Thelma Glasgow



State of Idaho
County of Lewis
On this 30 day of Sept, 2007.

personally appeared before me,

who is personally known to me,

X whose identity I verified on the basis of 211 8575 Oregon Drivers license

whose identity I verified on the oath/affirmation of _____

a credible witness,

to be the signer of the foregoing document, and he/she acknowledged that he/she signed it.

Jerri L. Colwell
Notary Public

My Commission Expires: 03/12/2008

85-15494

Sept. 30, 2004

To whom it may concern:

In regard to the property located along Fort Misery road in Idaho County and owned by Beth and Jim Minnick - in the 50's and 60's it was owned by the Osbornes and they irrigated it and kept a big lawn green and raised a big garden and had water for a few livestock.

The Minnick's now are raising berries, grapes, etc. there and keeping a few horses. The creek is their source of water.

Louise Turner

State of Idaho
County of Leura
On this 30 day of Sept, 2004, Louise Turner

personally appeared before me,

Notary Public, known to me,

X whose identity I established on the basis of DL # WA106477E

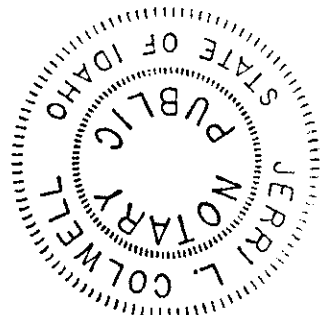
whose identity I verified on the oath affirmation of _____,

a credible witness,

to be the signer of the foregoing document, and he/she acknowledged that he/she signed it.

Jerry L. Colwell
Notary Public

My Commission Expires: 02/12/2008



8515494

TO WHOM IT MAY CONCERN:

I have lived south of Kamiah, Idaho most of my life. Everytime we traveled to the town of Kamiah, we went past a piece of property which my husband and I now own, which is situated next to the Fort Misery Road. This 32 acre property is described as: T33N R3E SEC 34 NW4NE4 A small unnamed creek passes through the property and it has been used for many years for irrigating gardens, lawns, and even a small area for livestock grazing. I remember this creek being used for irrigation purposes from the mid 1950's to present.

The first owners of this particular piece of property that I remember were the Bill & Velma Osborns. They had large gardens and a large lawn and even some pasture which they kept watered from the creek passing through their place. They worked the garden with a work horse, kept milk cows, and kept a beautiful lawn. This place was an oasis in mid-summer.

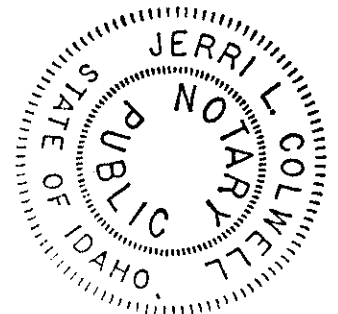
The next owners were a man and his wife---Mr. and Mrs. Bob Wade. They also had a huge irrigated lawn and garden. They even built a small greenhouse near the large garden area and were serious gardeners. Besides vegetables, they had many apple trees, raspberries, grapes, rhubarb and comfry, of which many of these plants and trees still exist today.

My husband and I now own the property described above. We have a garden there that includes garlic, grapes, raspberries, and strawberries which is watered by the creek. We also keep a small parcel green for livestock grazing and for fire protection during the dry summer weather.

This is the history that I remember about the Fort Misery property and the water useage there. I can remember back to almost 50 years of this place being irrigated by the small unnamed creek that runs through it.

Sincerely,
Beth Minnick
Route 2 Box 35
Kamiah, Id 83536

State of Idaho
County of Lewia
On this 20 day of Sept, 2004, Beth Minnick
personally appeared before me,
who is personally known to me,
X whose identity I verified on the basis of DL # WA112615K
whose identity I verified on the oath/affirmation of Beth Minnick
a credible witness,
to be the signer of the foregoing document, and he/she acknowledged that he/she signed it.
Jerri L. Colwell
Notary Public
My Commission Expires: 02/12/2008



85-15494