

February 4, 2005

RECEIVED

FEB - 9 2005

Department of Water Resources

Ms. Roxanne Brown
Sr. Water Resource Agent
Idaho Dept. of Water Resources
P.O Box 83720
Boise, Idaho 83707

Dear Roxanne,

Thank you very much for your time, the education you are providing me,
and your courtesy.

As requested, you will find enclosed the executed, notarized claim for the
water right out of Duck Springs, #73-2129.

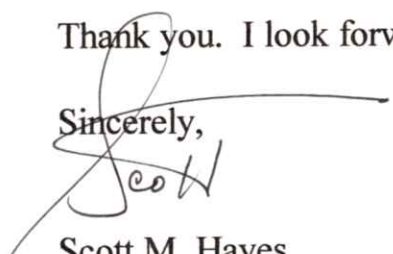
As it relates to water right #73-79, which is my water right for Lawson
Creek, I have examined your map and given it serious thought.

The reality is that in a normal year of no drought, that water would be used
in both pivots on a gravity basis for at least the first month, then blended
with the deep well.

Because your map is small and my eyesight is "going to hell in a hand
basket," I have taken the liberty of marking on your map where I think the
water should be allocated assuming a normal year of precipitation and
availability of my full water right, which of course, we haven't seen for
several years. I have then marked the fields for both pivots.

Thank you. I look forward to hearing from you.

Sincerely,



Scott M. Hayes



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 24, 2005

Scott Hayes
2610 Starcrest Dr.
Boise, ID 83712

RE: Snake River Basin Adjudication (SRBA)
Claim/Subcase No. 73-79 and 73-2129

Dear Scott,

As a follow-up to our meeting last week, I am enclosing a claim form for 73-2129. You will recall the original claim for this licensed right was for 12 acres, but the license on which it was based included 50 acres. You indicated you wish to place a claim to this right as licensed. Please sign the claim in the presence of a notary and return it in the enclosed envelope. I can then base my recommendation on the amended claim. *attached*

We agreed during our meeting that the claim to 73-79 also needs some work. This claim to Lawson Creek does not appear to describe the place of use accurately. I have included an aerial photograph of the land currently claimed under 73-79. Please let me know when you are able to identify the correct place of use for the Lawson Creek water and are ready to amend this claim.

I always find our visits interesting. Please let me know if you have additional questions or concerns.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent
Idaho Department of Water Resources

Enclosure(s)

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 73-2129
Date Received:
Receipt No: M005284
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SCOTT M HAYES Phone: (208)327-0555
2610 STARCREST DR
BOISE ID USA 83712

2. Date of Priority: 07/24/1930

3. Source: DUCK CREEK Trib. to: BIG SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
15N	21E	26	NW SW	LEMHI	

5. Description of diverting works:

DITCH FROM DUCK SPRINGS FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	1	

7. Total Quantity Appropriated is:
1 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	
15N	21E	27	NE	SE	IRRIGATION	40
			NW	SE	IRRIGATION	5
			SE	SE	IRRIGATION	5
			Section Acres		50	
Total Acres		50				

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:

15. Basis of Claim: License

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):

Scott M. Hayes

Date:

2/7/2005

Date:

State of Idaho

)

) SS.

County of

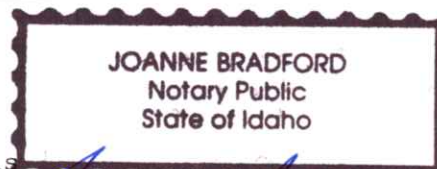
Ada

)

Subscribed and sworn (or affirmed) before me this

of

2/7 2005



Joanne Bradford

Notary Public

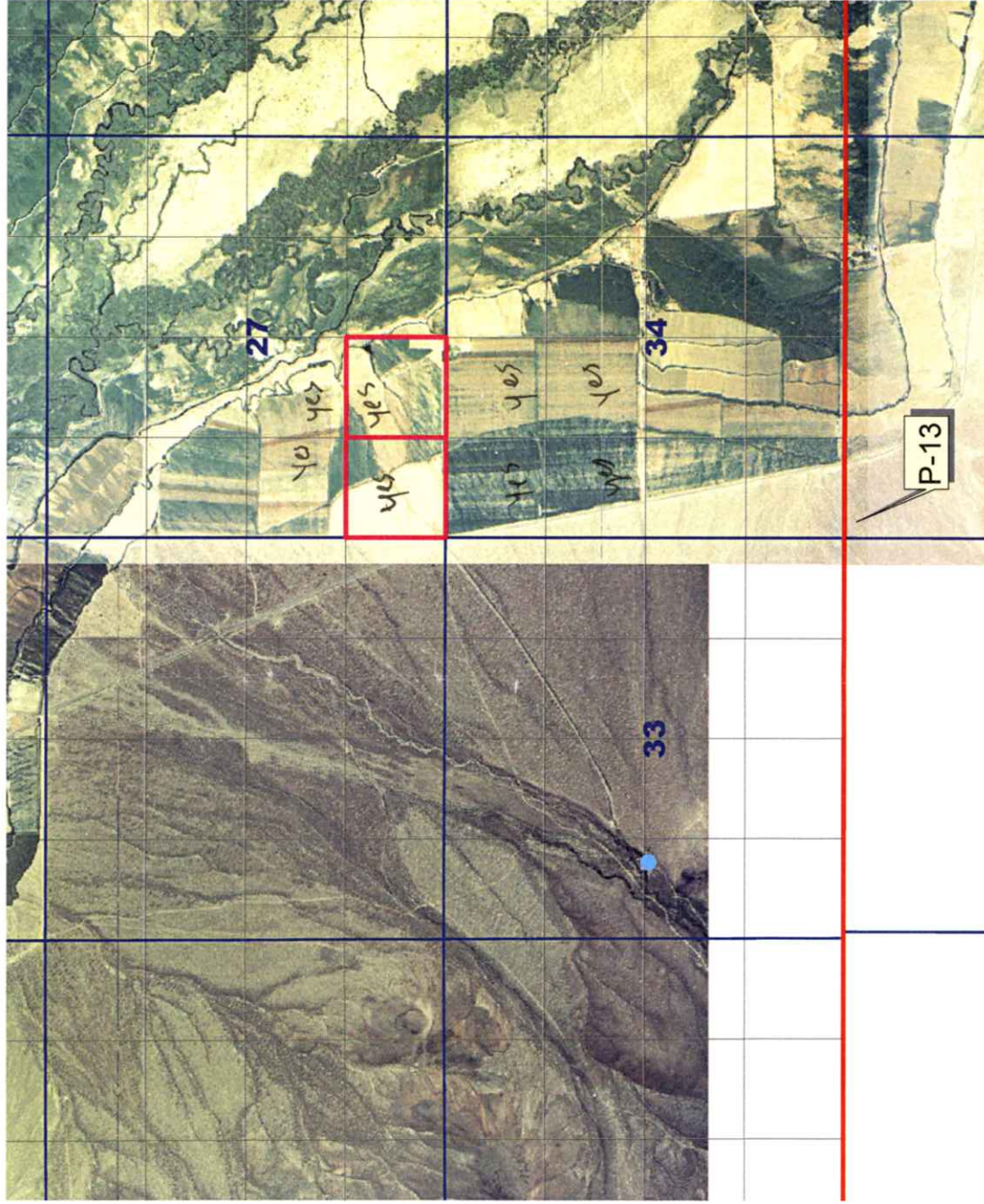
Residing at

Nampa ID

My commission Expires

**My Commission Expires On
February 14, 2009**

Idaho Dept. of Water Resources Water Right No. 73-79 As Claimed



Point of Diversion
73-00079 (claim)



GIS Presentation
Prepared by R. Brown
January 21, 2005
1988 True Color Photography

0.6 0 0.6 1.2 Miles

