

IDAHO DEPARTMENT OF WATER RESOURCES

T6S, R4E, S25



1987 NAPP PHOTO

 SECTION LINES

 POD

 POU

 1/4 1/4 LINES

 6 ACRES

 6 SECTION NUMBER

CLAIM(S) : 51-04000B

OWNER(S): ROBERTSON

Prepared by: Mel Schulte

Date: 7/15/1998



RECEIVED

AUG 03 1994

WATER RESOURCES
WESTERN REGION

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: A51-04000B
Date Received: 1/17/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	EUGENE F ROBERTSON	208-845-2106
Address:	HC 85 BOX 139E	
	BRUNEAU ID	83604
OR		
Name:	SUSAN G ROBERTSON	208-845-2106
Address:	HC 85 BOX 139E	
	BRUNEAU ID	83604

2. Date of Priority: JUN 12, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	04E	36	SW	SW	SW		OWYHEE

5. Description of diverting works:
WELL AND PUMP; APPROXIMATELY 2 MILES OF PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	04E	25	NE	SE		IRR	1.0
			NE	SE		DOMEST	
						Section Acres	1.0
						Total Acres	1.0

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

SOURCE ORIGINALLY ARTESIAN PRODUCING 6.4 CFS ON 06/12/1950, DUE TO A LOSS OF PRESSURE AND THE WATER SUPPLY A ADDITIONAL WELL WAS DRILLED ON 05/01/1956. BOTH OF THESE WELLS NOW SUPPLY THE WATER NEEDED TO FURNISH THE AMOUNT OF WATER FOR THE DOMESTIC, STOCK, AND IRRIGATION USES..

15. Basis of Claim: STATUTORY CLAIM



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

RECEIVED

AUG 03 1994

WATER RESOURCES
WESTERN REGION

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM. _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A51-04000B (Part)

☐ Name and Address of Former Owner/Claimant(s)(Seller): Kohring Farms (Nina F. Kohring)
HC 85 Box 140

☐ New Owner/Claimant (Purchaser): Bruneau ID 83604
Eugene F. or Susan G. Robertson

☐ New Mailing Address: HC 85 Box 139 E
Bruneau ID 83604

☐ New Telephone Number: (208) 845-2106

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

1 Domestic unit and 1 acre of irrigation
P.O.D. T6S R4E Sec. 36 SWSWSW
P.O.U. T6S R4E Sec. 25 NESE approx. 2 miles
of pipeline from P.O.D. to P.O.U.

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Eugene F. Robertson Date 7/29/94

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY: CA 7-29-94

Initial Review and Data-Entry

Date: 08-03-94 By: L. Sherman

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

cc: former owner

INSTRUCTIONS

RECEIVED
This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

WARRANTY DEED

For Value Received NINA F. KOHRING

the grantor , does hereby grant, bargain, sell and convey unto
EUGENE FRANK ROBERTSON and SUSAN GAIL ROBERTSON, husband and wife

the grantees , whose current address is, HC 85 Box 139E Bruneau, ID 83604
the following described premises, to-wit:

IN TOWNSHIP 6 SOUTH, RANGE 4 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 25: That part of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ more particularly
described as commencing at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ as
the POINT OF BEGINNING; Thence West 235 feet, Thence North 215
feet, Thence East 235 feet, Thence 215 feet South, back to the
original POINT OF BEGINNING.

213313
FILED-RECORDED
94 JUL 25 AM 9 41
BARBARA JAYO
OWYHEE COUNTY RECORDER
BY *[Signature]*
DEPUTY
REQUEST OF
Eugene F. Robertson
RE 3.00
INDEXED
MICROFILMED

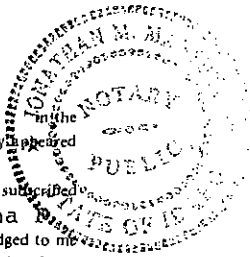
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
their heirs and assigns forever. And the said Grantor does hereby covenant to and
with the said Grantees, that she is the owner in fee simple of said premises; that said
premises are free from all incumbrances except taxes and assessments for the year 1994
and subsequent years.

and that she will warrant and defend the same from all lawful claims whatsoever.
Dated:

Nina F. Kohring
Nina F. Kohring
By *Kent Kohring*
Kent Kohring as Attorney in Fact

STATE OF IDAHO
COUNTY OF *Owyhee* } ss.
On this *25th* day of *July*
year 19 *94*, before me, a Notary Public, personally appeared
Kent Kohring
known or identified to me to be the person whose name is subscribed
to the within instrument as the attorney in fact of Nina F. Kohring
Kohring and acknowledged to me
that he subscribed the name of Nina F. Kohring
thereto as principal, and his (her) own name as attorney in fact.

[Signature]
Notary Public
Residing at *Marathon* Idaho
Commission expires: *4-25-2000*



A51-04000B

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 51-4000B V1

WATER RIGHT NUMBER: 51-4000B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUSAN G ROBERTSON 29102 DAVIS RD BRUNEAU, ID 83604
Current Owner	EUGENE F ROBERTSON 29102 DAVIS RD BRUNEAU, ID 83604 (208)845-2106
Original Owner	KOHRING FARMS HC 85 BOX 140 BRUNEAU, ID 83604 (208)845-2106

Priority Date: 06/12/1950

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.020 CFS	
IRRIGATION	3/01 to 11/15	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

GROUND WATER SW1/4SW1/4SW1/4 Sec. 36, Twp 06S, Rge 04E, B.M. OWYHEE County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	04E	25														X			

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	04E	25													1.0				1.0

Total Acres: 1

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 51-4000B V1

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. N10 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N12 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:Comments:

1. MSCHULTE 7/15/1998 COPIED FROM REMARKS

Comment: SOURCE ORIGINALLY ARTESIAN PRODUCING 6.4 CFS ON 06/12/1950, DUE TO A LOSS OF PRESSURE AND THE WATER SUPPLY A ADDITIONAL WELL WAS DRILLED ON 05/01/1956. BOTH OF THESE WELLS NOW SUPPLY THE WATER NEEDED TO FURNISH THE AMOUNT OF WATER FOR THE DOMESTIC, STOCK, AND IRRIGATION USES..

2. AJU10-JS 7/31/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

3. JSHURTE 11/11/1998 SEASON OF USE CHANGE

Comment: CHANGED SEASON OF USE FROM 3-15 TO 11-15 TO 3-1 TO 11-15 PER IDWR STANDARD FOR THIS AREA.

Dates and Other Information:

Decreed Date: 12/1/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

RECEIVED

AUG 13 2003

WATER RESOURCES
WESTERN REGION

51- 4000 B
51- 12976
51- 12978

Records modified 7-30-03. *no*

Mail this postcard to people and businesses that send you mail

Please send mail to my new address beginning:		7 2 8 0 3	
My Name (Last Name, First Name, Middle Initial) <u>Robertson Eugene F</u>		Month	Day
<u>HC 85 Box 139E + Susan G.</u>		Apt./Suite No.	
OLD Complete Street Address, PO Box, or Rural Route and RR Box No.		Apt./Suite No.	
<u>Bruneau,</u>		State	ZIP Code or ZIP+4
City or Post Office		<u>Id</u>	<u>83604</u>
NEW Complete Street Address, PO Box, or Rural Route No. and Box No.		Apt./Suite No.	
<u>19102 DAULS RD (DAVIS)</u>		Apt./Suite No.	
City or Post Office		State	ZIP Code or ZIP+4
<u>Bruneau</u>		<u>Id</u>	<u>83604</u>
Account Number (If Applicable)		New Telephone No. (Optional)	
Signature <u>Eugene F. Robertson</u>		Today's Date 7 2 8 0 3	
		Month	Day

PS Form 3576, February 1995

Recipient: Be sure to record the above new address.

SCANNED
JUL 30 2003

07/30/2003

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-2935

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WY
BOISE ID 83709-1657

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 03/13/1962

POINT OF
DIVERSION: T05S R12E S13 NWNESE Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

06/01 08/30

0.020 CFS

PLACE OF USE: STOCKWATER Within GOODING County

T05S R12E S13

NWNW

T05S R12E S13

NWSE

T05S R13E S18

SENW

DO NOT SCAN

SRBA

PARTIAL DECREE 51-04000B

Issued on 12-01-2000.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	EUGENE F ROBERTSON SUSAN G ROBERTSON HC 85 BOX 139E BRUNEAU, ID 83604																	
SOURCE:	GROUNDWATER																	
QUANTITY:	0.02 CFS																	
	THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE NOT EXCEED 13,000 GALLONS PER DAY.																	
PRIORITY DATE:	06/12/1950																	
POINT OF DIVERSION:	T06S R04E S36	SWSWSW	Within Owyhee County															
PURPOSE AND PERIOD OF USE:	<table border="0" style="width: 100%;"> <tr> <th style="text-align: left;">PURPOSE OF USE</th> <th style="text-align: left;">PERIOD OF USE</th> <th style="text-align: left;">QUANTIT</th> </tr> <tr> <td>Irrigation</td> <td>03-01 TO 11-15</td> <td>0.02 C</td> </tr> <tr> <td>Domestic 1 HOME</td> <td>01-01 TO 12-31</td> <td>0.02 C</td> </tr> </table>			PURPOSE OF USE	PERIOD OF USE	QUANTIT	Irrigation	03-01 TO 11-15	0.02 C	Domestic 1 HOME	01-01 TO 12-31	0.02 C						
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Irrigation	03-01 TO 11-15	0.02 C																
Domestic 1 HOME	01-01 TO 12-31	0.02 C																
PLACE OF USE:	<table border="0" style="width: 100%;"> <tr> <td>Irrigation</td> <td></td> <td>Within Owyhee</td> </tr> <tr> <td>T06S R04E S25</td> <td>NESE 1.0</td> <td></td> </tr> <tr> <td>1.0 Acres Total</td> <td></td> <td></td> </tr> <tr> <td>Domestic</td> <td></td> <td>Within Owyhee</td> </tr> <tr> <td>T06S R04E S25</td> <td>NESE</td> <td></td> </tr> </table>			Irrigation		Within Owyhee	T06S R04E S25	NESE 1.0		1.0 Acres Total			Domestic		Within Owyhee	T06S R04E S25	NESE	
Irrigation		Within Owyhee																
T06S R04E S25	NESE 1.0																	
1.0 Acres Total																		
Domestic		Within Owyhee																
T06S R04E S25	NESE																	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICI

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIO

NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFI

ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY

DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN T

ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

[Return to SRBA Home Page](#)

AJ0749NP
No. R51-040008

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/11/98
PAGE: 2

Dates: Exam Made Date: 11/11/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 07/15/1998 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
SOURCE ORIGINALLY ARTESIAN PRODUCING 6.4 CFS ON 06/12/1950, DUE
TO A LOSS OF PRESSURE AND THE WATER SUPPLY A ADDITIONAL WELL WAS
DRILLED ON 05/01/1956. BOTH OF THESE WELLS NOW SUPPLY THE WATER
NEEDED TO FURNISH THE AMOUNT OF WATER FOR THE DOMESTIC, STOCK,
AND IRRIGATION USES..

Date: 07/31/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 11/11/1998 User-ID: JSHURTE Subject: SEASON OF USE CHANGE
CHANGED SEASON OF USE FROM 3-15 TO 11-15 TO 3-1 TO 11-15 PER IDWR
STANDARD FOR THIS AREA.

Audit: 11/11/98 JSHURTE

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/15/98
PAGE: 1

TOTAL DIVERSION: ----- 0.02 CFS

Water Source: GROUNDWATER

Point(s) of entry: GROUNDWATER
Tributary to: _____

Stage: STATUTORY CLAIM
OWYHEE County

MSMSMS
QCE 7401 2000

DATE 3/10/2011

Place of use Legal Description for: ^{11C} IRRIGATION

[illegible]

Place of use Legal Description for: DOMESTIC NE

[illegible]

Non-Irrigation Uses: DOMESTIC, 1 HOME

Other Water Rights with Same Point(s) of Diversion with Stage (Feet) =

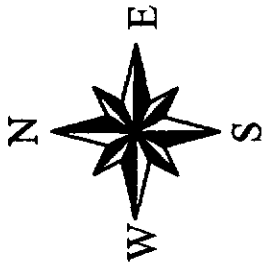
Other Water Rights Listing Overlapping Place(s) of Use:
A51-04000 A51-04000A

Remarks: GEN SOURCE ORIGINALLY ARTESIAN PRODUCING 6.4 CFS ON 06/12/1950. DUE TO A LOSS OF PRESSURE AND THE WATER SUPPLY A ADDITIONAL WELL WAS DRILLED ON 05/01/1956. BOTH OF THESE WELLS NOW SUPPLY THE WATER NEEDED TO FURNISH THE AMOUNT OF WATER FOR THE DOMESTIC, STOCK AND IRRIGATION USES..

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:

IDAHO DEPARTMENT OF WATER RESOURCES

T6S, R4E, S25



1987 NAPP PHOTO

SECTION LINES

POD

POU

1/4 1/4 LINES

6 ACRES

6 SECTION NUMBER

CLAIM(S) : 51-04000B

OWNER(S): ROBERTSON

Prepared by: Mel Schulte

Date: 7/15/1998



0.5 Miles

0.25

0



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 3, 1994

EUGENE F OR SUSAN G ROBERTSON
HC 85 BOX 139E
BRUNEAU ID 83604

RE: Snake River Basin Adjudication (SRBA)
Owyhee County - Claim #A51-04000B

Dear Claimants:

IDWR has received your change of ownership of the water right claim referenced above. Our records have been changed accordingly.

The Identification Number of your Notice of Claim to a Water Right has been changed from A51-04000 to A51-04000B. The suffix "B" has been added to the number in order to distinguish your claim from other claims that may claim a portion of the same original water right. This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new Identification Number. Please refer to this record number in any future inquiries or correspondence.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SS:region

Enclosures:

Copy of Notice of Claim Referenced Above

cc: Former Owner

07/15/94

RECEIVED

AUG 11 1994

WATER RESOURCES
WESTERN REGION

COMMUNICATION DOCUMENTATION

Claim No.: A51-04000B

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent: Carter Fritschle

Date: July 29, 1994

Contact Person(s): Eugene F. Robertson

Nature of Contact and Substance of Communication: Mr. Robertson was in to file a change of ownership for rights A51-02214, A51-04000 and A51-10207. As the forms were being completed we discussed the procedure the Department has used in the past to investigate and recommend to the court SRBA claims. We also discussed a drainage ditch that was constructed in the 1980's that picks up his waste water, some neighbor's waste water, and seepage water. Mr. Robertson wanted to know who had the right to the water flowing in it. I told him that since the water in the ditch was co-mingled with waste water from his neighbor's lands as well as his own, it would be considered a new appropriation and require the filing an Application for permit (and approval of the permit) before any diversion took place.