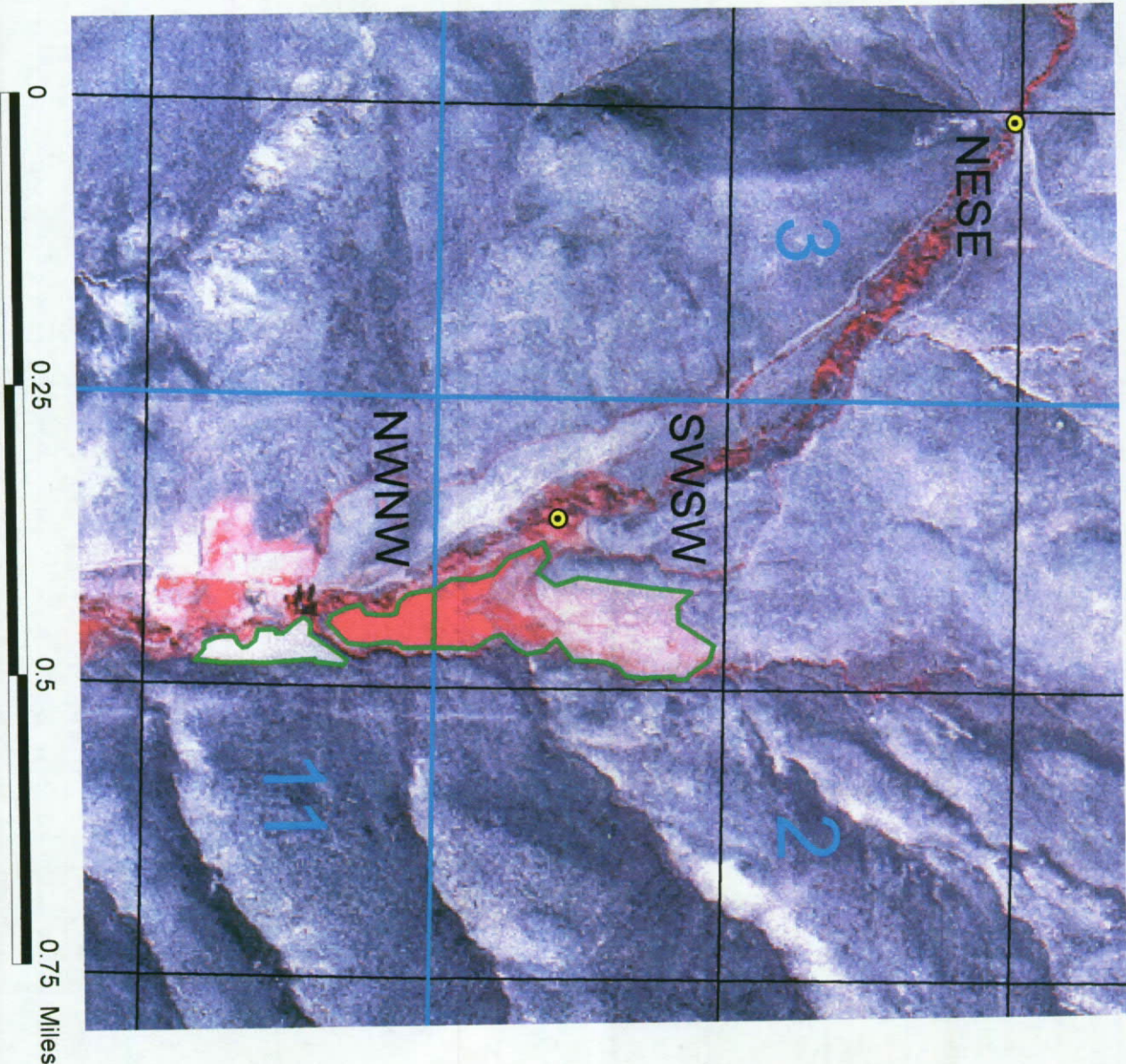


Idaho Department of Water Resources

Claim Number: 57-01033
Legal: T02S, R04W, S2, 11
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines





STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

January 9, 1997

William and Beatrice Boston
1303 Jackson
Boise, Idaho 83705

Re: *SRBA Subcases 57-02026 and 57-01033*

Dear Mr. and Mrs. Boston:

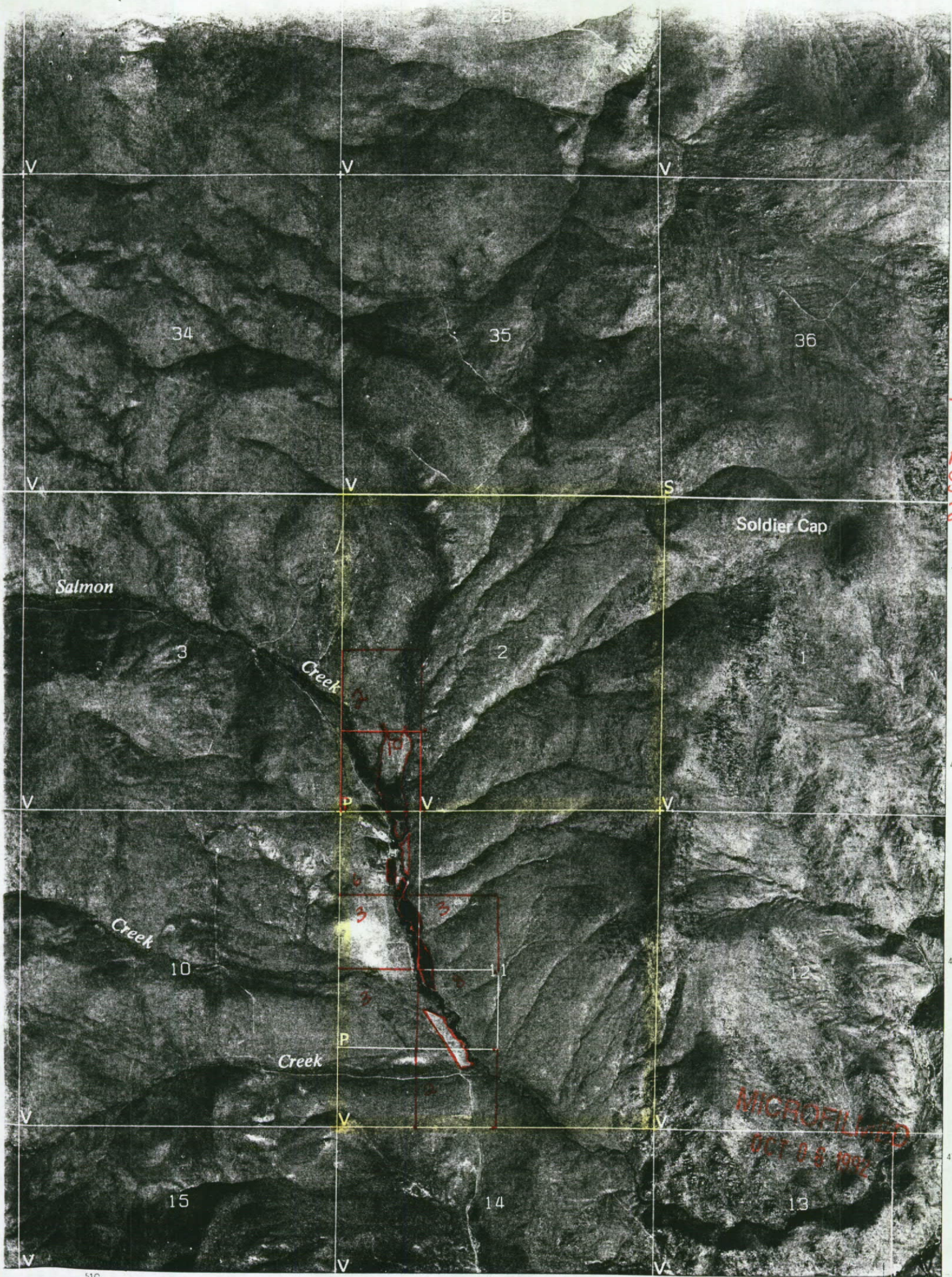
I am writing you this letter to inform you of the current status of your water right claims. You will need to take immediate action to be sure these claims are not disallowed.

The court held a hearing for you to show cause why the court should not dismiss your water right claims on January 8, 1996, as I discussed with Mrs. Boston by telephone just before the hearing. This was the second hearing regarding your water right claims for which you failed to appear. The court scheduled this hearing because you failed to appear for a settlement conference in October. I informed the court what Mrs. Boston conveyed to me - that again you were unaware of the hearing because you had not received notice and that Mr. Boston had just been released from the hospital and therefore you were unable to attend the hearing.

The court records reflect that notice of the hearing was sent to your address and that Debbie Lash, an SRBA court administrator telephoned you to inform you of the hearing. Because the court determined this was adequate notice, and because you were not present to inform the court of your intention to proceed with your claims, Special Master Haemmerle concluded that he must recommend to the SRBA presiding judge that your claims be dismissed. He will file a Special Master's Report and Recommendation to this effect with the SRBA court.

When you receive a copy of the Special Master's Report and Recommendation, you must

1/9/97.jah



4794

17'

T2.
R46
Sec
241

4792

4791

4790

4789000

MICROFILMED
OCT 8 8 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: A57-01033
Date Received: 1/16/1989
Receipt No: C005121
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM A. BOSTON 208-343-5689
Address: 1303 JACKSON ST.
BOISE, ID 83705

AND/OR

Name: BEATRICE E. BOSTON 208-343-5689
Address: 1303 JACKSON ST.
BOISE, ID 83705

2. Date of Priority: APR 01, 1957

3. Source: SALMON CREEK Trib. to: REYNOLDS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	04W	2	SW	SW	SW		OWYHEE
		3	SE	NE	NE		OWYHEE

5. Description of diverting works:
DIVERSION DAMS, GRAVITY DITCH, 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	0.220		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 CATTLE, 50 SHEEP, 20 HORSES.

A57-01033

Page 1

Date: 02/06/89

MICROFILMED
OCT 06 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	04W	2	SW	SW		IRR	7.0
						Section Acres	7.0
		11	NW	NW		IRR	4.0
						Section Acres	4.0
						Total Acres	11.0

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:
57-02026

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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

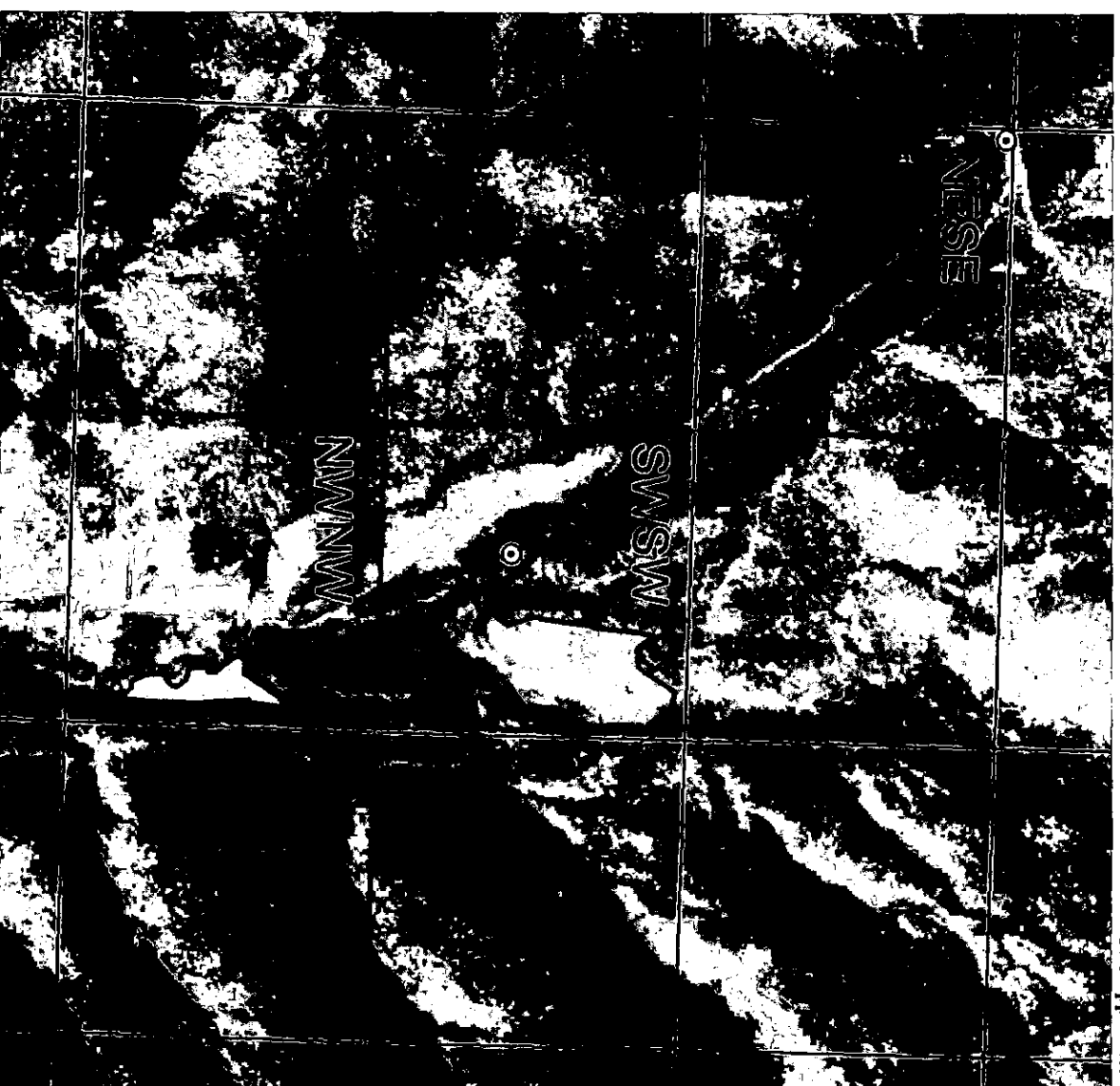
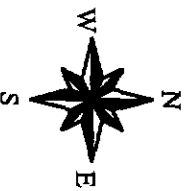
Residing at _____

My Commission Expires _____

Idaho Department of Water Resources

Claim Number: 57-01033
Legal: T02S, R04W, S2, 11
Reviewed By:

- ☐ Point of Diversion
- ☐ Place of Use
- ☐ Section Lines
- ☐ Quarter Quarter Lines
- ☐ Township/Range Lines



1987 Napp Photo



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-01033

Date: 5-26-03

	TMS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	25	4W	2											7						7
GIS														10						10
Claim			11						4											4
GIS									3.6											3.6
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 2

Total Claimed Acres: 11

Overlapping FOU Claim #'s:

Total GIS Acres: 13.6

COMMENTS:

Per county data, claim map + image interpretation.

The POD are determined as they were not included on claim map. The creek doesn't run through SE NE; therefore I placed that pod in the NESE.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2002 DEC 23 PM 3 38

AMENDED

In Re SRBA

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Case No. 39576

Water Right 57-01033

NAME AND ADDRESS: BEATRICE E BOSTON
WILLIAM A BOSTON
1303 JACKSON ST
BOISE, ID 83705

SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.00 APY

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.811 CFS.

PRIORITY DATE: 04/01/1957

POINT OF DIVERSION: T02S R04W S02 SWSW Within Owyhee County
S03 SENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.22 CFS

PLACE OF USE: Irrigation Within Owyhee County
T02S R04W S02 SWSW 7.0
S11 NWNW 4.0
11.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE IRRIGATION
SEASON.

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

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

JAN 10 2003

WATER RESOURCES
WESTERN REGION

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2002 DEC 23 PM 3 36

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

)
)
)
)
ORDER OF AMENDED PARTIAL DECREE

For Water Right 57-01033

On October 28, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the *Partial Decree* for water right 57-01033 is hereby amended as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED: December 23, 2002



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

2002 DEC 23 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 57-01033

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 57-01033 was mailed
on December 23, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BEATRICE E BOSTON
WILLIAM A BOSTON
1303 JACKSON ST
BOISE, ID 83705
Phone: 208-343-5689

ROBBIN HALL
Chief Deputy Clerk

CERTIFICATE OF MAILING

SCANNED
DEC 24 2002

PAGE 1
12/23/02

RECEIVED

DEC - 1 1997

Department of Water Resources
Adjudication Bureau

11-25
1997 NOV 25 PM 4:40

DISTRICT COURT-ST
TWIN FALLS CO., IDAHO
FILED _____

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

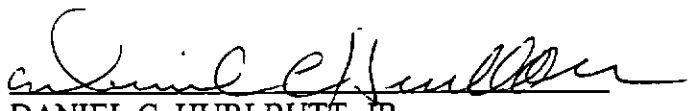
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-01033
_____	)	

On August 4, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-01033 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 25, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-01033

1997 NOV 25 PM 4:40
DISTRICT COURT-SEDA
TWIN FALLS CO. IDAHO
FILED

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.811 CFS.

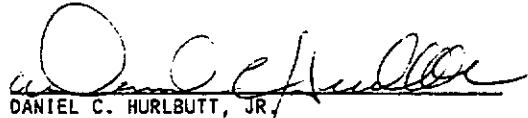
PRIORITY DATE: 04/01/1957

POINT OF DIVERSION: T02S R04W S02 SWSW Within Owyhee County
S03 SENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.22 CFS

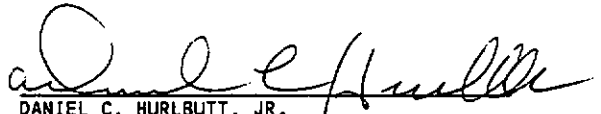
PLACE OF USE:	IRRIGATION	Within Owyhee County
	T02S R04W S02	SWSW 7
	S11	NWNW 4
	11 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RECEIVED

AUG 05 1997

Department of Water Resources
Adjudication Bureau

1997 AUG -4 PM 3:19

DISTRICT COURT - SRBA
DISTRICT OF IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) Subcase 57-01033

Case No. 39576

) SPECIAL MASTER'S REPORT
)
)
)

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990) by William and Beatrice Boston. The Director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

The above listed water right is **unobjected** to, however it is used in combination with other water rights that were objected to and was therefore referenced to Special Master Haemmerle. On June 3, 1997, a *Preliminary Special Master's Report and Recommendation* was issued. The *Amended Preliminary Special Master's Report and Recommendation* include the remark in the place of use element.

An *Amended Preliminary Special Master's Report and Recommendation* was issued on July 16, 1997. No motion to alter or amend was filed and the time for such motion has now expired.

IT IS THEREFORE RECOMMENDED that the above listed water right be **decreed** as listed in the *Special Master's Report and Recommendation for Partial Decree*.

DATED August 4, 1997.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

1997 AUG -4 PM 3:19
SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
Water Right 57-01033 FILED

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK

TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.0 AFY

PRIORITY DATE: 04/01/1957

POINT OF DIVERSION: T02S R04W S02
S03

SWSW
SENE

Within Owyhee County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

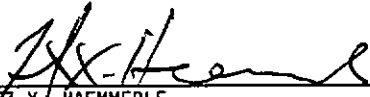
QUANTITY
0.22 CFS

PLACE OF USE: IRRIGATION
T02S R04W S02
S11
11.0 ACRES TOTAL

Within Owyhee County
SWSW 7.0
NWNW 4.0

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

DATED: 8/4/97


FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

DISTRICT OF IDAHO
FILED
DISTRICT COURT

In Re SRBA
Case No. 39576

Water Right(s): 57-01033


DEBBIE LASH
Deputy Clerk

1997 AUG -4 PM 3:19

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 57-01033

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on August 04, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

WILLIAM A & BEATRICE E BOSTON
1303 JACKSON ST
BOISE, ID 83705



DEBBIE LASH
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
08/04/97

RECEIVED

JUL 17 1997

Department of Water Resources
Adjudication Bureau

JUL 16 PM 2:06

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED DX

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) Subcase 57-01033
)
)
)
)
)
)

Case No. 39576

AMENDED PRELIMINARY
SPECIAL MASTER'S REPORT

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990) by William and Beatrice Boston. The Director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

The above listed water right is **unobjected** to, however it is used in combination with other water rights that were objected to and was therefore referenced to Special Master Haemmerle. On June 3, 1997, a *Preliminary Special Master's Report and Recommendation* was issued. The *Amended Preliminary Special Master's Report and Recommendation* include the remark in the place of use element.

IT IS THEREFORE RECOMMENDED that the above listed water right be decreed as listed in the *Special Master's Report and Recommendation for Partial Decree*.

DATED ~~June~~ July 16, 1997.

July


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PRELIMINARY

AMENDED

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-01033

1997 JUL 16 PM 2:06

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED DL

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK

TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.0 AFY

PRIORITY DATE: 04/01/1957

POINT OF DIVERSION: T02S R04W S02
S03

SWSW
SENE

Within Owyhee County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
0.22 CFS

PLACE OF USE: IRRIGATION
T02S R04W S02
S11
11.0 ACRES TOTAL

Within Owyhee County
SWSW 7.0
NWNW 4.0

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

DATED: 7/16/97

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

RECEIVED

JUN 04 1997

1997 Department of Agriculture 24

DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED PF

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) Subcase 57-01033

Case No. 39576

)
)
) PRELIMINARY SPECIAL
) MASTER'S REPORT
)
)
)
)

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990) by William and Beatrice Boston. The Director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

The above listed water right is **unobjected** to, however it is used in combination with other water rights that were objected to and was therefore referenced to Special Master Haemmerle.

IT IS THEREFORE RECOMMENDED that the above listed water right be decreed as listed in the *Special Master's Report and Recommendation for Partial Decree*.

DATED June 3, 1997.

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

RECEIVED

JUN 04 1997

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)
)
)
)

PRELIMINARY

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR
Water Right 57-01033

Department of Water Resources

1997 JUN -3 AM 10:24

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 16

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK

TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.0 AFY

PRIORITY DATE: 04/01/1957

POINT OF DIVERSION: T02S R04W S02
S03

SWSW
SENE

Within Owyhee County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
0.22 CFS

PLACE OF USE: IRRIGATION
T02S R04W S02
S11
11.0 ACRES TOTAL

Within Owyhee County
SWSW 7.0
NWNW 4.0

DATED: 6/3/97

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

RECEIVED

JUN 04 1997

Department of Water Resources

1997 JUN -3 AM 10:24

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

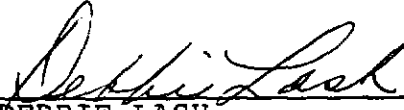
NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 57-01033

On June 03, 1997, Special Master FRITZ X HAEMMERLE
lodged a PRELIMINARY SPECIAL MASTER'S REPORT and a PRELIMINARY
SPECIAL MASTER'S RECOMMENDATION pursuant to SRBA Administrative
Order 1 section 9 (f).

These documents are served only on parties to the subcase.
They are not served on the Presiding Judge. Parties to this subcase
may file a Motion to Alter or Amend with the Special Master, but
must do so before June 17, 1997.

DATED June 03, 1997.


DEBBIE LASH
Deputy Clerk

RECEIVED

JUN 04 1997

1997 JUN -3 AM 10:24 Department of Water Resources

DISTRICT COURT-SRBA
TWINFALLS CO IDAHO
FILED PL

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

CERTIFICATE OF MAILING

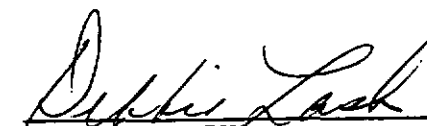
Water Right(s): 57-01033

CERTIFICATE OF MAILING

I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on June 03, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

WILLIAM A & BEATRICE E BOSTON
1303 JACKSON ST
BOISE, ID 83705


DEBBIE LASH
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
06/03/97

RECEIVED

JUL 17 1997

Department of Water Resources
Adjudication Bureau

1997 JUL 16 PM 2:06

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED AL

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

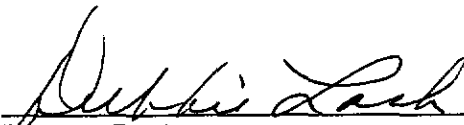
) NOTICE OF ISSUANCE OF
) AMENDED PRELIMINARY
) SPECIAL MASTER'S REPORT
) AND RECOMMENDATION

Water Right No. 57-01033

On July 16, 1997, Special Master Fritz X. Haemmerle issued an *Amended Preliminary Special Master's Report and Recommendation* for subcase 57-01033 pursuant to *SRBA Administrative Order 1*, sections 11 (e) and (f).

The *Amended Preliminary Special Master's Report and Recommendation* is served only on parties to the subcase and is not served on the Presiding Judge. Parties to this subcase may file a *Motion to Reconsider* or a *Motion to Correct Clerical Errors* with the Special Master, but must do so within 10 days after receipt of the *Amended Preliminary Special Master's Report and Recommendation*.

DATED: July 16, 1997.


Deputy Clerk

RECEIVED

JUN 04 1997

1997 Department of Agriculture 24

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) Subcase 57-01033

Case No. 39576

) PRELIMINARY SPECIAL
) MASTER'S REPORT
)
)
)

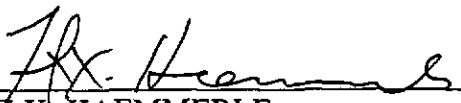
FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990) by William and Beatrice Boston. The Director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

The above listed water right is **unobjected** to, however it is used in combination with other water rights that were objected to and was therefore referenced to Special Master Haemmerle.

IT IS THEREFORE RECOMMENDED that the above listed water right be **decreed** as listed in the *Special Master's Report and Recommendation for Partial Decree*.

DATED June 3, 1997.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

RECEIVED

JUN 04 1997

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PRELIMINARY

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-01033

Department of Water Resources

1997 JUN -3 AM 10:24

DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED *[Signature]*

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK

TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.0 AFY

PRIORITY DATE: 04/01/1957

POINT OF DIVERSION: T02S R04W S02
S03

SWSW
SENE

Within Owyhee County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
0.22 CFS

PLACE OF USE: IRRIGATION
T02S R04W S02
S11
11.0 ACRES TOTAL

Within Owyhee County
SWSW 7.0
NWNW 4.0

DATED: 6/3/97

[Signature]
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

RECEIVED
JUN 04 1997

Department of Water Resources

1997 JUN -3 AM 10: 24

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 57-01033

On June 03, 1997, Special Master FRITZ X HAEMMERLE
lodged a PRELIMINARY SPECIAL MASTER'S REPORT and a PRELIMINARY
SPECIAL MASTER'S RECOMMENDATION pursuant to SRBA Administrative
Order 1 section 9 (f).

These documents are served only on parties to the subcase.
They are not served on the Presiding Judge. Parties to this subcase
may file a Motion to Alter or Amend with the Special Master, but
must do so before June 17, 1997.

DATED June 03, 1997.



DEBBIE LASH
Deputy Clerk

RECEIVED

JUN 04 1997

1997 JUN -3 AM 10:24 Department of Water Resources

DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

CERTIFICATE OF MAILING

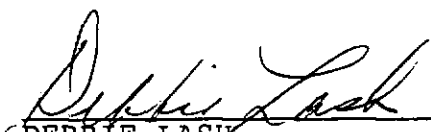
Water Right(s): 57-01033

CERTIFICATE OF MAILING

I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on June 03, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

WILLIAM A & BEATRICE E BOSTON
1303 JACKSON ST
BOISE, ID 83705


DEBBIE LASH
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
06/03/97



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

January 9, 1997

William and Beatrice Boston
1303 Jackson
Boise, Idaho 83705

Re: SRBA Subcases 57-02026 and 57-01033

Dear Mr. and Mrs. Boston:

I am writing you this letter to inform you of the current status of your water right claims. You will need to take immediate action to be sure these claims are not disallowed.

The court held a hearing for you to show cause why the court should not dismiss your water right claims on January 8, 1996, as I discussed with Mrs. Boston by telephone just before the hearing. This was the second hearing regarding your water right claims for which you failed to appear. The court scheduled this hearing because you failed to appear for a settlement conference in October. I informed the court what Mrs. Boston conveyed to me - that again you were unaware of the hearing because you had not received notice and that Mr. Boston had just been released from the hospital and therefore you were unable to attend the hearing.

The court records reflect that notice of the hearing was sent to your address and that Debbie Lash, an SRBA court administrator telephoned you to inform you of the hearing. Because the court determined this was adequate notice, and because you were not present to inform the court of your intention to proceed with your claims, Special Master Haemmerle concluded that he must recommend to the SRBA presiding judge that your claims be dismissed. He will file a Special Master's Report and Recommendation to this effect with the SRBA court.

When you receive a copy of the Special Master's Report and Recommendation, you must

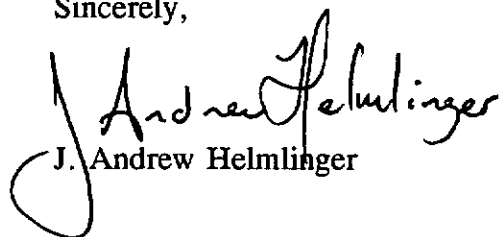
1/9/97.jah

challenge it before the SRBA presiding judge. If the judge follows the Special Master's recommendation your claims will be decreed as disallowed. By law the water rights you claimed will then cease to exist. Your opportunity to renew your claims will be very limited. I have enclosed a copy of the Court's Administrative Order 1, which explains the procedure you must follow to challenge the Special Master's Report and Recommendation. You may wish to contact an attorney to assist you with this process.

You could be able to resolve your claims soon after you work through this difficulty. I understand the United States, the objector to your claims, is willing to discuss a settlement if only its attorneys could meet with you.

If you have any questions regarding any of the above, please do not hesitate to call me. Although you must understand I am not your attorney, rather I represent the Idaho Department of Water Resources, I may further be able to point you in the right direction. My direct line is (208) 327-5446.

Sincerely,



J. Andrew Helmlinger

RECEIVED

AUG 0 5 1997

Department of Water Resources
Adjudication Bureau

1997 AUG -4 PM 3: 19

DISTRICT COURT - SRBA
DISTRICT OF IDAHO
FILED
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF IDAHO
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

) Subcase 57-01033

Case No. 39576

)
) SPECIAL MASTER'S REPORT
)
)

FINDINGS OF FACT AND CONCLUSIONS OF LAW

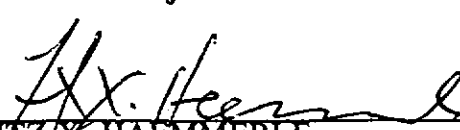
A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990) by William and Beatrice Boston. The Director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

The above listed water right is **unobjected** to, however it is used in combination with other water rights that were objected to and was therefore referenced to Special Master Haemmerle. On June 3, 1997, a *Preliminary Special Master's Report and Recommendation* was issued. The *Amended Preliminary Special Master's Report and Recommendation* include the remark in the place of use element.

An *Amended Preliminary Special Master's Report and Recommendation* was issued on July 16, 1997. No motion to alter or amend was filed and the time for such motion has now expired.

IT IS THEREFORE RECOMMENDED that the above listed water right be decreed as listed in the *Special Master's Report and Recommendation for Partial Decree*.

DATED August 4, 1997.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

1997 AUG -4 PM 3:19
SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
Water Right 57-01033 FILED

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.0 AFY

PRIORITY DATE: 04/01/1957

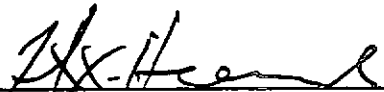
POINT OF DIVERSION: T02S R04W S02 SWSW Within Owyhee County
S03 SENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.22 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County
	T02S R04W S02	SWSW 7.0
	S11	NWNW 4.0
	11.0 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

DATED: 8/4/97


FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

DIST. BY: INT-SRBA
 TRAINING: 00 IDAHO
 FILED: 27
 DIST. BY: 00

In Re SRBA
Case No. 39576

Water Right(s): 57-01033


DEBBIE LASH
Deputy Clerk

1997 AUG -4 PM 3:19

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED *[Signature]*

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 57-01033

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on August 04, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

WILLIAM A & BEATRICE E BOSTON
1303 JACKSON ST
BOISE, ID 83705

[Signature: Debbie Lash]

DEBBIE LASH
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
08/04/97

DATE: 11/13/97
PAGE: 1

Misc: Water District Number: 57R Field Inspection Flag: Presumption Flag:

AJ0749NP
No. R57-01033

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

DATE: 11/13/97
PAGE: 2

Comments: Date: 06/09/1997 User-ID: RBROWN Subject: DRAFT RECOMMENDATION
PREPARED THIS DATE TO SUPPLY FOR THE COURT'S CONSIDERATION IN
SETTLING 57-02026 (A&B)

Date: 06/24/1997 User-ID: RBROWN Subject: MODIFIED PARTIAL DECREE
PREPARED THIS DATE. WHEN 57-02026 WAS REINSTATED AND SPLIT TO
RESOLVE THE OBJECTION BY BLM, THE OVERLAPPING REMARKS ON THIS
RIGHT NEEDED TO BE ADDED. 57-01033 HAS BEEN DECREED. THIS
RECORD WAS DRAFTED TO SUPPLY TO THE COURT TO CHANGE THE DECREE.

Audit: 11/13/97 MSCHULTE

RIGHTS FROM: SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK

RIGHT NUMBER: 57-01033

NAME AND ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK

QUANTITY: 0.22 CFS
55.0 AFY

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR STOCKWATER, 100 HD CATTLE, 50 SHEEP, 20 HORSES

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.811 CFS.

PRIORITY DATE: 04/01/1957

POINT OF DIVERSION: T02S R04W S02 SWSW Within Owyhee County
S03 SENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	<u>Irrigation Season</u>	0.22 CFS
		03/13 11/13	

PLACE OF USE: IRRIGATION Within Owyhee County
T02S R04W S02 SWSW 7
S11 NWNW 4
11 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 57-02026A IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

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

USE OF THIS RIGHT WITH RIGHT NO. 57-02026 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.0 CFS, A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 9919 AF, AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 37 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 57-02026 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION

57-01033 (CONT.)

DESCRIBED ABOVE/

Q/26 EPS OF RIGHT NO/ 57/02026 IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF RIGHT NOS/ 57/02026 AND 57/01033/

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT NO. 57-02026A IS ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE WITHIN THE SWSW, S02, T02S, R04W AND
THE NENE, S03, T02S, R04W.

AJ0749NP
No. R57-01033

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

DATE: 11/13/97
PAGE: 2

Comments:

Date: 06/09/1997 User-ID: RBROWN Subject: DRAFT RECOMMENDATION
PREPARED THIS DATE TO SUPPLY FOR THE COURT'S CONSIDERATION IN
SETTLING 57-02026 (A&B)

Date: 06/24/1997 User-ID: RBROWN Subject: MODIFIED PARTIAL DECREE
PREPARED THIS DATE. WHEN 57-02026 WAS REINSTATED AND SPLIT TO
RESOLVE THE OBJECTION BY BLM, THE OVERLAPPING REMARKS ON THIS
RIGHT NEEDED TO BE ADDED. 57-01033 HAS BEEN DECREED. THIS
RECORD WAS DRAFTED TO SUPPLY TO THE COURT TO CHANGE THE DECREE.

Audit: 00/00/00

OWNER CODE NAME & ADDRESS PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME
C WILLIAM A BOSTON 04/01/1957 IRRIGATION 03-15 11-15 0.22 CFS 55.0 AFA
C BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705
(208) 343-5689
TOTAL DIVERSION: 0.22 CFS

Water Source: SALMON CREEK Tributary to: REYNOLDS CREEK Stage: DECREEED
Point(s) of Diversion: T025 R04W S02 SWSW
S03 SENE Owyhee County
Owyhee County

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE			
		NENE NWNE SWNE SENE		NENW NWNW SWNW SENW		NESW NWSW SWSW SESW		NESE NWSE SWSE SESE			
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
02S 04W 2	:	:	:	:	:	:	:	:	:	:	:
02S 04W 11	:	:	:	:	:	:	:	:	:	:	:
										SUM	
										7.0	
										4.0	
										11.0	

POU County: Owyhee
Non-Irrigation Uses: STOCKWATER, 100 HD CATTLE, 50 SHEEP, 20 HORSES
Other Rights: NONE

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-02026 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.0 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 99.9 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 37 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NO. 57-02026 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.
0.26 CFS OF RIGHT NO. 57-02026 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NOS. 57-02026 AND 57-01033.

Dates: Exam Made Date: 07/15/1992 Verified Date: 07/15/1992
Misc: Water District Number: 57R Field Inspection Flag: Presumption Flag:
Audit: 09/11/91 HARRIS 11/22/91 WERNER 02/24/92 WERNER 07/15/92 WERNER
07/29/92 PR-PROD 10/13/92 CP SHAW 12/05/92 ADT-SHAW

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)DATE: 07/15/92
PAGE: 1

OWNER
CODE C WILLIAM A BOSTON
C BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705
(208) 343-5689

NAME & ADDRESS

PRIORITY
DATE 04/01/1957

WATER USE
IRRIGATION

USE PERIOD
FROM 03-15 TO 11-15

DIVERSION
RATE 0.22 CFS

DIVERSION
VOLUME 55.0 AFA

TOTAL DIVERSION:

Water Source: SALMON CREEK Tributary to: REYNOLDS CREEK Stage: DECREED

Point(s) of Diversion: T02S R04W S02 SWSW
S03 SENE

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE	
T	R	S	ENE	ENE	ENE	ENE	ENE
02S	04W	2	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
02S	04W	11	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
							SUM
							7.0
							4.0
							11.0

TOTAL ACRES

POU County: OMYHEE

Non-Irrigation Uses: STOCKWATER, 100 HD CATTLE, 50 SHEEP, 20 HORSES

Other Rights: NONE

Remarks: USE OF THIS RIGHT WITH RIGHT NO. 57-02026 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.0 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 99.9 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 37 ACRES IN A SINGLE IRRIGATION SEASON. RIGHT NO. 57-02026 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.

0.26 CFS OF RIGHT NO. 57-02026 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF RIGHT NOS. 57-02026 AND 57-01033.

Dates: Exam Made Date: Verified Date: 07/15/1992

Misc: Water District Number: 57R Field Inspection Flag: Presumption Flag:

Audit: 07/15/92 WERNER

MICROFILMED
OCT 06 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-1033

"R" RECORD

FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	IN-OFFICE VERIFICATION WHOM/DATE	VERIFIED BY CODE (SEE BELOW)	FIELD EXAM BY WHOM/DATE	CLAIMANT CONTACT NEEDED - Y/N*	REVIEW COMPLETED WHOM/DATE	DATA ENTRY COMPLETED WHOM/DATE	FINAL VERIFICATION DATE ENTERED WHOM/DATE
PRIORITY	N	* 6	N/A	N	6-11-90 LW 12-24-90	6-11-90 LW 11-22-91	11-22-91 LW
PT. OF DIV.	OK						
SOURCE	OK						
PL. OF USE	OK						
DIV. AMOUNT CFS/AF	added AF						
CONSUMPTIVE USE	added C.U.						
NATURE OF USE	OK						
PERIOD OF USE	OK						
BASIS OF CLAIM	Chg. to Decree						
REMARKS	OK						

VERIFICATION CODES

- TOPO MAP/ORTHO-PG = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- RAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER(SEE COMMENTS) = 6

*IF CLAIMANT CONTACT IS NEEDED, COMPLETE CLAIMANT CONTACT CHECKLIST AND ATTACH.

066000
061998
MICROFILMED

COMMENTS:

*Same as decided
Remarks: Consumptive Use requirement due to partial overlap
w/ A57-02026.*

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 11 x 0.02 CFS/ACRE = 0.22 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 11 x CONSUMPTIVE VOL. AF/A FOR AREA 2.7 =

TOTAL CONSUMPTIVE USE 29.7 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 11 x DIVERSION VOL. AF/A FOR AREA 5.0 = 0.22 cfs

TOTAL DIVERSION VOLUME 55.0 AF/A

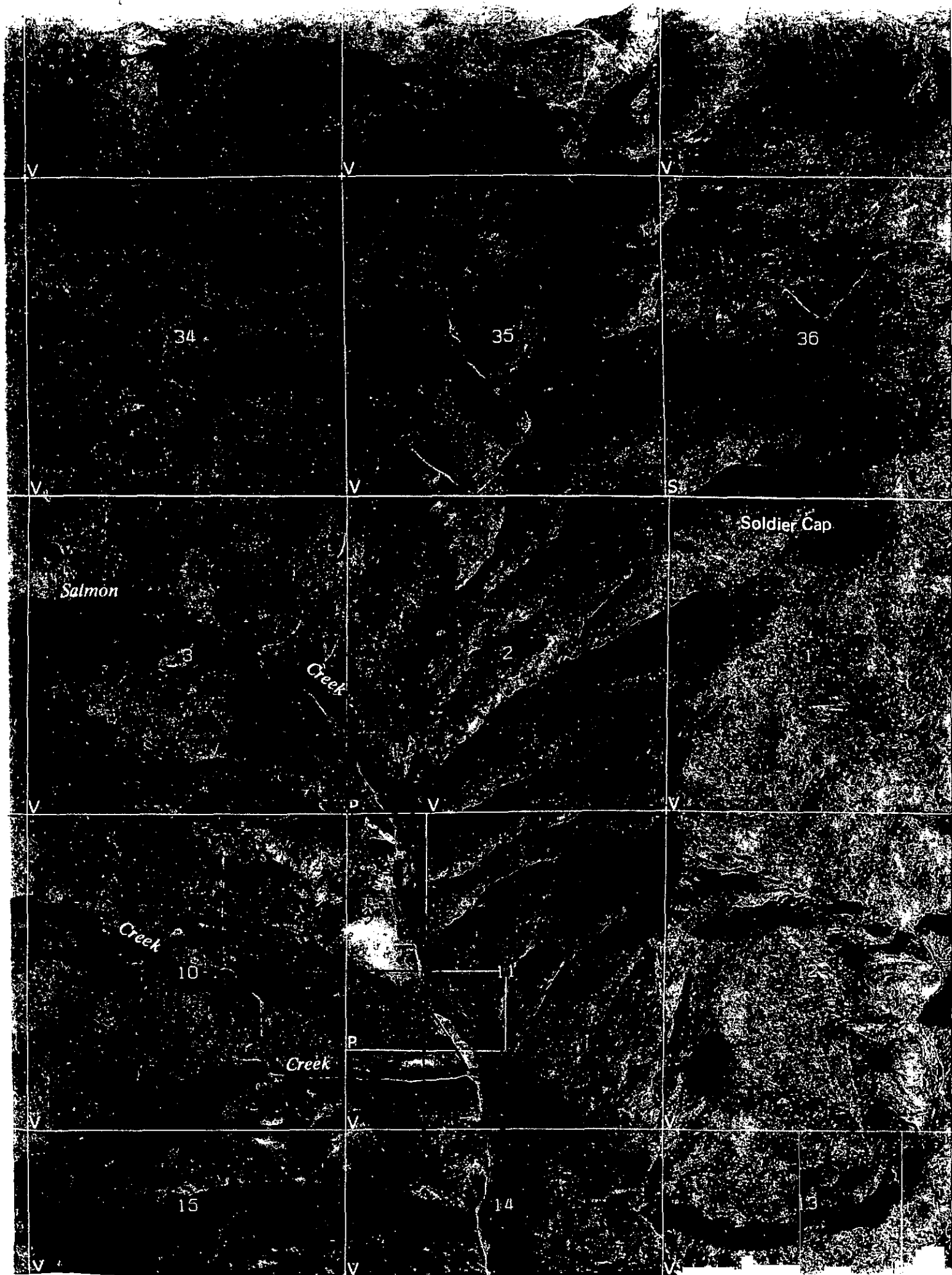
4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

Based on fees paid - the 11 acres claimed are overlaid w/ A57-2026
FOI: Right no. 57-02026; Flow: 1.0 cfs; C.U.: 99.9 AF; Acres = 37
FOG: other rights w/ same PAD: 57-2026
7-15-92. Added 0.44 (conveyance loss). 26 cfs from right no. 57-2026
* also used in delivery of this right.

MICROFILMED
OCT 06 1992



4794

17

T2.
R46
Sec
201

4792

4791

4790

4789000m

CONVERSATION MEMORANDUM

DATE 12-24-90FILE A57-1033NAME OF PARTY Boston Wm.EMPLOYEE Linda Warner

RE: Delite stockwater as a usage. It should
be listed in item 9. Total quantity
is 0.22 cfs. "File claim as decreed."

This claim had already been data
entered with the above modifications; however
there was nothing in the file to document
claimant's ok to make these changes. So
I called him this date.

MICROFILMED
OCT 16 1992

SD-33 LAST NAME: BOSTON

STATE

S E L	FIRST NAME	O W N	WATER RIGHT NO.	PRIORITY DATE	SOURCE	TOTAL DIVERSION	USE CODE DESC

BOSTON							
	WILLIAM A.	C	A57-01033	04/01/1957	SALMON CREE	0.220	01 IRR
	BEATRICE E.	C	A57-01033	04/01/1957	SALMON CREE	0.220	01 IRR
	WILLIAM A.	C	A57-02026	04/29/1908	SALMON CREE	1.000	01 IRR
					FARROT CREE		43 DOMEST
					MURPHY CREE		04 STOCK
	BEATRICE E.	C	A57-02026	04/29/1908	SALMON CREE	1.000	01 IRR
					FARROT CREE		43 DOMEST
					MURPHY CREE		04 STOCK

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED
OCT 06 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

Cecil D. Andrus
Governor

November 10, 1988

2735 Airport Way
Boise, Idaho 83705
(208) 334-2266

William A. Boston
1303 Jackson St.
Boise, ID 83705

Dear Mr. Boston:

Enclosed are the proofs for your water rights; numbers A57-01033 and A57-02026. I have also included the forms necessary for submitting the adjudicated claims.

Unfortunately, there was nothing written into the statutes to allow for a deduction of fees on these claims. Based on the information in your proof report the fee due is \$148.00. This is based on a \$50.00 flat fee per claim and \$1.00 per irrigated acre. We do not charge on overlapping acreages, therefore, if the 11 acres irrigated on Water Right A57-01033 are the same as those indicated on A57-02026 the fee would be \$137.00.

If I can be of assistance when filing your claims, please don't hesitate to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

LW:lh
Enclosures

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OCT 06 1992

STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEK

DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

57-1033	
I.D. No.	Map No.
\$45.00	14459
Fee Paid	Receipt No.

Notice is hereby given that William A. Boston

or BEATRICE E. BOSTON

(Name of Claimant)

1303 Jackson Street, Boise 83705

(Mailing Address)

(Zip Code)

Telephone No. 343-5687

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 4/1/57
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Salmon Creek tributary to Reynolds Creek
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 1.54 CFS, 22 Use Irrigation Period of Use From 4/1 To 11/1
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)
- Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)
- Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)
- Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Both dates inclusive)
- (4) 22 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source (NE) SE (SE) NE
Sec. 3 Twp. 2S Rge. 4W B.M., Owyhee County
Additional Points: SWSW Sec. 2, T 2S, R 4W
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	4W	2										4	9						7-13
		11					8	9		3	37		7						64-4
							4												

Total no. of acres 77-11

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: STOCK DOMESTIC

NOTE: Include here the type and number of stock watered: UP-70-100 (COWS) 650 SHEEP - 112 HORSES

- (7) If you are claiming water as a member of an organization, list name of organization:
- (8) Remarks

- (9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

7-18-79

(Date)

William A. Boston

(Signature of Claimant)

Beatrice E. Boston

(Signature of Spouse)

Organization

State of Idaho

Organization

County of Ada

Seal

(Signature of Authorized Agent)

On this 18th day of July, 1979, before me a notary public, personally appeared William A. Boston and Beatrice Elaine Boston known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that they, as partners or

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 A57-01033Date Received 1-16-89Receipt Number C005121

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN 16 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) William A. & Beatrice E. Boston Phone (208) 343-5689Mailing Address 1303 Jackson Boise, Idaho Zip 837052. Date of Priority (Only one (1) per claim) 4/11/19573. Source of water supply (a) Salmon Creek
which is tributary to (b) Reynolds Creek.4. a. Location of existing point of diversion is: Township 2S Range 4W Section 3,1/4 of SE 1/4 of NE 1/4, Govt. Lot, B.M., County of CwyheeAdditional points of diversion if any: SW SW Sec 2 T2S R4W

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. Diversion dams -gravity conveying ditch to place of use.Gravity irrigation

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OCT 06 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

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 .22 or _____

For stockwater purposes from 1/1 to 12/31 amount .05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (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.) 5/100 cattle, 50 sheep 20 horses.

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	
25	4W		11				4												4
			2										7						7

Total number of acres irrigated 11

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

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.
A57-02026 or None ()

14. Remarks:

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OCT 06 1992

Last Name Boston Ident No. A57-01033

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

[illegible]

OCT 06 1992

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 A57-01033

Court 3rd Case Number 3456 Decree Date _____

Plaintiff vs Defendant K. Kenneth Dunn v. Larry Adams et al

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) William Boston Date 1-4-89

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 Idaho)

County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 4 day of January 19 89

SEAL

Notary Public John K. Moyer

15470 Homedale Rd.

Residing at Caldwell, Ida. 83605

My Commission Expires Sept. 21, 1994

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 _____

MICROFILMED

OCT 06 1992

Last Name Boston Ident. Number A57-01033

Copies White-State, Yellow-Claimant

1/30/1988

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME BostonCLAIM IDENT. NO. A57-01033DATE RECEIVED 1-16-89CK # 4696AMOUNT \$ 137

②

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A ☒ YES ☐ NO *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
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. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A ☒ YES ☐ NO *
- Is the consumptive use correct? ☒ YES ☐ NO N/A ☒ YES ☐ NO *
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 ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO N/A ☒ YES ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ? *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
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.) ☒ YES ☐ NO N/A ☒ YES ☐ NO *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A ☒ YES ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt ☒ YES ☐ NO *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A ☒ YES ☐ NO *
22. Should this claim be receipted and data entered? ☒ YES ☐ NO *

Claim checked by: CTDate: 2-6-89Claim must be returned to claimant: ☒ (Yes) ☐ (No)Claimant must be notified of modifications: ☒ (Yes) ☐ (No)

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Checked by: _____

Date: _____

Comments: Stock water use is an expansion?

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Decreed to

OCT 06 1992

irrigation 3-15 to 11-15 with stockwater as "additional uses"

WATER RIGHT NUMBER 57-1033

OWNER LAST NAME - BOSTON FIRST NAME - WILLIAM A. ORIG OWNER -
OWNER LAST NAME - BOSTON FIRST NAME - BEATRICE E. ORIG OWNER -
ADDRESS LINE 1 - 1303 JACKSON ST. ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BOISE STATE - ID ZIP CODE - 83705
SOURCE - SALMON CREEK TRIBUTARY OF - REYNOLDS CREEK
STAGE - STATUS - PRIORITY - 04-01-1957 COUNTY - OMYHEE TOTAL DIV. RATE - .2200 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST - 57R DLE/CAREY ACT - RIGHT BASIS - A
DIVERSION POINT - SENE 03 02S 04W LOT REDIV - SWSW 02 02S 04W LOT REDIV -
FROM - 03-15 TO - 11-15 USE - IRRIGATION USE DIV. RATE - .2200 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - T1N 02S R0G 04W SEC 11 TRACT N0WN LOT AC 04
USE - IRRIGATION PLACE OF USE - T1N 02S R0G 04W SEC 02 TRACT SWSW LOT AC 07
DECREE NAME - DATE - TOTAL ACRES 11
REMARKS -
NON IRRIG USE - 5/100 CATTLE, 50 SHEEP, 20 HORSES.
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. -
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

Verified
df

Work Copy

Form No. 42-1409

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEK

DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

57-1033	
I.D. No.	Map No.
\$45.00	14459
Fee Paid	Receipt No.

Notice is hereby given that William A. Boston or BEATRICE E. BOSTON
(Name of Claimant)

1303 Jackson Street, Boise 83705

(Mailing Address)

(Zip Code)

Telephone No. 343-5687

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 4/1/57

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Salmon Creek tributary to Reynolds Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 1.54 CFS .22 Use Irrigation Period of Use From 4/1/57 To 11/1/57
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) .22 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE SE
Sec. 3 Twp. 2S Rge. 4W B.M., Owyhee County
Additional Points: SWSW Sec. 2, T 2S, R 4W

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	4W	2																	7-13
		11																	64-4

Total no. of acres 77-11

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: STOCK DOMESTIC

NOTE: Include here the type and number of stock watered: UP TO 100 COWS UP TO 50 SHEEP UP TO 20 HORSES

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

7-18-79

(Date)

State of Idaho

Organization

County of Ada

Seal

Organization

(Signature of Authorized Agent)

On this 18th day of July, in the year 1979 before me
a notary public, personally appeared William A. Boston and Beatrice Elaine Boston
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that they, or each of them, executed the same.

10/23/79 12-82

Notary Public residing at

Nampa, Idaho

IN THE DISTRICT COURT OF THE

JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEK**NOTICE OF CLAIM
TO A
WATER RIGHT**

DRAINAGE BASIN.

I.D. No.	Map No.
\$45.00	14459
Fee Paid	Receipt No.

Notice is hereby given that William A. Boston ON BEATRICE E. BOSTON
(Name of Claimant)1303 Jackson Street, Boise 83705

(Mailing Address)

(Zip Code)

Telephone No. 343-5689

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 4/1/57(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Salmon Creek tributary to Reynolds Creek(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 1.54 CFS Use Irrigation Period of Use From Mo., Day To Mo., Day
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Both dates inclusive)Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day) (Both dates inclusive)Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day) (Both dates inclusive)Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day) (Both dates inclusive)(4) TOTAL QUANTITY CLAIMED.

(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NW 1/4 Sec. 3 Twp. 2S Rge. 4W B.M., Owyhee County
Additional Points: SWSW Sec. 2, T 2S, R 4WB) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
2S	4W	2										4	3						13
		11					8	9			3	7							64

Total no. of acres 77B) If water is used for other than irrigation, fully describe that use, being as specific as possible: STOCK DOMESTICNOTE: Include here the type and number of stock watered: UP TO 100 COWS UP TO 50 SHEEP - UP TO 20 HORSES(7) If you are claiming water as a member of an organization, list name of organization: (8) Remarks (9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. ☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

7-18-79

(Date)

State of Idaho

Organization

County of Ada

ss.

Seal

Organization

KEYPUNCHED

(Signature of Authorized Agent)

On this 13th day of July, in the year 1979 before mea notary public, personally appeared William A. Boston and Beatrice Elaine Boston
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.My commission expires 12-32Notary Public residing at Nampa, Idaho