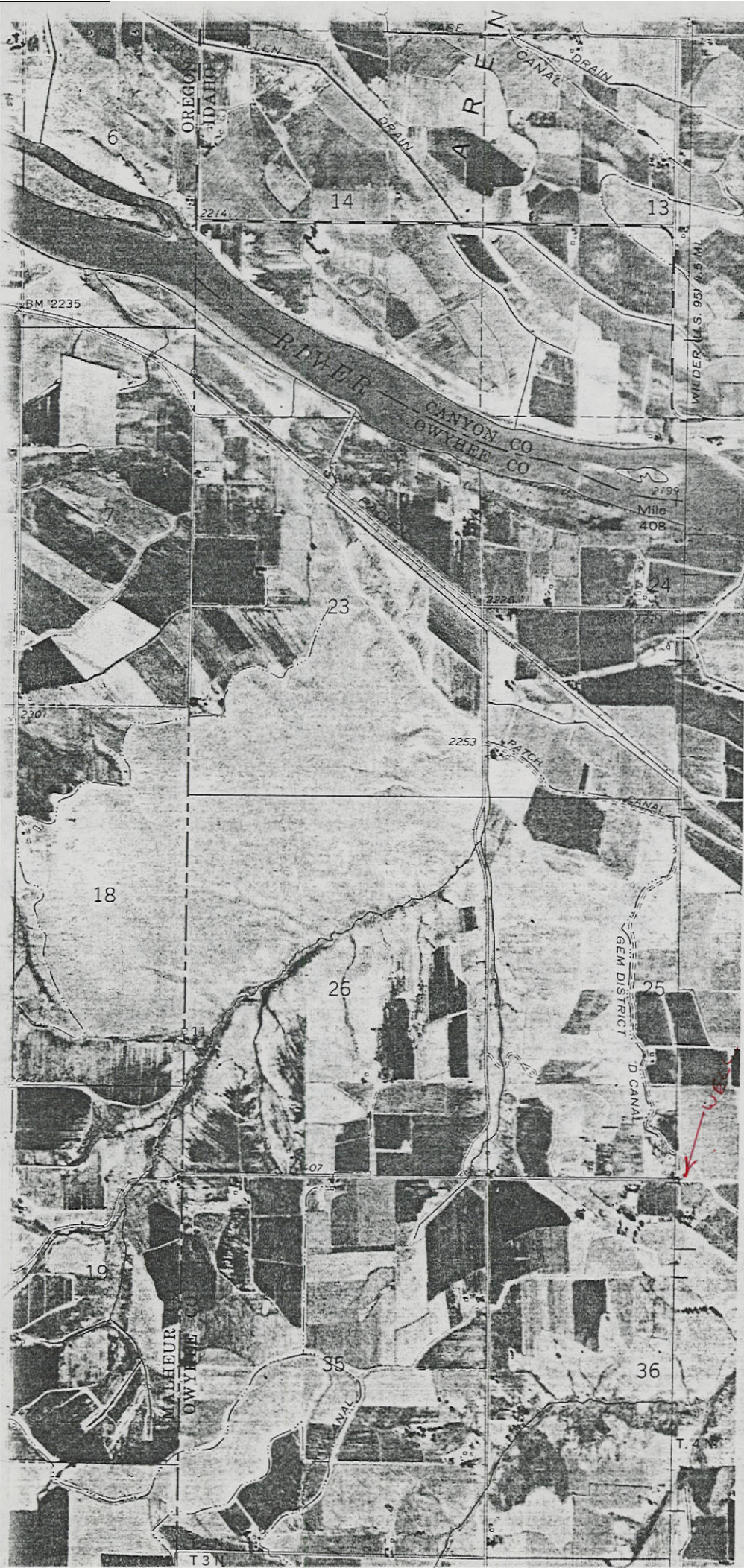




MICROFILMED
OCT 06 1992

720 000 FEET
(IDAHO)

48 31000m. N.

T4N

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: A57-10787
Date Received: 4/06/1989
Receipt No: W002541
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: GARFIELD SHULTS 208-337-4121
Address: RT.1 BOX 1315
HOMEDALE, ID 83628

2. Date of Priority: MAY 27, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	06W	25	SW	SW	SE		OWYHEE

5. Description of diverting works:
170 FOOT WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/UP TO 30 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	06W	25	SW	SE		DOMEST	
			SW	SE		STOCK	

MICROFILMED
OCT 06 1992

A57-10787

Page 1

Date: 06/28/90

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:
NONE

14. Remarks:
NONE

15. Basis of Claim: BENEFICIAL USE

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 _____

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: A57-10787
Date Received: 3/06/1989
Receipt No: W002541
Received By: DE YMA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARFIELD SHULTS 208-337-4121
Address: RT.1 BOX 1315
HOMEDALE, ID 83628

2. Date of Priority: MAY 27, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	06W	25	SW	SW	SE		OWYHEE

5. Description of diverting works:
170 FOOT WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE S/UP TO 30 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	06W	25	SW	SW		DOMEST	
			SW	SW		STOCK	

A57-10787

Page 1

Date: 04/14/89

MICROFILMED
OCT 06 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	06W	25	SE		SW		DOMEST	
			SE		SW		STOCK	
			SW		SE		DOMEST	
			SW		SE		STOCK	
			SE		SE		DOMEST	
			SE		SE		STOCK	

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:
NONE

14. Remarks:
NONE

15. Basis of Claim: BENEFICIAL USE

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 _____

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 A57-10787
Date Received 3-6-89
Receipt Number W002541

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

RECEIVED
MAR 6 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) GARFIELD SHULTS Phone (H) 337-4121

Mailing Address Box 1315 Homedale Id Zip 83628

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) Well May 27th 1981
which is tributary to (b) _____

4. Location of point of diversion is: Township 4 N Range 6 W B.M.

Section 25, SW 1/4 of SW 1/4 of SE 1/4, Govt. Lot ~~24~~ 25 B.M.

County of OWYHEE

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. DEPTH 170 feet

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For Domestic purposes from 1-1 (Both dates are inclusive) to 12-31 amount .04 (cfs)

For Stockwater purposes from 1-1 to 12-31 amount .03

7. Total quantity claimed 0.07 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) 1 household irrigated by well upwicks to 30 livestock

MICROFILMED
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.

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
4N	6W	25											✓	✓			✓	✓

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

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.
IRRIGATE 1/2 ACRE or None ☒

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Garfield Shultz Date Jan 19, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this

SEAL

Notary Public

Residing at

My Commission Expires

6th day of APRIL 1989
Ron Howerton
MICROFILMED
OCT 06 1992

Ron Howerton

Residing at Boise, Idaho

My Commission Expires December 8, 1994

Last Name _____ Ident No. _____

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.

domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
4N	6W	25											~~XX~~	~~XX~~			<u>(1)</u>	~~XX~~

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

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.
IRRIGATE 1/2 ACRE or None ☒

14. Remarks:

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Garfield Shultz Date Jan 19, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of ADA)

SS.

Subscribed and sworn (or affirmed) before me this

6th

day of

APRIL

19 89

SEAL

Notary Public Ron Howerton

Residing at _____

Ron Howerton

My Commission Expires _____

Residing at Boise, Idaho

Last Name _____

Ident No. _____

My Commission Expires December 8, 1994

MICROFILMED
OCT 06 1992



MICROFILMED
OCT 06 1992

720 000 FEET
(IDAHO)

48 31000m.N.

T4N

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 57-10787

NAME & ADDRESS: GARFIELD SHULTS
RT 1 BOX 1315
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 05/27/1981

POINT OF DIVERSION: T04N R06W S25 SWSE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T04N R06W S25 SWSE

Place of use for DOMESTIC is same as STOCKWATER

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: NOV 15 1996

Daniel C. Hurlbutt

DANIEL C. HURLBUTT
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.

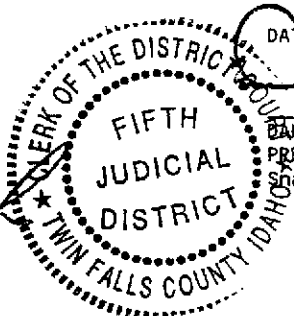
State of Idaho

County of Twin Falls ss.

I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10787



DATED: NOV 15 1996

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED

JUN 06 1997

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

DATE: OCT-09-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10787

NAME AND ADDRESS: GARFIELD SHULTS
RT 1 BOX 1315
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR DOMESTIC, 1 HOME, STOCKWATER, 30 CATTLE

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

PRIORITY DATE: 05/27/1981

POINT OF DIVERSION: T04N R06W S25 SWSE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T04N R06W S25 SWSE

Place of use for DOMESTIC is same as STOCKWATER

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
PARCEL NO. RP0005201

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP0005201
STOCKWATER, 30 RANGE CATTLE

MICROFILMED

JUN 06 1997

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10787

NAME & ADDRESS: GARFIELD SHULTS
RT 1 BOX 1315
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

PRIORITY DATE: 05/27/1981

POINT OF DIVERSION: T04N R06W S25 SWSE Within Owyhee County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

STOCKWATER

~~DOMESTIC DOMESTIC, 1 HOME; STOCKWA~~

PERIOD OF USE

01-01 12-31

01-01 12-31

QUANTITY

0.02 CFS

0.04 CFS

PLACE OF USE:

STOCKWATER

T04N R06W S25

Within Owyhee County

SWSE

Place of use for DOMESTIC is same as STOCKWATER

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

PARCEL NO. RP0005201

EXP

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

MICROFILMED

JUN 06 1997

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARFIELD SHULTS RT 1 BOX 1315 HOMEDALE ID 83628 (208) 337-4121	05/27/1981	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.04 CFS	
TOTAL DIVERSION:					0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T04N R06W S25 SWSE

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
04N	06W	25	:																	:
			:																	:
			:																	:

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

POU County: OWYHEE

Non-irrigation Uses: DOMESTIC, 1 HOME; STOCKWATER, 30 CATTLE

Other Rights: NONE

Remarks: PARCEL NO. RP0005201

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/24/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 8/21/92. CHANGED NOE FLAG FROM BLANK TO A.

Date: 08/25/1992 User-ID: MCCARTHY Subject: RECOMMENDATION CHANGED
THE ORIGINAL CLAIM WAS CORRECT. THE CORRECT LEGAL DESCRIPTION
FOR PARCEL NO. RP 0005201, OWNED BY MR. SHULTS ACCORDING TO THE
OWYHEE CO. ASSESSOR'S OFFICE, IS THE SWSE. MR. SHULTS ALSO OWNS
A SEPARATE PARCEL IN THE SESW AS REPRESENTED BY 57-10786.
THE LEGAL DESCRIPTION HAS BEEN CHANGED.

Audit: 08/25/92 MCCARTHY

MICROFILMED
OCT 6 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 25, 1992

Garfield Shults
Rt. 1, Box 1315
Homedale, ID 83628

Re: Snake River Basin Adjudication
Response to Notice of Error Form
Recommended Right No(s): 57-10787

Dear Mr. Shults,

We recently received a Notice of Error form referencing the water right noted above. After further review, changes have been made to our recommendation. The changes are highlighted on the enclosed report.

Please review the information carefully and contact this office if there are further questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:rm
Enclosure
Profile Report

MICROFILMED
OCT 06 1992

THIS IS A COPY OF YOUR WATER RIGHT AS IDWR PROPOSES TO RECOMMEND IT TO THE DISTRICT COURT*

*THIS IS NOT A FINAL DETERMINATION OF YOUR CLAIM. YOU MUST FILE A NOTICE OF ERROR WITH IDWR IF YOU DISAGREE WITH THE PROPOSED RECOMMENDATION.

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
57-10787	GARFIELD SHULTS RI 1 BOX 1315 R77X BOX 2228 HOMEDALE ID 83628	05/27/1981	DOMESTIC STOCKWATER	01-01 12-31 01-01 12-31	0.04 CFS 0.02 CFS	BENEFICIAL USE
TOTAL QUANTITY:					0.06 CFS	

NON-IRRIGATION USES:
DOMESTIC: 1 HOME; STOCKWATER: 30 CATTLE
0/1 HOUSE 8/07 70 80 24772E
SOURCE: GROUNDWATER
POINT OF DIVERSION: T04N R06W S25
PLACE OF USE: DOMESTIC
T04N R06W S25
PLACE OF USE: STOCKWATER
T04N R06W S25
REMARKS: PARCEL NO. RP0005201

SW SW SE TRIBUTARY:
SW SW SE
SW SW SE
SW SW SE
SW SW SE

RECEIVED
AUG 21 1992
Department of Water Resources

Signed Garfield Shults

MICROFILMED
OCT 06 1992

WHY IS THE NOTICE OF ERROR REQUIRED?

The court has ordered that IDWR adopt this procedure to provide a simple and inexpensive means to try to resolve potential disputes informally before the Director's Report is filed with the court. Disputes that are not resolved through this procedure will be resolved by the court through the objection procedure described below.

If a dispute can be resolved informally before the Director's Report is filed, it will save time and money for everyone, since you and IDWR will not have to appear before the judge to resolve the matter. Many disagreements can be resolved informally through this procedure.

WHAT HAPPENS AFTER THE DIRECTOR'S REPORT IS FILED WITH THE COURT?

When the Director's Report is filed with the court, you will be mailed a notice of filing the Director's Report, along with a copy of your claim as it is recommended in the report. The notice will state the locations where a complete copy of the report is available.

If you disagree with any portion of the Director's Report, then you will have an opportunity to file an objection to the report with the court. This includes the director's recommendation as to your water right, or to someone else's water right. If you disagree with any portion of the Director's Report, you must file an objection with the district court by the objection deadline, or you may lose the right to challenge anything that you think is wrong in the report.

IDWR must file a response to each objection. You will have the opportunity to file a response if someone else objects to your water right, or if you wish to participate in the proceedings on an objection to someone else's water right.

Once the deadlines for filing objections and responses have passed, the court will enter a partial decree that determines all of the recommendations to which no objections were filed. The uncontested claims will be decreed the same as they are shown in the Director's Report. The court will then proceed to resolve the disputes raised by the objections (the contested claims), after trial if necessary, and to enter partial decrees of those remaining claims.

The notice of filing the Director's Report will contain further information about the procedures to be followed after the report is filed with the court, including the deadlines for filing objections and responses, and the date and location of the hearing on the partial decree of uncontested matters.

IS THERE ANYTHING ELSE IN THE DIRECTOR'S REPORT?

The Director's Report will also include "general provisions." These provisions apply to all water rights in the area where your claim is located or to certain types of water rights in your area. Some of the general provisions further describe or limit certain types of water rights. Some of the general provisions will affect the way in which water rights in your area will be administered.

Proposed general provisions for the Director's Report are available for your review and comment at this time. Copies are available for inspection at all IDWR offices (listed below), and at the additional locations printed with your proposed recommendation. Copies can be obtained from IDWR (subject to a small charge for mailing and/or copying).

WHAT IF YOU DISAGREE WITH THE PROPOSED GENERAL PROVISIONS?

If you disagree with the proposed general provisions, please complete the "Notice of Error" form below, and return it to IDWR by the deadline shown on your proposed recommendation. You are not required to file a notice of error if you disagree with the proposed general provisions, but filing a notice of error will provide an opportunity for resolving disputes as to this portion of the Director's Report before the report is filed with the court.

HOW CAN YOU GET MORE INFORMATION?

If you have questions about your proposed recommendation or the notice of error procedure, please call your attorney or IDWR.

IDWR State Office, 1301 N. Orchard St., Statehouse Mail, Boise, Idaho 83720-9000; (208) 327-7906, or toll-free 1-800-451-4129.

IDWR Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615; (208) 765-4639.

IDWR Western Region, 2735 Airport Way, Boise, Idaho 83705-5082; (208) 334-2190.

IDWR Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6602; (208) 736-3033.

IDWR Eastern Region, 150 W. Shoup Ave. Suite 15, Idaho Falls, Idaho 83402-3653; (208) 525-7161.

EXPLANATION OF ELEMENTS OF A WATER RIGHT

This explanation is provided to assist you in reviewing the proposed recommendation of your claim.

Water right number: This number is assigned by IDWR to identify your claim. The first two digits indicate the sub-basin of the Snake River Basin where your claim is located.

Name and address of claimant: This is the name and address shown on the notice of claim form, or on the most recent notice of change in address or change in ownership that was filed with IDWR as required by statute.

Source: The source is the natural water body to which the claimant has a right. For surface water sources, the natural water body to which the source is tributary is also shown.

Priority date: This is the calendar date which is used to determine the relative priority of the right in relation to other rights from the same source, and is determined based on the method of appropriation (see basis of right, below). When there is insufficient water available to satisfy all existing rights, the water right holders with the oldest priorities are entitled to have their water rights satisfied before right holders with newer priorities are entitled to water.

Purpose of use: Purpose of use indicates the general type of use made of the water, such as irrigation, domestic, or stockwater.

Period of use: The period of use is the portion of the calendar year when water may be used for a particular purpose.

Quantity: The quantity of the right is the rate of diversion in cubic feet per second (CFS), the volume of water diverted in acre feet per calendar year (AFY), and/or the volume of water stored in AFY. The quantity for each purpose of use is shown, as well as the total quantity.

Non-irrigation uses: If your proposed recommendation includes purposes of use other than irrigation, then this element further describes the other purposes of use.

Point of diversion: The point of diversion is the point at which water is diverted from the source, and is generally described by a legal description of the 40 acre tract (1/4 1/4 section or 1/16 section) or government lot within which the point of diversion is located. In some instances the point of diversion is described by a legal description of the 10 acre tract (1/4 1/4 1/4 section or 1/64 section) within which the point of diversion is located.

"B" and "E" suffixes indicate the beginning and ending points of an instream flow right. "I" and "R" suffixes indicate points of injection and redirection. Points of injection and redirection are indicated where water is diverted from one source, injected into another source, and then redirected, or where water from one source is exchanged with water from another source.

Place of use: The place of use is the location where water is used, which is indicated by a legal description of the 40 acre tract (1/4 1/4 section or 1/16 section) or government lot where the water is used. For irrigation rights, the number of irrigated acres in each 40 acre tract or government lot is listed.

Consumptive use: Consumptive use is the amount of water that does not remain in the water system after use or is not returned to the water system through return flows or seepage. Consumptive use is shown only for irrigation rights or for the irrigation portion of water rights, unless the description of the water right indicates otherwise. Where consumptive use for any purpose of use is not stated, then the consumptive use is so small that it is not quantified.

Remarks: Remarks, if any, further describe the particular right. **PLEASE REVIEW THE REMARKS CAREFULLY** - Due to technical difficulties, the remarks shown on your proposed recommendation may be different from the remarks on your claim but do not show overstrikes and underlines.

Basis of right: The basis of the right may be a decree (where the water right was previously determined by a court); posted notice (an historical method of appropriation that is no longer available); beneficial use (another historical method of appropriation that is available today only in very limited circumstances); permit (where IDWR has granted an application seeking approval of a proposed appropriation); or license (where an appropriation has been completed pursuant to a permit).

OLD (D) NUMBER -

STATE- ID ZIP- 83628

MICROFILMED
OCT 06 1992

WATER RIGHT NUMBER - A57-10787

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 04/14/89 HARRIS 10/24/89 REFUNDML 06/13/90 HOLT

+ - - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 04/06/1989	LAST AMENDED DATE	- 06/13/1990	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- W002541	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-		

RP 0005201
Pd SESW
Pu SESW

DATA ENTRY

ENTERED 11-7-91 DML

CHECKED 11-29-91 DML

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
APR - 1991

CERTIFIED
APR 27 1991
WATER EXAMINER

MICROFILMED
OCT 06 1992

CONVERSATION MEMORANDUM

DATE JUNE 13th 1990FILE A57-10787NAME OF PARTY RON HOWERTON ↗EMPLOYEE GARFIELD SHULTS ↘

RE: CK. ON POW TO SEE IF DOMESTIC ARE IN
ALL 4-1/4 1/4'S.

CALLED MR. SHULTS AT 10:15 P.M. I ASKED
IF THE 1/4 1/4'S WERE ALL (4) OR JUST (1).
HE SAID THAT THE DOMESTIC AND STOCK
USE WAS JUST IN THE SWSE. HE HAD
CKD BOTH BOXES SWSE ON ITEM 10 AND
IT LOOKED LIKE HE MEANT ALL FOUR 1/4'S
TO US. HE CLARIFIED THIS AS ONLY THE
SWSE 1/4 1/4'S. I TOLD HIM WE WOULD
SEND A CORRECTED COPY. RCH

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OCT 6 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 23, 1989

[Garfield Shults]
[Rt. 1 Box 1315]
[Home Lake, ID 83628]

Dear Claimant(s):

This office has received the Notice of Claim(s) to a Water Right for the use of water within the Snake River Drainage Basin. However, due to the items checked below, we cannot process this claim(s). We are returning the claim(s) to you, along with your Check No. 169 in the amount of \$50.00 for the adjudication filing fee. If your water use is for either domestic or stockwater, please read the enclosed brochure entitled, "The Snake River Basin Water Right Adjudication, Domestic and Stockwater Use" prior to completing the item(s) checked below.

____ Fee - No fee received or inadequate fee received, fee due is ____.
See enclosed fee schedule for computation of fees.

____ Late Notice of Claim - Claim has been received after filing deadline for ____ County. This date was _____. See enclosed Late Fee Notice.

____ Item No. 2 - Date of priority - date water was first put to beneficial use.

____ Item No. 3 - Source of Water

____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range, except for spring sources which should be shown by quarter-quarter-quarter (10 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim.

____ Item No. 6 - Uses of Water

X Item No. 9 - Non-Irrigation Uses - Claim with 1976 priority.

____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim.

X Item No. 15 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item. - Both claims.

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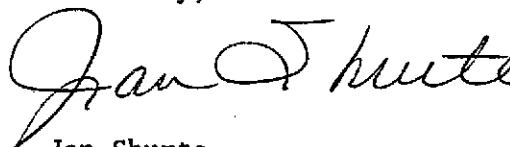
OCT 8 1992

Other: _____

If your uses are for domestic or stockwater and after reading the enclosed brochure you have decided to file the claim(s), please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the fee, to our office prior to the deadline date for filing adjudication claims in your county. If you are returning a claim form which was received in our office, with the fee, by the deadline for your county, then as long as the corrected claim and fee are returned within 30 days of the date of this letter, no late fee will be charged. If your deadline is upcoming, please try to return the corrected claim(s) by that date. The deadline date for your county is past. If you do not wish to file your claim(s), no further correspondence is needed.

Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,



Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

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OCT 06 1992