

No Color
Documents
In File

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: A57-10819
Date Received: 1/19/1989
Receipt No: C005887
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: E. ALLEN ETHINGTON 208-337-3314
Address: RT 2, BOX 96
HOMEDALE, ID 83628

2. Date of Priority: MAR 01, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	05W	31	NE	SE			OWYHEE

5. Description of diverting works:
WELL, 6" CASING, 180' DEEP, 3/4 HP SUB. PUMP, PIPED TO 2 HOMES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME, S/3 CATTLE, 2 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	05W	31	NE	SE		DOMEST	
			NE	SE		STOCK	

A57-10819

Page 1

Date: 11/21/89

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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:

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

Identification No. A57-10819

Date Received 11-14-89 BA

Receipt Number C005887

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED
JAN 19 1989

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) E. Allen Ethington Phone (208) 337-3314

Mailing Address RT 2 Box 96 Homedale, Idaho Zip 83628

2. Date of Priority (Only one per claim) March 1, 1976 Month/Day/Year

3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 4 N Range 5 West

Section 31, NE 1/4 of SF 1/4 of _____ 1/4, Govt. Lot _____, BM.,

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. Well with 6" casing, 3/4 hp sub pump. 180 ft. deep, piped to Two homes.

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

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.08 cfs (cfs)

For Stock purposes from 1-1 (Both dates are inclusive) to 12-31 amount .02 cfs

7. Total quantity claimed 0.08 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 homes, water ahead livestock - 2 horses & 2 Steers

E.A.L.

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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	5W	31													D+S			

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks: _____

15. Basis of Claim (check one) Beneficial Use X 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) E. Allen Ethington Date 11-14-89

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 _____)
County of Adair) SS.

Subscribed and sworn (or affirmed) before me this 14th day of November 1989

SEAL

Notary Public Carter Fritschle

Residing at Carter Fritschle, Notary Public

My Commission Expires March 21, 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.

DATE RECEIVED 1-19-89

CK # 2427

AMOUNT \$ 100.00

YES

NO

1. Is the name and address complete with zip code? ☒
2. Is a priority date entered? ☒
- Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). **USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS).** EXPLAIN IN COMMENTS. D/2
1971e priority
3. (a) Is a source entered? ☒
- (b) Is a tributary to entered? (if required) N/A ☒
4. Is the legal description of the p.d. sufficient? ☒
5. Is there a description of the diverting works? ☒
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. ☒
- Is the period of use included? ☒
- Is a quantity claimed for each use? ☒
7. Is a total quantity claimed entered? ☒
8. If required is a consumptive use entered? N/A ☒
- Is the consumptive use correct? N/A ☒
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. N/A ☒
10. Is (are) the place(s) of use and purpose(s) indicated? ☒
11. Is (are) the county(ies) entered? ☒
12. Is the ownership of p.u. checked? ☒
13. Are other water rights listed or "none" indicated? ☒
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.) N/A ☒
15. Is the basis of the claim indicated? ☒
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) ☒
- Has the claim been signed, sealed, and dated by a notary? ☒
- Was this claim filed on time, or was an extension granted? ☒
- Is the fee enclosed correct? Exempt ☒
- If this claim is based on an existing water right, has the identification number been entered? N/A ☒
- Should this claim be receipted and data entered? ☒

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 57-10819

NAME & ADDRESS: E ALLEN ETHINGTON
RT 2 BOX 96
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

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

PRIORITY DATE: 03/01/1976

POINT OF DIVERSION: T04N R05W S31 NESE 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	0.08 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T04N R05W S31 NESE

DOMESTIC Within Owyhee County
T04N R05W S31 NESE

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
PRESIDING JUDGE
Snake River Basin Adjudication

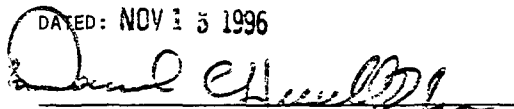
MICROFILMED

JUN 06 1997

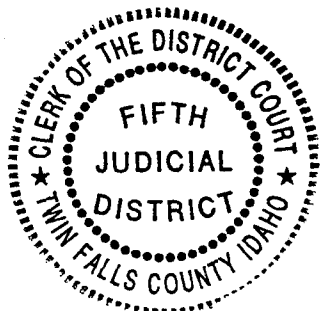
RULE 54(b) CERTIFICATE

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.

DATED: NOV 15 1996

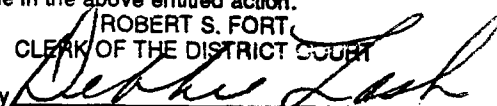


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication



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

By 
DEPUTY CLERK

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: 57-10819 ✓

NAME AND ADDRESS: E ALLEN ETHINGTON
RT 2 BOX 96
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR DOMESTIC, 1 HOME, STOCKWATER, 3 CATTLE, 2 HORSES

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

PRIORITY DATE: 03/01/1976

POINT OF DIVERSION: T04N R05W S31 NESE 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	0.08 CFS

PLACE OF USE: STOCKWATER Within Owyhee County
T04N R05W S31 NESEDOMESTIC Within Owyhee County
T04N R05W S31 NESE

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. RP00017011

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP00017011.
STOCKWATER, 3 RANGE CATTLE, 2 HORSES

MICROFILMED

JUN 06 1997

AJ5856NP

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

DATE: OCT-1-1996
PAGE: A-303

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10819

NAME & ADDRESS: E ALLEN ETHINGTON
RT 2 BOX 96
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS

PRIORITY DATE: 03/01/1976

POINT OF DIVERSION: T04N R05W S31 NESE Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	~~DOMESTIC DOMESTIC, 1 HOME;~~ STOCKWATER	01-01 12-31	0.08 CFS

3 cattle 2 horses

PLACE OF USE: STOCKWATER Within Owyhee County
T04N R05W S31 NESE

DOMESTIC Within Owyhee County
T04N R05W S31 NESE

*1/11
1/13*

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

PARCEL NO. RP0001701. *EX*

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

MICROFILMED
JUN 06 1997

OLD (D) NUMBER -

[illegible]

*** C - CURRENT OWNER ***
ETHINGTON

E. ALLEN

1 - RT 2, BOX 96
2 -
3 -
CITY- HOMEDALE
PHONE - 208-337-3314

STATE- ID ZIP- 83628

+ - - PRIORITY DATE - - +	+ - - - REGION - - - +	+ - - - STAGE - - - +	+ - - - STATUS - - - - +
03/01/1976	14 WESTERN	J - BENEFICIAL USE	

+ - - - - SOURCE - - - - - + GROUNDWATER	+ - - - - TRIBUTARY - - - - - +
1. SOURCE OF WATER 2. NAME OF SOURCE 3. LOCATION OF SOURCE 4. TYPE OF SOURCE 5. QUANTITY OF WATER 6. QUALITY OF WATER 7. USE OF WATER 8. DATE OF SURVEY 9. NAME OF SURVEYOR 10. NAME OF AGENCY	1. NAME OF TRIBUTARY 2. LOCATION OF TRIBUTARY 3. TYPE OF TRIBUTARY 4. QUANTITY OF WATER 5. QUALITY OF WATER 6. USE OF WATER 7. DATE OF SURVEY 8. NAME OF SURVEYOR 9. NAME OF AGENCY

+ - - - - - POINT OF DIVERSION - - - - - +						STREAM INDEX (BLANK IF NO INDEX CODE)
TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY

04N 05W 31 NE SE (73) OWYHEE

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	WATER USE	DIVERSION RATE	DIVERSION VOLUME

43 - DOMESTIC	01/01	12/31	0.080
04 - STOCKWATER	01/01	12/31	0.020

+ - TOTAL DIV. RATE - +		+ - TOTAL DIV. VOLUME - +		+ - TOTAL DIV. CAPACITY - +		+ - TOTAL CONSUMPTIVE USE - +		+ - KW USAGE - +	
	0.080								

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE CODE	DESCRIPTION	COUNTY
-----	-----	-----	-------	-----	-------	----------------------	-------------	--------

04N	05W	31	NE SE	04	STOCKWATER	(73)	OWYHEE
04N	05W	31	NE SE	43	DOMESTIC	(73)	OWYHEE

+ - - DIVERSION MEANS - WELL, 6" CASING, 180' DEEP, 3/4 HP SUB. PUMP, PIPED TO 2 HOMES

+ - - NON-IRRIGATION USE - D/1 HOME, S/3 CATTLE, 2 HORSES

+ - - OTHER RIGHTS FOR SAME USE - NONE

+	REMARKS										+
	NO REMARKS FOUND.										

+ - - - - OLD WATER RIGHT NUMBERS - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - MICROFILMED - - CONDITIONS OF APPROVAL - - - - - +
 OCT 16 1992 NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - + + - DECREE DATE - +
00/00/0000

WATER RIGHT NUMBER - A57-10819

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - AUDIT FIELDS - 11/21/89 FRITSCHL

+ - - - - - 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	- 03/17/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C005887	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-		

RP 0001701

DATA ENTRY

ENTERED 11/26/91 cy

CHECKED 12-2-91 AA

MICROFILMED
OCT 06 1992

"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
MAR - 1991

CERTIFIED
MAR 23 1991
WATER EXAMINER



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 27, 1989

Ms. Norma Ethington
Rt. 1 Box 1289
Homedale, ID 83628

Re: Snake River Basin Adjudication SRBA
Owyhee County

Dear Ms. Ethington:

We are returning your Notice of Claims to a Water Right filed for your property in Owyhee County. We are also enclosing Receipt #C005887 in the amount of \$100.00, for the filing fees. We have noted some problems with your claims which we would like you to correct.

Please see the attached pages for the appropriate corrections to be made. The attached pages are in order by the date of the well.

Please return the documents to this office at the attention of the adjudication bureau. If you will make these corrections before December 1, 1989, you will not be assessed a late filing fee. Do not hesitate to contact this office if you have any questions or desire an appointment to obtain assistance in completing the form.

Yours Truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:cp:state

Enclosures:

Notice of Claim

Receipt #C005887

MICROFILMED
OCT 06 1992

Priority Date March 1, 1976

You are given the opportunity to withdraw this claim. Any water right developed from a groundwater source after March 25, 1963, for any use other than single family domestic use, is required to have an application for permit filed. We can find no record of a permit for this property. The claim you have presented conflicts with the Ground Water Statute at §42-230, Idaho Code, and Water Appropriation Rules and Regulations, paragraph 2,15.

I have enclosed an application for permit, with instructions for your use in this matter. We will be happy to proceed if you will return the completed form to:

Idaho Department of Water Resources
Adjudication Bureau
Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

Should you wish to pursue before the court the exact water right you have presented on this claim, simply return the claim form to this office. The claim form should be delivered to our office or postmarked by November 30, 1989, otherwise we will assume you wish to withdraw the claim. If you do not wish to file your Notice of Claim, please complete the enclosed Request For Withdrawal Of Claim and return it to the address shown. Your request for refund will be processed as quickly as possible.

If you decide to return the claim to our office you need to make this correction first:

The notary public's seal of the verification of the signature of the claimant is a required element of the claim form. After you have obtained the notary public's seal at the bottom of the last page, we will be able to process this claim.

Enclosures:

Notice of Claim
Permit Application w/Instructions
Request For Withdrawal Of Claim

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