

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

2423
Date 08/14/90
Code 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

CHECK ONE:

PAY
TO

JAMES OR LORNA FRAZIER
RT. 1 BOX 338
MARSING, ID 83639

(☒) MISCELLANEOUS EXPENDITURE
() STATE CONTRACT

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

() PURCHASE ORDER
() MISCELLANEOUS ENCUMBRANCE REQUISITION

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04	10 162 9337	8831		REFUNDS PER DAVID SHAW RECEIPT #C017148 8/13/90 50.00	50.00	
TOTAL						50.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

MICROFILMED
OCT 08 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: A57-10834
Date Received: 9/11/1990
Receipt No: C014209
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES FRAZIER 208-896-4060
Address: RT. 1 BOX 338
MARSING, ID 83639

AND/OR

Name: LORNA FRAZIER 208-896-4060
Address: RT. 1 BOX 338
MARSING, ID 83639

2. Date of Priority: APR 01, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	04W	17		NE	SW		OWYHEE

5. Description of diverting works:
606' DRILLED WELL WITH PIPELINE TO PLACE OF USE

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		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOUSEHOLD WITH LAWN AND GARDEN AND STOCK

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	04W	17	NE SW		DOMEST	

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 _____

RECEIVED
FEE 25 -

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE 31 1990
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

Department of Water Resources
CIVIL CASE NUMBER: 39576
Identification No. A57-10834
Date Received 11/25/90 6-9-90
Receipt Number 0014209 0017140

RECEIVED

JUN 05 1990

Department of Water Resources

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.

RECEIVED

JAN 25 1990

Filing Fee \$25

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) James and Lorna Frazier Phone 208) 896-4060

Mailing Address Rt. 1 Box 338 Pascoe Lane Marsing, Idaho Zip 83639

2. Date of Priority (Only one per claim) April, 1979, 1, 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 2N Range 4W

Section 17, _____ 1/4 of NE 1/4 of SW 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. 606' Drilled well w/pipeline to P.S.U.

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

For Dom purposes from 01/01 to 12/31 amount 0.07 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

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 if single ownership; Stockwater: Type and Number of livestock) D/I household w/lawn & garden irrig 8/1

MICROFILMED

OCT 08 1997

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 of use is: Township: 2N Range 4W
Section 17, NE 1/4 of SW 1/4, Govt. Lot _____, B.M.,
County of Owyhee for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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 ☒ 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. None (✓)

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

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) [Signature] Date _____

[Signature] Date _____

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

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Owyhee) SS.

Subscribed and sworn (or affirmed) before me this 19th day of January 19 90

SEAL

Notary Public Charles E. Wilson

Residing at Caldwell, Id.

My Commission Expires 9-8-93

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

OCT 08 1992

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.

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

FRAZIER

CLAIM IDENT. NO.

A57-

DATE RECEIVED

6/2

CK #

004209

AMOUNT \$

25.00

YES

NO

Required Info?

1. Is the name and address complete with zip code?

2. Is a priority date entered?

Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.

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. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.)

N/A

17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.

18. Has the claim been signed, sealed, and dated by a notary?

19. Was this claim filed on time, or was an extension granted?

20. Is the fee enclosed correct?

Exempt

21. If this claim is based on an existing water right, has the identification number been entered?

N/A

22. Should this claim be data entered?

Claim checked by:

Date:

Suspended 30 days

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modification:

MICROFILMED (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked

OCT 08 1992

Date:

Comments:

Refer Suspended letter re: Do not have to file claim, pay late fee

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 57-10834

1996 DEC 10 PM 2:18
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: JAMES FRAZIER
LORNA FRAZIER
RT 1 BOX 349
MARSING ID 83639

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/01/1979

POINT OF DIVERSION: T02N R04W S17 NESW Within OWYHEE County

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

PLACE OF USE: DOMESTIC Within OWYHEE County
T02N R04W S17 NESW

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.

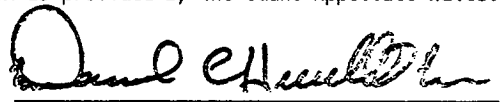
DATED: DEC 10 1996


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.

DATED: DEC 10 1996

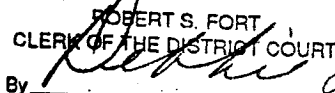

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

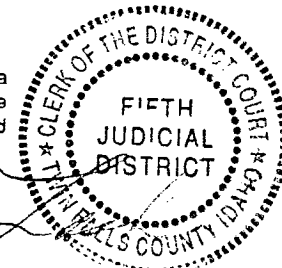
MICROFILMED

JUN 06 1997

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10834

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.

By 
ROBERT S. FORT
CLERK OF THE DISTRICT COURT
DEPUTY CLERK



PAGE 1
NOV-25-1996

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

DATE: OCT-29-1996

PAGE: A-8

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10834

NAME AND ADDRESS: JAMES FRAZIER
LORNA FRAZIER
RT 1 BOX 349
MARSING ID 83639

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR DOMESTIC, 1 HOUSE

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

PRIORITY DATE: 04/01/1979

POINT OF DIVERSION: T02N R04W S17 NESW ✓ Within Owyhee County

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

PLACE OF USE: DOMESTIC Within Owyhee County
T02N R04W S17 NESW ✓

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. RP0062803. ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP0062803. ✓

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	JAMES FRAZIER	04/01/1979	DOMESTIC	01-01 12-31	0.04 CFS	
C	LORNA FRAZIER					
	RT 1 BOX 349					
	MARSING ID 83639					
	(208) 896-4060					
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T02N R04W S17

NESW

OWYHEE County

Place of use Legal Description for: DOMESTIC

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 Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
02N 04W 17 :															

POU County: OWYHEE

Non-Irrigation Uses: DOMESTIC, 1 HOUSE

Other Rights: NONE

Remarks: PARCEL NO. RP0062803.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/04/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 7/31/92. CHANGED NOE FLAG FROM BLANK TO A.

Date: 08/05/1992 User-ID: MCCARTHY Subject: CHANGE OF ADDRESS-NO OTHER CHANGE
THE LEGAL DEFINITION OF DOMESTIC PROVIDES FOR STOCKWATER
RELATED TO THE HOME.

Audit: 08/05/92 MCCARTHY

MICROFILMED
OCT 08 1992

RESPONSE TO NOTICE OF ERROR
IN THE SNAKE RIVER BASIN ADJUDICATION

Water Right No: 57-10834

Contact Date: _____

IDWR Contact Person: (print and initial) Roxanne McCarthy RME

Claimant Contact Person _____

Others Present _____

Contact By (give date) _____

Meeting (location): _____

Phone Call (no.) _____

Letter (attach letter): ✓

IDWR USE ONLY	
Date	Initials
Date Entered <u>8/5/92</u>	<u>RME</u>
Verified <u>8/5/92</u>	<u>RME</u>

I. Issues Identified by claimant: Address change; request
addition of stockwater.

II. Additional Information provided by claimant: _____

III. Changes to be made to original recommendation: Address change, definition
of domestic covers stockwater use.

IV. Reasons provided claimant for original recommendation: _____

V. Action taken (date): _____

MICROFILMED
OCT 08 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 6, 1992

James and Lorna Frazier
Rt. 1, Box 349
Marsing, ID 83639

Re: Snake River Basin Adjudication
Notice of Error Response - Recommended Right No. 57-10834

Dear Mr. and Mrs. Frazier,

We recently received your Notice of Error Form concerning the Water Right referenced above and have noted your change of address.

You have expressed a concern that stockwater is not specifically shown on this Right. The legal definition of "domestic" purposes (Idaho Code §42-111) includes the watering of stock associated with the household. We have not changed our recommendation, but stockwatering is allowed under your right.

Thank you for reviewing your Right carefully and please contact this office if you have any questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:sf:rm
Enclosure:
Profile Report

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OCT 08 1992

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Domestic 1 house

Also Address Correction ^{Bx} 338 R+1

4. Describe the changes you wish to have made in the proposed recommendation:

Domestic & Stock water

address now Bx 349 R+1

5. Describe why you disagree with the proposed recommendation:

We have 10 head of stock
and is beneficial to us,

6. Date:

07-31-92

SIGNATURE

Arnell Taylor

JUL-20-1992

NOTICE OF ERROR FORM

RECEIVED

JUL 31 1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources
Western Regional Office

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: AUG-20-1992

1. Water right number:

57-10834

2. Name:

JAMES AND LORNA FRAZIER

Address:

RT1 Bx 349 MARSING

MARSING ID 83639

Weekday Telephone Number:

208 896-4060

MICROFIL

OCT 08 1992

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

OLD (O) NUMBER -

+ - - - - - ADDRESS - - - - - +

3 -

2 -

3 -

PHONE - 208-896-4060

+ - - - STATUS - - - - +

+ - - - - - TRIBUTARY - - - - - +

02N 04W 17 NE SW (73) QWYHEE

43 - DOMESTIC

01/01

12/31

0.040

+ - TOTAL DIV. RATE - +		+ - TOTAL DIV. VOLUME - +		+ - TOTAL DIV. CAPACITY - +		+ - TOTAL CONSUMPTIVE USE - +		+ - KW USAGE - +	
	0.040								

02N 04W 17 NE SW

43 DOMESTIC

(73) DWYHEE

+ - - DIVERSION MEANS - 606' DRILLED WELL WITH PIPELINE TO PLACE OF USE

+ - - NON-IRRIGATION USE - DOMESTIC, 1 HOUSEHOLD ~~WITH LAWN AND GARDEN AND STOCK~~

+ - - OTHER RIGHTS FOR SAME USE - NONE

	REMARKS
+ - - - - -	- - - - - REMARKS - - - - - +
	NO REMARKS FOUND.

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

-----+-----
 CONDITIONS OF APPROVAL
 NO CONDITIONS OF APPROVAL FOUND.
 -----+-----

MICROFILMED

OCT 08 1992

WATER RIGHT NUMBER - A57-10834

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 09/12/90 MCCARTHY

```

+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                -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 | - | 01/25/1990 | 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 | - | C014209 | FEDERAL/STATE INDICATOR | - | S |
| CLAIMS TAPE ERROR FLG | - | | POU OWNERSHIP FLAG | - | Y | PRESUMPTION FLAG | - | |
| FEE EXEMPT FLAG | - | | NAME CONNECTOR | - | AND/OR | | | |

RP 0062803

DATA ENTRY

ENTERED 11/26/91 CAP

CHECKED 12-2-91 HA

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

VERIFIED

MAR - 1991

CERTIFIED

MAR 23 1991

WATER EXAMINER

MICROFILMED

OCT 08 1992

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

| |
|------------------|
| 2423 |
| Date
08/14/90 |
| Code
193002 |

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

| | |
|--------------|------|
| Document No. | |
| Pre-Audit | Date |
| Warrant No. | |

PAY
TO

JAMES OR LORNA FRAZIER
RT. 1 BOX 338
MARSING, ID 83639

CHECK ONE:

(☒) MISCELLANEOUS EXPENDITURE
() STATE CONTRACT

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

() PURCHASE ORDER
() MISCELLANEOUS ENCUMBRANCE REQUISITION

| LINE No. | PROGRAM | FUND | ACCT. | | DESCRIPTION | LINE AMOUNT | AGENCY USE |
|----------|---------|-------------|-------|-----|--|-------------|------------|
| | | | Maj | Min | | | |
| 1 | 04 | 10 162 9337 | 8831 | | REFUNDS
PER DAVID SHAW
RECEIPT #C017148
8/13/90 50.00 | 50.00 | |
| TOTAL | | | | | | 50.00 | |

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

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OCT 08 1992

Date

Head of Agency or Institution

State Auditor

MEMORANDUM

To: Debbie Allen

From: David Shaw *DBS*

Subject: Refund

Date: August 13, 1990

Refund to: James or Lorna Frazier

Claim Number: A57-??????

Receipt Number: C017148

Reason: Refund late fee.

Amount: Refund Amount: \$50.00

*Sally - for your
Copies -
file -
Donna*

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RECEIVED
JUL 31 1990

Approved

**State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

James Olorona Frazier 208 896-4060
Name of Claimant Phone Number

Rt 1 Bx 338 Marsing ID 83639
Mailing Address City State Zip

Owyhee June 1988
County(s) where place of use is located Date claim originally due

2 N R 4 W S 17 1/4 NE 1/4 SW
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

I called the Boise office and set up an appt. to fill this out they told me it was not necessary at this time, I had just bought this house a week when I received the notice so I disregarded it they told me it wasn't final as yet to be filed I did go to Boise a gentleman in the back office filed it out for me, but told me

Claimant requests an extension to

[Signature] 07-06- 19 90
Signature Date of request

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

See discussion in 6/22/90 memo.

and if granted the filing deadline is extended to June 5 19 90

Signed this 11 day of August 19 90

[Signature]
Director or his designated agent
DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

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over the course of 1990 I brought it home.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

June 26, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

James and Lorna Frazier
Rt. 1 Box 338
Pascoe Lane
Marsing, ID 83639

RE: Snake River Basin Adjudication (SRBA) - Owyhee County

Dear Mr. and Mrs. Frazier:

We are returning your Notice of Claim to a Water Right filed for your property in Owyhee County. We are also enclosing Receipt #C017148 in the amount of \$50.00, for the late filing fee. Per our phone conversation June 21, 1990 please complete on the form Item #2, Date of Priority, include month, day and year. The Date of Priority would be the date water was first used on the property, with domestic wells often this is when the home was first there and lived in.

We also discussed the circumstance under which you were assisted by our Department previously. Enclosed is a request for Extension of Time and Waiver of Late Fees, please fill out this form, explaining in detail what occurred. Please return both forms to this office to the attention of Anna Baumhoff, and we will complete the processing of your claim. Please return the documents before July 26, 1990. Do not hesitate to contact this office if you have any questions or need assistance.

Sincerely,

A handwritten signature in cursive script that reads "John D. Carlson".

John D. Carlson
Adjudication Supervisor

JDC:ALB:dms:tf

Enclosures:

Notice of Claim
Receipt #C017148
Request for Extension

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OCT 08 1992

Memo

June 22, 1990

Anna Baumhoff

RE: Notice of Claim filed by James and Lorna Frazier
Owyhee County

During a phone conversation with Mrs. Frazier on June 21, 1990 she described the previous assistance provided to her by an agent at the western office....

She purchased the property in April 1988, and received the Commencement Notice for Owyhee County that fall. She went into the office "by the airport", a "man began helping her, filing out the claim form for her" this is evident from the Claim. From the description it was probably Eldon who helped her. She asked if she really had to pay the \$25.00, the agent told her "no, that filing for Domestic uses were being put on hold and she could wait" and from what she said indicated that she could wait, indefinitely or until she could afford the fee to file her claim. During this questioning the agent also told her that if she was not going to file her claim she was wasting his time.?? So she took the almost completed claim form home and waited. She was unemployed at the time. Mrs. Frazier felt that having her right documented was important and therefore when she had the funds she submitted the claim form with \$25.00. This was in Jan. 1990. We returned the Claim for corrections and the late fee.

She again contacted the office, talked to someone in the S.O. over the phone about why she had to pay late fees, was told she had received the Commencement notice therefore had to pay. So she submitted the \$50.00.

Her Commencement Notice did not give the deferral option, and no correspondence todate offered that option to her. I discussed this option with her and she felt that she would go ahead and file, however she was upset with the conflicting information and manner of treatment she had received previously.

She will be submitting a Request for Extension, I feel it should be considered. As she indicated that if she had known that there was the possibility of having to pay the Late fee she would have proceeded with the filing initially, when she was at the Western office.

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OCT 08 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

May 9, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Mr. and Mrs. James Frazier
Rt. 1, Box 338 Pascoe Lane
Marsing, ID 83639

RE: Notice of Claim to a Water Right
Owyhee County

Dear Mr. and Mrs. Frazier:

Your Notice of Claim form referenced above has been received, but postmarked after the filing deadline for Owyhee County. This March 1, 1989, deadline was noted on the Commencement Notice you received. The statutes governing the adjudication provide that late fees be assessed to encourage prompt filing of the Notices of Claims. Idaho Code §42-1409(8) sets these fees at \$50.00 or 15% whichever is greater. The late fees applicable to your claim would be \$50.00. If you feel you have a compelling reason for not complying with this deadline you may request an extension of time and waiver of the fees. I have enclosed a form for your possible use in this matter.

We will suspend for 30 days the processing of your claim until the late fees are paid or waived. The claim will be returned and a refund of the fees paid under Receipt #C014209 will be started after 30 days unless an extension is filed or late fees are paid as set forth above.

In addition, you did not complete Item 2, Date of Priority. This is your estimate of the month, day, and year when the water use would have first started. Please forward this information and we will move forward with processing.

Please do not hesitate to contact this office if you have any questions or need assistance.

Yours Truly,

Donald V. Shaff
for Donald V. Shaff
Manager, Adjudication Section

DVS:HHT:sf:tf

Enclosures:

Receipt #C014209
Request for Extension
D & S Pamphlet

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OCT 08 1992