

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: **A57-10869**
Date Received: 10/ 9/1991
Receipt No: W013754
Received By: [Signature]

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ROBERTA J. SMITH 208-337-3377
Address: BOX 712
HOMEDALE ID 83628

2. Date of Priority: MAR 31, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	05W	4		NE	SW		OWYHEE

5. Description of diverting works:
6" WELL, 125' DEEP, SUBMERGED PUMP, PUMPING LEVEL 25', SWL 1'.

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum

9. Non-irrigation uses:
DOMESTIC, LAWN IRRIGATION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	05W	4	NE	SW		DOMEST	

11. Place of use in counties: OWYHEE

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OCT 06 1992

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

13. Other Water Rights Used:
NONE.

14. Remarks:

PROPERTY IS ALSO KNOWN AS LOT 11 & 12, LESS EAST 6 FT OF BLOCK 11

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 _____

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OCT 06 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 SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10869

001 DEC -3 AM 10:51
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: ROBERTA J SMITH
BOX 712
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 03/31/1982

POINT OF DIVERSION: T03N R05W S04 NESW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE DOMESTIC	PERIOD OF USE 01-01 12-31	QUANTITY 0.02 CFS
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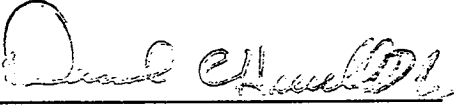
DOMESTIC USE IS FOR LAWN & GARDEN.

PLACE OF USE: DOMESTIC Within Owyhee County
T03N R05W S04 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.

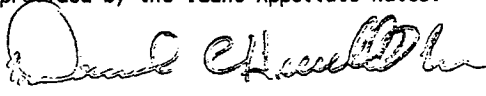
DATED: DEC -3 1996


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 -3 1996


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

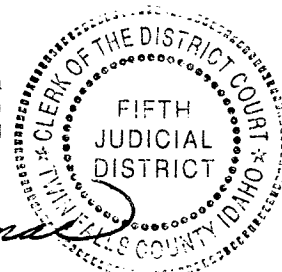
MICROFILMED

JUN 06 1997

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10869

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



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: 57-10869

NAME AND ADDRESS: ROBERTA J SMITH
BOX 712
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR DOMESTIC, OUTSIDE USE ONLY

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

PRIORITY DATE: 03/31/1982

POINT OF DIVERSION: T03N R05W S04 NESW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC EXTERNAL USE	01-01 12-31	0.02 CFS

PLACE OF USE: DOMESTIC Within Owyhee County
T03N R05W S04 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.
PROPERTY IS ALSO KNOWN AS LOT 11 & 12, LESS EAST 6 FT OF BLOCK 11
PARCEL NO. RP0218501

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PROPERTY IS ALSO KNOWN AS LOT 11 & 12, LESS EAST 6 FT OF BLOCK 11
PARCEL NO. RP0218501

MICROFILMED

JUN 06 1997

AJ5856NP

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

DATE: OCT-1-1996
PAGE: A-348

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10869

NAME & ADDRESS: ROBERTA J SMITH
BOX 712
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

PRIORITY DATE: 03/31/1982

POINT OF DIVERSION: T03N R05W S04 NESW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	<i>External</i> DOMESTIC DOMESTIC, OUTSIDE USE ONL	01-01 12-31	0.02 CFS

PLACE OF USE: DOMESTIC Within Owyhee County
T03N R05W S04 NESW

N11
N13

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

EXP PROPERTY IS ALSO KNOWN AS LOT 11 & 12, LESS EAST 6 FT OF BLOCK 11
PARCEL NO. RP0218501

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

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JUN 06 1997

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

DATE: NOV-05-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10869

NAME AND ADDRESS: ROBERTA J SMITH
BOX 712
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR DOMESTIC, OUTSIDE USE ONLY

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

PRIORITY DATE: 03/31/1982

POINT OF DIVERSION: T03N R05W S04 NESW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC		01-01 12-31	0.02 CFS
<u>DOMESTIC USE IS FOR LAWN & GARDEN.</u>			

PLACE OF USE: DOMESTIC Within Owyhee County
T03N R05W S04 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.
PROPERTY IS ALSO KNOWN AS LOT 11 & 12, LESS EAST 6 FT OF BLOCK 11
PARCEL NO. RP0218501

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PROPERTY IS ALSO KNOWN AS LOT 11 & 12, LESS EAST 6 FT OF BLOCK 11
PARCEL NO. RP0218501

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JUN 06 1997

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10869

NAME & ADDRESS: ROBERTA J SMITH
BOX 712
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 03/31/1982

POINT OF DIVERSION: T03N R05W S04 NESW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC EXTERNAL USE	01-01 12-31	0.02 CFS

PLACE OF USE: DOMESTIC Within Owyhee County
T03N R05W S04 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:

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.

DATED:

MICROFILMED

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

JUN 06 1997

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A57-10869Date Received 10-8-91Receipt Number W013754 & C021965NOTICE 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.

REC. FEE
LATE FEE
SENT TO S.O.
RECEIVED

OCT 8 1991

Department of Water Resources
Western Regional Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Roberta A. Smith Phone (208) 337-3377Mailing Address Box 712 Homedale, Idaho Zip 836282. Date of Priority (Only one per claim) 3/31/82 Month/Day/Year3. 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 3 N Range 5 WSection 4, NE 1/4 of SW 1/4 of _____ 1/4, Govt. Lot _____, BM.,County of Owyhee Lat 11-12 less 6 ft. of Block 11

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 6" casing 125' deep thickness 250" diameter 6" from 1 to 59" drive shoe used perforated to size 1/8" by 3" 80 perforations F20660F surface seal depth 18' Redding Clay over bore to seal depth joint casing welded steel water level 12" discharge G.P.M. 68 Pumping level 25' submersed pump.

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

For Domestic purposes from 4/1 Month/Day to 10/1 Month/Day amount 0.02 (cfs)

For _____ purposes from _____ to _____ (Both dates are inclusive)

7. Total quantity claimed 0.02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Irrigate Lawn

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OCT 06 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

10. Place of use is: Township: 3 N Range 5 W
Section 4, NE 1/4 of 54 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any Irrigable Lawn

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.
() None or _____

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)

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

Number of Attachments none

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

Signature of Claimant (s) Roberta J. Smith Date _____
_____ 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 _____ of _____
Title Organization
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.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 7th day of October 19 91

SEAL

Notary Public Bauman Dams

Residing at Homedale Idaho

My Commission Expires 2-17-94

MICROFILMED
OCT 06 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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

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

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

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

RECEIVED
OCT 10 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

November 6, 1991

[Roberta J. Smith]
[Box 712]
[Homedale, ID 83628]

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

LATE FEE
PD. 10-8-91
P. CO21965

Dear Claimant(s):

On October 15, 1991, we sent a letter to you concerning payment of the late fee due for your recently filed Notice of Claim to a Water Right in Owyhee County. In this letter you were given 10 days to submit a \$50 late fee, and as of this date no late fee has been received.

Therefore, as stated in our previous letter (copy enclosed), the Department is rejecting this claim and returning it to you due to non-payment of the late fee due. A refund has been initiated for the \$25⁰⁰ fee previously paid and a check from the State Auditor's office will be sent to you as soon as the refund process is completed.

Please note that if your claim was filed for a domestic/stockwater use meeting the definition outlined in the brochure sent to you earlier, then the rejection of your claim does not signify a loss of that water right. However, if your use is for other than domestic or stockwater purposes, then once the decree is signed for claims in your area, use of the water for other than domestic or stockwater purposes will be an illegal diversion of water.

Please feel free to contact this office if you have any questions concerning the rejection of your claim for non-payment of this late fee.

Sincerely,

Jan Shurte

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

MICROFILMED
OCT 06 1992

REFUND REQUEST

TO: S. Frazee to Log In
 FOR: J. Carlson/D. Shaff/D. Allen
 FROM: Jan Shurte
 RE: Payor Roberta J. Smith
 Address Box 712
 Home date ID 83628

Claimant if NOT Payor _____
 Refund Amount \$25⁰⁰ Claim Location Western Region
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA On Receipt # _____
 S.O. Verified Ext. by _____ on _____
 Refund Generated By (X) Agent () Claimant
 Refund Category Rejected
 Date of Last Correspondence (copy attached) Oct October 10, 1991

Claim No.	Use	Fees Paid	Correct Fee	Rec't #
A57-10869	Domestic	\$25 ⁰⁰	\$75 ⁰⁰	W013754

Detailed Reason(s) for Refund Attached Y/N
 Rejected, no late fees paid

Region Adj. Supervisor Approval _____ John Carlson Approval _____
 Don Shaff Approval _____ To Fiscal _____
 Not Refunded as of _____ Logged _____
 Data Base Modified? Y/N NA By _____ Date _____

REFUND & REJECTION CANCELLED
 LATE FEE WAS PD.
 ON 10/8/91
 UNDER REET #C021965

MICROFILMED
 OCT 08 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

October 15, 1991

Roberta J. Smith
Box 712
Homedale, ID 83628

Dear Claimant(s):

We have received your Notice of Claim to a Water Right filed for property located in Owyhee County. Enclosed is Receipt No. W013754 for the \$25 filing fee also submitted.

This claim was filed as a result of the 2nd Round Commencement sent to you as a property owner in Owyhee County. The 1st Round Commencement Notice was sent to you on October 14, 1988, to file a water right claim for your Owyhee County property by March 1, 1989 for domestic or stockwater uses, or January 19, 1989 for all other uses. The 2nd Round Commencement Notices recently sent were to notify property owners who appear to have some irrigated land in Owyhee County and no claim has been filed in their name, that they **MAY** now need to file. This irrigated land may be covered by an irrigation district filing, however, a notice was still sent to insure that all property owner's who may use another source of water for irrigation have been officially notified to file. This also occurred if property was located within a city boundary. Even though all cities that have their own water system have filed, this notice was to notify those property owners who use their own well for various purposes that they **MAY** need to file also.

Idaho Code Section 42-1409(b) mandates that late fees are to be charged if a claimant was notified in the 1st Round Commencement Notice, did not file, then was again notified in the 2nd Round Commencement Notice and has now filed. The only exceptions to this late fee are claimants who were **NOT** notified in the 1st Round Notice or those filing a claim for instream stockwatering or for fire protection, which are uses for which a claim is not required. Our records show that you **DID** receive a notice in both the 1st Round and 2nd Round Commencement Notice mailings, therefore, a **\$50 late fee is now due, in addition to the filing fee already submitted, in order to file this claim.**

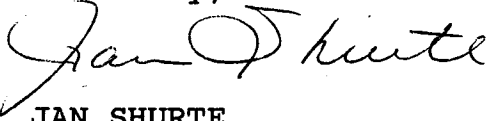
Please note that if you are filing a claim for domestic or stockwater purposes, there are special provisions that allow you to defer this filing as explained in the enclosed brochure. If you do decide to defer filing this claim, please complete the enclosed withdrawal of claim form and return it to this office. A refund of the filing fee paid will be made.

MICROFILMED
OCT 6 6 1991

*Late fee
paid by Receipt
No. W013754 on
10-8-91*

Please submit either the \$50 late fee or the signed withdrawal of claim within 10 days from the date of this letter. If we do not hear from you within this 10 day period, either in writing or by telephone, we will assume you do not wish to file and this claim will be returned to you and your original filing fee refunded.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jan Shurte".

JAN SHURTE
Water Rights Supervisor
Adjudication Section

MICROFILMED
OCT 06 1992

RECEIVED
OCT 08 1991

denied

Date Received

RECEIVED
OCT 28 1991

Department of Water Resources

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

Department of Water Resources
Western Regional Office

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.

Name of Claimant Roberta J. Smith (208) 337-3377 Phone Number
Mailing Address Box 712 Homedale Idaho 83628 City State Zip
County(s) where place of use is located Owyhee Date claim originally due I don't know 3-1-89
Identify water right(s) for which extension is requested Well Domestic Lawn Irrigation

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

I did not know anything about "Notice of Claim to Water right". A friend called me and ask me about it and gave me a 800 No. to call. I called that day and ask for the papers to fill out. Received papers 10/4/91.

Claimant requests an extension to 10/10, 19 91
Signature Roberta J. Smith Date of request 10/7, 19 91

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Notice of the adjudication was mailed to this address on 10/14/89.

and if granted the filing deadline is extended to _____, 19 _____

Signed this 23 day of October, 19 91

Director or his designated agent
DAVID B. SHAW
MICROFILMED
SEP 27 1996
CD21965-Late Fee
WB13754
A57-10869

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

See attached receipt for Late fee payment

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 11/28/94
Time: 12:01:19

Rec/No - C021965 AR/No -
From: - SMITH, ROBERTA J.

Receipt Type - CK Doc/No - 4784
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 10/08/1991

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION LATE FEE	9337		410162	6490		50.00

Total Due - 50.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
	50.00				

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

MICROFILMED
SEP 27 1996

WATER RIGHT NUMBER - A57-10869

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
SMITH

ROBERTA J.

1 - BOX 712
2 -
3 -
CITY- HOMEDALE
PHONE - 208-337-3377

STATE- ID ZIP- 83628

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
03/31/1982 14 WESTERN J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

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

03N 05W 4 NE SW (73) DWYHEE

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

43 - DOMESTIC 01/01 12/31 0.020

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.020 0.0

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

03N 05W 4 NE SW 43 DOMESTIC (73) DWYHEE

+ - - DIVERSION MEANS - 6" WELL, 125' DEEP, SUBMERGED PUMP, PUMPING LEVEL 25', SWL 1'.

+ - - NON-IRRIGATION USE - DOMESTIC, LAWN IRRIGATION.

+ - - OTHER RIGHTS FOR SAME USE - NONE.

+ - - - - - REMARKS - - - - - +
PROPERTY IS ALSO KNOWN AS LOT 11 & 12, LESS EAST 6 FT OF BLOCK 11

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

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

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 10/09/91 SHURTE

MICROFILMED
OCT 06 1992

WATER RIGHT NUMBER - A57-10869

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - 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	- 10/08/1991	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	- W013754	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP 0218501

PROOF
NOV 29 1991

DATA ENTRY
ENTERED 12/2/91
CHECKED 12-3-91 ASD

"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
NOV 29 1991

CERTIFIED
NOV 30 1991
WATER EXAMINER

MICROFILMED
OCT 06 1992