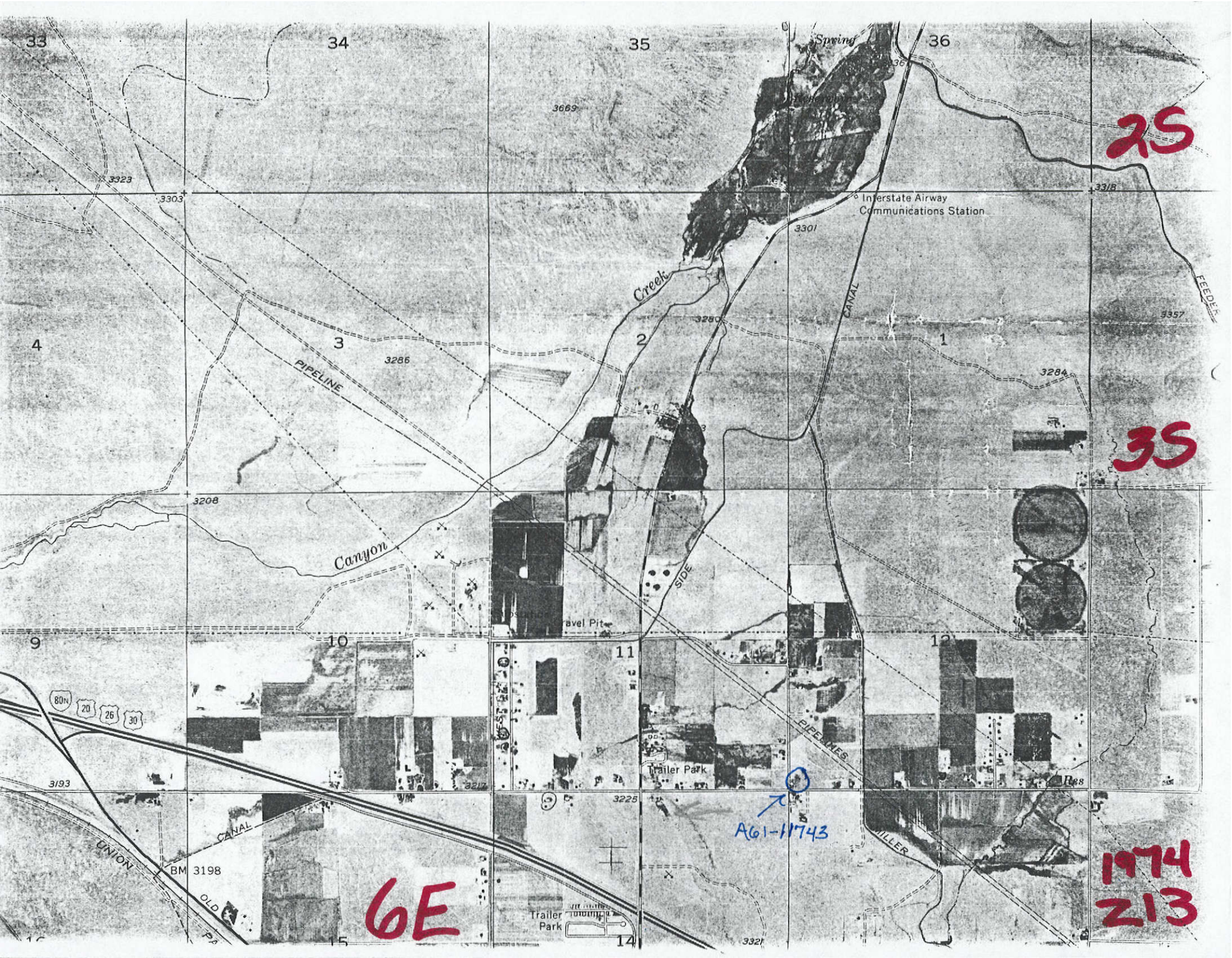




25

35

6E

1974
213

AG-11743

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

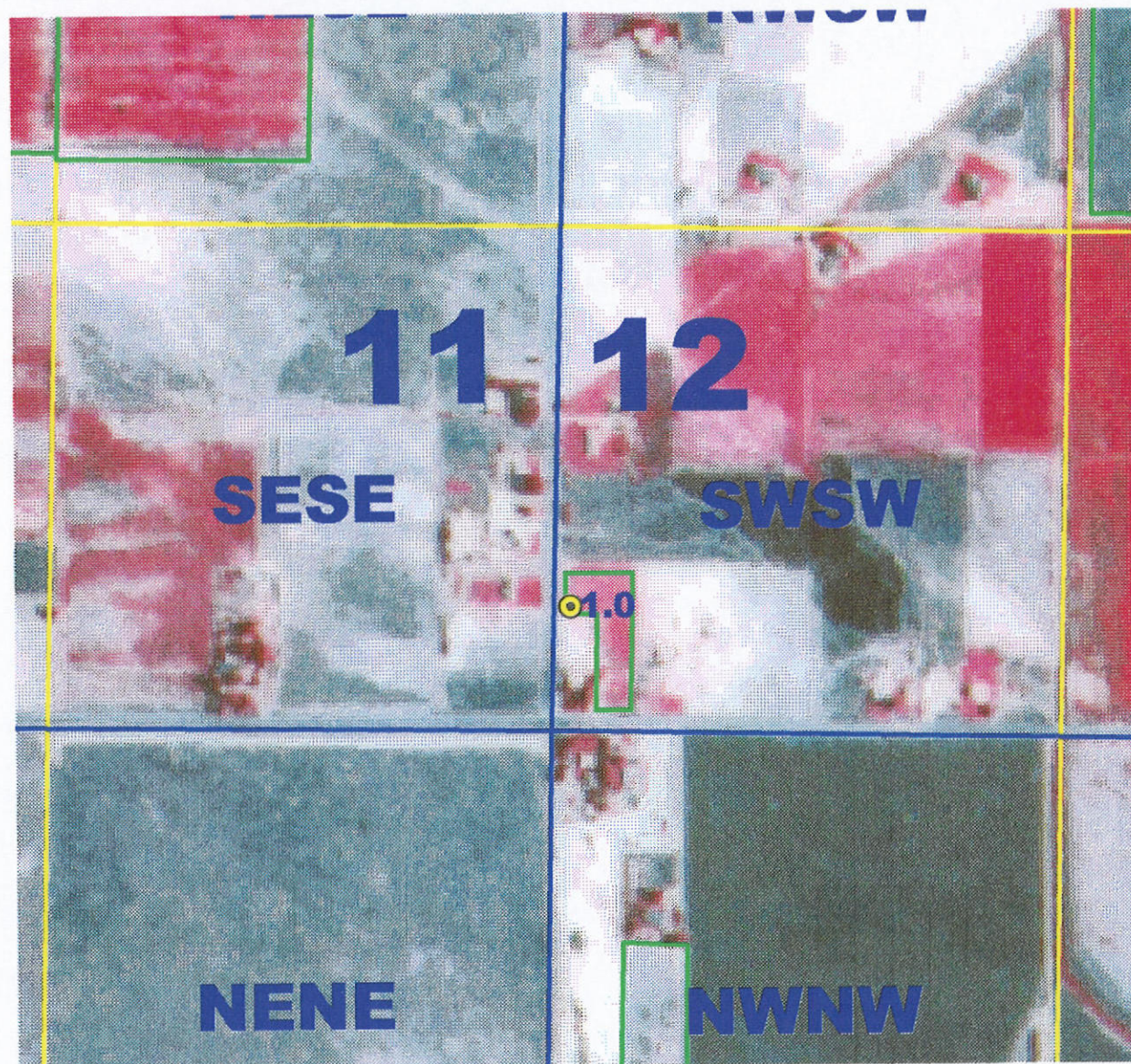
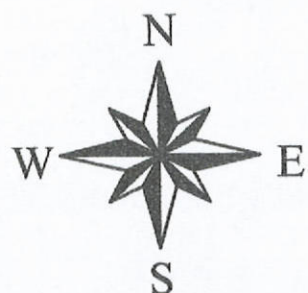
CLAIM(S): 61-11743

T03S, R06E, S12

Owner(s): DESBIEN

Prepared by: KAY WALKER
Date: November 6, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

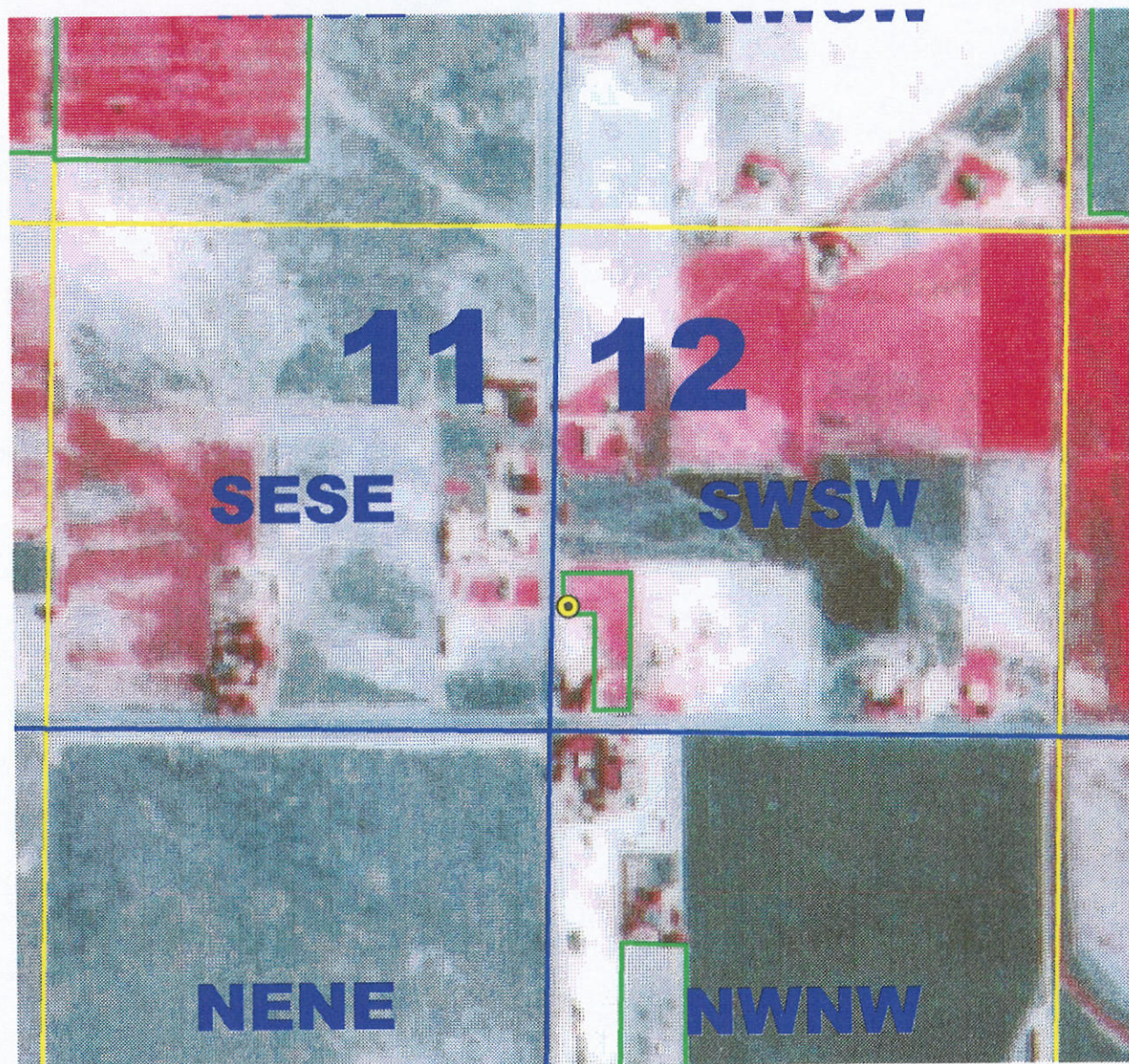
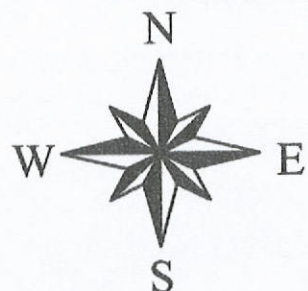
CLAIM(S): 61-11743

T03S, R06E, S12

Owner(s): DESBIEN

Prepared by: KAY WALKER
Date: November 6, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles

FIELD EXAM PHOTO INDEX SUMMARY

Date: 6/20/1995

Roll No.: _____

Photographer: TTTTTINICUCCI

PHOTO NO.

SUBJECT

1 _____

2 _____

3 _____

4 _____

5 _____

6 _____

7 WELL Hoffman

8 WELL LOCATION

9 Pump house location

10 POU on East side of house back in Desbian

11 " " "

12 Wilson & Dodge N side - White Yellow long is location of well?

13 Trailer/office

14 GRAVEL PIT

15 _____

16 _____

17 _____

18 _____

19 _____

20 _____

21 _____

22 _____

23 _____

24 _____

A61-11743

Photos taken 6/30/95
by kw & mm



Pump house -
well & pressure
tank - located
behind home
SWSW, Sec. 12,
35, 6E



Place of use
on east
side of
house - in
back

Ad-11743

6-30-95



Place of
use on
east side
of house
from road.

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: A61-11743

Date Received: 9/14/1993

Receipt No: W016732

Received By: _____

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

1. Name: RICH DESBIEN 208-587-3927
Address: RT 3 BOX 670
MT HOME ID 83647

2. Date of Priority: APR 1, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	06E	12	SW	SW			ELMORE

5. Description of diverting works:
WELL, SUBMERSIBLE PUMP, SPRINKLER SYSTEM

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		
IRRIGATION	03/15	11/15	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:
DOMESTIC, 1 HOME; STOCKWATER, 10 HEAD HORSES OR COWS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06E	12	SW	SW		DOMEST	
			SW	SW		STOCK	

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JUL 22 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06E	12	SW	SW		IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: ELMORE

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: _____

MICROFILMED
JUL 22 1994

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

JUL 22 1994

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

Adl-11743

Date Received

9-14-1993

Receipt Number

W016732

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Rich Desbrien Phone (208) 587-3927
Mailing Address Rt 3 Box 670, Mtn. Home, Idaho Zip 83647
2. Date of Priority (Only one (1) per claim) April 1, 1961
3. Source of water supply (a) Groundwater
which is tributary to (b) N/A
4. a. Location of existing point of diversion is: Township 3S Range 6E Section 12,
_____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Elmore

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Cased Well, Submers Pump

Sprinkler Sys.

MICROFILMED

JUL 22 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1/1 to 12/31 amount .04 or _____
 For Stockwater purposes from 1/1 to 12/31 amount .02 or _____
 For Irrigation purposes from 3/15 to 11/15 amount .02 or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .06 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic, 1 home; Stockwater, 10 hd. horses or cows

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>3S</u>	<u>6E</u>	<u>12</u>											<u>D</u>						
													<u>S</u>						
													<u>I</u>						<u>1</u>

Total number of acres irrigated 1

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

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:

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JUL 22 1994

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

JUL 1 1988

Scale: 2 inches equals 1 mile

A 16x16 grid of graph paper. Each cell in the grid contains a dashed crosshair pattern. The grid is composed of solid lines forming the outer border and dashed lines forming the inner grid. In the bottom right corner, the text 'MICROFILMED' is printed in a bold, sans-serif font.

~~MICROFILMED~~

JUL 22 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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) Robert M. Quinn

Date 14 Sep 1993

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 Elmore) SS.

Subscribed and sworn (or affirmed) before me this

14th

day of

Sept

19 93

SEAL

Notary Public

Donna M. Hurren

Residing at

MTN Home, Id.

My Commission Expires

7/21/99

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

JUL 22 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

WESTERN REGION

CLAIM NUMBERS _____

AGENT _____ DATE _____

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM ACRES _____

READY FOR DECREE ____ (YES) SENT FOR DECREE ____ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM																			
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80 _____

POLYGON # ()()()() _____ UPDATED BY

ATTRIBUTES OF B51-POU.SHP (426)()()()()

ATTRIBUTES OF B51-POD.SHP (407)()()()()

B51-DBPOU.DBF 12/9/98 UPDATED BY KW

B51-DBPOD.DBF 11 UPDATED BY 11

RDH GPSTABLE

November 20, 1998

**NOTICE OF ERROR
REPLY**

RECEIVED

NOV 30 1998

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-11743

RICH DESBIEN
RT 3 BOX 670
MOUNTAIN HOME ID 83647

RECEIVED

DEC 01 1998

WATER RESOURCES
WESTERN REGION

Daytime Telephone Number:

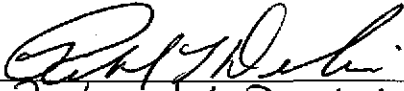
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 11/27/98 SIGNATURE: 
Please print your name: Richard L Desbien

AJ0749NP
No. R61-11743

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

DATE: 11/07/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICH DESBIEN RT 3 BOX 670 MOUNTAIN HOME ID 83647 (208) 587-3927	04/01/1961	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.02 CFS 0.02 CFS 0.04 CFS	4.00 AFA 0.10 AFA 0.60 AFA
TOTAL DIVERSION:					0.06 CFS	4.70 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03S R06E S12 SWSW ELMORE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	----
03S	06E	12	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	1.0
TOTAL ACRES																				1.0	

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	:	
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	
03S	06E	12	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	
03S	06E	12	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	

POU County: ELMORE

Non-Irrigation Uses: 1 HOME

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

61-10453 61-10688 61-10740 A61-10387 A61-10453 A61-10688 A61-10740 A61-11743 R61-10387

Other Water Rights Listing Overlapping Place(s) of Use:

A61-10387 A61-11743

Conditions of Approval:

- N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
- HISTORICAL BENEFICIAL USE.
- N14 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND
- STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

AJ0749NP
No. R61-11743

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

DATE: 11/07/98
PAGE: 2

=====

Remarks: EXP STOCKWATER, 10 RANGE CATTLE OR HORSES.

Dates: Exam Made Date: 06/30/1995 Verified Date: 11/07/1998 Objection Filed Date:

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

Audit: 11/07/98 KWALKER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:41:20
07/26/95
16

PAGE: 16
PROFILE REPORT

CLAIM NUMBER: A61-11743

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICH DESBIEN	04/01/1961	IRRIGATION ✓ STOCKWATER ✓ DOMESTIC ✓	03-15 11-15 ✓ 01-01 12-31 ✓ 01-01 12-31 ✓	0.02 CFS ✓ 0.02 CFS ✓ 0.04 CFS ✓	4.0 ✓ 0.1 ✓ 0.6 ✓ <u>4.7</u>
TOTAL DIVERSION:					0.06 CFS	4.7

Water Source: GROUNDWATER ✓ Tributary to: ✓
Point(s) of Diversion: T03S R06E S12 SWSW ✓ Stage: BENEFICIAL USE ✓
ELMORE County ✓

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
03S	06E	12	✓													01 ✓
TOTAL ACRES															1.0 ✓	

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	
03S	06E	12	✓													S ✓

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
03S	06E	12	✓													D ✓

POU County: ELMORE *out*
Non-Irrigation Uses: DOMESTIC, 1 HOME; STOCKWATER, 10 HEAD HORSES OR COWS *EXP*
Other Rights: NONE *out*

Dates: Exam Made Date: 06/30/1995 ✓ Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

N09, N14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:35:37
07/26/95

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A61-11743

LAST: DESBIEN
ADDRESS: RT 3 BOX 670
CITY: MT HOME *Fix*
PHONE NUMBER: 208-587-3927

FIRST: RICH
STATE: ID ZIP: 83647

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER
KW

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: *6/30/95*

APPOINTMENT MADE: Y(____) N(☒)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: *Rich Desbien*

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: *same*

DIRECTIONS TO PROPERTY / NOTES:

dropped by & shown well & p/u-

A. AJ CLAIM: # A61-11743 PRIORITY DATE: 04-01-1961 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y() N(☒)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y() N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)

Y() N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A() Y() N()

FIELD EXAM COMPLETED

N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A() Y() N()

LICENSE ISSUED

N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?

N/A() Y() N(☒)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N()

NOTES:

*Evidence submitted substantiates
date claimed - could have had
earlier date if evidence was
found.*

=====

RECOMMENDED PRIORITY DATE:

REVIEWED BY

4-1-1961

tw

DATE

11/7/98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-11743	03S 06E	12		SW	SW			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A61-10387 R61-10453
A61-10453
A61-10688
A61-10740

WR RECORDS IN SAME 40 ACRE TRACT
61-07532

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A(✓) Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A(✓) Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(✓) N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(✓) Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? N/A(✓) Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(✓) N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM 6/30/95) NAME OF EXAMINER CW & MM Y(✓) N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

TWP. 03S	RGE. 06E	SEC. 12	1/4	1/4 SW	1/4 SW	LOT	POD FLAG	COUNTY ELMORE	DIVERSION NAME	DIVERSION NBR
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: gw TRIB: _____

REVIEWED BY: kw DATE: 11/7/98

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (✓), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

Well with submersible pump.
Franklin Electric 1.5 HP
Model 282 3001 100

A. ROOT WATER RIGHT NUMBERS: A61-11743

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
03S	06E	12	SW	SW		DESBIEN, RICH	A61-11743 /	- /	20.0		1.
			SW	SW		SHEFFIELD, THOMAS A	A61-10453 /	- /			
			SW	SW		PATTON, WILLIAM D	A61-10740 /	- /			
			SW	SW		HOOVER, ROBERT W	A61-10688 /	- /			
			SW	SW		SHEFFIELD, THOMAS A	R61-10453 /	- /			
			SW	SW		SAVAGE, BRYAN JAMES	A61-10387 /	- /			
			SW	SW		MCDANIELS, CHARLES		61-00151 /			
			SW	SW		TAGG, JAMES S.		61-07532 /	2.0		
03S	06E	12	SW	SW		DESBIEN, RICH	A61-11743 /	- /	20.0		D
			SW	SW		SHEFFIELD, THOMAS A	A61-10453 /	- /			
			SW	SW		PATTON, WILLIAM D	A61-10740 /	- /			
			SW	SW		HOOVER, ROBERT W	A61-10688 /	- /			
			SW	SW		SHEFFIELD, THOMAS A	R61-10453 /	- /			
			SW	SW		SAVAGE, BRYAN JAMES	A61-10387 /	- /			
			SW	SW		MCDANIELS, CHARLES		61-00151 /			
			SW	SW		TAGG, JAMES S.		61-07532 /	2.0		
03S	06E	12	SW	SW		DESBIEN, RICH	A61-11743 /	1.0 - /	20.0		S
			SW	SW		SHEFFIELD, THOMAS A	A61-10453 /	- /			
			SW	SW		PATTON, WILLIAM D	A61-10740 /	- /			
			SW	SW		HOOVER, ROBERT W	A61-10688 /	- /			
			SW	SW		SHEFFIELD, THOMAS A	R61-10453 /	- /			
			SW	SW		SAVAGE, BRYAN JAMES	A61-10387 /	- /			
			SW	SW		MCDANIELS, CHARLES		61-00151 /			
			SW	SW		TAGG, JAMES S.		61-07532 /	2.0		

ADDITIONAL POU FOUND

TOTAL ACRES A61-11743

1.00

60.00

POU COUNTY: ELMORE

1.0

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A61-11743	GROUNDWATER	DESBIEN, RICH	0.060	0.060		
A61-10387	GROUNDWATER	SAVAGE, BRYAN JAMES	0.480	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A61-11743	DOMESTIC	DESBIEN, RICH	FROM 01-01 TO 12-31	0.040 CFS	
A61-11743	STOCKWATER	DESBIEN, RICH	FROM 01-01 TO 12-31	0.020 CFS	
A61-11743	IRRIGATION	DESBIEN, RICH	FROM 03-15 TO 11-15	0.020 CFS	
A61-10453	DOMESTIC	SHEFFIELD, THOMAS A	FROM 01-01 TO 12-31	0.040 CFS	
A61-10740	DOMESTIC	PATTON, WILLIAM D	FROM 01-01 TO 12-31	0.040 CFS	
A61-10740	STOCKWATER	PATTON, WILLIAM D	FROM 01-01 TO 12-31	0.020 CFS	
A61-10688	DOMESTIC	HOOVER, ROBERT W	FROM 01-01 TO 12-31	0.040 CFS	
A61-10688	STOCKWATER	HOOVER, ROBERT W	FROM 01-01 TO 12-31	0.020 CFS	
R61-10453	DOMESTIC	SHEFFIELD, THOMAS A	FROM 01-01 TO 12-31	0.040 CFS	
A61-10387	STOCKWATER	SAVAGE, BRYAN JAMES	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(☒) Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☒) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: (☒) ORTHOPHOTOQUAD, IDWR NO. 213; () TOPOGRAPHIC QUAD, IDWR NO. _____;

() NAPP, IDWR NO. _____; () ASCS PHOTO; (☒) OTHER BIS shape

NOTES: Also used Elmore Co. Tax & info
in Review.

RECOMMENDATIONS:

TOTAL ACRES: 1 N/A()

REVIEWED BY: kw

DATE: 11/7/98

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-11743	DOMESTIC	FROM 01-01 TO 12-31	0.040 CFS	
A61-11743	STOCKWATER	FROM 01-01 TO 12-31	0.020 CFS	
A61-11743	IRRIGATION	FROM 03-15 TO 11-15	0.020 CFS	
	TOTAL DIVERSION RATE/VOLUME		0.060 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(✓) N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(✓) Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(✓) N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(✓) N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(✓) N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(✓) Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y(✓) N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(✓) Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A() Y(✓) N()

PAGE: 9

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

CLAIM NUMBER: A61-11743

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.060 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE?

Y(☐) N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

Y(☒) N(☐)

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 1 x 0.02 CFS/ACRE = 0.02 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(☐) N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☐)

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES 1 x DIVERSION VOL. AF/A FOR AREA 4.0 =
TOTAL DIVERSION VOLUME 4.0 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = N/A AF/A
ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW (☒) OR SEE ATTACHMENT (☐)

*Stock = 10 acre x 0.0134 = 0.134 AFA ≈ 0.1
allow 0.6 AFA for domestic uses - lawn
under irrigation use*

1b. CALCULATIONS

*No msmt.
made -
not enough
info to do
theoretical -
no well
log for
this well.*

NOTES: _____

Desbien

Franklin Electric

6-30-95

Model 282 3001 100

HP 1.5

submersible pump

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE CFS		VOL. AF/A		USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
DOMESTIC	01-01	12-31	0.040	_____	0.6	0.6	0.0	_____
STOCKWATER	01-01	12-31	0.020	_____	0.1	0.1	0.0	_____
IRRIGATION	03-15	11-15	0.020	_____	4.0	4.0	0.0	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			0.06		4.7		N/A	

NON-IRRIGATION USES CLAIMED: DOMESTIC, 1 HOME; STOCKWATER, 10 HEAD HORSES OR COWS

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

REVIEWED BY: Kew

DATE: 11/7/98

FLAG: _____

STANDARD CONDITIONS (CODE):

N09, N14

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED ☒ ()
()
()
NEEDS
REVIEW ()
()
()

*ok on Elmore Co.
tax lot records*

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-11743

N/A

DATABASE

EXAMINER

TOTAL DIVERSION RATE OF WR SPLITS

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

TOTAL CFS

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
N

FIELD
EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE:

Kay Walker

DATE:

11/7/98

NAME OF FIELD EXAMINER:

Kay Walker

TITLE:

Sr. Agent

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>1974</u> IDWR ID NO. <u>713</u>	Y(☒) N(☐)
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(☐) N(☐)
☐ NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y(☐) N(☐)
☐ ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y(☐) N(☐)
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y(☐) N(☐)
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y(☐) N(☐)
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y(☐) N(☐)
☒ OTHER <u>GIS shape</u>	DATE <u>11/6/98</u>	Y(☒) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN <u>6/30/95</u>	<u>2</u>	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____
☐ OTHER _____	DATE _____	_____	_____



6E

35
34

35

35

BM 3198

20 26 30

Canyon

3

INSTRUMENT AIRWAY
COMMUNICATIONS STATION

36

35

34

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

CLAIM(S): 61-11743

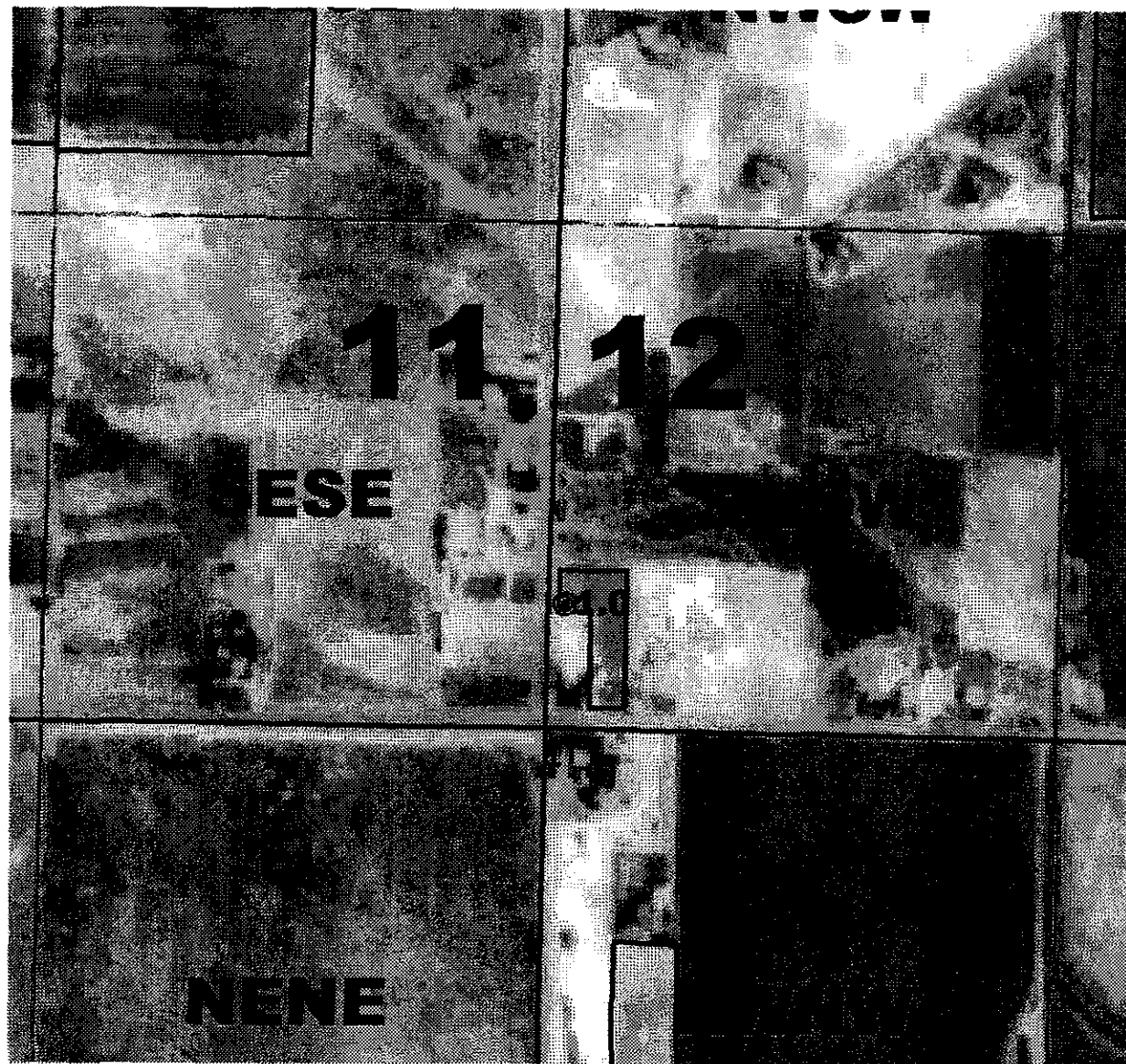
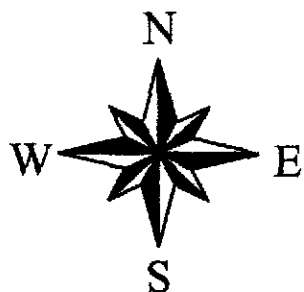
T03S, R06E, S12

Owner(s): DESBIEN

Prepared by: KAY WALKER

Date: November 6, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles

IDAHO DEPT OF WATER RESOURCES

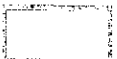
1987 NAPP PHOTO

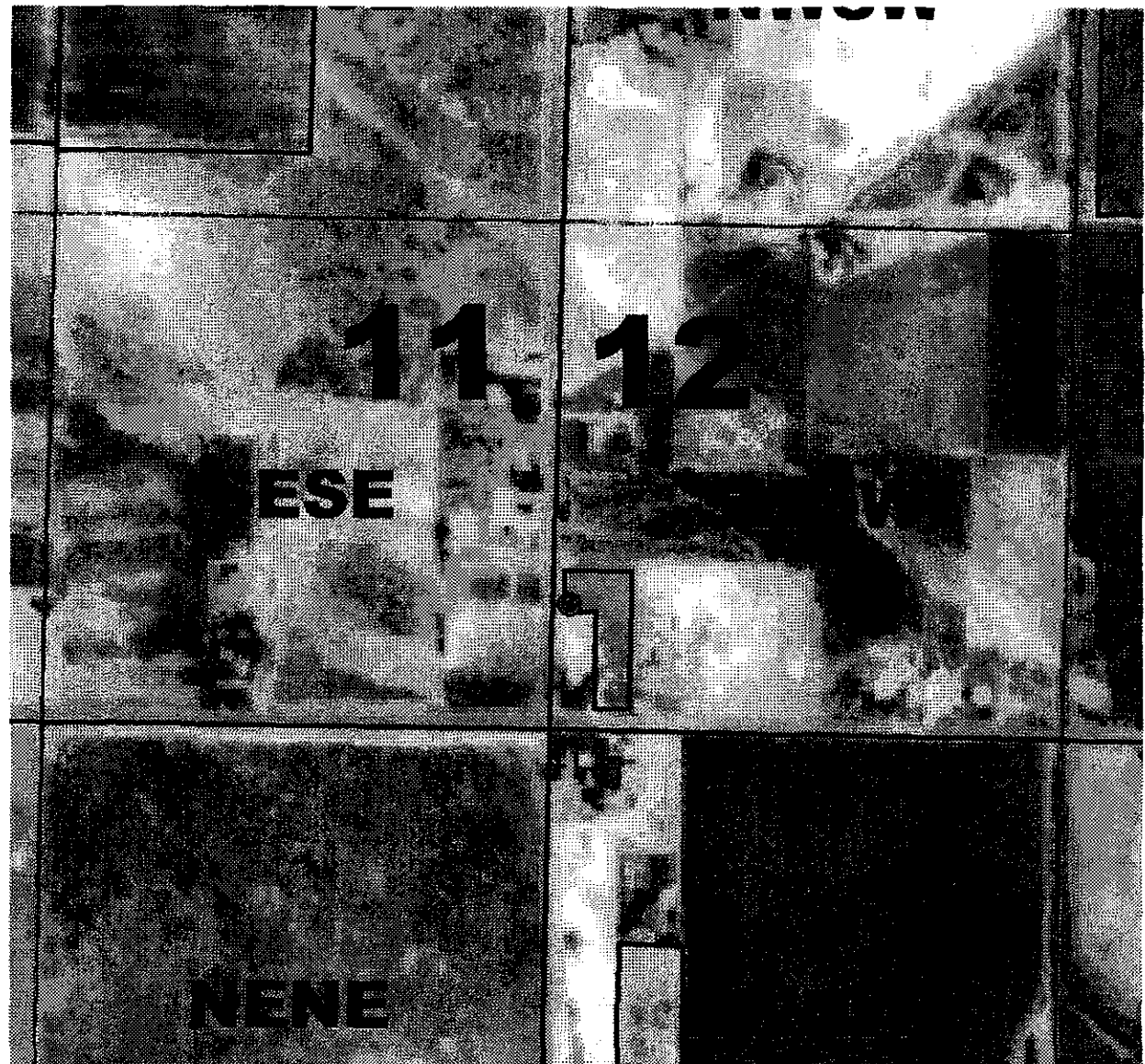
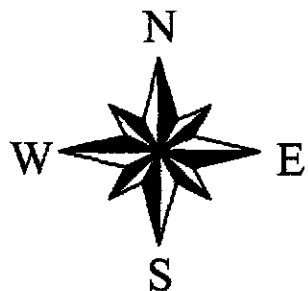
CLAIM(S): 61-11743

T03S, R06E, S12

Owner(s): DESBIEN

Prepared by: KAY WALKER
Date: November 6, 1998

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's



0 0.25 0.5 Miles

FIELD EXAM PHOTO INDEX SUMMARY

Date: 6/30/1995

Roll No.: _____

Photographer: TTT. NICUCCI

PHOTO NO.

SUBJECT

1

2

3

4

5

6

7

WELL

Hoffman

8

WELL LOCATION

9

Pump house location

10

POW on East side of house back



Deblan

11

" " "

12

Wilson & Dodge N side - white roof is location of well?

13

Trailer/office

14

GRAVEL PIT

15

16

17

18

19

20

21

22

23

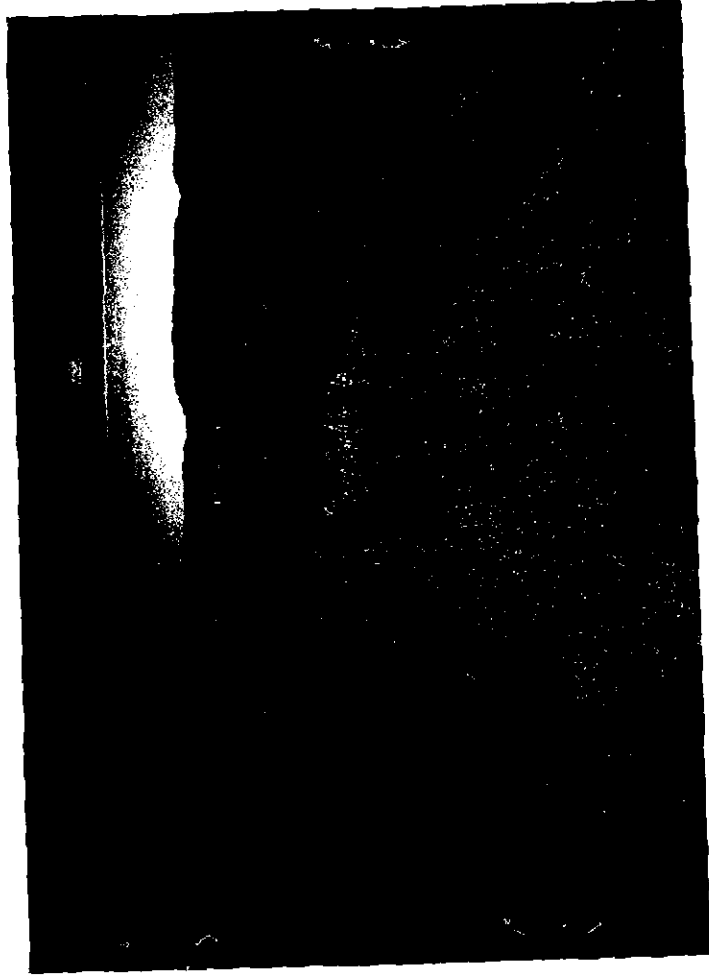
24

A61-11743

Photos taken 6/30/95
by KWS $\frac{1}{2}$ mm



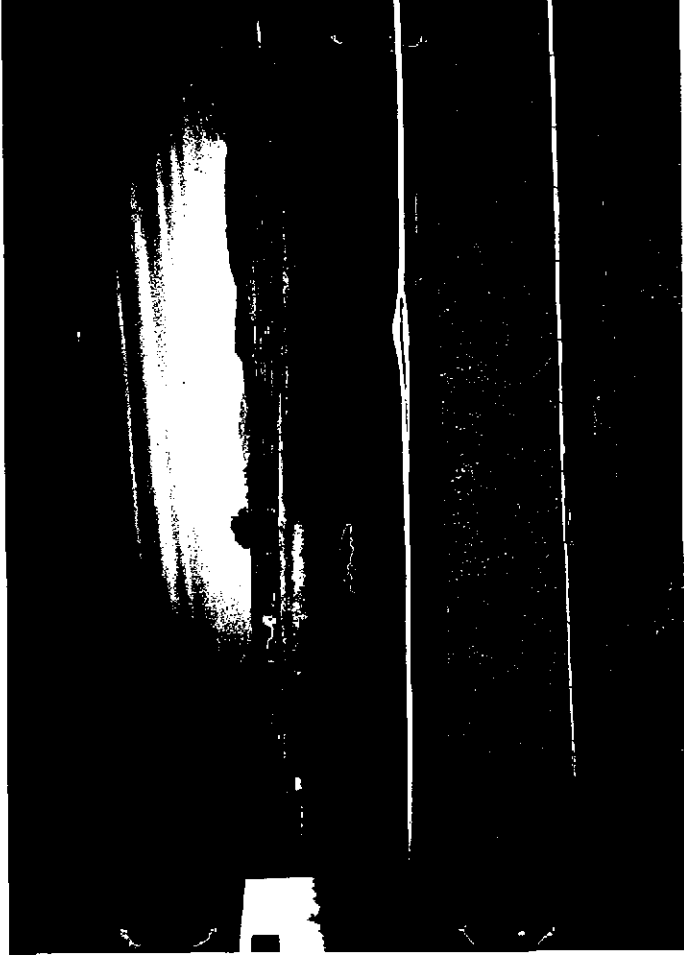
Pump house -
well & pressure
tank - located
behind home
SWSW, Sec. 12,
35, 6E



Place of use
on east
side of
house - in
back

Ad-11743

6-30-95



Place of
use on
east side
of house
from road.

Rich Desbrien
Rt 3 Box 670
Mtn. Home, ID. 83647

Phone 581-3927

We, William and Julia L. Brown, purchased the property described, on April 1, 1961 with water existing on the property at time of purchase, from the well previously dug in the late 40's or early 50's. Water has been used for domestic and irrigation purposes on such property

William Brown

William Brown

Julia L. Brown

Julia L. Brown

STATE OF IDAHO, County of ELMORE, ss.

On this 20th day of December
In the year of 1994, before me, the undersigned, a Notary

Public in and for said State, personally appeared
WILLIAM BROWN JULIA L. BROWN

known or identified to me to be the person(s) whose name
ARE subscribed to the within instrument, and
acknowledged to me that they executed the same.

Signature: [Signature]

Name: SHERYL A REYMENT
(type or print)

Residing at: MOUNTAIN HOME

My commission expires: 12-27-99

RECEIVED

DEC 21 1994

WATER RESOURCES
WESTERN REGION



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

MAILING DATE: November 21, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RESPONSE DATE: December 21, 1994

RE: Notice of Claim to a Water Right No. A61-11743

Rich Desbien
Rt. 3, Box 670
Mountain Home, ID 83647

Dear Claimant:

We are currently in the process of preparing the above referenced Notice of Claim for court decree in the Snake River Basin Adjudication. During this review certain questions arose concerning the claim listed above.

This claim was filed based on a beneficial use of water dating back to April 1, 1961. On November 22, 1993, the Department sent you a letter requesting that you submit evidence supporting the priority date you have listed on the above claim. This evidence was to have been submitted by January 10, 1994. However, this evidence has not been received in our office and this letter is to remind you of this requirement.

Before the Department can make a recommendation to the Court for decree of this claim, some evidence of the priority date claimed must be submitted. Again we are enclosing a brochure outlining types of evidence you may submit. If we do not receive the requested information, this claim will be recommended for disallow due to lack of evidence supporting any priority date. Your response must be received in our office by the response date shown above.

If you have any questions in regard to this matter, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

November 22, 1993

CECIL D. ANDRUS
GOVERNOR

Re: Claim No(s). A61-11743

R. KEITH HIGGINSON
DIRECTOR

Rich Desbien
Rt. 3 Box 670
Mt. Home, ID 83647

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by January 10, 1994, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

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