

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 75-10697

RECEIVED

AUG 08 2005

Department of Water Resources
Adjudication Bureau

WATER RIGHT NUMBER: 75-10697

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT L HOWELL BOX 61 CARMEN, ID 83462 (208)756-4116

Priority Date: 04/01/1912
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.050 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
STOCKWATER	1/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.110 CFS	

Location of Point(s) of Diversion

SPRING	SE1/4NW1/4SE1/4	Sec. 35, Twp 23N, Rge 22E, B.M.
LEMHI County		

Place of UseIRRIGATION Within LEMHI County

T23N R22E S35 NWSE 3.0

Total Acres: 3

DOMESTIC Within LEMHI County

T23N R22E S35 NWSE

STOCKWATER Within LEMHI County

T23N R22E S35 NWSE

Conditions of Approval:

1. I FILED ON A PRIOR FILING OF 1912. THE HOUSE WAS BUILT IN 1911 AND THE SPRING WAS ALWAYS THE DOMESTIC AND STOCK AND IRRIGATION EVERY DAY. PERMIT 75-07377 DESCRIBES THIS RIGHT; IT WAS FILED IN AN ATTEMPT TO DOCUMENT THIS RIGHT WHEN IN FACT, THE RIGHT AS CLAIMED HAS EXISTED SINCE TEMPLE DEVELOPED THE SPRINGS AND BUILT THE HOME IN 1912.

Remarks:



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 29, 2005

75-10697
ROBERT L HOWELL
BOX 61
CARMEN ID 83462

RESPONSE DEADLINE
JULY 29, 2005

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the adjudication.

Sincerely,

Roxanne Brown
Sr. Water Resource Agent
Adjudication Bureau

Enclosures

