

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 75-4129

RECEIVED  
AUG 09 2005  
DEPARTMENT OF  
WATER RESOURCES

WATER RIGHT NUMBER: 75-4129

Owner Type                      Name and Address  
Current Owner                      JEAN W TOMITA  
                                                 PO BOX 454  
                                                 SALMON, ID 83467  
                                                 (208)756-2230

Priority Date: 06/01/1959  
Basis: Beneficial Use  
Status: Active

Source                                      Tributary  
SPRING                                      SALMON RIVER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 4/01 to 11/01           | 0.060 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.060 CFS             |                      |

Location of Point(s) of Diversion

SPRING                                      NW1/4NW1/4SE1/4                      Sec. 6,   Twp 21N,   Rge 22E, B.M.  
                                                 LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T21N R22E S06      NWSE      3.0

Total Acres: 3

Conditions of Approval:

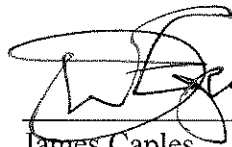
Remarks:

*Enclosed are statements of  
evidence of my priority on water  
right #1 75-4129 to the spring  
on my property.  
Jean W. Tomita*

**Evidence of Priority on Water Right #75-4129**

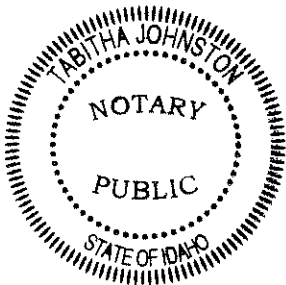
To Idaho Dept. of Water Resources,

I, James Caples, have lived in the Salmon, Idaho area all my life, and have personal knowledge of the spring in which Jean W. Tomita is using for beneficial use on her property. Jean still actively uses this spring.



James Caples  
Discovery Care Centre  
600 Shanafelt  
Salmon, ID 83467

AUG 4, 2005



Resides: Salmon, ID

Expires: 05/02/2011



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](http://www.idwr.idaho.gov).

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

June 29, 2005

75-04129  
JEAN W TOMITA  
PO BOX 454  
SALMON ID 83467

**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