

From: DWR70::THOMPSON 1-NOV-1991 11:25:00.49
To: DWR03::FRAZEE
cc: THOMPSON
Subj: TONI AND KENT ADAMS/REFUND

SAL, WE ARE HAVING MISERABLE WEATHER HERE. SNOW ON THE GROUND, WIND IS BLOWING. SNOW IS NOW BLOWING SIDEWAYS. YUK!!

I AM REVIEWING MY LETTER LOG AND INDEX FILE. FOR KENT ADAMS (TONI) A35-12000 & A35-12001. MY REFUND ISSUED FILE SHOWS THESE TWO NOTICES HAVE HAD THEIR MONEY REFUNDED. ALSO AJ5 SHOWS AN X IN STATUS COLUMN. HOWEVER, THE RECEIPT E008876 DOES NOT SHOW MONEY HAS BEEN REFUNDED. CAN YOU VERIFY THIS HAS BEEN DONE AND WHY THE RECEIPT DOES NOT SHOW A REFUND? THE DATE ON THE EXPENDITURE VOUCHER IS 7/22/91 AND THE AGENCY USE # IS 5945, CODE 193002 (I OBVIOUSLY DO NOT KNOW WHAT YOU NEED TO TRACK IT). THANKS!!!

JO/EASTERN

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MARCH 26, 1991

KENT ADAMS
1077 W 100 S
BLACKFOOT ID 83221

RE: NOTICES OF CLAIM A35-12000 AND A35-12001

Dear Mr. Adams:

This office has initiated procedures for refunding the filing fee paid in conjunction with the Notice of Claim form you submitted for the Snake River Basin Adjudication (SRBA). The refund will be sent to you from our State Office in Boise, Idaho.

On February 19, 1991, this office sent a letter advising that action by you was needed before your Notice could be processed. The 30-day time period provided for completing this task has expired, without the Notice being returned.

The effect of this action will be to remove this Notice from the Department's records. Should you decide to refile this Notice once the refund has been issued, the new filing will be subject to a late fee of \$50.00 or 15% of the filing fees, whichever is greater, on a per claim basis.

Of course, if you have any questions, please feel free to contact this office.

Respectfully submitted,

Ernest Carlsen
Adjudication Supervisor

EC:jt

FILE: 5-DAY REFUND

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State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

FEBRUARY 19, 1991

KENT ADAMS
1077 W 100 S
BLACKFOOT ID 83221

RE: NOTICES OF CLAIM A35-12000 AND A35-12001

Dear Kent:

The Idaho Department of Water Resources (IDWR) is returning your Notices of Claim to Water Rights because of insufficient information. The forms must be completed and re-submitted before the IDWR can process the Notices.

Below is a list of items that need your attention.

Notice of Claim A35-12000:

Based on the attachment provided with the Notice, we believe the legal description for your property should be Township 3N, Range 34E, Section 8, NW1/4 NW1/4. Please enter this description in Items #4 and #10.

Item #6 lists "irrigation" as a nature of use. Unfortunately, the form you have used is intended for claiming water used for just "stockwater" and/or "domestic" purposes. The statutory definition of "domestic", however, includes the irrigation of up to 1/2 acre surrounding a residence. Should the irrigation you have intended to claim be within this limit it qualifies as an incidental use and is not listed separately. This being the case line thru the irrigation use shown in Item #6 and reduce to amount of water in Item #7 to 0.04 cfs. You may state in Remarks the water is used for irrigation of the lawn and/or garden.

Should the property being irrigated exceed 1/2 acre and irrigation from the well started after March 25, 1963, then an Application for Permit should have been filed to acquire a water right. We can find no record of a Permit for your property. Therefore, for your convenience, an application form is also enclosed, with instructions. We will be happy to proceed with processing the application if you will return the completed form to our office.

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In Item #10 you circled both "domestic and stockwater". There is no reference to stockwater in Item #6 and #9. If you wish to claim stockwater, list it as a nature of use in Item #6 including the period of use and amount. (Refer to the enclosed table for recommended amounts for stockwater). Then in Item #9, list number and type of stock.

Notice of Claim A35-12000 and A35-12001:

The Notary Public must sign and notarize both Notices in Item #16. Note: You may not notarize your own signature

Please return the Notices by March 19, 1991 to avoid a late fee.

If you wish to make an appointment to discuss the corrections, please call the IDWR at (208) 525-7161.

Respectfully submitted,



Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

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SRBA CLAIMS RECEIVING CHECKLIST #2

Kent Adams

CLAIM

ENT. NO.

A3S-12001

DATE RECEIVED

5-31-89

CK #

2

AMOUNT \$

Required

NO Info?

70

- | | | | | |
|-----|---|--------|--|---|
| 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:

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:
Claim data entered by:
Sent to claimant by:

Date:

Date: 8/8/89

Checked by:

Date:

Comments:

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