

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 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. AK5-00992

Date Received _____

Receipt Number _____

RECEIVED

FEB 09 1990

No ✓ en
Department of Water Resources
Western Regional Office**NOTICE 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.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Kevin C or Denise M Rekow Phone (208) 365-5667Mailing Address 1610 W. Idaho Blvd Emmett Id Zip 836172. Date of Priority (Only one per claim) Jan 1 - 1920 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 7N Range 2W
Section 36, SE 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____, BM.,
County of GEMAdditional points of diversion if any: none5. 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. domestic well

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

For domestic purposes from 12-1 to 11-30 amount _____ (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed _____ (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) domestic purposes**MICROFILMED****OCT 18 1996**

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: 7N Range 2W
Section 36, SE 1/4 of SW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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 ditch water - irrigation

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 65-0992

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 ✓ 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)

[Signature]

Date

Feb 5 - 1990

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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 Gem) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 5th day of February 19 90

SEAL

Notary Public Eunice Jay Brock

Residing at Emmett

My Commission Expires 3-29-95

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant **MICROFILMED**

OCT 18 1996

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.

Water Right Number - A65-00992

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

REKOW

KEVIN C

1 - 1610 W IDAHO BLVD

2 -

3 -

City- EMMETT

State- ID Zip- 83617

Phone - 208-365-5667

REKOW

DENISE M

1 - 1610 W IDAHO BLVD

2 -

3 -

City- EMMETT

State- ID Zip- 83617

Phone - 208-365-5667

*** O - ORIGINAL OWNER ***

BRESHEARS

MILDRED J

1 - 1610 W IDAHO BLVD

2 -

3 -

City- EMMETT

State- ID Zip- 83617

Phone - 208-000-0000

BRESHEARS

V E

1 - 1610 W IDAHO BLVD

2 -

3 -

City- EMMETT

State- ID Zip- 83617

Phone - 208-000-0000

+ - - Priority Date - - +

01/01/1920

+ - - - Region - - - +

14 WESTERN

+ - - - Stage - - - +

+ - - - Status - - - +

X - REJECTED

+ - - - - Source - - - - - +

GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +

TwN Rng Sec Tract Lot RFlg County

07N 02W 36 SE SE SW (45) GEM

+ - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

01/01

12/31

0.040

1.20

+ - Total Div. Rate - +

0.040

+ - Total Div. Volume - +

1.20

+ - Total Consumptive Use - +

0.0

+ - KW Usage - +

+ - - - - Place of Use - - - - - +

TwN Rng Sec Tract Lot Acres Code Description County

07N 02W 36 SE SW 43 DOMESTIC (45) GEM

Total Acres:

+ - - Diversion Means - WELL

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OCT 18 1996

Water right number - A65-00992

Prefix Translation: ADJUDICATION CLAIM

+ - - Non-irrigation Use - DOMESTIC, 1 HOME

+ - - Other Rights for Same Use - DITCH WATER-IRRIGATION

+ - - - - - Remarks - - - - -
CLAIM INCOMPLETE.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
STATE OF IDAHO A & C CORP., ET AL. 01/21/1986

+ - - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - - +
03/01/95 LHARRIS

+ - - - - - 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 - 02/09/1990	Last Amended Date - 00/00/0000	Temporary Right - P
	Receipt Number - X777777	Water District - 65
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector - OR	Presumption Flag -
		Notice of Error Flag -

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Oct 18 1996

WR-NUMBER: 65-00992
CURRENT OWNER:
MILDRED J. BRESHEARS
V. E. BRESHEARS
COUNTY: GEM
SOURCE: GROUNDWATER
WATER USE:
DOMESTIC

PRIORITY DATE:
04/01/1961

STAGE:
DECREED

WATER-DIST: 65

TRIBUTARY:
DIVERSION RATE: 0.040
DIVERSION VOLUME: 1.20
PERIOD FROM: 01/01
PERIOD TO: 12/31
TOTAL: 0.040 1.20

POINT OF DIVERSION: Twp Rge Sec Tract Lot
07N 02W 36 SE SW

PLACE OF USE LEGAL DESCRIPTION FOR: DOMESTIC

				NE				NW				SW				SE				
				NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
07N	02W	36:	:																	:

DECREE PLAINTIFF: STATE OF IDAHO
DECREE DEFENDANT: A & C CORP., ET AL.

END OF REPORT

UNRECORDED
00118 1993

Water Right Number - R65-00992

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
REKOW

KEVIN C

1 - 1610 W IDAHO BLVD
2 -
3 -City- EMMETT
Phone - 208-365-5667

State- ID Zip- 83617

REKOW

DENISE M

1 - 1610 W IDAHO BLVD
2 -
3 -City- EMMETT
Phone - 208-365-5667

State- ID Zip- 83617

*** O - ORIGINAL OWNER ***
BRESHEARS

MILDRED J

1 - 1610 W IDAHO BLVD
2 -
3 -City- EMMETT
Phone - 208-000-0000

State- ID Zip- 83617

BRESHEARS

V E

1 - 1610 W IDAHO BLVD
2 -
3 -City- EMMETT
Phone - 208-000-0000

State- ID Zip- 83617

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
01/01/1920 14 WESTERN X - REJECTED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

07N 02W 36 SE SE SW (45) GEM

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC 01/01 12/31 0.040 1.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 1.20 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07N 02W 36 SE SW 43 DOMESTIC (45) GEM

Total Acres:

+ - - Diversion Means - WELL

RECEIVED
MAY 16 1995

Prefix Translation: RESEARCH

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME

+ - - Other Rights for Same Use - DITCH WATER-IRRIGATION

+	Remarks	+
	CLAIM INCOMPLETE.	

+ - - - - Old Water Right Numbers - - - - +
No Old Water Right Numbers Found

----- Conditions of Approval -----
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - +
STATE OF IDAHO	A & C CORP., ET AL.	01/21/1986

```
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
-Comments-
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
No Comments Found
```

+ - - Audit Fields - - +
00/00/00 LHARRIS

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

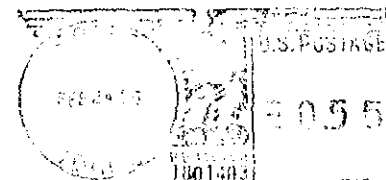
Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 02/09/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 65
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

THE UNIVERSITY OF CHICAGO

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION

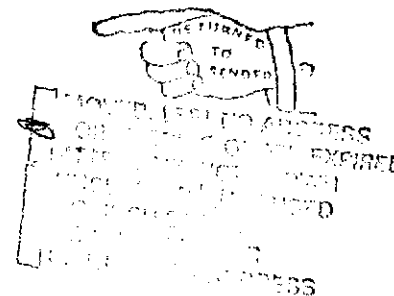
2735 Airport Way
Boise, Idaho 83705-5082

BOIA370A 02-24-95 1830



No current listing in phone book

[
Kevin C. or Denise M. Rekow
1610 W. Idaho
Emmett ID 83617
]



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FEB 27 1995
WATER RESOURCES
WESTERN REGION

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OCT 18 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

2-24-95

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

[Kevin C. or Denise M. Rekow
11610 W. Idaho
Emmett ID 83617]

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the items checked below, we cannot continue to process this claim(s). We are returning this claim(s) to you to complete items required that were incomplete on your claim form. **ONLY THE ITEMS CHECKMARKED IN THIS LETTER NEED COMPLETION. IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIM(S).** Also enclosed is the receipt for the filing fee previously submitted with this claim(s).

✓ Fee - No fee received or inadequate fee received, fee due is \$2500.
(Filing fees, based on use(s) of water, were due on all claims filed)

_____ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____, and the late fee now due is _____. The enclosed Late Fee Notice explains the late fee and how it is computed.

_____ Item No. 2 - Date of priority - month/day/year that water was first put to use, regardless of ownership. If month or day is unknown, the Dept. will recommend 12/31 of the year designated.

_____ Item No. 3 - Source of Water

_____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range. Lot and block for subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

✓ Item No. 6 - Uses of Water
✓ Item No. 7
✓ Item No. 9 - Non-Irrigation Uses } See instructions

_____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

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Item No. 12 - Ownership of place of use - It appears that the places of use filed on this claim are owned by separate individuals. This claim form can only be used when the places of use are under single ownership, even when all the uses are from one source. Enclosed are claim forms to be used to file on each separately owned place of use. The claim being returned will need to be modified to show one owner, with the changes initialed and dated. The \$25 fee for this claim has been submitted, however, the additional claims returned need to submit a \$25 fee each.

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

MAP ENCLOSED: Please mark the location of the well(s) and the location of the place(s) of use on this map. Then return the map with your claim and the additional information requested, if any. We can then determine the quarter-quarter(1/41/4) legal description based on the locations marked on this map.

✓ Other: Enclosed is a summary report of the water right you are basing your claim on. If you claim the right as it was decreed, a fee is not due. If you do not claim it as reflected in the summary a fee is necessary.

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee(if one was requested), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee, if one was paid previously, will be refunded. Please contact our office listed in the address below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any other claims, information or fees requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

John

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

HHT:h

Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

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