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In File

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: 65-01369
DATE RECEIVED: 12-5-89
RECEIPT NO: X999997
RECEIVED BY: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: HERBERT G. HETHERINGTON
ADDRESS: P.O. BOX 740
EMMETT, ID

83617

RECEIVED
DEC 5 1989

2. DATE OF PRIORITY: MAR 22, 1940

3. SOURCE: GROUNDWATER

TRIB. TO:

Department of Water Resources

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
06N	01W	3		NW	NW		GEM

5. DESCRIPTION OF DIVERTING WORKS:

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		1.20
COMMERCIAL	01/01	12/31	0.030		5.40

7. TOTAL QUANTITY APPROPRIATED IS:

0.040 C.F.S. (AND/OR)

6.60 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
06N	01W	3	NW	NW		DOMEST	

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

15. BASIS OF CLAIM: DECREEED
CASE NUMBER:
COURT :
DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS DECREE DEFENDANT

MICROFILMED

SEP 18 1992

(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.

SEP 18 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Wetherington CLAIM IDENT. NO. AG-21369

DATE RECEIVED 12-5-89 CK # AMOUNT \$ exempt YES ☒ NO ☐ Required Info? ☐

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: Lat Date: 3/8/90

Claim must be returned to claimant: ☐ (Yes) ☒ (No)

Claimant must be notified of modifications: ☐ (Yes) ☒ (No)

Receipt Prepared by: Date: 3/14/90

Claim data entered by: Date: 3/14/90 Checked by: Date:

Sent to claimant by: Date: 2/22/90

Comments:

MICROFILMED

SEP 18 1992

AJ0749NP
No. R65-01369

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

DATE: 06/12/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HERBERT G HETHERINGTON PO BOX 740 EMMETT ID 83617	03/22/1940	COMMERCIAL DOMESTIC	01-01 12-31 01-01 12-31	0.030 CFS 0.040 CFS	5.40 AFA 1.20 AFA
TOTAL DIVERSION:					0.040 CFS	6.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06N R01W S03

NWNW

GEM County

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	:
06N	01W	3	:																	:

Place of use location for COMMERCIAL is the same location as described for: DOMESTIC

POU County: GEM

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
- NOT EXCEED 13,000 GALLONS PER DAY.
- C18 - THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
- NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
- ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
- DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
- ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number: 65

Field Inspection Flag:

Presumption Flag:

WR0749NP
No. 65-01369

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/12/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
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TOTAL DIVERSION:					0.040 CFS	6.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T06N R01W S03 NW NW GEM County

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

06N 01W 3 : : D : :															

Place of use location for COMMERCIAL is the same location as described for: DOMESTIC

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-01365 65-13756

Dates:	App. Received:	Priority Date:	03/22/1940
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT