

CLAIMANT'S NAME: _____

DATE: 1/18/1990

EMPLOYEE: Helen Harrington-Thornton

RE: UNCLAIMED Payette-decreed right 65-03297

Clara Mae Brinkerhoff, secretary of the Russell Subdivision, was in the office today to file the decreed right for the subdivision (a65-1663 & A65-09066).

She also had the above, un-notarized claim form, which had been given to her by Mr. Atkinson. Mr. Atkinson has given it to Mrs. Brinkerhoff in the belief that he had received it because he had been the vice-president of the subdivision when the payette drainage was decreed.

According to Ms. Brinkerhoff, Mr. Atkinson does NOT have an individual domestic well, he gets water from the subdivision wells. It appears that Mr. Atkinson probably filed an individual claim in the Payette Adj. even though he shouldn't have.

Ms. Brinkerhoff also stated that Mr. Atkinson actually owns lot 3 in block 2, but ~~xxxx~~ he believes that it is block 1.

There may also be another payette-decreed claim for someone else who only uses water from the subdivision wells; according to Ms. Brinkerhoff, the lady took her claim in to the mobile office in Emmett, and they threw it in the trash. I don't know who the lady is, however, there is a list of the property owners attached to claims for the subdivision.

cc: A65-09066

A65-01663

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SEP 22 1992

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: A65-03297
Date Received: 1/18/1990
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NOT CLAIMED
Address: X, ID 0

2. Date of Priority: DEC 01, 1963

3. Source: GROUNDWATER Trib. to:
NOT CLAIMED

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
06N	01W	6		1	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

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 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	6		1	DOMEST	

11. Place of use in counties: GEM

A65-03297

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Date: 01/18/90

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12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

LOT 3, BLOCK 1, RUSSELL SUBDIVISION.

not claimed. see memo to file for additional information.

hlht

1/18/1990

15. Basis of Claim:

16. Signature(s)

(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.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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. No.

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly:

Name of Claimant(s)

Mailing Address
(include Zip Code)

Eldon Atkinson
1978 Fenton Dr.
Emmett
Idaho 83617

Phone Number *(865) 9886*

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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: 65-03297

DATE RECEIVED:

RECEIPT NO:

RECEIVED BY: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: ELDON R. ATKINSON
ADDRESS: 1978 FENTON DR.
EMMETT, ID

83617

2. DATE OF PRIORITY: DEC 01, 1963

3. SOURCE: GROUNDWATER

TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4 OF 1/4	LOT	COUNTY
06N	01W	6		1	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

7. TOTAL QUANTITY APPROPRIATED IS:
0.040 C.F.S. (AND/OR)

1.20 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	6		1	DOMEST	

11. PLACE OF USE IN COUNTIES: GEM, GEM

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

65-03297

PAGE 1

DATE: 10/28/89

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13. OTHER WATER RIGHTS USED:

14. REMARKS:

LOT 3, BLOCK 1, RUSSELL SUBDIVISION.

15. BASIS OF CLAIM: DECREE

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

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

16. SIGNATURE(S)

(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 X WISH TO RECEIVE AND PAY A SMALL ANNUAL FEE FOR MONTHLY COPIES OF THE DOCKET SHEET.

NUMBER OF ATTACHMENTS: _____

FOR INDIVIDUALS:

I/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): _____ DATE: _____

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM Vice President OF

TITLE

Russell Sub Division, THAT I HAVE SIGNED THE FOREGOING

ORGANIZATION

DOCUMENT IN THE SPACE BELOW AS Russell Sub Division OF

TITLE

AND THAT THE STATEMENTS CONTAINED IN THE

ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

Russell Sub Division
SIGNATURE OF AUTHORIZED AGENT
Eldon R. Peterson
TITLE AND ORGANIZATION

Dec. 12, 1990

DATE

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SEP 22 1992

STATE OF IDAHO)

) SS.

COUNTY OF _____)

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS _____ DAY

OF _____ 19 _____

NOTARY PUBLIC

SEAL

RESIDING AT _____

MY COMMISSION EXPIRES _____

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Upon review of A65-01663 the following details were discovered:

R65-01663 was decreed for .04 (1 home) priority 1-22-57
Tax #134 - Peterson

However claim was updated in SRBA to 14 homes for
the entire Russell Subdivision. Lot 4 Block 1 is
^{legals on claim}

There are two other claims for the Russell Sub in
addition to 65-01663. They are:

A65-09066 decreed for .48 cfs and 14.4 AF (12 homes)
Lot 4, Block 2 and Notes 65-01663 as a backup
well for the subdivision.

A65-03297 was decreed for .04 (1 home)

Lot 3 Block 1 but was unclaimed in SRBA.

* Recommend all 3 files get recommended
together.

K. Waters

1-5-98

CLAIMANT'S NAME: _____ DATE: 1/18/1990

EMPLOYEE: Helen Harrington-ThorntonRE: UNCLAIMED Payette-decreed right 65-03297

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