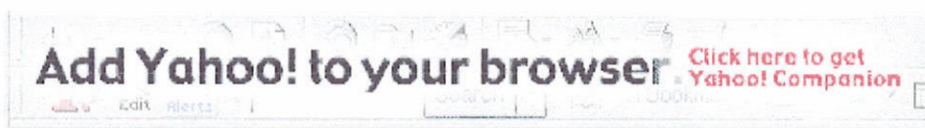




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9700 Bill Burns Rd

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

RECEIVED
MAY 24 1990

IDENT. NUMBER: 65-03435
DATE RECEIVED: 1-29-90
RECEIPT NO: X999997
RECEIVED BY: -----

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: VERN LIECHTY
ADDRESS: 9734 BILLBURNS RD.
EMMETT, ID

83617

NAME: NELLIE LIECHTY
ADDRESS: 9734 BILLBURNS RD.
EMMETT, ID

83617

RECEIVED
JAN 29 1990

2. DATE OF PRIORITY: MAY 01, 1923

Department of Water Resources

3. SOURCE: GROUNDWATER TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
06N	03W	10	NE	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		2.40
STOCKWATER	01/01	12/31	0.040		2.70

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

5.10 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

65-03435

PAGE 1

DATE: 10/28/89

MICROFILMED
OCT 18 1996 5499

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
06N	03W	10	NE	NW		DOMEST	
			SE	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: DECREED
CASE NUMBER:
COURT :
DECREE DATE: 1/21/1986

*10 shares in the Coop ditch
3/4 in the Enterprise ditch*

STATE OF IDAHO
DECREE PLAINTIFF

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

Nellie Liechty 1-25-1990

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): Nellie Lichty DATE: 1-25-1990
Nellie Lichty DATE: 5-22-90

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF
_____, TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF
_____, TITLE
_____ AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Gem) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 22nd DAY
OF May 19 90

Jay Dison
NOTARY PUBLIC

SEAL

RESIDING AT Emmett, Idaho

MY COMMISSION EXPIRES

DATE: 10/28/89

65-03435

PAGE

3

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OCT 18 1996 5501

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Luchty

CLAIM IDENT. NO.

A65-03435

DATE RECEIVED

CK #

X99999

AMOUNT \$

YES

NO

Require Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Require Info? *
2. Is a priority date entered? ☐ YES ☐ NO ☐ Require Info? *
- Is the priority date acceptable in view of mandatory filing dates? ☐ YES ☐ NO ☐ Require Info? *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☐ YES ☐ NO ☐ Require Info? *
3. (a) Is a source entered? ☐ YES ☐ NO ☐ Require Info? *
- (b) Is a tributary to entered? (if required) ☐ YES ☐ NO ☐ Require Info? *
4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO ☐ Require Info? *
5. Is there a description of the diverting works? ☐ YES ☐ NO ☐ Require Info? *
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. ☐ YES ☐ NO ☐ Require Info? *
- Is the period of use included? ☐ YES ☐ NO ☐ Require Info? *
- Is a quantity claimed for each use? ☐ YES ☐ NO ☐ Require Info? *
7. Is a total quantity claimed entered? ☐ YES ☐ NO ☐ Require Info? *
8. If required is a consumptive use entered? ☐ YES ☐ NO ☐ Require Info? *
- Is the consumptive use correct? ☐ YES ☐ NO ☐ Require Info? *
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. ☐ YES ☐ NO ☐ Require Info? *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO ☐ Require Info? *
11. Is (are) the county(ies) entered? ☐ YES ☐ NO ☐ Require Info? *
12. Is the ownership of p.u. checked? ☐ YES ☐ NO ☐ Require Info? *
13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO ☐ Require Info? *
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.) ☐ YES ☐ NO ☐ Require Info? *
15. Is the basis of the claim indicated? ☐ YES ☐ NO ☐ Require Info? *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO ☐ Require Info? *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ Require Info? *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Require Info? *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ Require Info? *
20. Is the fee enclosed correct? ☐ YES ☐ NO ☐ Require Info? *
- Exempt ☒ YES ☐ NO ☐ Require Info? *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO ☐ Require Info? *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ Require Info? *

Claim checked by:

RMC

Date:

5/29/90

Claim must be returned to claimant:

Claimant must be notified of modifications:

MICROFILMED
(Yes) ☒ (No) ☐
OCT 18 1996

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

This right has been split needs corr.

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

01/04/2001

RIGHT NUMBER: 65-3435

NAME AND ADDRESS: NELLIE LIECHTY
VERN LIECHTY
9734 BILLBURNS RD
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
5.1 AFY

PRIORITY DATE: 05/01/1923

POINT OF DIVERSION: T06N R03W S10 NENW Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1-01 12-31	0.04 CFS
		2.70 AFY
DOMESTIC 2 HOMES	1-01 12-31	0.04 CFS
		2.40 AFY

PLACE OF USE:

<u>STOCKWATER Within GEM County</u>			
T06N R03W S10	NENW	T06N R03W S10	SENW
<u>DOMESTIC Within GEM County</u>			
T06N R03W S10	NENW	T06N R03W S10	SENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

Stockwater use is for 160 range cattle and 20 dairy cattle.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

65-3535

Comments: I am recommending this right as decreed. It appears that Paller filed in error. I contacted Paller on 10/31/00 to provide some documentation for this right and I have not heard back from them. Vern and Nellie Liechty are now deceased. I have contacted Al and Alice Liechty at 365-5490, 9700 Bill Burns Rd, to submit an ownership change. Thus far nothing has been received.

I am disallowing the A and B portion of this right and recommending the whole number.

Sue Bock
1/3/2001

10/30/97
 DWS Data Base
 & Blat map

WR5809NP
 No. 65-03435

IDAHO DEPARTMENT OF WATER RESOURCES
 WATER RIGHT PROFILE REPORT

DATE: 09/10/97
 PAGE: 14

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VERN LIECHTY	✓ 05/01/1923	STOCKWATER	01/01 12/31	0.040 CFS	2.70 AFA
C	NELLIE LIECHTY		DOMESTIC	01/01 12/31	0.040 CFS	2.40 AFA
	9734 BILLBURNS RD. EMMETT ID 83617					
TOTAL DIVERSION:					0.040 CFS	5.10 AFA

Alfred V
 Alice M.
 9734
 5-5100
 RP00387904

1 original & 1997 MH (OC 00387904)

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T06N R03W S10

NENW ✓

GEM County

Place of use Legal Description for: DOMESTIC

			NE				NW				SW				SE			
T	R	S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
06N	03W	10	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
							D			D								

Place of use location for STOCKWATER 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):
 65-03575 65-06583

Other Water Rights Listing Overlapping Place(s) of use:
 65-00066 65-00070X

Dates: App. Received: Priority Date: 05/01/1923
 Proof Due Date:
 Exam Made Date: Proof Made Date:
 Licensed Date: Exam Sent to S.O.:

Misc: Water District Number: 65 Field Exam Fee:

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

- 2 homes
 160 range
 & 20 dairy
 cattle
 ↑
 per PRBA
 claim
 no lot
 numbers -

Recommended
 65-3435

A65-03435 = Split Right
 no "R" for A65-03435

owned by
 Emmett Valley Fruit
 no homes on property
 but no R110
 as claimed
 no date
 P/d
 A65-03435A
 Paller - 0.02
 S10
 A65-03435B
 entire amt.
 Hechty
 note in this log
 C18
 N18
 - 1 home

County Research - Need
to know if Hiecky owns
any land in the SEW, S.
10/6N, 3W. & to verify that
Paller does own land
in that $1/4 \times 1/4$. Then, return
to Western for follow-up
to recommendation.

To Agent - Once county
verification is done - 1/2
acre of change is needed from
Paller - what purchased SEW
(if they did) & drilled well. If
date is OK can recommend
1 home each & limit AF amount
& gas amount. (1.02 ^{acre} stockwater
to each) & Hiecky

INTER-DEPARTMENT MEMO

TO: Tom Shurte

SUBJECT: Duplicate Claims

FROM: Helen H-T

DATE: 8/3/90

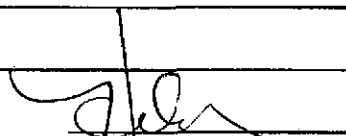
Howdy -

Here is another bunch of claims which were found to already be on the host master - these claims have not been processed.

MICROFILMED
OCT 18 1996

() For your information

() Response required


signature



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 26, 1990

Mrs. Nellie Liechty
9734 Bill Burns Rd.
Emmett, ID 83617

RE: Snake River Basin Adjudication (SRBA)
Gem County - Notice of Claim #A65-03435

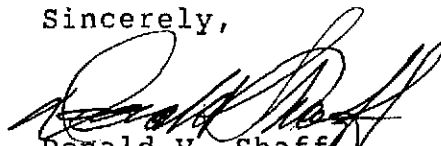
Dear Mrs. Liechty:

We are returning your Notice of Claim to a Water Right filed for your property in Gem County. We have noted some problems with your claim which we would like you to correct.

The notary public's verification of the signature of the claimant is a required element of the claim form. After you have obtained the notary public's verification of your signature at the bottom of the last page, we will be able to process this claim. In addition, please complete the enclosed "Attachment To Notice Of Claim To A Water Right" and return with your completed Notice of Claim #A65-03435.

Please return the documents to this office to my attention. If you will make these corrections before May 28, 1990, you will not be assessed a late filing fee. Please do not hesitate to contact this office if you have any questions or concerns.

Sincerely,


Donald V. Shaff
Manager, Adjudication Section

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OCT 18 1996

DVS:lk:state

Enclosures:

Notice of Claim #A65-03435

Attachment To Notice Of Claim To A Water Right



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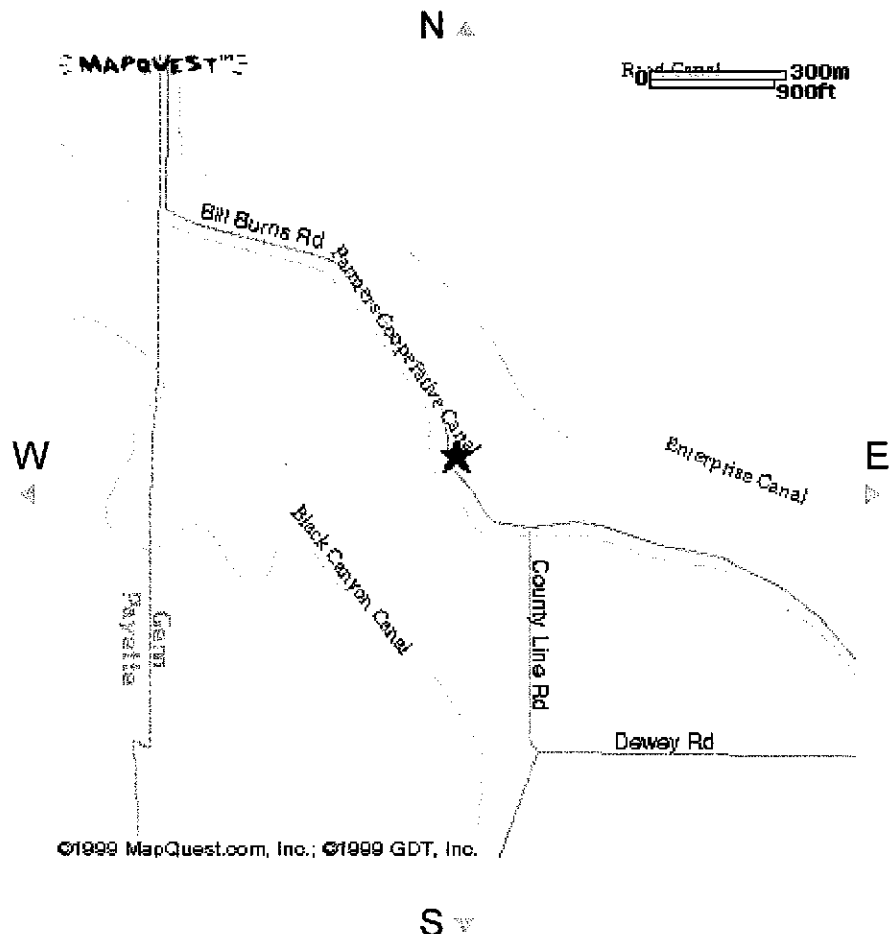
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9700 Bill Burns Rd

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A65-03435

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
SPLIT RIGHT

1 -
2 -
3 -
City- X State- ID Zip- 0
Phone - 208-000-0000

*** D - ORIGINAL OWNER ***
LIECHTY

NELLIE

1 - 9734 BILLBURNS RD.
2 -
3 -
City- EMMETT State- ID Zip- 83617
Phone - 208-365-2047

LIECHTY

VERN

1 - 9734 BILLBURNS RD.
2 -
3 -
City- EMMETT State- ID Zip- 83617
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1923 14 WESTERN 2 - SEE REMARKS

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
✓ GROUNDWATER
SPLIT RIGHT

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
✓ 65N 46E 36 ✓ (99) SUBSCRIPTION

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31		0.040	2.40
04 - STOCKWATER		01/01	12/31		0.040	2.70

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 5.10 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06N	03W	10	NE NW			43	DOMESTIC	(45) GEM
06N	03W	10	SE NW			43	DOMESTIC	(45) GEM

Total Acres:

+ - - Diversion Means -
+ - - Irrigation Use -

MICROFILMED
OCT 18 1996

Prefix Translation: ADJUDICATION CLAIM

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	- 00/00/0000	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	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 18 1996