

T18N, R03E, S33

TOM & MARY OTTO →



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: A65-08578
Date Received: 11/ 3/1988
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: THOMAS J OTTO 208-634-2829
Address: BOX 422
MCCALL ID 83638
AND/OR
Name: MARY A OTTO 208-634-2829
Address: BOX 422
MCCALL ID 83638

2. Date of Priority: JUL 1, 1946

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	03E	33	SE	SE			VALLEY

5. Description of diverting works:

68'DRILLED WELL W/SUBMERSED PUMP W/PIPELINE TO P.O.U.

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:

D/1 HOUSEHOLD W/LAWN IRRIG.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
18N	03E	33	SE SE		DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE

14. Remarks:

ORIGINAL DECREE WAS FOR 18'HAND DUG WELL. REPLACED WITH CURRENT
68'DRILLED WELL 02/1977.

15. Basis of Claim: DECREED

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 _____ 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: _____

8-20-99

_____ Date: _____

The original executed claim has not been found yet.
M.A.

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 _____

AJ0749NP
No. R65-08578

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

DATE: 08/20/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS J OTTO	07/01/1946	DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
C	MARY A OTTO					
	PO BOX 422					
	MCCALL ID 83638					
	(208) 634-2829					
				TOTAL DIVERSION:	0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T18N R03E S33

SESE

VALLEY 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	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
18N	03E	33	:																	:

POU County: VALLEY

Non-Irrigation Uses: 1 HOME

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP RP 18N03E339530A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Comments: Date: 03/10/1997 User-ID: CORR1 Subject: COPIED FROM REMARKS
ORIGINAL DECREE WAS FOR 18' HAND DUG WELL. REPLACED WITH CURRENT
68' DRILLED WELL 02/1977.

Audit: 08/20/99 MSCHULTE

September 29, 1999

RECEIVED
OCT 19 1999
Department of Water Resources

NOTICE OF ERROR
REPLY

RECEIVED
OCT 20 1999
WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 29, 1999

Water right number: 65-08578

THOMAS J OTTO
MARY A OTTO
PO BOX 422
MC CALL ID 83638

Daytime Telephone Number: 208-634-4061 ext 146
Evening Telephone Number: 208-634-2829

1. Describe the portion of the proposed recommendation with which you disagree (e g priority date, period of use, source).
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 10-16-99 SIGNATURE: Mary A Otto
Please print your name: MARY A. Otto

AJ5809NP
No. A65-08578

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 08/05/99
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS J OTTO	07/01/1946	DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
C	MARY A OTTO					
PO	BOX 422					
	MCCALL ID 83638					
	(208) 634-2829					
				TOTAL DIVERSION:	0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T18N R03E S33 SESE

VALLEY 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	:
18N	03E	33	:																	:
			:																	:

POU County: VALLEY

Non-Irrigation Uses: ~~0/1 HOUSEHOLD W/LAWN IRRIG~~

Other Rights: NONE

Remarks: GEN ORIGINAL DECREE WAS FOR 18' HAND DUG WELL. REPLACED WITH CURRENT
68' DRILLED WELL 02/1977.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Audit: 11/03/88 MOBILE2 03/30/95 POST-STD

"R" Created
Parcel # RP18N03E3395301A

WR5809NP
No. 65-08578

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/05/99
PAGE: 4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HAROLD M. FINCHER	07/01/1946	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
C	FAY L. FINCHER BOX 847 WRANGELL AL 99929					
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T18N R03E S33

SESE

VALLEY 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	:
18N	03E	33	:																	:
			:																	:

Pou County: VALLEY

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

65-08142 65-08311 65-08589 65-08590 65-08641 65-08642 65-09689

Other Water Rights Listing Overlapping Place(s) of use:

65-08142 65-08589 65-08590 65-08642

Dates:	App. Received:	Priority Date:	07/01/1946
	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

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
(x) NAPP <i>GIS map</i>	DATE OF PHOTO _____ IDWR ID NO. _____	Y(☒) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
(x) OTHER <i>PRBA claim</i>	DATE <i>1-24-74</i>	Y(☒) N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

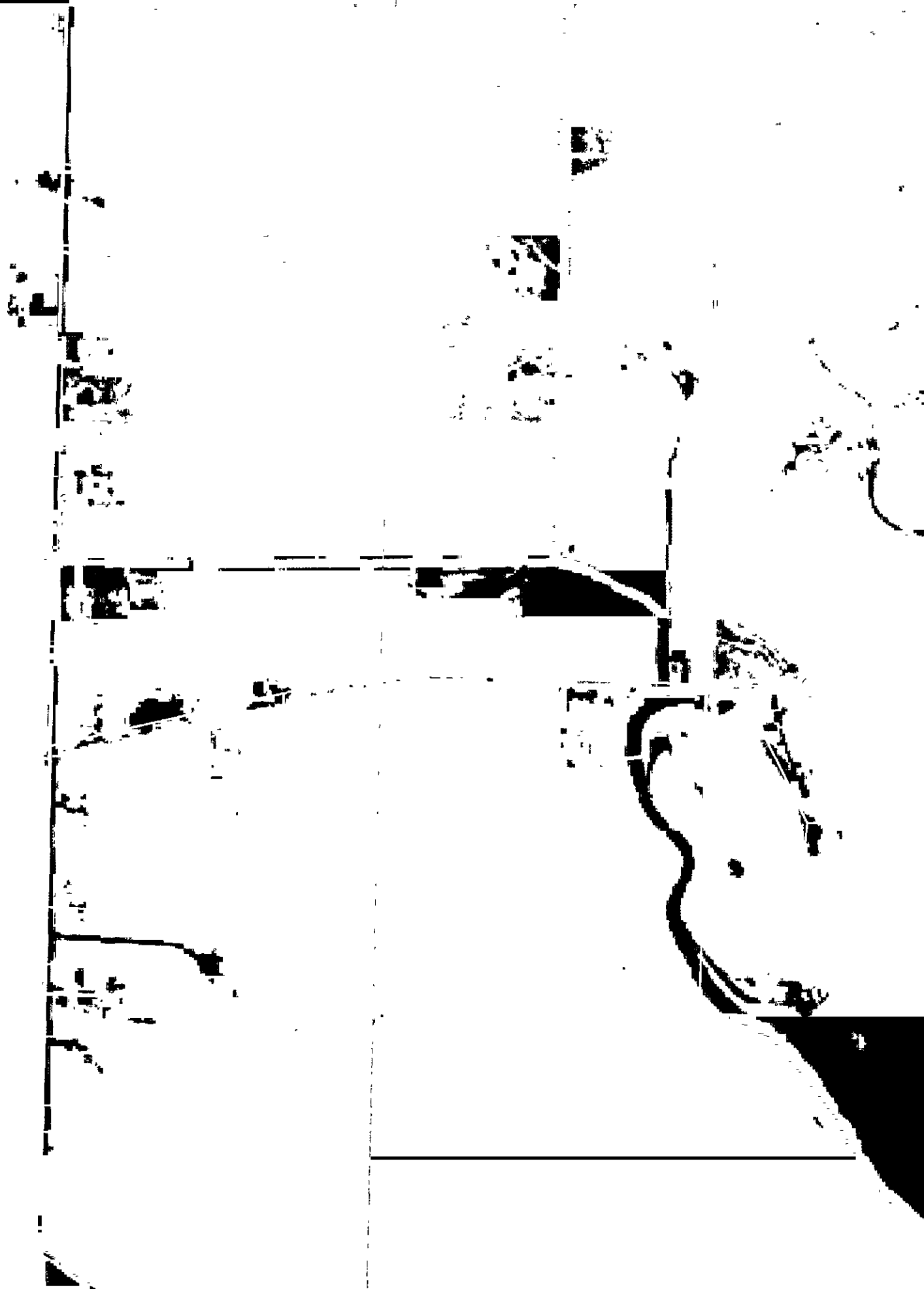
11:20:33
08/20/99

PAGE: 2
QUICKLOOK INFORMATION

8
CLAIM NUMBER: A65-08578

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	-		MS In office 8-20-99	N		MS 8-20-99	MS 8-20-99	
POINT OF DIV	-			N				
SOURCE	-			N				
PLACE OF USE	-			N				
DIV. AMOUNT CFS/VOLUME	-			N				
CONSUMPTIVE USE	-			NA				
PURPOSES OF USE	-			N				
PERIOD OF USE	-			N				
BASIS OF CLAIM	-			N				
REMARKS	-			Y				

BARCODE UPDATED
WHOM/DATE



RECEIVED

REF MAP NO. 28 1974

65-8578 Department of Water Administration

HAROLD M Y FAY. L. FINCHER
(Name of Plaintiff)

Box 847 WRANGELL, ALASKA 99229

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

claims a right to the diversion

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) 1946

- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) WELL - ground water
DUG & CAGED WITH 36" CEMENT TILE; APPROX. 26' DEEP

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
(Both Dates Inclusive)

Use DOMESTIC 1-2 Period of Use From JAN 1 To DEC 31
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

- (4) Quantity of water claimed: _____ Cubic Feet Per Second, or _____ Acre Feet Per Annum
and/or 10 _____ Gals. Per Minute. SE SE

- (5) A) Point of Diversion: Give location of point where water is diverted from its source. SE 1/4 SE 1/4
Sec. 33, Twp. 18 N, Rge. 3 E, B.M.; additional points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc. Give sizes and capacities; be as specific as possible. 3" HP X 1" PUMP FROM WELL

- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 113

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
HOUSEHOLD USE PLUS LAWN & GARDEN IRRIGATION

- (7) Effluent, sewage waste, or return water from this use is discharged into SEPTIC TANK & DRAINFIELD SYSTEM

- (8) If you are claiming water as a member of an organization, list name of organization.

- (9) Remarks IT IS OUR DESIRE TO CLAIM MORE WATER FROM ANOTHER
WELL AND POND FOR IRRIGATION AS THE SUPPLY HAS BEEN
UNLIMITED. (FRESH WATER) - 3000 GPM SOURCE

- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case _____
☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge

Individual

(Signature of Claimant)

(Signature of Claimant)

Jan 7 1990 - L.L.C.
(Signature of Spouse)

(Signature of Spouse)

Organization _____
 REVOINUED 11-8-31-77

11	✓	✓	✓	✓
Features of Authorized Agent				

State of California

Organization
Seat

County of Jefferson

On this 22nd day of March, in the year 1874, before me
a notary public, personally appeared John A. Smith
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they,
corporation, partnership or individual) executed the same.

Notary Public residing at 221 E. 1st St. St. Paul

My commission expires 12-1-77

9KN 8/1/77

No AS record on microfiche
The AS reports under Thomas J. Smith