

01/07/2003

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

RIGHT NUMBER: 74-1030
NAME AND ADDRESS: MINA R CAPPS
BOX 45
LEMHI ID 83465
ROYDEN O CAPPS
BOX 45
LEMHI ID 83465

SOURCE: BASIN CREEK TRIBUTARY: HAYDEN CREEK
QUANTITY: 0.740 CFS
PRIORITY DATE: 04/01/1935
POINT OF DIVERSION:

T17N R23E S4 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.740 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T17N R23E S02 Lot 1 NENE	2.8	T17N R23E S02 Lot 2 NWNE	7.2
T17N R23E S02 SWNE	7.0	T17N R23E S02 Lot 3 NENW	7.1
T17N R23E S02 SENW	0.5		

24.6 ACRES TOTAL

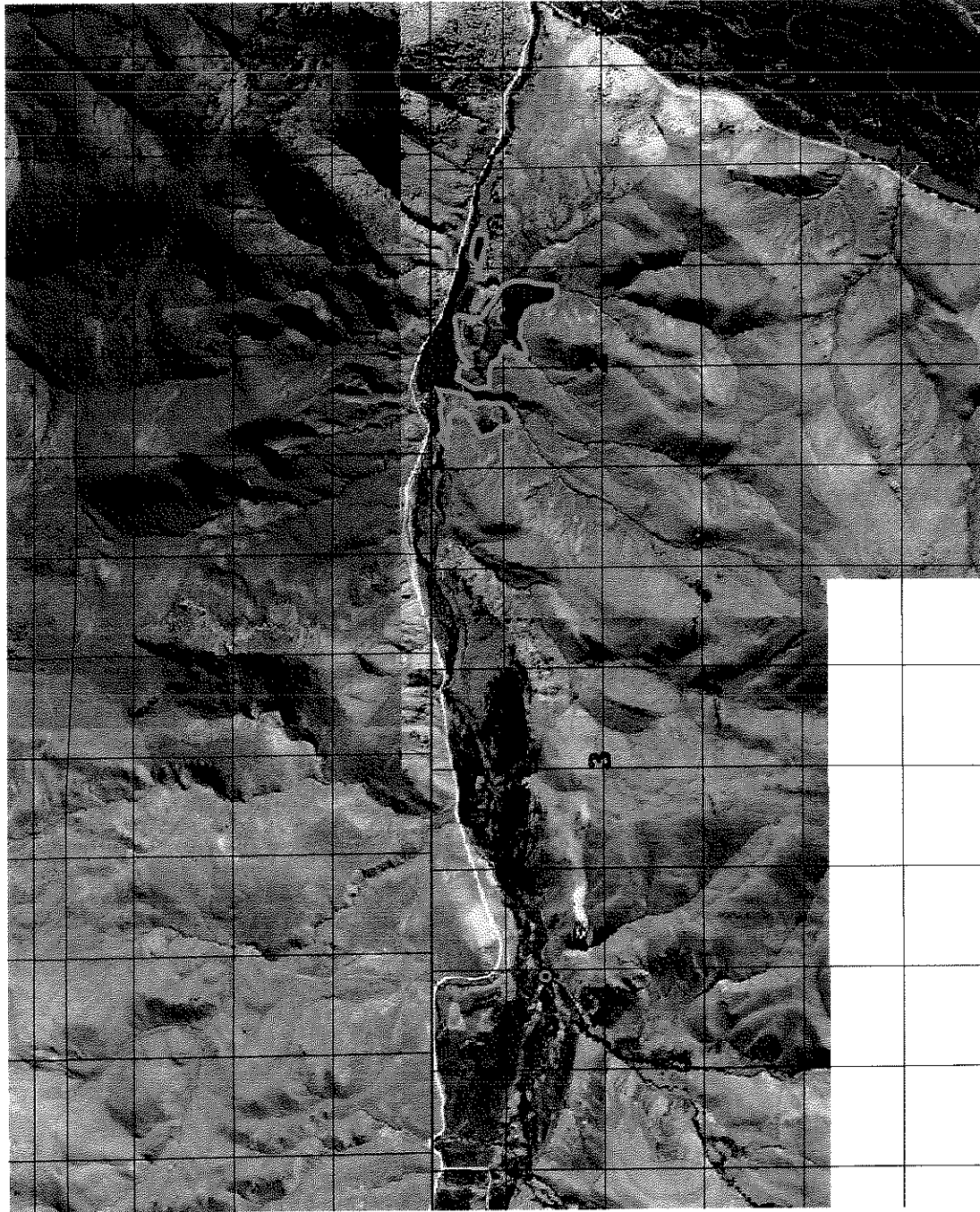
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

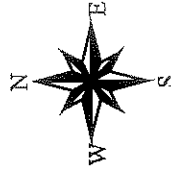
EXPLANATORY MATERIAL: Decreed

Idaho Dept. of Water Resources

Water Right No. 74-01030



- Diversion
- Place of Use
- Townships
- Sections



T17N R23E S2

GIS Presentation

Prepared by Roxanne Brown

January 7, 2003

1987/88 NAPP Photography

1.2 Miles

0.6

0

0.6



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: A74-01030

Date Received:

Receipt No: X999999/90

Received By: _____

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

1. Name: **ROYDEN O. CAPPS**
Address: **P.O. BOX 862**
SALMON, ID

83467

Name: **MINA R. CAPPS**
Address: **P.O. BOX 862**
SALMON, ID

83467

2. Date of Priority: **APR 01, 1935**

3. Source: **BASIN CREEK**

Trib. to: **HAYDEN CREEK**

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	23E	4	SE	NE			LEMHI

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.740		

7. Total Quantity Appropriated is:
0.740 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A74-01030

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Date: 04/27/90

MICROFILMED

DEC 14 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
17N	23E	2	NE		NE	1	IRR	3.0
			NW		NE	2	IRR	7.0
			SE		NE		IRR	7.0
			NE		NW	3	IRR	7.0
			SE		NW		IRR	1.0
			SE		NW		IRR	1.0

Section Acres 26.0

Total Acres 26.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

AC. IRR.=24.6.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

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): Royden O'Leary Date: 4-27-90
_____ Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 27th day

of April 19 90

Klaus F. O'Leary
Notary Public

Seal

Residing at Salmon Idaho

My Commission Expires 10-26-93

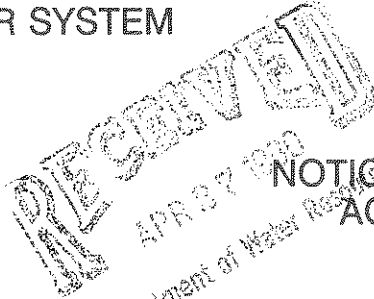
SCANNED

12/17/2011

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: 3956
Ident. No.



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

Please type or print clearly:

Name of claimant(s) Royden O Lapps

Mailing Address
(including zip code) Lemhi Ida
Box 45
83465

Phone Number () 756-6195

Done 1/87

MICROFILMED
DEC 14 1992