

SCANNED

OCT 03 2001

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: A75-00070N
Date Received: 5/11/1990
Receipt No: E014476
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT M. ERNEST 208-756-3334
Address: PO BOX 132
CARMEN, ID 83462

AND/OR

Name: JACQUELINE D. ERNEST 208-756-3334
Address: PO BOX 132
CARMEN, ID 83462

2. Date of Priority: MAY 01, 1892

3. Source: CARMEN CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
22N	22E	2	NW	NE	NW		LEMHI
			SE	NW	NW		LEMHI

5. Description of diverting works:
HEADGATE/ DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.110		

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

8. Total consumptive use is 13.4 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ LAWN AND GARDEN

A75-00070N

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Date: 05/23/90

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	22E	2	SW	NW		IRR	5.4
Section Acres							5.4
Total Acres							5.4

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:
PART OF 75-10061, 10062

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

DAVID MCNUTT, ET AL.

Decree Plaintiff

vs

THOMAS PALMER, ET AL.

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: _____

_____ Date: _____

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: PM 5/10/90 CW 39576

Ident. Number A75-00070 N

Date Received 5-4-90 5-11-90

Receipt Number E014476

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 11 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) ROBERT M. and/or JACQUELINE D. ERNEST Phone (208) 756-3334

Mailing Address PO Box 132, CARMEN, Idaho Zip 83462

2. Date of Priority (Only one (1) per claim) May 1, 1892

3. Source of water supply (a) CARMEN CREEK
which is tributary to (b) SALMON RIVER

4. a. Location of existing point of diversion is: Township 22N Range 22E Section 2,
SE 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of LEIMHI

Additional points of diversion if any: Township 22N, Range 22E, Section 2, NW 1/4 of NE 1/4 of NW

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Ditches w/ 30" x 36" headgate

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6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 4/1 to 11/1 amount 0.11 or (.02 x 5.37)

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.11 (cfs) and/or (b) _____ (acre feet)

(2.5 x 5.37)
8. Total consumptive use claimed is 13.4 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC / LAWN / GARDEN / TREES ONE HOUSEHOLD

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
22N	22E	2							5.37										

Total number of acres irrigated 5.37

11. In which county (ies) are lands listed above as place of use located? Leimhi

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
1875 - 1882 DECREEED Exchange Rights / 1888 DECREEED Rights or None ()

14. Remarks:

At time of decree, property owned by Thomas Palmer.
Amount decreed is 45" from combination of Exchange Rights
75-0051 thru 75-0057 (Big Flat to Carmen Creek); 20" of
1988 DECREEED Rights; and 30" of 1892 DECREEED Rights.

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Last Name _____ Ident No. _____

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Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

(for Exch 75-182)

If applicable provide IDWR Water Right Number 75-0051-thru 750057/750069 for 1988 & 750070 for 1892

Court 5th Judicial District Case Number _____ Decree Date May 9, 1902

Plaintiff vs Defendant McNULT et al vs Palmer et al

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

Signature of Claimant (s) Jacqueline D. Enright

Date 5/11/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 4th day of May 19 90

SEAL

Notary Public Eileen Garry

Residing at _____

Walen Harrington, Notary Public
Residing at Boise, Idaho

My Commission Expires _____

My Commission Expires December 1, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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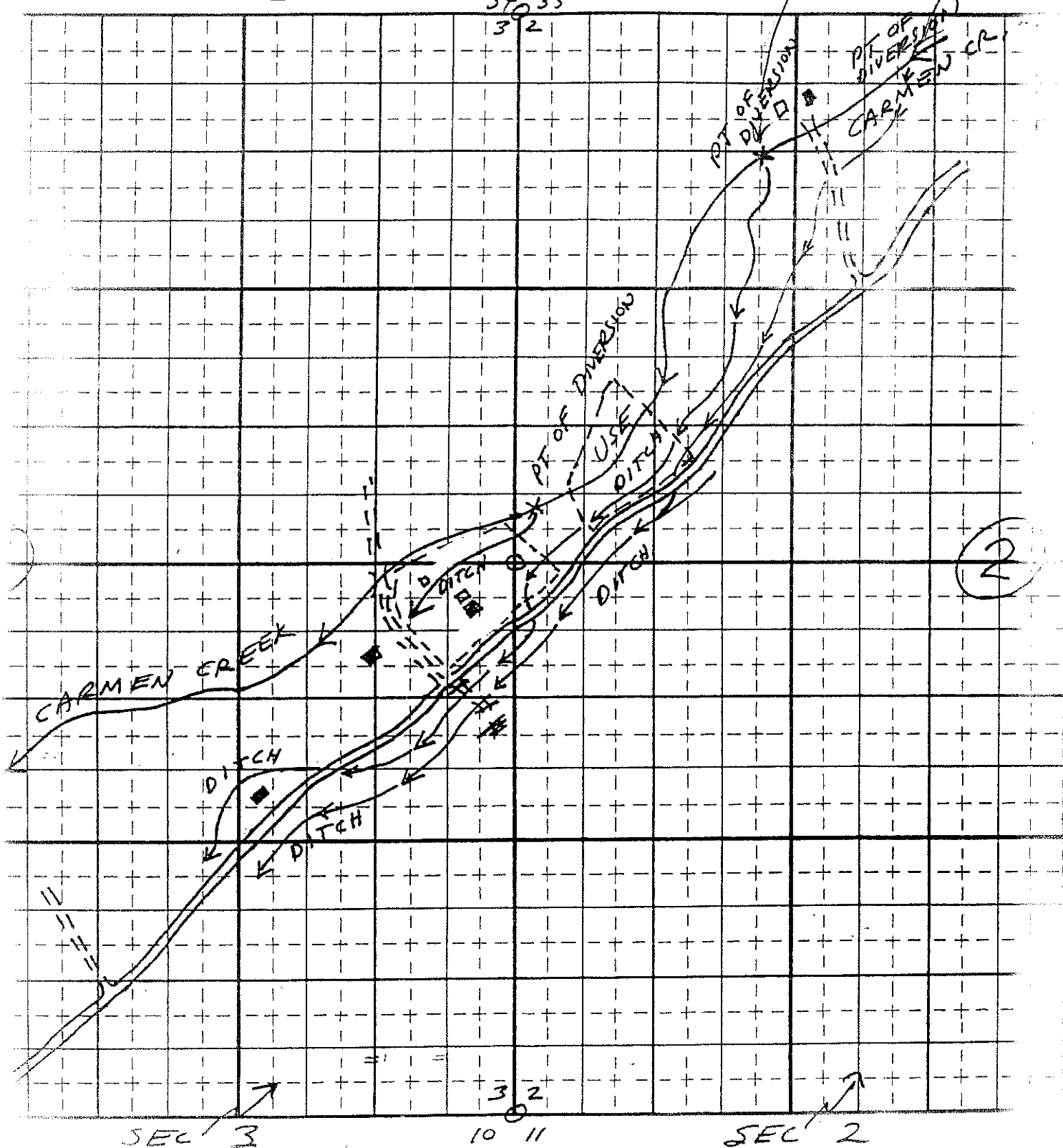
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Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

~~Scale: 2 inches equals 1 mile~~

SCALE: $\frac{4''}{1} = 1 \text{ MILE}$



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DEC 15 1992

Ident No.

Copies: 11/10/2000 11:10:00