

David Steadman
63-31349

IDAHO DEPT OF WATER RESOURCES

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AUG 13 2003

Department of Water Resources
Adjudication Bureau

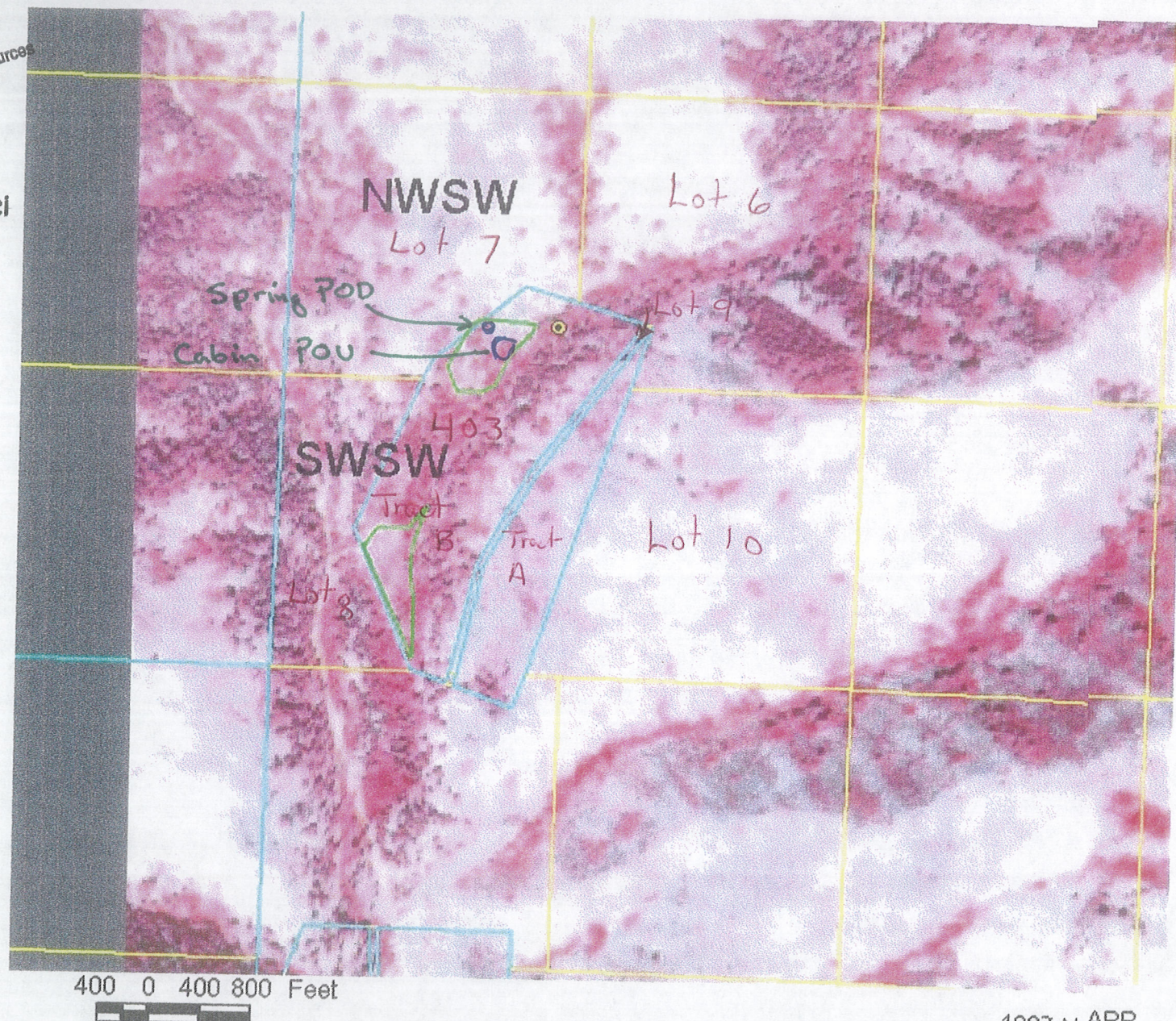
Claim No(s) 63-5192

T04N, R05E, Sec 23

Prepared by: Maria Minicucci

February 12, 2002

-  Place of use
-  Point of diversion
-  Section Lines
-  Quarter quarter lines



1987 N, APP

A63-31349

23

016
STSPNG
STDICH

015
STEAD1

↑
House

5000

SRBA Claim Number A63-15360

Date of Photos 10/24/2001

Photographer M. Minicucci

Legal Description T4NRSE S23 SE1/4 SW

① Point of
Diversion

Collection area
to semi-buried
tank to POU.

Gravity system.

System modernized
by current owner



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 63-31349
Date Received: 11/14/2001
Receipt No: W028501
Received By:

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

1. Name of Claimant(s): DAVID STEADMAN
8873 OTTOWA CT
BOISE ID USA 83709

Phone: (208) 375-3559

LYNAE STEADMAN
8873 OTTOWA CT
BOISE ID USA 83709

Phone: (208) 375-3559

2. Date of Priority: 04/01/1968

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	05E	23	NE SW	BOISE	

5. Description of diverting works:

Collection field with 3 inch perforated pipes leading to 500 gallon storage tank that provides water to cabin by 3/4 inch line.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: horses
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	05E	23	NE SW NE SW		DOMESTIC STOCKWATER	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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

Identification No. A63-31349
Date Received 11-14-2001
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RECEIVED
NOV 14 2001
WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) David and/or Lynae Steadman Phone (208) 375-3559
Mailing Address 8873 Ottawa Court, Boise, Idaho Zip 83709

2. Date of Priority (Only one per claim) April 1, 1968 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other ☒ (a) Spring
which is tributary to (b) Sinks Name or kind of source

4. Location of point of diversion is: Township 04N Range 05E
Section 23, NE 1/4 of SW 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of BOISE

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Collection field with 3" perforated pipes leading to 500 Gallon Storage tank that provides water to cabin by 3/4" line.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from January 1 to December 31 amount 0.04 (cfs)
For Stockwater purposes from march 1 to November 30 amount 0.02 (Both dates are inclusive)

7. Total quantity claimed 0.06 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic, 1 house, Stockwater, horses

10. Place of use is: Township: 04N Range 05E
Section 23, NSE 1/4 of SW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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

X None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Don D. Steadman Date 1/07/02

Lynne M. Steadman Date 1/7/02

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

of _____, Title _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

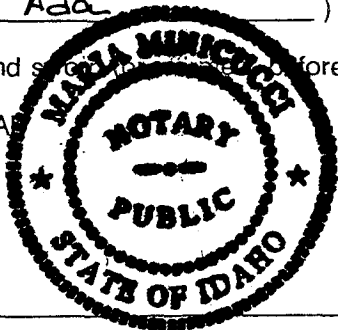
Title and Organization _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn to before me this 7th day of January 2002

SEAL



Notary Public Alan H. Henshaw

Residing at Boise, Idaho

My Commission Expires 06/25/2005

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

63-31349

Stadman
Conversation with Steve Spencer
7/14/03.

ST5 needs the following:
HES remark (# unknown at this
time)

Mark appeared to GPS point of
division (see map in file) very
close to HES boundary.

Will confirm location of
spring & get back to IOWA

R. Brown

DRAFT

wa made from this

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

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AUG 13 2003

Department of Water Resources
Adjudication Bureau

Right Number: 63-31349

Name and Address: DAVID STEADMAN
LYNAE STEADMAN
~~8873 OTTOWA CT~~
~~BOISE, ID 83709~~

4242 Aphrodite Ct
Boise, ID 83716-7060

Source: SPRING

Tributary: SINKS

Quantity: .06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

Priority Date: 04-01-1968

Diversion Point: T04N R05E S23 SENWSW Within Boise County

Purpose and
Period of Use:

Purpose of Use
Stockwater
Domestic

Period of Use
01-01 TO 12-31
01-01 TO 12-31

Quantity
.02 CFS
.04 CFS

Place of Use:

Stockwater
T04N R05E S23

NWSW

Within Boise County

Domestic
T04N R05E S23

NWSW

Within Boise County

Other Provisions Necessary for Definition / Administration of this Water Right:

THE POINT OF DIVERSION AND PLACES OF USE FOR THIS WATER RIGHT ARE
ON PRIVATE LAND, PART OF HOMESTEAD ENTRY SURVEY (HES) 403 TRACT B.

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.

Explanatory Material: Basis of Claim - Beneficial Use

DOMESTIC USE IS FOR 1 HOME

David Steadman
63-31349

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Adjudication Bureau

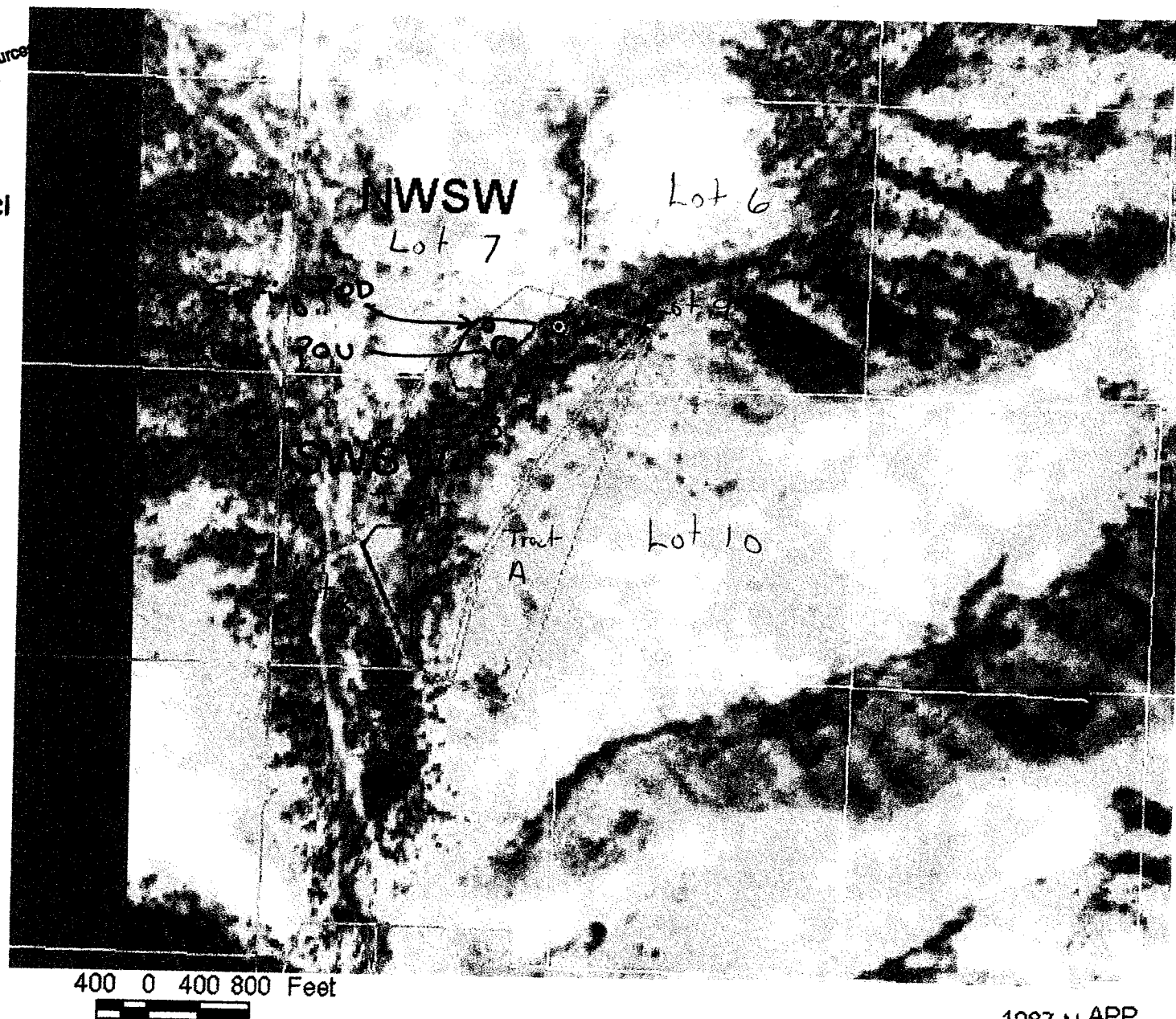
Claim No(s) 63-5192

T04N, R05E, Sec 23

Prepared by: Maria Minicucci

February 12, 2002

-  Place of use
-  Point of diversion
-  Section Lines
-  Quarter quarter lines



1987 N, APP

Brown, Roxanne

From: Steven M Spencer [sspencer@fs.fed.us]
Sent: Monday, July 14, 2003 12:00 PM
To: rbrown@idwr.state.id.us
Subject: Steadman 63-31349

This was HES 403 Tract B.

The map for 63-05192 (an unrelated case with a map) is one showing this the HES boundaries. The private HES 403 is split by a road running from the center bottom in the NWNW of Section 26 to the upper right corner in the NESW of Section 23. The approximate 2/3 west of the road is Tract B. The approximate 1/3 east of the road is Tract A.

Steve Spencer	(208) 331-5944
Boise Adjudication Team	(208) 387-0842 FAX
161 E. Mallard, Suite A	e-mail: sspencer@fs.fed.us
Boise, ID 83706	

02/26/2002

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

RIGHT NUMBER: 63-31349

NAME AND ADDRESS: DAVID STEADMAN
8873 OTTOWA CT
BOISE ID 83709

LYNAE STEADMAN
8873 OTTOWA CT
BOISE ID 83709

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1968

POINT OF DIVERSION:

T04N R05E S23 SENWSW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: DOMESTIC Within BOISE County

T04N R05E S23 NWSW

STOCKWATER Within BOISE County

T04N R05E S23 NWSW

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.

EXPLANATORY MATERIAL: Beneficial Use

DOMESTIC USE IS FOR 1 HOME

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). A63-31349

1. No Change NAME IS SAME ✓
NEW OWNER: _____
No Change ADDRESS
NEW ADDRESS: _____

2. No Change - DATE OF PRIORITY: Completed evidence submitted ✓
Incomplete - Claimant should be asked during the exam when was water first
used and submit proof of date of priority.

Priority date, per claimant, is: 04/01/1968
(If the priority date, based on your exam, seems questionable, explain below.)

De Minimus D & S : No evidence reg'd

3. No Change — SAME SOURCE
Source is different than that claimed:

Source found: Spring

4. No Change — POINT OF DIVERSION
Point of diversion is different than the claim and/or new P/D's: ✓

Township 4N Range 5E Section 23 1/4 SE 1/4 NW 1/4 SW
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. No Change - DESCRIPTION OF DIVERTING WORKS ✓
Incomplete description, list below:

6. No Change - WATER USES ✓
Different uses, (list uses found):

Use	<u>Dom</u>	From	<u>1/1</u>	To	<u>12/31</u>	Amount	<u>.04</u>	CFS	<u>AFA</u>
Use	<u>Stock</u>	From	<u>1/1</u>	To	<u>12/31</u>	Amount	<u>.02</u>	CFS	<u>AFA</u>
Use	_____	From	_____	To	_____	Amount	_____	CFS	<u>AFA</u>

7. No Change - TOTAL VOLUME

Incomplete on claim, the total is, Amount _____ CFS _____ AFA

Changes found, the new total is, Amount _____ CFS _____ AFA

8. No Change - NON-IRRIGATION USES:

Changes Exam found:

Domestic # of homes: 1 Stock # UNK List types: Horses

Additional comments: _____

9. No Change — PLACE OF USE: (If changed, list below.)

Use:	<u>Dom</u>	Township	<u>4N</u>	Range	<u>5E</u>	Section	<u>23</u>	1/4	<u>NW 1/4 SW</u>
Use:	<u>Stock</u>	Township	<u>4N</u>	Range	<u>5E</u>	Section	<u>23</u>	1/4	<u>NW 1/4 SW</u>
Use:	_____	Township	_____	Range	_____	Section	_____	1/4	<u>1/4</u>
Use:	_____	Township	_____	Range	_____	Section	_____	1/4	<u>1/4</u>

Remarks: (Comments pertinent to field examination) See additional attachment

POU/POD Found during field exam for 463-5192. Locations
were measured by Garmin GPS unit.

Spring measurement ID is "STSPNG" & "016" Horse location

is measurement ID "STDICH". See file 63-5192 for photos of
SYSTEM DIAGRAM INCLUDED (NA) POU.

Shown on GIS Layout

CK IF IN OFFICE EXAM
DATE EXAM CONDUCTED: 10/24/2001

FIELD EXAMINER: MARIA MINICCI
Print Name

[Signature]
Signature

A63-31349

016
STSPNG
STDICH

↑
House

0

5000

SRBA Claim Number A03-15360

Date of Photos 10/24/2001

Photographer TTINICUCCI

Legal Description T4NRSE S23 SE1/4SW

① Point of
Diversion

Collection area
to semi-buried
tank to POU.

Gravity system.
System modernized
by current owner



ADJUDICATION MEMORANDUM

CLAIM NO.: A63-31349

SUBJECT: Notarization of signature

EMPLOYEE: N Minicucci

DATE: _____

375 3559

12/12/2001: left msg on machine requesting return call.

01/09/2002:

Claim was accepted by IDWR 11/14/2001. Further
review revealed that signatures had not been
notarized. Claimants returned to Western Region
Office 01/07/2002 to re-sign the claim & provide
identification for notarization.

TTT

Craig

RECEIVED

JAN 31 2003

Department of Water Resources

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

A. Subcase: 63-31349
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America, Acting through the USDA Forest Service
Address: 550 West Fort Street
MSC 033
Boise, Idaho 83724
Daytime Phone: (208) 331-5943

Name and Address of Attorney, if any:

David L. Negri
550 West Fort Street
MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN THE DIRECTOR'S REPORT

Name: David Steadman
Address: Lynae Steadman
8873 Ottawa Ct
Boise, ID 83709

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☒ **Point(s) of Diversion**
Should be: See E below.
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Places of Use**
Should be: See E below.

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The point of diversion and place of use, the SENWSW and NWSW respectively, of Section 23, T4N, R5E, as recommended in the Directors Report could involve National Forest System (NFS) land. The SW quarter of Section 23 includes private land properly described as Homestead Entry Survey (HES 403). The remainder of the SW quarter is all NFS land properly described as Lots 6, 7, 8, 9 and 10. The point of diversion and place of use in the NWSW of Section 23 would be part of HES 403 if it is on private land or Lot 7 if it is on NFS land.

State of Idaho)
County of Ada) ss.

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Paul Ngini
(Attorney signing in representative capacity)

Subcase: _63-31349 _
Page 3

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 11/30/03, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

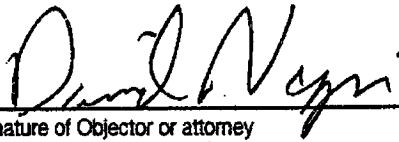
Name: David Steadman
Address: Lynae Steadman
8873 Ottawa Ct
Boise, ID 83709

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resource
Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf