

Spring 63-30987
Topo X9

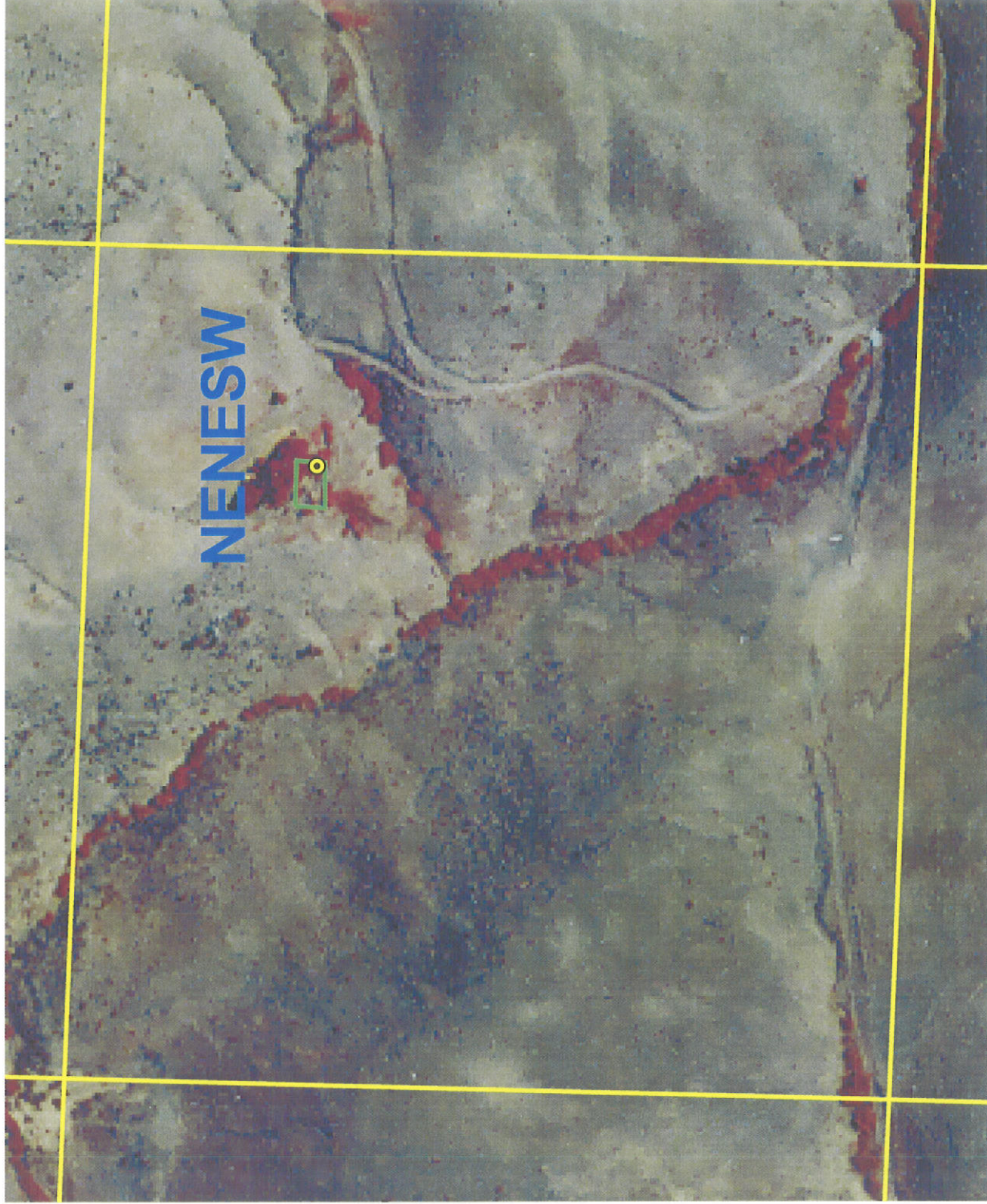
T05N, R02E, S33, NENESW

S33

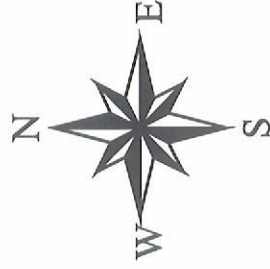
S33

IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-30987
Date Prepared: 7-17-02
Prepared By: Ron Howerton



T05N, R02E
S33



● Point of Diversion



Place of use

Section

Quarter/Quarter

X9 DOQ

0 0.1 0.2 0.3 Miles

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: **A63-30987**
Date Received: 9/ 3/1998
Receipt No: W024347
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DAROL FORSYTHE 208-939-1943
Address: 15401 CARTWRIGHT RD
BOISE ID 83703

2. Date of Priority: JAN 1, 1954

3. Source: SPRING Trib. to: CURRANT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	02E	33	NE	NE	SW		ADA

5. Description of diverting works:
SPRING BOX, PIPE, WATER TANK

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		
STOCKWATER	01/01	12/31	0.090		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1 HOME; STOCKWATER, 400 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	02E	33	NE	SW		DOMEST	
			NE	SW		STOCK	

11. Place of use in counties: ADA

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. A63-30981Date Received 9-3-98Receipt Number W024347

**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.

RECEIVED**SEP 03 1998**WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) DAROL FORSYTHE Phone (208) 939-1943Mailing Address 15401 CARTWRIGHT RD Boise Idaho Zip 837032. Date of Priority (Only one per claim) 1-1-1954 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other () (a) Spring
which is tributary to (b) CURRENT CREEK Name or kind of source4. Location of point of diversion is: Township 5N Range 2ESection 33 NE 1/4 of NE 1/4 of SW 1/4, Govt. Lot _____, BM.,County of Ada

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. Spring Box, Pipe, WATER TANK

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

	Month/Day	to	Month/Day	amount	(cfs)
For <u>Stockwater</u> purposes from	<u>1-1</u>	to	<u>12-31</u>	amount	<u>.09</u>
(Both dates are inclusive)					
For <u>Domestic</u> purposes from	<u>1-1</u>	to	<u>12-31</u>	amount	<u>.04</u>

7. Total quantity claimed .13 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 Household 200 Hundred pairs (cow & calves)

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

RECEIVED

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 5N Range 2E
Section 33, NE 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? Ada

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.
() 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 _____ 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) Rosal Dwyer Date 7-3-98
_____ 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 _____ of _____
Title Organization
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 _____)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 3rd day of September 19 98

SEAL

Notary Public Melvin Gene Gibson

Residing at _____

My Commission Expires _____

Melvin Gene Gibson, Notary Public

Residing at Boise, Idaho

My Commission Expires September 23, 2000

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Completed

11/22/2002

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

RIGHT NUMBER: 63-30987

NAME AND ADDRESS: DAROL FORSYTHE
15401 CARTWRIGHT RD
BOISE ID 83703

SOURCE: SPRING

TRIBUTARY: CURRANT CREEK

QUANTITY: 0.130 CFS

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

PRIORITY DATE: 01/01/1954

POINT OF DIVERSION:

T05N R02E S33 NENESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.090 CFS
DOMESTIC	01/01 12/31	0.040 CFS
DOMESTIC, 1 HOME		

PLACE OF USE: DOMESTIC Within ADA County

T05N R02E S33 NESW

STOCKWATER same as DOMESTIC

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

STOCKWATER, 400 RANGE CATTLE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-30987

Owner: SAME Phone No. 938-1483

Current Address: SAME

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☐ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property?

Accompanied by: GENE GIBSON (CLAIMANT IS GENE'S LANDLORD)

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change –SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

Hook-up for DOMESTIC TRAILER AND STOCK TANK**OVERLAP REVIEW**Other water rights with the same point of diversion: APPLICATION 63-12193

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

NOT A WR YET Thus CONDITIONS WILL BE Put ON Active Rights ONLY.**WATER USES**☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: APPL 63-12193

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: GENE SAYS - hookup for domestic
the 1st & stock tank. CAN SEE SPRING
ON X9 TOPO AND 2000 NAPP. THIS
WAS OLD HOME STEAD PER GENE.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: NOT REQUIRED - DE MINIMUS

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

DRIVE BY: FX AND IN-OFFICE CAN SEE
SPRING ON TOPO X9 AND 2000 NAPP.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 7-17-02

FIELD EXAMINER: Ron Laverton

DATE: 09/09/98
PAGE: 1

Audit: 09/09/98 DBUFFING

Spring 63-30987
Topo X9

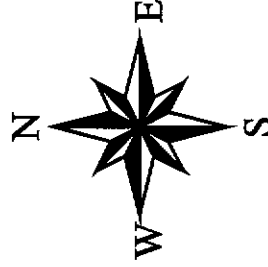
T05N, R02E S33, NENE SW

503

IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-30987
Date Prepared: 7-17-02
Prepared By: Ron Howerton

T05N, R02E
S33



● Point of Diversion

☐

Place of use

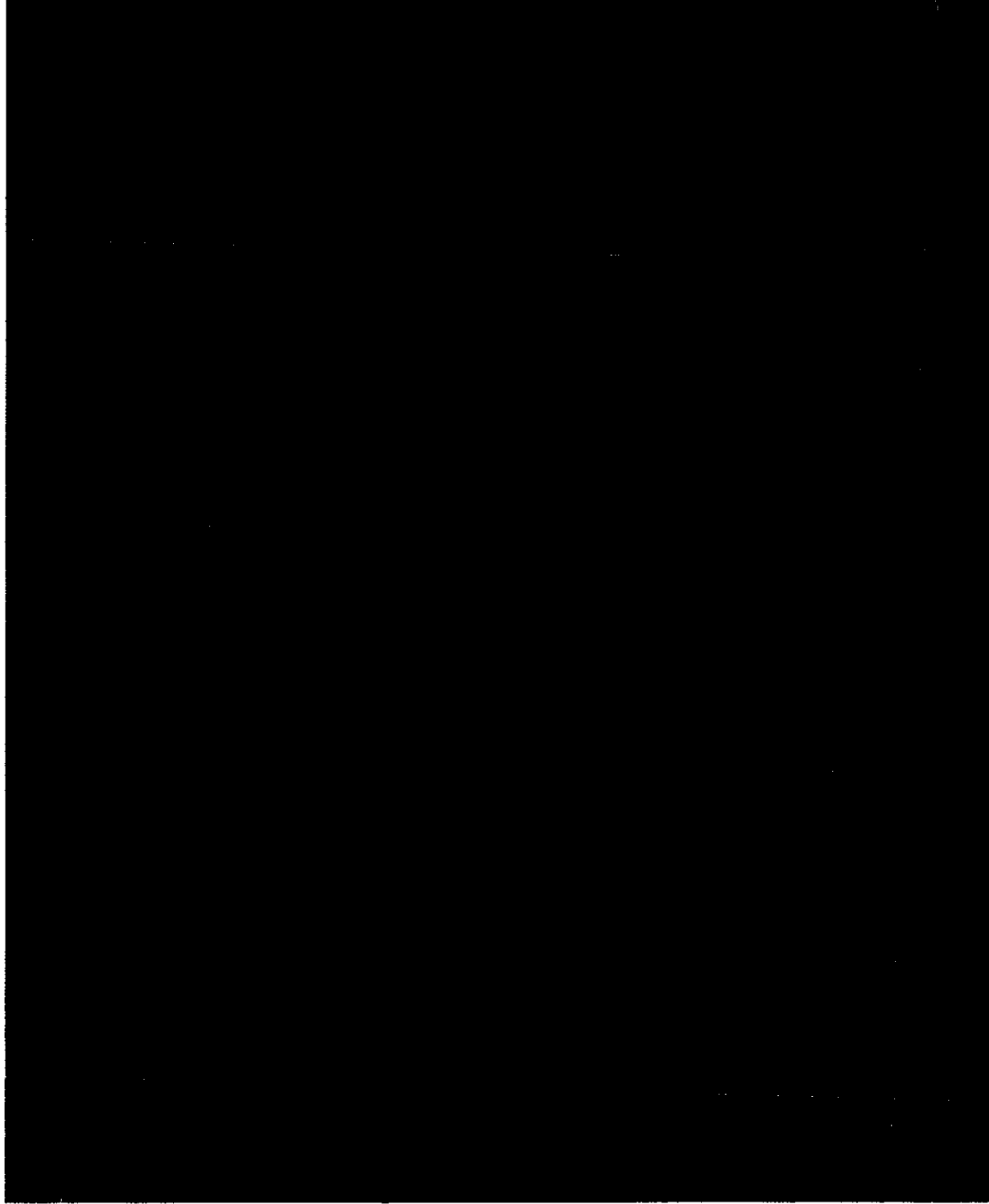
☐

Section

☐

Quarter/Quarter

X9 DOQ



IDAHO DEPARTMENT OF WATER RESOURCES

Water Application Report 63-12193

WATER RIGHT NUMBER: 63-12193

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAROL FORSYTHE 15401 CARTWRIGHT RD BOISE, ID 83703 (208)939-7121

Priority Date: 03/22/1995

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	CURRENT CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.150 CFS	
STOCKWATER	1/01 to 12/31	0.110 CFS	
IRRIGATION	3/15 to 11/15	0.150 CFS	
	<u>Total Diversion:</u>	0.310 CFS	

Location of Point(s) of Diversion

SPRING	NE1/4NE1/4SW1/4	Sec. 33, Twp 05N, Rge 02E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
05N	02E	33									1.0				1.0	1.0	1.0	.5	.5	5.0

Total Acres: 5

DOMESTIC same as IRRIGATIONSTOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

- General Stockwater use is for 500 range cattle.
Domestic use is for 10 homes.

Comments:

APPL. OVERLAP POD & SOURCE

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 07/17/02
Time: 14:26:54

Rec/No - W024347 AR/No -
From: - FORSYTHE, DAROL

Receipt Type - CK Doc/No - 2188
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 09/03/1998

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
NOTICE OF CLAIM TO WATER RIGHT (7)	337		41503	1155		175.00

Total Due - 175.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6330985		A6330986		A6330987	
A6330988		A6330989		A6330990	
A6330991					

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)