



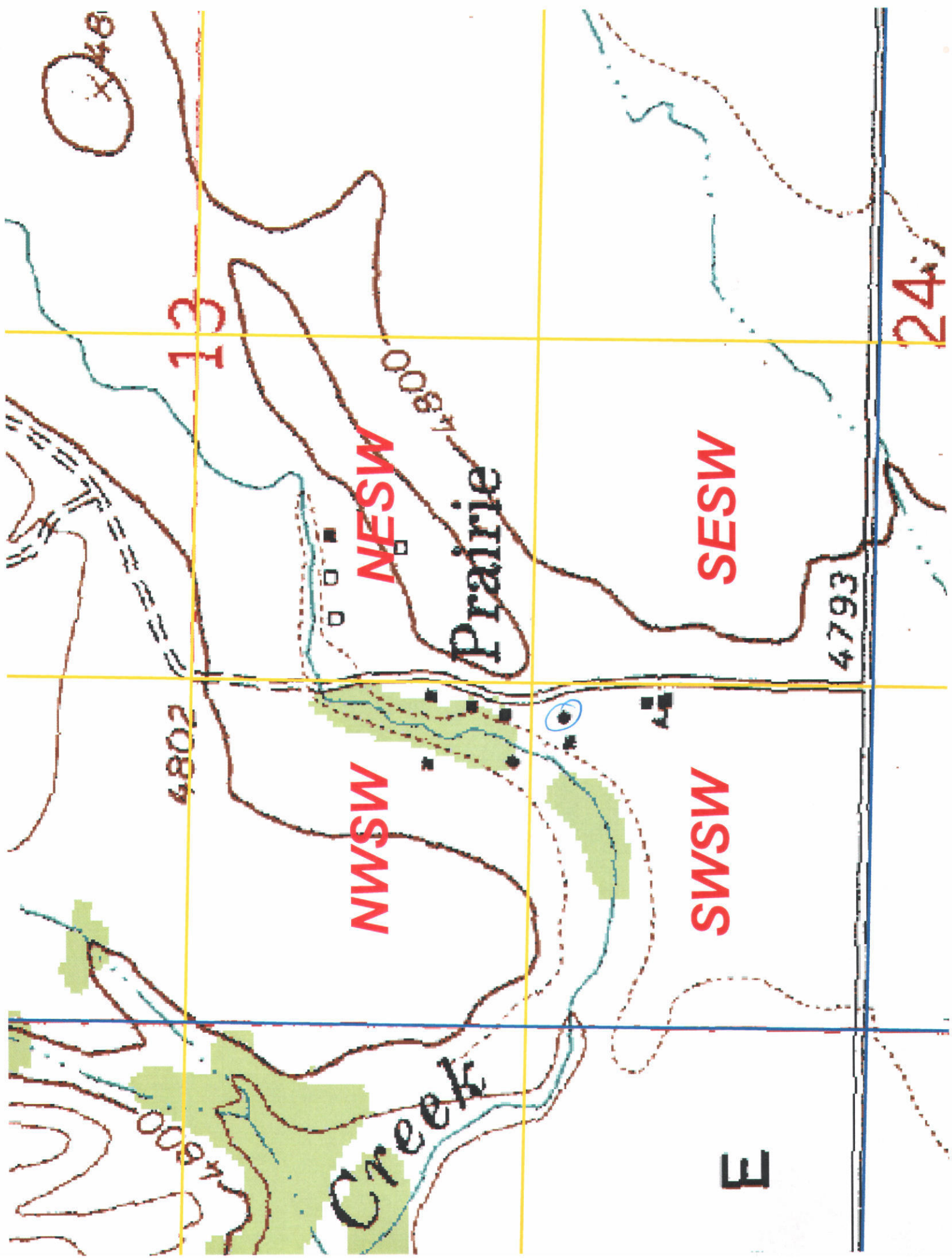
Photo 1. Field exam 8/31/01 photos by RDH. Back side of concrete culvert (18") from Smith Creek to pond. T02N, R07E, S13, SENWSW.



Photo 2. Field exam 8/31/01 photos by RDH. Inlet into pond (by steel fence pole).



Photo 3. Field exam 8/31/01 photos by RDH. Outlet controls, overflow is put back into Smith Creek.



NWSW

T2N R7E S13

1987 NAPP

POD



POND

SWSW

SESW



115° E 32' 30" 1975

A63 19773

MICROFILMED
SEP 02 1992

SCALE 1:24,000



PRAIRIE, IDAHO
N4330-W11530/7.5
1975

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 63-19773
Date Received: 12/5/1989
Receipt No: C013268
Received By:

AMENDED

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

1. Name of Claimant(s)

TIM A WARNER Phone: (208) 383-3767
2300 PENDLETON ST
BOISE ID USA 83705

OR

CAROL WARNER Phone: (208) 383-3767
2300 PENDLETON ST
BOISE ID USA 83705

2. Date of Priority: 11/03/1939

3. Source: SMITH CREEK Trib. to: BOISE RIVER SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	07E	13	SE NW SW	ELMORE	

5. Description of diverting works:

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	
STOCKWATER STORAGE	01/01	12/31		0.2
STOCKWATER FROM STORAGE	01/01	12/31		0.2
DIVERSION TO STORAGE	01/01	12/31	0.02	

7. Total Quantity Appropriated is:

8. Total consumptive use:

9. Non-irrigation uses:

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SEP 04 2001

**WATER RESOURCES
WESTERN REGION**

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	07E	13	SW	SW	STOCKWATER	
			SW	SW	STOCKWATER STORAGE	
			SW	SW	STOCKWATER FROM STORAGE	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 5 HORSES

15. Basis of Claim: Beneficial Use

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): [Signature] Date: 9.4.01
[Signature] Date: 9.4.01

State of Idaho
County of ADA) SS.

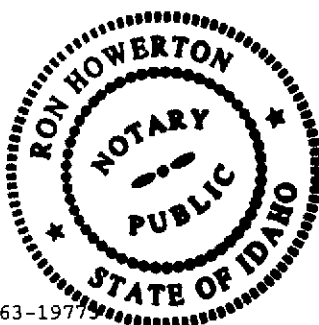
Subscribed and sworn (or affirmed) before me this
of Sept 2001

4th
[Signature]

Notary Public

Residing at [Signature]

My commission Expires February 1, 2006



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 63-19773
Date Received: 12/5/1989
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Received By:

ANNEXED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TIM A WARNER Phone: (208) 383-3767
2300 PENDLETON ST
BOISE ID USA 83705

CAROL WARNER Phone: (208) 383-3767
2300 PENDLETON ST
BOISE ID USA 83705

2. Date of Priority: 11/03/1939

3. Source: SMITH CREEK Trib. to: BOISE RIVER SOUTH FORK

POD LOCATION
ACTUAL AFTER
GPS WAS
N.W. SW
RECOMMENDED

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	07E	13	NE SW SW	ELMORE	

5. Description of diverting works:

POND APPROX. 100' X 235' 6' MAX DEPTH ROCK DAM IN CREEK 18 INCH CONCRETE
PIPE TO INLET. POND HAS OUTLET CONTROL BACK INTO SMITH CREEK.

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	
STOCKWATER STORAGE	01/01	12/31		.2
STOCKWATER FROM STORAGE	01/01	12/31		.2
DIVERSION TO STORAGE	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or .2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02N	07E	13	SW	SW		STOCKWATER	
			SW	SW		STOCKWATER STORAGE	
			SW	SW		STOCKWATER FROM STORAGE	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

STOCKWATER, 5 HORSES

15. Basis of Claim: Beneficial Use

— AMENDED —

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 63-19773

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

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AUG 31 2001

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) TIM A. WARNER OR
CAROL WARNER Phone (208) 383-3767
Mailing Address 2300 PENDLETON ST
BOISE ID Zip 83705

2. Date of Priority (Only one (1) per claim) 11-03-1939

3. Source of water supply (a) SMITH CREEK
which is tributary to (b) BOISE RIVER, SOUTH FORK

4. a. Location of existing point of diversion is: Township 2N Range 7E Section 13,
NE 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of ELMORE

Additional points of diversion if any: _____

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. DIVERSION PIPE TO POND

E GATE OUTLET BACK INTO SMITH CREEK

6' MAX DEPTH 100' WIDE X 235' LONG

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
1988 JUN 10 AM 10:00
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.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DIVERSION to STORAGE purposes from 01/01 to 12/31 amount 0.02 or _____
 For Stockwater purposes from 01/01 to 12/31 amount 0.02 or _____
 For STK FROM STORAGE purposes from 01/01 to 12/31 amount _____ or 2
 For STORAGE purposes from 01/01 to 12/31 amount _____ or 2

7. Total quantity claimed (a) 0.02 (cfs) and/or (b) 2 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater 5 HORSES

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	
<u>2N</u>	<u>7E</u>	<u>13</u>											<u>5</u>						

Total number of acres irrigated NA

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

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. _____ or None (X)

14. Remarks:

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AUG 31 2001

WATER RESOURCES
WESTERN REGION

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.

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AUG 3 1988

WESTERN REGION
WATER RESOURCES

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

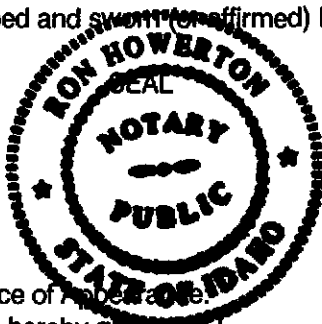
Signature of Claimant (s) *Jim Farmer* Date 8-31-2001
Carole Farmer Date 8-31-01

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 _____
Title and Organization _____ Date _____

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

Subscribed and sworn to (or affirmed) before me this 31 day of August 2001



Notary Public *Ron Howerton*

Residing at Ron Howerton

My Commission Expires Residing at Boise, Idaho
My Commission Expires December 8, 2006

Please Print Name

17. Notice of Appointment.
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 _____

RECEIVED

AUG 31 2001

WATER RESOURCES
WESTERN REGION

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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: A63-19773
Date Received: 12/05/1989
Receipt No: C013268
Received By: RLH

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CAROL WARNER 208-342-5236
Address: 2300 PENDLETON ST
BOISE, ID 83705

2. Date of Priority: NOV 03, 1939

3. Source: POND Trib. to: SMITH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	07E	13	NE	SW	SW		ELMORE

5. Description of diverting works:
POND APPROX. 20' ROUND X 3' AVE DEPTH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		
STOCKWATER STORAGE	01/01	12/31			0.09
STOCKWATER FROM STORAGE	01/01	12/31			0.09
DIVERSION TO STORAGE	01/01	12/31	0.020		

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

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

9. Non-irrigation uses:
STOCK UP TO 5 HD HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	07E	13	SW	SW		STOCK	

A63-19773

Page 1

Date: 09/10/90

MICROFILMED

SEP 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	07E	13	SW	SW		STOC S	
			SW	SW		STO FS	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): Carol Warner Date: 9-10-90

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of Sept 19 90

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994

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: A63-19773
Date Received: 12/05/1989
Receipt No: 08013268
Received By: BJS

RECEIVED

DEC 5 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: CAROL WARNER 208-342-5236
Address: 2300 PENDLETON ST
BOISE, ID 83705

2. Date of Priority: NOV 03, 1939

3. Source: POND Trib. to: SMITH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	07E	13	NE	SW	SW		ELMORE

5. Description of diverting works:
PUND AND PUMP TO SPRINKLE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.120		

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

8. Total consumptive use is 0.1 Acre Feet Per Annum.

9. Non-irrigation uses:
S/2

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	07E	13	SW	SW		IRR	4.0

Section Acres 4.0

A63-19773

Page 1

Date: 12/05/89

MICROFILMED

SEP 02 1992

10. Place of Use: Continued

Total Acres 4.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: 2 /

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): Carol Warner Date: 12-5-89

Date: _____

State of Idaho)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of November 19 89

Dore A. Smith
Notary Public

Seal

Residing at Brix Id.

My Commission Expires 7/11/95

02/25/2002

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

RIGHT NUMBER: 63-19773

NAME AND ADDRESS: TIM A WARNER
2300 PENDLETON ST
BOISE ID 83705

CAROL WARNER
2300 PENDLETON ST
BOISE ID 83705

SOURCE: SMITH CREEK

TRIBUTARY: SOUTH FORK BOISE RIVER

QUANTITY: 0.02 CFS
0.2 AFY

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

PRIORITY DATE: 11/03/1939

POINT OF DIVERSION:

T02N R07E S13 SENWSW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
DIVERSION TO STORAGE	01/01 12/31	0.020 CFS
STOCKWATER STORAGE	01/01 12/31	0.20 AFY
STOCKWATER FROM STORAGE	01/01 12/31	0.20 AFY

PLACE OF USE: STOCKWATER Within ELMORE County

T02N R07E S13 SWSW

STOCKWATER STORAGE Within ELMORE County

T02N R07E S13 SWSW

STOCKWATER FROM STORAGE Within ELMORE County

T02N R07E S13 SWSW

DIVERSION TO STORAGE same as STOCKWATER FROM
STORAGE

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, 5 HORSES.

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

CLAIM NO(s). 63-19777

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☐ No Change ADDRESS

☐ NEW ADDRESS: _____

CELL phone = 863-9831

REG phone = 383-3767

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: _____

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

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

$$\text{SURFACE AREA CALC BY GUS} \left(\frac{\text{CAPACITY}}{\text{VOLUME}} \right) = \frac{\text{AREA}}{(.3 \text{ AF}) (6' \text{ MAX}) (.4 \text{ FACTOR})} = .7 \text{ AF}$$

$$\text{STOCKWATER PER TABLE} = .2 \text{ AFA (REQUIRED)}$$

$$\text{RATE} = (.02)(1.9825) = .04 = \text{LESS than REQUIREMENT thus STORAGE IS NEEDED.}$$

6. ☒ No Change - WATER USES

☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

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: _____ Stock # _____ List types: _____

Additional comments: _____

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

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

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

PROPERTY IS LOCATED AFTER PASSING STORE TURN LEFT ON SMITH CR

ROAD THEN LEFT ON NEXT DIRT ROAD PAST SCHOOL.

STOCKWATER, 5 HORSES

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 31 Aug '01

FIELD EXAMINER: RON HOWERTON

Print Name

Ron Howerton
Signature

C18
N11
N13

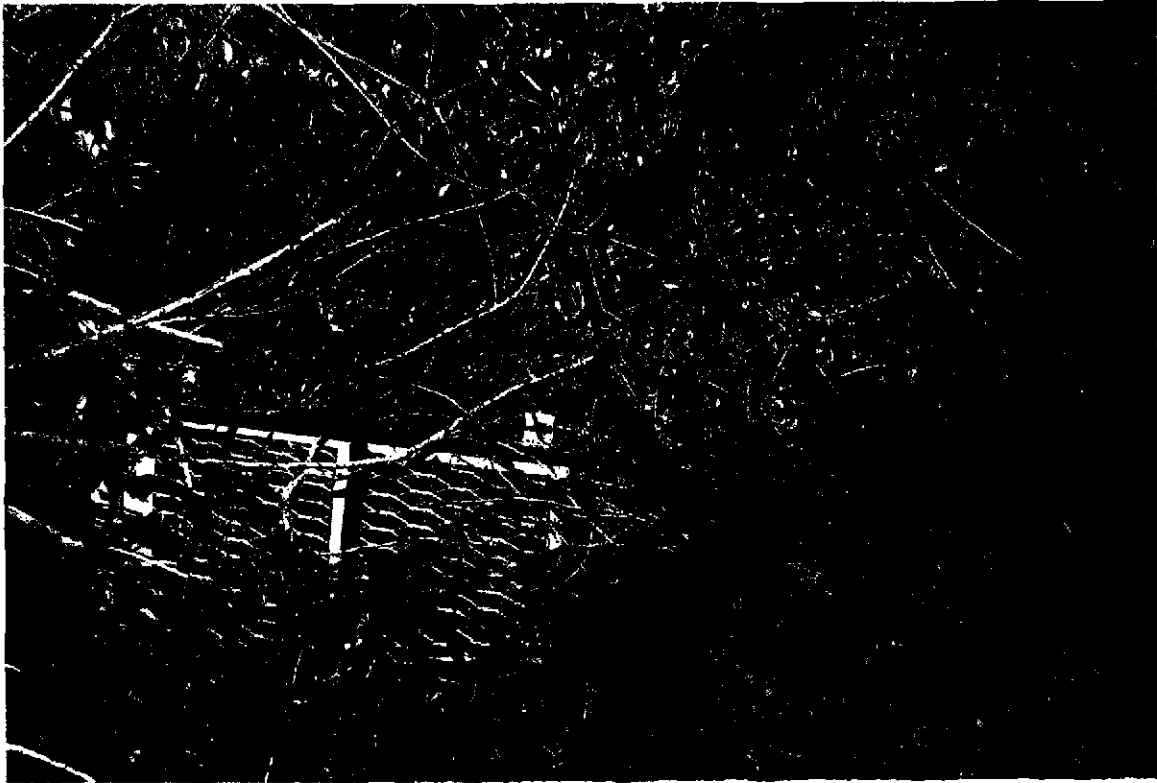


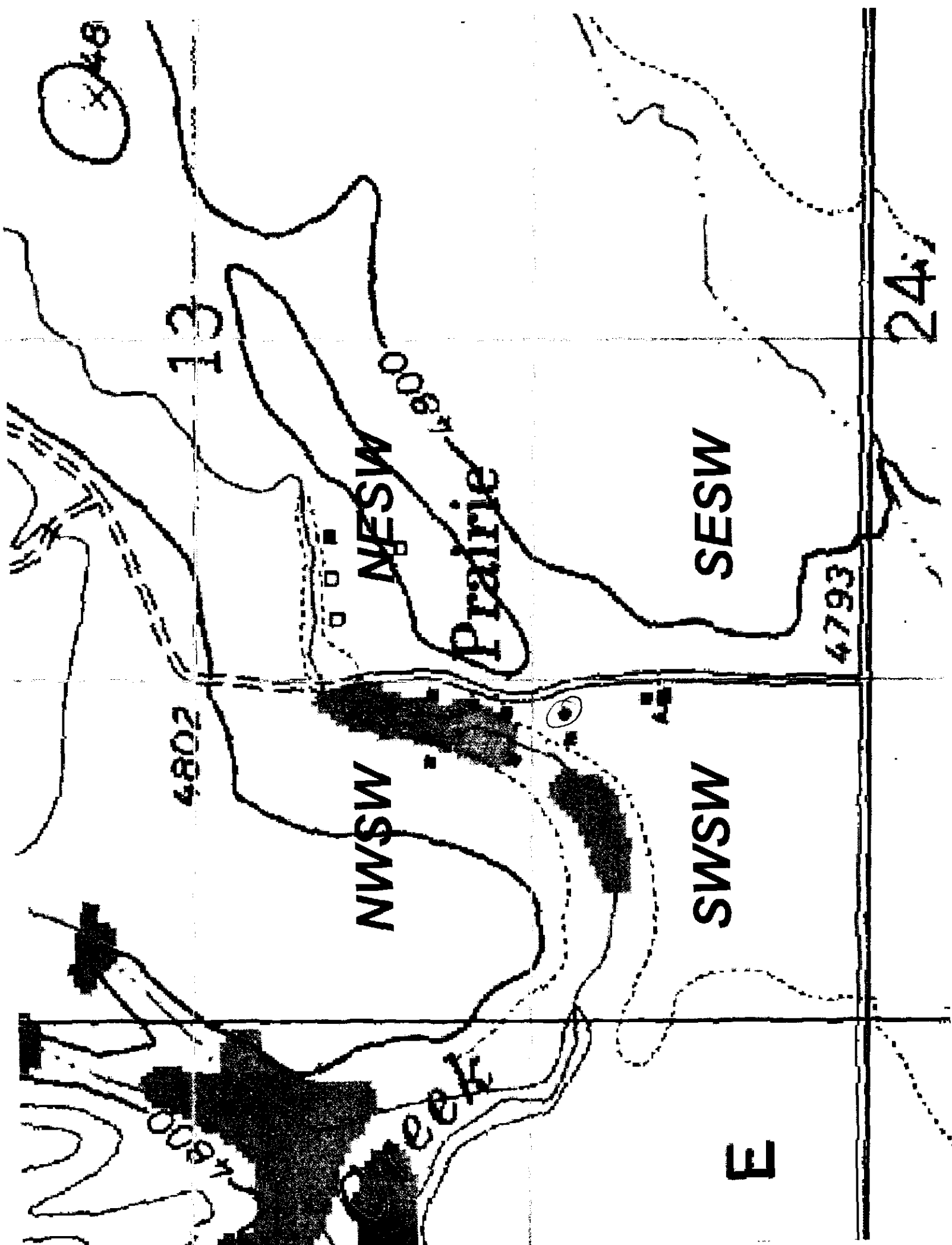
Photo 1. Field exam 8/31/01 photos by RDH. Back side of concrete culvert (18") from Smith Creek to pond. T02N, R07E, S13, SENWSW.



Photo 2. Field exam 8/31/01 photos by RDH. Inlet into pond (by steel fence pole).



Photo 3. Field exam 8/31/01 photos by RDH. Outlet controls, overflow is put back into Smith Creek.



NWSW

N/4SW

Prairie

SWSW

SESW

4802

13

4793

24

E

Creek

W

T2N R7E S13

POD

WARNER EXAM

Fx 8-31-01

MET WITH CAROL & TIM WARNER

AT ABOUT 930 AM

Amended Claim to Show Smith Cr as

SOURCE AND WITH TIM'S NAME

Amended (CFS OR) AF to .2 AF MAX FOR

Photo 1 Outlet # of Stock

Photo 2 Inlet

Photo 3 POD GPS WSI

CFS
MEAS NOT
REQUIRED
UNDER
.2 CFS

Rock Dam in Cr Diverted through
18" CONC PIPE AND Outlet Controls
ALLOW # OVERFLOW BACK INTO SMITH
CREEK.

NOT DIVERTING LOW FLOWS

Approx SIZE OF Pond was DEPTH FACTOR
100 X 235' X 6' DEEP. $(.3)(6')(1.4) = .7 \text{ AF}$
SURF. AREA PER TOTAL
AREA VIEW SIZE
OF POND

took AFFIDAVIT

24 HRS
VOLUME = $(.02)(1.9835 \text{ Factor}) = .04 \text{ AF}$
(NEEDS Storage)

CFS FOR 5 HORSES = .02
VOL FOR 5 HORSES = .2 AF } RECOMMEND
FOR DECREE

RECEIVED
AUG 31 2001
WATER RESOURCES
WESTERN REGION

AFFIDAVIT

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

63-19773)
_____)
_____))

State of Idaho)

County of ADA)

TIM A. WARNER being first duly sworn,

deposes and says: OUR KNOWLEDGE OF FIRST
USE FOR STOCKWATER IN THE POND
WAS TOLD TO US BY JIM VENABLE.
THIS USE HAS EXISTED SINCE THE
DATE CLAIMED OF 11-03-1939 FROM
SMITH CREEK.



Tim Warner
(Signature)

Subscribed and sworn to before me this

day 31 of AUG, 20 01.

Ron Howerton
(Notary Public)

Residing at _____ Ron Howerton
Residing at Boise, Idaho.

My Commission Expires December 8, 2006
My Commission Expires _____.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 15, 2001

CAROL WARNER
2300 PENDLETON ST
BOISE, ID 83705

Re: Claim No(s) 63-19773

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. ~~Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.~~

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures

REFUND REQUEST

Hold Until 0 To Fiscal _____

TO: Debbie Allen

THRU: Don Shaff

FROM: John Carlson

RE: Claimant Coral WarnerAddress 2300 Pendleton St.
Boise ID 83705Denied _____
Approved DK Initials/Date 10-12-90Approved gpc 9/19/90Receipt # C013268 Attached ☒Amount \$ 29.⁰⁰W/R #(s) A03-19773Refund Generated By R. HowertonLogged 09-18-90 ofClaim Location West.Extension Filed? Y/N n/aCopy Attached? Y/N n/aLate Fees Paid? Y/N n/aOn Receipt # n/a

Reason for Refund _____

Date of Last Correspondence _____

REMARKS: Claim amended from irr to stockuse only.
not refunded as of 09-18-90.This is an amended claim which falls into the category
of overpayment and withdrawal. See Ron's H. notes on
receipt. partialClaimant determined that due to non use of water for
irrigation for 15 yrs, an application for permit would be filed,
but there is still a stockwater use for which the claim
was amended.OK to refund gpc 9/19/90Amendment of claim does not warrant refund of fees
calculated correctly with initial claim. 10-12-90
09/11/90

MICROFILMED

SEP 02 1992

INTER-DEPARTMENT MEMO — 1

FROM: Ron Howerton (cc)

TO: Don Shaff (STATE OFFICE)

SUBJECT

PLEASE REFUND 29.00 TO CAROL WARNER.
SEE SUPPORTING CLAIM(S) 013268
A63-19773

What prompted the amendment? An amendment reducing the calculated fee does not by itself justify a refund. The fees may be applied to an Appl. For Permit at the time the new document is filed.

9/19/90

Rn

DATE

RECEIVED

SEP 20 1990

Department of Water Resources
Western Regional Office

MICROFILMED

SEP 02 1992

SIGNATURE

RECEIPT IS FROM THE STATE FILE
SD-01

IDAHO DEPARTMENT OF WATER RESOURCES
RECEIPT ENTRY SCREEN

DATE 09/10/90
TIME 13:23:34

REC/NO - C013268 AR/NO - _____
FROM: - WARNER, CAROL

RECEIPT TYPE - CK DOC/NO - 3485
REMARKS -

TYPE OF PAYMENT
ADJUDICATION FEE

PROGRAM	ACCT	CLASS	FEE
410162	9337	6490	79.00

TOTAL DUE - 79.00

WR/NO
A6319773

WR FEE
54.00

WR/NO
A6319774

WR FEE
25.00

WR/NO

WR FEE

(ENTER=INQUIRE)
(GOLD6=2ND/COPY REC)

(GOLD1=ADD/PRINT REC)
(GOLD7=LASER/COPY REC)

(GOLD2=CHANGE)

(GOLD3=VOID)
(MENU _____)

(5.00 AMOUNT 11/13)

1) PLEASE REFUND 29.00 FOR AMENDED
CLAIM 19773.

2) CHANGE FEE to 25.00 for 19773.

3) CLAIM WAS AMENDED FROM IRRIGATION
TO Stock use only. (25.00 fee)

4) They will FILE A APPLICATION for PERMIT
FOR IRRIGATION AS IT HAD BEEN OVER
15 YEARS SINCE THE IRRIGATION USE
WAS USED.

MICROFILMED
SEP 02 1992



11E 9

e20000-E

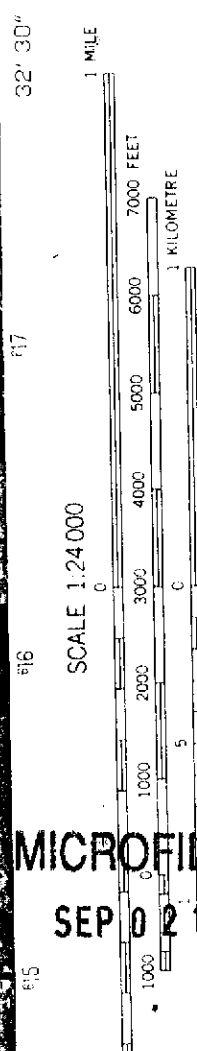
e19

e17

e16

e15

A63 19773



MICROFILMED
SEP 02 1992

PRAIRIE, IDAHO
N4330-W11530/7.5
1975