

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

EXPLANATORY MATERIAL: 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

Ident. Number: A79-10266
Date Received: 7/26/1988
Receipt No: W000703
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD B. RIVERS 208-743-3725
Address: 1115 11TH AVE.
LEWISTON, ID 83501

AND

Name: LOIS E. RIVERS 208-743-3725
Address: 1115 11TH AVE.
LEWISTON, ID 83501

2. Date of Priority: NOV 01, 1963

3. Source: SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
29N	01W	27	NE	SW	1		IDAHO
			NE	SW	2		IDAHO

5. Description of diverting works:
SPRINGS DIVERTED TO SMALL POOL AND DOMESTIC USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.010		
RECREATION	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/CAMPING; R/MINERAL BATH

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
29N	01W	27	NE SW	1	DOMEST	
			NE SW	1	REC	
			NE SW	2	REC	
			NE SW	2	DOMEST	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

4 WARM SPRINGS DIVERTED FOR DOMESTIC AND MINERAL BATH PURPOSES.
OVERFLOW TO SNAKE RIVER.
TWO RECEIPTS FOR THIS CLAIM; W000702 & W000703

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: 39356
Ident. Number A79-16266
Date Received 7/26/88
Receipt Number W000703 & W000702

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUL 29 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Richard B. Rivers & Lois E. Rivers Phone (208) 743-3725
Mailing Address 1115 11th Ave., Lewiston, ID Zip 83501
2. Date of Priority (Only one (1) per claim) Nov. 2, 1963
3. Source of water supply (a) 4 warm springs
which is tributary to (b) Snake River
4. a. Location of existing point of diversion is: Township 29N Range 1 W Section 27,
1/4 of NE 1/4 of SW 1/4, Govt. Lot, 1&2 B.M., County of Idaho
Additional points of diversion if any: 4 springs located in 4 acre parcel within
the attached survey.
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. 4 warm springs are diverted to small
pool on property and used for mineral baths and some domestic use.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For recreation purposes from Jan. 1 to Dec. 31 amount .01 or _____

For domestic purposes from Jan. 1 to Dec. 31 amount .02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is .03 cfs 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 use for camping and mineral bath uses.

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	
29N	1W	27																	

Total number of acres irrigated 0

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

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:

4 warm springs are diverted on 4 acre parcel for domestic and mineral bath
purposes. Springs surface on the 4 acre parcel and any escaping water
immediately feeds Snake River.

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Last Name Rivers Ident No. A79-10266

Copies: White -State, Yellow-Claimant

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 1 map survey

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

Signature of Claimant (s) R.B. Rivers Date July - 14 - 88
Lois Rivers Date 11

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 Idaho) SS.

Subscribed and sworn (or affirmed) before me this 14 day of July 1988
SEAL Notary Public Dennis Miller
Residing at Shungade Idaho
My Commission Expires 12-25-88
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 _____

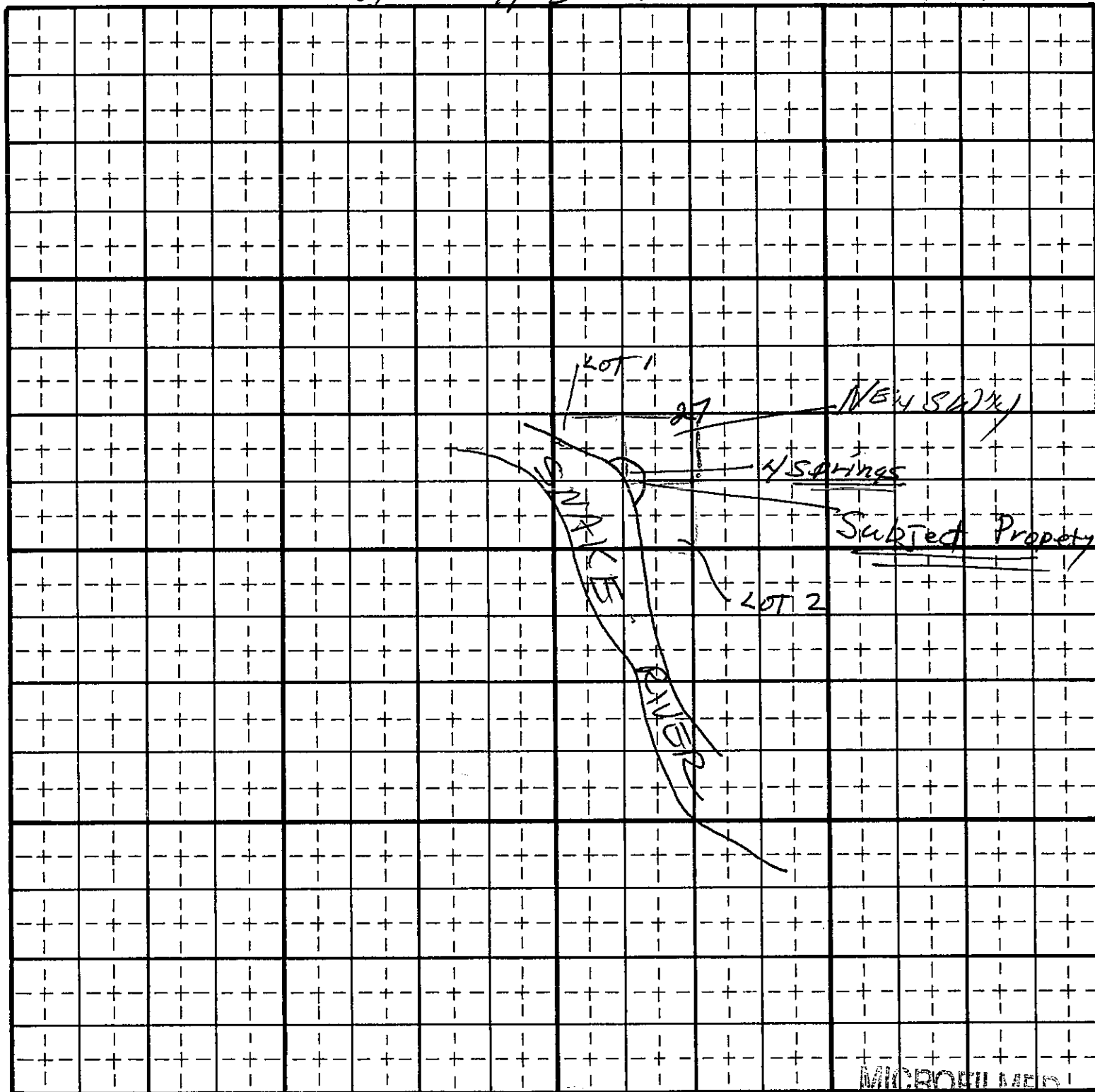
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Last Name Rivers Ident. Number A79-10266

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 4 acres within Govt Lots 1, + 2,
and NE 1/4 SW 1/4 S 27 T 29N 1W BM



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Last Name Rivers

Ident No. A79-10266

Copies: White-State, Yellow-Claimant

JUL 1, 1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Richard B. & Lois E. RiversCLAIM IDENT. NO. A79-10266DATE RECEIVED 07/26/88CK # 241902439AMOUNT \$ 50⁰⁰ 61⁰⁰ = \$51⁰⁰

- | | YES | NO |
|---|-------------------------------------|--------------------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ |
| 2. Is priority date entered? | ☒ | ☐ |
| Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd). A Permit is required for surface water developed after May 20, 1971 (except for instream stockwater). | | |
| 3. (a) Is a source entered? | ☒ | ☐ |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ |
| 4. Is the legal description of the p.d. complete? | ☒ | ☐ |
| 5. Is there a description of the diverting works? | ☒ | ☐ |
| 6. Are the water uses appropriate for the form? The short form limited domestic and stockwater. Instream stockwater must use long form. | ☒ | ☐ |
| Is the period of use included? | ☒ | ☐ |
| Is a quantity claimed for each use? | ☒ | ☐ |
| 7. Is a total quantity claimed entered? | ☒ | ☐ |
| 8. Is the consumptive use correct? | ☒ | ☐ |
| If required is a consumptive use entered? | ☒ | ☐ |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. | ☒ | ☐ |
| 10. Is (are) the place(s) of use entered? | ☒ | ☐ |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ |
| 13. Are other water rights listed or "none" checked? | ☒ | ☐ |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ |
| 15. Is the basis of the claim checked? | ☒ | ☐ |
| 16. Is the claim signed by the claimant?
Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) | ☒ | ☐ |
| Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ |
| Is the fee enclosed correct? | ☒ | ☐ |
| Should this claim be receipted and data entered? | ☒ | ☐ |
| If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ |

N/A

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Claim checked by:

Comments:

Domestic quantity should be 0.02

R quantity should be 0.01 on computer claim

Changed in computer

Dennis L. Albers

ATTORNEY AT LAW

P.O. BOX 314

GRANGEVILLE, IDAHO 83530

KAMIAH OFFICE
311 MAIN
PHONE (208) 935-2161

GRANGEVILLE OFFICE
204 W. NORTH
PHONE (208) 983-2310

20 July 1988

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sir:

Enclosed please find a Notice of Claim to a Water Right,
along with the \$50 filing fee for the same, for the Rivers.
Please process in your usual and regular way. Thank you.

Yours truly,

Dictated by Dennis L. Albers
and mailed without signature
in his absence to avoid delay.

DENNIS L. ALBERS

DLA:law

Enclosure

cc: Rivers

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OCT 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

6.79 G.P.

79-102664

Ad

PRESORTED
FIRST CLASS



02 1M \$00.293
0004227270 FEB 01 2007
MAILED FROM ZIP CODE 83702

RETURN TO
SENDER
UNDELIVERABLE AS
ADDRESSED
UNABLE TO FORWARD

2

RECEIVED

FEB 09 2007

DEPARTMENT OF
WATER RESOURCES

LOISE RIVERS

RICHARD B RIVERS
1115 11TH AVE
LEWISTON ID 83501

83720-0098

CERTIFICATE OF RECORDER

INSTRUMENT NO. _____
STATE OF IDAHO, SS
COUNTY OF IDAHO, SS
AT THE REQUEST OF CARL V. EDWARDS, THE
FOREGOING SURVEY WAS FILED FOR RECORD
IN THE OFFICE OF THE RECORDER OF IDAHO
COUNTY, IDAHO ON THE ____ DAY OF ____
19____, AT ____ M. AND DULY RECORDED IN
SURVEY BOOK ____ AT PAGE ____
FEE: _____

DEPUTY RECORDER EX-OFFICIO RECORDER

LEGEND

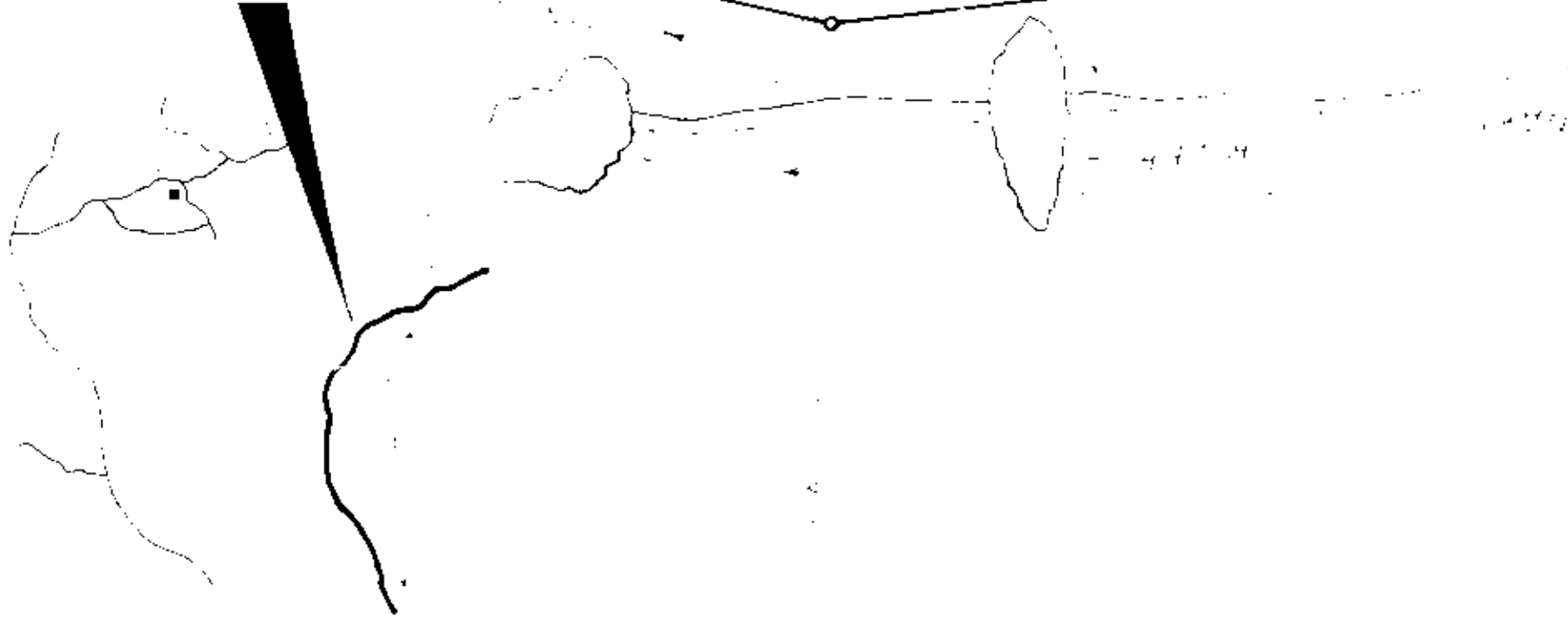
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CERTIFICATION

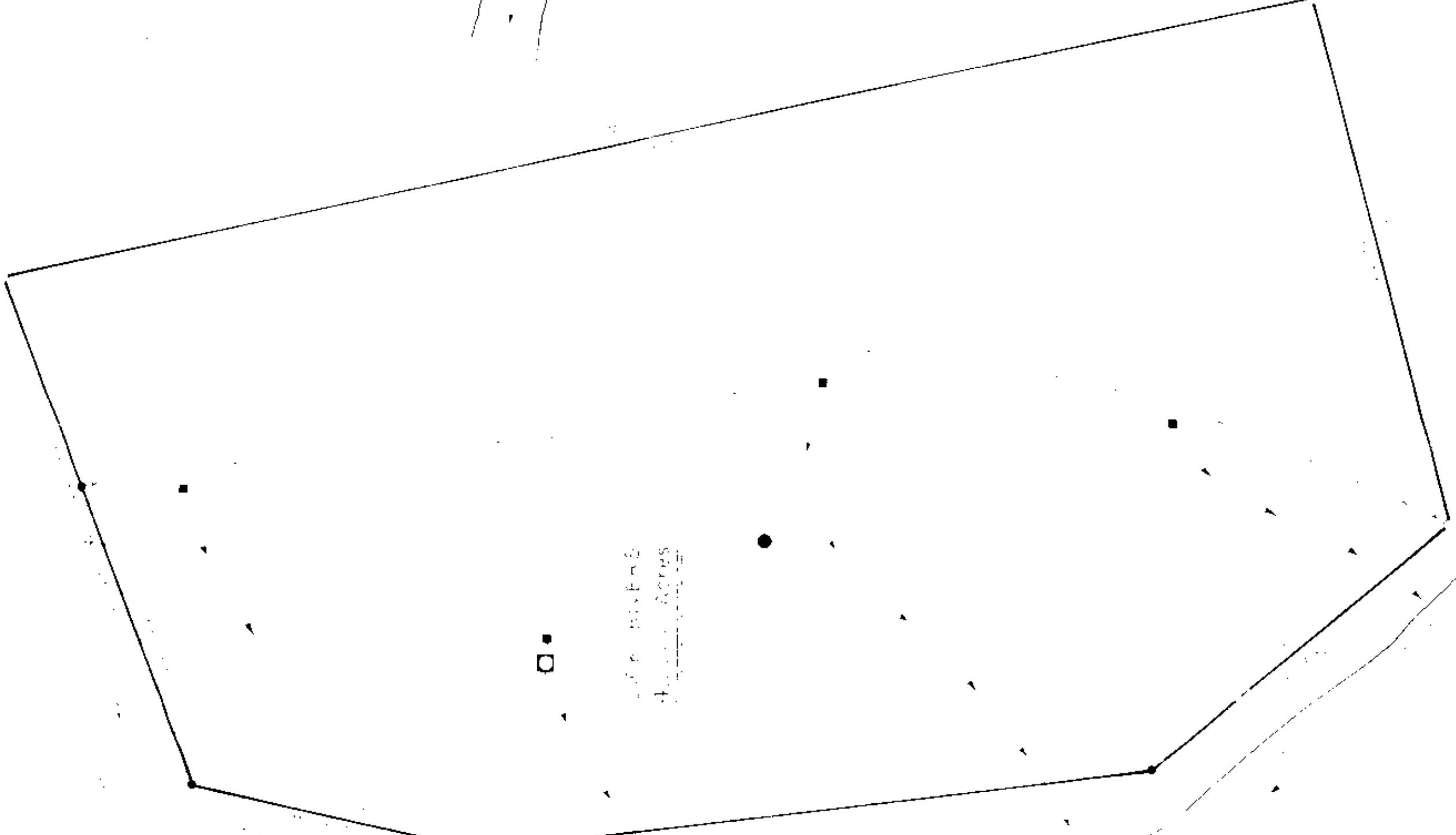
THIS IS TO CERTIFY THAT I, CARL V. EDWARDS
A REGISTERED PROFESSIONAL ENGINEER AND
LAND SURVEYOR IN THE STATE OF IDAHO,
PE-LS 2098, HAD RESPONSIBLE CHARGE FOR
THIS SURVEY OF THE LANDS AND CORNERS AS
INDICATED ON THIS "RECORD OF SURVEY" AND
THAT THIS IS A TRUE REPRESENTATION OF SAID
SURVEY.

Carl V. Edwards
PE-LS 2098

VICINITY MAP



DETAIL "A"

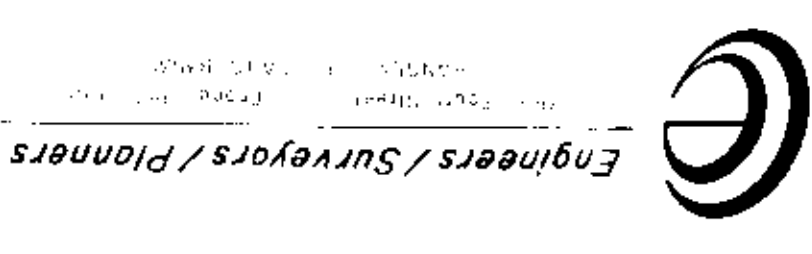


COORDINATES

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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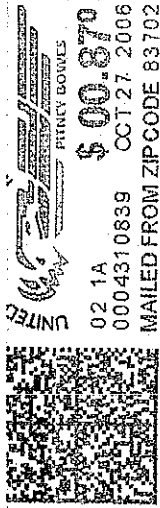
RECORD OF SURVEY
FOR JACK HAYES
SECTION 27, T.23N., R.3E., B.M.
IDAHO COUNTY, IDAHO

DATE: _____ FILE: _____
SCALE: _____ DRAWN BY: _____
CWS: NO. 10 _____
E.S. 10/1/98



Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

79-10266

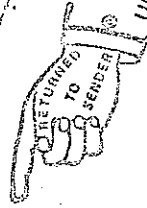


FIRST CLASS

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NOV 06 2006

DEPARTMENT OF
WATER RESOURCES



UNDELIVERABLE AS
ADDRESSED
UNABLE TO FORWARD

LOIS E RIVERS

RICHARD B RIVERS
1115 11TH AVE
LEWISTON ID

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

FIRST CLASS



9-1 8266

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AUG 29 2006
DEPARTMENT OF
WATER RESOURCES

RETURNED
TO
SENDER
UNDELIVERABLE AS
ADDRESSED
UNABLE TO FORWARD

LOIS E RIVERS

RICHARD B RIVERS
1115 11TH AVE
LEWISTON ID