

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 22, 2006

Water right number: 79-14098

GARY C SWIFT
PO BOX S
NEW MEADOWS ID 83654
Telephone Number: (208)347-2242

LYNDA L SWIFT
PO BOX S
NEW MEADOWS ID 83654
Telephone Number: (208)347-2242

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 9-6-06

SIGNATURE:

Gary C. Swift — Lynda L. Swift

Please print your name: GARY C. Swift — Lynda L. Swift

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

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

1

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 79-14098
Date Received: 7/12/1988
Receipt No: C001798
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARY C SWIFT Phone: (208)347-2242
PO BOX S
NEW MEADOWS ID USA 83654

LYNDA L SWIFT Phone: (208)347-2242
PO BOX S
NEW MEADOWS ID USA 83654

2. Date of Priority: 06/01/1963

3. Source: SPRINGS Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
24N	01E	10	NE	NW		IDAHO	
24N	01E	10	NW	NW		IDAHO	

5. Description of diverting works:

Collection box w/pipeline for gravity distribution to six households.

6. Water is used for the following purposes:

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

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

8. Total consumptive use:

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

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	01E	3	SE	SE	DOMESTIC	
24N	01E	10	NW	NE	DOMESTIC	

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:

14. Remarks:

SEE RT. 79-4126.

| ADDED PO BOX TO HOWARD SMITH.

Ownership change along with correction of cfs amount. DB 5/22/2001
Swift had filed this claim for all parties for 6 homes. Meanwhile, the other parties
filed on their homes under 79-04126A & B minus Swifts home. In an effort to
straighten this out, we are changing claim to Swift, but leaving in Basin 78 for the
time being.

This claim has been renumbered to Basin 79. It was incorrectly numbered as 78-
4103.

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

Ident. Number 78-4103
Date Received: 7/12/88
Receipt No: C001798
Received By:

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

1. Name of Claimant(s)

GARY SWIFT
PO BOX S
NEW MEADOWS ID USA 83654

Phone: (208)347-2242

LYNDA L SWIFT
PO BOX S
NEW MEADOWS ID USA 83654

Phone: (208)347-2242

2. Date of Priority: 06/01/1963

3. Source: SPRINGS Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
24N	01E	10	NE NW	IDAHO	
24N	01E	10	NW NW	IDAHO	

5. Description of diverting works:

COLLECTION BOX W/PIPELINE FOR GRAVITY DISTRIBUTION TO 6 HOUSEHOLD

6. Water is used for the following purposes:

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

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

8. Total consumptive use:

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

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
24N	01E	3	SE SE		DOMESTIC	
24N	01E	10	NW NE		DOMESTIC	

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:

14. Remarks:

SEE RT. 79-4126
| ADDED PO BOX TO HOWARD SMITH
Ownership change along with correction of cfs amount. DB 5/22/2001
Swift had filed this claim for all parties for 6 homes. Meanwhile, the other parties filed on their homes under 79-04126A & B minus Swift's home. In an effort to straighten this out, we are changing claim to Swift, but leaving in Basin 78 for the time being.

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

Ident. Number: A78-04103
Date Received: 7/12/1988
Receipt No: C001798
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	ED SEYFRIED	208-347-2242
Address:	PO BOX 272	
	NEW MEADOWS ID	83654
OR		
Name:	HOWARD SMITH	
Address:	PO BOX 272	
	NEW MEADOWS ID	83654
OR		
Name:	ROLAN D HAMELL	208-347-2242
Address:	PO BOX 272	
	NEW MEADOWS ID	83654
OR		
Name:	RM SPICKELMIRE	
Address:	PO BOX 272	
	NEW MEADOWS ID	83654
OR		
Name:	GARY SWIFT	208-347-2242
Address:	PO BOX 272	
	NEW MEADOWS ID	83654

2. Date of Priority: JUN 1, 1963

3. Source: SPRINGS Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
24N	01E	10		NE	NW		IDAHO
				NW	NW		IDAHO

5. Description of diverting works:
COLLECTION BOX W/PIPELINE FOR GRAVITY DISTRIBUTION TO 6 HOUSEHOLD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
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6. Water is used for the following purposes: Continued

Purpose	From	To	C.F.S (and/or)	A.F.A.
DOMESTIC	01/01	12/31	0.240	

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/6 HOUSEHOLDS WITH LAWN AND GARDEN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	3	SE	SE		DOMEST	
		10	NW	NE		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

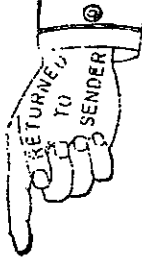
14. Remarks:
SEE RT. 79-4126.
|
ADDED PO BOX TO HOWARD SMITH.

15. Basis of Claim: BENEFICIAL USE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

Ed Seyfried
Roland O'Harell
Gary
PO Box 272
NM 83654



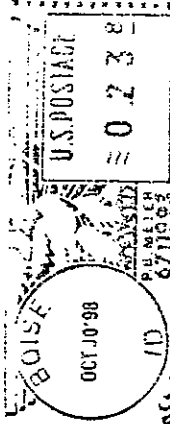
A78-04103
HOWARD SMITH

NEW MEADOWS

No address

Under Smith's
Name
all connections
to 10/05

POSTED
FIRST CLASS



☐ Moved, left no address
☐ No such number
☐ Moved, not forwarding
☒ Attempted - Not known

Insert 90N

RECEIVED
NOV 04 1998

Department of Water Resources

ID 83654

83720/0098

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: A78-04103
Date Received: 6/29/1988
Receipt No: C001798
Received By: DE JA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ED SEYFRIED 208-347-2242
Address: P.O. BOX 272
NEW MEADOWS, ID 83654
OR
Name: HOWARD SMITH
Address: NEW MEADOWS, ID 83654
OR
Name: ROLAN D. HAMELL 208-347-2242
Address: P.O. BOX 272
NEW MEADOWS, ID 83654
OR
Name: R.M. SPICKELMIRE
Address: P.O. BOX 272
NEW MEADOWS, ID 83654
OR
Name: GARY SWIFT 208-347-2242
Address: P.O. BOX 272
NEW MEADOWS, ID 83654

2. Date of Priority: JUN 01, 1963

3. Source: SPRINGS Trib. to: RACE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	01E	10	NE	NW			IDAHO
			NW	NW			IDAHO

5. Description of diverting works:
COLLECTION BOX W/PIPELINE FOR GRAVITY DISTRIBUTION TO 6 HOUSEHOLD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.240		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/6 HOUSEHOLDS WITH LAWN AND GARDEN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	3	SE	SE		DOMEST	
		10	NW	NE		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:
SEE RT. 79-4126.

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 FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number A78-04103Date Received 06-29-88Receipt Number C001798NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWRECEIVED
JUN 29 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) ED SEYFRIED, JR., ROLAND HAMMILL, GARY SWIFT
HOWARD SMITH, R.M. SPICKELMIREPhone (208) 347-2242Mailing Address P.O. Box 272, New Meadows, ID Zip 836542. Date of Priority (Only one (1) per claim) JUNE 1, 19633. Source of water supply (a) SPRINGS
which is tributary to (b) RACE CREEK4. a. Location of existing point of diversion is: Township 24N Range 1E Section 10,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of IDAHOAdditional points of diversion if any: NWNW, Sec 10, T24N, R1E

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 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.COLLECTION BOX WITH PIPELINE FOR GRAVITY DISTRIBUTION TO 6 HOUSEHOLDS

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OCT 06 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from 1/1 to 12/31 amount 0.24 cfs or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.24 cfs (cfs) and/or (b) _____ (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.) DOMESTIC FOR 6 HOUSEHOLDS, LAWN, & GARDENS.

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	
24N	1E	3																~~600 LIT~~ X	
		10																	

Total number of acres irrigated N/A

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 ☒ 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 (✓)

14. Remarks:

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OCT 06 1992

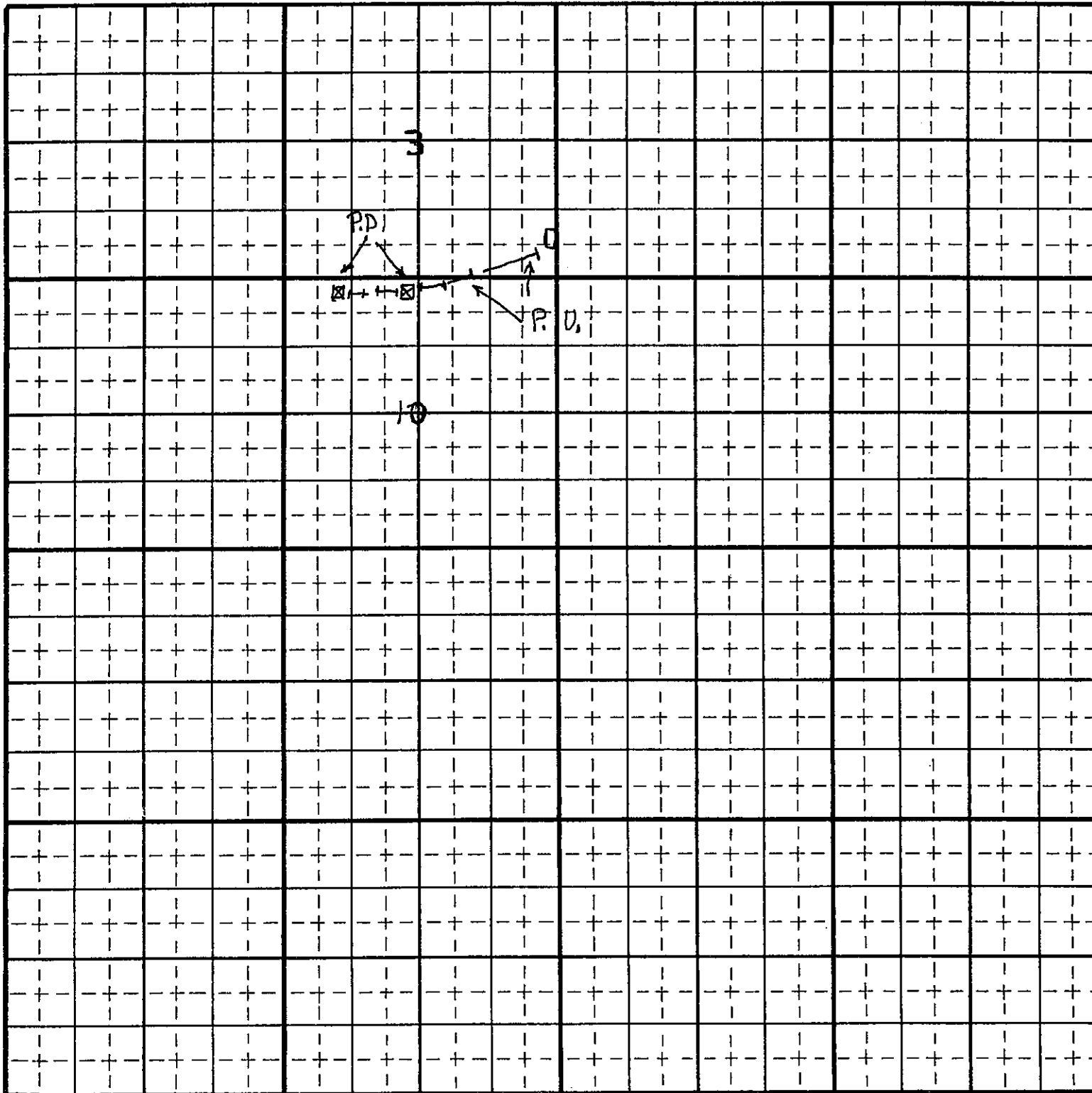
SWIFT
Last Name SEYFRIED, ET AL Ident No. A78-04103

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

T 24 N R 1 E



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OCT 06 1992

Last Name SWIFT
SEYFRID, ET AL

Ident No. A78-04103

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 78-4103

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) X Gary C Swift Date 6/14/88

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 _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 14th day of June, 19 88

SEAL

Notary Public Synda L. Swift

Residing at New Meadows, Idaho

My Commission Expires 3-9-91

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 _____

MICROFILMED

OCT 06 1992

SWIFT

Last Name SEYFRID, ETAL Ident. Number A78-04103

Copies White-State, Yellow-Claimant

SRDA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Seyfried, Smith et alCLAIM IDENT. NO. A78-041DATE RECEIVED 6/29/88CK # 4208AMOUNT \$ 144-

1 OF

#74

YES

NO

1. Is the name and address complete with zip code?

2. Is priority date entered?

Is the water use exempt from Permit requirements? 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 to 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 a consumptive use required?

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. Are remarks required? (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?)

17. Has the claim been signed, sealed, and dated by a notary?

18. Is the fee enclosed correct?

19. Should this claim be receipted and data entered?

20. If this claim is based on an existing water right, has the identification number been entered?

Revised 6-27-88

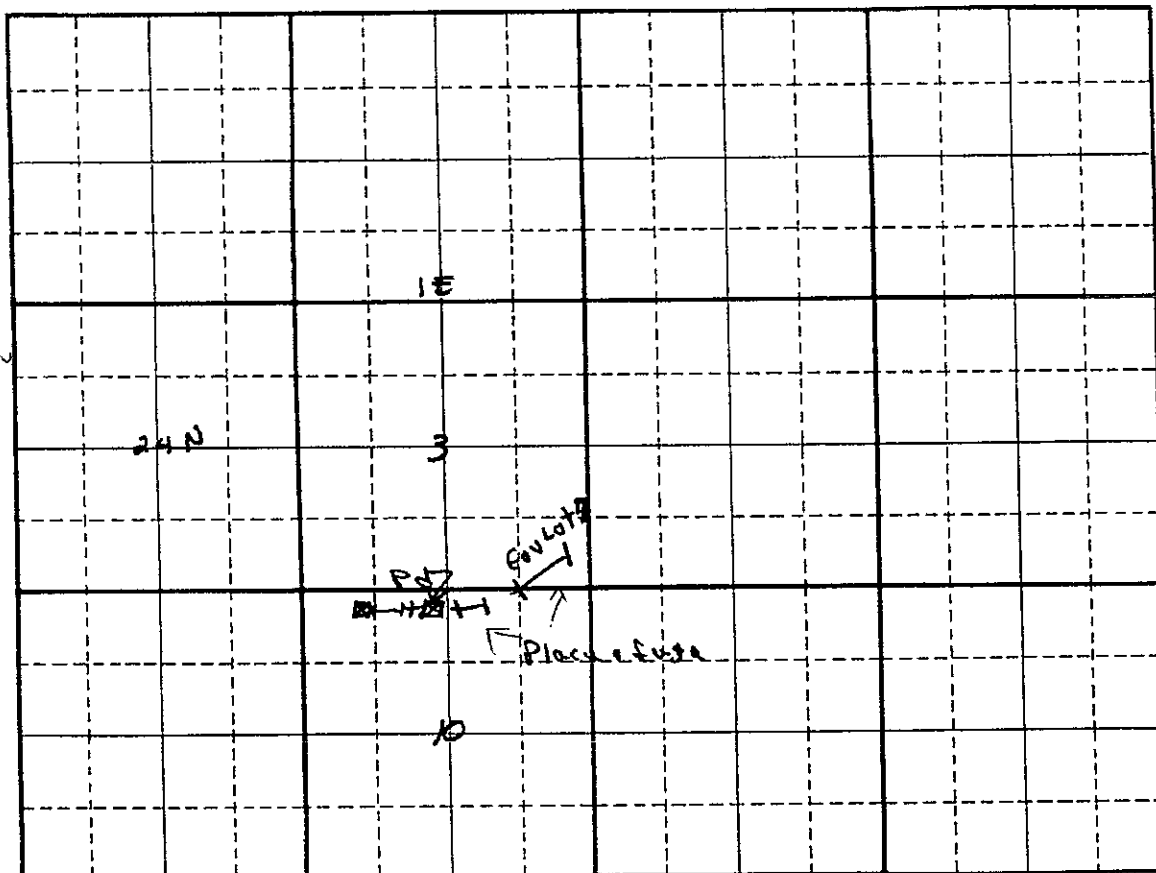
Claim checked by: 

Comments: _____

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OCT 06 1988

(8) Remarks Send correspondence to R. M. Spickelmire



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Idaho) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 13 day of June, 1979.

R. M. Spickelmire
(Claimant)

Kathleen A. Walker
Notary Public
Residing at Boise

My commission expires life

FOR DEPARTMENT USE ONLY

Received by CEB Date 13 June 79 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by CHS Date _____
\$20.00 fee received by KW Date 6/13/79 #6006 #13148 claimant by: KK 7/24/79
Published in Idaho County Free Press
Dates 6/27 & 7/4/79