



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

October 5, 2007

JAMES H AND STEPHANIE M WERNTZ
210 W CRESTLINE DR
BOISE ID 83702

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #78-7125 and 78-7126

Dear Mr. and Mrs. Werntz:

We have received the ownership change forms you submitted in August and October, both for the same rights referenced above. We have processed the change in ownership for Notice of Claim 78-7126 and enclosed a copy for your file.

However, we do not have proof that you purchased the cabin supplied by #78-7126 so we did not change the ownership for that water right. If you can provide proof that you did purchase the cabin on the south side of Boulder Creek that is associated with water right #78-7125, please submit it.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claim.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:region
Enclosure:

Copy of Water Right Claim #78-7126

SCANNED

OCT - 5 2007

11/06/2006

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

RIGHT NUMBER: 78-7125

NAME AND ADDRESS: JAMES N CREWS
166 FIBERGLASS RD
JACKSON TN 38301

SOURCE: UNNAMED STREAM

TRIBUTARY: BOULDER CREEK

QUANTITY: 0.020 CFS
0.600 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/02/1979

POINT OF DIVERSION:

T21N R01E S3 NWNW Lot 4 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.020 CFS 0.60 AFY

PLACE OF USE: DOMESTIC in ADAMS County

T21N R01E S03 Lot 4 NWNW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-7125

Priority: July 2, 1979

Amount: .02 CFS

.6 AFA

This is to certify, that JAMES N. CREWS
166 FIBERGLASS RD.
JACKSON, TN 38301

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated July 2, 1979, and has submitted proof to the Department of Water Resources on August 25, 1986, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .02 cfs of water from;

UNNAMED STREAM

tributary to BOULDER CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.02 cfs	.6 afa

LOCATION OF POINT OF DIVERSION(S): LOT 4(NWNW), Sec. 3, Township 21N, Range 1E
Adams County

PLACE OF USE: Domestic

TWN RGE SEC

21N 1E 3 LOT 4(NWNW)

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 13th day of June, 19 88.

RECEIVED

Director

JUL 08 1988

Also see 78-7126

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

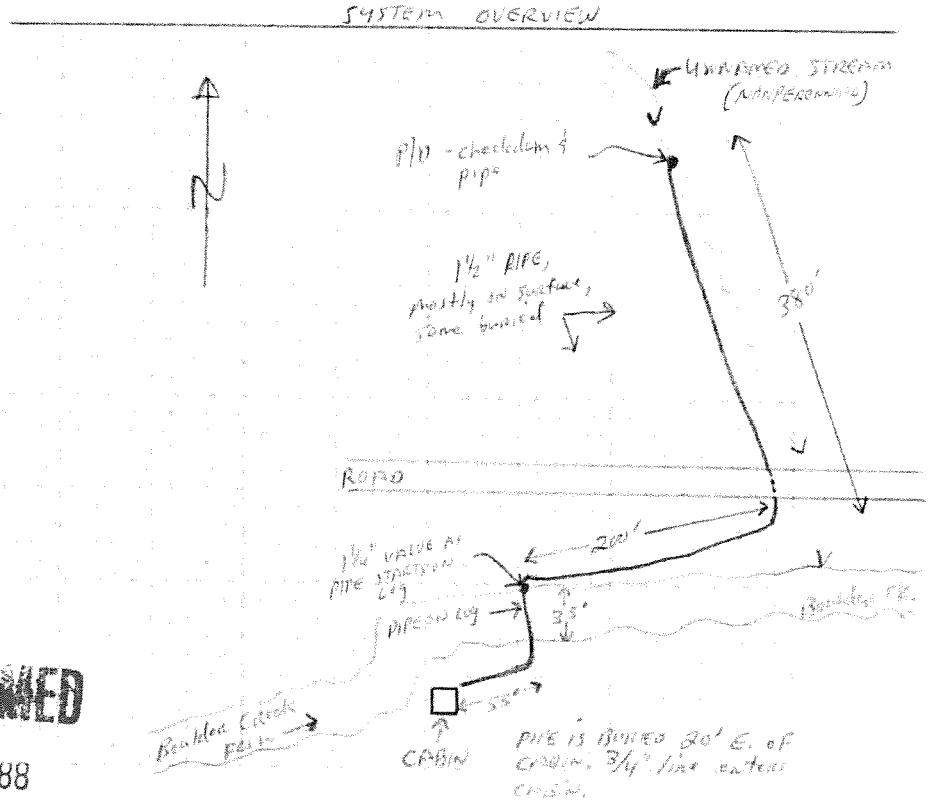
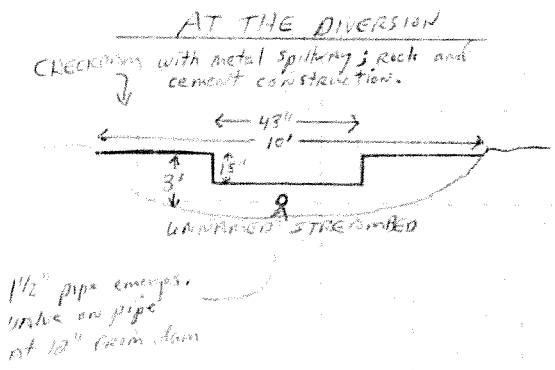
1. Owner: JAMES N. CREWS Permit No. 78-7125
Current Address: 166 Fiberglass Road Jackson, TN. 38301 Phone No. 901-424-3788
2. Accompanied by: NO ONE AVAILABLE EXAM. DATE: 10/23/87
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: UNNAMED STREAM tributary to ROUNDER CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



UNRECORDED

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Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A Small 10'x3' cement-rock-metal checkdam provides a pool in an unimproved stream to allow gravity flow through a 1 1/2" pvc pipe for approx. 670' to a cabin on the south side of Boulder Creek. A 3/4" pvc line was observed entering the cabin. No external use or means to apply water externally were observed at the cabin. A valve allowing hook-up of pipe/hose (up to 1 1/4" size) is located on the N. side of Boulder Creek just as the pipe starts to cross creek. No signs of irrigation were found in area of the 1 1/4" valve or anywhere else. The cabin is approx. 800' NE of cabin covered by 78-7126. ☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	N/A				

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	04	NW	NW		3	21N	1E	Adams	USGS 7 1/2' map

6. Place(s) of Use:

Indicate Method of Determination USGS 7 1/2' QUAO

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
21N	1E	3						LOT 4 D											-

MICROFILMED

Do not use this space

JUL 08 1988

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NONE POSSIBLE

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: NONE - flow limited to .02 cfs based on all internal use.

2. Alternate Method for Checking Purposes: NONE

F. PUMP EFFICIENCY DATA (Optional) N/A

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Domestic, one unit, int. use only. = .6

MAINTAINED

JUL 08 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Omit irrigation from this WR. NO signs were seen at or around old pipeline route, plu, or other adjacent areas. A neighbour working in the area identified the cabin as Mr. Crew's.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.02	.6
Totals:				

2. Recommended Amendments

- | | | |
|---|--|--|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☒ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

J. AUTHENTICATION

Field Examiner's Name Stevens Lester
Signature [Signature]
Certification Date _____
Field Report Preparation Date 10/28/87

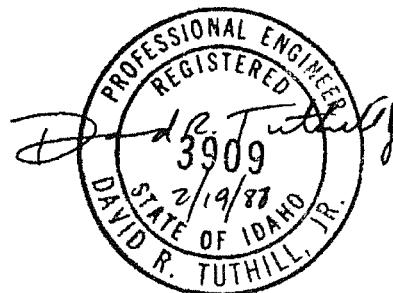
BD
1/21/88

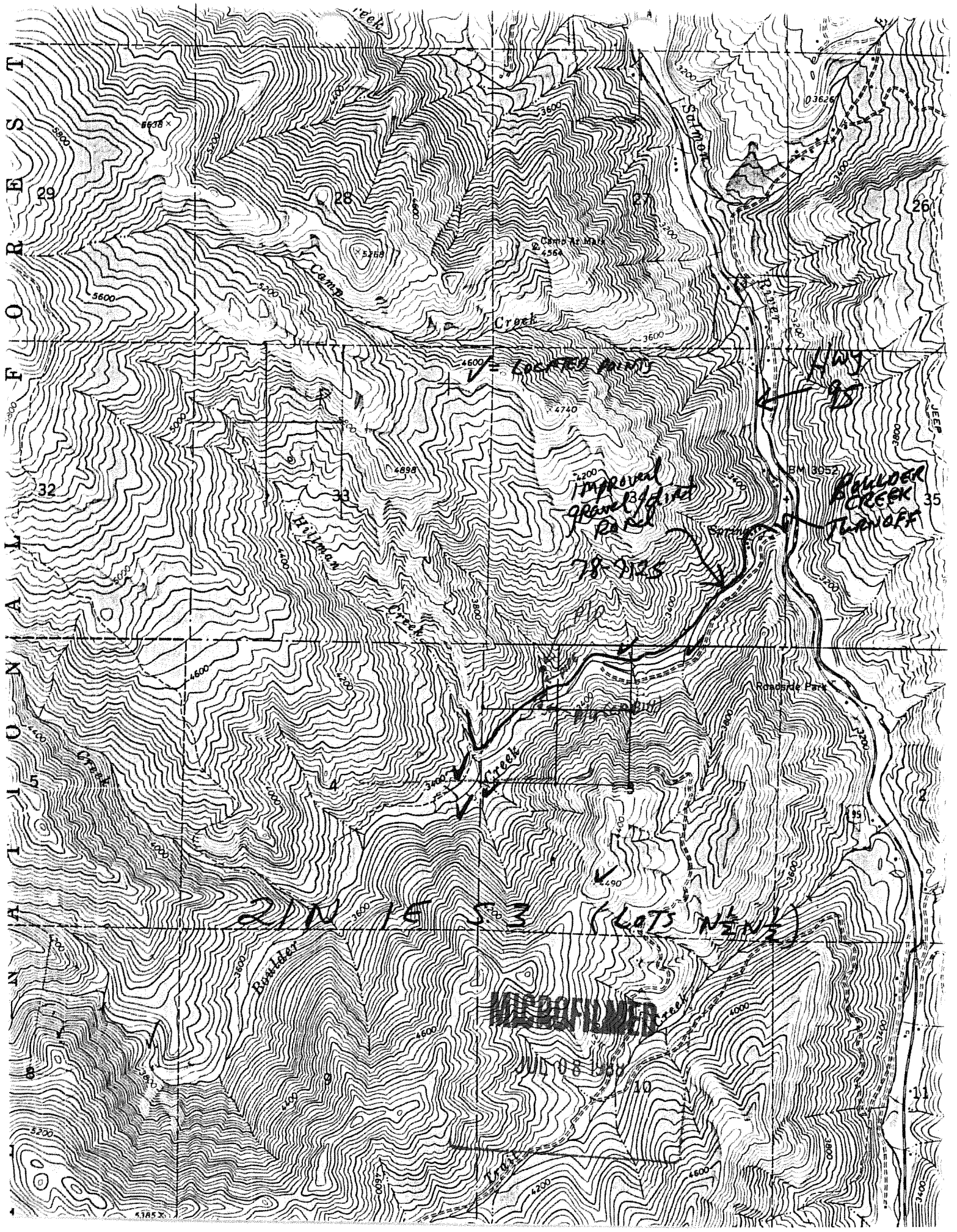
CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JUL 08 1988







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 78-7125
Date Received: 9/8/2005
Receipt No: W033391
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES N CREWS Phone: (731)424-3788
166 FIBERGLASS RD
JACKSON TN USA 38301

2. Date of Priority: 07/02/1979

3. Source: UNNAMED STREAM Trib. to: BOULDER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
21N	01E	3	NW NW 4	ADAMS	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.02	0.6

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 0.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

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SEP 09 2005
Department of Water Resources

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
21N	01E	3	NW NW	4	DOMESTIC	

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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

SEP 08 2005

WATER RESOURCES
WESTERN REGION

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. A78-7125Date Received 9-8-05Receipt Number W033391

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

- Name of Claimant (s) James N Crews Phone (731) 424-3788
Mailing Address 166 Fiberglass Rd. Jackson Zip TN 38301
- Date of Priority (Only one per claim) 07/02/1979 Month/Day/Year
- Source of water supply (Check one) () Groundwater or Other (✓) (a) unnamed stream
which is tributary to (b) Boulder Creek Name or kind of source
- Location of point of diversion is: Township 21 N Range 01 E BM
Section L4 NW 1/4 of NW 1/4 of Sec 3 BM.,
County of Adams
Additional points of diversion if any: _____
- 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. Headgate - resevoir
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 1/01 to 12/31 amount 0.020 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____
- Total quantity claimed 0.020 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 single owner household

10. Place of use is: Township: 21 N Range 01 E, BM
Section 3, 1/4 of 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? Adams

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 Springs NW 1/4 SW 1/4 NW 1/4 Sec 3 Twp 21 N Rge 01 E BM
Domestic 0.020 CFS
14. Remarks: Irrigation 0.010 CFS

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court License 6-13-1988 Plaintiff vs Defendant

If applicable provide IDWR Water Right Number 78-7125
78-7126 license 1/10/1990

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) James N. Crews Date Sept 2, 2005
Date

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

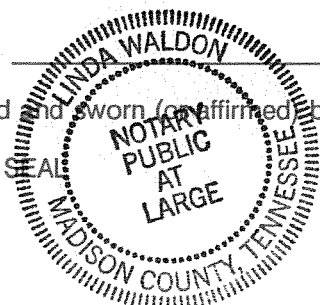
of Title
that I have signed the foregoing
document in the space below as of
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Date

Title and Organization

State of Idaho/or)
County of) SS.

Subscribed and sworn (or affirmed) before me this 2 day of Sept 2005



Notary Public Linda Waldon

Residing at Madison Co Tenn.

My Commission Expires 8-21-07

Last Name WALDON Ident No.

Copies: White-State, Yellow-Claimant

NOTARIZATION REQUIRED FOR EACH CLAIM