

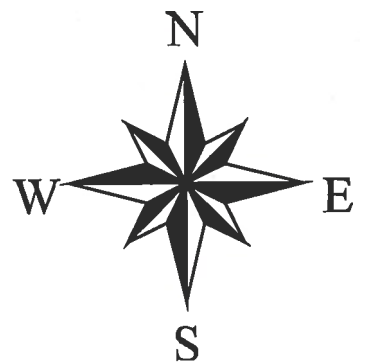
78-142E 78-143D & 78-12157



1000 0 1000 2000 Feet

T19N R01E S12

Map prepared by: Carter Fritschle
Date prepared: 11/13/06
2004 NAIP Photography
Idaho Department of Water Resources



11/13/2006

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

RIGHT NUMBER: 78-12157

NAME AND ADDRESS: ROBERT BUTTS
PO BOX 366
NEW MEADOWS ID 83654

SOURCE: LITTLE SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 04/01/1931

POINT OF DIVERSION:

T19N R01E S23 NWNE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/1 10/31	0.800 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R01E S12 NWSW 40.00

40 ACRES TOTAL

Right Nos. 78-142D, 78-143E and 78-12157 are limited to the irrigation of a combined total of 40 acres in a single irrigation season.

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 - Beneficial Use

Water is delivered through the West Side Ditch.

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 78-12157
Date Received: 5/6/1988
Receipt No:
Received By:

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

1. Name of Claimant(s): ROBERT BUTTS Phone: (208)347-2510
PO BOX 366
NEW MEADOWS ID USA 83654

2. Date of Priority: 09/26/1922

3. Source: LITTLE SALMON RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	01E	12	SW NE NE	ADAMS	

5. Description of diverting works:

CONC. DAM ACROSS LITTLE SALMON RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	09/10	0.8	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	01E	12	NW NE		IRRIGATION	40
					Section Acres	40
					Total Acres	40

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 78-10108. DB 9/26/2001

15. Basis of Claim: Beneficial Use



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
APR 7 1993

DATE OF CLOSING: 12/21/92

Department of Water Resources
Western Regional Office

LEGAL DESCRIPTION OF PROPERTY: Township 19N Range 1E
Section 12, 1/4 of NE 1/4 of SW 1/4, Govt. Lot , B.M.

Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A78-10108
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Robert Butts
Box 366
New Meadows, ID 83654
- ☐ New Owner/Claimant (Purchaser): M Resorts, Ltd., an Idaho limited partnership
- ☐ New Mailing Address: 1101 Warren Wagon Rd.
P. O. Box 1006
McCall, ID 83638
- ☐ New Telephone Number: (208) 634-4121
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

0.4 cfs appurtenant to 20 acres in the NE 1/4 SW 1/4 of Section 12, T19N, R1E, B.M.

- ☐ Attach proof of ownership, describe proof attached: Deed to Claimant
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s) X [Signature] Date 3/12/93
Douglas F. Manchester, Chairman of Date
the General Partner, M Resorts, Inc., an Idaho corporation
- ☐ Signature of Former Owner/Claimant(s): Date
 Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

DEED FILED IN A78-001423

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

78-10108

↙
Butts

78-12157

NWNE 40 Ac.

.8 cfs total

↘
M Resorts

78-12158

NESW - 20 Ac.

.4 cfs total

NESW - 20 AC
.4 CFS OK ✓
Denise - Rg
split - send
no letter. file.
Jan

(5.6.88)

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: A78-10108

Date Received: 5/05/1988

Receipt No: C 010555

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT BUTTS 208-347-2510
Address: BOX 366
NEW MEADOWS, ID 83654

2. Date of Priority: SEP 26, 1922

3. Source: LITTLE SALMON RIVER Trib. to: BIG SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	01E	12	SW	NE	NE		ADAMS

5. Description of diverting works:
CONC. DAM ACROSS LITTLE SALMON RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	09/10	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
19N	01E	12	NW	NE		IRR	40.0
			NE	SW		IRR	20.0
Section Acres							60.0

10. Place of Use: Continued

Total Acres 60.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A7800142

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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): *Robert A. Ball* Date: 5-5-88

Date: _____

State of Idaho)
County of Ada) SS.

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

of May 19 88

Alma Bellman
Notary Public

Seal

Residing at Caldwell, Id
My Commission Expires 3/21/94