

08/26/2005

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

RIGHT NUMBER: 78-7098

NAME AND ADDRESS: EUNICE A TODHUNTER
PO BOX 213
POLLOCK ID 83547

TED TODHUNTER
PO BOX 213
POLLOCK ID 83547

SOURCE: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.040 CFS
0.600 AFY

PRIORITY DATE: 07/12/1977

POINT OF DIVERSION:

T23N R01E S32 NWSWNE Within IDAHO County

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS
0.60 AFY

PLACE OF USE: DOMESTIC Within IDAHO County

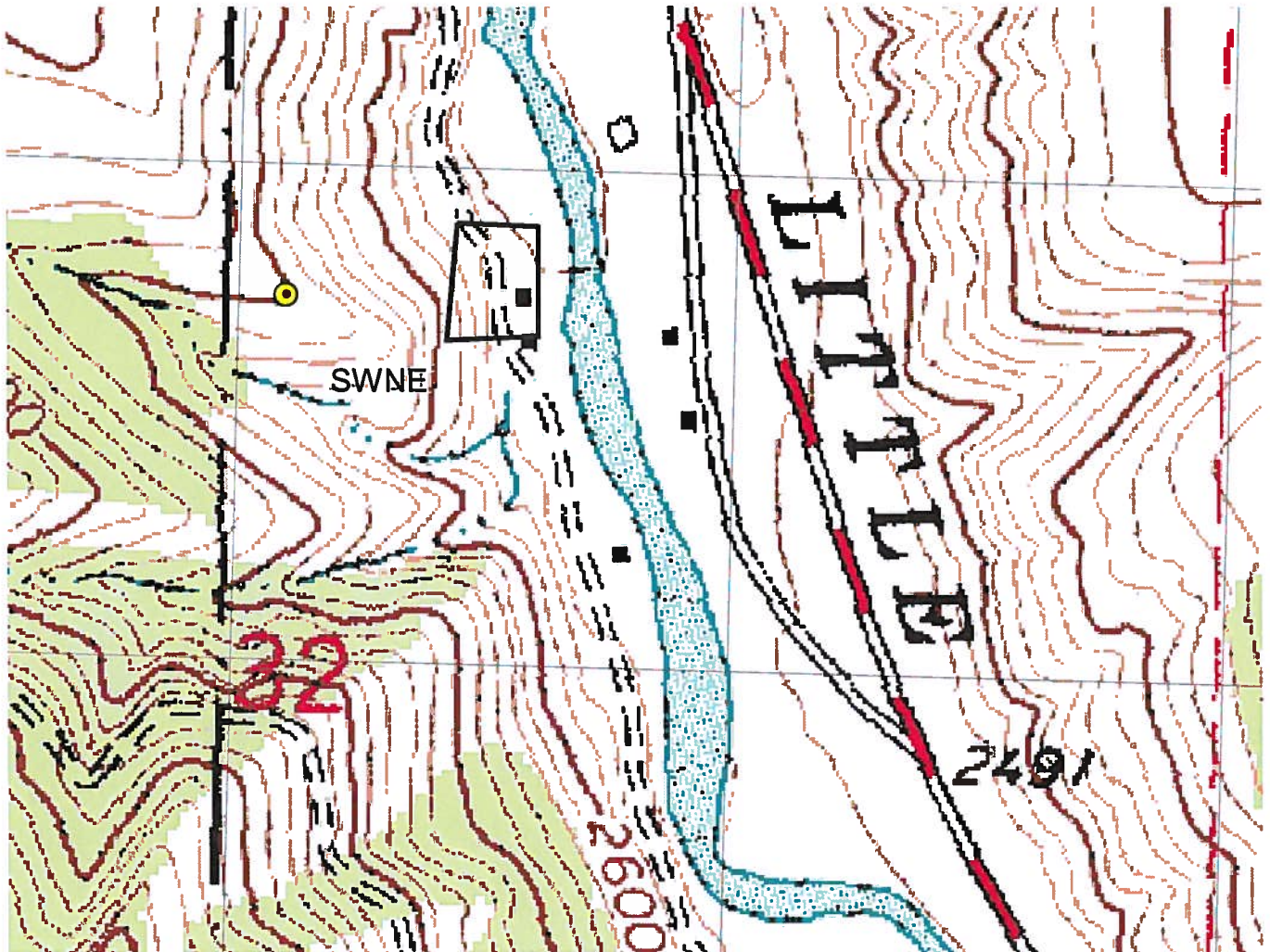
T23N R01E S32 SWNE

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

78-7098



0 400 800 Feet

Section 32
T23N R1E



● Point of Diversion

□ Place of Use

Map prepared on August 26, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07098

Priority: July 12, 1977

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

2.6 AF

This is to certify, that EUNICE A TODHUNTER
PO BOX 213

POLLOCK ID 83542

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 12, 1977; and
has submitted Proof of Beneficial Use on August 30, 1992. An examination indicates
that the works have a diversion capacity of 0.050 cfs of water from:

SPRING

tributary to LITTLE SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.02 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
Totals		0.04 CFS	2.6 AF

Domestic see remark

LOCATION OF POINT(S) OF DIVERSION:

SESWNW, Sec. 32, Township 23N, Range 01E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
23N	01E	32	SWNE	0.5		0.5

Total number of acres irrigated: 0.5

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

RECORDED

SEP 16 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 78-07098

CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than .02 cfs nor more than 2.0 afa for irrigation of the land described above.
6. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

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 18TH day of August, 1997.


Acting for KARL J. DREHER, Director

RECORDED
SEP 16 1997

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: A78-07098

Date Received: 5/26/1988 *OK*

Receipt No: M000032

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EUNICE A. TODHUNTER 208-347-2198
Address: P.O. BOX 213
POLLOCK, ID 83547

AND/OR

Name: TED TODHUNTER
Address: P.O. BOX 213
POLLOCK, ID 83547

2. Date of Priority: JUL 12, 1977

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
23N	01E	32	NW	SW	NE		IDAHO

5. Description of diverting works:
GRAVITY FLOW PIPE TO 500 GAL. HOLDING TANK AND DELIVERY SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 1.2 Acre Feet Per Annum.

9. Non-irrigation uses:
D/CULINARY WATER FOR SINGLE HOME AND IRRIGATION OF YARD.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	01E	32	SW	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:

15. Basis of Claim: PERMIT
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 X 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): Ernie A. Jochum Date: May 26-1988

Date: _____

State of Idaho)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of May 19 88

Carl Fritschle
Notary Public

Seal

Residing at Eagle, Id
My Commission Expires 3-21-94

22 N.



M. L. GARDNER
Bn. Of S&F Co. '97
Pg. 22.3

TRACT
"A"

SEE DETAIL

TRACT
"B"

MICROFILMED
OCT 06 1992