

12/15/2005

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

RIGHT NUMBER: 78-7146

NAME AND ADDRESS: MILDRED BOSSART  
PO BOX 248  
POLLOCK ID 83547

HOWARD BOSSART  
PO BOX 248  
POLLOCK ID 83547

SOURCE: LITTLE SALMON RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.030 CFS  
3.200 AFY

PRIORITY DATE: 05/22/1980

POINT OF DIVERSION:

T23N R01E S20 NESE Within IDAHO County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>       |
|-----------------------|----------------------|-----------------------|
| IRRIGATION            | 03/01 11/15          | 0.030 CFS<br>3.20 AFY |

PLACE OF USE: IRRIGATION Within IDAHO County

T23N R01E S20 NESE 0.8

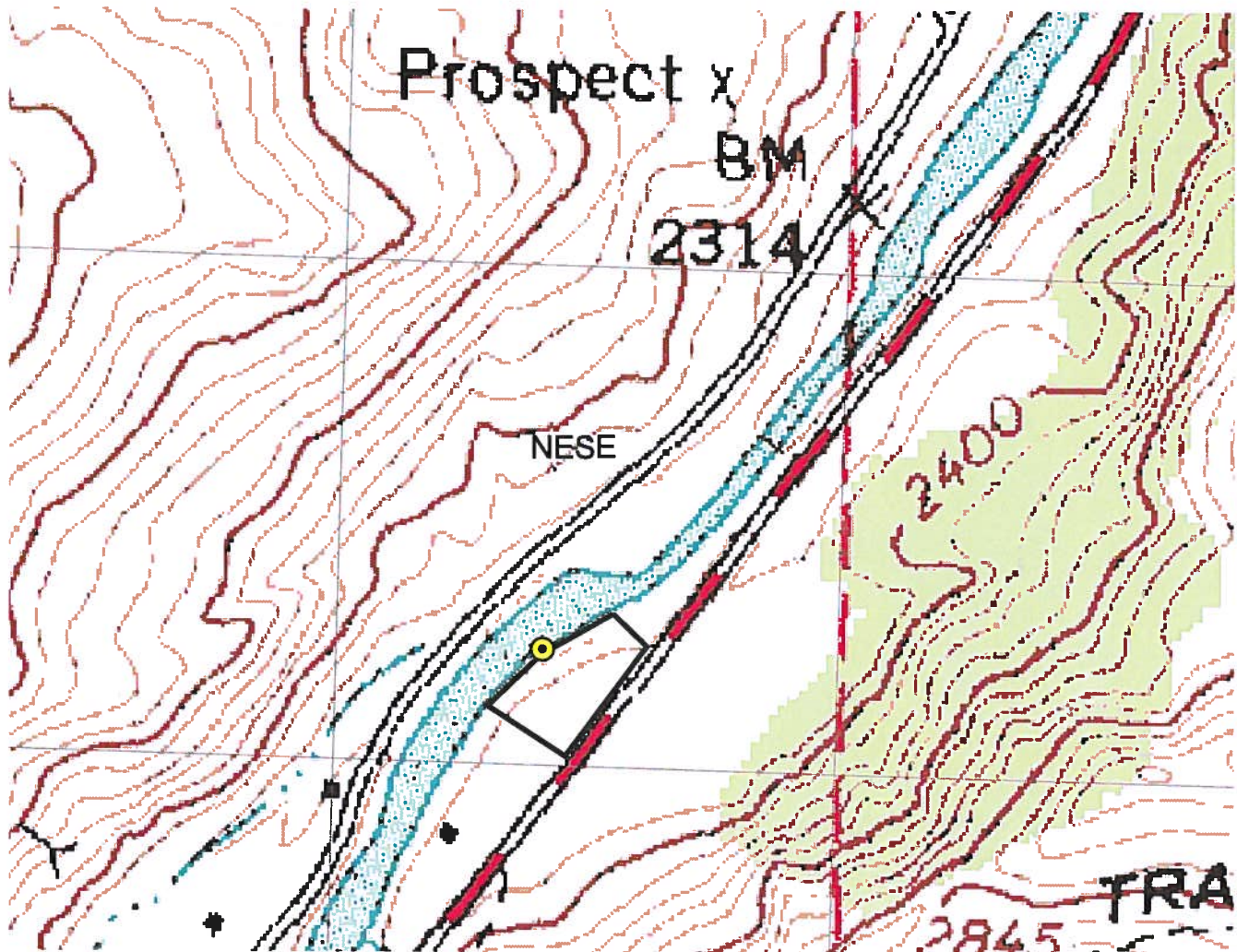
0.8 ACRES TOTAL

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

# 78-7146



0 300 600 Feet

Section 20  
T23N R1E



● Point of Diversion

□ Place of Use

Map prepared on December 15, 2005  
By Kenneth Knoblock  
Idaho Department of Water Resources

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: A78-07146  
Date Received: 6/10/1988  
Receipt No: C001266  
Received By: FL

Department of Water Resources  
Western Regional Office

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

1. Name: HOWARD BOSSART 208-628-3371  
Address: P.O. BOX 248  
POLLOCK, ID 83547

AND/OR

Name: MILDRED BOSSART 208-628-3371  
Address: P.O. BOX 248  
POLLOCK, ID 83547

2. Date of Priority: MAY 22, 1980

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 |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 23N      | 01E   | 20      | NE     | SE     |     |     | IDAHO  |

5. Description of diverting works:  
PUMP AND GRAVITY.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/01 | 11/01 | 0.060 |      |        |

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

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A78-07146

Page 1

Date: 08/05/88

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10. Place of Use:

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|------------|-----|-----|-------|
| 23N           | 01E   | 20      | NE SE      |     | IRR | 2.0   |
| Section Acres |       |         |            |     |     | 2.0   |
| Total Acres   |       |         |            |     |     | 2.0   |

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:

CLAIMED PORTION OF DECREE FROM HAT CREEK

14. Remarks:

15. Basis of Claim: PERMIT

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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 \_\_\_\_\_

CA

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 A78-D7146Date Received 6-10-88Receipt Number C001266RECEIVED  
AUG - 5 1988

## NOTICE OF CLAIM

TO A

## WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED  
JUN 10 1988

Department of Water Resources

Department of Water Resources

## Please type or print clearly

1. Name of Claimant (s) HOWARD<sup>2d</sup> & MILDRED BOSSART Phone (208) 628-3371Mailing Address P.O. Box 248, Pollock, ID Zip 835472. Date of Priority (Only one (1) per claim) 5/22/19803. Source of water supply (a) LITTLE SALMON RIVER  
which is tributary to (b) SALMON RIVER4. a. Location of existing point of diversion is: Township 23N Range 1E Section 20,  
1/4 of NE 1/4 of SE 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of IDAHO

Additional points of diversion if any: \_\_\_\_\_

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.PUMP & PIPELINE (PLASTIC) TO PLACE OF USEDepartment of Water Resources  
Western Regional OfficeMICROFILMED  
Copies: White-State, Yellow-Claimant

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/1 to 11/1 amount .06 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) .06 CFS (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 6 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

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 |          |
| <u>R3N</u> | <u>1E</u> | <u>20</u> |        |       |       |       |        |       |       |       |        |       |       |       | <u>2</u> |       |       |       | <u>2</u> |
|            |           |           |        |       |       |       |        |       |       |       |        |       |       |       |          |       |       |       |          |
|            |           |           |        |       |       |       |        |       |       |       |        |       |       |       |          |       |       |       |          |
|            |           |           |        |       |       |       |        |       |       |       |        |       |       |       |          |       |       |       |          |
|            |           |           |        |       |       |       |        |       |       |       |        |       |       |       |          |       |       |       |          |
|            |           |           |        |       |       |       |        |       |       |       |        |       |       |       |          |       |       |       |          |
|            |           |           |        |       |       |       |        |       |       |       |        |       |       |       |          |       |       |       |          |

Total number of acres irrigated 2

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.  
CLAIMED PORTION OF DECREE FROM HAT CREEK or None ( )

14. Remarks:

Last Name BOSSART Ident No. A78-07146

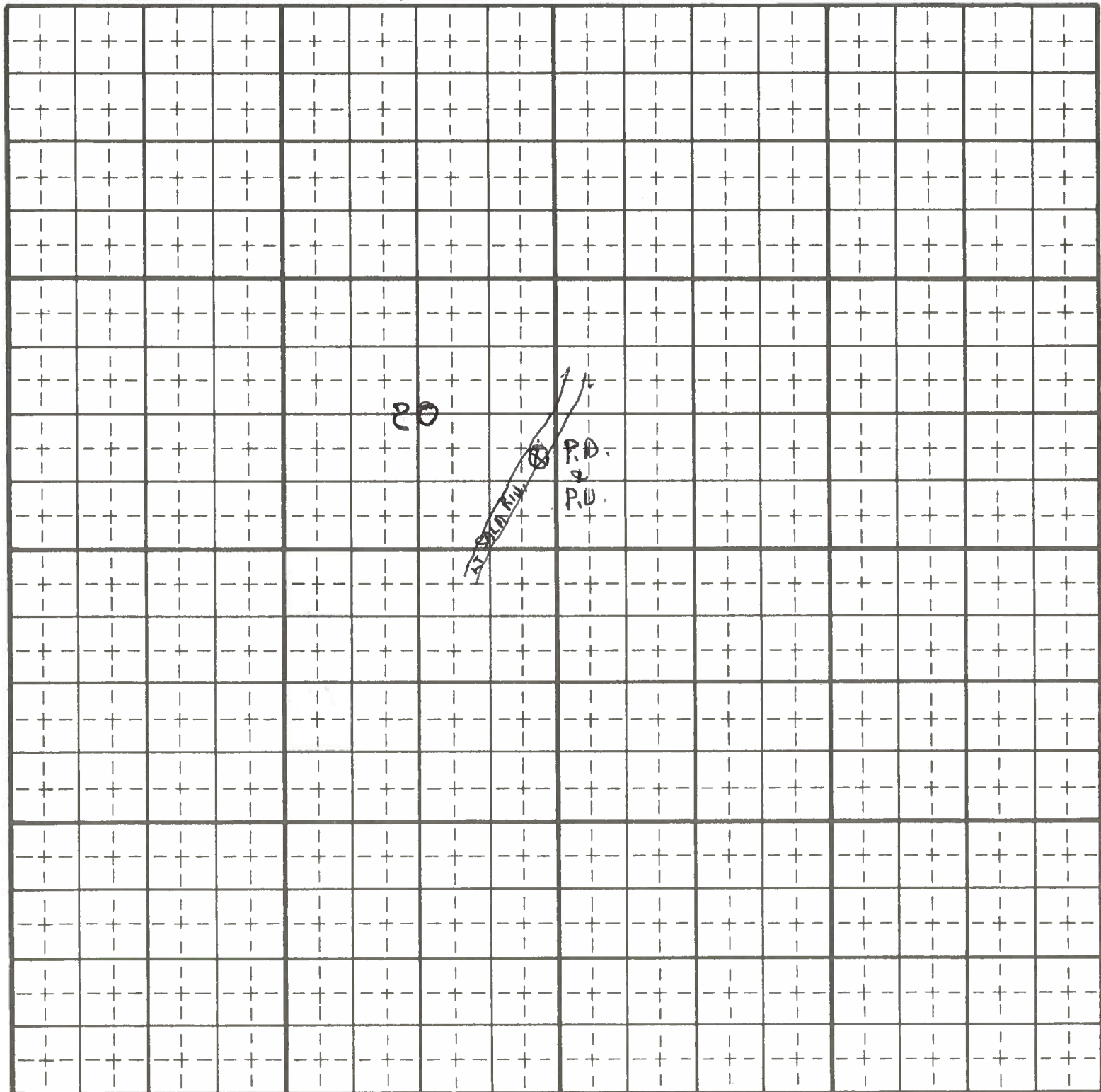
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Copies: White State, Yellow Exemptant

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Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T23N R1E



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Last Name BOSSART

Ident No. A78-07146

Copies: White-Stage, Yellow-Claimant

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15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit ☒ V  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 78-7146  
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 Howard A. Bryant Date 5/20/88

Mildred M. Bossart Date 6/2/1988

**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 Idaho )  
County of Idaho ) SS.

Subscribed and sworn (or affirmed) before me this 20th day of May 19 88

SEAL

Notary Public William L. Doung

Residing at Regina

My Commission Expires 1/88

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 \_\_\_\_\_

Last Name BOSSART Ident. Number A78-07146

**MICROFILMED**  
Copies: White State, Yellow Claimant

**OCT 05 1992**

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**

WATER RIGHT NO. 78-07146

Priority: May 22, 1980

Maximum Diversion Rate: 0.03 CFS  
Maximum Diversion Volume: 3.2 AF

This is to certify, that HOWARD BOSSART  
MILDRED BOSSART

PO BOX 248  
POLLOCK ID 83547

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 22, 1980; and has submitted Proof of Beneficial Use on January 1, 1900. An examination indicates that the works have a diversion capacity of .050 cfs of water from:

LITTLE SALMON RIVER tributary to 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 12/01       | 0.03 CFS                 | 3.2 AF               |

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 20, 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        | 20         | NESE         | 0.8          |              | 0.8          |

Total number of acres irrigated: 0.8

CONDITIONS/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.
5. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.

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State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**

WATER RIGHT NO. 78-07146

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 21<sup>st</sup>  
day of April, 1992

Acting for R. Keith Higginson, Director

MICROFILMED

OCT 05 1992

State of Idaho  
Department of Water Resources

AMENDED

**WATER RIGHT LICENSE**

AMENDED

WATER RIGHT NO. 78-07146

Priority: May 22, 1980

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

3.2 AF

This is to certify, that HOWARD BOSSART  
MILDRED BOSSART

PO BOX 248  
POLLOCK ID 83547

has complied with the terms and conditions  
of the permit, issued pursuant to Application for Permit dated May 22, 1980; and  
has submitted Proof of Beneficial Use on May 29, 1985. An examination indicates  
that the works have a diversion capacity of .050 cfs of water from:

LITTLE SALMON RIVER

tributary to 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 12/01       | 0.03 CFS                 | 3.2 AF               |

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 20, 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        | 20         | NESE         | 0.8          |              | 0.8          |

Total number of acres irrigated: 0.8

CONDITIONS/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.
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5. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.

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AUG 08 1994

State of Idaho  
Department of Water Resources

**WATER RIGHT LICENSE**

WATER RIGHT NO. 78-07146

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 28TH  
day of DECEMBER, 19 92.

Acting for Norman C Young  
R. Keith Higginson, Director

MICROFILMED

AUG 08 1994



State of Idaho  
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

July 29, 1988

*File Idaho Co.*

Mr. and Mrs. Howard Bossart  
P. O. Box 248  
Pollock, ID 83547

RE: Adjudication Claim #A78-07146

Dear Mr. and Mrs. Bossart:

We are returning your claim for a water right to you for a minor correction.

While data entering your claim, it was discovered that the consumptive use (#8, Page 2) had not been filled in. In your geographic area, with .06 cfs claimed for irrigation, a usual consumptive use claimed would be six (6) acre feet per annum.

If you would please make this change and return the claim form to us, it would be greatly appreciated. I apologize in advance for any inconvenience this may cause you. I have enclosed a postage-paid envelope for your use.

Yours Truly,

*Donald V. Shaff*

Donald V. Shaff  
Adjudication Section Supervisor

DVS:db

RECEIVED  
AUG 9 1988

Department of Water Resources  
Western Regional Office

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