

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 43-00178J
Date Received: 4/19/89
Receipt No: *Returned*
Received By: *2-23-01*

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

1. Name of Claimant(s)

LOIS ELISON Phone: (208) 645-2537

HC 72 BOX 2176
MALTA ID USA 83342

OR

LANO ELISON Phone: (208) 645-2537

HC 72 BOX 2176
MALTA ID USA 83342

2. Date of Priority: 12/12/1911

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
14S	27E	7	NW SW NE	CASSIA

5. Description of diverting works:

DAMS AND DITCHES TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	1/01	12/31	5.40	

7. Total Quantity Appropriated is:
5.40 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
13S	27E	31	SW	SW	4	IRRIGATION	50
			SE	SW		IRRIGATION	40
			NW	SE		IRRIGATION	20
			SW	SE		IRRIGATION	40
			SE	SE		IRRIGATION	10
						Section Acres	160
14S	27E	6	NE	NE		IRRIGATION	10
			NW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	38
			NE	NW		IRRIGATION	40
			NE	SE		IRRIGATION	20
			NW	SE		IRRIGATION	10
			SW	NE		IRRIGATION	20
						Section Acres	178
						Total Acres	338

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS FOR A PORTION OF WATER RIGHT 43-00178B.

15. Basis of Claim: Decreed

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 _____ 20__

Notary Public

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 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: **A43-00178J**

Date Received: 4/19/1989

Receipt No: S006905

Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: LANO ELISON 208-645-2537
Address: HC 72 BOX 2176
MALTA ID 83342

OR

Name: LOIS ELISON 208-645-2537
Address: HC 72 BOX 2176
MALTA ID 83342

2. Date of Priority: DEC 12, 1911

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	27E	7	NW	SW	NE		CASSIA

5. Description of diverting works:
DAMS AND DITCHES TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	5.000		

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

8. Total consumptive use is 1164.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	27E	31	SW	SW	4	IRR	50.0

A43-00178J

Page 1

Date: 12/28/99

DO NOT FILM

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
13S	27E	31	SE	SW		IRR	40.0
			NW	SE		IRR	20.0
			SW	SE		IRR	40.0
			SE	SE		IRR	10.0
Section Acres							160.0
14S	27E	6	NE	NE		IRR	10.0
			NW	NE		IRR	40.0
			SW	NE		IRR	20.0
			SE	NE		IRR	38.0
			NE	NW		IRR	40.0
			NE	SE		IRR	20.0
			NW	SE		IRR	10.0
Section Acres							178.0
Total Acres							338.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
SEE REMARKS.

14. Remarks:

TRANS. 2505 & 665.

THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00178B ORIGINAL DECREE FOR 48.8 CFS, THIS PART FOR 2.00 CFS. CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND IRRIGATION CO.) CLAIMANT NOW OWNS 2-1/2 PLACES AND SO HE MULTIPLIES THE FIRST FIGURE BY 2.5.

****SEE REF. RT. A43-00165A FOR OTHER WR*****

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS, ET. AL.
vs Decree Defendant

DO NOT FILM

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: A43-00178
Date Received: 4/19/1989
Receipt No: S006905
Received By: JCC

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

1. Name: LANO ELISON 208-645-2537
Address: HC 72 BOX 2176
MALTA, ID 83342
OR
Name: LOIS ELISON 208-645-2537
Address: HC 72 BOX 2176
MALTA, ID 83342

2. Date of Priority: DEC 12, 1911

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	27E	7	NW	SW	NE		CASSIA

5. Description of diverting works:
DAMS AND DITCHES TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	5.000		

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

8. Total consumptive use is 1164.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A43-00178B

Page 1

Date: 06/02/89

MICROFILMED

MAR 02 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13S	27E	31	SW		SW	4	IRR	50.0
			SE		SW		IRR	40.0
			NW		SE		IRR	20.0
			SW		SE		IRR	40.0
			SE		SE		IRR	10.0
Section Acres								160.0
14S	27E	6	NE		NE		IRR	10.0
			NW		NE		IRR	40.0
			SW		NE		IRR	20.0
			SE		NE		IRR	38.0
			NE		NW		IRR	40.0
			NE		SE		IRR	20.0
			NW		SE		IRR	10.0
Section Acres								178.0
Total Acres								338.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
SEE REMARKS.

14. Remarks:

TRANS. 2505 & 665.

THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00178B
ORIGINAL DECREE FOR 48.8CFS, THIS PART FOR 2.00 CFS.

CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL
TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND
IRRIGATION CO.) CLAIMANT NOW OWNS 2-1/2 PLACES AND SO HE
MULTIPLIES THE FIRST FIGURE BY 2.5.

****SEE REF. RT. A43-00165A FOR OTHER WR*****
THIS CLAIM IS ACTUALLY ONLY A PART OF 43-00178B AND SHOULD HAVE
BEEN NUMBERED WITH A DIFFERENT SPLIT.

DWR NOTE

FLOW RATE REVISED 6-2-1989 BY AMENDMENT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.

Decree Plaintiff

A43-00178B

Page

vs

2

JOBE ADAMS, ET. AL.

Decree Defendant

Date: 06/02/89

MICROFILMED

MAR 02 1993

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): Lans Olson Date: 6-2-89

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 2ND day
of June 19 89 Steve Chell
Notary Public

Seal

Residing at Twin Falls
My Commission Expires Dec 7, 1994

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: A43-00178B
Date Received: 4/19/1989
Receipt No: S006905
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LANO ELISON 208-645-2537
Address: HC 72 BOX 2176
MALTA, ID 83342

OR

Name: LOIS ELISON 208-645-2537
Address: HC 72 BOX 2176
MALTA, ID 83342

2. Date of Priority: DEC 12, 1911

3. Source: RAFT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	27E	7	NW	SW	NE		CASSIA

5. Description of diverting works:
DAMS AND DITCHES TO SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	01/01	12/31	2.000		

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

8. Total consumptive use is 1164.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13S	27E	31	SW		SW	4	IRR	50.0
			SE		SW		IRR	40.0
			NW		SE		IRR	20.0
			SW		SE		IRR	40.0
			SE		SE		IRR	10.0
Section Acres								160.0
14S	27E	6	NE		NE		IRR	10.0
			NW		NE		IRR	40.0
			SW		NE		IRR	20.0
			SE		NE		IRR	38.0
			NE		NW		IRR	40.0
			NE		SE		IRR	20.0
			NW		SE		IRR	10.0
Section Acres								178.0
Total Acres								338.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:
SEE REMARKS.

14. Remarks:

TRANS. 2505 & 665.

THIS CLAIM IS A COMBINATION OF A PORTION OF THIS WR: 43-00178B ORIGINAL DECREE FOR 48.8CFS, THIS PART FOR 2.00 CFS.

CALCULATIONS FOR THESE PORTIONS, CLAIMANT DIVIDED THE ORIGINAL TOTAL DECREE CFS BY 21. (21 PLACES MADE UP THE MALTA LAND AND IRRIGATION CO.) CLAIMANT NOW OWNS 2-1/2 PLACES AND SO HE MULTIPLIES THE FIRST FIGURE BY 2.5.

*****SEE REF. RT. A43-00165A FOR OTHER WR*****
THIS CLAIM IS ACTUALLY ONLY A PART OF 43-00178B AND SHOULD HAVE BEEN NUMBERED WITH A DIFFERENT SPLIT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.

Decree Plaintiff

vs

JOBE ADAMS, ET. AL.

Decree Defendant

A43-00178B

Page

2

Date: 04/19/89

MICROFILMED
MAR 02 1993

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): Lana Ellison Date: 4-19-89

Date: _____

State of Idaho)

County of Twin Falls) ss.

Subscribed and sworn (or affirmed) before me this 19th day

of April 19 89

Steve Cello
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7, 1994

05/09/2001

**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: June 15, 2001

Water right number: 43-178J

LOIS ELISON
HC 72 BOX 2176
MALTA ID 83342
Telephone Number: (208)645-2537

LANO ELISON
HC 72 BOX 2176
MALTA ID 83342
Telephone Number: (208)645-2537

RECEIVED

JUN 12 2001

Department of Water Resources

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:

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

DATE: 6-5-01 SIGNATURE: Lano Elison
Please print your name: LANO ELISON

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

10/31/2000

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

RIGHT NUMBER: 43-178J

NAME AND ADDRESS: LANO ELISON
LOIS ELISON
HC 72 BOX 2176
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 5 CFS

PRIORITY DATE: 12/12/1911

POINT OF DIVERSION: T14S R27E S7 NWSWNE Within CASSIA County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	5.00 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T13S R27E S31	LOT 4	SWSW	50	T13S R27E S31		SESW	40
T13S R27E S31		NWSE	20	T13S R27E S31		SWSE	40
T13S R27E S31		SESE	10	T14S R27E S6	LOT 1	NENE	10
T14S R27E S6	LOT 2	NWNE	40	T14S R27E S6		SWNE	20
T14S R27E S6		SENE	38	T14S R27E S6	LOT 3	NENW	40
T14S R27E S6		NESE	20	T14S R27E S6		NWSE	10

338 ACRES TOTAL

RIGHT NOS. 43-00165A, 43-00168A, 43-00169C 43-00170A, 43-00171A, 43-00172A, 43-00173A, 43-00178J, 43-10086, 43-11269, 43-11270, 43-02295E, 43-02324A, 43-02324B, 43-02546, 43-04000A AND 43-04000B ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 338 ACRES IN A SINGLE IRRIGATION SEASON.

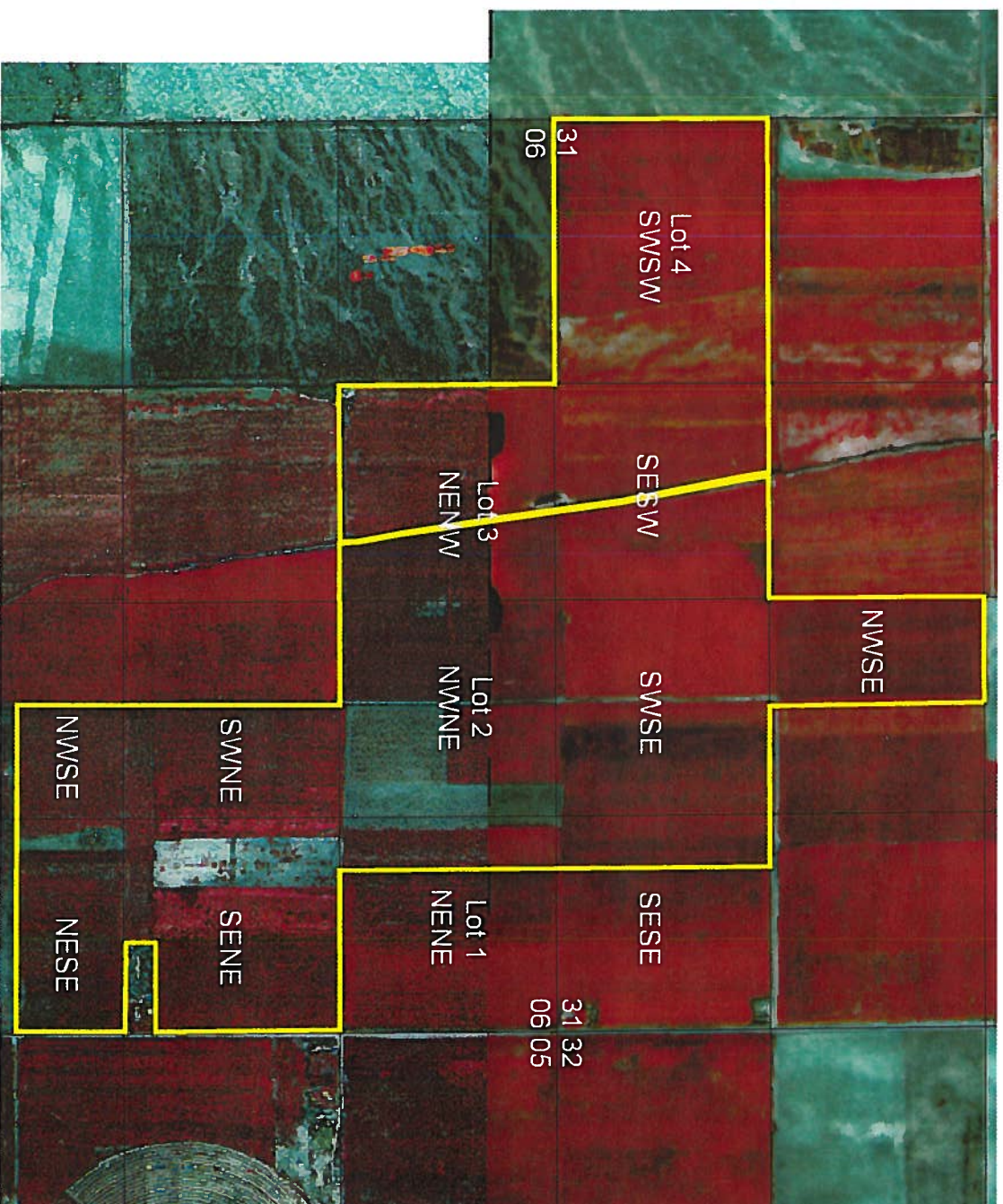
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - Decreed

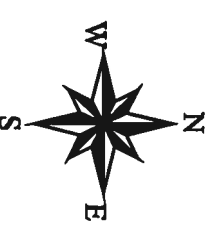
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

**43-00165A, 43-00168A, 43-00169C, 43-00170A,
43-00171A, 43-00172A, 43-00173A, 43-00178J,
43-10086, 43-11269 and 43-11270**



**T13S R27E S31
T14S R27E S06**

**Map prepared by: Carter Fritschle
Date prepared: 10/31/00
1987-1988 NAPP photography
Idaho Department of Water Resources**





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 15, 2000

LANO ELISON
LOIS ELISON
HC 72 BOX 2176
MALTA, ID 83342

RE: Snake River Basin Adjudication (SRBA) Claim Nos. 43-00169C, 43-00171A and 43-00178J

Dear Claimants:

I am reviewing the Notices of Claim to a Water Right referenced above, and it appears that you are entitled to more water under these rights than what was claimed. Claim 43-00169C has a claimed diversion rate of 1.52 cfs, but when I proportioned this right out among the recorded places of use, my calculations indicate you are entitled to 1.53 cfs. Similarly, claim 43-00171A has a claimed diversion rate of 1.60 cfs, and my calculations indicate you are entitled to 1.64 cfs. The largest discrepancy is with claim 43-00178J. The claimed diversion rate is 5.00 cfs, and my calculations indicate you are entitled to 5.40 cfs.

I have prepared amended claims for these three rights and they are enclosed with this letter. If you agree that you are entitled to the larger diversion rates for these three rights, you may file the Amended Notices of Claim to a Water Right. Be sure to have your signature notarized, and return the amended claims to my attention at the address shown on this letterhead within 30 days.

If you have questions, please contact me at (208) 327-7939 or you may leave a message for me by calling the Adjudication Hotline at 1 (800) 451-4129.

Sincerely,

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosures:

Amended Notices of Claim to a Water Right
43-00169C, 43-00171A and 43-00178J

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—