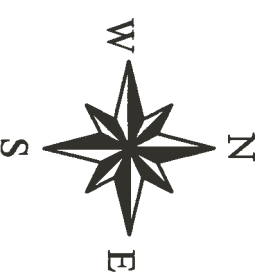


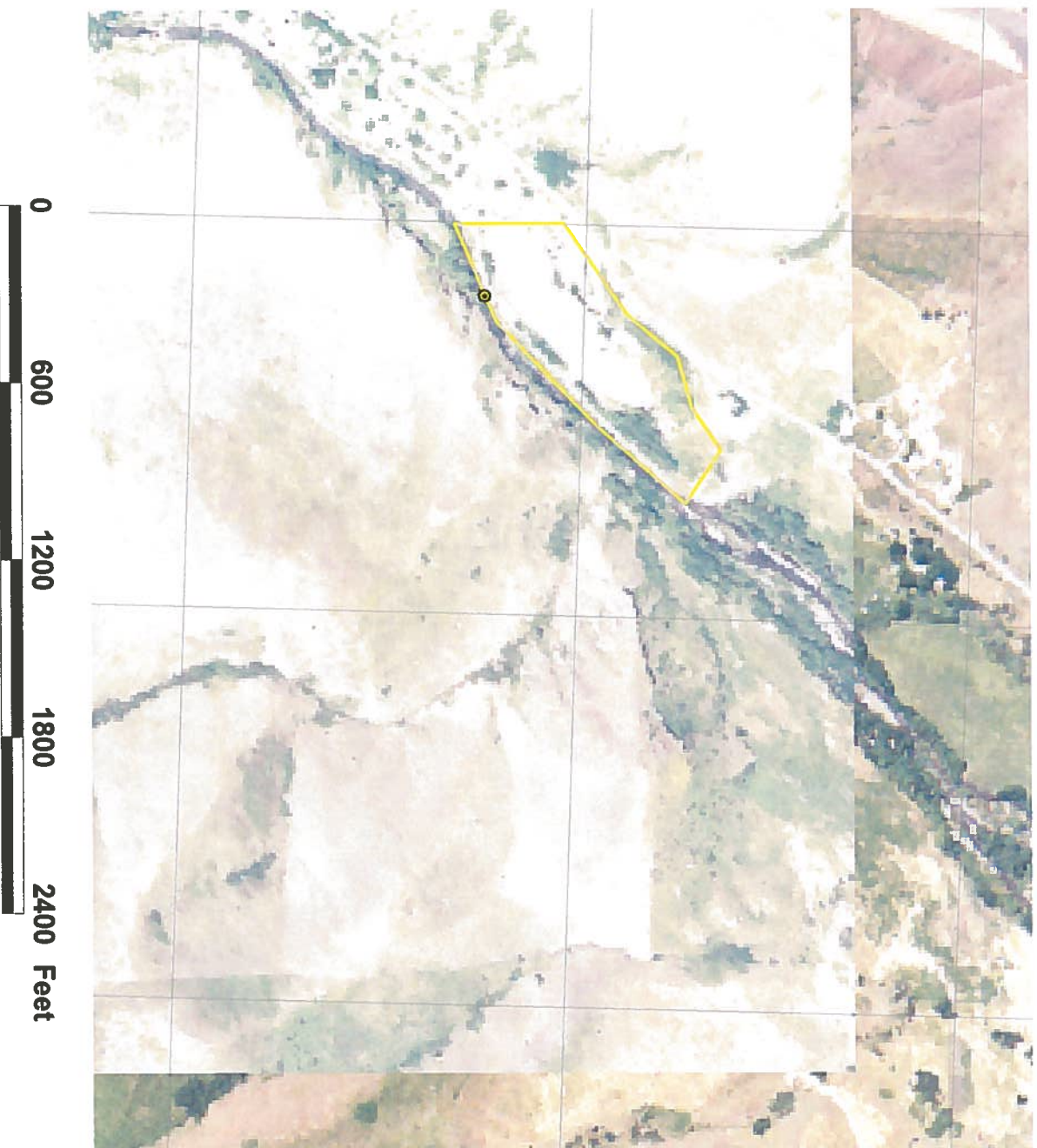
79-2078

T28N R01E
Section(s) 14

⊙ Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: August 26, 2004
Photography: Aerial Photo
Idaho Department of Water Resources



08/26/2004

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

RIGHT NUMBER: 79-2078

NAME AND ADDRESS: COLIN C RHOADES
PO BOX 34
WHITE BIRD ID 83554

CYRUS L RHOADES
9040 GOLDENGATE AVE
ORANGEVALE CA 99156

SOURCE: WHITE BIRD CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.180 CFS

PRIORITY DATE: 01/20/1958

POINT OF DIVERSION:

T28N R01E S14 NWSWNE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.180 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T28N R01E S14	NWNE	5.3	T28N R01E S14	SWNE	3.7
---------------	------	-----	---------------	------	-----

9 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: License

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

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: A79-02078
Date Received: 7/05/1988
Receipt No: 7000401
Received By: GR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: COLIN C. RHOADES 208-839-2446
Address: P O BOX 34
WHITE BIRD, ID 83554
OR
Name: CYRUS L. RHOADES
Address: 9040 GOLDENGATE AVE.
ORANGEVALE, CA 99156

2. Date of Priority: JAN 20, 1958

3. Source: WHITEBIRD CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
28N	01E	14	NW	SW	NE		IDAHO

5. Description of diverting works:
5 HP PUMP, 2" PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/30	0.180		

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

8. Total consumptive use is 27 AF Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
28N	01E	14	NW		NE		IRR	3.0
			SW		NE		IRR	6.0
							Section Acres	9.0
							Total Acres	9.0

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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 27230

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): Ch. A. Rhoades Date: 7/7/88

Date: _____

State of Idaho)
County of Id) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of July 19 88
H. Michael Emmer
Notary Public

Seal

Residing at Geneseeville Id.
My Commission Expires 12-15-91

JULY, 1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Rhodes, Colin C or Cyrus L.

CLAIM IDENT. NO. A79-02078

DATE RECEIVED 07/05/88

CK # 3084

AMOUNT \$ 59.00

	YES	NO
1. Is the name and address complete with zip code?	☒	☐
2. Is priority date entered?	☒	☐
Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued? A Permit is required for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd). A Permit is required for surface water developed after May 20, 1971 (except for instream stockwater).		
3. (a) Is a source entered?	☒	☐
(b) Is a tributary to entered? (if required)	☒	☐
4. Is the legal description of the p.d. complete?	☒	☐
5. Is there a description of the diverting works?	☒	☐
6. Are the water uses appropriate for the form? The short form limited domestic and stockwater. Instream stockwater must use long form.	☒	☐
Is the period of use included?	☒	☐
Is a quantity claimed for each use?	☒	☐
7. Is a total quantity claimed entered?	☒	☐
8. Is the consumptive use correct?	☒	☐
If required is a consumptive use entered?	☒	☐
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim.	☒	☐
10. Is (are) the place(s) of use entered?	☒	☐
11. Is (are) the county(ies) entered?	☒	☐
12. Is the ownership of p.u. checked?	☒	☐
13. Are other water rights listed or "none" checked?	☒	☐
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒	☐
15. Is the basis of the claim checked?	☒	☐
16. Is the claim signed by the claimant? Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)	☒	☐
Has the claim been signed, sealed, and dated by a notary?	☒	☐
Is the fee enclosed correct?	☒	☐
Should this claim be receipted and data entered?	☒	☐
If this claim is based on an existing water right, has the identification number been entered?	☒	☐
	N/A	

Claim checked by: LW

Comments: _____

MICROFILMED

OCT 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 30, 2004

LYDIA RHOADES
PO BOX 34
WHITEBIRD ID 83554

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #79-2078

Dear Claimant:

We have been advised you are now the owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the water right, we require the enclosed Notice of Change of Water Right Ownership form be submitted.

Since the claim is still pending before the court, there is no fee to change the ownership.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Form 42-248/42-1409(6)

Based on evidence below, it appears that this claim is now owned by:

Name: Lydia Rhoades

Street Address: Po Box 34

City, State Zip Code: whitebird ID 83554

Telephone:

- ☐ Nez Perce County Records
- ☐ Telephone book
- ☐ Other _____