

79-4046

**T25N R01E
Section(s) 2**



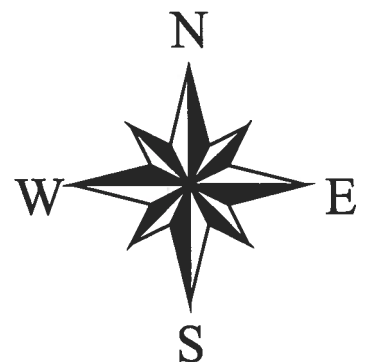
0.05 0 0.05 0.1 Miles



Place of Use



Point of Diversion



**Layout prepared on April 4, 2006
By Greg Taylor
Idaho Department of Water Resources**

04/04/2006

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

RIGHT NUMBER: 79-4046

NAME AND ADDRESS: CHARLES GARY COOK
PO BOX 333
LUCILE ID 83542

SOURCE: SALMON RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 08/15/1960

POINT OF DIVERSION:

T25N R01E S2 SWNW Lot 5 Within IDAHO County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
02/15 11/30

QUANTITY
0.040 CFS

PLACE OF USE: IRRIGATION Within IDAHO County

T25N R01E S02 Lot 5 SWNW 2.00

2 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 - Beneficial Use

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: A79-04046
Date Received: 6/24/1988
Receipt No: W000404 52
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHARLES GARY COOK 208-628-3426
Address: BOX 333
LUCILE, ID 83542

2. Date of Priority: AUG 15, 1960

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
25N	01E	2	SW	NW	NW		IDAHO

5. Description of diverting works:
15 HP PUMP FROM RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/01	12/01	0.040		

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

8. Total consumptive use is 6.0 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
25N	01E	2	NW	NW		IRR	2.0
Section Acres							2.0

A79-04046

Page 1

Date: 07/07/88

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10. Place of Use: Continued

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

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 A 79 04046Date Received 06-24-88Receipt Number W000404 852

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUN 24 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) CHARLES GARY COOK Phone (208) 6283426Mailing Address Box 333 Lucile, Idaho Zip 835422. Date of Priority (Only one (1) per claim) AUGUST 15, 19603. Source of water supply (a) SALMON RIVER
which is tributary to (b) SNAKE RIVER4. a. Location of existing point of diversion is: Township 2S N Range 1E Section 2,
SW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of IDAHOAdditional points of diversion if any: NONE

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. 15 HP PUMP FROM RIVER

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Copies: White State, Yellow Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/1 to 12/1 amount ~~76~~ .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~76~~ .04 (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.) NONE

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	
2SN	1E	2					2												2

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 X 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.
_____ or None (X)

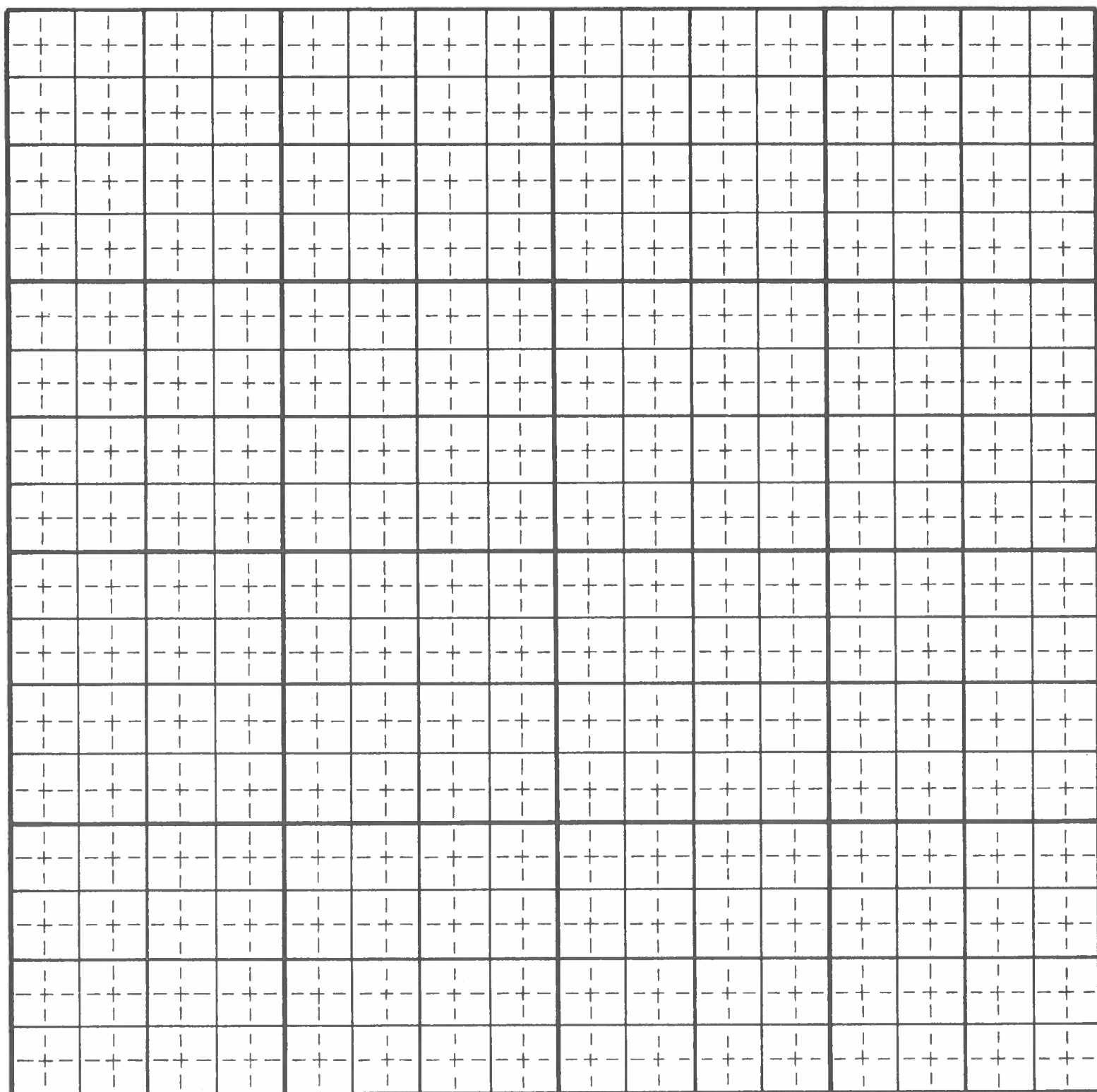
14. Remarks:

Last Name COOK Ident No. A79 04046

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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



Last Name COOK

Ident No. A79 04046

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15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

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 Charles D Cook Date 6-7-88

Date _____

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 _____

ALASKA
State of ~~Idaho~~ or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 7th day of June 19 88

SEAL

Notary Public Louella J. Huppriek

Residing at Fairbank Alaska 99701

My Commission Expires 11-22-88

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.

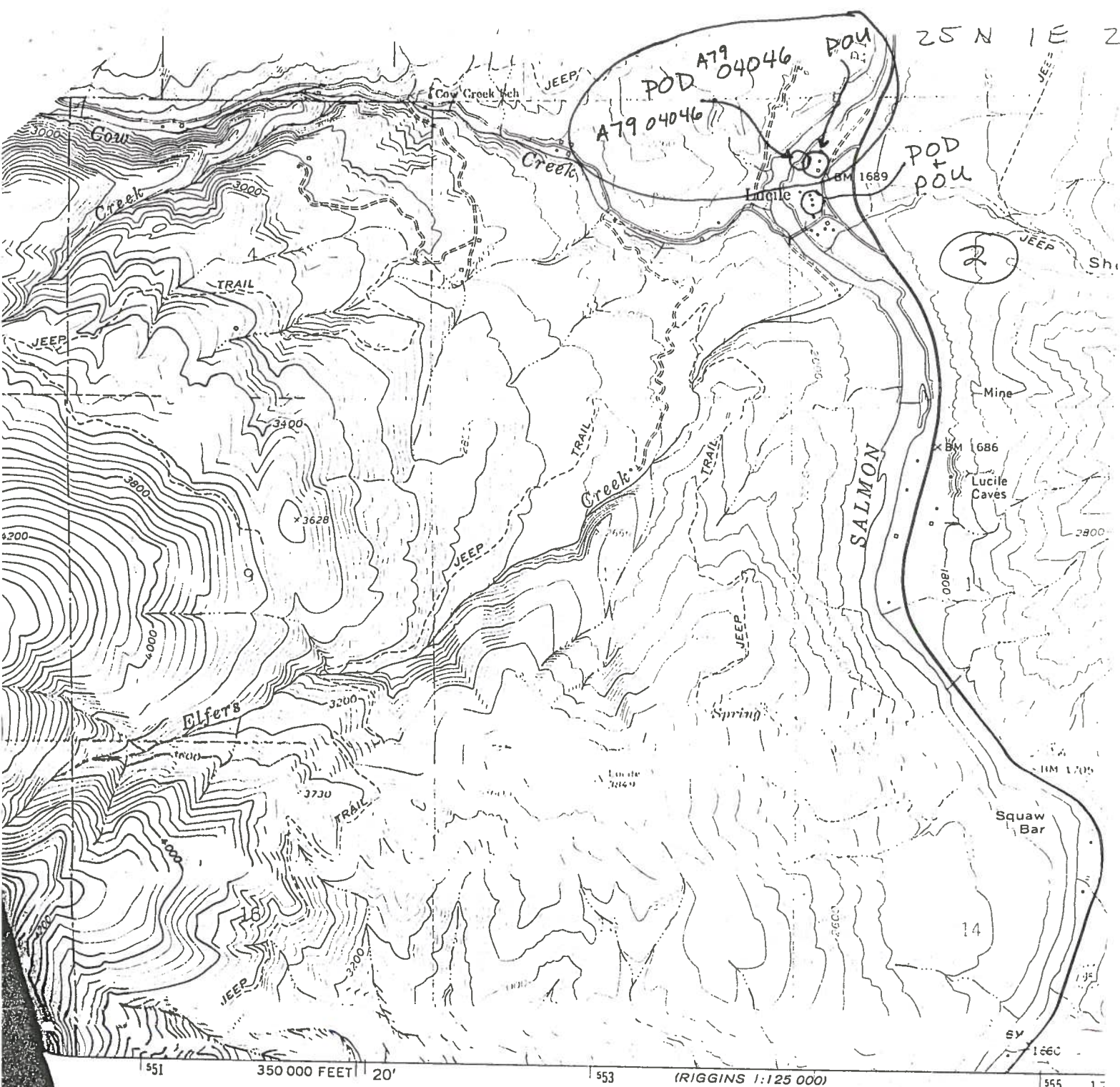
Signature _____

Address _____

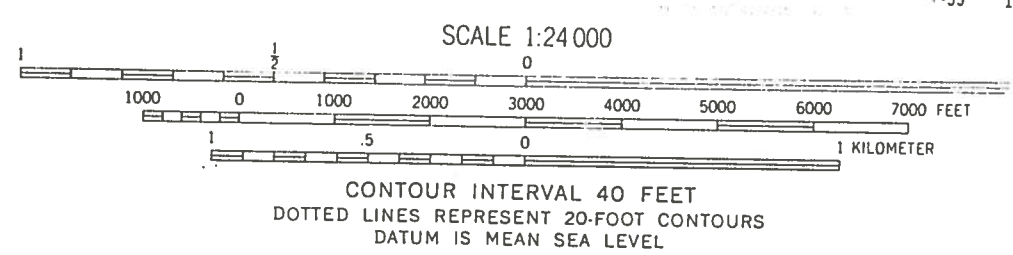
Date _____

Last Name COOK Ident. Number A79 04046

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UTM GRID AND 1963 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

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U C I U D 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

A19-04046

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

August 9, 1988

Charles G. Cook
Box 333
Lucile, ID 83542

Dear Claimant(s):

Enclosed is your Notice of Claim to A Water Right that this department received on July 28, 1988.

As you know, we sent this claim to you on July 5, 1988, to obtain a priority date(date of first use). Now that we have this date, we regretfully inform you that since the priority date of the claim is after March 25, 1963, and the water use is for more than a single domestic dwelling(house and trailer), an Application for Permit or two separate Notice of Claims must be filed. Enclosed are these forms with instructions for your use.

If you file an Application for Permit, the filing fee would be \$30.00; however, it will probably be necessary to file Notice of Claims at a later date. Therefore, I would suggest that two separate Notice of Claims be submitted: one for the house and one for the trailerhouse. By doing so, you could avoid extra expenses that could occur in the near future. The fee for each Notice of Claim is \$25.00 or \$50.00 for two Notice of Claims.

Please send your claims to this agent when completed and notarized, along with a copy of this letter, and I will process these claims as being submitted in a timely manner. If you decide to file the Application for Permit, there will not be a time limit in which to file, but the priority date will be the day in which this department receives the completed form. If you file the two Notice of Claims, the priority date will remain September 15, 1976.

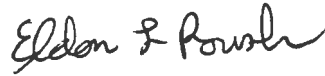
Since we already have receipted your check #485 for \$77.00, of which \$52.00 is for a Notice of Claim that is already processed; \$25.00 will be applied to one Notice of Claim or toward the Application for Permit, whichever you choose to file. If you choose to file two Notice of Claims, please remit an additional \$25.00 to cover the second claim. If you choose to file an Application for Permit, remit an additional \$5.00 to cover the \$30.00 filing fee.

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If you have any questions, don't hesitate to contact me or this office.

Sincerely,



Eldon L. Roush
Water Resources Agent
Adjudication Section

ER:sl
Enclosures

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RECEIVED
JUL 28 1988

Dear Sir

Department of Water Resources
Western Regional Office

I just recieved our notice to a water Right
Claim (Domestic) to day 7/18/88, we have a
problem here! we live in Fairbanks in the winter
months, but work in Alaska in the summer
in to oct. we live in the bush and have to
fly every thing in so, mail is a problem here!

You mailed this on the 8th of July and
we just got it. I was wondering if it was
a few days late if it would be all right.

You said you sent out Check back
for our domestic water right, I wasn't in the
envelope!

Truly
Charles L. Cook

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OCT 06 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

July 5, 1988

R. KEITH HIGGINSON
Director

Charles G. Cook
Box 333
Lucille, ID 83542

Dear Claimant(s):

This office has received the Notice of Claim(s) to a Water Right for the use of water within the Snake River Basin Water System. However, due to the items checked below, we cannot process this claim. We are returning the claim to you, along with your check for the adjudication filing fee. Please complete the following items.

_____ No fee received. Fee Due _____.

☒ Item No. 2 - Date of priority -date water was first put to use.

_____ Item No. 3 - Source of Water

_____ Item No. 4 - Point of Diversion - Must be shown by quarter-quarter(40 acre tract), section, township and range, except for spring sources which must be shown by quarter-quarter-quarter(10 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim.

_____ Item No. 5 - Place of Use - must be listed by quarter-quarter(40 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim.

_____ Item No. 6 - Uses of Water

_____ Item No. 9 - Non-Irrigation Uses

_____ Item No. 10 - Place of Use -must be listed by quarter-quarter(40 acre tract), section, township, and range. Lot and block are not acceptable.

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Item No. 16 - Signature -this claim form requires your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

Other: Your other claim for A79-04046 is
find & being processed. Once this claim
is returned, the fee will be attached to
it and the claim considered as filed.

Please complete the above item(s) on the enclosed claim form(s) and return the claim(s) to our office prior to the deadline date for filing adjudication claims in your county. If you are returning a claim form which was received in our office, with the fee, by the deadline for your county, then as long as the corrected claim and fee are returned within 30 days of the date of this letter, no late fee will be charged. If your deadline is upcoming, please try to return the corrected claim by that date. The deadline date for your county is 7-27-88.

Please feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Jan Shurte

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:sl

Enclosures

DOMESTIC CLAIM

RECEIPT NO. W000404

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