

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: A74-10004
Date Received: 7/03/1989
Receipt No: E009399
Received By: JS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY L. SOUTHWELL 208-756-2039
Address: RT. 1 ~~BOX 70~~ 67-B
SALMON, ID 83467
OR
Name: DAVE S. SOUTHWELL 208-756-2039
Address: RT. 1 ~~BOX 70~~ 67B
SALMON, ID 83467



2. Date of Priority: SEP 24, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
20N	23E	3	SW	NW			LEMHI

5. Description of diverting works:
WELL AND PUMP

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 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD

A74-10004

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Date: 07/14/89

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
20N	23E	3	SW		DOMEST	

11. Place of use in counties: LEMHI

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 _____

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NOV - 6 1991

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY L. SOUTHWELL

Address: RT. 1 BOX ~~57-B~~ 66-D ⁶⁴⁵

SALMON, ID

83467

OR

Name: ~~DAVE~~ S. SOUTHWELL

Address: RT. 1 BOX ~~57-B~~ 66-D ⁶⁴⁵

SALMON, ID

83467

208-756-2039

208-756-2039

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Trib. to:

4. Point of Diversion:

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A.F.A.

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Acre Feet Per Annum.

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	23E	3	SW	NW		DOMEST	

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used: ^{GLS}
~~NONE~~ WATER RIGHTS ON PASTURE

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): [Signature] Date: 10-18-1991
Vivian A. Duhewell Date: 10-18-91

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of October 19 91

Donna L. Godfrey
Notary Public

Seal

Residing at Salmon

My Commission Expires May 10, 1992

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JULY 15, 1991

GARY L. SOUTHWELL
RT 1 BOX 70 66-13
SALMON ID 83467

RE: NOTICE OF CLAIM A74-10004

Dear Mr. Southwell:

The Idaho Department of Water Resources (IDWR) is returning your Notice of Claim to a Water Right because of insufficient information. All items on the forms must be completed and re-submitted before the IDWR can process the notice.

Please correct the items identified below and return the notice to the IDWR by August 15, 1991. Should extenuating circumstances prevent you from being able to return the notice by the above date, it is important that IDWR be contacted. Failure to either return the corrected notice or provide justification for additional time will be cause for refunding the filing fee previously paid and removal of the notice from the IDWR records. Notices returned after the refund process has been initiated will be subject to a late fee of \$50.00 plus the \$25.00 filing fee, total \$75.00.

The 1/4 of 1/4 Section (40-acre tract) designating the location of the well and **place of use** must be listed in **Items #4 and #10**. If you are unable to determine the precise legal description, you may indicate the locations on the **enclosed map** (Section 3 is highlighted for you) or submit your own detailed map showing the locations within the Section.

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State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

①

EASTERN REGION

AUGUST 28, 1991

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

GARY SOUTHWELL
RT 1 BOX 67-B
SALMON ID 83467

RE: NOTICE OF CLAIM A74-10004

Dear Mr. Southwell:

I spoke to you this morning regarding your Notice of Claim that you filed in the Snake River Basin Adjudication.

I mailed your Notice back, along with a letter asking for corrections and you said I had mailed it to the wrong address. Since you did not receive it and the Post Office did not return it to this office, I am assuming it is lost. Therefore, I am sending a typed copy of your Notice for you to sign in the presence of a Notary. Although both of your names are on the form, only one of you must sign.

The highlighted areas on the form are a portion of your legal description. Since you said the well is only 30 feet from the house where it is used, the Department has entered the same 1/4 1/4 in the "place of use" as the "point of diversion".

If you agree the 1/4 1/4's are correct, please sign in the presence of a Notary and return to this office to my attention within 5 working days (September 6, 1991).

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure

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Department of Water Resources
Eastern District Office

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If you wish to make an appointment to discuss the corrections, please call the IDWR at (208) 525-7161.

Respectfully submitted,



Gregory J. Taylor
Senior Water Agent, Adjudications

GT:jt

Enclosure

File: TIC

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DEC 14 1992

INTER-DEPARTMENT MEMO — 1

FROM Jo Thompson, Sec. 525-7161

DATE 11-6-91

TO Larry Southwell

SUBJECT During our phone conversation on 10-15-91, you said to look for another claim for you. After receiving the Notice back on your Domestic case (today), I started searching for another Notice in your or your wife's name and found nothing. If you in fact, filed on another water right you should call us. It's possible you never sent it in. I have checked in our computer to see how many rights and how much money has been rescripted to your name. I only found the Domestic (A74-10004 for 25.00)

SIGNATURE

Jo

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DEC 14 1991

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: SEP-23-1997

PAGE: A-3

RIGHT NUMBER: 74-10004

NAME & ADDRESS: GARY L SOUTHWELL
DIANE S SOUTHWELL
RT 1 BOX 66D
SALMON ID 83467

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 09/24/1975

POINT OF DIVERSION: T20N R23E S03 SWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC DOMESTIC, 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T20N R23E S03 SWNW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
PARCEL NO. RP20N23E033605A

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Claim data entry by: SLW
Date: OCT 08 1996
Data entry verified by: [Signature]
Date: OCT 16 1997

WATER RIGHT NUMBER - A74-10004

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
SOUTHWELL

GARY L.

1 - RT. 1 BOX 66-D

2 -

3 -

CITY- SALMON

STATE- ID ZIP- 83467

PHONE - 208-756-2039

SOUTHWELL

DIANE S

1 - RT. 1 BOX 66-D

2 -

3 -

CITY- SALMON

STATE- ID ZIP- 83467

PHONE - 208-756-2039

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
09/24/1975 15 EASTERN J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

20N 23E 3 SW NW (59) LEMHI

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
20N 23E 3 SW NW 43 DOMESTIC (59) LEMHI

+ - - DIVERSION MEANS - WELL AND PUMP

+ - - NON-IRRIGATION USE - D/1 HOUSEHOLD

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - REMARKS - - - - - +
WATER RIGHTS ON PASTURE

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - DECREE DATE - +
00/00/0000

+-----COMMENTS-----+

NO COMMENTS FOUND

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 07/03/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- E009399	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

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"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermark Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
ICWR Records

VERIFIED
AUG 21 1992

CERTIFIED
MAY 24 1993
WATER EXAMINER

MICROFILMED
NOV 15 1996