

23

PROPOSED ELEMENTS OF A WATER RIGHT

S. F. 5
12/13/94

1. The name and address of the claimant is:

Ben Howard

~~P.O. Box 628~~ P.O. Box 502
~~Bruneau, ID 83604~~ Challis, Id 83226

Required Statement: AS RECOMMENDED

2. The source of water is: Poison Spring

Required Statement: AS RECOMMENDED

3. The quantity of water used in cubic feet per second or the quantity of water stored in acre-feet per year is: .02 cfs

.6 AFY

Required Statement: AS RECOMMENDED

4. The priority date is: December 31, 1981

Required Statement: AS RECOMMENDED

5. The legal description of point(s) of diversion is; if the claim is for an instream flow, than a legal description of the beginning and ending points of the claimed instream flow: T10N R22E Sec. 17 NENWNW SENWNW NESWNW

Required Statement: AS RECOMMENDED

6. The purpose of use is: Domestic

Required Statement: AS RECOMMENDED

7. The period of year when the water is to be used is:

01-01 - 12-31

Required Statement: AS RECOMMENDED

8. The legal description of the place of use or of the reservation is: T10N R21E Sec. 11 SWNW

Required Statement: AS RECOMMENDED

9. The annual volume of consumptive use is: ~~.6 AFY~~ DE MINIMUS

Required Statement: AS RECOMMENDED

10. Other matters necessary to define this water right:

These matters are necessary because:

These matters do not fall within the 9 elements listed above because:

Signature and Address of Parties and their Attorney of Record
(attach additional page if necessary)

I have read this from and know its contents and that the
statements are true to the best of my knowledge and belief.

Name: Ben Howard
Address: ~~P.O. Box 628~~ P.O. Box 502
City/State: ~~Bruneau, ID~~ Challis, Id
Zip: 83604 83226
Attorney of Record:

Name: United States through
Address: Dept. of Justice for BLM
601 Pennsylvania Ave. NW
City/State: Washington, DC 20004
Attorney of Record: R. Lee Leininger/
Daria Zane

Ben Howard Jan 24/95
Party's Signature Date

Attorney's Signature Date

R. Lee Leininger 12/21/94
Attorney's Signature Date

Court Representative Date
(if necessary)

Name: IDWR
Address: 1301 N. Orchard St.
City: Boise
State/Zip: Idaho 83706
Attorney of Record: A. Lynne Krogh

A. Lynne Krogh 2/1/95
Attorney's Signature

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on Feb 1, 1995, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

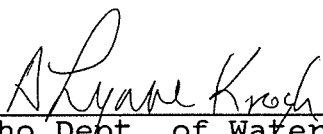
1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Ben Howard
P.O. Box 502
Challis, Idaho 83226

Department of Justice
C/O Boise Adjudication Team
380 Park Center Blvd. - Suite 330
Boise, Idaho 83706


Idaho Dept. of Water Resource