

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)03/31/97 15:09:39
Page 1

Water Right Number - R72-07174

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
LOTHROP

ROBERT

1 - PO BOX 912

2 -

3 -

City- POCATELLO

Phone - 208-000-0000

1 - PO BOX 912

2 -

3 -

City- POCATELLO

Phone - 208-237-6040

State- ID Zip- 83210

State- ID Zip- 83201

ALBERTSON

MAX

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
02/19/1982 17 SOUTHERN L - LICENSE+ - - - - Source - - - - + + - - - Tributary - - - - +
SPRING YANKEE FORK+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

12N 15E 29 SE NW (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

01/01

12/31

1.20

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - KW Usage - +
0.040 1.20 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County12N 15E 29 NE SW
12N 15E 29 NW SE43 DOMESTIC
43 DOMESTIC(37) CUSTER
(37) CUSTER

Total Acres:

+ - - Diversion Means - PIPE FROM SPRING TO CABINS

+ - - Non-Irrigation Use - 2 HOMES

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +

EXP PARCEL NO. RP000940000010A

✓ ID# 4/17/97

Water right number - R72-07174

Prefix Translation: RESEARCH

+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
+ - - - - No Old Water Right Numbers Found - - - - - +
+ - - - - Conditions of Approval - - - - - +
N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - -Comments- - - - - +
Date: 06/11/1993 User Id: SMITH Subject: COPIED FROM REMARKS
IDWR NOTE: LICENSE 72-07174 LISTS P/U'S AS 12N,15E,SEC. 29, NESW & NWSE. SEE ATTACHED PROOF REPORT.

+ - - - - Audit Fields - - +
03/31/97 FHITCHCO

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +
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 - Old Judicial District -
Claim Received Date - 11/24/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - E011197 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - AND Presumption Flag -
Notice of Error Flag -

RIGHT NUMBER:

72-07174

NAME AND ADDRESS:

ROBERT LOTHROP
POCATELLO ID 83210
~~XXX 79 000~~

MAX ALBERTSON
PO BOX 912
POCATELLO ID 83201

SOURCE:

SPRING

TRIBUTARY: YANKEE FORK

QUANTITY:

0.04 CFS
1.2 AFY

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

PRIORITY DATE:

02/19/1982

POINT OF DIVERSION:

T12N R15E S29

SENE

Within CUSTER County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 2 HOMES

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS
1.2 AFY

PLACE OF USE:

DOMESTIC
T12N R15E S29

Within CUSTER County

NESE

NWSE

SENE

OTHER MATTERS 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.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - LICENSE
PARCEL NO. RP000940000010A

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

Identification No. A72-07174

Date Received 11/24/89

Receipt Number E011197

no ck
NOTICE OF CLAIM TO A WATER RIGHT

NOV 28 1989

NOV 24 1989

ACQUIRED UNDER STATE LAW

Department of Water Resources
Eastern District Office

Department of Water Resources For Domestic and/or Stockwater Purposes
Southern Region Office Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Max Albertson + Robert Phone (208) 237-6040

Mailing Address 369 Fairway Pocatello, Ida. Zip 83201

2. Date of Priority (Only one per claim) 3/19/1982 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) Spring

which is tributary to (b) Yankee Fork Name or kind of source

4. Location of point of diversion is: Township 12 N Range 15 E

Section 29, SE 1/4 of N.W 1/4 of _____ 1/4, Govt. Lot _____, BM.,

County of Cluster

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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.

Pipe to Cabin

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 6/1 to 12/31 amount .04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Cabin + 2 Household

COPY

MAR 15 1990

NE SW
SW SW

DATE: 01/17/97
PAGE: 6

DIVERSION VOLUME

Audit: 06/11/93 SMITH 06/15/93 SMITH 03/30/95 POST-SID 01/14/97 D&S-DSHA

→ Churn proof: send same text in proof...

+-----+	Remarks	- - - - -
	No Remarks found.	- - - - -

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: A72-07174
Date Received: 11/29/1989
Receipt No: E011197
Received By: R. V. 31

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAX ALBERTSON 208-237-6040
Address: P.O. BOX 912
POCATELLO, ID 83201

AND
Name: ROBERT LOTHROP
Address: XXX, ID 000

2. Date of Priority: FEB 19, 1982

3. Source: SPRING Trib. to: YANKEE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	15E	29	SE	NW			CUSTER

5. Description of diverting works:
PIPE FROM SPRING TO CABINS

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		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOUSES

A72-07174

Page 1

Date: 11/29/89

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MAR 19 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	15E	29	SE NW		DOMEST	

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE.

14. Remarks:
IDWR NOTE: LICENSE 72-07174 LISTS P/U'S AS 12N,15E,SEC. 29,
NESW & NWSE. SEE ATTACHED PROOF REPORT.

15. Basis of Claim: LICENSE

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: 39576

Identification No. A72-07174

Date Received 11/24/89

Receipt Number E011197

NOV 28 1989

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

NOV 24 1989

Department of Water Resources
Southern Region Office

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Eastern District Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Max Albertson + Robert Phone (208) 237-6040
Mailing Address 369 Fairway Pocatello, Ida. Zip 83201

2. Date of Priority (Only one per claim) 3/19/1932 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) Spring
which is tributary to (b) Yankee Fork Name or kind of source

4. Location of point of diversion is: Township 12 N Range 15 E
Section 29, SE 1/4 of N.W 1/4 of 1/4, Govt. Lot , BM.,
County of Cluster

Additional points of diversion if any:

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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.

Pipe to Cabin

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1/1 to 12/31 amount .04 (cfs)
(Both dates are inclusive)
For purposes from to amount

7. Total quantity claimed .04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Cabin + 2 Household

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MAR 19 1993

NE SW
NW SW

10. Place of use is: Township: 12 N Range 15 E
Section 29, SE 1/4 of NW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Custer

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.
() None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 22-7174

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Mr. S. Albright Date 11/20/89
Robert E. Johnson Date 11/21/89

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Idaho)

County of Ada) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 21st day of November 19 89

SEAL

Notary Public Kellie Eason

Residing at Bise, Idaho

My Commission Expires 10-13-92

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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MAR 19 1993

Water Right Number - 72-07174

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

*** C - CURRENT OWNER ***
ALBERTSON

MAX

1 - P.O. BOX 912
2 -
3 -
City- POCATELLO
Phone -
1 -
2 -
3 -
City-
Phone -

State- ID Zip- 83201

LOTHROP

ROBERT

State- Zip-

Priority Date - - +
02/19/1982

Region - - - +

Stage - - - +

L - LICENSE

Source - - - - +

Point of Diversion - - - - -

SPRING

Diversion Rate

Diversion Volume

Twn Rng Sec Tract Lot Rflg County

12N 15E 29 SE NW (37) CUSTER

Water Use

Period From Period To

01/01 12/31

0.040

0.080

1.20

43 - DOMESTIC

Total Div. Rate - +

Total Div. Volume - +

Total Div. Capacity - +

0.040

1.20

0.080

1.20

Twn Rng Sec Tract Lot Acres

12N 15E 29 NE SW

12N 15E 29 NW SE

Place of Use

Code

43 DOMESTIC

43 DOMESTIC

Description

County

(37) CUSTER

(37) CUSTER

Total Acres:

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks -

No Remarks found.

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MAR 19 1993

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MAR 19 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148-4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Nov. 30, 1989

Re: A72-07174

MAX ALBERTSON
P O BOX 912
POCATELLO ID 83201

Dear Claimant(s):

Please review the computer generated claim(s) for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 19 1993

WATER RIGHT NUMBER - A72-07174
PREFIX TRANSLATION: ADJUDICATION CLAIM
OLD (O) NUMBER -

*** C - CURRENT OWNER ***
ALBERTSON

MAX

1 - P.O. BOX 912

2 -

3 -

CITY- POCATELLO

PHONE - 208-237-6040

1 -

2 -

3 -

CITY- XXX

PHONE - 208-000-0000

LOTHROP

ROBERT

STATE- ID ZIP- 83201

STATE- ID ZIP- 000

+ - - - PRIORITY DATE - - - +
02/19/1982

+ - - - REGION - - - +
17 SOUTHERN

+ - - - STAGE - - - +
L - LICENSE

+ - - - STATUS - - - +

+ - - - SOURCE - - - +
SPRING

+ - - - TRIBUTARY - - - +
YANKEE FORK

+ - - - POINT OF DIVERSION - - - +
COUNTY

STREAM INDEX (BLANK IF NO INDEX CODE)

(37) CUSTER

SE NW

12N

15E

2S

+ - - - DESCRIPTION - - - +
PERIOD FROM PERIOD TO

WATER USE - - - +
PERIOD FROM PERIOD TO

DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

1.20

+ - - - TOTAL DIV. RATE - - - +
0.040

1.20

+ - - - TOTAL DIV. VOLUME - - - +
0.040

+ - - - TOTAL DIV. CAPACITY - - - +
0.0

+ - - - KW USAGE - - - +

+ - - - TRACT - - - +
TWN

RNG

SEC

29

SE NW

PLACE OF USE - - - +
CODE

DESCRIPTION

COUNTY

12N

15E

29

SE NW

43

DOMESTIC

(37) CUSTER

+ - - - DIVERSION MEANS - PIPE FROM SPRING TO CABINS

+ - - - NON-IRRIGATION USE - D/2 HOUSES

+ - - - OTHER RIGHTS FOR SAME USE - NONE.

+ - - - REMARKS - - - +
IDWR NOTE: LICENSE 72-07174 LISTS P/U'S AS 12N,15E,SEC. 29,
NESW & NWSE. SEE ATTACHED PROOF REPORT.

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

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NOV 0 2 1994

