

MAR-03-1997
0011

1

RIGHT NUMBER: 72-10360

NAME AND ADDRESS:

JAMES R BENNETTS
JO ANN BENNETTS
PO BOX 36
CHALLIS ID 83226

SOURCE:

COLD SPRINGS CREEK

TRIBUTARY: SALMON RIVER

QUANTITY:

0.08 CFS

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

PRIORITY DATE:

05/01/1950

POINT OF DIVERSION:

T13N R19E S22

NW1/4NW

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 2 HOMES

PERIOD OF USE
01-01 12-31

QUANTITY
0.08 CFS

PLACE OF USE:

DOMESTIC
T13N R19E S16

Within CUSTER County
NWSE

SESE

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 - BENEFICIAL USE
PARCEL NO. RP13N19E161801A

✓ ID ✓

AJ5809NP
No. R72-10360

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/17/97
PAGE: 14

OWNER NAME & ADDRESS
C JAMES R BENNETTS
C JO ANN BENNETTS
PO BOX 36
CHALLIS ID 83226
(208) 879-2567

PRIORITY DATE
05/01/1950 DOMESTIC

WATER USE
DOMESTIC

USE PERIOD FROM TO
01-01 12-31

DIVERSION RATE
0.08 CFS

DIVERSION VOLUME
0.08 CFS

Water Source: COLD SPRINGS CREEK

Tributary to: SALMON RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T13N R19E S22

NW1/4NW1/4

Place of use Legal Description for: DOMESTIC

NE

SW

SE

SE

NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE :
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac :
13N 19E 16 :

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC, 2 HOMES

Other Rights: NONE

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.

Remarks: DEN PARCEL NO. RP13N19E161801A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 07/26/93 SMITH 03/30/95 POST-STD 01/14/97 D&S-DSHA

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: A72-10360
Date Received: 1/03/1990
Receipt No: S010816
Received By: th

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES R. BENNETTS 208-879-2567
Address: P.O. BOX 36
CHALLIS, ID 83226

OR
Name: JO ANN BENNETTS 208-879-2567
Address: P.O. BOX 36
CHALLIS, ID 83226

2. Date of Priority: MAY 01, 1950

3. Source: COLD SPRINGS CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	19E	22	NW	NW	NW		CUSTER

5. Description of diverting works:
CONCRETE HEADBOX, 3"X900' PIPE, 2"X900' PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOUSES

A72-10360

Page 1

Date: 01/03/90

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	19E	16	NW	SE		DOMEST	
			SE	SE		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:

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: 39576

Identification No. A72-10360
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT

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

RECEIVED

JAN 2 1990

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) JAMES R. BENNETTS OR JO ANN BENNETTS Phone (208) 879-2567

Mailing Address P. O. Box 36, Challis, Idaho Zip 83226

2. Date of Priority (Only one per claim) 05/01/1950 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other (X) (a) Cold Springs Creek
which is tributary to (b) Salmon River
Name or kind of source

4. Location of point of diversion is: Township 13 N Range 19 E
Section 22, NW 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____, BM.,
County of Custer

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. Concrete headbox over spring, 3" plastic pipe approximately 900 feet, 2" or 1 1/2" 900 feet to place of use; pipe is buried.

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

For Domestic purposes from 01/01 ^{Month/Day} to 12/31 ^{Month/Day} amount 0.08 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.08 (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) Main ranch house and foreman's house.

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10. Place of use is: Township: 13 N Range 19 E

Section 16, SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any NW 1/4 SE 1/4, same township and range

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.
(X) 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 _____

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) James Bennett Date Dec 29, 1989
Date _____

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

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of CUSTER) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 29 day of December 19 89

SEAL

Notary Public Daisy Kindt

Residing at Challis Id

My Commission Expires 3/12/92

Last Name BENNETTS Ident No. _____

Copies: White-State, Yellow-Claimant
MICROFILMED
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

Jan. 4, 1990

JAMES R BENNETTS
P O BOX 36
CHALLIS ID 83226

A72-07003
A72-10360
A72-04160
Re: A72-07066A
A72-00184
A72-04020
A72-04060
A72-00218

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim 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 dark ink, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures:

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MAR 19 1993

WATER RIGHT NUMBER - A72-10360 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -

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

*** C - CURRENT OWNER ***
BENNETTS

JAMES R.

1 - P.O. BOX 36

2 -

3 -

CITY- CHALLIS

PHONE - 208-879-2567

1 - P.O. BOX 36

2 -

3 -

CITY- CHALLIS

PHONE - 208-879-2567

BENNETTS

JO ANN

STATE- ID ZIP- 83226

STATE- ID ZIP- 83226

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
05/01/1950 17 SOUTHERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - - TRIBUTARY - - - - - +
COLD SPRINGS CREEK SALMON RIVER

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

13N 19E 22 NW NW NW (37) CUSTER

+ - - - - - - - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.080

+ - - TOTAL DIV. RATE - + + - - TOTAL DIV. VOLUME - + + - - TOTAL DIV. CAPACITY - + + - - TOTAL CONSUMPTIVE USE - + + - - KW USAGE - +
0.080 0.080 0.0

+ - - - - - - - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

13N 19E 16 NW SE 43 DOMESTIC

13N 19E 16 SE SE 43 DOMESTIC

(37) CUSTER
(37) CUSTER

+ - - DIVERSION MEANS - CONCRETE HEADBOX, 3"X900' PIPE, 2"X900' PIPE

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

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - - - - - - - - REMARKS - - - - - +
NO REMARKS FOUND.

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

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NOV 01 1994

