

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: April 30, 1997

PAGE: 1

RIGHT NUMBER: 72-10458

NAME AND ADDRESS: GERAL R CECIL
MARY O'LEARY CECIL
PO BOX 1143
CHALLIS ID 83226

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY-DATE: 05/01/1982

POINT OF DIVERSION T13N R19E S12 SENWNE Within CUSTER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE:	STOCKWATER	Within CUSTER County
	T13N R19E S12	NWNE
	DOMESTIC	Within CUSTER County
	T13N R19E S12	NWNE

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. RP000690000050A
PROPERTY ALSO KNOWN AS LOT 5, SHADOW RUN ESTATES.
STOCKWATER, 10 HORSES, 5 COWSRECEIVED
JUN 09 1998
Department of Water Resources
Bozeman, Montana



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

April 30, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

72-10458
GERAL R CECIL
MARY O'LEARY CECIL
PO BOX 1143
CHALLIS ID 83226

RE: Recommended Water Rights Acquired Under State Law
Snake River Basin Adjudication (SRBA)
Domestic and/or Stockwater Rights in Reporting Area 4, Basins 71 and 72

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basins 71 or 72 (the Upper Salmon River Drainage Basin). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basins 71 and 72 will be recommended in a later process.

Note that you have 120 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the Custer County courthouse in Challis, the Blaine County courthouse in Hailey, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER-RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Department of Water Resources
Southern Region

JUN 0 9 1998

UNDELIVERABLE AS ADDRESSED
NO FORWARDING ORDER ON FILE

IMPORTANT WATER RIGHT INFORMATION



PRESORTED
FIRST CLASS



RECEIVED
MAY 5 - 1997
Department of Water Resources

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 72-10458

NAME & ADDRESS: GERALD R CECIL
MARY O'LEARY CECIL
PO BOX 1143
CHALLIS ID 83226

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 05/01/1982

POINT OF DIVERSION: T13N R19E S12 SENWNE

Within CUSTER County

PURPOSE AND PERIOD OF USE:

STOCKWATER
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31
01-01 12-31

QUANTITY
0.02 CFS
0.04 CFS

PLACE OF USE:

STOCKWATER
T13N R19E S12

Within CUSTER County
NWNE

DOMESTIC
T13N R19E S12

Within CUSTER County
NWNE

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

THE QUANTITY OF WATER DECREEED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP000690000050A
PROPERTY ALSO KNOWN AS LOT 5, SHADOW RUN ESTATES.
STOCKWATER, 10 HORSES, 5 COWS

1/27/27

OWNER
CODE

NAME & ADDRESS

PRIORITY
DATE

WATER USE

USE PERIOD
FROM TO

DIVERSION
RATE

DIVERSION
VOLUME

C GERAL R CECIL
C MARY O'LEARY CECIL
PO BOX 1143
CHALLIS ID 83226
(208) 879-4371

05/01/1982

STOCKWATER
DOMESTIC

01-01 12-31
01-01 12-31

0.02 CFS
0.04 CFS

TOTAL DIVERSION:
0.06 CFS

Water Source: GROUNDWATER

Tributary to: SENWNE

Stage: BENEFICIAL USE

CUSTER County

Point(s) of Diversion: T13N R19E S12 SENWNE

Place of use Legal Description for: STOCKWATER

		NE		NW		SW		SE	
NENE NWNE SWNE SENE		: NENW NWNW SWNW SENW		: NESW NWSW SWSW SESW		: NESE NWSE SWESE		: 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	
13N 19E 12 :		: S		:		:		:	

Place of use Legal Description for: DOMESTIC

		NE		NW		SW		SE	
NENE NWNE SWNE SENE		: NENW NWNW SWNW SENW		: NESW NWSW SWSW SESW		: NESE NWSE SWESE		: 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	
13N 19E 12 :		: D		:		:		:	

POU County: CUSTER

Non-Irrigation Uses: DOMESTIC, 1 HOME, STOCKWATER, 10 HORSES, 5 COWS

Other Rights: ONE SHARE OF WATER FROM CHALLIS IRRIG. CO.

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: GEN PARCEL NO. RP000690000050A
PROPERTY ALSO KNOWN AS LOT 5, SHADOW RUN ESTATES.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

Audit: 07/28/93 SMITH 03/30/95 POST-STD 01/14/97 D&S-DSHA

52/123/97

2/1/97

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: A72-10458
Date Received: 1/31/1990
Receipt No: S011093
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERAL R. CECIL 208-879-4371
Address: P.O. BOX 1143
CHALLIS, ID 83226

OR

Name: MARY O'LEARY CECIL 208-879-4371
Address: P.O. BOX 1143
CHALLIS, ID 83226

2. Date of Priority: MAY 01, 1982

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13N	19E	12	SE	NW	NE		CUSTER

5. Description of diverting works:
6" X 180' WELL, 1 HP 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		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE, S/15 -UP TO 10 HORSES & 5 COWS

A72-10458

Page 1

Date: 01/31/90

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MAR 19 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	19E	12	NW	NE		DOMEST	
			NW	NE		STOCK	

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:

ONE SHARE OF WATER FROM CHALLIS IRRIG. CO.

14. Remarks:

LOT 5, SHADOW RUN ESTATES.

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. A72-10458Date Received 1-10-1990Receipt Number 5011093

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 10 1990

Department of Water Resources
Southern Region Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Gerald R. Cecil / Mary O'Leary Cecil Phone (208) 879-4371Mailing Address P.O. Box 1143, Challis, Id. Zip 832262. Date of Priority (Only one per claim) May 1, 1982 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source4. Location of point of diversion is: Township 13 N Range 19 E
Section 12, SE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot _____, BM.,
County of Center

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. well; 6" casing; 180' deep; 1 h.p. submersible pump; pipe to house

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

For Domestic purposes from Jan. 1st to Dec. 31st amount 0.04 (cfs)
For Stockwater purposes from Jan. 1st to Dec. 31st amount 0.02 (cfs)
(Both dates are inclusive)

7. Total quantity claimed 0.06 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic: one residence; stockwater: 5-10 horses, 1-5 cows

MAR 19 1993

10. Place of use is: Township: 13 N Range 19 E
Section 12, NW 1/4 of NE 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 County

12. Do you own the property listed above as place of use? Yes ☒ 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 One share water from Challis Irrigation Company

14. Remarks: Lot 5 / Shadow Run Estates

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 _____ 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) [Signature] Date 1/8/96
[Signature] Date 1/8/96

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 8th day of Jan 19 90

SEAL

Notary Public [Signature]

Residing at Challis

My Commission Expires 3-21-92

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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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

RECEIVED

January 19, 1990

JAN 31 1990

Geral R. &/or Mary O'Leary
P O Box 1143
Challis, ID 83226

Department of Water Resources
Southern Region Office

RE: SRBA Claim

Dear Claimant:

NO CHECK

Please find enclosed your claim and your check # _____ for \$ _____ which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification: (Please review enclosed instructions and use enclosed form to refile claim)

- [] Item #1 Name - Address
- [] Item #2 Priority
- [] Item #3 Source
- [] Item #4 Point of Diversion Legal Description
- [] Item #5 Description of Diversion Works
- [] Item #6 Uses descriptions
- [] Item #7 Total Diversion Rate
- [] Item #8 Total Consumptive Use
- [] Item #9 Description of Non-irrigation Uses
- [] Item #10 Place of Use Legal Description
- [] Item #11 County of Place of Use
- [] Item #12 Ownership of Property
- [] Item #13 Other water rights for same uses
- [] Item #14 Remarks
- [] Item #15 Basis of Claim
- [] Item #16 Signature & Notorization
- [] Improper fee (THE CORRECT FEE IS \$ 25)

no check enclosed

If you will make any necessary corrections and return the documents with the correct fee within 30 days from the date of this letter, your filing will not be assessed an additional late filing fee. Please do not hesitate to contact this office if you have any questions or concerns.

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

Enclosures:

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

RECEIVED

JAN 31 1990

Department of Water Resources
Southern Region Office

19-Jan-1990 09:09

Jerry and/or Molly O'Leary Cecil
P.O. Box 1143
Challis, ID 83226

RE: SRBA Notice of Claim

Dear Mr. & Mrs. Cecil:

Please find enclosed your check #342 for \$25.00 which you recently sent our office for payment of the fees for filing a Notice of Claim in the Snake River Basin Adjudication. As I discussed with Molly in our phone conversation of January 18th, our office has not received the claim in which the check was intended to go with. After talking with Molly I phoned the Idaho Falls Office of IDWR and they do not have record of the claim either. I must assume the claim has been lost.

Please find enclosed another claim form with instructions. In light of the circumstance, if you will please complete the claim and return it to our office with the check within 30 days of the date of this letter our office will consider it filed timely and not subject to a late fee. In returning the claim please attach a copy of this letter to alert our staff that the claim is timely filed.

If you have any questions please feel free to contact our office.

Sincerely,

Allen Merritt, P.E.
Water Rights Supervisor

Encl:

I received this letter and the enclosed photo copy notice regarding receipt of my claim w/o the \$25 fee in yesterday's mail! Well, the mystery's solved anyway.

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

Feb. 2, 1990

Re: A72-10458

GERAL R CECIL
P O BOX 1143
CHALLIS ID 83226

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 you claim(s), please contact this office.

Yours truly,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
MAR 19 1993

OLD (C) NUMBER -

[illegible]

1 - P.O. BOX 1143

CITY- CHALLIS
PHONE - 208-879-4371

1 - P.O. BOX 1143

CITY- CHALLIS
PHONE - 208-879-4371

+ - -	PRIORITY	- - +	+ - -	REGION	- - -	+ - -	STAGE	- - -	+ - -	STATUS
							J -	BENEFICIAL		
							17 SOUTHERN			
							05/01/1982			

[illegible]

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

13N	19E	12	SE NW NE	(37)	CUSTER
-----	-----	----	----------	------	--------

[illegible]

01/01	12/31
01/01	12/31

[illegible]

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

	19E	12	NW NE	04 STOCKWATER	(37) CUSTER
13N	19E	12	NW NE	43 DOMESTIC <td>(37) CUSTER</td>	(37) CUSTER

+ - - DIVERSION MEANS - 6" X 180' WELL, 1 HP PUMP

+ - - NON-IRRIGATION USE - D/1 HOUSE, S/15 -UP TO 10 HORSES & 5 COWS

+ - - OTHER RIGHTS FOR SAME USE - ONE SHARE OF WATER FROM CHALLIS IRRIG. CO.

[illegible]

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

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+ - - - - +
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