

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 63-32553
Date Received: 10/28/2002
Receipt No: C065436
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TERRY N PLATTS Phone: (925)449-4525
1313 IDAHO ST
GOODING ID USA 83330

2. Date of Priority: 08/01/1916

3. Source: SPRINGS Trib. to: SKELETON CREEK WEST FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
04N	12E	15	SW	SW	SW	CAMAS	

5. Description of diverting works:

Pipe 20 ft. below spring.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	05/01	12/01	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

SCANNED
APR 29 2008

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	12E	15	SW	SW	DOMESTIC	

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

11/13/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32553

NAME AND ADDRESS: TERRY N PLATTS
1313 IDAHO ST
GOODING ID 83330

SOURCE: SPRINGS TRIBUTARY: WEST FORK SKELETON CREEK

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1934

POINT OF DIVERSION:

T04N R12E S15 NWSWSW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	05/01 12/01	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in CAMAS County

T04N R12E S15 SWSW

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

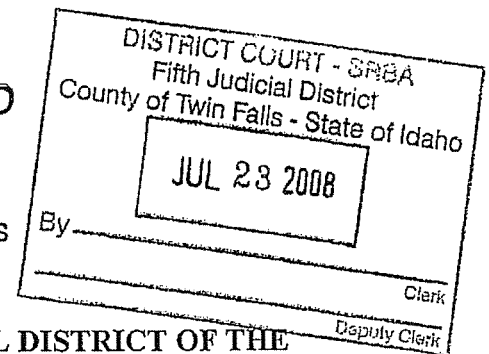
The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECEIVED

JUL 24 2008

DEPARTMENT OF
WATER RESOURCES



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 63-32553

A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On June 19, 2007, the United States of America, Department of Agriculture, Forest Service, filed an objection to the *Director's Report*, asserting that the place of use and point of diversion are on Forest Service land, and that the water right should not exist. On June 20, 2008, the parties filed a *Standard Form 5 – Stipulated Elements of a Water Right* which resolved the objection. The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 63-32553 be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated July 23, 2008

A handwritten signature in black ink, appearing to read 'Theodore R. Booth'.

Theodore R. Booth
Special Master
Snake River Basin Adjudication

DISTRICT COURT - IDAHO
Fifth Judicial District
County of Twin Falls - State of Idaho

JUL 23 2008

By _____ Clerk

Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 63-32553

NAME AND ADDRESS: TERRY N PLATTS
1313 IDAHO ST
GOODING, ID 83330

SOURCE: SPRINGS TRIBUTARY: WEST FORK SKELETON CREEK

QUANTITY: 0.04 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.
Right Nos. 63-5323 and 63-32553 are limited to a total combined
diversion rate of .15 cfs.

PRIORITY DATE: 05/01/1934

POINT OF DIVERSION: T04N R12E S15 NWSWS Within Camas County

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	05-01 TO 12-01	0.04 CFS

Domestic use is for 1 mining cabin.

PLACE OF USE: Domestic Within Camas County
T04N R12E S15 SWSW

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

The point of diversion and place of use for this water right are
on National Forest System land, an unpatented mining claim known
as the Remington Lode. IMC 26932.
The quantity of water decreed for this water right is not a
determination of historical beneficial use.
This water right is only for domestic use on the Remington Lode
mining claim as authorized under state and federal law.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

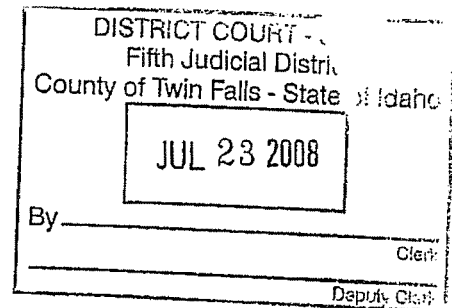
RECOMMENDATION

JUL 23 2008

Red B. Smith
SPECIAL MASTER

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 63-32553 File Number: 01983

PAGE 1
Jun-23-2008



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

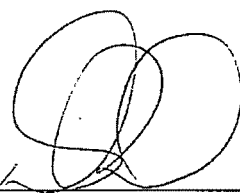
Water Right(s): 63-32553

On July 23, 2008, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED July 23, 2008.



DIANA R DELANEY
Deputy Clerk

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 23 2008	
By _____	Clerk
Deputy Clerk	

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 63-32553

CERTIFICATE OF MAILING

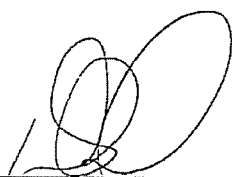
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on July 23, 2008, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

TERRY N PLATTS
1313 IDAHO ST
GOODING, ID 83330
Phone: 925-449-4525

CERTIFICATE OF MAILING



DIANA R DELANEY
Deputy Clerk

PAGE 1
07/23/08

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case 39576

Subcase No. 63-32553

STANDARD FORM 5

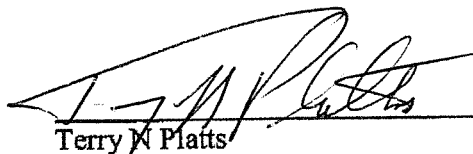
**STIPULATED ELEMENTS OF A
WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

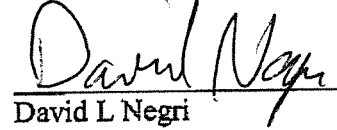
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

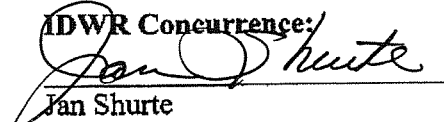
 6-5-08
Terry N. Platts Date

OBJECTORS:

USDA Forest Service

 6/17/08
David L. Negri Date
Attorney for the United States

IDWR Concurrence:

 6-10-08
Jan Shurte Date
Water Right Supervisor

 6-17-08
Nicholas B. Spencer Date
Deputy Attorney General

SF5 Right No. 63-32553

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

RIGHT NUMBER: 63-32553

NAME AND ADDRESS: TERRY N PLATTS
1313 IDAHO ST
GOODING ID 83330

SOURCE: SPRINGS

TRIBUTARY: WEST FORK SKELETON CREEK

QUANTITY: 0.040 CFS

Right Nos. 63-5323 and 63-32553 are limited to a total combined diversion rate of .15 cfs.

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1934

POINT OF DIVERSION:

T04N R12E S15 NWSWSW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	05/01 12/01	0.040 CFS
Domestic use is for 1 <u>mining cabin</u> .		

PLACE OF USE: DOMESTIC in CAMAS County

T04N R12E S15 SWSW

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

The point of diversion and place of use for this water right are on National Forest System land, an unpatented mining claim known as the Remington Lode, IMC 26932.

This water right is only for domestic use on the Remington Lode mining claim, ~~for mining purposes~~ authorized under state and federal law.

as
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

SF5 Right No. 63-32553

CERTIFICATE OF MAILING

I certify that on June 19, 2008, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

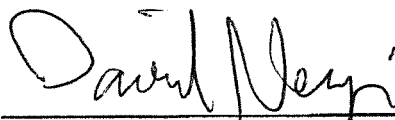
2. Copies to:

Terry N Platts
1313 Idaho Street
Gooding, ID 83330

IDWR Document Depository
P O Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P O Box 44449
Boise, ID 83711-4449

US Department of Justice
Environment and Natural Resources Section
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person mailing the form

RECEIVED

MAY 26 2008

DEPARTMENT OF
WATER RESOURCES

2008 MAY 23 PM 03:42
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	ORDER SETTING SUBCASE(S)	
	)	FOR INITIAL HEARING	
Case No. 39576	)		
_____	)	SUBCASE NOS: 63-08269A	63-30372
		63-32163	63-32279 63-32553

The Initial Hearing for this subcase will be held before
Special Master THEODORE R. BOOTH

FRIDAY, JUNE 20, 2008 at 03:15 PM (MT)
IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
JUNE 16, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 5/22/08

(continued)

Dated: MAY 23, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 23, 2008
with sufficient first-class postage to the following:

UNITED STATES OF AMERICA

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

GEORGE BACH
TERRESA BACH
2664 SANDHOLLOW RD
CALDWELL, ID 83605

TERRY N PLATTS
1313 IDAHO ST
GOODING, ID 83330
Phone: 925-449-4525

LEONARD K HAYDEN
16975 STAR RD
NAMPA, ID 83687
Phone: 208-465-1604

L G DAVISON & SONS INC
1969 PRAIRIE RD
PRAIRIE, ID 83647-8435
Phone: 208-868-3243

ELLEN S ANDERSON
2655 SAND HOLLOW RD
CALDWELL, ID 83605
Phone: 208-459-2832

LEONARD K. HAYDEN
521 W 10TH
PMB 112
CALDWELL, ID 83605

JOHN LUKRICH
SUSAN LUKRICH
6505 LITTLE FREEZEOUT RD
CALDWELL, ID 83607
Phone: 208-454-2341

Shurte, Jan

From: Steven M Spencer [sspencer@fs.fed.us]
Sent: Wednesday, July 18, 2007 2:48 PM
To: Shurte, Jan
Cc: platts@safelink.net
Subject: Terry Platts 63-32553

Jan,
Would you look at the recommendation for 63-32553 and compare it with what was decreed for 63-05323? The FS recently objected to 63-32553 because it is for domestic use associated with unpatented mining claims and occupancy of NFS land.

We settled 63-05323 with Terry about 4 years ago. This "first" water right is for mining purposes. Terry has unpatented mining claims and is authorized to conduct mining activities under the mining laws through an approved plan of operations. So all his water use is for mining operations and that occupancy is authorized in his plan of operations. We settled our objection to this one by adding language to the water right that clarifies these important factors. The statements added are:

The point of diversion and place of use for this water right are on National Forest System land, an unpatented mining claim known as the Remington Lode, IMC 26932.

This water right is only for use on the Remington Lode mining claim for mining purposes authorized under state and federal law.

63-32553 is for domestic purposes at the same location. Because all of the occupancy of the NFS land is authorized under the mining laws it is more appropriate for this water use to also be mining. Considering this information, it would appear that if we proceeded in settlement to change the purpose of use of 63-32553 to "mining" and possibly add "mining camp", and then add the two clauses that were used in 63-05323, that 63-32553 would essentially be identical to the previously settled water right except that the quantity is .04 cfs. All the other elements of these two water rights would be the same. In my mind the water use contemplated in 63-32553 is already included or covered in 63-05323, and 63-32553 is repetitive or duplicative.

I understand that there are actually 2 separate springs that are involved. However, in this remote location, with the quantity of water that may be used during physical occupancy at a mining camp, with the clarifying language on 63-05323, and under the conditions of the approved operating plan, with the springs and POD's in the same quarter-quarters, in your judgement is 63-32553 really necessary? In your eyes does 63-05323 cover the water use contemplated under 63-32553?

Let me know what you think about this matter so that we can resolve the FS objection to 63-32553 as quickly as possible. Thank you.

Steve Spencer
Boise Adjudication Team
161 E. Mallard, Suite 110
Boise, ID 83706
(208) 331-5944
(208) 387-0842 FAX
e-mail: sspencer@fs.fed.us

See recommended right. JS

RECEIVED

JUN 21 2007

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase: _63-32553_
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America, Acting through the USDA Forest Service

Address: 550 West Fort Street
MSC 033
Boise, Idaho 83724

Daytime Phone: (208) 331-5944

Name and Address of Attorney, if any:

David L. Negri
550 West Fort Street
MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN THE DIRECTOR'S REPORT

Name: Terry N Platts

Address: 1313 Idaho St
Gooding, ID 83330

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☒ **Name and Address**
Should be: See E below.
2. ☒ **Source**
Should be: See E below.
3. ☒ **Quantity**
Should be: See E below.
4. ☒ **Priority Date**
Should be:
5. ☒ **Point(s) of Diversion**
Should be: See E below.
6. ☐ **Instream Flow Description**
Should be:
7. ☒ **Purpose(s) of Use**
Should be: See E below.
8. ☒ **Period of Year**
Should be: See E below.
9. ☒ **Places of Use**
Should be: See E below.

11. I object because:

- ☒ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The legal description for this water right claim as shown in the Directors Report in the SWSW Sec 15, T4N, R12E is on National Forest System (NFS) land. The claimant is not authorized to occupy and use NFS land for domestic purposes. The claimant is authorized to occupy and use NFS land for purposes relating to mining under the mining laws and has decreed water right 63-05323 for all water uses associated with authorized mining activities.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Steven M. Spencer , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

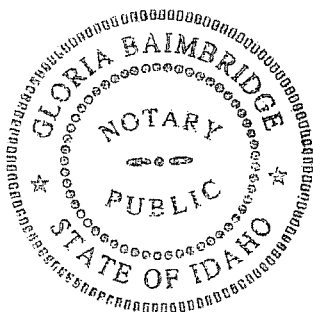
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Steven M. Spencer
(Signature of person filing objections)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn before me on: June 17, 2007

Gloria Baimbridge
Gloria Baimbridge



Notary Public for: Idaho
Residing at: Boise, Idaho
Commission Expires: 10/17/2008

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 19, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Terry N Platts

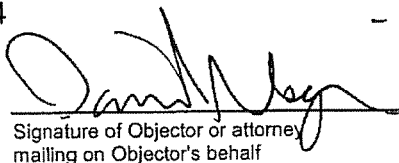
Address: 1313 Idaho St
Gooding, ID 83330

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

Field Exam 9/27/01

Sue Bock & Jan Shurte

63-5323



Pipe coming
from spring



Catch Pond
From Spring
located just
West of Cabin

Field Exam 9/27/01

Sue Bock & Jan Shurte

63-5323



Door to cabin
est. in 1924



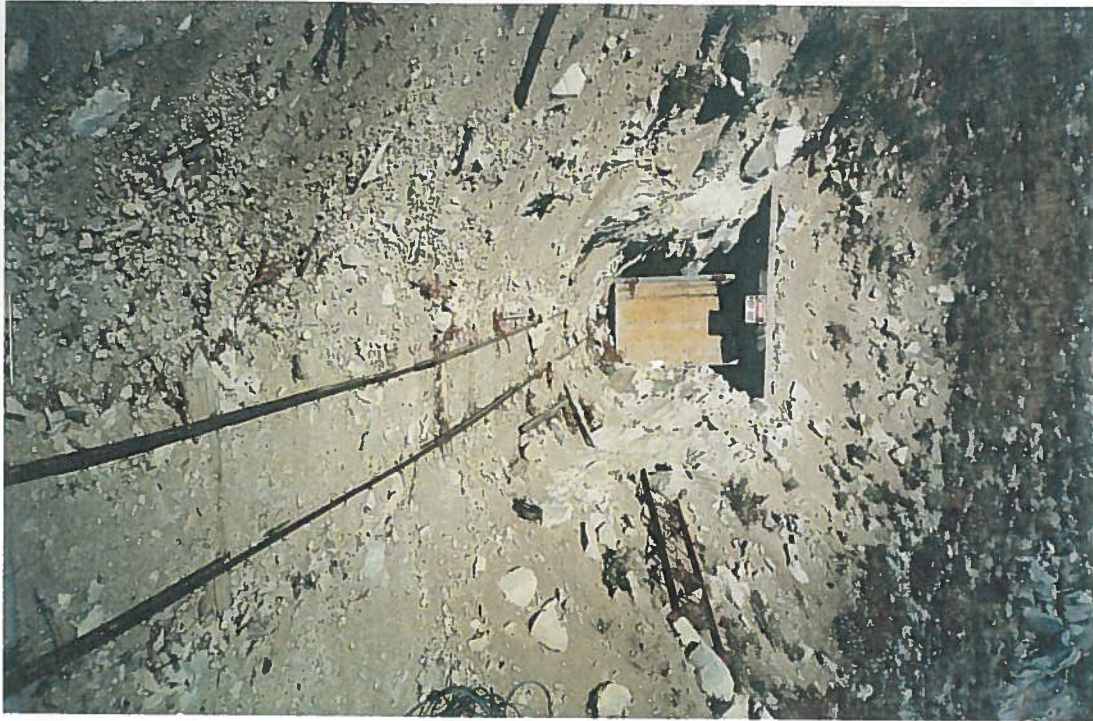
equipment in
mill

2013

Field Exam 9/27/01

Sue Bock & Jan Shurte

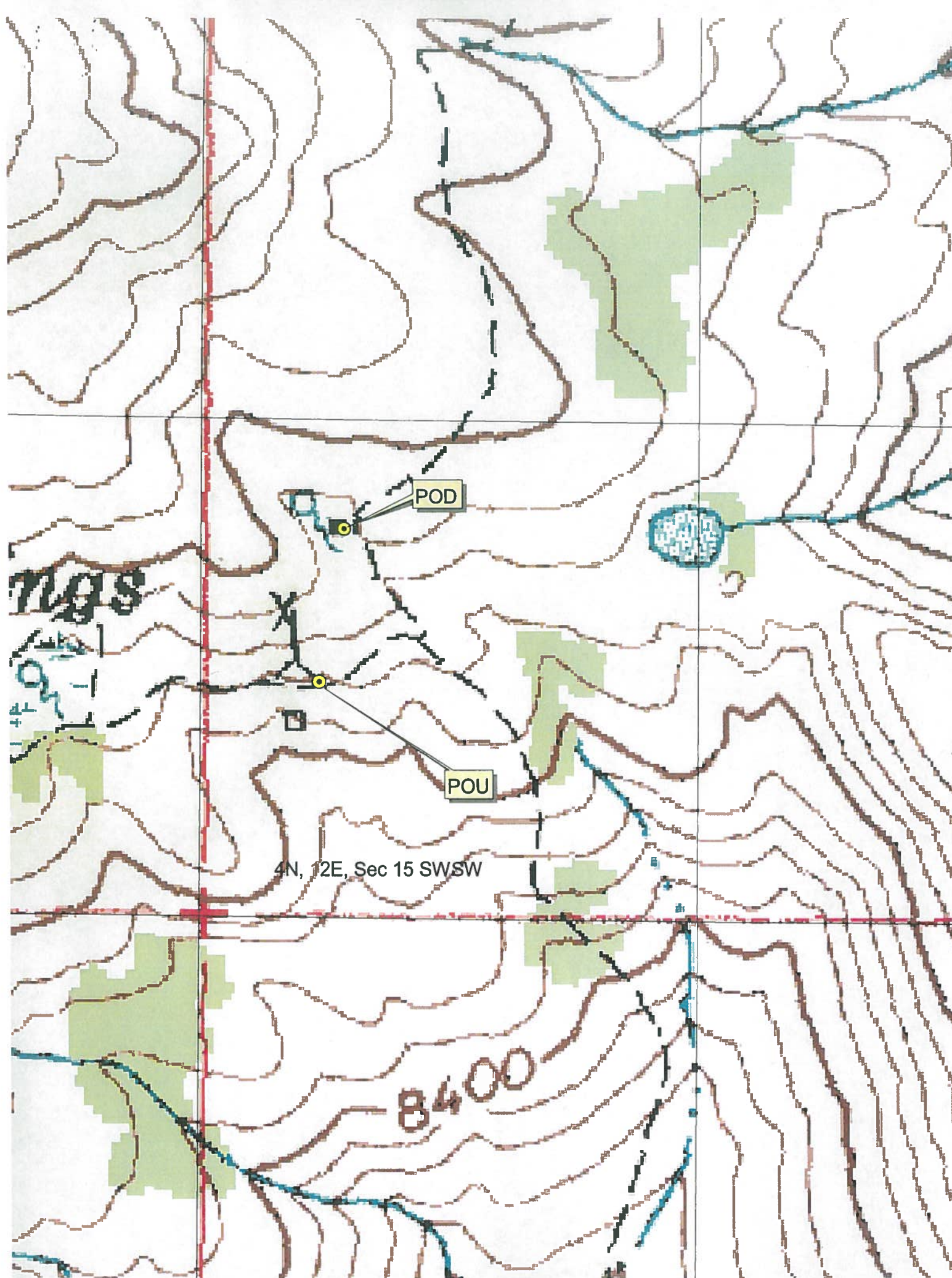
63-5323



Mine
Shaft



Rails
out to
the mill



STATE OF California
COUNTY OF Alameda

RECEIVED
SEP 17 2001
Department of Water Resources
Southern Region

IN THE MATTER OF NOTICE
OF CLAIM TO A WATER
RIGHT NO.(S
63-5323

AFFIDAVIT

State of Idaho
county of Camas

Terry Platts being first duly sworn,
deposes and says:~
The primary water usage is for a gold
processing mill constructed prior to 1934 by my father
and grandfather. The mill is located on mining claims
annually filed on by my father then later by me since
before 1934. The mill is currently operable and
maintained by me. It has been continuously available for
use since 1934. Pictures showing the mill construction
in 1932 are on file with the State Historical Society.
The mill machinery pre dates 1930 and was installed in
1932. This water right and claim has been used in 1934
and continuously since that date.

Terry Platts
(Signature)

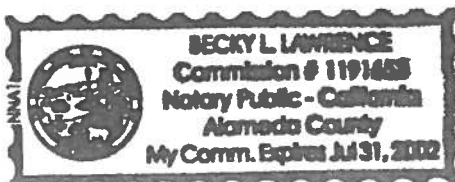
Subscribed and sworn to before this

11th day Sept. of 2001

Becky L. Lawrence
(Notary Public)

Residing at Pleasanton, CA
my Commission Expires 7-31-2002

SEAL



Sept 12, 2001

Terry Platts
2046 B Park St
Livermore, CA ~~95440~~
94558

Adjudication Bureau
Department of Water Resources
1341 Fillmore St, Ste 200
Twin Falls ID 83301

RECEIVED
SEP 17 2001
Department of Water Resources
Southern Region

Subject: Evidence of Priority

I am working temporarily out of state, however I own a home and other property in Gooding and Camas county. Attached is a recent picture of the mill that has used the water right since 1934. A field exam could be scheduled the last week of August next year, please advise if this is acceptable.

Yours Truly


Terry Platts



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 63-05323

NAME AND ADDRESS: TERRY PLATTS
1313 IDAHO ST
GOODING, ID 83330

SOURCE: SPRING TRIBUTARY: WEST FORK SKELETON CREEK

QUANTITY: 0.15 CFS

PRIORITY DATE: 05/01/1934

POINT OF DIVERSION: T04N R12E S15 NWSWSW Within Camas County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Mining	05-01 TO 12-01	0.15 CFS

PLACE OF USE: Mining Within Camas County
T04N R12E S15 SWSW

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

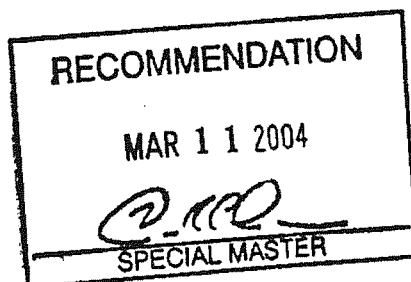
THE POINT OF DIVERSION AND PLACE OF USE FOR THIS WATER RIGHT ARE
ON NATIONAL FOREST SYSTEM LAND, AN UNPATENTED MINING CLAIM KNOWN
AS THE REMINGTON LODGE, IMC 26932.

THIS WATER RIGHT IS ONLY FOR USE ON THE REMINGTON LODGE MINING
CLAIM FOR MINING PURPOSES AUTHORIZED UNDER STATE AND FEDERAL LAW

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

November 25, 2002

KARL J. DREHER
DIRECTOR

TERRY N PLATTS
1313 IDAHO ST
GOODING ID 83330

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim #37-20836

Dear Mr. Platts:

Thank you for returning your complete Notice of Claim so promptly. Enclosed for your file is a computer-generated copy of your Notice of Claim with your yellow file copy attached.

Please contact us if you have an address or owner change to ensure you receive important water right information in the future. Please contact me at 1/208-327-7862 if you have any questions.

Sincerely,

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

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:

Computer-generated Notice of Claim #37-20836



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 30, 2002

TERRY PLATTS
1313 IDAHO ST
GOODING ID 83330

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right – Camas County

Dear Claimant:

We are returning your Notice of Claim to a Water Right you filed for mining claims in Camas County. We have enclosed your receipt #C065436 for the filing fee. Please retain the receipt for your records. Please also retain the yellow copy of your claim. Before we can process your claim, we need your assistance.

✓ At Items 4 and 10, we do not have sufficient information to complete your legal description. I have enclosed a map of your area. Please mark the location of your property on this map and return it with the claim. *SWSWSW*

✓ At Items #6 and #7, you have omitted the amount of water you actually use. Please refer to the instruction booklet for the Department's recommendations for cfs of use. (I have enclosed a copy for your use.) Item #7 is the total diversion capacity or total of the lines for cfs from Item #6, whichever is less.

✓ At Item #15, please check if your basis of claim is beneficial use, posted notice, license, permit or decree.

✓ The notary public's verification of the signature of the claimant is a required element of the claim form. After you have obtained the notary public's verification of your signature at the bottom of the last page, we will be able to process this claim.

Please return the claim and map by November 29, 2002. Contact me at 1/208-327-7862 if you have any questions.

Sincerely,

Donald V. Shaff, Manager
Adjudication Technical Section

DVS:ss:state:tf

Enclosures:

Incomplete Notice of Claim to a Water Right
Receipt #C065436
Instruction Booklet
Map



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

DIRK KEMPTHORNE
GOVERNOR

KARL J DREHER
DIRECTOR

RECEIVED
DEC 03 2002
WATER RESOURCES
WESTERN REGION

RECEIVED

OCT 28 2002

CHANGE IN ADDRESS

Department of Water Resources

☐ Water Right Number(s):

63-5323

☐ Old Mailing Address:

TERRY PLATTS

2046 B Park, ST.

Livermore CA 94550

☐ New Mailing Address:

1313 IDAHO ST

GOODING ID 83330

☐ New Telephone Number:

(208) 934.8976

☐ Signature of Claimant(s):

Terry Platts

Date:

Oct 24, 02

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: 10-30-02 By: esherman

Further Action Needed: 0

Further Action Taken

Date:

By:

Final Review and Data Entry

Date:

By:

SCANNED
OCT 29 2002

RECEIVED

FEB 24 2003

Snake River Basin Adjudication
Change in Address of Notice of Claim

Department of Water Resources

Claim Number(s):

63-5323 37-20836

Previous Mailing Address:

TERRY Platts

1313 Idaho St

Gooding ID 83330

New Mailing Address:

Terry Platts

226 S. P St

Livermore CA 94550

Telephone Number:

(925) 449-4525

Signature of Claimant(s):

Terry Platts

Please return this completed form to:

→ Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: *A. Shum*

SCANNED

Date: 2-25-03

FEB 25 2003