

11/14/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 8, 2006

Water right number: 67-376

STEVEN R SHUMWAY
HWY 95 BOX 2405
COUNCIL ID 83612
Telephone Number: (208)253-4409

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Add POW Drawn in map

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

Done
C. Lytle
12-19-06

SCANNED
DEC 08 2006



Idaho Department of Water Resources

Ask About Bhielo

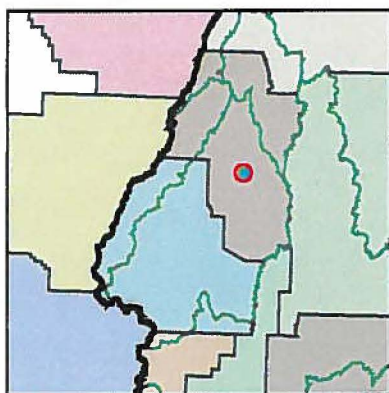
SRBA Recommendation:

67-376

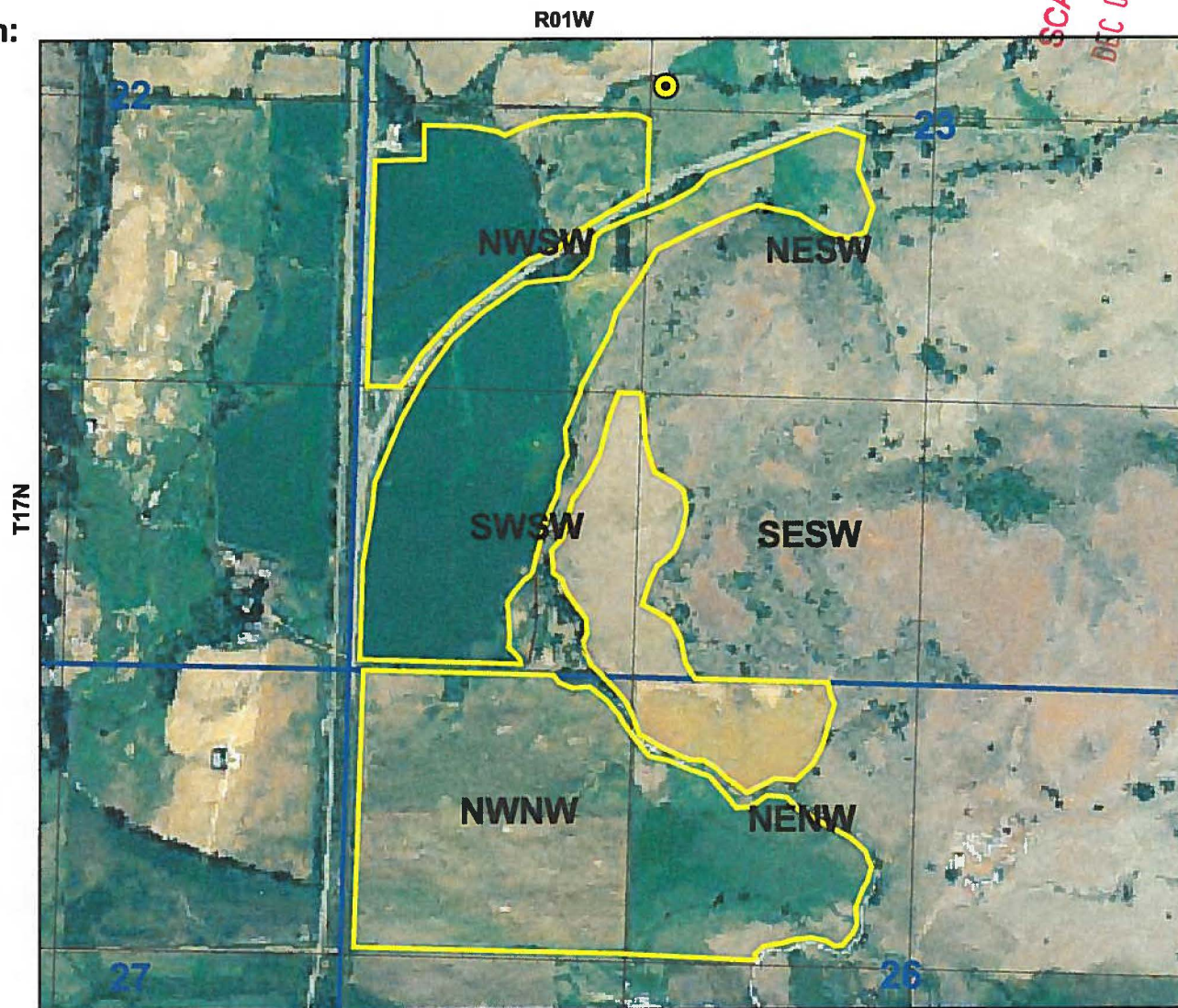
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Adams County
IDWR Basin 67



SCANNED
DEC 08 2006

Prepared by IDWR State Office
On Tuesday, November 14, 2006
1987/88 Aerial Photography

03/16/2006

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

RIGHT NUMBER: 67-376

NAME AND ADDRESS: STEVEN R SHUMWAY
HWY 95 BOX 2405
COUNCIL ID 83612

SOURCE: FORT HALL CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 07/19/1893

POINT OF DIVERSION:

T17N R01W S23 SWSNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.200 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R01W S23	NESW	6.90	T17N R01W S23	NWSW	30.00
T17N R01W S23	SWSW	30.00	T17N R01W S23	SESW	3.90
T17N R01W S26	NENW	26.00	T17N R01W S26	NWNW	36.00

132.8 ACRES TOTAL

This right is limited to the irrigation of 16.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 132.8 acres in a single irrigation season. Combined Right Nos.: 67-70, 67-72, and 67-376

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.



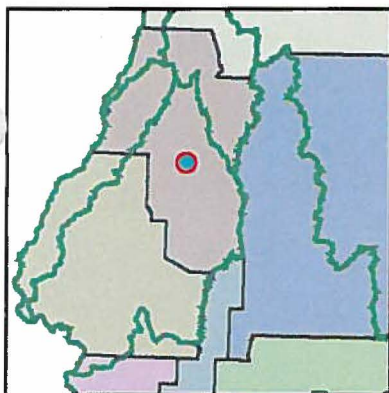
Idaho Department of Water Resources

Adjudication Claim Number: **67-376**

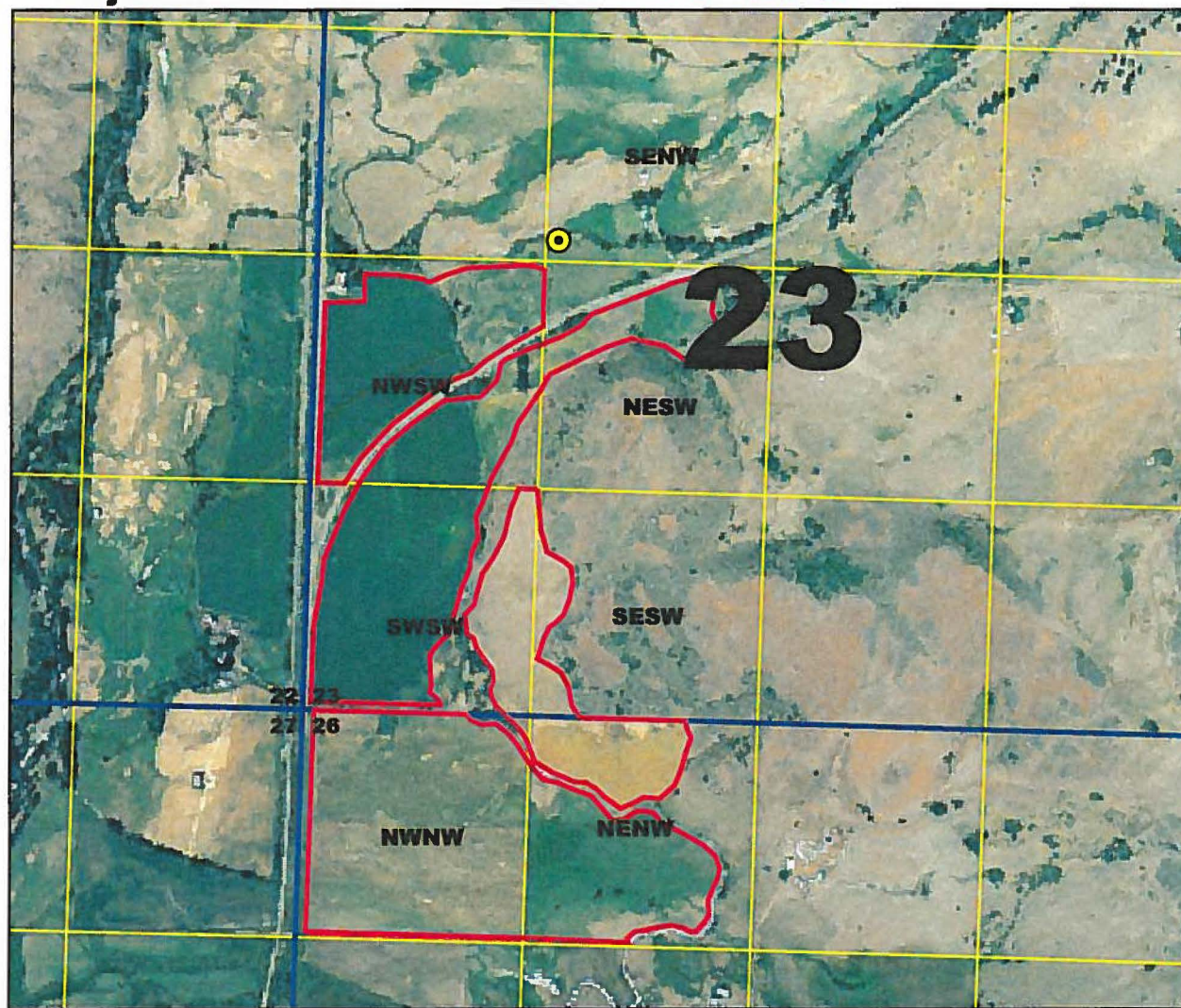
T17N R01W

Legend

-  **Point of Diversion**
-  **Place of Use**
-  **B67 sections.shp**
-  **T17n01w.shp**



Adams County
IDWR Basin 67



1320 0 1320 2640 Feet

Prepared by C. Saxton
On Thursday, March 16, 2006
1987 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-376 V1

WATER RIGHT NUMBER: 67-376 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARGARET E PIKE
	, ID
Current Owner	STEVEN R SHUMWAY
	HWY 95 BOX 2405
	COUNCIL, ID 83612
	(208)253-4409
Original Owner	A L FREEHAFFER
	, ZZ

Priority Date: 07/19/1893

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
FORT HALL CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

FORT HALL CREEK	SW 1/4 SE 1/4 NW 1/4	Sec. 23, Twp 17N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	01W	23									6.9	30.0	30.0	3.9					70.8
17N	01W	26					26.0	36.0											62.0

Total Acres: 132.8

Conditions of Approval:

1. K06 This right is limited to the irrigation of 16.0 acres within the place of use described above in a single irrigation season.
2. E56 The rights listed below are limited to the irrigation of a combined total of 132.8 acres in a single irrigation season. Combined Right Nos.: 67-70, 67-72, and 67-376

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-376 V1

3. C18 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.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. segbert 8/5/2004 POU
Comment: Updated Shape
2. csaxton 3/16/2006 POD
Comment: POD verified by speaking with claimant on 12-29-05.
3. csaxton 3/16/2006 PPU
Comment: Recommended as PPU with 67-70, 67-72, and 67-376.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 67
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	8/5/2004 2:37:28 PM	segbert			Active
POD	8/5/2004 2:37:56 PM	segbert			Active
POD	8/5/2004 2:39:27 PM	segbert			Active
Source	8/5/2004 2:40:36 PM	segbert			Active
POU	8/5/2004 2:41:18 PM	segbert			Active
POD	8/5/2004 2:41:29 PM	segbert			Active
Use	8/5/2004 2:51:04 PM	segbert			Active
Season	8/5/2004 2:51:25 PM	segbert			Active
Quantity	8/5/2004 2:52:13 PM	segbert			Active
Contacts	3/16/2006 3:38:15 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-376 V1

Priority Date	3/16/2006 3:39:06 PM	csaxton	Active
POD	3/16/2006 3:39:59 PM	csaxton	Active
Source	3/16/2006 3:41:49 PM	csaxton	Active
POU	3/16/2006 3:43:00 PM	csaxton	Active
Use	3/16/2006 3:44:34 PM	csaxton	Active
Season	3/16/2006 3:44:49 PM	csaxton	Active
Quantity	3/16/2006 3:45:10 PM	csaxton	Active
Summary		03/16/2006 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Season	8/5/2004 2:51:25 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
Contacts	3/16/2006 3:38:35 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Claimant contact 12-29-05.
POD	3/16/2006 3:40:19 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	3/16/2006 3:42:09 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Use	3/16/2006 3:44:59 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-376 V1

POD	3/16/2006 3:41:56 PM	csaxton	Updated PLS
POU	3/16/2006 3:43:59 PM	csaxton	Updated shape for Active POU
POU	3/16/2006 3:44:14 PM	csaxton	Updated PLS for Active POU
Priority Date	8/5/2004 2:37:29 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date?
POD	8/5/2004 2:37:56 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
Use	8/5/2004 2:51:04 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Source	8/5/2004 2:40:36 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	8/5/2004 2:41:19 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
POD	8/5/2004 2:41:29 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
POD	8/5/2004 2:39:27 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file?
Quantity	8/5/2004 2:52:14 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-376 V1

General	3/16/2006 3:39:25 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	3/16/2006 3:41:40 PM	csaxton	Updated shape
Summary	3/16/2006 3:50:36 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	3/16/2006 3:43:20 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 8 - Recommended as PPU with 67-70, 67-72, and 67-376. Description for Question 13 - Contact with claimant on 12-29-05.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-376 V1

Season	3/16/2006 3:45:15 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	3/16/2006 3:45:37 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?

Water Supply Bank:

Water Master Records

Page #	Parcel Number	Name	New Charge 2005	New Charge 2003	Water in Inches	File #	Original Owner	Priority Date	Ditch
12	RP17N01W270001	SHUMWAY,	\$ 5.60	\$4.90	7	45	G GOULD	6/1/05	Farmers
13	RP17N01W234800	SHUMWAY,	\$ 8.00	\$7.00	10	376	A FREEHAFFER	7/19/93	Farmers
13	RP17N01W234800	SHUMWAY, STEVE		\$38.58	55.11		248 AF STG		Farmers Delivered south of Seism
25	RP17N01W234800	SHUMWAY,	\$ 30.40	\$26.60	38	72	S GOSHERT	5/1/06	Robertson Sevey
26	RP17N01W234800	SHUMWAY,	\$ 28.00	\$24.50	35	70	FREHAJER	6/1/02	Robertson Sevey

Water Right Records

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67		45	Decreed	Active	6/1/1905	0.14	11.2	WEISER RIV IRRIGATION		GOULD, GEORGE (wrWaterRight	
67		70	Decreed	Active	6/1/1902	0.7	56	WEISER RIV IRRIGATION		FREEHAFFER, A L (wrWaterRight	
67		72	Decreed	Active	5/1/1906	0.76	60.8	WEISER RIV IRRIGATION		GOSHERT, S D (Cu wrWaterRight	
67		376	Decreed	Active	1893-07-19	0.2	16	FORT HALL IRRIGATION		FREEHAFFER, A L (wrWaterRight	
							132.8				

Claim

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67		45	Decreed	Active	6/1/1905	0.14	7	WEISER RIV IRRIGATION		SHUMWAY, ELSIE	Claim
67		70	Decreed	Active	6/1/1902	0.7	58	WEISER RIV IRRIGATION		SHUMWAY, ELSIE	Claim
67		72	Decreed	Active	5/1/1906	0.76	38	WEISER RIV IRRIGATION		SHUMWAY, ELSIE	Claim
67		376	Decreed	Active	1893-07-19	0.2	146	FORT HALL IRRIGATION		SHUMWAY, STEVE	Claim
67		2117	License	Active	5/9/1919	2	101	WEISER RIV IRRIGATION		SHUMWAY, STEVE	Claim

Recommendation

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67		45	Decreed		6/1/1905	0	0	WEISER RIV IRRIGATION		SHUMWAY, ELSIE	Recommendation
67		70	Decreed		6/1/1902	0.7	56	WEISER RIV IRRIGATION		SHUMWAY, ELSIE	Recommendation
67		72	Decreed		5/1/1906	0.76	60.8	WEISER RIV IRRIGATION		SHUMWAY, ELSIE	Recommendation
67		376	Decreed		1893-07-19	0.2	16	FORT HALL IRRIGATION		SHUMWAY, STEVE	Recommendation
Total =						1.66	132.8	0.0125 per acre			

67		2117	License		5/9/1919	2	100	WEISER RIV IRRIGATION		SHUMWAY, STEVE	Recommendation
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CONVERSATIONAL MEMORANDUM

Date: March 2, 2006

To: File 67-45, 67-70, 67-72, 67-375C, 67-376, 67-2117, 67-11304C

From: Craig L. Saxton

Subject: Phone Call – Shumway

I called Steve Shumway and he wasn't available, but was able to speak with his son, Dan I think.

Dan met with Monica VanBussum and David Tuthill at the B67 water district meeting on February 6, 2006. I had given Monica a packet of amended claims and a letter to give to the Shumway's.

I called as a follow-up on March 1, 2006 to inquire if they were going to send in the amended claims. I discussed several subjects with Dan.

67-70, 67-72, and 67-376:

I asked Dan if he was going to send in the amended claims that I asked Monica to drop off with him. He said he did not have them. Monica did give them to him so they could have been lost in the shuffle. I will send claimant a third and final copy. I told him I need them signed and returned to recommend their water rights.

67-45:

I asked again if they felt that this was their water right as it is claimed on someone else's land. I have not been given a solid answer. They have not returned the amended claim I sent them. I will recommend this as decreed, not on Shumway's property.

67-375C and 67-11304C:

Again we discussed how Shumway feels they should have a larger portion of the split as McAlvain (67-375B & 67-11304B in the name of Fruitvale) doesn't have right to the water according to Shumway. I told Dan that I needed something to support that. He said he will talk to his dad, Steve.

67-2117:

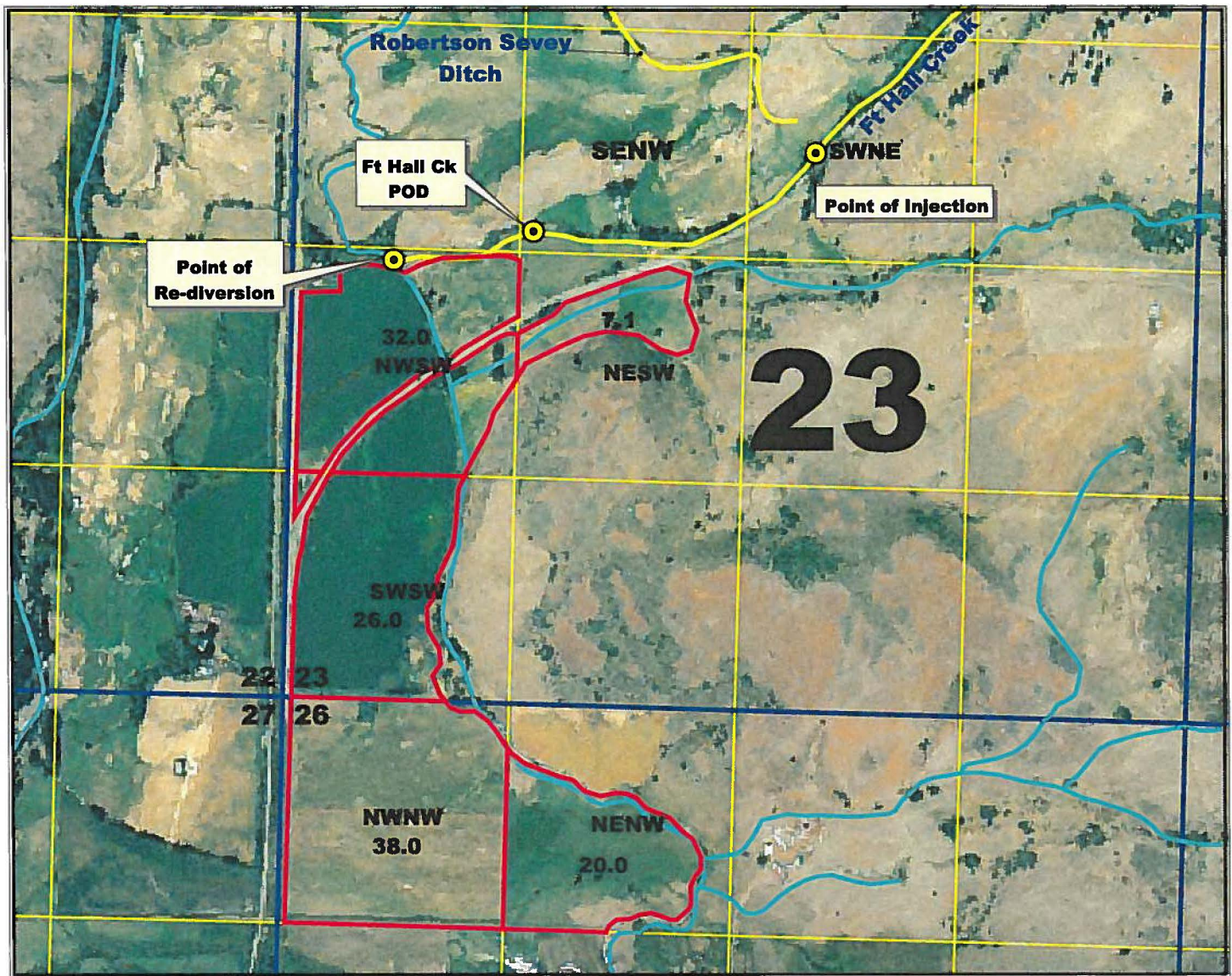
I told him that this was based on a license and I didn't see any problems recommending it.

12-28-05: Only a portion is claimed w/in the decedent's POU
will Records show Delivery of this right



State of Idaho

Amended claim Map for Claim(s):
67-70, 67-72, and 67-376



1320 0 1320 2640 Feet

● Point of Diversion

Total Irrigated Acres = 123.1

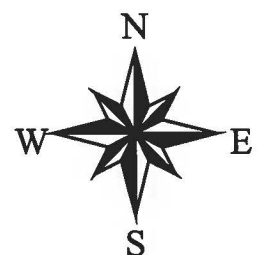
□ Preliminary Place of Use

□ Claimed Place of Use - N/A

□ Tax Lot Data - N/A

□ Quarter Quarter Lines

□ Section Lines



Prepared By: Craig L. Saxton
Date: December 2005

ROBERTSON SEAVEY AND FORT HALL

A. L. Ex Freehafer and Margaret E. Pike

Robertson-Seavey	----	35
Fort Hall	----	10
Lost Creek Res.		40 A ft.

June	1,	1902
July	19,	1893
May	27,	1910

376

FORT HALL CREEK

G. T. Hamill	4	May	1,	1882
	4	"	"	1889
Lewis Harp	6	"	"	1882
	11	June	1,	1911

WEST FORK RIGHTS

T. J. Glenn	53	May	1,	1898
Joel Glenn	15	"	"	1900
C. L. Ham	4	"	"	"
J. H. Bridgewood	8	"	"	"
C. L. Ham	22	"	"	"
Bridgewood and Riddell	26	"	"	"

LITTLE PINE AND SAID CREEK

William W. Allison	Little Pine...	12	June	26,	1888
	Said.	62½	May	6,	1899
Joseph C. Allison	Little Pine...	48	"	1,	1906

SPRING CREEK

Thomas Ray	12½	Aug	11,	1906
Frank Courtright	1	"	"	"
G. W. Lattig, sub. for W. Beeson	10	"	"	"
James C. Tuttle	10	"	"	"
Andrew Miller	9	"	25,	"
G. W. Rowley	5	"	11,	"

JUL 24 1896

LESTER I McMAHAN: The Southeast Quarter of the Northeast Quarter of Section 15, Township 17 North, Range 1 West Boise Meridian.

GEORGE ROBERTSON: The East half of the Southwest Quarter, the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 10, Township 17 North, Range 1 West Boise Meridian.

LILLIAN G SPOFFORD: The North half of the Northwest Quarter of Section 23 and the Southeast Quarter of the Southwest Quarter of Section 14, Township 17 North, Range 1 West Boise Meridian.

FRUITVALE TOWNSITE COMPANY: The North half of the Northeast Quarter of Section 15, Township 17 North, Range 1 West Boise Meridian.

PHILIP WALSTON: The Southwest Quarter of the Southeast Quarter of Section 10, Township 17 North, Range 1 West Boise Meridian.

G E COX: A tract of four acres in the Northeast corner of the Fruitvale town-site, in Section 15, Township 17 North, Range 1 West Boise Meridian.

A L FREEMAN and MARGARET E PIKE: The West half of the Southeast Quarter and a strip of land in the West half of the Southwest Quarter adjoining lands above described, all in Section 23, Township 17 North, Range 1 West Boise Meridian.

S D GOSHERT: The West half of the Southwest Quarter of Section 23, and the Northwest Quarter of the Northwest Quarter of Section 26, Township 17 North, Range 1 West.

G T HAMILL: The South half of the Northwest Quarter of Section 23, Township 17 North, Range 1 West Boise Meridian.

E R WINDES: The West half of the Northeast quarter, the East half of the Northwest Quarter, the Southwest Quarter of the Northwest Quarter, the North half of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of Section 26, Township 17 North, Range 1 West Boise Meridian.

FIRST BANK OF COUNCIL: The East half of the West half of the Southeast Quarter of the Southwest Quarter of Section 26, Township 17 North, Range 1 West Boise Meridian.

J J JONES: The East half of the Southwest Quarter of Section 22 and the Northeast Quarter of the Northeast Quarter of Section 27, Township 17 North, Range 1 West Boise Meridian.

T B BIGGERSTAFF: The Southwest Quarter of the Southwest Quarter, the Southeast Quarter of the Southwest Quarter of Section 1, the South half of the Southeast Quarter of Section 2, Township 17 North, Range 1 West Boise Meridian.

ORCHARDS WATER COMPANY: The East half of the Southwest Quarter of Section 14, the Northwest Quarter of the Northwest Quarter of Section (23) and 20 acres in the West half of the Southwest Quarter of the Northwest Quarter of Section (23); all Sec. 22; the South half the North half of the Northwest Quarter and the Northwest Quarter of the Northeast Quarter of Section 15; the South half of the Southwest Quarter, and the Southwest Quarter of the Southeast Quarter of Section 10; the North half and the East half of the Northeast Quarter of the Southeast Quarter of Section 21, the South half the North half of the Northeast Quarter and the North half of the Northwest Quarter of Section 16, the Southwest Quarter, the South half and the West half of the Northwest Quarter of Section 9; the East half; the North half of the Southwest Quarter of Section 8; the east half of the Southwest Quarter, the South half of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter of Section 17; all of Section 20; the West half of the Southeast Quarter and the West half of the Northeast Quarter of Section 19; all in Township 17 North, Range 1 West Boise Meridian.

JUL 24 1996

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: A67-00376
Date Received: 12/18/1989
Receipt No: W007328
Received By: BPS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE SHUMWAY 208-253-4409
Address: HWY 95 BOX 2405
COUNCIL, ID 83612

2. Date of Priority: JUL 19, 1893

3. Source: FORT HALL CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	01W	23	SW	SE	NW		ADAMS

5. Description of diverting works:
HEADGATE AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.200		

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

8. Total consumptive use is 438.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	01W	23	NE	SW		IRR	38.0
			NW	SW		IRR	8.0
			SW	SW		IRR	35.0

Section Acres 81.0

A67-00376

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Date: 01/02/90

SCANNED

APR 02 2004

MICROFILMED

OCT 01 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
17N	01W	26	NE	NW		IRR	25.0
			NW	NW		IRR	40.0
						Section Acres	65.0
						Total Acres	146.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

67-00081V, 67-02053V, 67-00083BB

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

MICROFILMED
OCT 01 1992

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: 1

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): Steve Hummer Date: 12-Jan-90
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3 day

of January 19 1990

Bruce A. Schuld
Notary Public

Seal

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
My Commission Expires RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995

