

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-202

RIGHT NUMBER: 37-10380

NAME & ADDRESS: JAMES B DONART
PO BOX 2330
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 04/01/1962

POINT OF DIVERSION: T05N R17E S36 NENW Within BLAINE County

PURPOSE AND

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

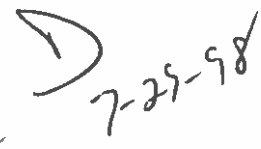
PLACE OF USE: DOMESTIC Within BLAINE County
T05N R17E S36 NENW

OTHER PROVISIONS 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. RP003600000100A

Claim prepared by: 

Date:  7-29-98

OCT 31 1997

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: A37-10380
Date Received: 7/01/1988
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES B. DONART
Address: P.O. BOX 2330
KETCHUM, ID 83340 208-726-5808

2. Date of Priority: APR 01, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	17E	36		NE	NW		BLAINE

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	17E	36	NE	NW		DOMEST	

11. Place of use in counties: BLAINE

A37-10380

Page 1

Date: 07/01/88

MICROFILMED
FEB 25 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:
P/U & P/D IN LOT 10, BLOCK 3 OF LAKE CREEK SUBDIV.

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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

Ident. Number 437-10380

Date Received _____

Receipt Number _____

RECEIVED 5000676

JUN 20 1988

Department of Water Resources
Southern Region Office

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. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) James B. Donart Phone () 208/726-5808Mailing Address P. O. Box 2330, Ketchum, Idaho Zip 833402. Date of Priority (Only one (1) per claim) April 1, 19623. Source of water supply (a) Well (ground water)
which is tributary to (b) _____4. Location of point of diversion is: Township 5N Range 17ESection 36, 1/4 of NE 1/4 of NW 1/4, Govt. Lot _____, B.M.,County of Blaine

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 37-1/2 feet deep, casing, electric
pump, discharge lines for inhousehold as well as outside discharge for
lawn and garden.

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

(Both dates are inclusive)
For Domestic purposes from Jan. 1 to Dec. 31 amount .02 (cfs)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) One household

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Copies: White-State, Yellow-Claimant

FEB 25 1993

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

[illegible]

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

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.
_____ or None (X)

14. Remarks: NE 1/4 of NW 1/4 Sec. 36 Twp 5 N, 17E, B.M. is part of Lake Creek Subdivision filed in Blaine County, Idaho. Diversion and use are on Lot 10, Block 3.

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐
Decree ☐

If applicable provide IDWR Water Right Number _____
 Court _____ Case Number _____ Decree Date _____
 Plaintiff vs Defendant _____

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 x 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) James B. Dossart Date June 29, 1988
Date

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

Title and Organization	Date
------------------------	------

State of Idaho/or _____)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 29th day of June 19 88

SEAL

Notary Public *Nicholas L. Hickman*

Residing at Ketchikan, Idaho

My Commission Expires 9/89 NOT RECALLED

Last Name Ident No.

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Notes & Film - Series 2 - Yellow - Grantant

FEB 25 1993

JAMES B. DONART
ATTORNEY AT LAW
101 WESTSIDE BUILDING
FIRST AVE. & FIFTH ST.
P. O. BOX 2530
KETCHUM, IDAHO 83340
TELEPHONE: (208) 726-4472

RECEIVED

JUN 09 1988

Department of Water Resources
Southern Region Office

RECEIVED

JUN 14 1988

Department of Water Resources
Southern Region Office

June 9, 1988

Department of Water Resources
Southern Region
2148 Fourth Avenue
Twin Falls, ID 83301

Attention: Roxanne

This letter is to confirm the telephone conversation that we had today relative to perfecting a claim of water right and obtaining a copy of the well log which was, I am sure, prepared and filed by the well driller, George Roessler of Shoshone, Idaho, who drilled this well for me in the year 1962.

The property in question is presently described as Lot 10, Block 3, Lake Creek Subdivision as the same is shown on the official plat on file in the office of the County Recorder of Blaine County, Idaho. This plat was prepared on the Northeast Quarter of the Northwest Quarter and part of the Northwest Quarter of the Northeast Quarter of Section 36, Township 5, North Range 17 East of the Boise Meridian.

I would appreciate it if you would send me the necessary forms so that I can make a claim of right as provided for in Section 42-243, Idaho Code. I would also like a copy of the driller's report which is presently provided for in Section 42-238, Idaho Code.

Even though the code section for well drillers' logs has been changed, we have had law on the books, to my certain knowledge, ever since 1951 which required well drillers' logs to be prepared and filed.

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FEB 25 1993

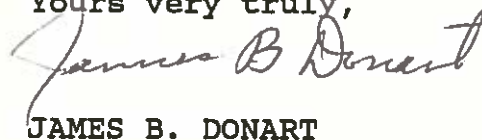
Department of Water Resources
Attention: Roxanne
June 9, 1988
Page Two

It is barely possible that this well was drilled either in 1961 or in 1963, but my best recollection is that it was in fact done in 1962. I mention the other two dates because it may be necessary to check those dates in order to find the proper record.

Upon receipt of the above documents and their completion, I will pay all necessary fees in order to consummate the filing and compensate you for preparing any copies necessary in order to reproduce the well driller's log.

Thanking you in advance for any inconvenience this may cause you, I am

Yours very truly,

A handwritten signature in cursive script, reading "James B. Donart". The signature is written in dark ink and is positioned above the printed name.

JAMES B. DONART

JBD:pr

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FEB 25 1993

JAMES B. DONART

ATTORNEY AT LAW

101 WESTSIDE BUILDING

FIRST AVE. & FIFTH ST.

P. O. BOX 2880

KETCHUM, IDAHO 83340

TELEPHONE: (208) 726-4472

RECEIVED

JUN 28 1988

June 28, 1988

Department of Water Resources
Southern Region Office

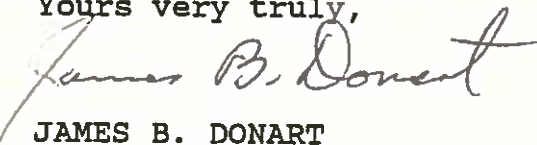
Department of Water Resources
Southern Region
2148 Fourth Avenue
Twin Falls, ID 83301

Attention: Roxanne

I enclose herewith Notice of Claim to a Water Right for our residence on Lot 10, Block 3, Lake Creek Subdivision, Blaine County, Idaho, which is in the Northeast Quarter of the Northwest Quarter of Section 36, Township 5 North, Range 17 East. I also enclose herewith check in the amount of \$25.

The enclosed form is the one that you provided for me following our telephone conversation earlier this month and my letter of June 9th setting forth my request in more detail.

Yours very truly,


JAMES B. DONART

JBD:pr
Encs.

MICROFILMED

FEB 25 1993

WATER RIGHT NUMBER - A37-10380

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - - 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	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 07/01/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- S000676	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP003600000100A

DATA ENTRY

ENTERED 12-20-93 ns

CHECKED 4-4-94 7

"Verified By"
Topo Map/Catchment
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

PROOF

JAN 6 1992

VERIFIED

FEB 12 1992

CERTIFIED
MAR 22 1992
WATER EXAMINER