

DATA ENTRY BY RLH

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: A37-12799
Date Received: 10/07/1988
Receipt No: C004480
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES MC ELVEEN 208-726-4242
Address: C/O ROGER E. CRIST, ATTORNEY
P.O. BOX 2326
KETCHUM, ID 83340

AND
Name: ROBERT BOUTTIER 208-726-4242
Address: C/O ROGER E. CRIST, ATTORNEY
P.O. BOX 2326
KETCHUM, ID 83340

AND
Name: MICHAEL BADELL
Address: C/O ROGER E. CRIST, ATTORNEY
P.O. BOX 2326
KETCHUM, ID 83340

RECEIVED
208-726-4242

DEC 10 1990

Department of Water Resources
Southern Region Office

2. Date of Priority: DEC 31, 1940
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	35	NE	NE			BLAINE

5. Description of diverting works:
WELL AND 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.

A37-12799

Page 1

Date: 11/06/89

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FEB 26 1993

8. Total consumptive use is

9. Non-irrigation uses:

DOMESTIC ONE HOUSEHOLD, STOCKWATER LESS THAN 25 HEAD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	35	NE NE	NE NE	DOMEST STOCK	

11. Place of use in counties: BLAINE

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

11/06/89
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FEB 26 1993

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:

Ident. Number

Date Received

Receipt Number

39576

A37-12799

10-7-88

C00-1480

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

RECEIVED

OCT 7 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) James McElveen, Michael Badell Phone (208) 726-4242
and Robert Bouttier
c/o Roger E. Crist, Attorney
Mailing Address P.O. Box 2326, Ketchum, Idaho Zip 83340

2. Date of Priority (Only one (1) per claim) approx. 1940 by beneficial use

3. Source of water supply (a) groundwater
which is tributary to (b) _____

4. Location of point of diversion is: Township 2N Range 18E
Section 35, ~~xxxxxx1/4 of~~ NE 1/4 of NE 1/4, ~~Gov. Lot~~ BM
County of Blaine

Additional points of diversion if any: none

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 & pump

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For domestic purposes from 1/1 to 12/31 amount .04
For stock water purposes from 1/1 to 12/31 amount .02

7. Total quantity claimed .06 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) domestic - one household, stock water (less than 25 head)

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FILED 26 1988

Copies: White-State, Yellow-Claimant

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 xx 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 (☒)

14. Remarks:

15. Basis of Claim (check one) Beneficial Use xx 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 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)  Date 10/5/88

Robert Boutvier

James McElveen

For Organizations: I do solemnly swear and affirm that all

of Michael Baker, that I have signed the foregoing Title Date 7/24/89

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 5th day of October 1988

SEAL

Notary Public *Jana Vaughan*

Residing at Blaine County, Idaho

McElveen, Badell and Bouttier	My Commission Expires 2/17/94	MICROFILMED Explosive - White - Slant, Yellow - Claimant
Last Name	Ident No.	

* see attached for additional notaries

CAT. NO. NN00627
TO 1944 CA (7-82)

(Individual)



STATE OF Idaho
COUNTY OF Blaine } SS.

On July 26, 1989 before me, the undersigned, a Notary Public in and for
said State, personally appeared _____
James McElveen

_____, personally known to me or
proved to me on the basis of satisfactory evidence to be
the person whose name _____ subscribed to the
within instrument and acknowledged that _____ exe-
cuted the same.

WITNESS my hand and official seal.

Signature

[Handwritten Signature]

CAT. NO. NN00627
TO 1944 CA (7-82)

(Individual)



STATE OF Idaho
COUNTY OF Blaine } SS.

On July 24, 1989 before me, the undersigned, a Notary Public in and for
said State, personally appeared _____
Michael Badell

_____, personally known to me or
proved to me on the basis of satisfactory evidence to be
the person whose name _____ subscribed to the
within instrument and acknowledged that _____ exe-
cuted the same.

WITNESS my hand and official seal.

Signature

[Handwritten Signature]

(This area for official notarial seal)

MICROFILMED
FEB 26 1993

LAW OFFICES OF
ROGER E. CRIST
BITTERROOT SQUARE PROFESSIONAL BUILDING
208 SPRUCE AVENUE NORTH
P. O. BOX 2326
KETCHUM, IDAHO 83340
208/726-4242 • FAX 208/726-9328

RECEIVED
AUG 02 1989

Department of Water Resources

ADMITTED TO THE PRACTICE
OF LAW IN IDAHO AND
CALIFORNIA

August 1, 1989

Donald V. Shaff, Manager
Adjudication Section
State of Idaho
Department of Water Resources
1301 North Orchard St.
Statehouse Mail
Boise, ID 83720

Re: Claim A-37-12799, Bouttier, McElveen, Badell

Dear Mr. Shaff:

Pursuant to your instruction dated March 21, 1989, enclosed please find our Notice of Claim of Water Right which has been signed and notarized with regard to all three claimants.

Very truly yours,



Laura Vaughan, Secretary to
Roger E. Crist

lv
enc.

RECEIVED
AUG 02 1989
MICROFILMED
JUL 26 1989
Department of Water Resources

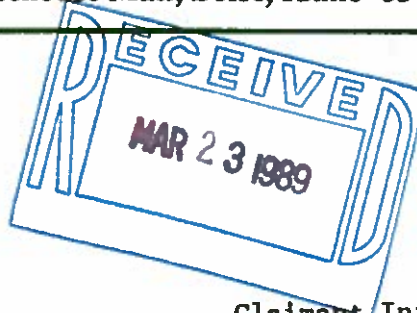


State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

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



CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 21, 1989

Roger E. Crist Attorney
P.O. Box 2326
Ketchum, ID 83340

Claimant Initials: _____

Dear Claimant:

#A37-12799: Boucher, McElveen, Badell Claim

Your Notice of Claim to a Water Right filed for your Blaine County property is returned because some items were blank or incomplete. Your receipt # 004480 in the amount of \$ 25.00 for the filing fee is enclosed.

Another set of instructions is enclosed to assist you in completing the form along with an enclosure describing a deferral option now available to you. If you decide to continue the decree of your water right at the present time, please put the initials of your name in the space provided above and return the claim completed to the best of your ability to this office with this letter.

Before returning your claim you should read the enclosed information concerning the option of deferring filing domestic and/or stockwater claims. You are encouraged to complete the process of securing your water right to your property. The decision, however, is up to you.

If you choose to submit the claim please make the necessary corrections before MAY 1, 1989, to avoid being assessed a late filing fee. Should you choose to defer a determination of your water right until some time in the future, you do not need to complete the claim form. To obtain a refund of your filing fees if you choose the deferral option, please sign in the space provided below and return only this letter to the address shown above. Please do not hesitate to contact any office of the Department shown in the instructions if you have any questions or concerns.

Yours truly,

Donald V. Shaff
Manager, Adjudication Section

DVS:DSR3:AB
Enclosures

I want to defer a determination of my water right and request a refund of the filing fees I have paid.

* the "AND" between claimants names in item #1 requires that all listed sign in item #16.

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FEB 26 1993

LAW OFFICES OF
ROGER E. CRIST
BITTERROOT SQUARE PROFESSIONAL BUILDING
208 SPRUCE AVENUE NORTH
P. O. BOX 2326
KETCHUM, IDAHO 83340
208/726-4242

FAX
208-726-8406

ADMITTED TO THE PRACTICE
OF LAW IN IDAHO AND
CALIFORNIA

October 6, 1988

Idaho Dept. of Water Resources
2148 4th Avenue East
Twin Falls, ID 83301

RECEIVED

OCT 7 1988

Re: Notice of Claim to a Water Right
McElveen, Badell and Bouttier

Department of Water Resources
Southern Region Office

Gentlemen:

Enclosed for filing please find the above referenced Notice.

Enclosed also is our filing fee in this regard of \$25.00.

Very truly yours,



Laura Vaughan, Secretary to
ROGER E. CRIST

lv
encl.
cc: Robert Bouttier

MICROFILMED

FEB 26 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

November 15, 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Re: McElveen

Mr. Roger E. ~~Crist~~, Attorney
P.O. Box 2326
Ketchum, ID 83340

Re: Snake River Basin Adjudication SRBA
Blaine County, A37-12799

We are forwarding to you a computer generated copy of the Notice of Claim which you filed on behalf of your client's property in Blaine County. We are also enclosing Receipt #C004480 in the amount of \$25.00, for the filing fees.

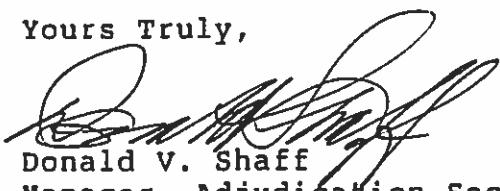
We have interpreted the data from this claim and have made some minor modifications which we feel more accurately describes this water right. Please review the enclosed form to assure that these modifications are in agreement with this water right.

If your clients agree that the modifications are correct as indicated, you do not have to return this form. If your clients feel we have misinterpreted this claim, and they make any changes to the Notice of Claim form enclosed, they must initial the changes they make, each must sign the form before a notary public and return the claim and a copy of this letter to:

Idaho Department of Water Resources
Adjudication Bureau
Statehouse Mail
Boise, Idaho 83720
(208) 327-7900

Please have your clients make these corrections before December 15, 1989. Do not hesitate to contact this office, or our Southern Region Office, 2148 Fourth Avenue East, Twin Falls, Idaho 83301, (208) 734-3578, if you have any questions or concerns.

Yours Truly,


Donald V. Shaff
Manager, Adjudication Section

DVS:cp:state:southern
Enclosures:
Claim #A37-12799
Receipt #C004480

MICROFILMED

FEB 26 1993