

11/01/2006

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

RIGHT NUMBER: 67-4047

NAME AND ADDRESS: LOUISE M DANIELS
1217 COUNTY RD 70 W
WEISER ID 83672

SOURCE: SPRINGS TRIBUTARY: SNAKE RIVER

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 12/31/1956

POINT OF DIVERSION:

T11N R05W S31 SWNW Lot 4 Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.040 CFS

Domestic use is for 1 home.

PLACE OF USE: STOCKWATER Within WASHINGTON County

T11N R05W S31 Lot 4 SWNW

DOMESTIC Within WASHINGTON County

T11N R05W S31 Lot 4 SWNW

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.

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 - Beneficial Use

Stockwater use is for 9 range cattle, horses & sheep.



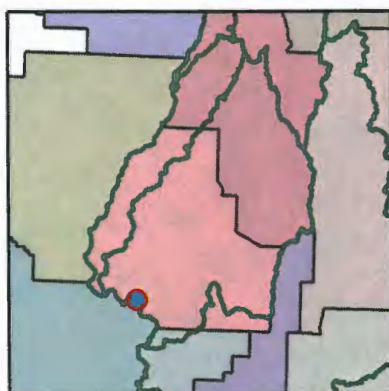
Idaho Department of Water Resources

SRBA Recommendation:

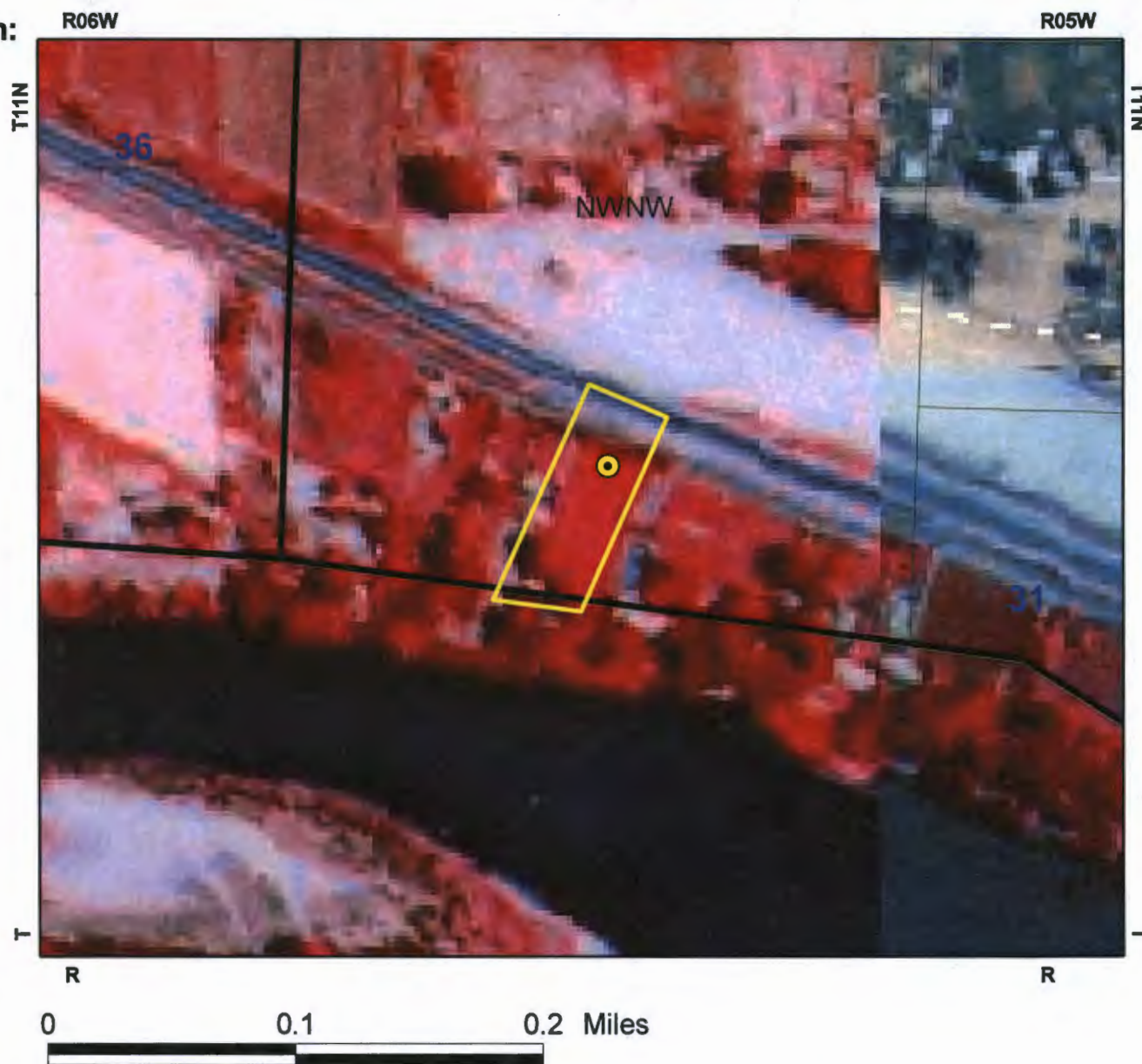
67-4047

Legend

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



Washington County
IDWR Basin 67



Prepared by J. Dean
On Wednesday, November 1, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4047 V1

WATER RIGHT NUMBER: 67-4047 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LOUISE M DANIELS 1217 COUNTY RD 70 W WEISER, ID 83672 (208)549-2601
Original Owner	J H DANIELS RT 1 BOX 327 WEISER, ID 83672

Priority Date: 12/31/1956

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
DOMESTIC	01/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

SPRINGS	L4 (SW1/4NW1/4)	Sec. 31, Twp 11N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	05W	31							X										
									L 4										

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	05W	31							X										
									L 4										

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4047 V1

1. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
2. X02 Stockwater use is for 9 range cattle, horses & sheep.
3. X01 Domestic use is for 1 home.
4. 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.
5. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.

Remarks:Comments:

1. CORR1 3/14/1997 Copied from remarks

Comment: 4 P/D IN SWNW, S31, T11N, R5W.

Note: This claim was originally filed as A67-11057 with a remark that an old filing had been made in the name of J. H. Daniels. Records were researched and 67-04047 was located, and the claim number changed from 67-11057 to 67-04047. However, 67-04047 as originally filed is slightly different than the adj. claim filed under 67-11057. Priority date was changed without an amended claim, therefore, review this claim carefully and get amended claim during final review.
JS

2. jdean 11/1/2006 Updated claim

Comment: The priority date for this claim was updated to match the original signed claim. This is because the claimant did not submit a signed amended claim.

3. jdean 11/1/2006 Small D&S

Comment: This small D&S claim was recommended according to the standards for small D&S rights.

4. jdean 11/1/2006 POU

Comment: The tax lot for the claimant was used as the POU for both uses.

5. jdean 11/1/2006 POD

Comment: The POD could not be determined because it is for 4 springs within the qq. There were no springs shown in this qq on the topo map for the region. There were no additional maps that showed the location of any of the springs. Because the POD could not be determined a nominal qq shape was used. This is not the nominal qq shape for the government lot, but an estimated nominal qq for the portion of the government lot that would be within the claimed qq.

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: NONE RECEIVED

State or Federal: S

Owner Name Connector: OR

Water District Number:

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:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4047 V1

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>
Summary			11/01/2006	jdean	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/1/2006 4:32:36 PM	jdean	Updated PLS
POU	11/1/2006 4:34:07 PM	jdean	Updated PLS for Active POU
POU	11/1/2006 4:34:44 PM	jdean	Updated shape for Active POU
POU	11/1/2006 4:34:53 PM	jdean	Updated PLS for Active POU
POD	11/1/2006 4:25:02 PM	jdean	Updated shape
POD	11/1/2006 4:25:15 PM	jdean	Updated PLS
POD	11/1/2006 4:32:12 PM	jdean	Updated shape
POU	11/1/2006 4:33:58 PM	jdean	Updated shape for Active POU
Summary	11/1/2006 4:40:43 PM	jdean	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 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?

Water Supply Bank:

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 67-4047
Date Received: 10/20/1989
Receipt No: W006473
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LOUISE M DANIELS Phone: (208)549-2601

1217 COUNTY RD 70 W
WEISER ID USA 83672

2. Date of Priority: 12/31/1956

3. Source: SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11N	05W	31	SW NW	WASHINGTON	

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
STOCKWATER	1/01	12/31	0.02	
DOMESTIC	1/01	12/31	0.08	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
11N	05W	31	SW	NW	STOCKWATER	
			SW	NW	DOMESTIC	

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

4 P/D IN SWNW, S31, T11N, R5W.

NOTE: THIS CLAIM WAS ORIGINALLY FILED AS A67-11057 WITH A REMARK THAT AN OLD FILING HAD BEEN MADE IN THE NAME OF J. H. DANIELS.

RECORDS WERE RESEARCHED AND 67-04047 WAS LOCATED, AND THE CLAIM NUMBER CHANGED FROM 67-11057 TO 67-04047. HOWEVER, 67-04047 AS ORIGINALLY FILED IS SLIGHTLY DIFFERENT THAN THE ADJ. CLAIM FILED UNDER 67-11057. PRIORITY DATE WAS CHANGED WITHOUT AN AMENDED CLAIM, THEREFORE, REVIEW THIS CLAIM CAREFULLY AND GET AMENDED CLAIM DURING FINAL REVIEW. JS

The Priority date for this claim was returned to the original signed claim. The claimants did not submit an amended claim and an amended claim was not solicited due to time constraints for filing the Director's Report.

15. Basis of Claim: Statutory Claim

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

of _____ 20__

Notary Public

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: **A67-04047**
Date Received: 10/20/1989
Receipt No: W006473
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: LOUISE M. DANIELS 208-549-2601
Address: 1217 COUNTY ROAD 70 W.
WEISER ID 83672

2. Date of Priority: JUN 1, 1923

3. Source: SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	05W	31	SW	NW			WASHINGTON

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.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/9 RANGE, HORSES & SHEEP D/1 HOME.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	31	SW	NW		STOCK	
			SW	NW		DOMEST	

SCANNED
APR 08 2004

MICROFILMED
OCT 02 1992

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:

4 P/D IN SWNW, S31, T11N, R5W.

NOTE: THIS CLAIM WAS ORIGINALLY FILED AS A67-11057 WITH A REMARK THAT AN OLD FILING HAD BEEN MADE IN THE NAME OF J. H. DANIELS. RECORDS WERE RESEARCHED AND 67-04047 WAS LOCATED, AND THE CLAIM NUMBER CHANGED FROM 67-11057 TO 67-04047. HOWEVER, 67-04047 AS ORIGINALLY FILED IS SLIGHTLY DIFFERENT THAN THE ADJ. CLAIM FILED UNDER 67-11057. PRIORITY DATE WAS CHANGED WITHOUT AN AMENDED CLAIM, THEREFORE, REVIEW THIS CLAIM CAREFULLY AND GET AMENDED CLAIM DURING FINAL REVIEW. JS

15. Basis of Claim: STATUTORY CLAIM

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: _____

MICROFILMED
OCT 02 1992

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 02 1992

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: A67-04047
Date Received: 2/01/1990
Receipt No: W006473
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOUISE M. DANIELS 208-549-2601
Address: 1217 COUNTY ROAD 70 W.
WEISER, ID 83672

2. Date of Priority: JUN 01, 1923

3. Source: SPRINGS Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	05W	31	SW	NW			WASHINGTON

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.
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.080		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/9 RANGE, HORSES & SHEEP D/1 HOME.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	31	SW	NW		STOCK	
			SW	NW		DOMEST	

A67-04047

Page 1

Date: 02/01/90

MICROFILMED
OCT 02 1992

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:
4 P/D IN SWNW, S31, T11N, R5W.

15. Basis of Claim: STATUTORY CLAIM

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 FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576 ⁴⁰⁹⁷Identification No. AL7-4057
Date Received 10-20-89
Receipt Number W0006473NOTICE OF CLAIM
TO A
WATER RIGHTRECEIVED
OCT 20 1989

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources
Western Regional OfficeLouise M. Daniels
1217 County Road 70
Snake River West
Weiser, ID 83672

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Louise M. Daniels Phone (208) 549-2601Mailing Address 1217 County Rd. 70 W, Weiser, Idaho Zip 836722. Date of Priority (Only one per claim) 1956 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other { } (a) Springs

Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 11 Range N. of Range 5Section 31 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM.,County of Washington West of Boise MeridianAdditional points of diversion if any: Northeast corner of N.W. quarter5. 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 and pumps for household use and yard.

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

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

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed _____ (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 & 1 household only.

MICROFILMED

OCT 02 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 11 Range N. of Range 5
Section 31, SW NE 1/4 of NW 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? Washington

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 _____

14. Remarks: We purchased this property in 1956 and filed a water right later probably under J.H. Daniels, now deceased.

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) Louise M. Daniels Date 10/19/89

Date _____

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 Washington) ss. **NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 19th day of October 1989

SEAL

Notary Public Altha M. Snell

Residing at Weiser, Idaho

My Commission Expires 11-16-93

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant **MICROFILMED OCT 02 1992**

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

REPRODUCED

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: Bruce Date: 2/17/90

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: LH Date: 10/20 Checked by: OCT 2 1992

Claim data entered by: Date:

Sent to claimant by: Date:

Comments: Return as notified I found the original water right listed under J.H. Daniels. Bruce

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that **J. H. DANIELS**

(name of claimant)

of Et. 1, Weiser, Idaho, claims a right to the diversion and beneficial use of
(mailing address)

ground water or surface water tributary to Snake River

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) 4 unnamed springs

- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount .08 Use Domestic Period of Use: From Jan. 1 To Dec. 31

Amount .02 Use Stockwater Period of Use: From Jan. 1 To Dec. 31

Amount		Use	Period of Use:	From _____ To _____
	(cfs, gpm or s/f)	(dom., irr., stock, etc.)		(both dates inclusive)

- (3) Total quantity of water claimed: 0.8 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) 1923

A claim is not acceptable on a ground-water source with a priority later than March 28, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SW ¼ NW ¼ Sec. 31 Twp. 11N Rgs. 5 W B.M. County of Washington

Additional points of diversion:

- B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 1 hp & 1/2 hp electric pumps, pipeline
to house.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic
for one farm (house, barn, garage), 8 to 9 head of cattle, horses & sheep.

- (7) If you are claiming water as a member of an organization, list name of organization: _____

AJ5809NP
No. R67-04047

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/24/99
PAGE: 33

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOUISE M DANIELS 1217 COUNTY ROAD 70 W WEISER ID 83672 (208) 549-2601	06/01/1923	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.08 CFS	
TOTAL DIVERSION:					0.08 CFS	

Water Source: SPRINGS

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T11N R05W S31

SWNW ✓

WASHINGTON County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
11N	05W	31	:					:					:					:					:

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
11N	05W	31	:					:					:					:					:

POU County: WASHINGTON

Non-Irrigation Uses: 1 *HOUSE home*

Other Rights: NONE

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: EXP *PA* 9 RANGE CATTLE, HORSES & SHEEP
RP 003065A

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

*Held for later Report to
verify source
claim says spring with
a well + pump for
diverting works*

4 pts diversion in

AJ5809NP
No. R67-04047

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/24/99
PAGE: 34

Comments: Date: 03/14/1997 User-ID: CORR1 Subject: COPIED FROM REMARKS
4 P/D IN SWNW, S31, T11N, R5W.
NOTE: THIS CLAIM WAS ORIGINALLY FILED AS A67-11057 WITH A REMARK
THAT AN OLD FILING HAD BEEN MADE IN THE NAME OF J. H. DANIELS.
RECORDS WERE RESEARCHED AND 67-04047 WAS LOCATED, AND THE CLAIM
NUMBER CHANGED FROM 67-11057 TO 67-04047. HOWEVER, 67-04047 AS
ORIGINALLY FILED IS SLIGHTLY DIFFERENT THAN THE ADJ. CLAIM FILED
UNDER 67-11057. PRIORITY DATE WAS CHANGED WITHOUT AN AMENDED
CLAIM, THEREFORE, REVIEW THIS CLAIM CAREFULLY AND GET AMENDED
CLAIM DURING FINAL REVIEW. JS

Audit: 03/14/97 CORR1

WR5809NP
No. 67-04047

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/24/99
PAGE: 21

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J. H. DANIELS RT. 1 WEISER ID 83672	06/01/1923	STOCKWATER DOMESTIC	01/01 12/31 01/01 12/31	0.020 CFS 0.080 CFS	
TOTAL DIVERSION:					0.080 CFS	

Water Source: SPRINGS

Tributary to: SNAKE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T11N R05W S31 SWNW

WASHINGTON County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
11N	05W	31	:								S								

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: WASHINGTON

Remarks: GEN 4 P/D IN SWNW, S31, T11N, R5W.

Dates:	App. Received:	Priority Date:	06/01/1923
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

Bruce Courtes.

AG7-04047

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

[*Louis M. Daniels*]
[*1217 County Rd 70 W.*]
[*Weiser, Idaho 83472*]

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to complete some of the items on the claim form(s). A copy of your original claim(s) with these changes marked, along with the computer generated copy, and Receipt No. W006473 are enclosed. The following items have been added and/or changed on the claim(s) enclosed:

✓ Item #2 - *You have an earlier priority than you listed*
Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.

 Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.

 Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.

 Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

SCANNED
APR 08 2004

MICROFILMED
OCT 02 1992

✓
Item #7 - The total quantity claimed was not completed.
The use(s) claimed have been added together and
this amount added to your claim. *based on Claim by J. H. Daniel.*

Item #9 - The number of homes was not listed on your claim.
It appears to be filed for one domestic home and
this information has been added to your claim.

Item #10- The place of use appears to be incorrectly
described, or not described at all. Based on
other information submitted we have added in the
quarter-quarter, section, township and range.
If you had listed the Lot, Block and Subdivision
name, we have enclosed a copy of the subdivision
map from which we computed the quarter-quarter
legal description. Or, if you have listed a
quarter-quarter legal description under Item No.
4, we have listed this same quarter-quarter,
section township and range on this item.

Item #12- The ownership of the place of use has not been
marked. We have assumed you own the place of use
and this information has been added to your
claim.

Item #15- Basis of Claim was not completed. No previously
recorded water rights were found, therefore, we
have marked beneficial use of the water as the
basis for filing this claim.

✓
Other

*This is for your information only, you
need not reply*

If you have any problems or questions concerning these additions
and/or changes, please feel free to change the copy of your claim
form(s) and return it to this office. The new changes can then be
made and a computer generated copy showing these changes sent to you.
If we do not hear from you, we will assume these changes meet with
your approval and the claim(s) will remain as shown on the enclosed
copies.

Sincerely,

Bruce A. Schulz

MICROFILMED
OCT 02 1992

OLD (D) NUMBER -

+ - - - - ADDRESS - - - - - +

2 -
3 -

STATE- ID ZIP- 83672

2 -
3 -

STATE- ID ZIP- 83672

+ - - - STATUS - - - - +

+ - - - - - TRIBUTARY - - - - - +
 SNAKE RIVER

+ - - - - - OLD WATER RIGHT NUMBERS - - - - -
A6704047

WATER RIGHT NUMBER - A67-04047

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 02/01/90 SCHULD

+ - - - - 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	- 01/28/1985	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 10/20/1989	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	- W006473	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

RP 003065 A

DATA ENTRY

ENTERED

CHECKED 74 4 20

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

VERIFIED
APR 4 1992

PROOF
MAR 03 1992

CERTIFIED
MAY 23 1992
WATER EXAMINER

SCANNED
APR 08 2004