

AJ0749NP
No. R35-04049

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/24/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BETH HOWARTH	03/20/1963	IRRIGATION	04-01 10-31	0.09 CFS	12.00 AFA
C	JAY HOWARTH		DOMESTIC	01-01 12-31	0.04 CFS	
	1073 S 2200 W					
	STERLING ID 83210					
	(208) 328-2448			TOTAL DIVERSION:	0.13 CFS	12.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T04S R32E S28 NWSWSW

BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
04S	32E	28	:					:					:			03		:						:	3.0
TOTAL ACRES																							:	3.0	

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			
04S	32E	28	:					:					:			D		:						:	

POU County: BINGHAM

Non-Irrigation Uses: ONE HOME

Conditions of Approval:

- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
- NOT EXCEED 13,000 GALLONS PER DAY.

Dates: Exam Made Date: 08/13/1992 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

SCANNED
AUG 25 2005

PROTECTED

IDAHO DEPARTMENT OF WATER RESOURCES

JAY & BETH HOWARTH

35-04049

TOWNSHIP 04S, RANGE 32E, SECTION 28



0 1320 Feet



POINT OF DIVERSION



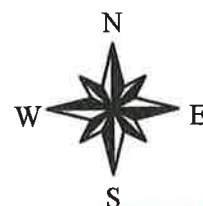
PLACE OF USE



SECTION LINE



QUARTER/QUARTER



ACRES IRRIGATED- 3

GIS PLACE OF USE ILLUSTRATION
1987/1988 NAPP PHOTOGRAPHY
PREPARED BY DAVE CARLSON
09/17/1998

PROFILED

SCANNED

AUG 25 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:41:30
05/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-04049

LAST: HENSEN
ADDRESS: P.O. BOX 25
CITY: STERLING
PHONE NUMBER: 208-008-0000

FIRST: CARL T.

STATE: ID ZIP: 83279

OWNER CODE: 0

LAST: HOWARTH
ADDRESS: 1073 S., 2200 W.
CITY: STERLING
PHONE NUMBER: 208-328-2449

FIRST: JAY

STATE: ID ZIP: 83210

OWNER CODE: C

LAST: HOWARTH
ADDRESS: 1073 S., 2200 W.
CITY: STERLING
PHONE NUMBER: 208-328-2448

FIRST: BETH

STATE: ID ZIP: 83210

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: AC. IRR.=6.5.
LOTS 4, 5, AND 6 IN BLOCK 3; LOTS 1, 2, 3, 4, 5, AND 6 IN BLOCK
4; ALL OF BLOCK 11; LOTS 10, 11, 12, 13, 14, 15, 16, 17, 18, AND
19 IN BLOCK 12, ALL IN STERLING TOWNSITE, COUNTY OF BINGHAM

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 8/13/92

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Field Exam

A. AJ CLAIM: # A35-04049 PRIORITY DATE: 03-20-1953 STAGE: S
B. WR RECORD: # 35-04049 PRIORITY DATE: 03-20-1953 STAGE: S

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(~~X~~)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
03-20-1953

REVIEWED BY

DK

DATE

8/18/92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-04049	04S	32E	28	NH	SW	SW		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX
NONE R PREFIX
NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-04049	04S	32E	28		SW	SW		BINGHAM

OTHER WR RECORDS WITH SAME WR POD
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
NONE R PREFIX
NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

REMARKS:

Dis ok

ARTESIAN WELL (NO PUMP) → DITCHES TO FLOOD IRR
→ HOSES FOR LAWN (DOWN) IRR.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: DeDATE: 8/92

A. ROOT WATER RIGHT NUMBERS: A35-04049

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	HR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	32E	28	SW	SW		HOWARTH, JAY	A35-04049 / 6.5	35-04049 / 6.0	37.0		
			SW	SW		BREWER, BOBBY J.	A35-11046 /	- /		3.0	
04S	32E	28	SW	SW		HOWARTH, JAY	A35-04049 /	35-04049 / 6.0	37.0		
			SW	SW		BREWER, BOBBY J.	A35-11046 /	- /			
TOTAL ACRES							A35-04049	6.50	12.00	74.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POB DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 3

REVIEWED BY: DC

DATE: 8/19/92

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-04049 IRRIGATION	FROM 04-01 TO 11-01	.900 CFS
A35-04049 DOMESTIC	FROM 01-01 TO 12-31	.040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.940 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
35-04049 IRRIGATION	FROM 04-01 TO 11-01	.900 CFS
35-04049 DOMESTIC	FROM 01-01 TO 12-31	.040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.940 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N()

EXPLAIN IN REMARKS, BELOW.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 0.940 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.940 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Measurement: 5 gals / ~~30~~ seconds
= ~~0.1337~~ 0.23 CFS

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

Measure - bucket / stop watch

SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-04049	DOMESTIC	HOWARTH, JAY	FROM 01-01 TO 12-31	0.040 CFS	
A35-11040	STOCKWATER	BREWER, BOBBY J.	FROM 01-01 TO 12-31	0.020 CFS	

2.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE 0.03
ACRES 3 X 0.02 CFS/ACRE = 6.09 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 19.5 AF/A
ACRES 3 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 9 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 3 X DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 12 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01	DATABASE 0.900	DATABASE 12	DATABASE 19.5
DOMESTIC	01-01	0.040	1.2	9

TOTAL FOR THIS RIGHT

0.940

13.2

REVIEWED BY:

DATE:

8/19/92

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(X)	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-04049

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.940

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A35-04049

0.940

-

35-04049

0.940

TOTAL CFS

0.940

0.940

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: DAVE CARLSON

DATE: 8/19/12

NAME OF FIELD EXAMINER: DAVE CARLSON

TITLE: WA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:41:30
05/29/91

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-04049

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		12/8/92	No				
SOURCE								
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME				Y				
CONSUMPTIVE USE				Y				
PURPOSES				Y				
PERIOD OF USE				Y				
BASIS OF CLAIM								
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPG MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAEP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

A35-04049
JAY HOWARTH
BEITH ~~HOWARTH~~
1073 S., 2200 W.
STEWLING

IN 63210



Measure

Acres

6.5 Acres

8/13/92

1068

1659

SCANNED
AUG 25 2005

PROFILED

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 16 1998
Department of Water Resources
Eastern Region

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 18, 1998

Water right number: 35-04049

BETH HOWARTH
JAY HOWARTH
1073 S 2200 W
STERLING ID 83210

Daytime Telephone Number:

Evening Telephone Number:

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

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: 12-11-98 SIGNATURE: Jay T. Howarth
Please print your name: Jay T. Howarth

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

PROFILED

SCANNED
AUG 25 2005

7

RECEIVED

JUL 11 1991

Department of Water Resources
Eastern District Office

JULY 9, 1991

JAY & BETH HOWARTH

PROOF OF PRIORITY

NO. A35-04049

I verify that the water was first used from the artesian well at sw 1/4 sw 1/4, sec 28 Twp 4s Rge 32E B.M. County of Bingham (also described as block 4 of the Sterling Townsite) on March 20, 1963.

Signed: Kenneth Talbot neighbor

Notarized this day July 9, 1991

By Cheryl R. Thelin, Sterling, Ida.

My commission expires 10-21-1994

PROFILED

SCANNED
AUG 25 2005

MICROFILMED
DEC 10 1992

17-Jun-1991

JAY & BETH HOWARTH
1073 S 2200 W
STERLING ID 83210

RE: **Evidence of Priority**
NO. A35-04049

Dear Claimant:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

Please submit the required evidence supporting the priority date by JULY 15, 1991, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

PROFILED

SCANNED
AUG 25 2005

MICROFILMED

DEC 10 1992

JAY & BETH HOWARTH
A35-04049

page 2

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. Every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Eric Verner
Senior Water Agent

EV:rb

Enc. Brochure on "Evidence of Priority"
Proof Report

PROFILED

SCANNED
AUG 25 2005

MICROFILMED
DEC 10 1992



PROXIMITY

AUG 25 2005

SCANWILL

Notice is hereby given that Carl T. Hensen, Box #25
(name of claimant)

The extent and nature of said claim is as follows:

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|---------------|----|------------------------|
| Amount | <u>0.90</u> | Use | <u>irrigation</u> | Period of Use: | From | <u>Apr. 1</u> | To | <u>Nov. 1</u> |
| Amount | <u>0.04</u> | Use | <u>domestic</u> | Period of Use: | From | <u>Jan. 1</u> | To | <u>Dec. 31</u> |
| Amount | _____ | Use | _____ | Period of Use: | From | _____ | To | _____ |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | | (both dates inclusive) |

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
SW ¼ SW ¼, Sec. 28 Twp. 4S Rge. 32E B.M. County of Bingham
 Additional points of diversion: _____
also describe as block 4 of the Sterling Townsite
 B) Describe means 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. 6" artesian well, 234' deep.

- [illegible]

Total No. of acres 6.5

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:

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

STATE OF IDAHO

CLAIM TO A WATER RIGHT

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 Carl T. Hensen, Box 425
(name of claimant)
of Sterling, Idaho 83279
(mailing address), claims a right to the diversion and beneficial use of
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Ground Water (artesian), tributary to, _____
- (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	<u>0.90</u>	Use	<u>irrigation</u>	Period of Use:	From	<u>Apr. 1</u>	To	<u>Nov. 1</u>
Amount	<u>0.04</u>	Use	<u>domestic</u>	Period of Use:	From	<u>Jan. 1</u>	To	<u>Dec. 31</u>
Amount		Use		Period of Use:	From		To	
	(cfs, gpm or a/l)		(dom., irri, stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 0.94 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) March 20, 1963
A claim is not acceptable on a ground-water source with a priority later than March 25, 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 SW ¼, Sec. 28 Twp. 4S Rge. 32E B. M. County of Bingham
 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. 6" artesian well, 234' deep.

- 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.

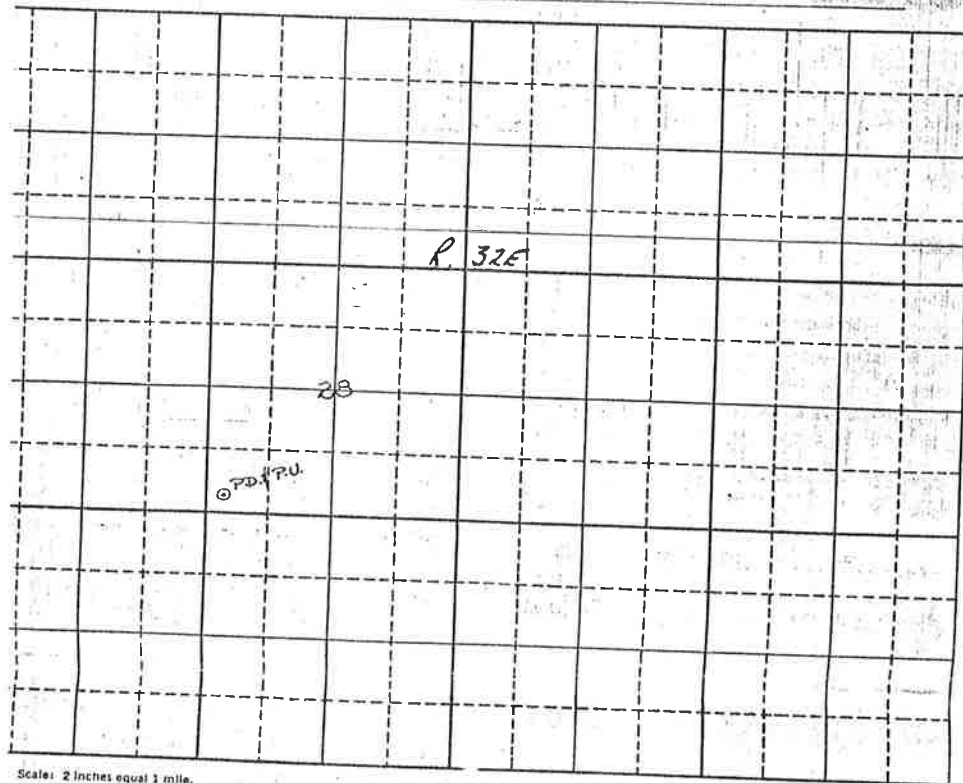
[illegible]

Total No. of acres 6.5

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use for one household

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

(8) Remarks A high rate of diversion is used for a short irrigation period.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 19th day of April, 19 76.

Marcia R. Braun
Notary Public

Residing at Boise, Idaho

My commission expires 8-10-79

For Department Use Only

Received by <u>CW</u>	Date <u>4-26-76</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SL</u>	Date <u>4-26-76</u>		claimant by:	
\$10.00 fee received by <u>CL</u>	Date <u>4-26-76</u>			
Approved for publication by <u>TAA</u>	Date <u>5-14-76</u>			
Published in <u>Boise Post-Journal</u>				
First published <u>May 6, 1976</u>				

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: A35-04049

Date Received: 4/18/1989

Receipt No: M003164

Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAY HOWARTH
Address: 1073 S., 2200 W.
STERLING, ID

208-328-2448

83210

AND

Name: BETH HOWARTH
Address: 1073 S., 2200 W.
STERLING, ID

208-328-2448

83210

2. Date of Priority: MAR 20, 1963

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	32E	28	NW	SW	SW		BINGHAM

5. Description of diverting works:
6" ARTESIAN WELL, 234' DEEP, GRAVITY IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.900		
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is 19.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR ONE HOUSEHOLD

A35-04049

Page

1

Date: 04/18/89

PROFILE

SCANNED
AUG 25 2005

MICROFILMED
DEC 10 1992

A3504049



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): Jay J. Howarth Date: April -18-1989
Beth S. Howarth Date: April 18, 1989

State of Idaho)
County of BINGHAM) SS.

Subscribed and sworn (or affirmed) before me this 18TH day
of APRIL 19 89

Jeff Peppersack
Notary Public

Seal

Residing at _____
My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

PROFILED

SCANNED
AUG 25 2005

MICROFILMED
DEC 10 1992

T4S

T5S

DEC 10 1992

MICROFILMED

