

01/08/2007

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

RIGHT NUMBER: 75-2004J

NAME AND ADDRESS: RECECCA R BARNES  
28028 WYLY COURT  
KEENE CA 93531

JOHN R BARNES  
28028 WYLY CT  
KEENE CA 93531

SOURCE: TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.040 CFS

PRIORITY DATE: 02/19/1907

POINT OF DIVERSION:

T23N R22E S17 SWSWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 1/01 12/31           | 0.020 CFS       |
| IRRIGATION            | 4/01 11/01           | 0.020 CFS       |

PLACE OF USE: IRRIGATION in LEMHI County

T23N R22E S17 SWNW 2.00

STOCKWATER in LEMHI County

T23N R22E S17 SWNW

2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Recommended as Right Nos. 75-2004A, 75-2004C, 75-2004D, 75-2004E,  
75-2004F, 75-2004G, 75-2004H, 75-2004K & 75-2004L.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

01/24/2006

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

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RIGHT NUMBER: 75-2004J  
NAME AND ADDRESS: RECECCA R BARNES  
28028 WYLY COURT  
KEENE CA 93531  
  
JOHN R BARNES  
28028 WYLY CT  
KEENE CA 93531

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

No beneficial use found.

EXPLANATORY MATERIAL: ~~BASIS OF CLAIM - License~~

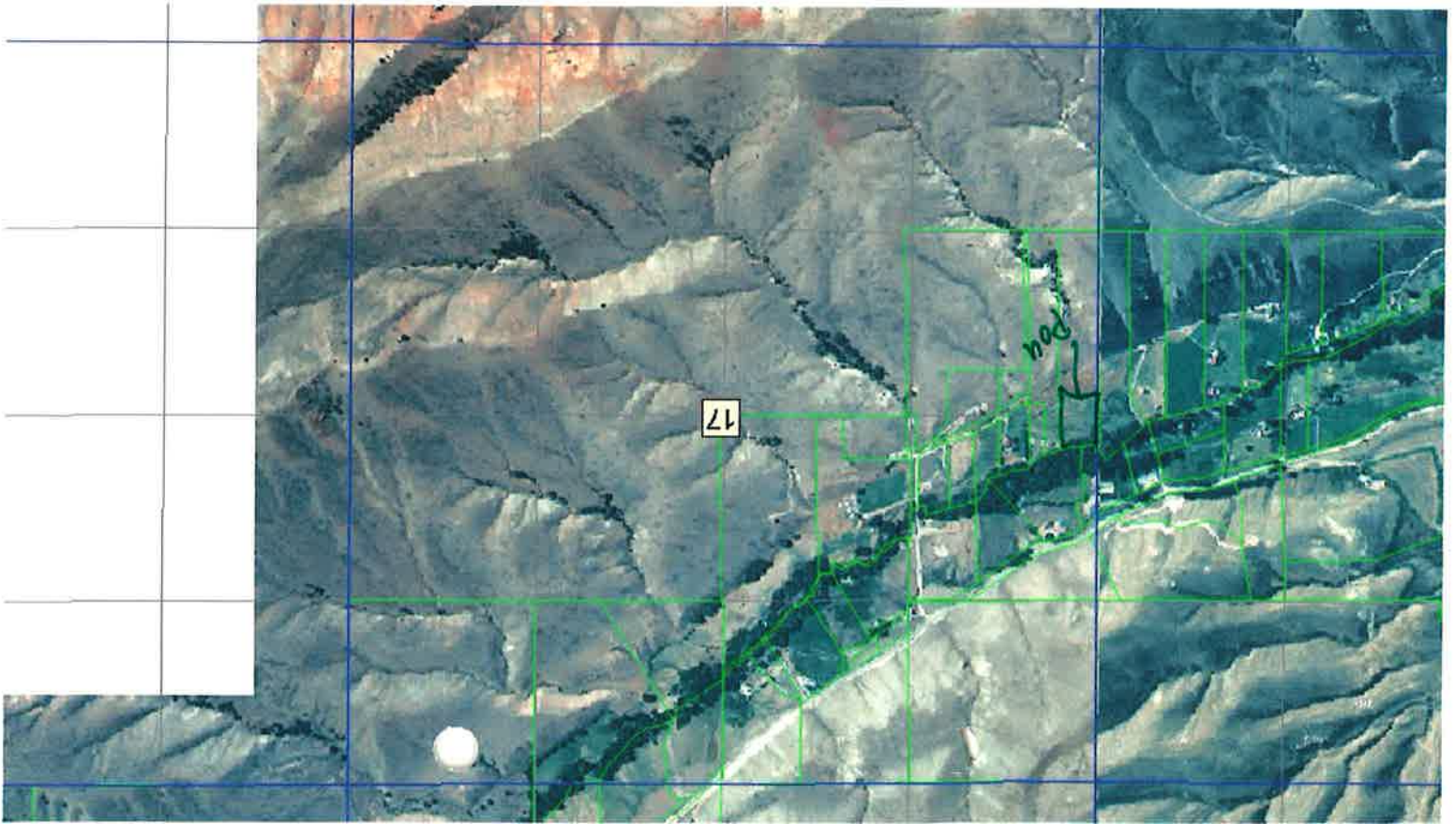
No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

*This remark used because  
field exam found no use and  
75-2004 does not appear to have  
ever served this land.*

*R Brown*

Fish Lake, Idaho  
4011 3 years  
to F. 83402

75-20045



**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**ADJUDICATION SECTION**  
**CLAIM VERIFICATION FIELD EXAM SHEET**  
(Use with the ECVR)

CLAIM NO(s). 75-2004J

1. ☐ No Change NAME IS SAME

☒ NEW OWNER: Roddy Fischer

☐ No Change ADDRESS

☒ NEW ADDRESS: 4011 E. 49th S

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: \_\_\_\_\_

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: \_\_\_\_\_

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: NO POD found in SWSW T23N R22E S17

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS

☒ Incomplete description, list below:

NO diversion found

6. ☒ No Change - WATER USES

☐ Different uses, (list uses found):

|           |            |          |              |           |           |
|-----------|------------|----------|--------------|-----------|-----------|
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount \_\_\_\_\_ CFS \_\_\_\_\_ AFA

☐ Changes found, the new total is, Amount \_\_\_\_\_ CFS \_\_\_\_\_ AFA

8. ☐ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: \_\_\_\_\_ Stock # \_\_\_\_\_ List types: \_\_\_\_\_

Additional comments: \_\_\_\_\_

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

|            |                |             |               |           |           |
|------------|----------------|-------------|---------------|-----------|-----------|
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

no use or pod found

☐ SYSTEM DIAGRAM INCLUDED

☒ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 6-28-05

FIELD EXAMINER:

Bob Foster

Print Name

Bob Foster

Signature



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

January 10, 2007

RE: Water Rights in Reporting Area 23, Basin 75  
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right claim(s) in Basin 75 that have been reported to the SRBA Court, covering water right claims from the North Fork of the Salmon River drainage. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended water right claims in your area. Water rights for most domestic and/or stockwater rights were reported earlier to the Court, and most of those have been decreed by the SRBA Court.

Note that you have until October 17, 2007, in which to review the recommendations for your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouse in Salmon, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to the recommendation for your water right, your water right will be decreed in 2008 as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process. You may also call the adjudication staff in my office at 1-800-451-4129 who can also respond to your questions.

Sincerely,

David R. Tuthill, Jr., P.E.  
Interim Director

Enclosures

# **NOTICE OF FILING OF DIRECTOR'S REPORT FOR IRRIGATION AND OTHER WATER RIGHTS IN BASIN 75**

The Director of the Idaho Department of Water Resources (IDWR) has filed with the Snake River Basin Adjudication (SRBA) District Court the *Director's Report for Irrigation and Other Water Rights in Basin 75* (Director's Report). A map of the area covered by this Director's Report is attached to this Notice. This Director's Report contains the Director's recommendation to the SRBA Court as to how each claimed water right should be decreed in the SRBA.

This Notice includes the Director's recommendation for your water right(s) claimed in the SRBA. IDWR is providing individual reports, like this one, to all claimants of irrigation and other water rights in your area. A complete copy of the Director's Report, listing all of these irrigation and other water rights claimed under state law and "dual based" claims by the federal government, is available at the SRBA courthouse in Twin Falls and the locations listed at the end of this Notice. Copies of the Director's Report can be made, but you may be charged for copying and mailing.

Also included in this Director's Report are some small domestic and stock water uses. The Director's Report for most small domestic and stockwater rights for IDWR Basin 75 was sent to the SRBA Court and individual water users on March 31, 1999. Some small domestic and stockwater claims were withheld from the earlier report. If a claim for small domestic and stockwater was withheld from the March 31, 1999 report, or was filed after that date, it is reported in this Director's Report. The Director's Report also includes General Provisions for Basin 75 that may apply to your water right.

## **INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT**

The enclosed description of your right(s) is only the Director's recommendation to the SRBA Court on your water right(s). The Court will decide how it will decree your water right(s). You can agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

## **INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS**

The complete Director's Report contains recommendations to the SRBA Court on your water right(s) and all other irrigation and other rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations for the state based water right claims are listed in two sections:

- 1) **List of Recommended Water Rights** -- Water right recommendations are listed numerically by water right number.
- 2) **List of Claims Recommended to Be Disallowed** -- Water rights claims to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Additional information regarding water right claims can be found on the SRBA Web Site.

**Note:** The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed as well as when Director's Reports are filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA.

The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at [www.srba.state.id.us](http://www.srba.state.id.us).

***What if a water right is not in this report? What if a water right claim is filed late? How do I get notice of IDWR's recommendation for a late claim?***

A water right for Basin 75 may not be included in this Director's Report if it was not filed in time for IDWR to investigate and report. These water rights will be reported at a later time in IDWR's *Director's Report for Late Claims* (Late Claim Report). The Late Claim Report may include recommendations for Basin 75, as well as other basins. As the Director files reports for any remaining water rights in Basin 75, he may also recommend additional general provisions that could also apply to your water rights. The Late Claim Report is issued once per year, usually in the spring. It is the responsibility of all parties to check with the SRBA Court or IDWR to see when the Late Claim Report is filed. It is also the responsibility of all parties to check this report carefully for water rights to which they want to object. No special notice will be sent to you.

## **CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE**

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. You may download a copy of a change of ownership form from the IDWR Web Site at [www.idwr.idaho.gov](http://www.idwr.idaho.gov). Failure to notify IDWR may result in the loss of your water rights.

## **ADDITIONAL INFORMATION**

If you have questions about the SRBA, public information brochures are available at any IDWR office and on the IDWR Web Site at [www.idwr.idaho.gov](http://www.idwr.idaho.gov). The IDWR webpage provides information regarding claims, mapping, and other valuable information on the SRBA and IDWR. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are also available at the IDWR state or northern regional offices. You are also welcome to call IDWR at any of its offices or the SRBA Court. Additional information regarding water right claims can be found on the SRBA Web Site at [www.srba.state.id.us](http://www.srba.state.id.us). Finally, you may also want to consider contacting an attorney to assist you.

## DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

**RIGHT NUMBER:** Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 75.

**NAME AND ADDRESS:** Your name and address should appear here. IDWR will use the most recent name and address in its records for the water right.

**SOURCE:** The name and/or type of the source where you divert your water. For example: "ground water," "spring," or "Common Creek."

**QUANTITY:** The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

**PRIORITY DATE:** The date used to determine the priority of your water right in relation to other water rights using water from the same source.

**POINT OF DIVERSION:** The legal location where you divert water from its source; generally described as 1/4 1/4 sections or a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

**PURPOSE OF USE:** The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, and stock watering.

**PERIOD OF USE:** The period of time during the year when you can use the water for your water right.

**PLACE OF USE:** The legal location where you use your water right; generally described as 1/4 1/4 sections or a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

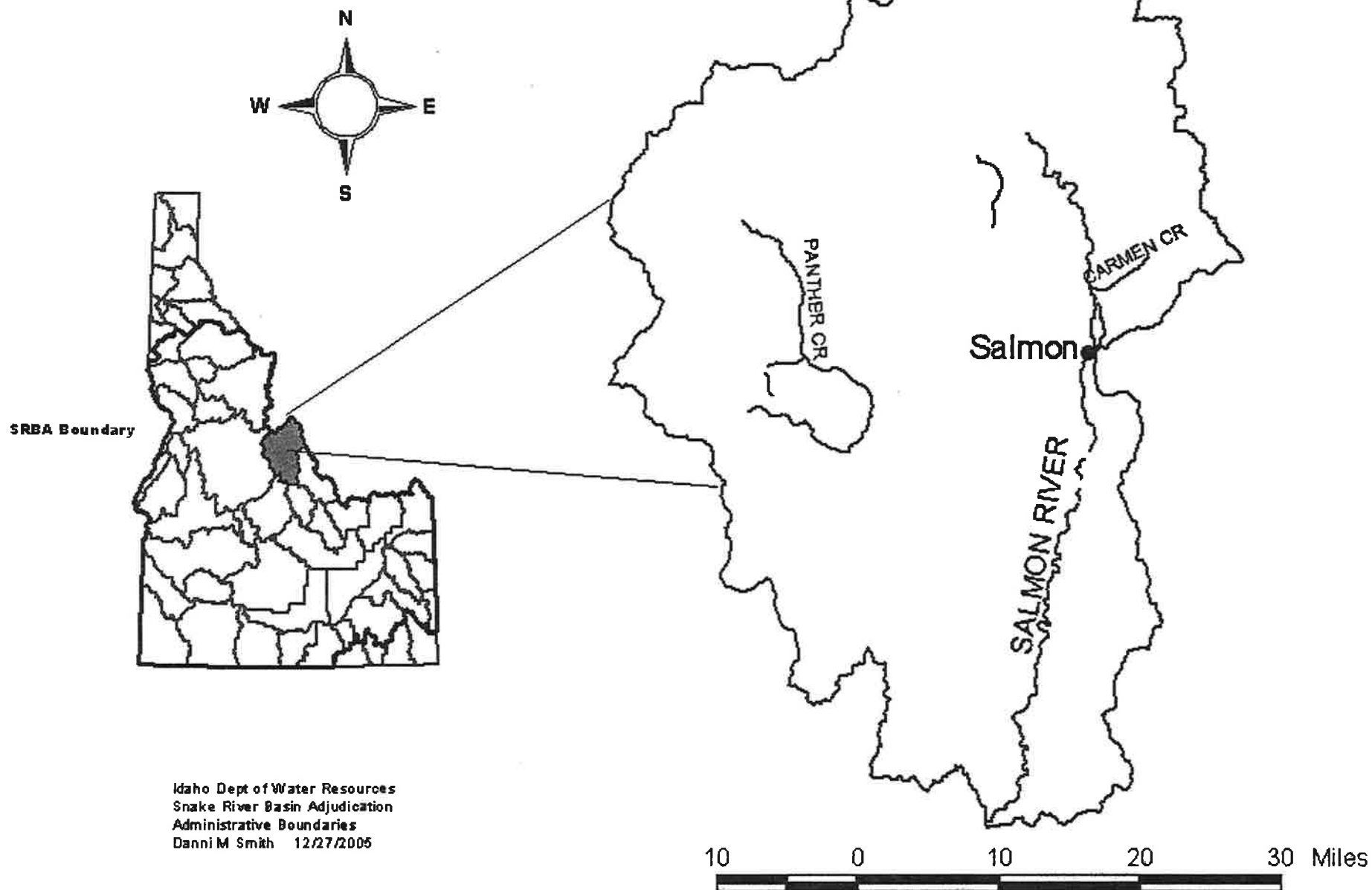
**PLACE OF USE FOR IRRIGATION PROJECTS:** Pursuant to Idaho Code Sections 42-219(2) and 42-1411(2)(h), IDWR has included GIS mapping for describing the place of use (digital boundary) for water rights meeting certain criteria (i.e. irrigation projects). The **PLACE OF USE** for irrigation projects is reported in digital format and uses GIS technology to particularly identify and display a geographic area encompassing the place of use with the aid of a computer. The GIS data is stored in digital format and contained on a CD-ROM and is properly marked for identification with the water right number. The CD-ROM will be retained by the SRBA Court. IDWR also retains a duplicate of the original CD-ROM. The electronic data contained on the CD-ROM is available for public use and is also accessible through the IDWR Web Site [www.idwr.idaho.gov](http://www.idwr.idaho.gov). *Upon request, IDWR will provide a copy of the CD-ROM with the electronic data to claimants.*

**BASIS OF CLAIM:** The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, or permit.

**DUAL BASED CLAIMS:** In some cases, the federal government has claimed one water right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated by a remark under the priority date that reads:

\*4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT \*

# BASIN 75 MAP



## BASIN 75 GENERAL PROVISIONS

The Director of the Idaho Department of Water Resources recommends to the Snake River Basin Adjudication District Court that the following general provisions be included in the decree determining rights to water from Basin 75.

---

1. The following water rights from the following sources of water in Basin 75 shall be administered separately from all other water rights in Basin 75 in accordance with the prior appropriation doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

2. The following water rights from the following sources of water in Basin 75 shall be administered separately from all other water rights in the Snake River Basin in accordance with the prior appropriate doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

3. Except as otherwise specified above, all other water rights within Basin 75 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

# NOTICE OF FILING OF FEDERAL RESERVED WATER RIGHTS CLAIMS IN BASIN 75

## INTRODUCTION

Several claims to federal reserved water rights have been filed in Basin 75 by the United States of America, acting through the agencies identified below, with the Snake River Basin Adjudication (SRBA) District Court, copies of which are attached hereto. The numbers for these federal reserved right claims are as follows:

*75-11205, 75-11206, 75-11212, 75-13802, 75-14379, 75-14380, and 75-14449 – United States Forest Service*

## INSTRUCTIONS FOR TAKING A CLAIM TO COURT

### *What do I do if I disagree with a federal reserved water right claim?*

If you disagree with any element of the claim to a federal reserved water right in Basin 75 and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form ("Standard Form 1") available from any Idaho Department of Water Resources (IDWR) office or from the SRBA Court. You may also download a copy of the objection form from the SRBA Web Site at [www.srba.state.id.us](http://www.srba.state.id.us).

Objections to any federal reserved water right in Basin 75 must be **received** by the SRBA Court on or before **October 17, 2007**.

### *What do I do if I want to participate in the court case on a claim to a federal reserved right?*

If you want to be involved in the court case on a claim to a federal reserved water right, you must file either an objection or a response to someone else's objection by the dates provided in this notice. Responses must be made on the standard response form ("Standard Form 2") available from any IDWR office or from the SRBA Court. You may also download a copy of the response form from the SRBA Web Site at [www.srba.state.id.us](http://www.srba.state.id.us).

Responses must be **received** by the SRBA Court on or before **December 18, 2007**.

### *What happens if there are no objections to the federal reserved water right claim(s)?*

An evidentiary hearing on any uncontested federal reserved water rights in Basin 75 will be held before the SRBA Court. Partial decrees will be issued by the SRBA Court following the hearing.

### *How will I know about the proceedings on claims to federal reserved water rights to which objections were filed?*

A notice will be mailed to you for court dates on those claims where you filed an objection or a response. You will not receive notice of court dates on any other claims to federal reserved rights for which you did not file an objection or response.

## DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

**RIGHT NUMBER:** Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 75.

**NAME AND ADDRESS:** Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

**SOURCE:** The name and/or type of the source where you divert your water; for example: "ground water", "spring", "unnamed stream" or "Common Creek."

**QUANTITY:** The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

**PRIORITY DATE:** The date used to determine the priority of your water right in relation to other water rights using water from the same source.

**POINT OF DIVERSION:** The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

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**PERIOD OF USE:** The period of time during the year when you can use the water for your water right.

**PLACE OF USE:** The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

**PLACE OF USE FOR IRRIGATION PROJECTS:** Pursuant to Idaho Code Sections 42-219(2) and 42-1411(2)(h), IDWR has included GIS mapping for describing the place of use (digital boundary) for water rights meeting certain criteria (i.e. irrigation projects). The **PLACE OF USE** for irrigation projects is reported in digital format and uses GIS technology to particularly identify and display a geographic area encompassing the place of use with the aid of a computer. The GIS data is stored in digital format and contained on a CD-ROM and is properly marked for identification with the water right number. The CD-ROM will be retained by the SRBA Court. IDWR also retains a duplicate of the original CD-ROM. The electronic data contained on the CD-ROM is available for public use and is also accessible through the IDWR internet website ([www.idwr.idaho.gov](http://www.idwr.idaho.gov)). *Upon request, IDWR will provide a copy of the CD-ROM with the electronic data to claimants.*

**BASIS OF CLAIM:** The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, and permit.

**IDWR does not investigate or make recommendations regarding federal law based claims.**

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: 75-11205

RESERVED UNDER FEDERAL LAW

RECEIVED

DEC 20 2006

DEPARTMENT OF  
WATER RESOURCES

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service  
Address: 550 W. Fort Street MSC033

Boise ID 83724

2. Date of Priority: 11/05/1906

3. Source of water: UPPER DUMMY CREEK SPRING Tributary: SINKS

4. Location Meridian BOISE

Description of Diversion Works: Headbox From: Spring

Location of Point of Diversion

T: 20 N R: 19 E S: 18 NENW

Location of Place of Use

T: 20 N R: 19 E S: 18 NENW

5. Quantity claimed: Period Quantity For  
1/ 01 -- 12/ 31 0.06 CFS Administrative

6. Total Consumptive Use Claimed for Present and Future Use is:  
0.06 CFS

7. Present and future uses to which the water is or will be used:  
Administrative

8. Remarks:

State Basin: 75

National Forest: Salmon

Forest Service Record ID: 4 13 17060203 30 0 0003

Cobalt Ranger Station.

I verify to the best of my knowledge the statements contained in this document are true and correct.

Subscribed and sworn to before me on:

Steven M. Spencer  
STEVEN M. SPENCER  
Consumptive Use Water Specialist

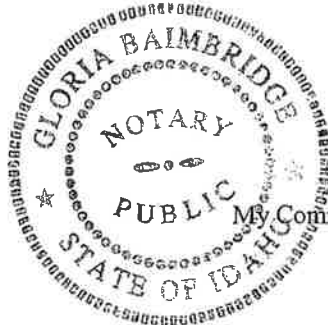
OCT 20 2006  
Gloria Baimbridge  
Notary Republic

Residing at:

Boise, Idaho

My Commission Expires:

OCT 17 2008



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: A75-11212  
Date received: \_\_\_\_\_  
Receipt No: \_\_\_\_\_

NOTICE OF CLAIM

TO A

WATER RIGHT  
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)  
Address: 324 25th Street  
Ogden, Utah 84401  
801-625-5360

2. Date of Priority: 11/05/1906

3. Source of water supply: NF SALMON R Tributary to: SALMON R  
Forest Service Record ID: 04 13 17060203 21 0 0006 0

4. a. Location of Point of Diversion:

| Township | Range | Section | Tract | Gov't Lot | County | Meridian |
|----------|-------|---------|-------|-----------|--------|----------|
| 25 N     | 21 E  | 15      | SESW  |           | LEMHI  | BOISE    |

b. Location of Place of Use:

| Township | Range | Section | Tract | Gov't Lot | County | Meridian |
|----------|-------|---------|-------|-----------|--------|----------|
| 25 N     | 21 E  | 22      | NENW  |           | LEMHI  | BOISE    |

c. Description of existing diversion: PUMP

d. If instream flows, beginning point of claimed instream flow is:

| Township | Range | Section | Tract | Gov't Lot | County |
|----------|-------|---------|-------|-----------|--------|
| -----    | ----- | -----   | ----- | -----     | -----  |

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

| Township | Range | Section | Tract | Gov't Lot | County |
|----------|-------|---------|-------|-----------|--------|
| -----    | ----- | -----   | ----- | -----     | -----  |

Boise Meridian.

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: 75-13802

RECEIVED

DEC 20 2006

DEPARTMENT OF  
WATER RESOURCES

RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service

Address: 550 W. Fort Street MSC033

Boise

ID 83724

2. Date of Priority: 11/05/1906

3. Source of water: PANTHER CREEK

Tributary: SALMON RIVER

4. Location Meridian BOISE

Description of Diversion Works: Pump

From: Stream

Location of Point of Diversion

T: 20 N R: 19 E S: 18 NENW

Location of Place of Use

T: 20 N R: 19 E S: 18 NENW

ac: 0 T: 20 N R: 19 E S: 18 NWNE

5. Quantity claimed: Period Quantity For  
3/ 01 -- 11/ 30 0.08 CFS Administrative

6. Total Consumptive Use Claimed for Present and Future Use is:

0.08 CFS

7. Present and future uses to which the water is or will be used:

Administrative

8. Remarks:

State Basin: 75

National Forest: Salmon

Forest Service Record ID: 4 13 17060203 28 0 0004

Cobalt Ranger Station

I verify to the best of my knowledge the statements contained in this document are true and correct.

Subscribed and sworn to before me on:

*Steven M. Spencer*

STEVEN M. SPENCER  
Consumptive Use Water Specialist

OCT 20 2006

*Gloria Baimbridge*

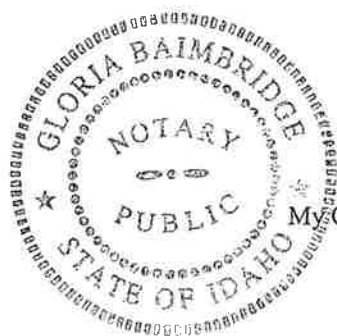
Notary Republic

Residing at:

Boise, Idaho

My Commission Expires:

OCT 17 2008



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: A ~~75-62108~~ 75-14380

Date received: \_\_\_\_\_

Receipt No: \_\_\_\_\_

NOTICE OF CLAIM

TO A

WATER RIGHT  
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)  
Address: 324 25th Street  
Ogden, Utah 84401  
801-625-5360
2. Date of Priority: 11/05/1906
3. Source of water supply: HGHS CR RS SPR Tributary to: NF SALMON R  
Forest Service Record ID: 04 13 17060203 21 0 0004 0

4. a. Location of Point of Diversion:

| Township | Range | Section | Tract | Gov't Lot | County | Meridian |
|----------|-------|---------|-------|-----------|--------|----------|
| 25 N     | 21 E  | 22      | NESW  |           | LEMHI  | BOISE    |

b. Location of Place of Use:

| Township | Range | Section | Tract | Gov't Lot | County | Meridian |
|----------|-------|---------|-------|-----------|--------|----------|
| 25 N     | 21 E  | 22      | NENW  |           | LEMHI  | BOISE    |

c. Description of existing diversion: HEADBOX

d. If instream flows, beginning point of claimed instream flow is:

| Township | Range | Section | Tract | Gov't Lot | County |
|----------|-------|---------|-------|-----------|--------|
| -----    | ----- | -----   | ----- | -----     | -----  |

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

| Township | Range | Section | Tract | Gov't Lot | County |
|----------|-------|---------|-------|-----------|--------|
| -----    | ----- | -----   | ----- | -----     | -----  |

Boise Meridian.

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: A 75-64466 14449  
Date received: \_\_\_\_\_  
Receipt No: \_\_\_\_\_

NOTICE OF CLAIM

TO A

WATER RIGHT  
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)  
Address: 324 25th Street  
Ogden, Utah 84401  
801-625-5360
2. Date of Priority: 11/05/1906
3. Source of water supply: SHEEP CREEK                      Tributary to: NF SALMON R  
Forest Service Record ID: 04 13 17060203 21 0 0007 0

4. a. Location of Point of Diversion:

| Township | Range | Section | Tract | Gov't Lot | County | Meridian |
|----------|-------|---------|-------|-----------|--------|----------|
| 25 N     | 21 E  | 14      | SENW  |           | LEMHI  | BOISE    |

b. Location of Place of Use:

| Township | Range | Section | Tract | Gov't Lot | County | Meridian |
|----------|-------|---------|-------|-----------|--------|----------|
| 25 N     | 21 E  | 15      | SESW  |           | LEMHI  | BOISE    |

c. Description of existing diversion: DITCH or CANAL

d. If instream flows, beginning point of claimed instream flow is:

| Township | Range | Section | Tract | Gov't Lot | County |
|----------|-------|---------|-------|-----------|--------|
| -----    | ----- | -----   | ----- | -----     | -----  |

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

| Township | Range | Section | Tract | Gov't Lot | County |
|----------|-------|---------|-------|-----------|--------|
| -----    | ----- | -----   | ----- | -----     | -----  |

Boise Meridian.

IDAHO DEPARTMENT OF WATER RESOURCES  
CLAIMS / RIGHTS NOT RECOMMENDED

---

| <u>W.R. NUMBER</u> | <u>NAME AND ADDRESS</u>                                                                                        | <u>CLAIM DISPOSITION</u> | <u>REASON</u>                                                                                                                 |
|--------------------|----------------------------------------------------------------------------------------------------------------|--------------------------|-------------------------------------------------------------------------------------------------------------------------------|
| 75-2004J           | RECECCA R BARNES<br>28028 WYLY COURT<br>KEENE CA 93531<br><br>JOHN R BARNES<br>28028 WYLY CT<br>KEENE CA 93531 | Disallowed               | Recommended as Right Nos.<br>75-2004A, 75-2004C, 75-2004D,<br>75-2004E, 75-2004F, 75-2004G,<br>75-2004H, 75-2004K & 75-2004L. |

11/20/2006

**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: 12/13/2006**

Water right number: 75-2004J

RECECCA R BARNES

28028 WYLY COURT

KEENE CA 93531

Telephone Number: (805)822-3792

JOHN R BARNES

28028 WYLY CT

KEENE CA 93531

Telephone Number: (805)822-3792

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: \_\_\_\_\_ SIGNATURE: \_\_\_\_\_

Please print your name: \_\_\_\_\_

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

IDAHO DEPARTMENT OF WATER RESOURCES  
CLAIMS / RIGHTS NOT RECOMMENDED

| W.R. NUMBER | NAME AND ADDRESS                                                                                                                                                           | CLAIM DISPOSITION | REASON                                                                                                             |
|-------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|--------------------------------------------------------------------------------------------------------------------|
| 75-2001     | JON STEDTFELD<br>BOX 145<br>ARCO ID 83213<br><br>ROBERT G STEDTFELD<br>3795 SUNNYSIDE RD<br>IDAHO FALLS ID 83406<br><br>STEVE STEDTFELD<br>KUNA VALLEY RD<br>KUNA ID 83634 | Disallowed        | No beneficial use found.                                                                                           |
| 75-2004J    | RECECCA R BARNES<br>28028 WYLY COURT<br>KEENE CA 93531<br><br>JOHN R BARNES<br>28028 WYLY CT<br>KEENE CA 93531                                                             | Disallowed        | No beneficial use found.                                                                                           |
| 75-2044A    | CORALEE SUMMERS<br>C/O LOIS M WILLIS<br>2499 N WHITEBIRD AVE<br>MERIDIAN ID 83642<br><br>BUD D SUMMERS<br>647 N 3000 E<br>SUGAR CITY ID 83448                              | Disallowed        | Use recommended as Right No.<br>75-4142.                                                                           |
| 75-2074     | WESLEY M STALEY<br>26565 FERN RIDGE RD<br>SWEET HOME OR 97386<br><br>SANDRA STALEY<br>26565 FERN RIDGE RD<br>SWEET HOME OR 97386                                           | Disallowed        | Recommended as Right No.<br>75-100.                                                                                |
| 75-2091F    | OLE GIBBTOWN INN<br>PO BOX 16<br>GIBBONSVILLE ID 83463                                                                                                                     | Disallowed        | Recommended as Right Nos.<br>75-2091C, 75-2091D, 75-2091E,<br>75-2091H, 75-2091J, 75-2091K,<br>75-2091L, 75-2091M. |
| 75-2103     | FLOYD TRUMBLE<br>11401 S 90TH ST<br>PAPILLION NE 68128<br><br>GERTRUDE L TRUMBLE<br>11401 S 90TH ST<br>PAPILLION NE 68128                                                  | Disallowed        | Forfeited/abandoned due to<br>non-use from 1970 to Present.                                                        |
| 75-2156A    | GLEN M MAY<br>488 4TH OF JULY CREEK RD<br>NORTH FORK ID 83466<br><br>L IRENE MAY<br>488 4TH OF JULY CREEK RD<br>NORTH FORK ID 83466                                        | Disallowed        | Recommended as Right No.<br>75-14312.                                                                              |

Dept. of Water Resources  
Adjudication Bureau  
P. O. Box 83720  
Boise, ID 83720-0098

ADDRESS SERVICE  
REQUESTED

 **RETURNED TO SENDER**

☒ Not Deliverable As Addressed  
Unable To Forward

☐ Insufficient Address

☐ Moved, Left No Address

☐ Unclaimed ☐ Refused

☐ Attempted - Not Known

☐ No Such Street ☐ Number

☐ Vacant ☐ Illegible

☐ No Mail Receptacle

☐ Box Closed - No Order

☐ Returned For Better Address

☐ Postage Due \_\_\_\_\_

Ken - do we  
have a new  
address?

JOHN R BARNES  
RECECCA R BARNES  
28028 WYLY COURT  
~~KEENE CAN~~

☐ Not Deliverable As Addressed  
Unable To Forward

☐ Insufficient Address

☐ Moved, Left No Address

☐ Unclaimed ☐ Refused

☐ Attempted - Not Known

☐ No Such Street ☐ Number

☐ Vacant ☐ Illegible

☐ No Mail Receptacle

☐ Box Closed - No Order

☐ Returned For Better Address

☐ Postage Due \_\_\_\_\_

RECEIVED  
DEC 11 2006  
DEPARTMENT OF  
WATER RESOURCES

FIRST CLASS



UNITED STATES POSTAGE  
02 1A \$ 00  
0004310839 NOV  
MAILED FROM ZIP CODE

RECEIVED  
DEC 15 2006  
IDWR/North

 **RETURNED TO SENDER**

☐ Not Deliverable As Addressed  
Unable To Forward

☐ Insufficient Address

☐ Moved, Left No Address

☐ Unclaimed ☐ Refused

☐ Attempted - Not Known

☐ No Such Street ☐ Number

☐ Vacant ☐ Illegible

☐ No Mail Receptacle

☐ Box Closed - No Order

☐ Returned For Better Address

☐ Postage Due \_\_\_\_\_

SCANNED

OCT 05 2001

SD-62  
INQUIRY

Idaho Department of Water Resources  
Adjudication Remarks Screen

Date: 06/15/92  
Time: 08:44:14

Water Right Number: A75-02004 FIRST PAGE

13. Remarks: TOWER CREEK WAS ONCE KNOWN AS BOYLE CREEK.

THIS RIGHT WAS SPLIT AND CLAIMED AS FOLLOWS:

A75-02004A MINER 0.01 CFS  
-02004B FOLKER 0.157 CFS  
-02004C BAIRD 0.06 CFS  
-02004D SCHOFIELD 0.10 CFS  
-02004E, COCHRAN, 0.22 CFS ESV 5/2/90  
-02004F, BUNCY, 0.04 CFS, AB 5/3/90  
-02004G, DAVIS, 0.10 CFS, 5 AC. CLF 5-8-90  
-02004H, KLINGER, 0.123 CFS, EMC 07/25/90.

*add 5-9*

(GOLD4=Prev Screen) (GOLD6=End of Data)  
(GOLD5=Next Screen)

(Enter=Exit)  
(GOLD8=Cancel)

MICROFILMED  
DEC 15 1992

To: File  
From: Jo Chge  
6-12-92 A75-2004 J

After review of this Notice  
it has been determined  
no extension was filed but  
ext. not necessary anyway;  
claim had to have been rec'd  
before filing deadline of  
May 10 (see May 14th ltr)

No ext found here or Boise  
No late fee necessary  
6-12-92 - P.M.

Duplicate WR's  
GT says change to A75-02004 J  
also corrected Receipt (AR9)

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                   |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------|
| <b>SENDER:</b> Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.<br>Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested. |                                                                   |
| 1. <input type="checkbox"/> Show to whom delivered, date, and addressee's address.<br>(Extra charge)                                                                                                                                                                                                                                                                                                                                                                                               | 2. <input type="checkbox"/> Restricted Delivery<br>(Extra charge) |
| 3. Article Addressed to:<br>Idaho Department of<br>Water Resources                                                                                                                                                                                                                                                                                                                                                                                                                                 | 4. Article Number<br>P438718387                                   |
| Type of Service:<br><input type="checkbox"/> Registered <input type="checkbox"/> Insured<br><input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD<br><input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise                                                                                                                                                                                                                            |                                                                   |
| Always obtain signature of addressee or agent and DATE DELIVERED.                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                                                   |
| 5. Signature - Addressee<br>X                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 8. Addressee's Address (ONLY if requested and fee paid)           |
| 6. Signature - Agent<br>X L. Keiser                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                   |
| 7. Date of Delivery<br>5-7-96                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                                                                   |

PS Form 3811, Apr. 1989      ★ U.S.G.P.O. 1989-238-815      DOMESTIC RETURN RECEIPT

DEC 15 1992



State of Idaho  
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

June 13, 1990

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

RECEIVED

JUN 25 1990

Department of Water Resources  
Eastern District Office

John R. and Rebecca R. Barnes  
28028 Wyly Ct.  
Keene, CA 93531

RE: Late

Dear Mr. and Mrs. Barnes:

Our office has reviewed your Notice of Claim for domestic and/or stockwater purposes. The last day we were allowed to accept notices from Lemhi County, without collecting a late-filing fee, was May 10, 1990. Your Notice was postmarked on June 8, 1990 making it subject to the late filing fee. Before we can accept it, you must either submit, and have approved, an extension of time to file, or submit an additional \$50.00. Enclosed is your Notice and your check No. 756 in the amount of \$52.00.

You may be granted an extension if extenuating circumstances prevented you from filing on time. The enclosed "Extension Request" form can be submitted to the Boise Office (address is at bottom of form) for consideration by the Department. If you submit the request, keep the Notice until your request is processed. Please return the Notice with proper fee(s) to this office when you resolve this matter.

In Item #10, 2 acres are listed for Irrigation; however you did not indicate Irrigation use in Item #6. If you do wish to claim Irrigation, please list it in Items #6 along with the period of use and amount. The period of use for that area is recognized as April 1 to November 1. The usual amount of cfs for 2 acres is .04; bringing the total quantity claimed in Item #7 to .08 cfs.

Naturally, feel free to call this office if you have questions.

Respectfully submitted,

Ernest Carlsen  
Adjudication Supervisor

EC:bb  
Enclosure

MICROFILMED

DEC 15 1992

RECEIVED

June 20, 1990

JUN 25 1990

Department of Water Resources  
Eastern District Office

Dear Mr. Ernest Carlsen

I talked to you on the phone today about the problems getting our water rights.

We have 2 acres in Carmen Idaho, 9 miles north of Salmon. We first sent our file for water rights shortly after April 27, '90 when it was notarized, (copy enclosed). We were sent a letter back saying we had filed on the wrong form. We were given an extension to get the correct form back in to you. I also (enclosed a return receipt <sup>copy</sup>) for certified mail to IDWR, dated 5-7-90, which was when we sent in the first claim.

Then we sent in the 2nd claim within the extension period on the correct form (return receipt copy enclosed) dated 6-11-90.

I guess I should have sent a note with the 2nd claim explaining that we had filed once before, ~~within the~~ before the deadline to file a claim was up, But I thought that since you had sent us a letter about the wrong form that you would know we had filed before. I have corrected the errors along with your help.

Thank you for your help.

P.S. Hopefully this will clear up the matter of the late fee. Thanks

Rebecca Barnes

DEC 15 1992



# State of Idaho

## DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS  
GOVERNOR  
R. KEITH HIGGINSON  
DIRECTOR

May 14, 1990

John R. Barnes  
28028 Wyly Ct.  
Keene, CA 93531

RE: Notice of Claim A75-02004

Dear Mr. Barnes:

The Idaho Department of Water Resources (IDWR) is returning your Notice of Claim to a Water Right because of insufficient information and/or fees. Your check for \$25.00 (#731) is also enclosed. All items on the forms must be completed and fees resubmitted before the IDWR can process the notice.

Please correct the items identified below and return the notice and filing fee to the IDWR within 30 days of the date of this letter. If the corrected notice is not returned within the 30 days, the notice will be subject to an additional late fee.

The form you have used is limited to residential stock water and/or domestic rights with up to 1/2 acre of irrigation. The notice indicates you are claiming irrigation of more than 1/2 acre. If you are irrigating more than 1/2 acre from the stream, you must claim the use on form #42-1409(2) enclosed. The filing fee is \$50.00 plus \$1.00 per acre you claim; in this case \$52.00.

Please complete the enclosed form, sign the form, having your signature Notarized and return it to this office. Also, if necessary, submit a check or money order for the \$52.00 for this notice. Please do not hesitate to contact this office if you have any questions regarding this matter.

If you wish to make an appointment to discuss the corrections, please call the IDWR at (208) 525-7161.

Respectfully submitted,

Ernest Carlsen  
Adjudication Supervisor

EC:jt

MICROFILMED  
DEC 15 1992

OCT 05 2001

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: **A75-02004J**  
Date Received: 6/15/1992  
Receipt No: E014907  
Received By: \_\_\_\_\_

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

1. Name: JOHN R BARNES 805-822-3792  
Address: 28028 WYLY COURT  
KEENE CA 93531

AND

Name: RECECCA R BARNES 805-822-3792  
Address: 28028 WYLY COURT  
KEENE CA 93531

2. Date of Priority: FEB 19, 1907

3. Source: TOWER CREEK Trib. to: SALMON

4. Point of Diversion:

|          |       |         |        |        |     |     |        |
|----------|-------|---------|--------|--------|-----|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 23N      | 22E   | 17      | SW     | SW     | NW  |     | LEMHI  |

5. Description of diverting works:  
IRR.DITCH 1' DEEP/1' WIDE, LOT 3 & 4 OF BLOCK 2

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 |      |        |
| IRRIGATION | 04/01 | 11/01 | 0.020 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
DOMESTIC, 1 HOME; STOCKWATER, UP TO 6 HORSES

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 23N      | 22E   | 17      | SW     | NW  |     | IRR   | 2.0   |
|          |       |         | SW     | NW  |     | STOCK |       |

Section Acres 2.0

|             |     |
|-------------|-----|
| Total Acres | 2.0 |
|-------------|-----|

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:  
NONE

14. Remarks:

75-2004 CLAIMED BY WILLIE J ROSE ON 2-19-1907  
I HAVE HAD GREAT DIFFICULTY TRYNG TO CLAIM THESE WATER RIGHTS  
WHILE LIVING IN CALIFORNIA. A MAN FROM THE IDWR OFFICE TOLD ME  
TO CLAIM A PORTION OF WILLIE J ROSE WATER CLAIMED ON 2-19-1907  
#75-2004/JT/6-15-92

15. Basis of Claim: BENEFICIAL USE

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

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: 175-02004 J 39576Ident. Number 175-02004 J

Date Received \_\_\_\_\_

Receipt Number EO14907 Jo

RECEIVED

JUN 20 1990

Department of Water Resources  
Eastern District Office

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

JUN 11 1990

Department of Water Resources  
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) John R. and Rebecca R. Barnes Phone (805) 822-3792  
Mailing Address 28028 Wyly Ct. Keene, CA Zip 93531
2. Date of Priority (Only one (1) per claim) 2-19-1907
3. Source of water supply (a) Tower Creek  
which is tributary to (b) Salmon River
4. a. Location of existing point of diversion is: Township 23N Range 22E Section 17,  
SW 1/4 of SW 1/4 of NW 1/4, Govt. Lot, 3+4 of block 2 of Tower Creek Properties  
R.B. B.M., County of Lemhi

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, E) 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.

irrigation ditch 1 Foot deep  
and 1 Foot wide from lot 3 + 4 of block 2.

we are lot 2 block 2



MICROFILMED

DEC 15 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For domestic <sup>R.B.</sup> purposes from Jan 1 to Dec 31 amount 0.04 or \_\_\_\_\_  
For stock water purposes from Jan 1 to Dec 31 amount 0.04 or \_\_\_\_\_  
For irrigation purposes from Apr 1 to Nov 1 amount 0.04 or \_\_\_\_\_  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 5 <sup>R.B.</sup> acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 household and 4-6 horses

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.  
b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |               |       | NW 1/4 |       |       |       | SW 1/4 |       |               |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|---------------|-------|--------|-------|-------|-------|--------|-------|---------------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4         | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4         | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 23N | 22E | 17  |        |       | <del>MB</del> |       |        |       | 2D    |       |        |       | <del>MB</del> |       |        |       |       |       | 2      |
|     |     |     |        |       |               |       |        |       |       |       |        |       |               |       |        |       |       |       |        |
|     |     |     |        |       |               |       |        |       |       |       |        |       |               |       |        |       |       |       |        |
|     |     |     |        |       |               |       |        |       |       |       |        |       |               |       |        |       |       |       |        |
|     |     |     |        |       |               |       |        |       |       |       |        |       |               |       |        |       |       |       |        |
|     |     |     |        |       |               |       |        |       |       |       |        |       |               |       |        |       |       |       |        |
|     |     |     |        |       |               |       |        |       |       |       |        |       |               |       |        |       |       |       |        |

Total number of acres irrigated 2

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

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.  
75-2004 claimed by Willie J. Rose on 2-19-1907 or None ( )

14. Remarks: I have had great difficulty trying to claim these water rights while living in California. A man From the Idaho Falls IDWR told me to claim a portion of Willie J. Rose water claimed on 2-19-1907 # 75-2004

Thank you

Last Name Barnes Ident No. \_\_\_\_\_

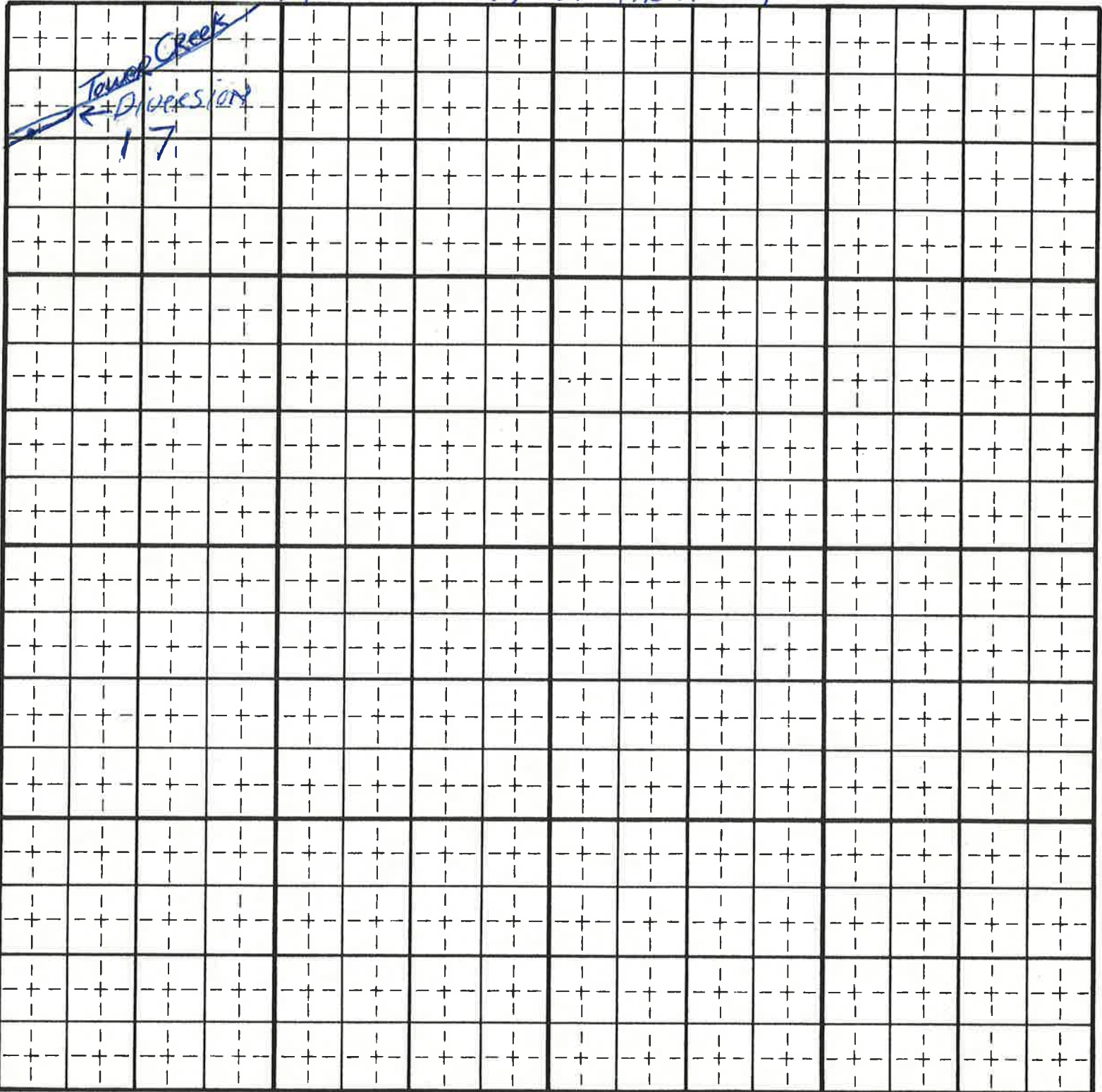
MICROFILMED  
DEC 15 1992  
Copies: White - State, Yellow - Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

We are lot 2 block 2

Section 17 T.S. 23N, Range 22E of Boise Meridian  
SW 1/4, of SW 1/4, of the NW 1/4



Last Name

Barnes

Ident No.

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15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 75-2004 claiming a portion of Willie J. Rose  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date 2-19-1907  
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 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) J. K. Barnes

Date 6-7-90

Rebecca R. Barnes

Date 6-7-90

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 \_\_\_\_\_

Title

of \_\_\_\_\_

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 CALIFORNIA )  
County of Kern ) SS.

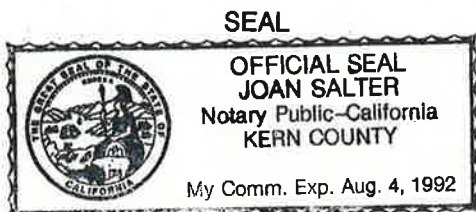
Subscribed and sworn (or affirmed) before me this 7th day of June 19 90

Notary Public Joan Salter

Residing at 208 So. Green St. Lehigh, CA

My Commission Expires Aug. 4, 1992

Please Print Name



17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name Barnes Ident. Number \_\_\_\_\_

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