

05/17/2006

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

RIGHT NUMBER: 75-4408

NAME AND ADDRESS: WILLIAM M BOYNE
2660 HWY 93 N
NORTH FORK ID 83466

SALLY E BOYNE
2660 HWY 93 N
NORTH FORK ID 83466

SOURCE: SHEEP CREEK

TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/23/1900

POINT OF DIVERSION:

T25N R21E S21 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.140 CFS

24.5 AF

PLACE OF USE:

IRRIGATION Within LEMHI County

T25N R21E S21

SENE

4.00

T25N R21E S22

NWNW

3.00

7 ACRES TOTAL

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

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

SENE 1.2
SENE 3.2
NW 3.7

ER-Adj.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4668
WATER RIGHT NO. 75-04408

RECEIVED

AUG 15 1996

This is to certify that: **WILLIAM M BOYNE**
SALLY E BOYNE
19 59TH PLACE
LONG BEACH CA 90803

Department of Water Resources
Eastern Region

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.14 CFS	24.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SALMON RIVER, NORTH FORK	SALMON RIVER

Priority: 04/23/1900

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 21, Township 25N, Range 21E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
25N	21E	21	SENE 4			4
		22	NWNW 3			3
Total number of acres irrigated:						7

CONDITIONS OF APPROVAL AND REMARKS

1. Approval of this transfer in no way confirms the right(s) claimed.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

MAY 7, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM M BOYNE
19 59TH PLACE
LONG BEACH CA 90803

RE: EVIDENCE OF PRIORITY FOR NOTICE OF CLAIM A75-04408

Dear Mr. Boyne:

In response to your request for a new point of diversion and change in source, the Department has confirmed the use of water from Sheep Creek for irrigation of seven acres, as reflected on the above referenced Notice of Claim.

Based on his observations of your irrigation system, Bob Foster, Senior Water Resource Agent in Salmon, confirmed the elements of your water use except for the priority date of April 23, 1900. A review of the Department's records reveals the previous owners did not furnish evidence verifying when water was first used from Sheep Creek to irrigate the seven acres on the Notice of Claim. Documentation will eventually be required to support the date of priority. To provide some guidance on the types of documentation, I've enclosed a brochure entitled "Evidence of Priority". Unless this information is already available, I strongly suggest you start now to compile it.

Naturally, if you have questions concerning this matter, feel free to contact this office.

Respectfully submitted,

Ernie Carlsen
Water Rights Supervisor, Adjudications

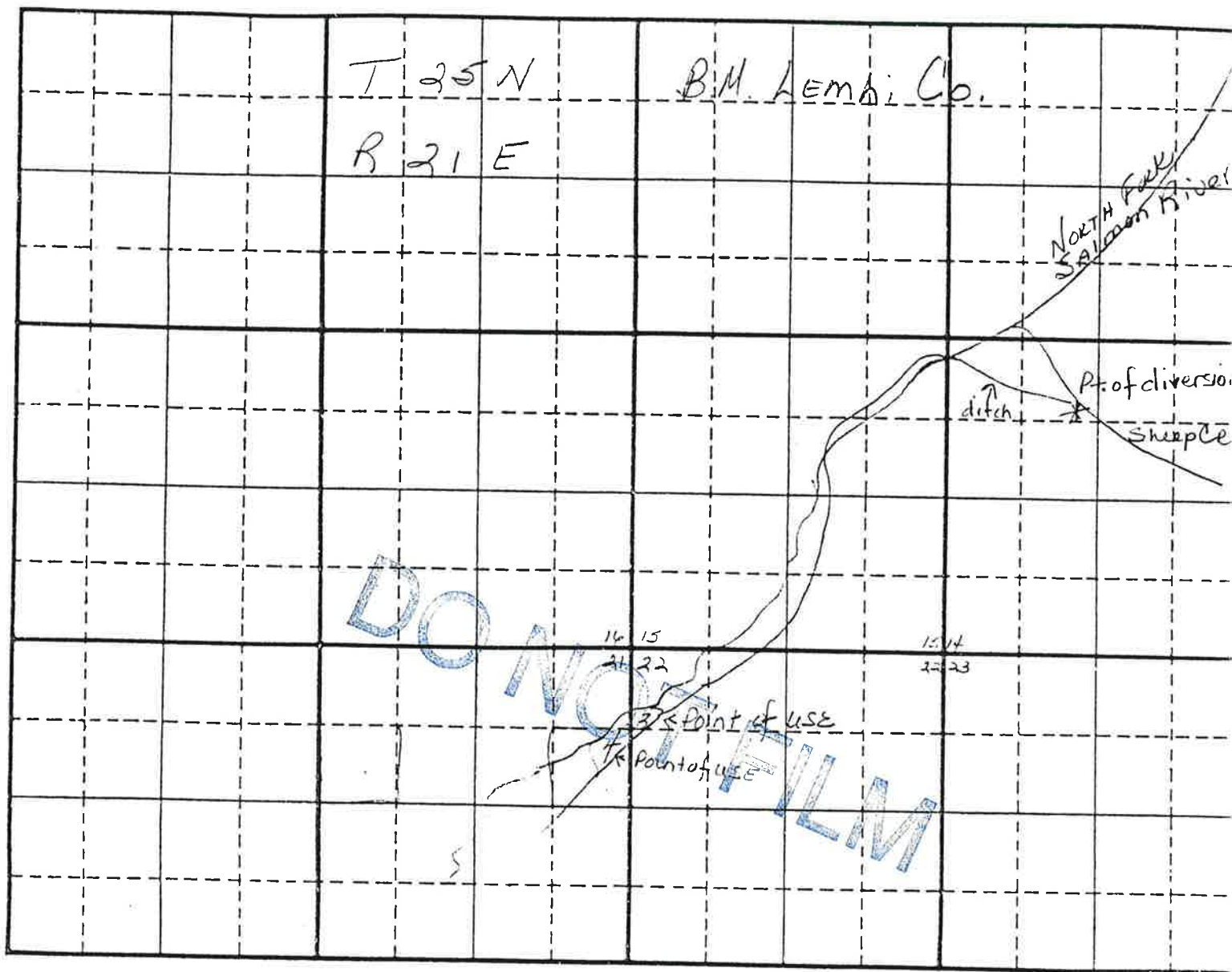
Enclosure

cc: Bob Foster
Transfer #4668

MICROFILMED

NOV 18 1996

(8) Remarks _____



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 Lemhi) 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 affiant's knowledge.

MICROFILMED

DEC 15 1992

(Claimant)

Sworn to before me this 16 day of June, 1983.

OCT 10 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: A75-04408

Date Received: 2/15/1991

Receipt No: E015693

Received By: DK

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM BOYNE 213-434-3735
Address: 19 59TH PLACE
LONG BEACH, CA 90803

OR

Name: SALLY BOYNE 213-434-3735
Address: 19 59TH PLACE
LONG BEACH, CA 90803

2. Date of Priority: APR 23, 1900

3. Source: SHEEP CREEK Trib. to: SALMON RIVER, NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	21E	14	NE	NW			LEMHI

5. Description of diverting works:
DAM, HEADGATE & DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.140		

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

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
25N	21E	21	SE	NE		IRR	4.0

A75-04408

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Date: 02/15/91

MICROFILMED

DEC 15 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	4.0
		22	NW	NW	IRR	3.0
					Section Acres	3.0
					Total Acres	7.0

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:

14. Remarks:

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

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: Feb 15 1991

Date: _____

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 15 day

of Feb 19 91

Norma Calz

Notary Public

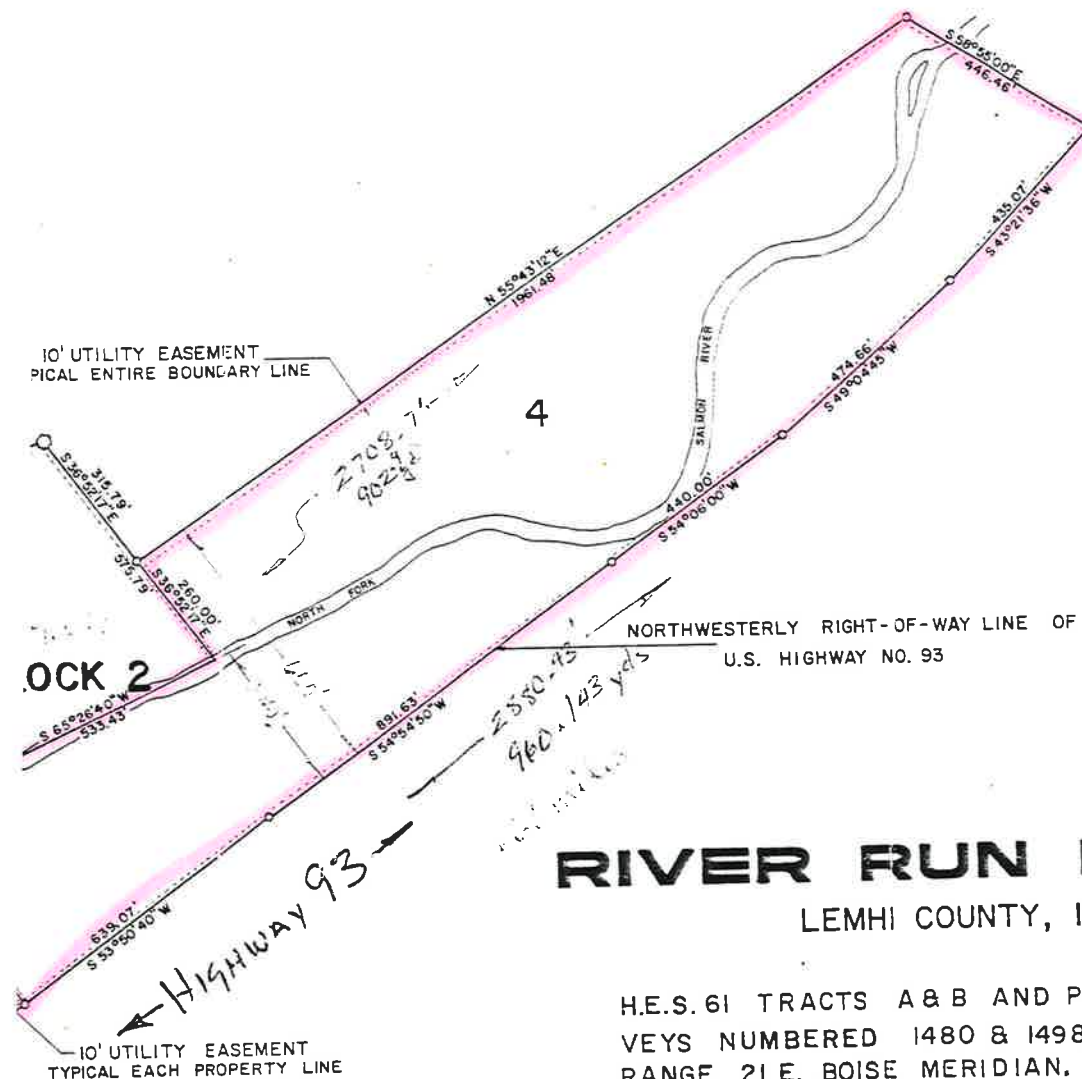
Seal

Residing at

Heise, Id

My Commission Expires

2/26/96



RIVER RUN ESTATES

LEMHI COUNTY, IDAHO

H.E.S. 61 TRACTS A & B AND PARTS OF MINERAL SURVEYS
NUMBERED 1480 & 1498 IN TOWNSHIP 25 N
RANGE 21 E. BOISE MERIDIAN.

Lewman - Block 2 Lot 4
River Run Estates

Basin

MICROFILMED
DEC 15 1992