

12/18/2006

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

RIGHT NUMBER: 75-10326
NAME AND ADDRESS: JOHN A NEAL
PO BOX 135
CARMEN ID 83462

JANICE G NEAL
PO BOX 135
CARMEN ID 83462

SOURCE: SPRINGS TRIBUTARY: CARMEN CREEK

QUANTITY: 0.500 CFS

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

PRIORITY DATE: 05/01/1928

POINT OF DIVERSION:

T22N R22E S9 NESESW Within LEMHI County
T22N R22E S9 NESESW Within LEMHI County
T22N R22E S9 SWSESW Within LEMHI County
T22N R22E S9 SWSESW Within LEMHI County
T22N R22E S9 SESESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.050 CFS
IRRIGATION	04/01 10/31	0.450 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T22N R22E S09	SWSW	13.50	T22N R22E S16	NWNW	1.50
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STOCKWATER in LEMHI County

T22N R22E S09	SWSW	T22N R22E S09	SESW
---------------	------	---------------	------

15 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use 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

12/18/2006

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECEIVED

DEC 15 2006

11/20/2006

Department of Water Resources
Allocation Bureau

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: 75-10326

JOHN A NEAL
PO BOX 135
CARMEN ID 83462
Telephone Number: (208)756-2467

JANICE G NEAL
PO BOX 135
CARMEN ID 83462
Telephone Number: (208)756-2467

RECEIVED
DEC 20 2006
IDWR/North

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

I disagree with the claim being allowed.

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:

There are springs that arise on the place providing year around stock water and irrigating water

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12/11/06

SIGNATURE: Bruce A. McFarland

Please print your name: Bruce A. McFarland

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

SCANNED ✓

DEC 15 2006

11/20/2006

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SIGNATURE: Bruce A. McFarland

Please print your name: Bruce A. McFarland

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

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: A75-10326
Date Received: 4/26/1990
Receipt No: 10006773
Received By: gmc

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN A. NEAL 208-756-2467
Address: P.O. BOX 135
CARMEN, ID 83462
OR
Name: JANICE G. NEAL 208-756-2467
Address: P.O. BOX 135
CARMEN, ID 83462

2. Date of Priority: MAY 01, 1928

3. Source: SPRINGS Trib. to: CARMEN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
22N	22E	9	NE	SE	SW		LEMHI
			SW	SE	SW		LEMHI
			SE	SE	SW		LEMHI

5. Description of diverting works:
SPRINGS DRAIN INTO OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 37.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 200 RANGE.

A75-10326

Page 1

Date: 04/26/90

A7510326



MICROFILMED
DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
22N	22E	9	SW	SW		STOCK	
			SW	SW		IRR	15.0
			SE	SW		STOCK	
						Section Acres	15.0
						Total Acres	15.0

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:

A75-04330/10318/00067/10061M/10062K

14. Remarks:

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): John G. Neal Date: 4/24/90
Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 26 day

of April 19 90.

Ernest Carlson
Notary Public

Seal

Residing at White Falls, ID

My Commission Expires 6-14-1994

Top 22N
Rge 22E.

42
A87

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DEC 15 1992