

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: A79-04076
Date Received: 7/20/1988
Receipt No: W000636
Received By: ERR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: J. ARNOLD FISCHER 208-628-3934
Address: P.O. BOX 384
LUCILE, ID 83542

AND

Name: SYLVIA M. FISCHER 208-628-3934
Address: P.O. BOX 384
LUCILE, ID 83542

2. Date of Priority: MAY 03, 1954

3. Source: SPRING Trib. to: ELFERS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
25N	01E	3	NE	SE	SE		IDAHO

5. Description of diverting works:
18"X3'SPRING BOX W/3/4" PIPELINE TO P.O.U.

6. Water is used for the following purposes:

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

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:
D/1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
25N	01E	2	NW SW	6	DOMEST	

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

W000636

09/01/88
08:27:26

FISCHER, ARNOLD J.

ADJUDICATION FEE

0410162 9337 6490

\$25.00

\$25.00

CHECK 749

WR/NO: A79-04076

Idaho Department of Water Resources

Region: Western

Signature: _____

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OCT 06 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A79-09076

Date Received

07/20/88

Receipt Number

4000636

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$35

Department of Water Resources
Western Regional Office

RECEIVED
JUL 20 1988

Please type or print clearly

1. Name of Claimant (s) J. Arnold & Sylvia M. Fischer Phone (208) 628-3934Mailing Address P.O. Box 384, Lucile, ID Zip 835422. Date of Priority (Only one (1) per claim) May 3, 19543. Source of water supply (a) Unnamed spring
which is tributary to (b) Elfer's Creek4. Location of point of diversion is: Township 25 N. Range 1 E.Section 3, NE 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,County of Idaho

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Spring Box 18" dia. X 3' deep with
1400 ft. of 3/4" plastic pipe to our home. Within the next year, we
plan to replace the box with a 36" dia. tile 4' deep.

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

(Both dates are inclusive)

(cfs)

For Domestic purposes from Jan. 1 to Dec. 31 amount .04

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) Domestic - one household

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Copies: White-State, Yellow-Claimant

OCT 06 1992

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

[illegible]

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

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.
79-4076 or None ()

14. Remarks:

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐

If applicable provide IDWR Water Right Number

Court _____ Case Number _____ Decree Date _____

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

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

Signature of Claimant (s)

Date 7-12-88

Date 7-12-88

For Organizations: I do solemnly swear or affirm that I am

of _____, Title _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date _____

State of Idaho/or Idaho)
) SS.

County of Idaho)

Subscribed and sworn (or affirmed) before me this

SEAL

Notary Public

Residing at

My Commission Expires

Last Name Fischer

Ident No. A79-09076

Copies White-State, Yellow-Claimant

OCT 06 1992

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Fischer

CLAIM IDENT. NO. _____

DATE RECEIVED

7/01/88

CK # _____

AMOUNT \$ _____

YES

NO

1. Is the name and address complete with zip code?

2. Is priority date entered?

Is the water use exempt from Permit requirements? A Permit is required for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd). A Permit is required for surface water developed after May 20, 1971 (except for instream stockwater).

3. (a) Is a source entered?

(b) Is a tributary to entered? (if required)

4. Is the legal description of the p.d. complete?

5. Is there a description of the diverting works?

6. Are the water uses appropriate for the form? The short form limited to domestic and stockwater. Instream stockwater must use long form.

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. Is a consumptive use required?

If required is a consumptive use entered?

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim.

10. Is (are) the place(s) of use entered?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" checked?

14. Are remarks required? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)

15. Is the basis of the claim checked?

16. Is the claim signed by the claimant?

Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

Has the claim been signed, sealed, and dated by a notary?

Is the fee enclosed correct?

Should this claim be receipted and data entered?

If this claim is based on an existing water right, has the identification number been entered?

Revised 6-27-88

Claim checked by: [Signature]Comments: Return for fee \$25

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OCT 06 1992

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

DATE: 11/30/98
PAGE: 1

Water Source:	SPRING	Tributary to:	ELFERS CREEK	Stage:	BENEFICIAL USE
Point(s) of Diversion:	T25N R01E S03		NESESE		IDAHO County

T25N R01E S03
NESESE

Place of use Legal Description for: DOMESTIC

[illegible]

POU County: IDAHO

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 25N01E025420

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:

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

Audit: 11/30/98 L HARRIS

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

DATE: 04/21/98
PAGE: 1

NAME & ADDRESS

C J ARNOLD FISCHER
C SYLVIA M FISCHER
PO BOX 384
LUCILE ID 83542
(208) 628-3934

PRIORITY
DATE

05/03/1954 DOMESTIC

USE PERIOD
FROM TO

01-01 12-31

DIVERSION RATE

0.04 CFS

0.04 CFS

TOTAL DIVERSION:

Water Source: SPRING

Tributary to: ELFERS CREEK

Stage: ~~STATUTORY CLAIM~~

NESESE

T25N R01E S03

Point(s) of Diversion:

Place of use Legal Description for: DOMESTIC

NW
NE

	NENE	NWNE	SWNE	SENE	:	NENW	WNW	SUNW	SENW
T	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac
R	---	---	---	---	:	---	---	---	---
S	---	---	---	---	:	---	---	---	---
25N 01E	2	:	:	:	:	:	:	:	:

MS

	NESE	NWSW	SWSW	SESW	:	NESE	NWSW	SWSW	SESE
Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	Lt Ac	Lt Ac	Lt Ac	Lt Ac
06-D									

06-D

POU County: IDAHO

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 25N01E025420✓

Dates: **Exam Made Date:**

Verified Date: 04/21/1998

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: FEB-13-1998
PAGE: A-158

RIGHT NUMBER: 79-04076

NAME & ADDRESS: J ARNOLD FISCHER ✓
SYLVIA M FISCHER ✓
PO BOX 384
LUCILE ID 83542

SOURCE: SPRING TRIBUTARY: ELFERS CREEK

QUANTITY: 0.04 CFS

PRIORITY DATE: 05/03/1954

POINT OF DIVERSION: T25N R01E S03 NESESE Within IDAHO County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE ✓	PERIOD OF USE	QUANTITY
	DOMESTIC D/1 HOUSEHOLD	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC ✓ Within IDAHO County
T25N R01E S02 Lot 6 (NWSW) ✓

EXPLANATORY MATERIAL: BASIS OF CLAIM - STATUTORY CLAIM

RP 25N01E025420 = NWSW

PP 03-17-98



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 15, 1988

Mr. and Mrs. J. Arnold Fischer
P. O. Box 384
Lucille, ID 83542

A 79-04076

Dear Mr. and Mrs. Fischer:

We are returning your Notice of Claim to a Water Right for domestic use on your property in Idaho County.

The reason for our returning the form is that the \$25.00 filing fee was not submitted. Please enclose the \$25.00 and we will be happy to process your claim.

If you have any questions, please do not hesitate to contact this office.

Yours Truly,

Donald V. Shaff
Donald V. Shaff
Adjudication Section
Supervisor

DVS:db
Enclosure

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OCT 06 1992