

11/12/2006

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

RIGHT NUMBER: 75-14266
NAME AND ADDRESS: MARK ADAMS
701 15TH
SALMON ID 83467

SOURCE: UNNAMED SPRING TRIBUTARY: SALMON RIVER

QUANTITY: 0.150 CFS

PRIORITY DATE: 01/01/1893

POINT OF DIVERSION:

T21N R22E S18 SESW Lot 4 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.150 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S07 Lot 2 SENW	2.50	T21N R22E S07	NESW	2.50
--------------------------	------	---------------	------	------

5 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.

Claim is based on historical records of land use contiguous to subject property and common ownership of same properties. Subject 5 acres was once a large farm owned by Sylvester McCain (see documentation submitted by Steve Adams for Richard Lynn Estates Claim #75-10752 and 75-10752A). Curenly 5 acres is residential lot in Richard Lynn Estates Lot #2.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

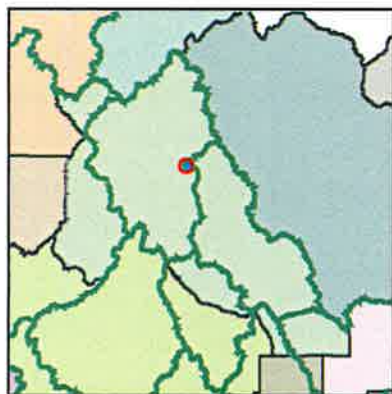


Idaho Department of Water Resources

SRBA Claim:
75-14266

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Lemhi County
IDWR Basin 75



0 0.8 1.6 Miles

Prepared by R. Brown
On Tuesday, May 16, 2006
1987/88 Aerial Photography

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

CLAIM NO(s). 75-14266

1. ☒ No Change NAME IS SAME

☐ NEW OWNER: _____

☒ No Change ADDRESS

☐ NEW ADDRESS: _____

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.: A0017213

Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>
Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

headgate ditch to place of use

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 water diverted at time of exam

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: *9-26-06*

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 23, 2006

MARK ADAMS
701 15TH
SALMON ID 83467

75-14266

RE: Snake River Basin Adjudication (SRBA)
Incomplete Notice of Claim to a Water Right – Lemhi County

Dear Claimant:

We are returning the above document you filed for your property in Lemhi County. I have also enclosed your receipt #C080129 for the filing fees you paid. Please retain the receipt for your records. Before we can continue, we need your assistance.

- ✓ The claimant name at Item #1 and the signature at Item #16 must match.
- ✓ Please provide a month and day at Item #2. If you do not provide a month and day, we will enter it as December 31, 1893.
- ✓ Please clarify Item #3. We need one source of the water and a tributary.

Please initial any changes you make to your claim and return it to me as soon as possible. You might want to make a copy of your claim for your records prior to returning it.

Please call me at 208/287-4922 if you have any questions or concerns.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Technical Section

SS:region
Enclosures:

Incomplete Notice of Claim to a Water Right
Receipt #C080129

SCANNED

MAR 23 2006

RECEIVED RECEIVED

Form No. 42-1409 (2) a 1/88 (Internet)

MAR 22 2006

JAN 20 2006

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSDEPARTMENT OF
WATER RESOURCESDEPARTMENT OF
WATER RESOURCESIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER:

Ident. Number

Date Received

Receipt Number

39576

75-14266

1-20-06

C080129

d.e. no 3-23-06

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW1-5-06
n.b. 1-5-06

Please type or print clearly

1. Name of Claimant (s) Mark Adams Phone (209) 375-8950
Mailing Address 40 701 15th Salmon, ID Zip 834672. Date of Priority (Only one (1) per claim) 1893, JAN. 1st3. Source of water supply (a) Salmon River & Unnamed Spring
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 21N Range 22E Section 18
NE 1/4 1/4 of SW 1/4 1/4 of SW 1/4 1/4, Govt. Lot, 25 B.M., County of LemhiAdditional points of diversion if any: Spring (21N, 22E, Sec 18, NE 1/4, SE 1/4, SW 1/4) Lemhi

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.WATER from existing diversions
directed through ditches & culverts from Salmon River.Spring development in Spring drainage via pump

SCANNED

MAR 23 2006

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Oct 31 amount .2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is .2 acre feet per annum.

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

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	
<u>21N</u>	<u>22E</u>	<u>7</u>													<u>2.5</u>				<u>2.5</u>
<u>21N</u>	<u>22E</u>	<u>7</u>							<u>2.5</u>	<u>2.5</u>									<u>2.5</u>

Total number of acres irrigated 5

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. _____ or None (X)

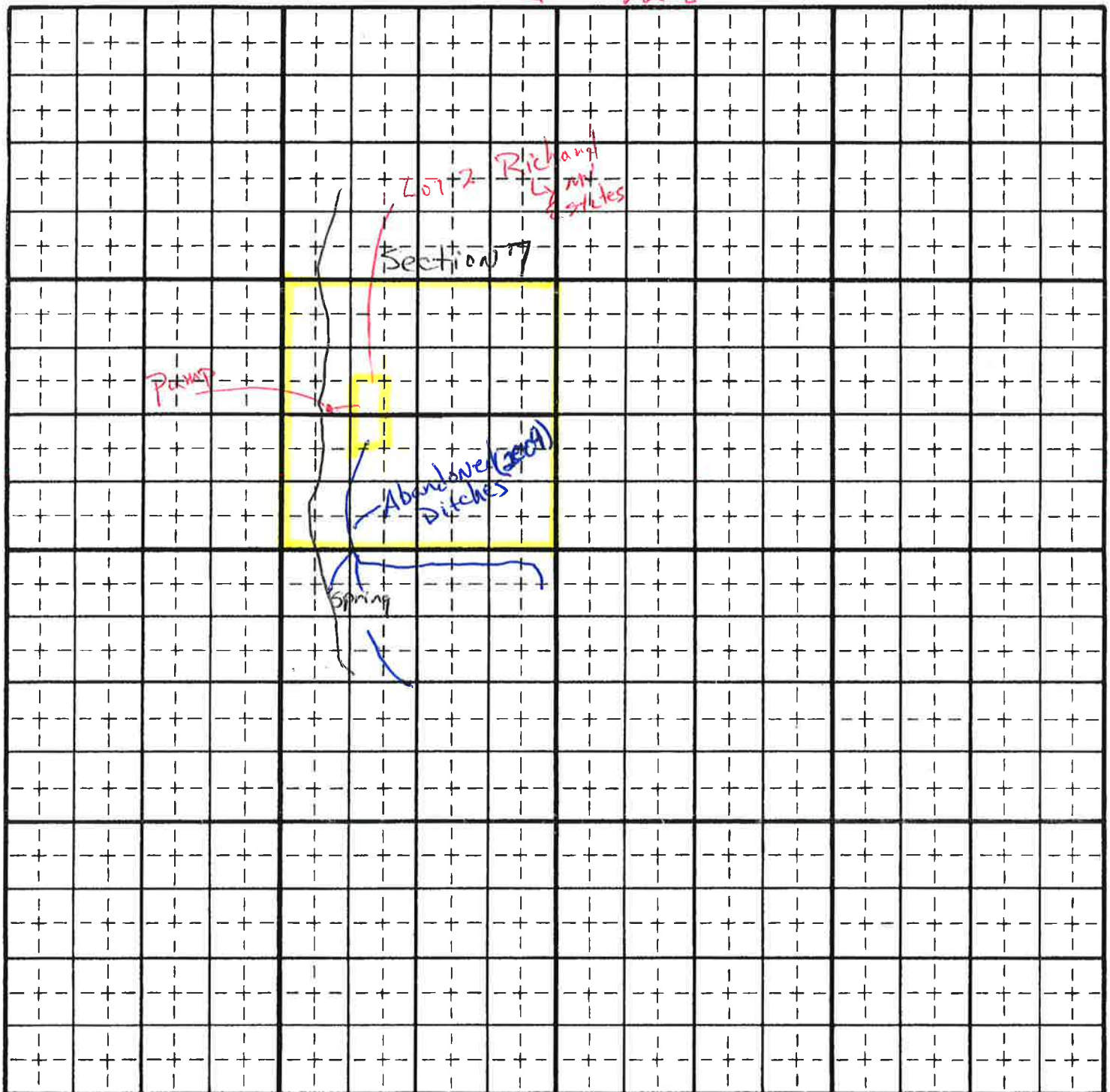
14. Remarks: Claim is based on historical records of land use contiguous to subject property & common ownership of same properties. Subject 5 acres was once a large farm owned by Sylvester McCain (See documentation submitted by Steve Adams for Richard Lynn Estates Claim # 75-10752 & 75-10752A) Currently 5 acres is Residential Lot in Richard Lynn Estates Lot #2.

Last Name Adams Ident No. 7514266

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

Scale: 2 inches equals 1 mile

21 N 22 E



Last Name

Adams

Ident No.

75-14266

SCANNED

MAR 23 2006

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

Date _____

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 _____)

County of Lemhi)

SS.

Subscribed and sworn (or affirmed) before me this _____

5th

day of JAN.

19 2006

Notary Public Robert E. Jost

Residing at Salmon, ID

My Commission Expires 2-16-07

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 Adams

Ident. Number 75-14266

SCANNED

MAR 23 2006

WARRANTY DEED

Order No.:307042122L-G

FOR VALUE RECEIVED

Ray C. Stricklan and Evelyn M. Stricklan, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Mark A. Adams, a single person

whose current address is

P.O. Box 4413 Boise, ID 83711

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

LOT 2 OF RICHARD-LYNN ESTATES SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 5 OF PLATS AT PAGE(S) 5 OFFICIAL RECORDS OF LEMHI COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 1/14/2004

Ray C. Stricklan
Ray C. Stricklan

Evelyn M. Stricklan
Evelyn M. Stricklan

State of Idaho

}
} ss.
}

County of Lemhi

On this January 14, 2004, before me, a Notary Public in and for said state, personally appeared Ray C. Stricklan and Evelyn M. Stricklan

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that ~~he/she~~ they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year first above written.



Sheri Phillips
Notary Public for the State of Idaho
Residing at: Salmon
Commission Expires: 4/24/2009

State of Idaho) 257241
County of Lemhi) ss. Adams

This instrument was filed for record at the request

of Adams Title

at 2:20 o'clock p.m. 1-14 2004

and duly filed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

By Brenda Anderson Deputy

Fee 3.00

Return to AT

Adams 75-19266

SCANNED

MAR 23 2006

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Mark Ada

CLA IDENT. NO.

75-14266DATE RECEIVED 1-20-06CK # C080129AMOUNT \$ 105.-

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☐ YES ☒ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) Salam R. N/A ☒ YES ☐ NO *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☐ YES ☒ NO N/A *
- Is the consumptive use correct? ☐ YES ☒ NO N/A *
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, see Adjudication Memo # 4. ☐ YES ☒ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☒ NO N/A *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☒ NO N/A *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☐ YES ☒ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☐ YES ☐ NO Exempt *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☒ NO N/A *
22. Should this claim be data entered? ☒ YES ☒ NO *

Claim checked by: adp/mDate: 2-23-06

Claim must be returned to claimant:

☒ (Yes) ☐ (No)

Claimant must be notified of modifications:

☐ (Yes) ☐ (No)Receipt Prepared by: M. M. MickleDate: 1-20-06Claim data entered by: adDate: 3-23-06

Checked by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Comments: #2, #3, #4 #14 #16 must be same