

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

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2002 OCT 25 PM 3 48

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 75-10044

NAME AND ADDRESS: JOY E POTTS
HC 64 BOX 61
SHOUP, ID 83469

STANLEY POTTS
HC64 BOX 61
SHOUP, ID 83469

SOURCE: COLSON CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 11/10/1916

POINT OF DIVERSION: T23N R16E S25 NWSESE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Stockwater	Within Lemhi County
	T23N R16E S25 SESE	
	Domestic	Within Lemhi County
	T23N R16E S25 SESE	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT 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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

Snake River Basin Adjudication
Change in Address of Notice of Claim

~~RECEIVED~~
~~Idaho Dept. of Water Resources~~

RECEIVED
JUN 04 2004
DEPARTMENT OF
WATER RESOURCES

Claim Number(s): 74-7365, 75-7615, 75-10044

Previous Mailing Address: Stan Potts
HC-64 Box 61
Shoup ID 83469

New Mailing Address: Stan Potts
4 Leadsides Way
Shoup ID 83469

Telephone Number: (208)

Signature of Claimant(s): _____

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

RECEIVED
JUN 09 2004
Department of Water Resources
Eastern Region

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

SCANNED
JUN 04 2004

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: no

cc: W.A.

Date: 6-4-04

RECEIVED

JAN 04 1999

Department of Water Resources



Stanley Potts Realty

Specializing in Ranches, Recreational Property
& Outfitting Businesses

Phone & Fax
(208) 394-2135

HC-64 Box 61
Shoup, ID 83469

12-27-98

IDWR
1301 N. Orchard St.

Baer, dd. 83701

RECEIVED

JAN 07 1999

Department of Water Resources
Eastern Region

Dear Sir:

I need you to change my address
From Box 1122 Hailey, dd. 83333 to
HC 64 - Box 61 - Shoup, dd. 83469
water rights # 7510044

Sincerely,
Stanley Potts

JUL-08-1997
0347

1

RIGHT NUMBER: 75-10044

NAME AND ADDRESS: STANLEY POTTS
JOY E POTTS
PO BOX 1122
HAILEY ID 83333

SOURCE: COLSON CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 11/10/1916

POINT OF DIVERSION: T23N R16E S25 NWSESE Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T23N R16E S25 SESE

DOMESTIC Within LEMHI County
T23N R16E S25 SESE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
28 HORSES & MULES
RP 000600000010A

SEP-18-1998
0018

1

RIGHT NUMBER: 75-10044

NAME AND ADDRESS: STANLEY POTTS
JOY E POTTS
PO BOX 1122
HAILEY ID 83333

SOURCE: COLSON CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 11/10/1916

POINT OF DIVERSION: T23N R16E S25 NWSESE Within LEMHI County

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PLACE OF USE: STOCKWATER Within LEMHI County
T23N R16E S25 SESE

DOMESTIC Within LEMHI County
T23N R16E S25 SESE

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
28 HORSES & MULES
RP 000600000010A

✓ OKRBH
9/29/98

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

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	
_____	)	SUBCASE NO. 75-10044

IDWR has completed the following Administrative proceeding: CHANGE OF ADDRESS

Name and New Address of Claimant:

STANLEY & JOY POTTS
HC 64 BOX 61
SHOUP ID 83469

Phone: (208) 394-2135

The Claimant has filed Objections or Responses to the following water rights:

NO OBJECTIONS

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Jan 13, 1999

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Jan 15, 1999, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
STANLEY & JOY POTTS
HC 64 BOX 61
SHOUP ID 83469
3. One Copy to:
Each party in the subcase or attorney of record:
N/A
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Jennifer Hoagland
Signature of person or attorney mailing the form

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

DATE: JAN-11-1999

PAGE: A-1

RIGHTS FROM: SOURCE: COLSON CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 75-10044

NAME & ADDRESS: STANLEY POTTS
JOY E POTTS
HC 64 BOX 61
SHOUP ID 83469

SOURCE: COLSON CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 11/10/1916

POINT OF DIVERSION: T23N R16E S25 NWSESE Within LEMHI County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within LEMHI County
T23N R16E S25 SESEDOMESTIC Within LEMHI County
T23N R16E S25 SESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
28 HORSES & MULES
RP 000600000010A



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr. Ste. A, Idaho Falls, Idaho 83402

Phone: (208) 525-7171 FAX: (208) 525-7177 www.idwr.state.id.us/idwr/idwrhome.htm

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 11, 1999

STANLEY & JOY POTTS
HC 64 BOX 61
SHOUP ID 83469

RE: Notice of Change of Address for 75-10044 and Notice
of Completed Administrative Proceeding (NCAP)

Dear Mr. & Mrs. Potts:

On January 7, 1999, the Idaho Department of Water
Resources (IDWR) received a change of address for the
above referenced water right(s). Based on this change,
IDWR water right records for the Snake River Basin
Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office
mailed a copy of the updated water right record(s) to
each party listed on the enclosed NCAP. The intent of
this mailing is to ensure each party has a current record
of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions
concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

Idaho Dept. of Water Resources
1301 North Orchard St.

Box 83720

Boise, Id. 83720-0098

Dear Sirs:

I would like you to change my
address From Hailey, Idaho to

HC 64 - Box 61 - Shoup, Id.
83469.

The Letter you sent regarding
my water right 75-10044 is the
only wrong address. all my other
water rights come to the Shoup (correct)
address.

previously changed
1-8-99 by Regim.
- 01-15-99

Sincerely,
Stanley Potts

RECEIVED

JAN 14 1999

Department of Water Resources

SEP 26 2001

X

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: A75-10044
Date Received: 2/13/1990
Receipt No: S011188
Received By: RT-26

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STANLEY POTTS 208-788-4584
Address: P.O. BOX 1122
HAILEY, ID 83333
OR
Name: JOY E. POTTS 208-788-4584
Address: P.O. BOX 1122
HAILEY, ID 83333

A7510044



2. Date of Priority: NOV 10, 1916
3. Source: COLSON CREEK Trib. to: SALMON RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
23N	16E	25	NW SE SE		LEMHI

5. Description of diverting works:
PIPE WITH SCREENED ENTRANCE DIVERTING FROM CREEK

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		
STOCKWATER	01/01	12/31	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:
D/1 HOUSE & GARDEN, S/28 HORSES & MULES

A75-10044

Page 1

Date: 02/13/90

MICROFILMED

DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	16E	25	SE	SE		DOMEST	
			SE	SE		STOCK	

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:
WELL IS TO BE DRILLED LATER.

14. Remarks:
LOT 1, AMARLU SUBDIVISION #3, LEMHI CO.
THE PRIORITY DATE OF THIS CLAIM IS THE DATE THIS AREA WAS FIRST I
IRRIGATED UNDER WR #75-04012, & #75-04012.

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): X *Stanley Patts* Date: X 2-13-90
_____ Date: _____

State of Idaho)
County of Twin Falls) SS.

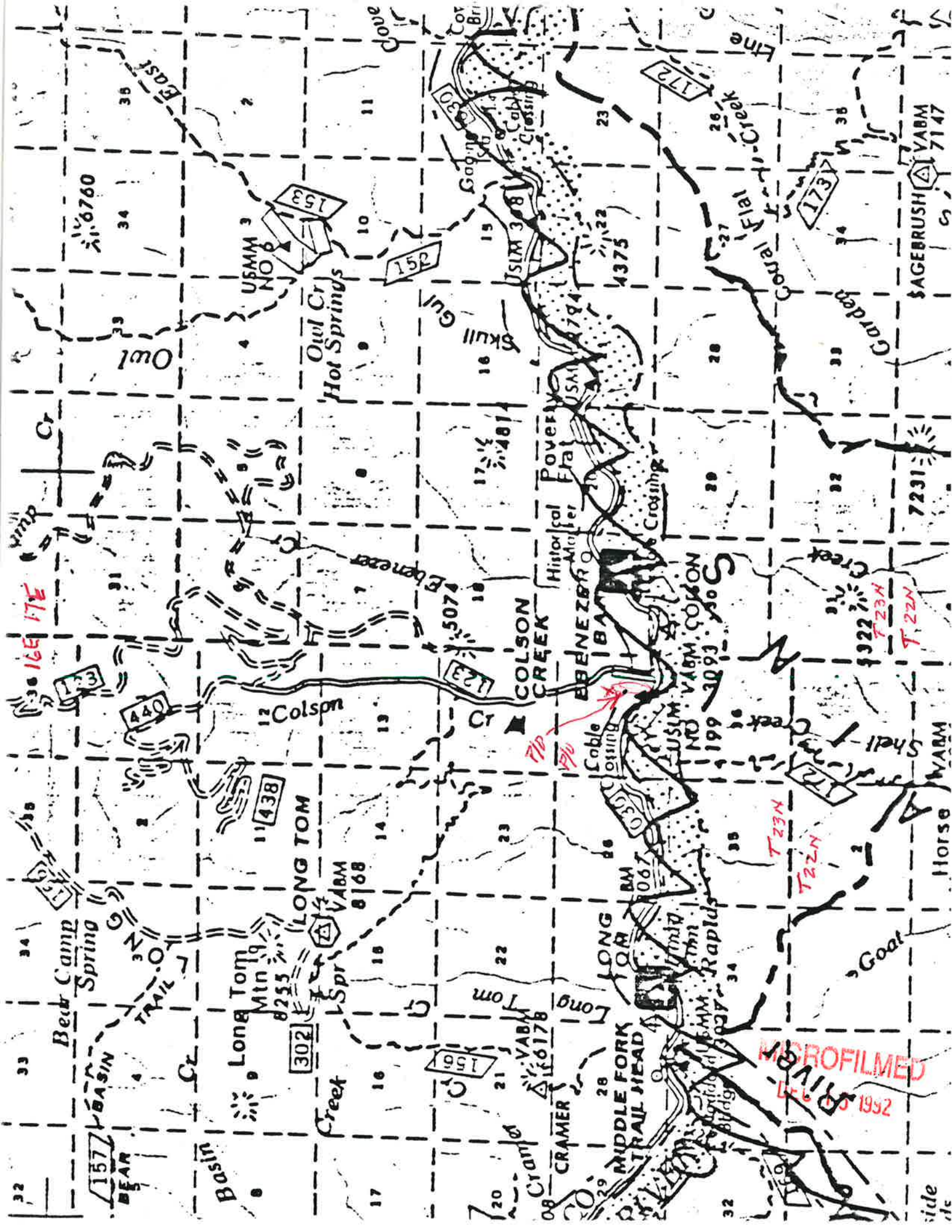
Subscribed and sworn (or affirmed) before me this 13th day
of February 1990

Robert V. Forstell
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires January 16, 1995



WATER RIGHT NUMBER - W75-10044

PREFIX TRANSLATION: IRRIGATION CLAIM

OLD CUD NUMBER -

* - - - - - LAST NAME - - - - -

+ - - - - - FIRST NAME - - - - -

+ - - - - - ADDRESS - - - - -

*** C - CURRENT OWNER AND
POTTS

STANLEY

1 - P.O. BOX 1122

2 -

3 -

CITY- HALEY

STATE- ID ZIP- 83337

PHONE - 208-789-4584

1 - P.O. BOX 1122

2 -

3 -

CITY- HALEY

STATE- ID ZIP- 83338

PHONE - 208-789-4584

POTTS

JOE E.

+ - - - - - PRIORITY DATE - - - - -
11/10/1990+ - - - - - REGION - - - - -
15 PASTURE+ - - - - - STAGE - - - - -
J - BENEFICIAL USE

+ - - - - - STATUS - - - - -

+ - - - - - SOURCE - - - - -
COLSON CREEK+ - - - - - TRIBUTARY - - - - -
SALMON RIVER

TWN	RNG	SEC	TRACT	LOT	SPLG	COUNTY	POINT OF DIVERSION	STREAM INDEX (BLANK IF NO INDEX CODE)
-----	-----	-----	-------	-----	------	--------	--------------------	---------------------------------------

23N	16E	25	NW 32 35			(59) LEHIGH		
-----	-----	----	----------	--	--	-------------	--	--

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31		
04 - STOCKWATER		01/01	12/31	0.040	0.020

+ - - - - - TOTAL DIV. RATE - - - - -	+ - - - - - TOTAL DIV. VOLUME - - - - -	+ - - - - - TOTAL DIV. CAPACITY - - - - -	+ - - - - - TOTAL CONSUMPTIVE USE - - - - -	+ - - - - - KW USAGE - - - - -
0.040			0.0	

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE	DESCRIPTION	COUNTY
23N	16E	25	SE 36			04 STOCKWATER		(59) LEHIGH
23N	16E	25	SE 36			43 DOMESTIC		(59) LEHIGH

+ - - - - - DIVERSION MEANS - PIPE WITH SCREENED ENTRANCE DIVERTING FROM CREEK

+ - - - - - NON-IRRIGATION USE - D/I HOUSE & GARDEN, 3/28 HORSES & COWS

+ - - - - - OTHER RIGHTS FOR SAME USE - WELL AS TO BE DRILLED LATER.

REMARKS
LOT 1, AMARLU SUBDIVISION RS, LEHIGH CO. THE PRIORITY DATE OF THIS CLAIM IS THE DATE THIS AREA WAS FIRST IRRIGATED UNDER WR W75-04012, & W75-04012.

WATER RIGHT NUMBER = A75-10044

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - - +
+ - - - - DECREE DEFENDANT - - - - - +
+ - - - - DECREE DATE - - - - - +
00/00/0000

+ - - - - AUDIT FIELDS = 02/13/90 WDMSTELL

+ - - - - COMMENTS - - - - - +
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - - +

COURT REPORT FILING	= 00/00/0000	FIELD INSPECTION MADE	= 00/00/0000	CIVIL CASE NUMBER	= 39576
OBJECTION FILED DATE	= 00/00/0000	FIELD INSPECTION FLAG	=	OLD CASE NUMBER	=
RESPONSE FILED DATE	= 00/00/0000	VERIFIED DATE	= 00/00/0000	OLD JUDICIAL DISTRICT	=
CLAIM RECEIVED DATE	= 02/13/1990	LAST AMENDED DATE	= 00/00/0000	TEMPORARY RIGHT	=
PROOF DUE DATE	= 00/00/0000	PROOF MADE DATE	= 00/00/0000	WATER DISTRICT	=
LICENSED DATE	= 00/00/0000	RECEIPT NUMBER	= S011136	FEDERAL/STATE INDICATOR	= S
CLAIMS TAPE ERROR FLAG	=	PDU OWNERSHIP FLAG	= Y	PRESUMPTION FLAG	=
FEE EXEMPT FLAG	=	NAME CONNECTOR	= GR	NOTICE OF ERROR FLAG	=

RP000600000010A

DATA ENTRY

ENTERED

CHECKED

Verified By
Topo Map/Ortho-PO
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IEWR Records

VERIFIED
AUG 2 2 1992

CERTIFIED
MAR 29 1993
WATER EXAMINER