

11/20/2006

**NOTICE OF ERROR
REPLY**

RECEIVED

JAN 09 2007

DEPARTMENT OF
WATER RESOURCES

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: 75-7118

GARY C HAWKINS

9 COPPER MTN RD

SALMON ID 83467

Telephone Number: (208)756-3544

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

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:

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

DATE: 1-2-07 SIGNATURE: Gary C. Hawkins
Please print your name: GARY C. HAWKINS

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

COANNED

JAN 09 2007

11/20/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

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YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-10396

JOSEPH EARL GALLARDO
40 IDEAL ACRES RD
SALMON ID 83467-5120
Telephone Number: (208)756-3930

JUDY A MILLER
40 IDEAL ACRES RD
SALMON ID 83467-5120
Telephone Number: (208)756-3930

SCANNED
DEC 17 2006

RECEIVED
DEC 15 2006
IDWR/North

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

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

DATE: 12-5-06

SIGNATURE:

Please print your name:

Judy A. Miller Joseph E. Gallardo

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

October 17, 2006

Arlene Maxwell Franklin
Box 15
Carmen, ID 83462

RE: 75-10938

Dear Ms. Franklin:

On June 29, 1990, you submitted a Notice of Claim in the Snake River Adjudication. The date of priority is listed as November 19, 1997. When a new diversion of surface water is started after May 20, 1971, an appropriation permit had to be obtained first. The date of priority is the date the water was first used regardless of who owned the property. If the priority date of your claim is incorrect then an amended claim can be submitted.

If there are no changes to the claim we will recommend to the court that it be disallowed.

Sincerely,

A handwritten signature in black ink, appearing to read 'Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Resources Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

October 17, 2006

Arlene Maxwell Franklin
Box 15
Carmen, ID 83462

RE: 75-10938

Dear Ms. Franklin:

On June 29, 1990, you submitted a Notice of Claim in the Snake River Adjudication. The date of priority is listed as November 19, 1997. When a new diversion of surface water is started after May 20, 1971, an appropriation permit had to be obtained first. The date of priority is the date the water was first used regardless of who owned the property. If the priority date of your claim is incorrect then an amended claim can be submitted.

If there are no changes to the claim we will recommend to the court that it be disallowed.

Sincerely,

Kenneth Knoblock
Water Resources Agent



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

January 10, 2007

RE: Water Rights in Reporting Area 23, Basin 75
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right claim(s) in Basin 75 that have been reported to the SRBA Court, covering water right claims from the North Fork of the Salmon River drainage. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended water right claims in your area. Water rights for most domestic and/or stockwater rights were reported earlier to the Court, and most of those have been decreed by the SRBA Court.

Note that you have until October 17, 2007, in which to review the recommendations for your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouse in Salmon, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to the recommendation for your water right, your water right will be decreed in 2008 as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process. You may also call the adjudication staff in my office at 1-800-451-4129 who can also respond to your questions.

Sincerely,

David R. Tuthill, Jr., P.E.
Interim Director

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 1910 Northwest Blvd. Suite 210, Coeur d'Alene, Idaho 83814-2615

Phone: (208) 769-1450

Fax: (208) 769-1454

Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 24, 2006

Terry Family Trust
622 Valencia Dr
Boulder City, NV 89005

RE: 75-10930 & 75-10938

On June 29, 1990, Arlene Franklin submitted two Notice of Claims in the Snake River Adjudication. We searched the Lemhi County tax lot information and it appears that you may now own the property. If you do own the property, and the water is still being used, and you want your name in the final recommendation, then you need to file a change in water right ownership form and mail it to this office. Be sure to include a copy of the warranty deed or other document as described in item 2. B.

There is a problem with 75-10938. The date of priority is listed as November 19, 1979 or November 1979. When a new diversion of surface water is started after May 20, 1971, an appropriation permit had to be obtained first. The date of priority is the date the water was first used regardless of who owned the property. If the priority date of your claim is incorrect then an amended claim can be submitted.

If there are no changes to the claim we will recommend to the court that it be disallowed.

Sincerely,

Kenneth Knoblock
Water Resources Agent

NOTICE OF FILING OF DIRECTOR'S REPORT FOR IRRIGATION AND OTHER WATER RIGHTS IN BASIN 75

The Director of the Idaho Department of Water Resources (IDWR) has filed with the Snake River Basin Adjudication (SRBA) District Court the *Director's Report for Irrigation and Other Water Rights in Basin 75* (Director's Report). A map of the area covered by this Director's Report is attached to this Notice. This Director's Report contains the Director's recommendation to the SRBA Court as to how each claimed water right should be decreed in the SRBA.

This Notice includes the Director's recommendation for your water right(s) claimed in the SRBA. IDWR is providing individual reports, like this one, to all claimants of irrigation and other water rights in your area. A complete copy of the Director's Report, listing all of these irrigation and other water rights claimed under state law and "dual based" claims by the federal government, is available at the SRBA courthouse in Twin Falls and the locations listed at the end of this Notice. Copies of the Director's Report can be made, but you may be charged for copying and mailing.

Also included in this Director's Report are some small domestic and stock water uses. The Director's Report for most small domestic and stockwater rights for IDWR Basin 75 was sent to the SRBA Court and individual water users on March 31, 1999. Some small domestic and stockwater claims were withheld from the earlier report. If a claim for small domestic and stockwater was withheld from the March 31, 1999 report, or was filed after that date, it is reported in this Director's Report. The Director's Report also includes General Provisions for Basin 75 that may apply to your water right.

INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHT

The enclosed description of your right(s) is only the Director's recommendation to the SRBA Court on your water right(s). The Court will decide how it will decree your water right(s). You can agree or disagree with the Director's recommendation. If you agree with the Director's recommendation you do not need to do anything, pending further notice as described below. If you disagree with the Director's recommendation, you need to file an objection as described below.

INSTRUCTIONS FOR REVIEWING THE WATER RIGHTS OF OTHERS

The complete Director's Report contains recommendations to the SRBA Court on your water right(s) and all other irrigation and other rights in your area. The Court will decide how it will decree all water rights. The Director's recommendations for the state based water right claims are listed in two sections:

- 1) List of Recommended Water Rights --** Water right recommendations are listed numerically by water right number.
- 2) List of Claims Recommended to Be Disallowed --** Water rights claims to be disallowed are listed numerically by water right number. A short statement of the reason for IDWR's recommendation for disallowance is provided.

Additional information regarding water right claims can be found on the SRBA Web Site.

Note: The SRBA Court publishes a monthly Docket Sheet listing all objections and responses filed as well as when Director's Reports are filed. It does not list court dates for individual water right cases, but provides general information helpful to all participants in the SRBA.

The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the SRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the SRBA Web Site at www.srba.state.id.us.

What if a water right is not in this report? What if a water right claim is filed late? How do I get notice of IDWR's recommendation for a late claim?

A water right for Basin 75 may not be included in this Director's Report if it was not filed in time for IDWR to investigate and report. These water rights will be reported at a later time in IDWR's *Director's Report for Late Claims* (Late Claim Report). The Late Claim Report may include recommendations for Basin 75, as well as other basins. As the Director files reports for any remaining water rights in Basin 75, he may also recommend additional general provisions that could also apply to your water rights. The Late Claim Report is issued once per year, usually in the spring. It is the responsibility of all parties to check with the SRBA Court or IDWR to see when the Late Claim Report is filed. It is also the responsibility of all parties to check this report carefully for water rights to which they want to object. No special notice will be sent to you.

CHANGES OF ADDRESS OR OWNERSHIP DURING THE SRBA COURT CASE

You must contact your regional IDWR office with your address change or if the ownership of your water right changes. You may download a copy of a change of ownership form from the IDWR Web Site at www.idwr.idaho.gov. Failure to notify IDWR may result in the loss of your water rights.

ADDITIONAL INFORMATION

If you have questions about the SRBA, public information brochures are available at any IDWR office and on the IDWR Web Site at www.idwr.idaho.gov. The IDWR webpage provides information regarding claims, mapping, and other valuable information on the SRBA and IDWR. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are also available at the IDWR state or northern regional offices. You are also welcome to call IDWR at any of its offices or the SRBA Court. Additional information regarding water right claims can be found on the SRBA Web Site at www.srba.state.id.us. Finally, you may also want to consider contacting an attorney to assist you.

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 75.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in its records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "*ground water*," "*spring*," or "*Common Creek*."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

PRIORITY DATE: The date used to determine the priority of your water right in relation to other water rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections or a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

PURPOSE OF USE: The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, and stock watering.

PERIOD OF USE: The period of time during the year when you can use the water for your water right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections or a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

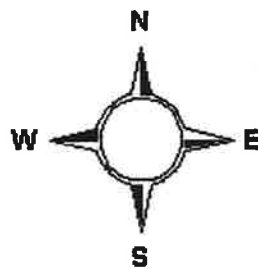
PLACE OF USE FOR IRRIGATION PROJECTS: Pursuant to Idaho Code Sections 42-219(2) and 42-1411(2)(h), IDWR has included GIS mapping for describing the place of use (digital boundary) for water rights meeting certain criteria (i.e. irrigation projects). The **PLACE OF USE** for irrigation projects is reported in digital format and uses GIS technology to particularly identify and display a geographic area encompassing the place of use with the aid of a computer. The GIS data is stored in digital format and contained on a CD-ROM and is properly marked for identification with the water right number. The CD-ROM will be retained by the SRBA Court. IDWR also retains a duplicate of the original CD-ROM. The electronic data contained on the CD-ROM is available for public use and is also accessible through the IDWR Web Site www.idwr.idaho.gov. *Upon request, IDWR will provide a copy of the CD-ROM with the electronic data to claimants.*

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, or permit.

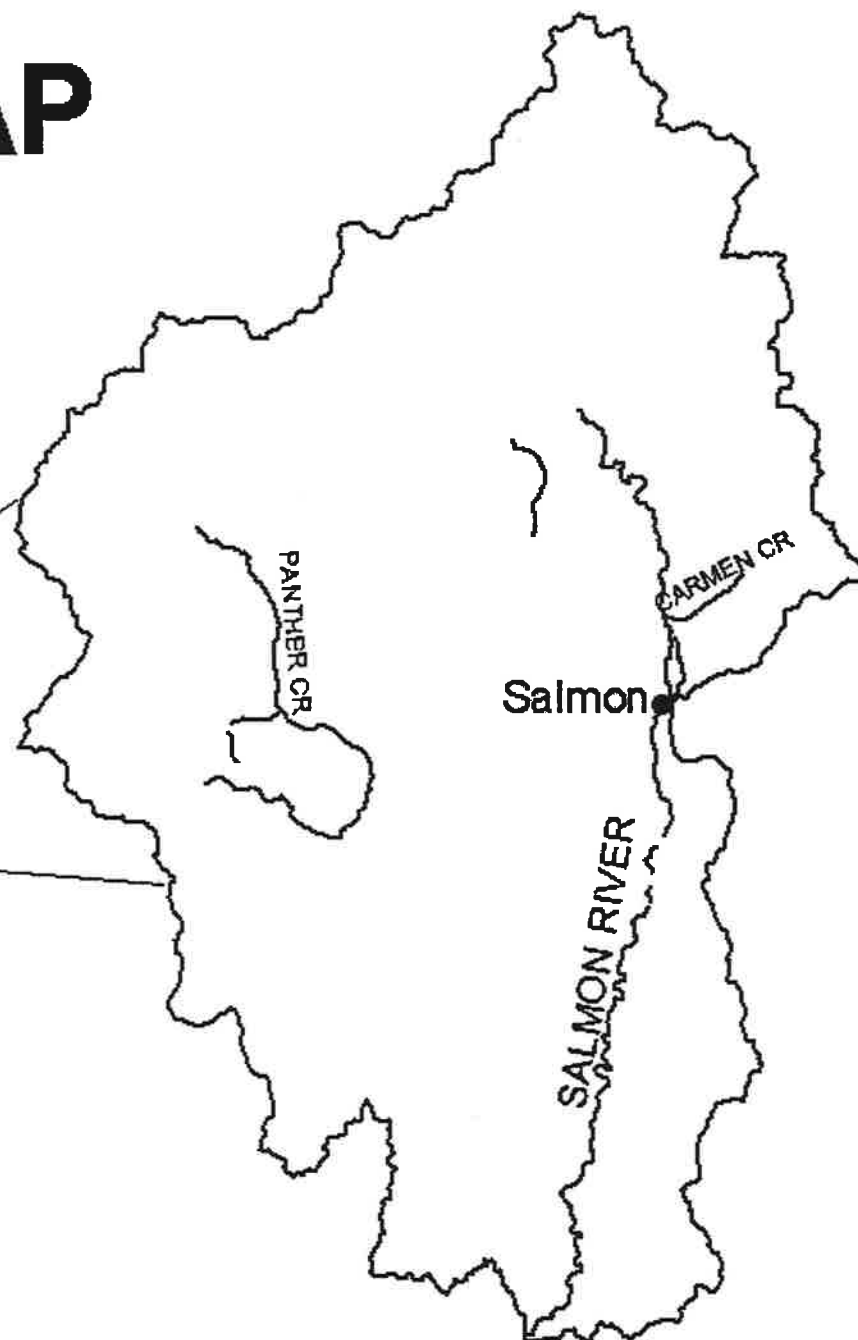
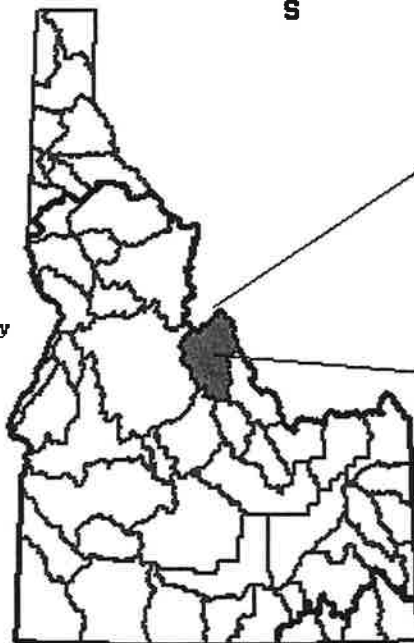
DUAL BASED CLAIMS: In some cases, the federal government has claimed one water right under two theories: a state basis and a federal law basis. Both theories will be reported on one form for that single water right. In most cases, the priority dates are different and will be listed separately. The federal law basis is separately indicated by a remark under the priority date that reads:

*4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT *

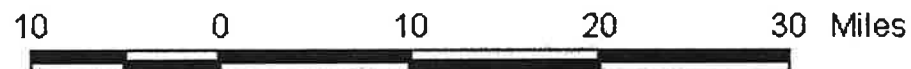
BASIN 75 MAP



SRBA Boundary



Idaho Dept of Water Resources
Snake River Basin Adjudication
Administrative Boundaries
Danni M Smith 12/27/2005



BASIN 75 GENERAL PROVISIONS

The Director of the Idaho Department of Water Resources recommends to the Snake River Basin Adjudication District Court that the following general provisions be included in the decree determining rights to water from Basin 75.

1. The following water rights from the following sources of water in Basin 75 shall be administered separately from all other water rights in Basin 75 in accordance with the prior appropriation doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

2. The following water rights from the following sources of water in Basin 75 shall be administered separately from all other water rights in the Snake River Basin in accordance with the prior appropriate doctrine as established by Idaho law:

WATER RIGHT NO.

SOURCE

NONE

3. Except as otherwise specified above, all other water rights within Basin 75 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

NOTICE OF FILING OF FEDERAL RESERVED WATER RIGHTS CLAIMS IN BASIN 75

INTRODUCTION

Several claims to federal reserved water rights have been filed in Basin 75 by the United States of America, acting through the agencies identified below, with the Snake River Basin Adjudication (SRBA) District Court, copies of which are attached hereto. The numbers for these federal reserved right claims are as follows:

75-11205, 75-11206, 75-11212, 75-13802, 75-14379, 75-14380, and 75-14449 – United States Forest Service

INSTRUCTIONS FOR TAKING A CLAIM TO COURT

What do I do if I disagree with a federal reserved water right claim?

If you disagree with any element of the claim to a federal reserved water right in Basin 75 and want to be heard in court, file an objection with the SRBA Court. Objections must be made on the standard objection form ("Standard Form 1") available from any Idaho Department of Water Resources (IDWR) office or from the SRBA Court. You may also download a copy of the objection form from the SRBA Web Site at www.srba.state.id.us.

Objections to any federal reserved water right in Basin 75 must be **received** by the SRBA Court on or before **October 17, 2007**.

What do I do if I want to participate in the court case on a claim to a federal reserved right?

If you want to be involved in the court case on a claim to a federal reserved water right, you must file either an objection or a response to someone else's objection by the dates provided in this notice. Responses must be made on the standard response form ("Standard Form 2") available from any IDWR office or from the SRBA Court. You may also download a copy of the response form from the SRBA Web Site at www.srba.state.id.us.

Responses must be **received** by the SRBA Court on or before **December 18, 2007**.

What happens if there are no objections to the federal reserved water right claim(s)?

An evidentiary hearing on any uncontested federal reserved water rights in Basin 75 will be held before the SRBA Court. Partial decrees will be issued by the SRBA Court following the hearing.

How will I know about the proceedings on claims to federal reserved water rights to which objections were filed?

A notice will be mailed to you for court dates on those claims where you filed an objection or a response. You will not receive notice of court dates on any other claims to federal reserved rights for which you did not file an objection or response.

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 75.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in their records for the water right.

SOURCE: The name and/or type of the source where you divert your water; for example: "ground water", "spring", "unnamed stream" or "Common Creek."

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

PRIORITY DATE: The date used to determine the priority of your water right in relation to other water rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

PURPOSE OF USE: The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, and stock watering.

PERIOD OF USE: The period of time during the year when you can use the water for your water right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are: government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, and other survey information.

PLACE OF USE FOR IRRIGATION PROJECTS: Pursuant to Idaho Code Sections 42-219(2) and 42-1411(2)(h), IDWR has included GIS mapping for describing the place of use (digital boundary) for water rights meeting certain criteria (i.e. irrigation projects). The **PLACE OF USE** for irrigation projects is reported in digital format and uses GIS technology to particularly identify and display a geographic area encompassing the place of use with the aid of a computer. The GIS data is stored in digital format and contained on a CD-ROM and is properly marked for identification with the water right number. The CD-ROM will be retained by the SRBA Court. IDWR also retains a duplicate of the original CD-ROM. The electronic data contained on the CD-ROM is available for public use and is also accessible through the IDWR internet website (www.idwr.idaho.gov). *Upon request, IDWR will provide a copy of the CD-ROM with the electronic data to claimants.*

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, and permit.

IDWR does not investigate or make recommendations regarding federal law based claims.

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: 75-11205

RESERVED UNDER FEDERAL LAW

RECEIVED

DEC 20 2006

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service

Address: 550 W. Fort Street MSC033

Boise

ID

83724

2. Date of Priority: 11/05/1906

3. Source of water: UPPER DUMMY CREEK SPRING

Tributary: SINKS

4. Location Meridian BOISE

Description of Diversion Works: Headbox

From: Spring

Location of Point of Diversion

T: 20 N R: 19 E S: 18 NENW

Location of Place of Use

T: 20 N R: 19 E S: 18 NENW

5. Quantity claimed:

Period

Quantity

For

1/ 01 -- 12/ 31

0.06 CFS

Administrative

6. Total Consumptive Use Claimed for Present and Future Use is:

0.06 CFS

7. Present and future uses to which the water is or will be used:

Administrative

8. Remarks:

State Basin:

75

National Forest:

Salmon

Forest Service Record ID: 4 13 17060203 30 0 0003

Cobalt Ranger Station.

I verify to the best of my knowledge the statements contained in this document are true and correct.

Subscribed and sworn to before me on:

Steven M. Spencer

STEVEN M. SPENCER

Consumptive Use Water Specialist

OCT 20 2006

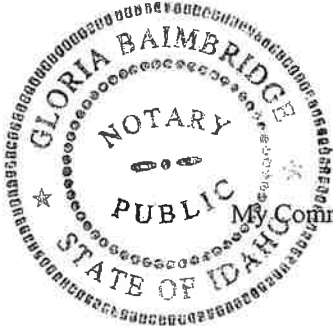
Gloria Baimbridge
Notary Republic

Residing at:

Boise, Idaho

My Commission Expires:

OCT 17 2008



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: A75-11212
Date received: _____
Receipt No: _____

NOTICE OF CLAIM

TO A

WATER RIGHT
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)
Address: 324 25th Street
Ogden, Utah 84401
801-625-5360

2. Date of Priority: 11/05/1906

3. Source of water supply: NF SALMON R Tributary to: SALMON R

Forest Service Record ID: 04 13 17060203 21 0 0006 0

4. a. Location of Point of Diversion:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	15	SESW		LEMHI	BOISE

b. Location of Place of Use:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	22	NENW		LEMHI	BOISE

c. Description of existing diversion: PUMP

d. If instream flows, beginning point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
_____	_____	_____	_____	_____	_____

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
_____	_____	_____	_____	_____	_____

Boise Meridian.

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: 75-13802

RECEIVED

DEC 20 2006

DEPARTMENT OF
WATER RESOURCES

RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service
Address: 550 W. Fort Street MSC033
Boise ID 83724
2. Date of Priority: 11/05/1906
3. Source of water: PANTHER CREEK Tributary: SALMON RIVER
4. Location Meridian BOISE
Description of Diversion Works: Pump From: Stream
Location of Point of Diversion
T: 20 N R: 19 E S: 18 NENW
Location of Place of Use
T: 20 N R: 19 E S: 18 NENW ac: 0 T: 20 N R: 19 E S: 18 NWNE
5. Quantity claimed: Period Quantity For
3/ 01 -- 11/ 30 0.08 CFS Administrative
6. Total Consumptive Use Claimed for Present and Future Use is:
0.08 CFS
7. Present and future uses to which the water is or will be used:
Administrative
8. Remarks:
State Basin: 75
National Forest: Salmon
Forest Service Record ID: 4 13 17060203 28 0 0004
Cobalt Ranger Station

I verify to the best of my knowledge the statements contained in this document are true and correct.

Steven M. Spencer
STEVEN M. SPENCER
Consumptive Use Water Specialist

Subscribed and sworn to before me on:

OCT 20 2006

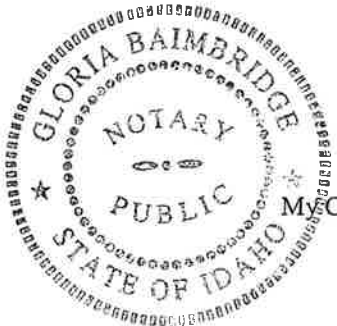
Gloria Baimbridge
Notary Republic

Residing at:

Boise, Idaho

OCT 17 2008

My Commission Expires:



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: A ~~75-62108~~ 75-14380

Date received: _____

Receipt No: _____

NOTICE OF CLAIM

TO A

WATER RIGHT
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)
Address: 324 25th Street
Ogden, Utah 84401
801-625-5360
2. Date of Priority: 11/05/1906
3. Source of water supply: HGHS CR RS SPR Tributary to: NF SALMON R
Forest Service Record ID: 04 13 17060203 21 0 0004 0

4. a. Location of Point of Diversion:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	22	NESW		LEMHI	BOISE

b. Location of Place of Use:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
25 N	21 E	22	NENW		LEMHI	BOISE

c. Description of existing diversion: HEADBOX

d. If instream flows, beginning point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

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: A ~~75-04460~~ 14449
Date received: _____
Receipt No: _____

NOTICE OF CLAIM

TO A

WATER RIGHT
RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA (USDA-Forest Service)
Address: 324 25th Street
Ogden, Utah 84401
801-625-5360
2. Date of Priority: 11/05/1906
3. Source of water supply: SHEEP CREEK Tributary to: NF SALMON R
Forest Service Record ID: 04 13 17060203 21 0 0007 0

4. a. Location of Point of Diversion:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
-----	-----	-----	-----	-----	-----	-----
25 N	21 E	14	SENW		LEMHI	BOISE

b. Location of Place of Use:

Township	Range	Section	Tract	Gov't Lot	County	Meridian
-----	-----	-----	-----	-----	-----	-----
25 N	21 E	15	SESW		LEMHI	BOISE

c. Description of existing diversion: DITCH or CANAL

d. If instream flows, beginning point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

e. If instream flows, ending point of claimed instream flow is:

Township	Range	Section	Tract	Gov't Lot	County
-----	-----	-----	-----	-----	-----

Boise Meridian.

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
75-10938	ARLENE L FRANKLIN PO BOX 15 CARMEN ID 83462	Disallowed	No lawful appropriation shown.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

12/01/98 12:51:40
Page 1

Water Right Number - R75-10938

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
FRANKLIN

ARLENE L

1 - PO BOX 15
2 -
3 -
City- CARMEN
Phone - 208-756-2571

State- ID Zip- 83462

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
11/19/1979 15 EASTERN J - BENEFICIAL USE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SALMON RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

24N 21E 35 NW SW 3 (59) LEMHI

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
43 - DOMESTIC		01/01	12/31	0.040	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
24N	21E	35	NW SW	3		43 DOMESTIC		(59) LEMHI

Total Acres:

+ - - Diversion Means - ONE WELL, 6" CASING, 30' DEEP

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - A75-10930

+ - - - - - Remarks - - - - - +
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - 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.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Page 2

Prefix Translation: RESEARCH

00/00/0000

No Comments Found

12/01/98 DSMITH

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	- 12/01/1998	Old Judicial District	-
Claim Received Date	- 07/23/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- E015028	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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

DATE: FEB-12-1998

PAGE: A-157

RIGHT NUMBER: 75-10938

NAME & ADDRESS:

ARLENE L FRANKLIN
PO BOX 15
CARMEN ID 83462*Terry Family Trust*
Charles H. Terry Trustee
Edna L. Terry Trustee
21262 San Miguel
Mission Viejo CA. 92692

SOURCE:

SALMON RIVER

QUANTITY:

0.04 CFS

PRIORITY DATE:

11/19/1979

POINT OF DIVERSION:

T24N R21E S35

LOT 3 (NWSW) ✓

Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

DOMESTIC DOMESTIC, 1 HOME

PERIOD OF USE

01-01 12-31

QUANTITY

0.04 CFS

PLACE OF USE:

DOMESTIC

Within LEMHI County

T24N R21E S35

Lot 3 (NWSW)

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

TAXL 85

TERRY FAMILY TRUST
622 VALENCIA DR
BOULDER CITY, NV 89005

Verified by

Robert J. In

Date:

9/29/98

Verification Source:

Lemhi Co. Assessor



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 21, 1998

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

TERRY FAMILY TRUST
CHARLES H TERRY TRUSTEE
EDNA L TERRY TRUSTEE
21262 SAN MIGUEL
MISSION VIEJO CA 92692

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 75-10930 & 75-10938

Dear Claimant(s):

We have been advised you may be the new owner(s) of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form, documentation and proof of domestic use to me attention at this office no later than November 9, 1998.

Please call this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Judy Givens'.

Judy Givens
Clerical Specialist
Adjudication Bureau

/jg

Encl: Form 42-248/42-1409(6)
Water Right Profile Report

SCANNED
SEP 26 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: A75-07118

Date Received: 5/7/90

Receipt No: E014224

Received By: JDU

RECEIVED

MAY - 7 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY HAWKINS
Address: P.O. BOX 293
SALMON, ID

208-756-3544

83467

2. Date of Priority: FEB 27, 1979

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
21N	22E	18	SW	NE	NE		LEMHI

5. Description of diverting works:
WELL 55' DEEP, 8" CASING, 3HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.190		

7. Total Quantity Appropriated is:
0.190 C.F.S. (and/or) 6.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ HAVENS LANE SUBDIVISION 13 HOMES TOTAL

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
21N	22E	18	NE	NE		DOMEST	

11. Place of use in counties: LEMHI

A75-07118

Page 1

Date: 05/03/90

A7507118



MICROFILMED
DEC 15 1992

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

13. Other Water Rights Used:

WATER FROM KANE-RAMEY DITCH FOR IRRIGATION

14. Remarks:

CURRENTLY THERE ARE 5 HOUSES USING THIS SYSTEM, THE OTHER 8
LOTS ARE STUBBED IN.

15. Basis of Claim: LICENSE

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): *Larry Hawkins* Date: 5-3-90

Date: _____

State of Idaho)
County of Lent) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of May 19 90

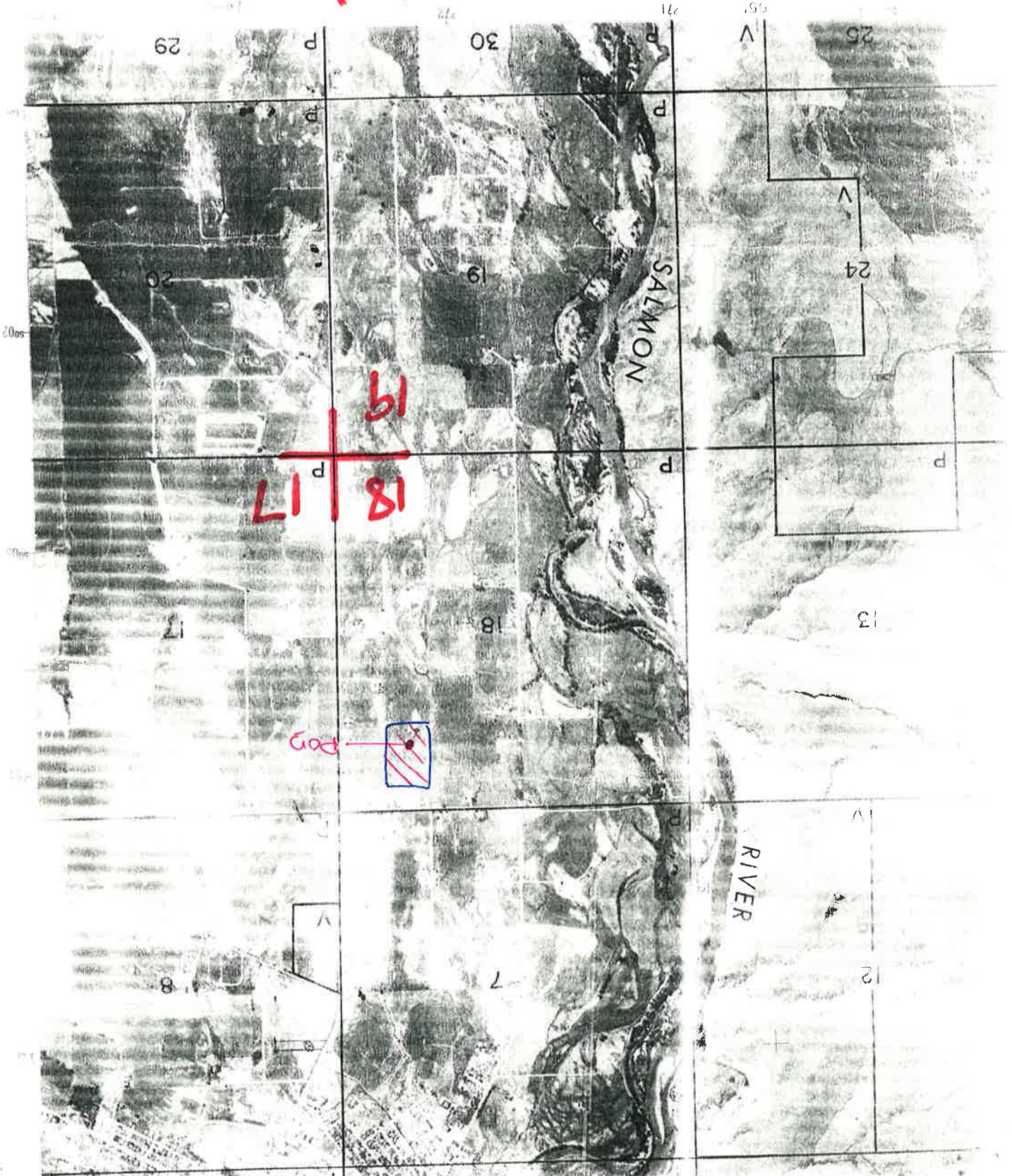
Anna Baumhoff
Notary Public

Seal

Residing at Anna Baumhoff, Notary Public
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 7, 1994

MICROFILMED
DEC 15 1992

210
22E



SCANNED

Form No. 42-1409 (2) b 6/89

SEP 26 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

Identification No. A75-10938

Date Received

Receipt Number E015028/20

RECEIVED
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.

RECEIVED
JUL 2 1990

JUL 23 1990

Department of Water Resources
Eastern District Office

RECEIVED

JUL 5 1990

Department of Water Resources
Eastern District Office

Department of Water Resources
Western Regional Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Arlene L. Maxwell Franklin Phone (208) 756-2571
Mailing Address P.O. box 15 Carmen Idaho Zip 83462

2. Date of Priority (Only one per claim) Nov 19 79 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) 6" Pump from
which is tributary to (b) From Salmon River Name or kind of source

4. Location of point of diversion is: Township 24 N Range 21 E
Section 35 NW 1/4 of 36 1/4 of 3 Govt. Lot 3
County of _____

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the date changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and if of each well. One well - 6" casing 30 ft deep

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

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 00.4 cfs
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 00.4 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully (Domestic, Domestic use of households served if single owner, and Number of livestock)

one House hold

MICROFILMED

APR 19 1994

A7510938



Attached

10. Place of use is: Township: 24N Range 21E
Section NE 1/4 of SW 1/4, Govt. Lot 4, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any NW SW Lot 3 sec. 35 T24N R21E

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

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.
() None or well

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1 descriptions

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

Signature of Claimant (s) Reene L. Franklin Date 6-29-90

Date _____

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

of _____ Title _____
Organization _____ that I have signed the foregoing
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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of _____)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 29th day of JUNE 1990

SEAL

Notary Public [Signature]

Residing at Salmon, Id.

My Commission Expires life

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

APR 19 1994

SCANNED

Form No. 42-1409 (2) b 6/89

SEP 26 2001

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

CIVIL CASE NUMBER: 39576

Identification No. A75-10938

Date Received _____

Receipt Number E015028/20

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

RECEIVED
JUL 23 1990

NOTICE OF CLAIM

RECEIVED
JUL 2 1990

Department of Water Resources
Eastern District Office

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.

Department of Water Resources
Western Regional Office

RECEIVED
JUL 5 1990

Department of Water Resources
Eastern District Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Arlene L. Maxwell Franklin Phone (208) 756-2571

Mailing Address P.O. box 15 Carmen Idaho Zip 83462

2. Date of Priority (Only one per claim) Nov 19 79 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other () (a) 6" Pump from

which is tributary to (b) from Salmon River Name or kind of source

4. Location of point of diversion is: Township 24 N Range 21 E

Section 35, NW 1/4 of 3W 1/4 of _____ 1/4, Govt. Lot 3, I

County of _____

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the date changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the of each well. One well - 6" casing 30 ft deep

A7510938



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

For Domestic purposes from 1-1 to 12-31 amount 00.4 cfs (cfs)

For _____ purposes from _____ to _____ amount _____ (Both dates are inclusive)

7. Total quantity claimed 00.4 ? (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock)

one house hold

MICROFILMED

APR 19 1994

Attached
10. Place of use is: Township: 24N Range 21E
Section NE 1/4 of SW 1/4, Govt. Lot 4, B.M.,

for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any NW SW LOT 3 SEC. 35 T24N R21E

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

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.
() None or Well

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1 description

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

Signature of Claimant (s) Arlene L. Franklin Date 6-29-90

Date _____

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

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

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 _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of _____) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 29th day of JUNE 19 90

SEAL

Notary Public [Signature]

Residing at SALMON, ID.

My Commission Expires life

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant **MICROFILMED**

APR 19 1994

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME: FRANKLIN

CLAIM IDENT. NO. A75-10938

DATE RECEIVED: _____ CK # _____ AMOUNT \$ _____ 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) _____ 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 _____ *
- Is the consumptive use correct? _____ YES _____ NO _____ *
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 _____ *
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 _____ *
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 _____ *
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 _____ *
21. If this claim is based on an existing water right, has the identification number been entered? _____ YES _____ NO _____ *
22. Should this claim be data entered? _____ YES _____ NO _____ *

Claim checked by: Jt Date: 1-31-91
Claim must be returned to claimant: _____ (Yes) _____ (No)
Claimant must be notified of modifications: _____ (Yes) _____ (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____
Checked by: _____ Date: _____

Comments: Have agent determine GTR's then send D.F.V.
#2 apply 30th
MICROFILMED
APR 19 1994

EXHIBIT "A"

PARCEL 1:

LOT 6 OF RIVER BEND ESTATES SUBDIVISION. ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED FOR RECORD IN BOOK 5 OF PLATS AT PAGES 50 AND 51 INCLUSIVE, RECORDS OF LEMHI COUNTY, IDAHO.

PARCEL 11:

A PARCEL OF LAND LOCATED IN U.S. GOVERNMENT LOTS 3 AND 4, SECTION 35, T. 24 N., R. 21 E., B.M., LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 35, A DISTANCE OF 1,653.18 FEET ON A BEARING OF N. 17 DEGREES 52' 25" W. TO A POINT ON THE EAST BOUNDARY OF EAGLE ROCK SUBDIVISION AND THE PLAT POINT OF BEGINNING.

THENCE N. 43 DEGREES 41' 33" E., 48.84 FEET TO A POINT ON THE SOUTHWEST BANK OF THE SALMON RIVER;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE SOUTH BANK OF THE SALMON RIVER:

N. 11 DEGREES 53' 56" W., 286.15 FEET;

N. 15 DEGREES 17' 38" W., 137.89 FEET;

N. 64 DEGREES 26' 21" W., 127.48 FEET;

N. 66 DEGREES 01' 16" W., 384.86 FEET;

N. 73 DEGREES 43' 18" W., 354.25 FEET TO A POINT ON AN EXISTING FENCE LINE;

THENCE S. 10 DEGREES 41' 50" E., 117.26 FEET ALONG SAID FENCE TO AN EXISTING STEEL BAR;

THENCE S. 16 DEGREES 46' 20" E., 75.29 FEET;

THENCE N. 57 DEGREES 43' 51" E., 359.15 FEET TO A POINT ON EAGLE ROCK SUBDIVISION;

THENCE THE FOLLOWING COURSES AND DISTANCES ALONG SAID SUBDIVISION:

N. 62 DEGREES 22' 50" E., 159.04 FEET;

S. 60 DEGREES 52' 35" E., 217.98 FEET;

S. 34 DEGREES 19' 32" E., 312.10 FEET TO THE PLAT POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS FROM SAID PROPERTY ACROSS THE GRANTOR'S PROPERTY TO AND ACROSS THE SALMON RIVER WHICH SHALL ALSO INCLUDE A RIGHT TO THE USE OF THE EXISTING BRIDGE CROSSING THE SALMON RIVER. SAID EASEMENT SHALL BE SUFFICIENT TO COMPLY WITH PRESENT COUNTY LAWS AND ORDINANCES; AND SUBJECT TO AN EASEMENT FOR A WATER LINE TO RUN FROM A WELL TO BE CONSTRUCTED IN THE FUTURE ON SAID PROPERTY, WHICH SAID WELL SHALL SERVE ADJOINING PROPERTY BUT SUBJECT TO THE PROVISION THAT SAID WATER LINE EASEMENT SHALL NOT COME CLOSER THAN 100 FEET FROM THE HOME TO BE CONSTRUCTED BY ARLENE MAXWELL FRANKLIN. SAID EASEMENT SHALL BE SUFFICIENT WIDTH TO PROVIDE FOR THE CONSTRUCTION AND MAINTENANCE FOR SAID WATER LINE. . .

IN WITNESS WHEREOF

POOR ORIGINAL

References

FURNISHED BY THE AMERICAN BIBLE CO. FOR AMERICAN BIBLE SOCIETY

TAX
NUMBER

SEC. TWP. RGE.

POOR ORIGINAL

DESCRIPTION

2034 35 24
Instrument 144583

21 Dave W. Maxwell and Marvel C. Maxwell to Arlene Maxwell Franklin

A parcel of land located in Lots 3 and 4, Section 35, Township 24 North, Range 21 East, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the South quarter corner of said Section 35, thence North 20 deg. 59' 46" West 1955.64 feet to the REAL POINT OF BEGINNING. From this REAL POINT OF BEGINNING the following courses and distances along the Northerly meander line of the Salmon River; North 25 deg. 19' 34" West, 299.58 feet; North 43 deg. 38' 49" West, 89.83 feet; North 74 deg. 50' 57" West 50.04 feet; North 78 deg. 41' 19" West, 639.79 feet; thence South 10 deg. 43' 51" East, 416.52 feet; thence North 62 deg. 42' 09" East, 449.50 feet; thence South 49 deg. 11' 09" East, 228.45 feet; thence South 60 deg. 32' 33" East, 247.98 feet to the REAL POINT OF BEGINNING. Containing 4.03 acres.

RECEIVED
JUL 2 1990

Department of Water Resources
Western Regional Office

2271 35 24 21

Dave W. Maxwell and Marvel C. Maxwell, husband and wife to Arlene Maxwell Franklin.

A parcel of land located in U. S. Government Lots Three (3) and Four (4) Section 35, Township 24 North, Range 21 East, Boise Meridian, Lemhi County, State of Idaho, more particularly described as follows:

Commencing at the South Quarter Corner of said Section 35, a distance of 1,633.18 feet on a bearing of North 17° 52' 23" West to a point of the East boundary of Eagle Rock Subdivision and the REAL POINT OF BEGINNING.

Thence North 43° 41' 33" East, 45.84 feet to a point on the Southwest bank of the Salmon River;

Thence the following courses and distances along the South bank of the Salmon River:

North 11° 53' 56" West, 286.15 feet;
North 45° 17' 38" West, 137.89 feet;
North 64° 26' 24" West, 127.48 feet;
North 86° 04' 16" West, 364.86 feet;
North 73° 46' 18" West, 354.25 feet to a point on an existing fence line;
Thence South 10° 41' 50" East, 417.86 feet along said fence to an existing steel bar;
Thence South 16° 46' 20" East, 73.20 feet;
Thence North 57° 43' 54" East, 369.16 feet to a point on Eagle Rock Subd.;
Thence the following courses and distances along said subdivision:
North 62° 22' 50" East, 159.94 feet;
South 60° 32' 33" East, 247.98 feet;
South 34° 29' 39" East, 312.10 feet to the REAL POINT OF BEGINNING.
Said parcel contains 4.945 acres.

MICROFILMED
APR 19 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

July 6, 1990

Arlene L. Franklin
P.O. Box 15
Carmen, ID 83462

RE: Notice of Claim

Dear Ms. Franklin:

The Idaho Department of Water Resources (IDWR) is returning your Notice of Claim to a Water Right and check No. 2650 in the amount of \$25.00 because the Notice was posted after the initial filing deadline and is, therefore, subject to assessment of a late filing fee.

May 10, 1990 was the last day a notice from Lemhi County could be received and/or posted without being subject to a late-filing fee. Your Notice was postmarked June 29, 1990. For it to be receivable, you must either be granted an extension of time to file, or pay the normal filing fee plus a late fee of \$50.00. (a late domestic/stockwater notice is \$75.00).

You may be granted an extension if extenuating circumstances prevented you from filing on time. The enclosed "Request for Extension of Time" form can be submitted to the State Office (address is at bottom of form) for consideration by the Department. If you submit the request, keep the Notice until the request is returned to you showing whether or not the extension was granted. Return the Notice with a copy of the extension and the appropriate fee(s) to this office.

Naturally, feel free to call this office if you have questions.

Respectfully submitted,

Ernest Carlsen

Ernest Carlsen
Adjudication Supervisor

EC:jt

Enclosure

cc: C/C

RECEIVED

JUL 23 1990

Department of Water Resources
Eastern District Office

MICROFILMED

APR 19 1991

SWAZI EYE SERVICES
Phone. 53448 P.O. Box 2346
Manzini — Swaziland

RECEIVED

JUL 23 1990

POOR ORIGINAL
Date Received

April 18-1990

RECEIVED

APR 30 1990

State of Idaho
Department of Water Resources
Eastern District Office
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Name of Claimant Arleane (Maxwell) Franklin (208) 756-3971
Phone Number

Mailing Address Box 15 City Carmen State Idaho Zip 83462

County(s) where place of use is located Lenhi - (2041) Date claim originally due MAY 10 - 1990

Identify water right(s) for which extension is requested Run 2 hose Pump for yard + garden - Salmon River - AT +
Near 4th of July CK. - Napoleon gulch.

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

We are living in Manzini, Swaziland -
running an eye clinic for the 7th day
Adventist Mission Service - We cannot
possibly be in Idaho before June 30 - 1990.
Airline tickets confirmed since Jan 1990

Claimant requests an extension to June 30, 19 90

Signature Arleane Maxwell Franklin Date of request April 18, 19 90

Title Owner

SWAZI EYE SERVICES
Phone. 53448 P.O. Box 2346
Manzini — Swaziland

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby ☒ granted] ☐ denied] for the following reasons:

and if granted the filing deadline is extended to June 30, 19 90

Signed this 19 day of May, 19 90

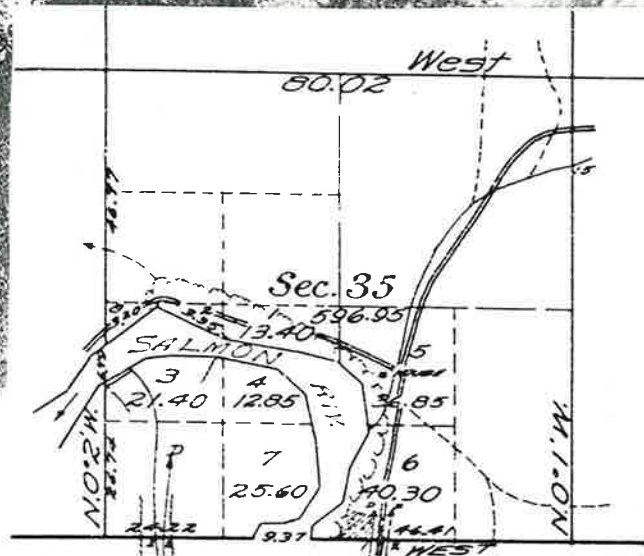
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

DAVID B. SHAW MICROFILMED

APR 19 1994

POOR ORIGINAL



Supplemental Plat of Section 35
The above 1 of Township No. 24 North, Range No 21 East
Meridian Idaho.

MICROFILMED
APR 15 1974

MARCH 24, 1993

MR VAL D FRANKLIN
P O BOX 760
MILTON-FREEWATER OR 97862

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Dear Mr. Franklin:

Pursuant to our telephone conversation of March 24, 1993, regarding the Notices of Claim to a Water Right, A75-10930 and A75-10938, please find enclosed the appropriate form to initiate the change of ownership.

The **Notice of Change of Water Right Ownership** form requires your signature(s) and information as requested in the highlighted areas, eg; proof of ownership, such as a Warranty Deed. **This form does not require Notarization.**

If you should have any questions regarding this matter please feel free to contact me at (208) 524-7161.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudications Bureau

Enclosures: Notice of Change of Water
Right Ownership form

MICROFILMED

APR 19 1994

APRIL 19 1993

CHARLES H TERRY
4014 E OAKHURST AVE
ORANGE CA 92667

RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Dear Mr. Terry:

During a recent visit to the Lemhi County Assessor's Office, I learned that you have acquired the property previously owned by Mr. Val Franklin. Notice(s) of Claim to a Water Right, A75-10930, for a domestic well, and A75-10938, for a Salmon River right have been filed by Mr. Franklin. In an effort to keep our records current for the now on-going Snake River Basin Adjudication, please find enclosed the appropriate form to initiate the change of ownership of the water right.

The **Notice of Change of Water Right Ownership** form requires your signature(s) and information as requested in the highlighted areas, eg: proof of ownership; such as a Warranty Deed, Tax Notice, etc.. This form does not require Notarization.

There are no fees due for the change of ownership. However, all documentation must be completed and in receipt by this office before any processing can be started. Therefore, please sign the form in the manner described above and return it to this office by April 30, 1993.

If you should have any questions regarding this matter please feel free to contact me at (208) 524-7161.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudications Bureau

Enclosures: Notice of Change of Water
Right Ownership form

File: TIC

MICROFILMED
APR 19 1994

AUGUST 31, 1993

CHARLES H TERRY
4014 E OAKHURST AVE
ORANGE CA 92667

RE: FINAL NOTICE ON CHANGE IN OWNERSHIP FOR A75-10930
AND A75-10938

Dear Mr. Terry:

Enclosed is a copy of a previous letter sent to you on April 19, 1993. The Change in Ownership form requires your signature before the Department can change the Notices into your name.

Numerous attempts have been made by this department to contact you concerning this matter. Water rights are extremely important in the State of Idaho and any attempts by you to sell the property will be jeopardized by your lack of response to our request.

The Department strives to keep all our records current. It is not possible to do this regarding your Notices of CLaim unless you provide us with proper documentation.

I am enclosing another Change of Ownership form for you to complete. Please provide information requested in the highlighted areas of the form and return it promptly. Failure to do so will result in the two Notices remaining in Val Franklin's name and will go to court under his name, not yours.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

MICROFILMED
APR 19 1994

CONVERSATION MEMORANDUM

POOR ORIGINAL

DATE 3-24-93FILE A75-10930/38NAME OF PARTY Val Arlene FranklinEMPLOYEE Asst

RE: Mr. Val Franklin called today to discuss his claimed rights.
A75-10930. #1. Name Connector and/or; #2. Priority date Nov. 30, 1979;
#3. Source - Salmon River; #5. 1 1/2 hp pump, 300 pipe to yard & garden
(Runs 5 sprinklers); #6. Domestic - 1/1 - 12/31 - 0.04 cfs; #7. 0.04 cfs,
NO HOUSEHOLD USE. #10. Domestic (NO STOCK)

A75-10930. #1. Arlene Franklin (only); #2. Nov. 30, 1979; #3. Well
(NO RIVER USE); #4. NWSW ^{lot 3} SEC. 35, T24N, R21E; #5. 1 1/2 hp SUBMERSIBLE
PUMP TO NEARBY YARD; #6 Domestic - 1/1 - 12/31 - 0.04 cfs;
#7. 0.04 cfs - STOCKWATER IN NON-ADDITIVE; #10 SAME AS #4 w/
DOMESTIC/STOCK ADD ALSO #9. Domestic, 1 HOME; Stock-
1 HORSE

Then Mr. Franklin tells me the property has sold.
Will send TRANSFER OF WATERRIGHT OWNERSHIP FOR FOR INFO.
P.O. Box 7602 MILTON-FRESHWATER, OREGON 97162

CONTACTED Cary Cook, Salmon-Captury 21 - He will FAX A
copy or DUBD. He DONT KNOW BUYERS NAME.

P.S. Check previous owner (Arlene Franklin - FATHER) Dave Marshall.

Now owner will need to ESTABLISH A PERMIT FOR THE RIVER CLAIM
A75-10930 - & CONFIRM OTHER DATA. -

MICROFILMED

APR 19 1994

11-1-93

POOR ORIGINAL

Using Ernie's advice, I am data entering
claim as is (for Arlene) + Mapwell ~~Franklin~~
Franklin)
A75-10930 was also data entered under Franklin's
name.

Numerous letters to both Franklins & Jerry's
have been to no avail.

No C/o has been done!

MICROFILMED

APR 19 1994

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: **A75-10938**
Date Received: 11/ 1/1993
Receipt No: **E015028**
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ARLENE L FRANKLIN 208-756-2571
Address: PO BOX 15
CARMEN ID 83462

2. Date of Priority: NOV 19, 1979

3. Source: SALMON RIVER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	21E	35		NW	SW	3	LEMHI

5. Description of diverting works:
ONE WELL, 6" CASING, 30' DEEP

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:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
24N	21E	35	NW	SW	3	DOMEST	

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:

A75-10930

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): _____ 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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 12, 1994

CHARLES TERRY
BOX 15
CARMEN ID 83462

RECEIVED
APR 15 1994

RE: Snake River Basin Adjudication (SRBA)
Notice(s) of Claim #A75-10930 & A75-10938

Department of Water Resources
Eastern District Office

Dear Mr. Terry:

We have been advised by the former owner of your property that you are the new owner of the property and water rights. Notice was served to the former owner based on the information in our records at the time of mailing.

Before we can change our records to reflect your new ownership, we need the enclosed form completed, please. Without your assistance, any notifications from IDWR will continue to go to the former owner.

Please contact the Idaho Falls office (525-7161) if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:region

Enclosures:

Copy of Change of Ownership Notice

cc: Former Owners

MICROFILMED
NOV 18 1994