

12/05/2006

NOTICE OF ERROR
REPLY

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

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 13, 2006

Water right number: 67-4285

DONNA YANTIS
2562 HWY 95
COUNCIL ID 83612
Telephone Number: (208)253-4776

JACK YANTIS
2562 HWY 95
COUNCIL ID 83612
Telephone Number: (208)253-4776

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:

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

DATE: 12-13-06

SIGNATURE: Jack Yantis

Please print your name: Jack Yantis Donna Yantis

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED
DEC 15 2006

12/14/2006

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

RIGHT NUMBER: 67-4285

NAME AND ADDRESS: DONNA YANTIS
2562 HWY 95
COUNCIL ID 83612

JACK YANTIS
2562 HWY 95
COUNCIL ID 83612

SOURCE: SPRING

TRIBUTARY: WEISER RIVER

QUANTITY: 0.080 CFS
20.000 AFY

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

PRIORITY DATE: 03/15/1912

POINT OF DIVERSION:

T17N R01W S13 NESE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.080 CFS 20.00 AFY
STOCKWATER	01/01 12/31	0.050 CFS
DOMESTIC	01/01 12/31	0.020 CFS

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S13 NWNW 0.40 T17N R01W S13 SENW 4.60

DOMESTIC in

STOCKWATER same as IRRIGATION

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 150 range cattle.

Parcel #: RP17N01W130002A



Idaho Department of Water Resources

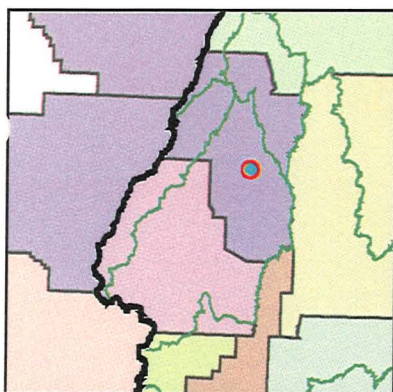
SRBA Recommendation:

67-4285

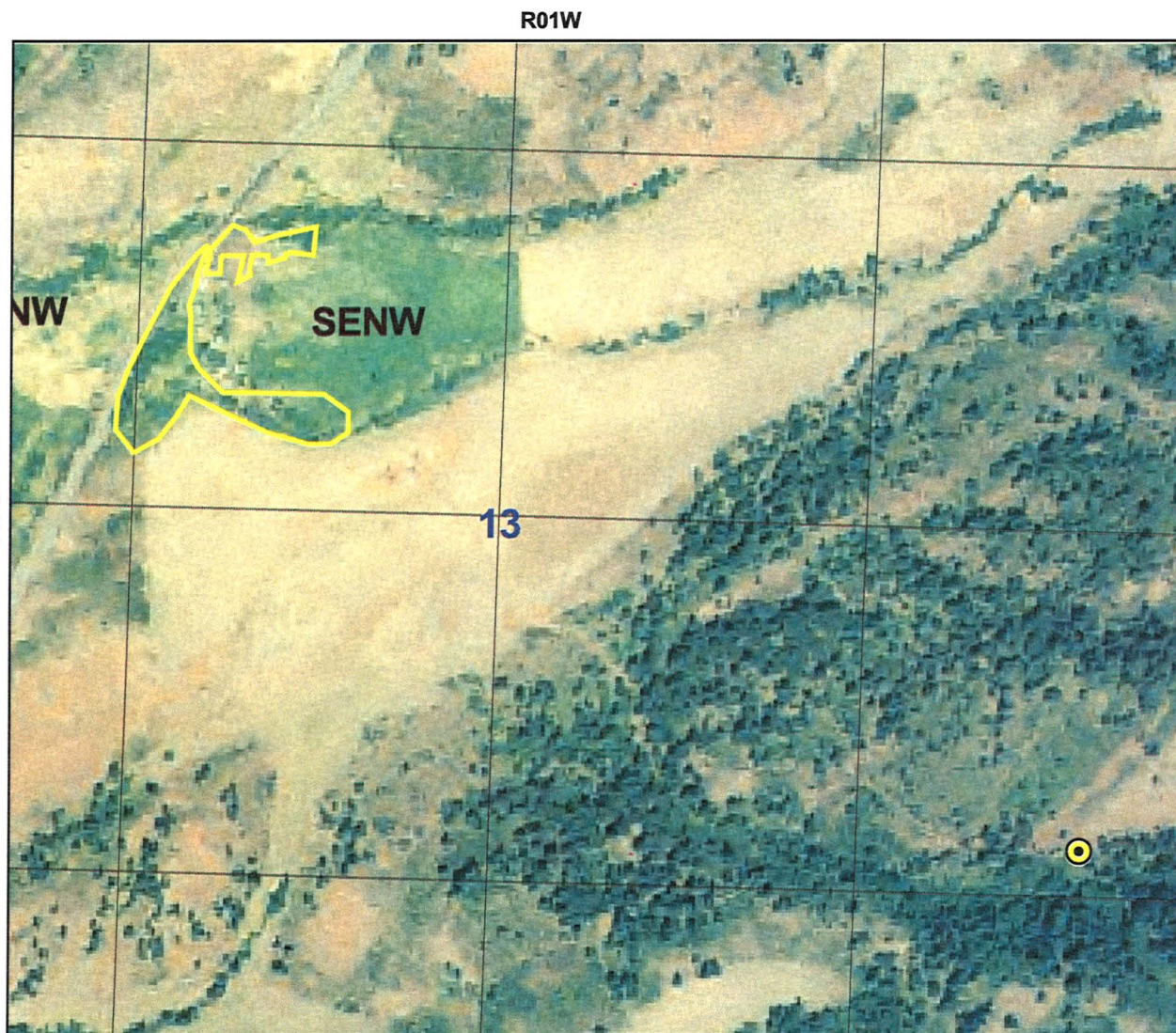
(Irrigation)

Legend

-  **Point of Diversion**
-  **Place of Use**
-  **Townships**
-  **PLS Sections**
-  **Quarter Quarters**



Adams County
IDWR Basin 67

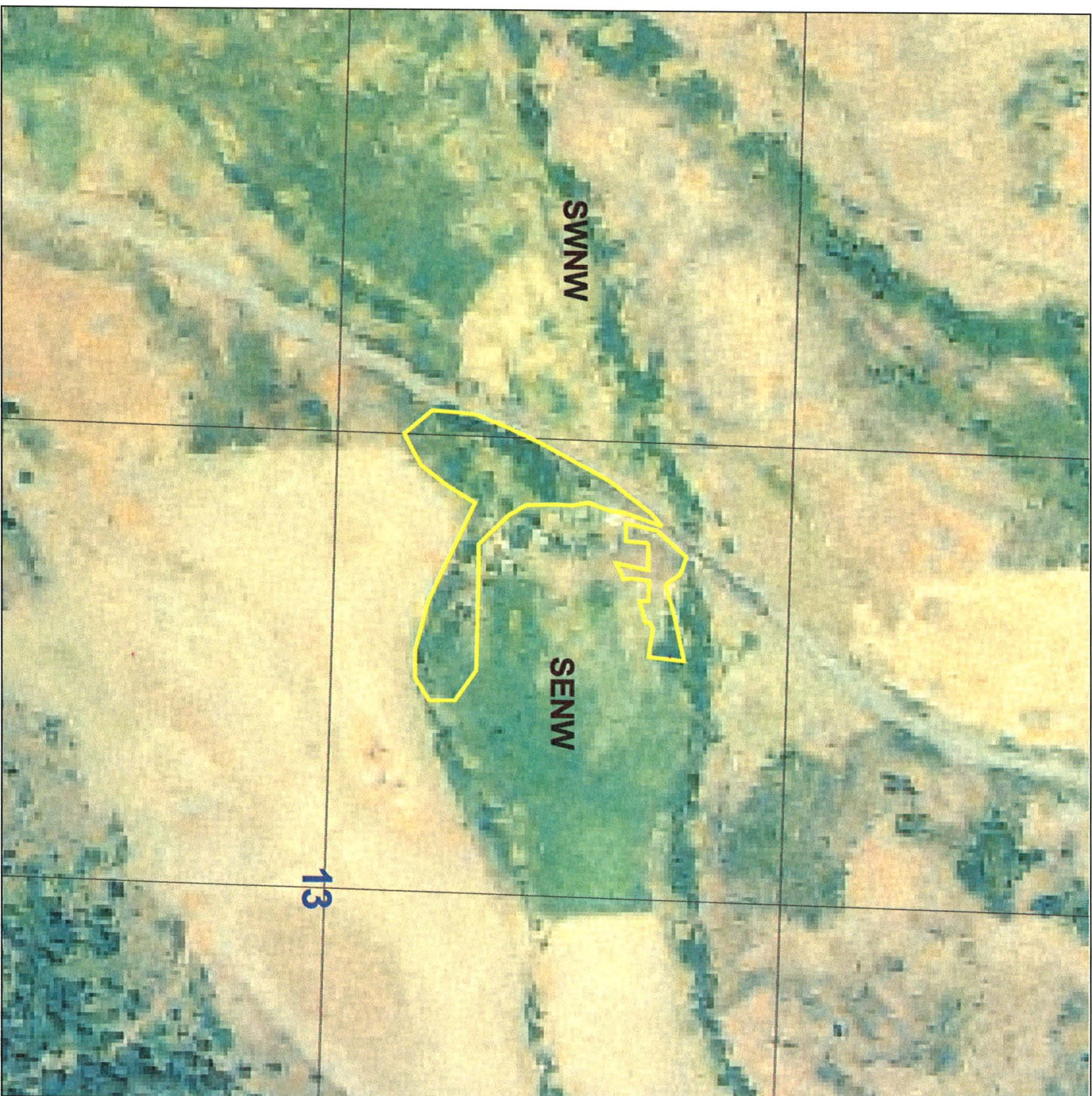


0 0.3 0.6 Miles



Prepared by IDWR State Office
On Friday, December 15, 2006
1987/88 Aerial Photography

67-4285



Adjudication Recommendation Report 67-4285 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONNA YANTIS 2562 HWY 95 COUNCIL, ID 83612 (208)253-4776
Original Owner	RAY E YANTIS TAMARACK STAR RTE COUNCIL, ID 83612
Original Owner	FAYE M YANTIS TAMARACK STAR RTE COUNCIL, ID 83612
Current Owner	JACK YANTIS 2562 HWY 95 COUNCIL, ID 83612 (208)253-4776

Priority Date: 03/15/1912
Basis: Beneficial Use
Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.080 CFS	20.00 AF
STOCKWATER	01/01 to 12/31	0.050 CFS	
DOMESTIC	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.080 CFS	20.00 AF

SPRING NE1/4SE1/4 Sec. 13, Twp 17N, Rge 01W, B.M.
ADAMS County

IRRIGATION

[illegible]

Total Acres: 5
DOMESTIC

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-4285 V1

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. C18 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.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
4. X01 Domestic use is for 1 home.
5. X02 Stockwater use is for 150 range cattle.
6. Parcel #: RP17N01W130002A

Remarks:

Comments:

1. csaxton 12/14/2006 FE
Comment: Field Exam by Sandy Hemenway on 11-26-06.
2. csaxton 12/14/2006 Priority
Comment: Priority taken from combo of claimant statment and deeds. Ownership of the POU is 2/1/1912. However, since that it outside of the irrigation SOU recommend 3-15-1912.
3. csaxton 12/14/2006 Diversion Rate
Comment: Field exam notes say capacity is 0.07 cfs in one spot and 0.08 cfs in the other. Give the benefit of the doubt and recommend 0.08 cfs.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			12/05/2006	csaxton	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-4285 V1

Summary	12/14/2006	csaxton	Active
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	12/14/2006 6:04:00 PM	csaxton	Updated shape
Summary	12/14/2006 6:22:36 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	12/5/2006 10:18:37 AM	csaxton	Updated shape from PLS
POU	12/5/2006 10:23:36 AM	csaxton	Updated shape from PLS
Summary	12/5/2006 10:27:33 AM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

Water Supply Bank:

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 67-4285
Date Received: 11/9/1989
Receipt No: W006656
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DONNA YANTIS Phone: (208)253-4776

2562 HWY 95
COUNCIL ID USA 83612

OK

JACK YANTIS Phone: (208)253-4776

2562 HWY 95
COUNCIL ID USA 83612

OK

2. Date of Priority: 07/01/1909

3. Source: SPRING Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	01W	13	NE SE	ADAMS	

5. Description of diverting works:

SPRINGBOX & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	~~0.1~~	
STOCKWATER	1/01	12/31	~~0.07~~	
DOMESTIC	1/01	12/31	0.04	

0.05

7. Total Quantity Appropriated is:

~~0.1~~ C.F.S.

0.08

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	13	SE	NW	IRRIGATION	5.24
			SW	NW	~~Section Acres~~	~~5~~ 0.5
					Total Acres	~~5~~ 5.74

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

OTHER WATER RIGHTS-67-4286, 67-104, 67-105, 67-106, 67-107, 67-108, 67-2012, 67-2065A AND B (NOW COMBINED TO A67-11448) AND 78-2035. (A67-104, 105, 106, 107 AND 2012 NOW COMBINED TO A67-11449).
ACRES COVERED BY 78-2035 AND 67-4286.

15. Basis of Claim: Statutory Claim

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20____

Notary Public

Residing at _____

My commission Expires _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 67-4285

Owner: Spck or Donna Yantis Phone No. (208) 253-4776

Current Address: 2562 Hwy 95, Council, Id 83612

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☒ No change Address
- ☐ NEW ADDRESS _____
- ☒ How long owned property? owned since 1980, but was owned by family for past 100 years

Accompanied by: Spck Yantis

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 7-1-1909

(If priority date, based on your exam, seems questionable, explain below.)

Property homesteaded ~1910 (this was stated by Jack's memory & not according to his files back at the house)

Source: Spring Tributary to Weiser River

- ☒ No Change –SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
A0002309								Adams	N 44° 48.496'
									W 116° 23.458'
									2310.940.51
									1,514,676.07

* I was unable to get a reading, but Jack marked map for location

Please double check reading with location marked on map.
Thanks!

Description of diverting works

* See attachment

GPS'd by Yantis previously

OVERLAP REVIEW

Other water rights with the same point of diversion: None

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

- ☐ No change
- ☐ Different Uses

WR states 0.07 cfs stockwater for 150 head cattle; * changes are stockwater 150 head cattle = 0.05 cfs according to Table 1 Rec. Div. Rates for Stockwater Exhibit 15A

Use Domestic From 1/1 To 12/31 Amount 0.04 CFS AFA
 Use Stockwater From 1/1 To 12/31 Amount 0.05 CFS AFA
 Use Irrigation From 4/15 To 10/15 Amount CFS AFA

* total cannot exceed 0.08 cfs the system's capacity

TOTAL VOLUME - Groundwater only N/A

- ☐ Incomplete on claim, the total is, Amount CFS AFA
- ☐ Changes found, the new total is, Amount CFS AFA
- ☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☐ No change
- ☐ Changes Exam found: Domestic # of homes 1 Stock # 150 head cattle
 Types Additional comments: cattle rotate around

PLACE OF USE:

- ☐ No Change
- ☒ Changes shown below:

0.5 acres irrigated in SWNW (fruit trees) in addition to 5.24 acres in SENW (claimed on this WR).
 No other changes.

property + winter at barn + corral; calves are kept year-round in barn/corral area.

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	1W	13							0.5	5.24									5.74

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: ** see attachment*

gravity flow system

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

** see attachments*

Directions to physical address of POU: I84, Hwy 95 thru Weiser, Cambridge + Council, ~ 7 miles north of Council at mile post # 142 1/2, red barn on right side, 2562 Hwy 95 Council. POU for WR's; property across highway from 2562 Hwy 95, at the residence +

AFTER EXAM THE FILE SHOULD CONTAIN: surrounding yard + garden, +

- ☒ Completed claim checklist
 - ☒ Photographs of POD's and POU
 - ☒ GPS readings
 - ☒ Completed map and or GIS layout showing POD's and POU
- pastures east, northeast, south, southwest + southeast of residence. POD: see attached attachment w/ description of diverting works.

DATE EXAM CONDUCTED: 11-8-06

FIELD EXAMINER:

Judy Hemenway

67-4285 Yantis

Date of Inspection: 11/6/2006

Inspector: Sandy Hemenway

Description of Diverting Works:

Location GPSd by Jack Yantis's daughter at N44.48.496' W116.23.458' (I was unable to obtain a reading at the time of the inspection). Mr. Yantis also drew on the map to indicate the location of the POD.

Spring: 24'x30"12" spring box/collection box, approximately 1 mile of 1 3/4" buried pipe to POU.

Delivery System Narrative:

1 3/4" buried pipe, gravity flow to faucets located throughout the property, yard, garden, apple orchard, stockyard, and barn to attach hoses and misc. sprinklers used for irrigation.

Comments/Remarks:

Supplemental Water: None

Jack Yantis stated that his grandmother homesteaded the property, and then he bought the property from his uncle in 1980.

67-04285 Yantis

Date of Inspection: 11/6/2006

Inspector: Sandy Hemerway

Domestic / 1 home, internal/external = 0.04 cfs

Stockwater:

* Recommend changing from 0.07 cfs to 0.05 cfs.

Confirmed livestock: 150 head cattle on WR application,
+ 150 head cattle presently.

Table 1. Recommended Diversion Rates for Stockwater

Exhibit 15 A 101-200 head cattle = 0.05 cfs

Irrigation: season: 4/15 - 10/15 = 184 days

Confirmed acres: 5.74 acres $\times$ 0.02 cfs = 0.11 cfs

$V_{ir} = 5.74 \text{ acres} \times 4.0 \text{ irrigation requirement} = 22.9 \text{ af}$

$V_{dr} = .07 \text{ cfs} \times 184 \text{ days} \times 1.4835 = 25.5 \text{ af}$

$V = 22.9 \text{ af}$

Note: Additive, domestic, irrigation + stockwater
cannot exceed 0.07 cfs (system capacity) since
they do not store any water.

Pipe Flows = 1 3/4" pipe = 1.75"

$$Q = 5\pi R^2 (r \text{ in ft}) = \boxed{0.08 \text{ cfs max. capacity of pipe}}^{\text{system}}$$
$$R = (\text{diameter} / 12) / 2 = (1.75 / 12) / 2 = 0.07$$
$$\pi = 3.1416$$



POD:
Spring
24"x30"x
12"
spring box/
collection
box,
approximately
1 mile of
1 3/4" buried
pipe to
POU

Vart's GPS'd ——— N 44° 48.496' W 116° 23.458'
(I was unable to obtain GPS coord.)



Domestic
internal/
external
(garden),
stockwater
(150 head
cattle),
Irrigation

67-04285 Vart's

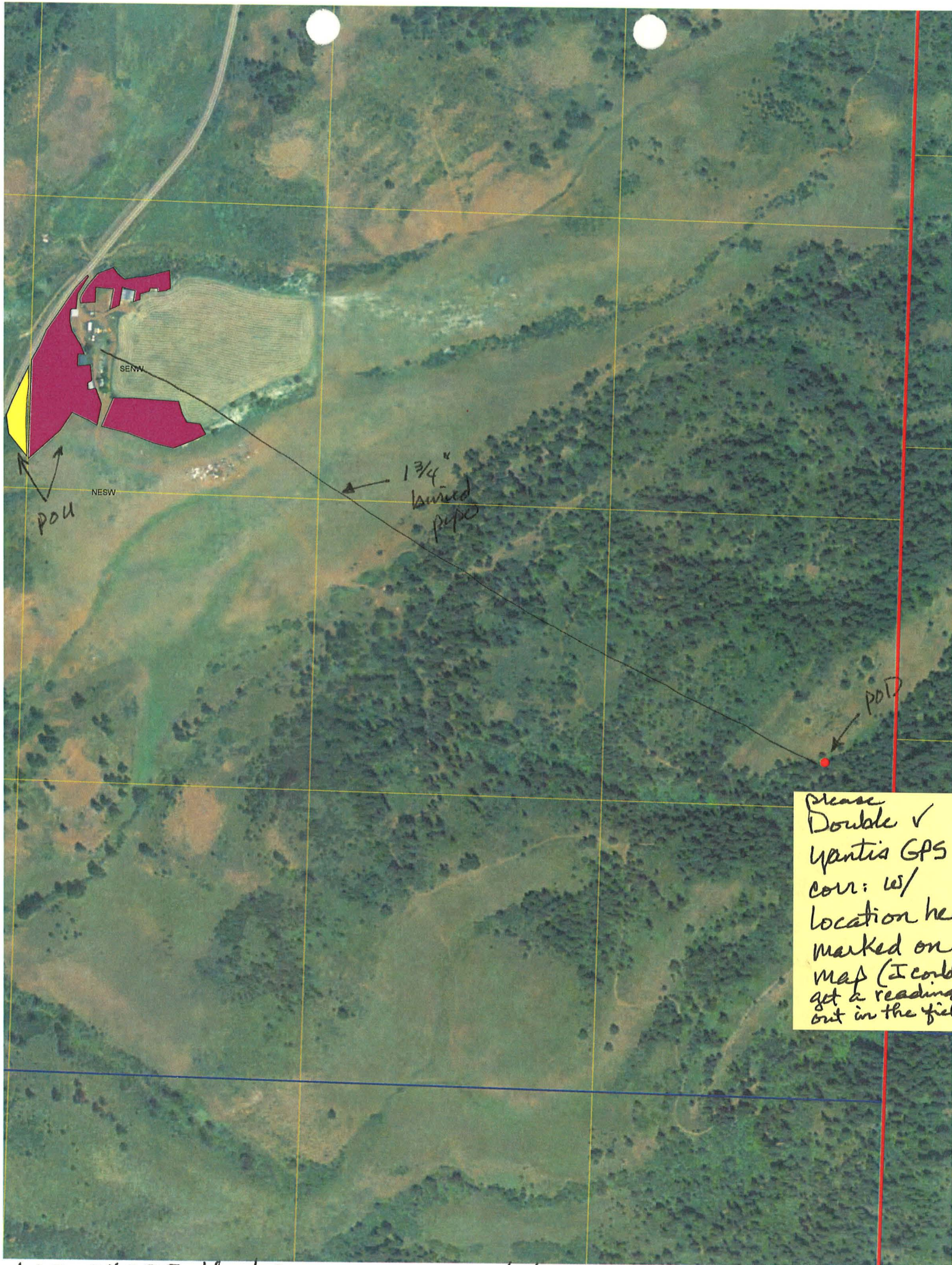
SH.



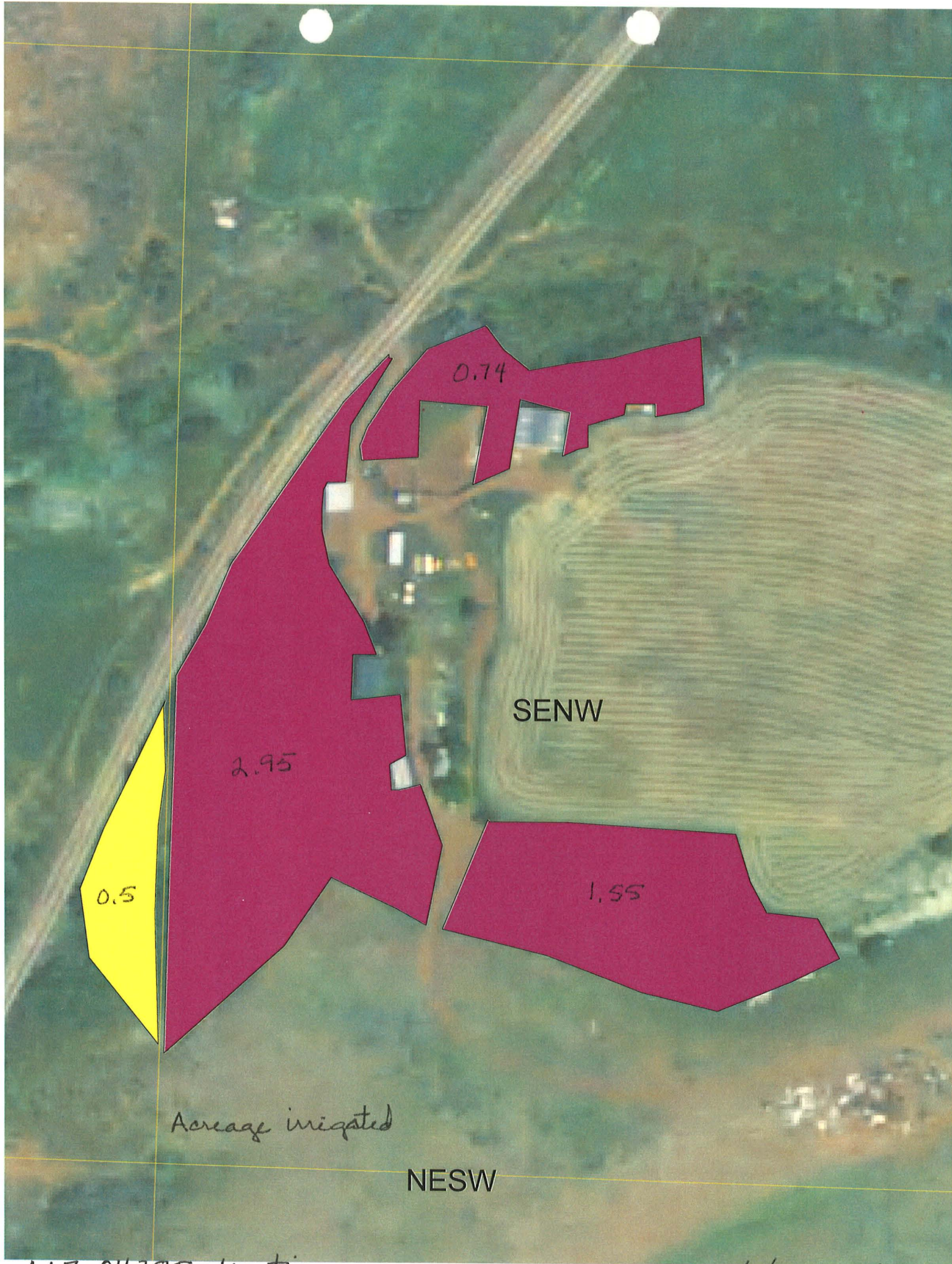
Stockwater
150 head
cattle
rotated
around
property,
but
wintered
totally in
barn by
house, &
calves are
kept at
barn

67-04285 Yantis

SH.



Please
Double ✓
Yantis GPS
corr: w/
location he
marked on
map (I couldn't
get a reading
out in the field)



0.74

SENW

2.95

0.5

1.55

Acreage irrigated

NESW

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

AFFIDAVIT

67-4286)

State of Idaho)
County of Adams)

Donna Yantis being first duly sworn,

deposes and says: The priority date of 1910 for claim
67-4286 is based on the time the lands were
Homesteaded and the water first being used and
proved upon by the Yantis family. The lands
have been in the Yantis family for 3 generations.
The springs have been in use since the original
claim was made.

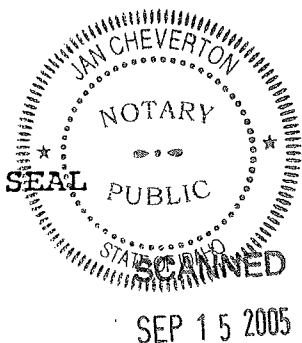
Donna Yantis
(Signature)

Subscribed and sworn to before me this
day 14 of Sept, 18 2005

Jan Cheverton
(Notary Public)

Residing at Trinidad

My Commission Expires 11-4-05



IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 67-4286

RECEIVED
SEP 15 2005
Department of Water Resources

WATER RIGHT NUMBER: 67-4286

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONNA YANTIS 2562 HWY 95 COUNCIL, ID 83612 (208)253-4776
Current Owner	JACK YANTIS 2562 HWY 95 COUNCIL, ID 83612 (208)253-4776

Priority Date: 01/01/1910

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	FORT HALL CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/30 to 10/31	0.100 CFS	
STOCKWATER	1/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.140 CFS	

Location of Point(s) of Diversion

SPRINGS	NW1/4NW1/4	Sec. 19, Twp 17N, Rge 01E, B.M.
ADAMS County		
SPRINGS	NW1/4NW1/4	Sec. 18, Twp 17N, Rge 01E, B.M.
ADAMS County		
SPRINGS	NE1/4NE1/4	Sec. 24, Twp 17N, Rge 01W, B.M.
ADAMS County		

Place of UseIRRIGATION Within ADAMS County

T17N R01W S24	NENE	2.0	T17N R01W S24	NWNE	3.0
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Total Acres: 5

STOCKWATER Within ADAMS County

T17N R01W S13	NENE	T17N R01W S13	NWNE
T17N R01W S13	SWNE	T17N R01W S13	SENE
T17N R01W S13	NENW	T17N R01W S13	SENW
T17N R01W S13	NESW	T17N R01W S13	NESE

Conditions of Approval:

- ACRES COVERED UNDER 78-2035 AND 67-4285.
OTHER RIGHTS: 67-104, 67-105, 67-106, 67-107, 67-2012 (NOW COMBINED TO A67-11449)
67-4285, 78-2035, AND 67-2065A AND B WHICH HAVE BEEN COMBINED TO A67-11448.

SCANNED

SEP 15 2005



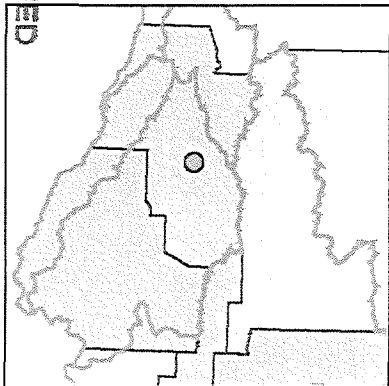
Idaho Department of Water Resources

Adjudication Claim Number: **67-4286**

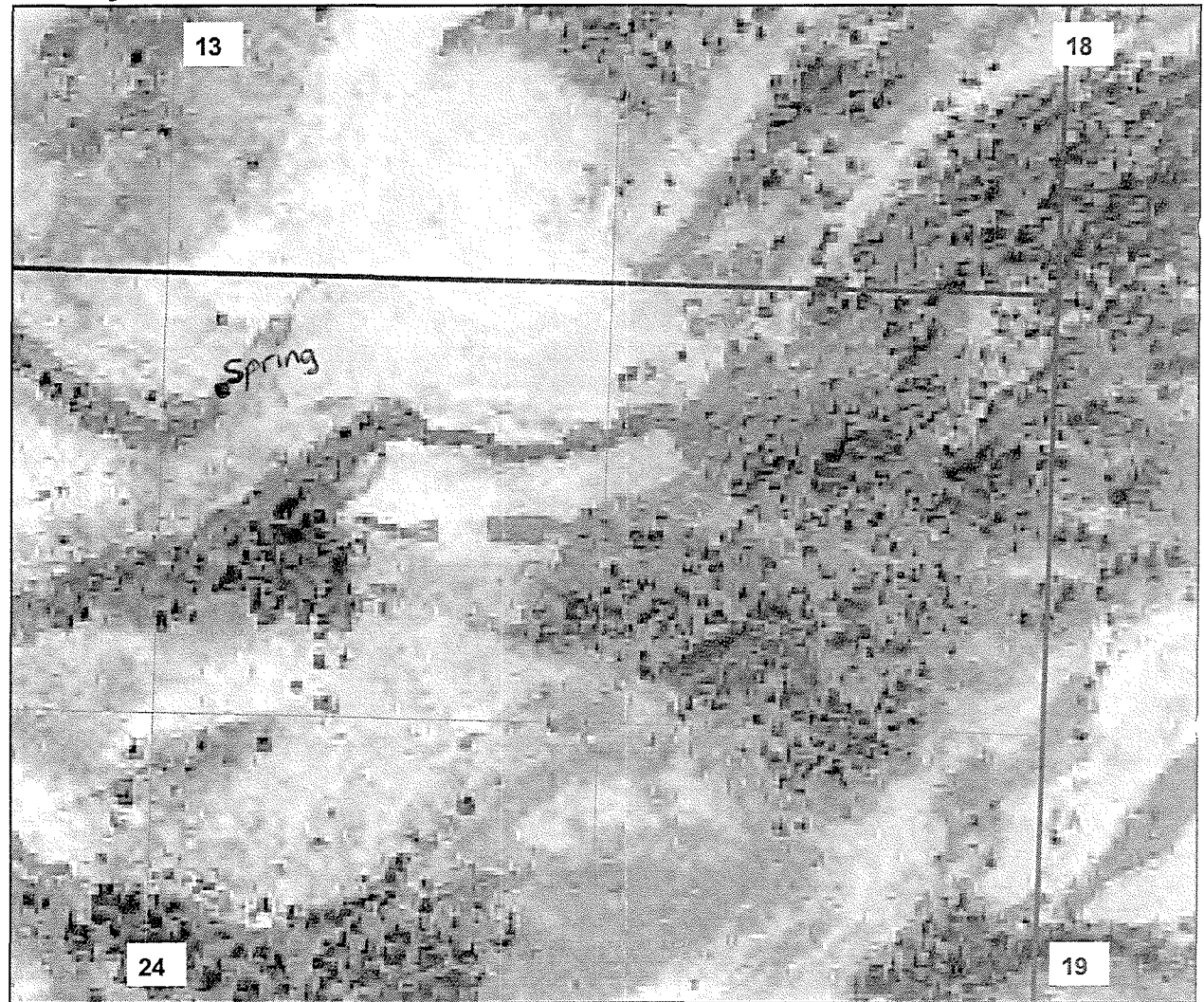
T17N R01W

Legend

PLS Sections
GCDBQuarter Quarters



Adams County
IDWR Basin 67



0 0.2 0.4 Miles

Prepared by D. Narsavage
On Thursday, September 1, 2005
1987 Aerial Photography

Spring
Spring

SEP 15 2005

SCANNED

67-4286

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **Boise, Idaho,** has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant **Edward W. Tomlinson** according to the provisions of the Act of Congress of April 24, 1820, entitled "An Act making further provision for the sale of the Public Lands" and the acts supplemental thereto, for the **northeast quarter of the north-east quarter of Section thirteen in Township seventeen north of Range one west of the Boise Meridian, Idaho, containing forty acres,**

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I,

Woodrow Wilson

President of the United States of America, have caused these letters to be made

Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the

ELEVENTH

day of

JANUARY

In the year of our Lord one thousand

nine hundred and

SIXTEEN

and of the Independence of the

United States the one hundred and

FORTIETH.

By the President:

Woodrow Wilson
By *M. P. Le Roy* Secretary,
L. C. Lamar
Recorder of the General Land Office.

(SEAL)

CERTIFIED

to be a true copy of a document on
file in the Idaho State Office

AUG 24 1995

Diane Hartman
BUREAU OF LAND MANAGEMENT

507230

SCANNED

SEP 15 2005

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **Blackfoot, Idaho,**

has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant **Sarah M. Yantis**

according to the provisions of the Act of Congress approved March 3, 1877, entitled "An Act to provide for the sale of certain lands in certain States and Territories," as amended by the Act of March 3, 1891, for the northeast quarter of the northwest quarter of Section thirteen in Township seventeen north of Range one west of the Boise Meridian, Idaho, containing forty acres,

according to the Official Plat of the Survey of the said Land on file in the GENERAL LAND OFFICE.

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, **Franklin D. Roosevelt,**

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the **THIRD**

day of **JANUARY**, in the year of our Lord one thousand

nine hundred and **THIRTY-EIGHT**, and of the Independence of the

United States the one hundred and **SIXTY-SECOND.**

By the President:

Franklin D. Roosevelt

By

Johnne J. Gavanagh, Secretary,
Charles S. Adams

Recorder of the General Land Office.

(SEAL)

CERTIFIED

to be a true copy of a document on file in the Idaho State Office

AUG 24 1995

Diane Hartman
BUREAU OF LAND MANAGEMENT

1094868

SCANNED

SEP 15 2005

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Boise, Idaho, has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant Ralph Yantis according to the provisions of the Act of Congress approved March 3, 1877, entitled "An Act to provide for the sale of desert lands in certain States and Territories," as amended by the Act of March 3, 1891, for the north-west quarter of the northeast quarter of Section thirteen in Township seven-
 teen north of Range one west of the Boise Meridian, Idaho, containing
 forty acres,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, Warren G. Harding,

President of the United States of America, have caused these letters to be made Patent, and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, in the District of Columbia, the, EIGHTH
 day of AUGUST In the year of our Lord one thousand
 nine hundred and TWENTY-TWO and of the Independence of the
 United States the one hundred and FORTY-SEVENTH.

By the President

By

Secretary.

SCANNED

Acting

Recorder of the General Land Office.

CERTIFIED

to be a true copy of a document on
 file in the Idaho State Office.

AUG 24 1995

Diane Heitman
 BUREAU OF LAND MANAGEMENT

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **BOISE, IDAHO,**
has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862,
"To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of
EDWARD W. TOMLINSON
has been established and duly consummated, in conformity to law, for the **EAST HALF OF THE SOUTHEAST QUAR-**
TER OF SECTION THIRTEEN AND THE NORTH HALF OF THE NORTHEAST QUARTER OF SEC-
TION TWENTY-FOUR IN TOWNSHIP SEVENTEEN NORTH OF RANGE ONE WEST OF THE BOISE
MERIDIAN, IDAHO, CONTAINING ONE HUNDRED SIXTY ACRES,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said
TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereto
the said claimant forever; subject to any vested and accrued water
rights to ditches and reservoirs used in connection with such water rights,
and decisions of courts; and there is reserved from the lands hereby grant
authority of the United States.

IN TESTIMONY WHEREOF, I,

President of the United

Patent, and the seal of

GIVEN under my hand, at

day of SEP

nine hundred and

United States the one hundred and

By the President:

By

TEN

THIRTY-FIFTH.

Wm. H. Taft
M. P. Le Roy
H. W. Ferguson

Secretary,

Recorder of the General Land Office.

(SEAL)

CERTIFIED

to be a true copy of a document on
file in the Idaho State Office

AUG 24 1995

Diane Hartman
BUREAU OF LAND MANAGEMENT

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **BOISE, IDAHO,** has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of **SARAH M. YANTIS, FORMERLY SARAH M. OMLINSON,** has been established and duly consummated, in conformity to law, for the **SOUTH HALF OF THE NORTHEAST QUARTER, THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION THIRTEEN IN TOWNSHIP SEVENTEEN NORTH OF RANGE ONE WEST OF THE BOISE MERIDIAN, IDAHO, CONTAINING ONE HUNDRED ACRES,**

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND-O

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant **TO HAVE AND TO HOLD** the said tract of Land, with the appurtenances thereof, unto the said claimant forever; subject to any vested and accrued water rights for mining, agricultural rights to ditches and reservoirs used in connection with such water rights, as may be recognized and decisions of courts; and there is reserved from the lands hereby granted, a right of way there authority of the United States.

IN TESTIMONY WHEREOF, I,

WILLIAM H. TAFT

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the

FIRST

day of

FEBRUARY

in the year of our Lord one thousand

nine hundred and

TWELVE

and of the Independence of the

United States the one hundred and

THIRTY-SIXTH.

By the President:

By

Secretary,

(SEAL)

CERTIFIED

to be a true copy of a document on file in the Idaho State Office

AUG 24 1995

DIANE HARTMAN
BUREAU OF LAND MANAGEMENT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Ray E & Faye M. Yantis

(Name of Claimant)

Tamarack Star Rte Council Ida 83612

(Mailing Address)

(Zip Code)

Telephone No. 253-4893

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use) 7/1/1969

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Spring tributary to Ft. Haller Trib. Weiser River

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>0.04</u>		Use <u>Domestic</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>0.10</u>		Use <u>Live Stock</u>		Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity <u>0.10</u>		Use <u>Irrigation</u>		Period of Use From <u>7/1/15</u>	To <u>10/31/15</u>
Quantity <u>0.10</u>		Use <u></u>		Period of Use From <u></u>	To <u></u>
Quantity <u>0.10</u>		Use <u></u>		Period of Use From <u></u>	To <u></u>

- (4) 0.10 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

NE 1/4 SE 1/4 Sec. 13 Twp. 17N Rge. 1W B.M., County of Adams

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Spring box & Pipeline

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
17N	1W	13								5									5
17N	1W	13								X									

No. of acres 5

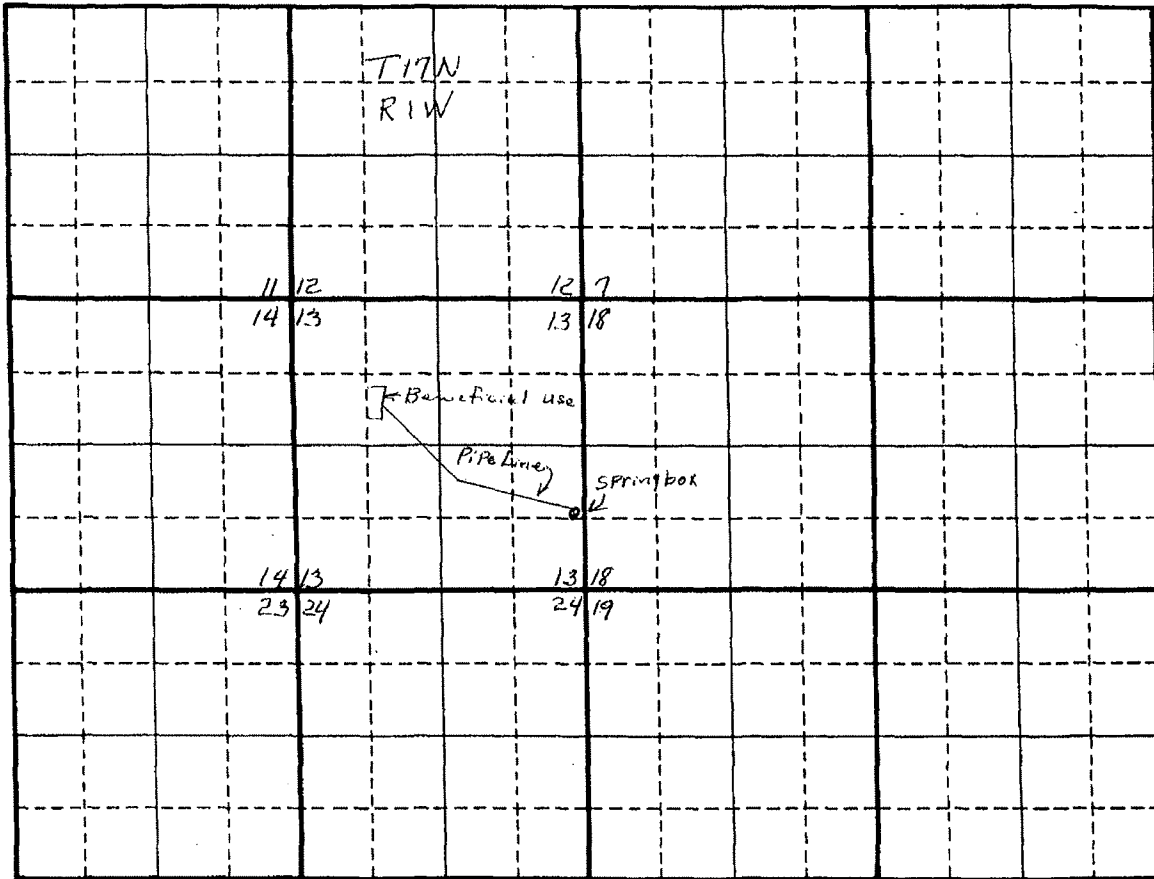
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Full Time Domestic & Livestock Use

NOTE: Include here the type and number of stock watered: Peak Animal Use 150 Cow-Calf Pairs

- (7) If you are claiming water as a member of an organization, list name of organization:

MICROFILMED

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of

Adams

)
) ss.
)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Ray E. Yantler
Jorge M. Yantler
(Claimant)

Sworn to before me this 8 day of August, 1979.

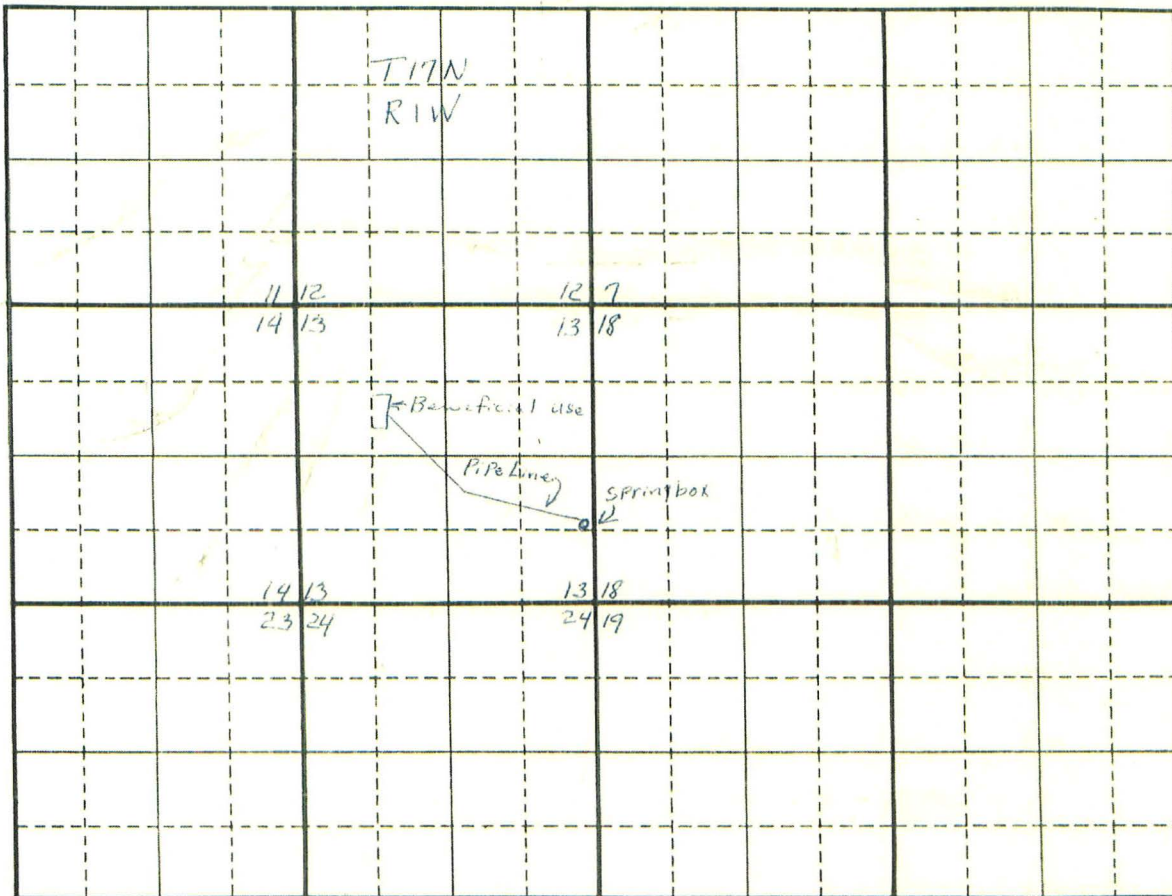
Randy Looney
Notary Public
Residing at Indian Valley, Idaho

My commission expires 8-3-83

FOR DEPARTMENT USE ONLY

Received by kw JKN Date 8/9/79 Exception filed by: Forwarded to Date
Prelim. check by CWB Date 8/23/79 #14526 claimant by:
\$20.00 fee received by CWB Date
Published in Adams County Leader
Dates 9/6 & 9/13/79 KK 9/25/79

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Adams) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 8 day of August

Ray E. Gantner
Ray E. Gantner
(Claimant)

, 19 79.

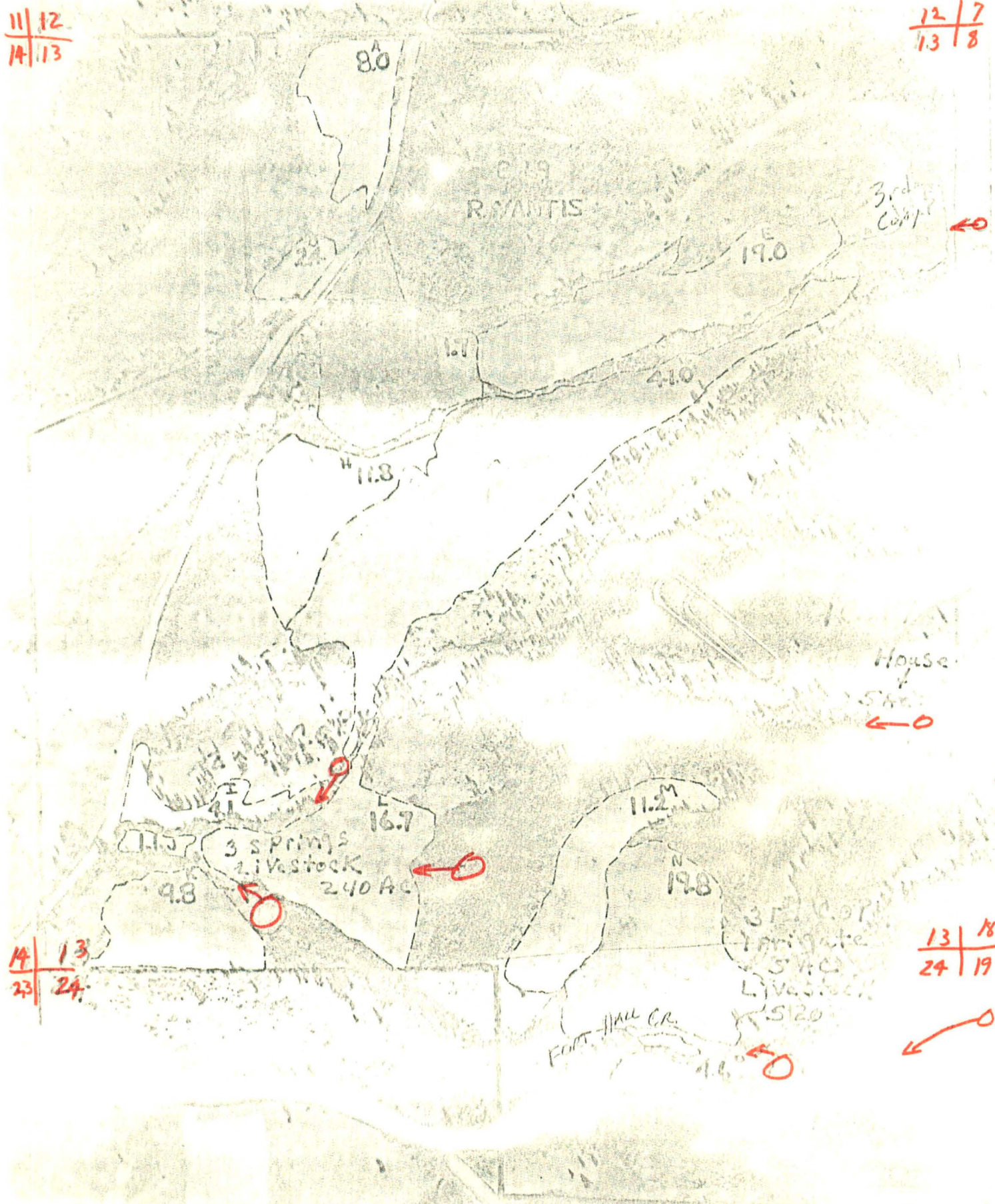
Reuben Loomis
Notary Public
Residing at Indian Valley, Idaho

My commission expires 8-3-83

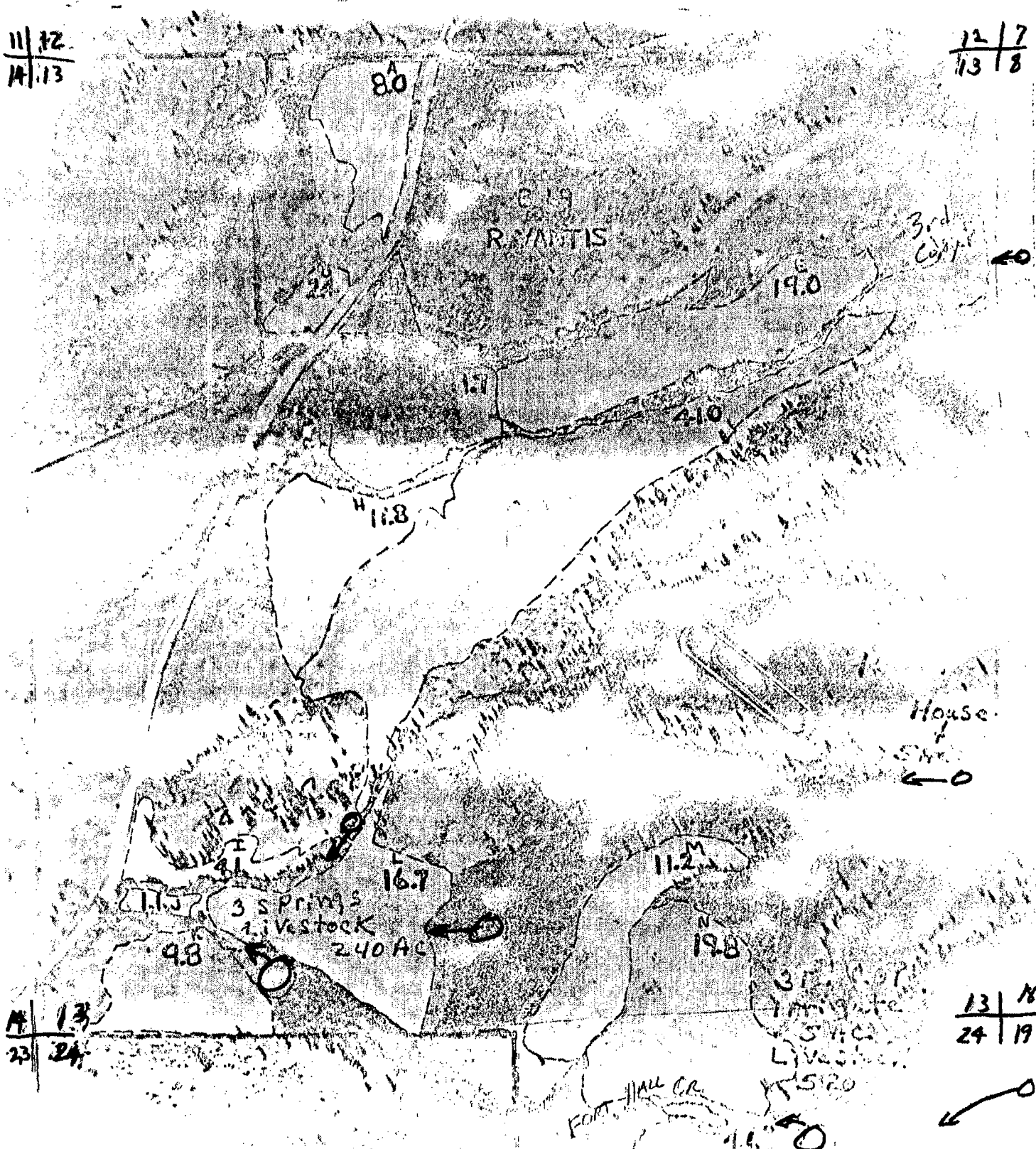
FOR DEPARTMENT USE ONLY

Received by kw JRN Date 8/9/79 Exception filed by: _____ Date _____
Prelim. check by CWB Date _____
\$20.00 fee received by kw Date 8/23/79 # 14526
Published in Adams County Leader _____
Dates 9/6 & 9/13/79

Forwarded to claimant by: KR Date 9/25/79

$$\begin{array}{r|l} 12 & 7 \\ \hline 13 & 8 \end{array}$$


MICROFILMED

$$\begin{array}{r|l} 12 & 7 \\ \hline 13 & 8 \end{array}$$


MICROFILMED

[illegible]

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State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: _____

Right Number 67-4285 Applicant _____

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

PRE-EXAM SHOWS EXISTING
RIGHT AT CORRECT LEGAL
DESCRIPTION.

8/22/79 CWBryan

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By DBS Date 9/24/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By Juni Date 9/28/79

MICROFILMED

6Z-4285-

YANTIS, RAY E. &/or FAYE M.

TAMARACK STAR RTE., COUNCIL, ID 83612

Source: SPRING tributary to WEISER RIVER

Priority Date: 07/01/1989

Amount: 0.10 CFS

Diversion Point: NESE Sec 13 T 17N R 01W, ADAMS Co.

Use: DOMESTIC	(0.04 CFS)	from 01/01 to 12/31
STOCKWATER	(0.07 CFS)	from 01/01 to 12/31
IRRIGATION	(0.10 CFS)	from 04/15 to 10/15

Place of Use: SENW Sec 13 T 17N R 01W FOR 5 ACRES

Diversion Means: SPRINGBOX & PIPELINE

MICROFILMED

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: A67-04285

Date Received: 9/28/1989

Receipt No: W006656

Received By: RN

RECEIVED
NOV 09 1989

Department of Water Resources
Western Regional Office

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

1. Name: RAY E. YANTIS (Jack Yantis)
Address: TAMARACK STAR RTE. HC 64 Box 3595 Forthall Hill)
COUNCIL, ID 83612

Name: FAYE M. YANTIS (Donna Yantis)
Address: TAMARACK STAR RTE. HC 64 Box 3595 Forthall Hill)
COUNCIL, ID 83612

2. Date of Priority: JUL 01, 1909

3. Source: SPRING Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	13	NE	SE			ADAMS

5. Description of diverting works:
SPRINGBOX & PIPELINE

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	~~0.070~~		
IRRIGATION	04/15	10/15	0.100		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
150 HEAD CATTLE, 1 FAMILY

A67-04285

Page 1

Date: 09/28/89

SCANNED
MAY 10 2004
MICROFILMED
OCT 02 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
17N	01W	13	SE NW		IRR	5.0
Section Acres						5.0
Total Acres						5.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used: 67-4286, 67-104, 67-105, 67-106, 67-107, 67-108, 67-2012
67-2065A, 67-2065B, 78-2035

14. Remarks:
acres covered by 78-2035 and 67-4286

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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): Jack F. Yanto Date: 11-20-89
Donna Yanto Date: 11-20-89

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of Nov 19 89
Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994