

05/16/2006

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

RIGHT NUMBER: 67-7033

NAME AND ADDRESS: BONNIE A FISK
BOX 275
COUNCIL ID 83612

MICHAEL ANTHONY FISK
BOX 275
COUNCIL ID 83612

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
1.200 AFY

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

PRIORITY DATE: 07/29/1969

POINT OF DIVERSION:

T16N R01W S14 SWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS
1.20 AFY

PLACE OF USE: DOMESTIC Within ADAMS County

T16N R01W S14 SWNW

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 - License

The following rights are also diverted through point of diversion described above:67-13919



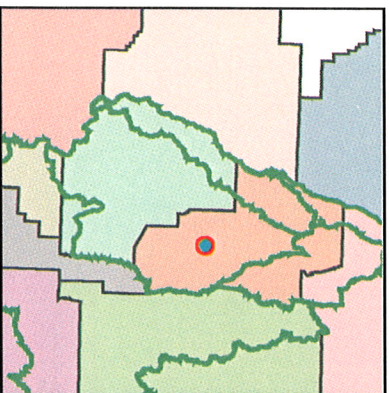
Idaho Department of Water Resources

SRBA Recommendation:

67-7033

Legend

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



Prepared by M. Mount
On Tuesday, May 16, 2006
1987/88 Aerial Photography

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 67-7033 Priority July 29, 1969 Amount 0.05 cfs

THIS IS TO CERTIFY, that Michael Anthony Fisk
of Council, Idaho, has complied with the terms and conditions of Permit
No. 67-7033 issued pursuant to Application for Permit dated July 29, 1969,
and has submitted proof to the Department of Water Administration on August 18, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.05 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source

tributary of _____, is hereby confirmed in the following amounts:

Amount 0.03 cfs for domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount 0.02 cfs for irrigation from April 15 to Oct. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.05 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 14, Twp. 16 N, Rge. 1 W, B.M.

in the county of Adams; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 4.0 acre feet per year ~~XX~~

~~XXXXXX~~ for irrigation use and 0.6 acre feet per year for
domestic use with the total amount not to exceed

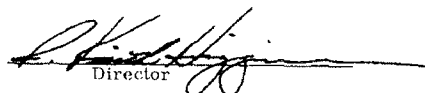
Description and location of place of use: 4.6 acre feet per year.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16 N	1 W	14						1											1
								X	(domestic use)										

Total number of acres irrigated 1

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of
February, 19 72.


Director

67-7033

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: **A67-07033**
Date Received: 1/ 3/1990
Receipt No: W007358
Received By: _____

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

1. Name: MICHAEL ANTHONY FISK 208-253-4592
Address: BOX 275
COUNCIL ID 83612
OR
Name: BONNIE A FISK 208-253-4592
Address: BOX 275
COUNCIL ID 83612

2. Date of Priority: JUL 29, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	14	NE	SW	NW		ADAMS

5. Description of diverting works:
96-100' WELL, 6" CASING, PUMP & PIPELINE TO HOUSE, LAWN & GARDEN

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 W/LAWN & GARDEN

SCANNED
MAY 10 2004

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	14	SW	NW		DOMEST	

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:
NONE

14. Remarks:

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): _____ 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 _____

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

CIVIL CASE NUMBER: 39576

Identification No. A67-07033Date Received 1-3-90Receipt Number W007358NOTICE OF CLAIM
TO A
WATER RIGHTRECEIVED
JAN 03 1990Department of Water Resources
Western Regional OfficeACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) FISK, MICHAEL R. & BONNIE A. Phone (208) 253-4582
Mailing Address Box 275, Council, ID Zip 836122. Date of Priority (Only one per claim) 07/29/1969 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source4. Location of point of diversion is: Township 16N Range 01W
Section 14 NE 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM.,
County of BOAMS

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. DRILLED WELL, 96-100 FT DEPTH, 6" CASING, PUMP & PIPELINE TO HOUSE, LAWN, & GARDEN.6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For DOMESTIC purposes from 01/01 Month/Day to 12/31 Month/Day amount 0.04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) DOMESTIC HOUSEHOLD, LAWN, & GARDEN.

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10. Place of use is: Township: 16N Range 1W
Section 14, SW 1/4 of NN 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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.
(X) None or _____

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 67-07033

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

Number of Attachments _____

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

Signature of Claimant (s) x Michael D. Fisk Date Dec. 4, 1989

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 _____
Organization 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 ADAMS) SS.

Subscribed and sworn (or affirmed) before me this 4th day of DECEMBER 19 89

SEAL

Notary Public Donna E. Smith

Residing at BOISE, ID

My Commission Expires 11/08/1994

Last Name Fisk Ident No. A6707033

Copies: White-State, Yellow-Claimant

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Old (D) Number -

+ - - - - - Address

1.

City- COUNCIL
Phone -

+ - - Sta
L - LICENSE

+ + + + + - - - - - Tributary

----- Diversion Name ----- Diversion Rate ----- Diversion No.

(3) ADAMS

----- Diversion Rate ----- Diversion Volume -----

4.00
0.60

Capacity - +

| Description | County |
|-------------|--------|
|-------------|--------|

(3) ADAMS

1.0

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

- - - Remarks
No Remarks for

- - - Old Water Right Numbers - -
 No Old Water Right Numbers found.

- - Conditions of Approval - -
No Conditions of Approval found.

+ - Decree Date - +
00/00/0000

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WATER RIGHT

No Comments Found

+ - - Audit Fields - 07/01/85 05/01/88 CONVERT

| | | | | | |
|-------------------|--------------|------------------|--------------|------------------|---|
| Proof Due Date | - 00/00/0000 | Field Exam Made | - 00/00/0000 | Field Exam Fee | - |
| Approved/Denied | - 00/00/0000 | Protested Date | - 00/00/0000 | Swan Falls | - |
| Proof Made Date | - 00/00/0000 | Hearing Date | - 00/00/0000 | Temporary Right | - |
| Exam to S.O. Date | 00/00/0000 | Verified Date | - 07/01/1985 | DLE/Carey Act | - |
| Order Show Cause | - 00/00/0000 | Receipt Number | - | Water District | - |
| Licensed Date | - 02/01/1979 | Appl Received | - 00/00/0000 | Transfer/Amended | - |
| Decree Date | - 00/00/0000 | Presumption Flag | - | | |

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ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Fisk, Michael A & BonnieCLAIM IDENT. NO. AL67-07033DATE RECEIVED 1-3-90 RECEIPT # 0007358 FEE PAID \$ 25.00 FEE REQ'D \$ 25.00

| | YES | NO | Require Info? |
|---|----------|----|---------------|
| 1. Is the name and address complete with zip code? | <u>X</u> | — | * |
| 2. Is a priority date entered? | <u>X</u> | — | * |
| Is the priority date acceptable in view of mandatory filing dates? | <u>X</u> | — | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | | | |
| 3. (a) Is a source entered? | <u>X</u> | — | * |
| (b) Is a tributary to entered? (if required) N/A <u>X</u> | | — | |
| 4. Is the legal description of the p.d. sufficient? | <u>X</u> | — | * |
| 5. Is there a description of the diverting works? | <u>X</u> | — | |
| 6. Are the water uses appropriate for the form? | <u>X</u> | — | * |
| The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim. | | | |
| Is the period of use included? | <u>X</u> | — | |
| Is a quantity claimed for each use? | <u>X</u> | — | * |
| 7. Is a total quantity claimed entered? | <u>X</u> | — | |
| 8. If required is a consumptive use entered? N/A <u>X</u> | | — | |
| Is the consumptive use correct? N/A <u>X</u> | | — | |
| 9. Are the non-irrigation uses listed showing # of homes, hd. of stock? | <u>X</u> | — | * |
| If multiple domestic, is single ownership indicated? | | — | |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | — | * |
| 11. Is (are) the county(ies) entered? | <u>X</u> | — | |
| 12. Is the ownership of p.u. checked? | <u>X</u> | — | |
| 13. Are other water rights listed or "none" indicated? | <u>X</u> | — | |
| 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.) N/A <u>X</u> | | — | |
| 15. Is the basis of the claim indicated? | <u>X</u> | — | |
| 16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A <u>X</u> | | — | |
| If yes, compare claim w/existing right and attach proof report noting any differences in comments. | | | |
| If no, was water right no. found? | — | — | * |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A <u>X</u> | | — | |
| (If yes, attach a proof report & complete number change) | | | |
| NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed. | | | |
| 18. If the claimant requested a monthly docket sheet, was the fee paid? N/A <u>X</u> | | — | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? | <u>X</u> | — | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | — | * |
| 21. Was this claim filed on time? | <u>X</u> | — | * |
| (Check ML3 for date mailed-not all were mailed on the planned date) | | | |
| If no, was an extension of time filed & approved? | — | — | * |
| 22. Is the fee enclosed correct? Exempt <u>X</u> | | — | * |

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- | | YES | NO |
|--|----------|----------|
| 23. Is this claim being rejected and returned to claimant? | _____ | <u>X</u> |
| 24. Can this claim be data entered? | <u>X</u> | _____ |
| 25. Was claim modified? | _____ | <u>X</u> |
| If yes, do modifications require notification to claimant? | | |
| Note: Modifications made must be explained in comments stating
where the information for any changes was found. | | |

Claim reviewed by: ZAD Date 4-13-94
Claim data entered by: ZAD Date 6-20-94

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER
THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE
RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Original license for domestic & 1 acre irrig.
