

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 37-21795
Date Received: 6/13/2006
Receipt No:
Received By:

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

1. Name of Claimant(s)

BONNIE FOX Phone: (208) 764-2715
PO BOX 352
FAIRFIELD ID 83327

2. Date of Priority: 06/01/1886

3. Source: SOLDIER CREEK Trib. to: CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	14E	33	SE SE	CAMAS	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.2	

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Non-irrigation uses:

9. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
01S	14E	3	SW SW	IRRIGATION	9.7
			SE SW	IRRIGATION	0.5
				Section Acres	10.2
				Total Acres	10.2

10. Place of use in counties: CAMAS

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

12. Other Water Rights Used:

None

13. Remarks:

THIS IS A CLAIMED PORTION OF WATER RIGHT 37-646. LOT 7 OF MNT. VIEW ACRES.

14. Basis of Claim: Decreed

15. 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: _____

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 37-21795
Date Received: 6/13/2006
Receipt No: 5028715
Received By: NT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUN 15 2006

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant(s)
BONNIE FOX Phone: (208) 764-2715
PO BOX 352
FAIRFIELD ID USA 83327
2. Date of Priority: 06/01/1886
- 3.
3. Source: SOLDIER CREEK Trib. to: CAMAS CREEK
4. Point of Diversion:
Township Range Section 1/4 of 1/4 of 1/4 Lot County Type
01N 14E 33 SW SE NE CAMAS
5. Description of diverting works:
6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A.
IRRIGATION 04/15 10/31 0.2
7. Total Quantity Appropriated is:
0.2 C.F.S.
8. Total consumptive use:
9. Non-irrigation uses:
10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	14E	3	SW	SW	IRRIGATION	9.7
			SE	SW	IRRIGATION	0.5
Section Acres						10.2
Total Acres						10.2
11. Place of use in counties: CAMAS
12. Do you own the property listed above as place of use? Yes
13. Other Water Rights Used:

14. Remarks:

THIS IS A CLAIMED PORTION OF WATER RIGHT 37-646. LOT 7 OF MNT. VIEW ACRES.

15. Basis of Claim: Decreed

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): Donna E Fox Date: 06/13/06

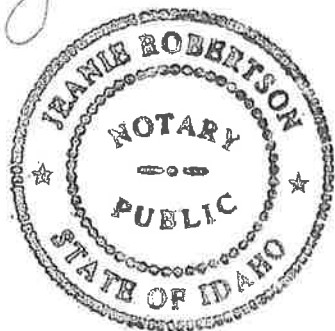
Date: _____

State of Idaho

County of Twin Falls, Id.) SS.

Subscribed and sworn (or affirmed) before me this 13th

of June 2006



Jeanie Robertson
Notary Public

Residing at Twin Falls, Id.

My commission Expires 9-23-06

12/28/2007

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

RIGHT NUMBER: 37-21795

NAME AND ADDRESS: BONNIE FOX
PO BOX 352
FAIRFIELD ID 83327

SOURCE: SOLDIER CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.200 CFS

PRIORITY DATE: 06/01/1886

POINT OF DIVERSION:

T01N R14E S33 SESE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.200 CFS

PLACE OF USE:

IRRIGATION in CAMAS County

T01S R14E S03

SWSW

9.00

T01S R14E S03

SESW

0.50

9.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

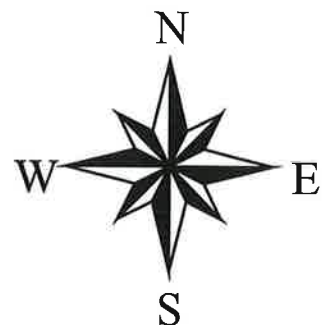
37-21795



1000 0 1000 2000 3000 Feet

T01S R14E S03

Map prepared by: Carter Fritschle
Date prepared: 12/28/07
2004 NAIP Photography
Idaho Department of Water Resources





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

December 28, 2007

BONNIE FOX
PO BOX 352
FAIRFIELD ID 83327

RE: Snake River Basin Adjudication (SRBA)
Amended Notice of Claim to a Water Right #37-21795

Dear Claimant:

Enclosed is a computer-generated copy of the amended claim referenced above. Please sign the claim and send it with the enclosed Motion to File Late or Amended Claim (SF4) to the SRBA District Court. You will need to complete the SF4 and serve copies of it as the instructions in the form require. There is no fee to amend your claim.

Please contact me at 1/800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosures:

Computer-generated Copy of Claim Referenced Above

SCANNED
DEC 28 2007

12/21/2007

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

RIGHT NUMBER: 37-21795

NAME AND ADDRESS: BONNIE FOX
PO BOX 352
FAIRFIELD ID 83327

SOURCE: SOLDIER CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.200 CFS

PRIORITY DATE: 06/01/1886

POINT OF DIVERSION:

T01N R14E S33 SWSENE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.200 CFS

PLACE OF USE:

IRRIGATION in CAMAS County

T01S R14E S03

SWSW

9.00

T01S R14E S03

SESW

0.50

9.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

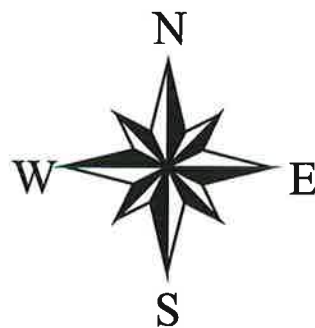
37-21795



800 0 800 1600 2400 Feet

T01S R14E S03

Map prepared by: Carter Fritschle
Date prepared: 12/21/07
2004 NAIP Photography
Idaho Department of Water Resources



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

In Re SRBA)

A Subcase 37-21795
(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B NAME AND ADDRESS OF PERSON OBJECTING

Name: BONNIE E. FOX

Address: P.O. Box 352

FAIRFIELD, ID 83327

Daytime Phone: (208) 764-2715

Name & Address of Attorney, if any:

C CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: BONNIE E. FOX

Address: P.O. Box 352

FAIRFIELD, ID 83327

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ Name and Address
Should be: _____
2. ☐ Source
Should be: _____
3. ☐ Quantity
Should be: _____
4. ☐ Priority Date
Should be: _____
5. ☐ Point(s) of Diversion
Should be: _____
6. ☐ Instream Flow Description
Should be: _____
7. ☒ Purpose(s) of Use
Should be: IRRIGATION
8. ☒ Period of Year
Should be: 1989 (1989 - 2004)
9. ☐ Place of Use
Should be: _____

11. I object because:

☐ This water right should not exist.

☒ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): Affidavits were submitted
by witnesses, witnessing the migration of
Subcase 37-21795. The subject property has
been irrigated the period required - Affidavits
on file

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on 7 May ²⁰⁰⁷ ~~199~~, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

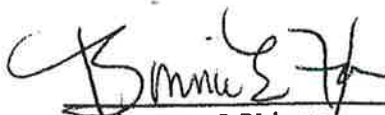
Name: BONNIE E. FOX
Address: P. O. Box 352
FAIR FIELD, ID 83327

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

3-21-07

37-21795

phone convo. w/ Bonnie Fox
Steve Clelland

I called her to ask/tell her of the
need to file an OBJ. for this right.
It was sent in with the wrong WR#
and was not part of NOE process.
It is not too late to file the OBJ.
She asked for the form to be submitted.
I confirmed her address and sent this off.

37-21813

37-21814

37-21795

RECEIVED

MAR 08 2007

DEPARTMENT OF
WATER RESOURCES

Telephone

#208

764 2715

a personal note...



Attached Affidavits
regarding water usage
on #37-21785 - This is
per our conversation
November 14, 2006. All
signatures are neighbors
who have witnessed the
migration - all are full time
residents, some are life time
(born-raised & work in Camas County)
residents -

Thank you, Bonnie E Fox
P.O. Box 352
Fairfax, Id 83327
~~#208-309-76~~

SCANNED
MAR 07 2007SCANNED
NOV 28 2006

A F F I D A V I T

RECEIVED

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

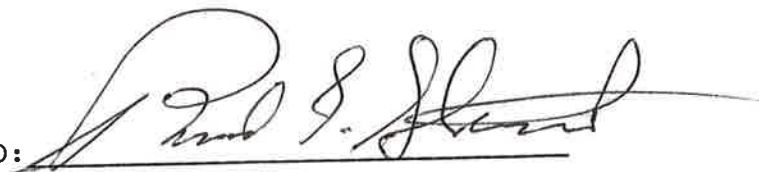
17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

I THE UNDERSIGNED HAVE WITNESSED THE PERIODIC
IRRIGATION FROM SOLDIER CREEK TO THE PROPERTY
LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED:



DATE:

11-22-06

SCANNED

NOV 17 2007

SCANNED

NOV 28 2006

A F F I D A V I T

RECEIVE

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

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APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: Randy L. Schwalb

DATE: 11-22-06

SCANNED
MAR 07 2007

SCANNED
NOV 28 2006

A F F I D A V I T

RECEIVED

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

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IRRIGATION FROM SOLDIER CREEK TO THE PROPERTY
LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: Kathleen D Taylor

DATE: 11/21/06

SCANNED
MAR 07 2007

SCANNED
NOV 28 2006

A F F I D A V I T

RECEIVED

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

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LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: Butch Taylor

DATE: 11/21/06

SCANNED
MAR 07 2007

SCANNED
NOV 28 2006

A F F I D A V I T

RECEIVED
NOV 24 2006
DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

I THE UNDERSIGNED HAVE WITNESSED THE PERIODIC
IRRIGATION FROM SOLDIER CREEK TO THE PROPERTY
LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: *Fred Zarnoff*

DATE: 11-21-06

SCANNED
MAR 07 2007

SCANNED
NOV 28 2006

A F F I D A V I T

RECEIVED
NOV 24 2006
DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

I THE UNDERSIGNED HAVE WITNESSED THE PERIODIC
IRRIGATION FROM SOLDIER CREEK TO THE PROPERTY
LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: Floyd Clelland

DATE: 11-21-06

SCANNED
MAR 17 2007

SCANNED
NOV 28 2006

A F F I D A V I T

RECEIVED
NOV 24 2006
DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

I THE UNDERSIGNED HAVE WITNESSED THE PERIODIC
IRRIGATION FROM SOLDIER CREEK TO THE PROPERTY
LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: Cathy Miller

DATE: 11-21-06

SCANNED
MAR 07 2007

SCANNED
NOV 28 2006

A F F I D A V I T

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

17 NOVEMBER 2006

TO: IDWR - DONALD V. SHAFF MPA
STEVE CLELLAND
Matt Anders

SUBJECT: WATER RIGHTS CLAIM # 37-21785

I THE UNDERSIGNED HAVE WITNESSED THE PERIODIC
IRRIGATION FROM SOLDIER CREEK TO THE PROPERTY
LOCATED IN THE MOUNTAIN VIEW SUBDIVISION -LOT #7 -
APPROX. 10 AC. THIS IRRIGATION OCCURRED DURING
THE YEARS COVERING 1989 to 2004.

SIGNED: Rafael L. Miller

DATE: 11-21-06

SCANNED
NOV 28 2006

SCANNED
MAR 07 2007

11/02/2006

**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: November 21, 2006

Water right number: 37-21795

BONNIE FOX
PO BOX 352
FAIRFIELD ID 83327

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

Disagree

2. Describe the changes you wish to make in the proposed recommendation:

Recommend water rights

3. Give a brief explanation as to why you disagree with these portions:

Will submit appeal assets - have used water from Soldier creek from '95 to present -

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

DATE:

11/14/06

SIGNATURE:

Bonnie E Fox

Please print your name:

BONNIE E. FOX

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

08/29/2006

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

RIGHT NUMBER: 37-21795

DISALLOWAL

NAME AND ADDRESS: BONNIE FOX
PO BOX 352
FAIRFIELD ID 83327

SOURCE:

TRIBUTARY:

QUANTITY: CFS

PRIORITY DATE:

POINT OF DIVERSION:

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

PLACE OF USE: IRRIGATION Within CAMAS County

ACRES TOTAL

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

Forfeited/abandoned due to non-use from 1987 to 2004.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

4

3

POU

9

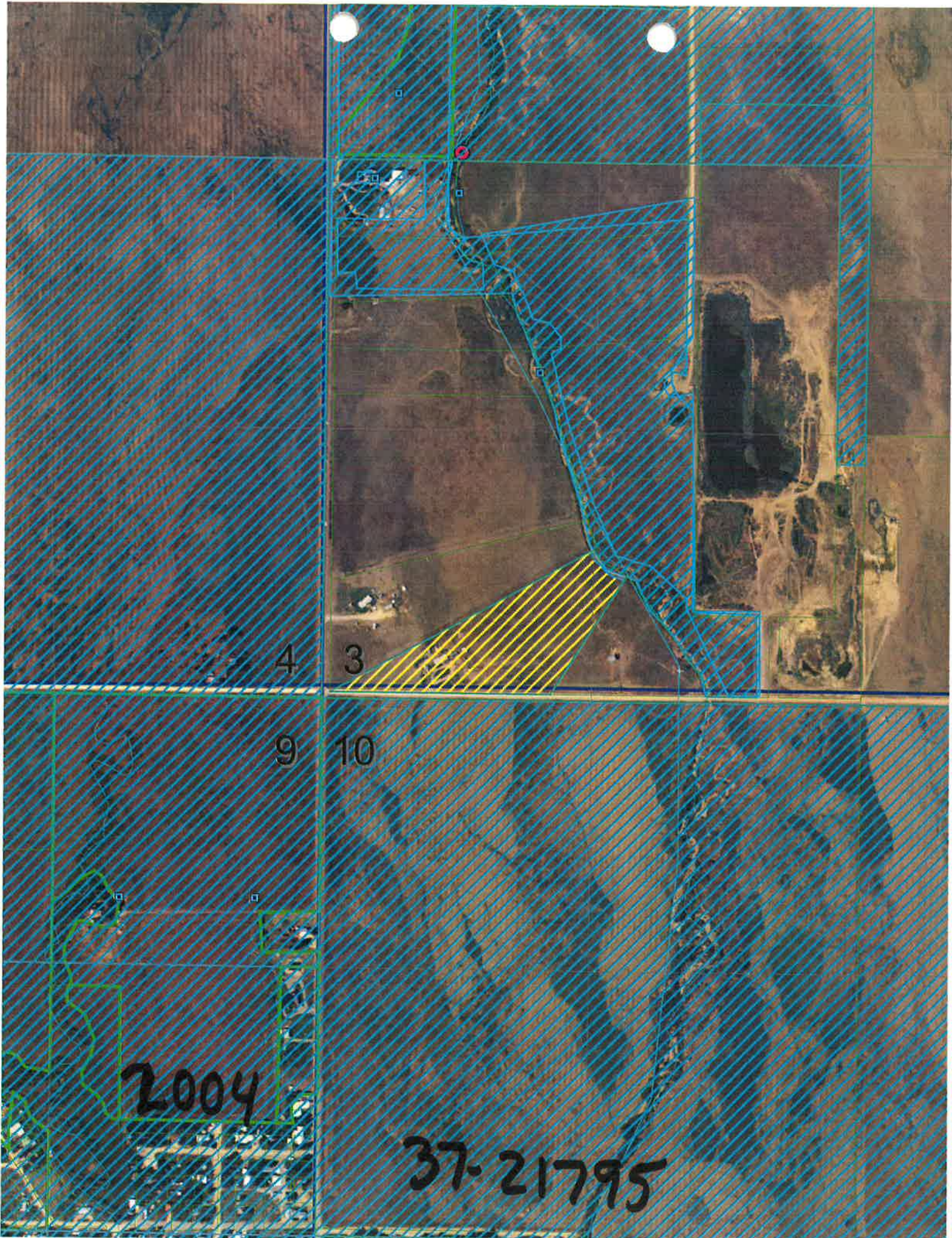
10

No IRRIGATION
FOUND AT this POU

TIS
RI4E

37-21795

1987



4

3

9

10

2004

37-21795

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-646

WATER RIGHT NUMBER: 37-646

Owner Type Name and Address
 Current Owner LESTER STOTT
 , ZZ

Priority Date: 06/01/1886

Basis: Decreed

Status: Active

Source Tributary
 SOLDIER CREEK CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	3.200 CFS	
	<u>Total Diversion:</u>	3.200 CFS	

Location of Point(s) of Diversion
 SOLDIER CREEK

Place of Use
 IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	14E	3									X	X	X	X					

Conditions of Approval:

1. AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.

Remarks:Comments:

*claimed POU
 37-21795*