



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

September 17, 2007

JEFFREY AND JILL GLENN
HC 64 COX 9017
KETCHUM ID 83340

Re: Water Right #71-7024, 71-7076

Dear Mrs. And Mr. Glen,

The Department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated reports for your records.

In researching your water rights, I came across a problem with right # 71-7024 in the legal description for the Place of Use. The problem originated in the initial permit for the water right. Lot 17 is located in T07N R14E Sec 27 SWNE (see enclosed map), but was listed on the permit application as T07N R14E Sec 27 NWSE.

Permit #71-7076 was originally listed the same but an agent noticed the mistake, corrected it and the right went through the adjudication process with the proper quarter/quarter. #71-7024 went through uncorrected.

To correct this error now requires a transfer for the place of use. If you wish, any of our agents will be willing to help you with this correction. You can set up an appointment by calling (208) 736-3033

Sincerely,

Carrie Hahn
Clerk

MEMORANDUM

Date: September 17, 2007
To: Water Right File 71-7024
From: chahn
Re: legal description pou

Lot 17 of the Smiley sub No.3 POU is located in the SWNE. Original water right and AJ claim taken base on right were incorrect.

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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO 1997 OCT -3 AM 11: 57
I.R.C.P. 54(b) FOR

Water Right 71-07024

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

NAME & ADDRESS: JAMES L GLENN
LOIS A GLENN
PO BOX 180
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
1.2 AFY

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

PRIORITY DATE: 09/30/1974

POINT OF DIVERSION: T07N R14E S27 NWSE Within BLAINE County

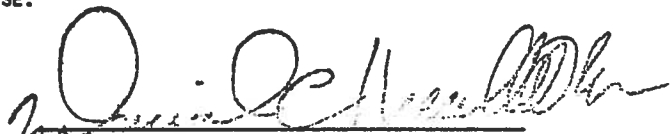
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE DOMESTIC 1 HOME	PERIOD OF USE 01-01 12-31	QUANTITY 0.04 CFS 1.2 AFY
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PLACE OF USE: DOMESTIC Within BLAINE County
T07N R14E S27 NWSE

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

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

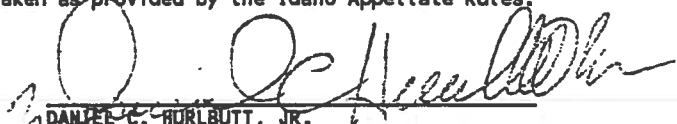
DATED: OCT - 3 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

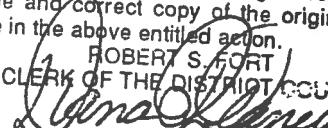
RULE 54(b) CERTIFICATE

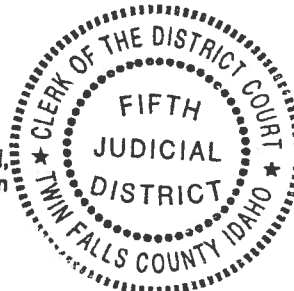
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment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

DATED: OCT - 3 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 71-07024

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.
ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By 
DEPUTY CLERK



An aerial photograph of a rural area with a grid of property lines. A yellow dashed line runs vertically on the right side. A green-shaded area is labeled 'lot 17'. A white label 'sw,ne' is in the lower-left. A white label 'nw,se' is in the bottom-left. A white label 'lot 14,15 lois glenn' is in the lower-right. Several small white circles are scattered across the map.

sw,ne

lot 17

lot 14,15 lois glenn

nw,se

09/17/2007

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 71-7024

WATER RIGHT NUMBER: 71-7024

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEFFREY SCOTT GLENN HC 64 BOX 9107 KETCHUM, ID 83340
Current Owner	JILL GLENN HC 64 BOX 9107 KETCHUM, ID 83340 (208) 866-0847

Priority Date: 09/30/1974

Basis: Decreed

Status: Active

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	1.20 AF
	<u>Total Diversion:</u>	0.040 CFS	1.20 AF

Location of Point(s) of Diversion

GROUND WATER

BLAINE County

NW1/4SE1/4

Sec. 27, Twp 07N, Rge 14E, B.M.

Place of Use

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	14E	27													

Correct (circled around NW)

Incorrect (circled around SE)

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. PARCEL NO. RP005250010170 PROPERTY ALSO KNOWN AS LOT 17, SMILEY SUBD. NO. 3.

09/17/2007

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 71-7024

3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

Comments:

1. DS1-PROD 1/13/1997 D&S 1 HOME UPDATE
Comment: USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME". CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD. ANY GEN REMARK CHANGED TO AN EXP REMARK.
2. chahn 9/17/2007 legal description pou
Comment: Lot 17 of the Smiley sub No.3 POU is located in the SWNE. Original water right and AJ claim taken base on right were incorrect.

Dates and Other Information:

Licensed Date:
Decreed Date: 10/3/1997
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND/OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 71-7076

WATER RIGHT NUMBER: 71-7076

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEFFREY SCOTT GLENN HC 64 BOX 9107 KETCHUM, ID 83340
Current Owner	JILL GLENN HC 64 BOX 9107 KETCHUM, ID 83340 (208) 866-0847

Priority Date: 11/20/1981

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SMILEY CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.020 CFS	1.50 AF
	<u>Total Diversion:</u>	0.020 CFS	1.50 AF

<u>Location of Point(s) of Diversion</u>		
SMILEY CREEK	SE1/4SW1/4NE1/4	Sec. 27, Twp 07N, Rge 14E, B.M.
BLAINE County		

Place of Use
IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	14E	27			.5										.5

Total Acres: 0.5

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 71-7076

Conditions of Approval:

1. PROPERTY IS ALSO KNOWN AS LOTS 17, 18 & 19, BLK 1 OF SMILEY CREEK SUBDIVISION #3.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 15 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. C13 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 71:
 WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 71 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 71 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
6. 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.

Remarks:Comments:

1. MERRITT 11/22/1993 COPIED FROM REMARKS
 Comment: AC. IRR. = .5. LAND IS FURTHER DESCRIBED AS LOTS 17, 18, & 19 OF SMILEY CR. SUBDIVISION #3. P.D. IN LOT 17. CHANGE IN P/U AN P/D DESCRIPTION ACTUAL P/U HAS NOT CHANGED BUT THE LICENSE LOCATED THIS PLACE OF USE INCORRECTLY. THE DESCRIPTION IS BEING CORRECTED.
2. AJU10-DS 7/21/1998 AJU10 CONDITION UPDATE
 Comment: CONDITION CODE(S) C13 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
3. DSHAFF 11/5/1998 REMARK
 Comment: RECORD WAS MODIFIED TO ADD EXTENDED IRR. SEASON REMARK.
4. TFAWCETT 3/31/1999 NAME CHANGE
 Comment: OWNERSHIP CHANGED JAMES AND LOIS GLENN TO LOIS GLENN ONLY PER 1409(6) AND DEATH CERTIFICATE REC'D 3/30/99.
5. AJU10-DS 6/19/2000 AJU10 CONDITION UPDATE
 Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 71-7076

Dates and Other Information:

Licensed Date:
Decreed Date: 3/16/1999
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND/OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: