

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

RECEIVED  
OCT 07 2022  
DEPARTMENT OF  
WATER RESOURCES

Ident. Number: 63-35332  
Date Received: 10/7/2022  
Receipt No: C1142  
Claim Fee: \$25.00  
Received By: KM

**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

1. Name of Claimant(s)

TOM FROST  
15 HIDDEN RIDGE LN  
BOISE ID 83716-3227

Phone: (208) 336-2922

AND/OR

KRISTIN FROST  
15 HIDDEN RIDGE LN  
BOISE ID 83716-3227

Phone: (208) 336-2922

2. Date of Priority: 6/30/1998

3. Source:  
GROUND WATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | ¼ of ¼ of ¼ | Lot | County | Type |
|----------|-------|---------|-------------|-----|--------|------|
| 04N      | 04E   | 33      | SW SE       |     | BOISE  |      |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose  | From  | To    | C.F.S. | (or) | A.F.A |
|----------|-------|-------|--------|------|-------|
| DOMESTIC | 01/01 | 12/31 | 0.05   |      |       |

7. Total Quantity Appropriated is:

0.05 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

9. Place of use:

DOMESTIC within BOISE County

| Township | Range | Section | ¼  | of | ¼  | Lot | Acres |
|----------|-------|---------|----|----|----|-----|-------|
| 04N      | 04E   | 33      | NW |    | SE |     |       |
| 04N      | 04E   | 33      | SW |    | SE |     |       |

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

If your answer is no, describe in remarks below the authority you have to claim this water right.

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11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

Well construction date

13. Basis of Claim: Beneficial Use

14. 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 under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_

# Idaho Department of Water Resources Receipt

Receipt ID: C114225

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|                |         |               |           |        |       |
|----------------|---------|---------------|-----------|--------|-------|
| Payment Amount | \$25.00 | Date Received | 10/7/2022 | Region | STATE |
|----------------|---------|---------------|-----------|--------|-------|

|              |       |              |      |
|--------------|-------|--------------|------|
| Payment Type | Check | Check Number | 5926 |
|--------------|-------|--------------|------|

Payer FROST, THOMAS

Comments NOTICE OF CLAIM TO A WATER RIGHT  
CIVIL CASE NUMBER # 39576  
FOR: TOM FROST AND KRISTIN FROST  
WR CLAIM OR PARCEL # 63-35332  
FOR: SRBA  
THE SNAKE RIVER BASIN WATER SYSTEM

## Fee Details

| Amount  | Description                            | PCA   | Fund | Fund Detail | Subsidiary | Object |
|---------|----------------------------------------|-------|------|-------------|------------|--------|
| \$25.00 | NORTHERN ID ADJUDICATION<br>FILING FEE | 75503 | 0337 | 1           |            | 1155   |

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Signature Line (Department Representative)

RECEIVED

NOV 17 2022

DEPARTMENT OF  
LAND AND 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 THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: 63-35332  
Date Received: 10/7/2022  
Receipt No: C114/2  
Claim Fee: \$25.00  
Received By: Kat

**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

## 1. Name of Claimant(s)

TOM FROST  
15 HIDDEN RIDGE LN  
BOISE ID 83716-3227

Phone: (208) 336-2922

AND/OR

KRISTIN FROST  
15 HIDDEN RIDGE LN  
BOISE ID 83716-3227

Phone: (208) 336-2922

## 2. Date of Priority: 6/30/1998

## 3. Source: GROUND WATER

Trib. to:

## 4. Point of Diversion:

| Township | Range | Section | $\frac{1}{4}$ of $\frac{1}{4}$ of $\frac{1}{4}$ | Lot | County | Type |
|----------|-------|---------|-------------------------------------------------|-----|--------|------|
| 04N      | 04E   | 33      | SW SE                                           |     | BOISE  |      |

## 5. Description of diverting works:

## 6. Water is used for the following purposes:

| Purpose  | From  | To    | C.F.S. | (or) | A.F.A. |
|----------|-------|-------|--------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.05   |      |        |

## 7. Total Quantity Appropriated is:

0.05 C.F.S. and/or A.F.A.

SCANNED

DEC 01 2022

8. Non-irrigation uses:

9. Place of use:

DOMESTIC within BOISE County

| Township | Range | Section | ¼  | of | ¼  | Lot | Acres |
|----------|-------|---------|----|----|----|-----|-------|
| 04N      | 04E   | 33      | NW |    | SE |     |       |
| 04N      | 04E   | 33      | SW |    | SE |     |       |

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

If your answer is no, describe in remarks below the authority you have to claim this water right.

\_\_\_\_\_

\_\_\_\_\_

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

Well construction date 6/98

13. Basis of Claim: Beneficial Use

14. 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 under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

*Tom Frost*  
*Kristen Frost*

Date: *10-10-2022*  
*10/10/22*

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DEC 01 2022

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

Subcase 63-35332  
(Insert water right number)

Case No. 39576

MOTION FOR DETERMINATION OF  
DEFERRED *DE MINIMIS* DOMESTIC OR  
STOCK WATER USE

Please fill in the following information:

NAME AND ADDRESS OF WATER RIGHT CLAIMANT.

Name: TOM & KRISTIN FROST  
Address: 15 HIDDEN RIDGE LN  
BOISE, IDAHO 83716  
Daytime Phone: 208-447-7439

Name & Address of Attorney, if any:

I HAVE ATTACHED:

- ☒ A fully completed Notice of Claim (available from IDWR).
- ☒ A claim filing fee for a domestic and stock water use pursuant to I.C. § 42-1414. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount required by the statute.

MOTION FOR DETERMINATION OF DEFERRED *DE MINIMIS* DOMESTIC OR STOCK WATER USE

SCANNED  
DEC 01 2022

RECEIVED

NOV 17 2022

DEPARTMENT OF  
WATER RESOURCES

**CERTIFICATE OF MAILING**

I certify that on November 15, 2022 mailed original and copies of this form, including all attachments, via certified mail and addressed as follows to the following persons:

1. Original to:

✓ Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Ave. North  
P.O. Box 2707  
Twin Falls, ID 83303-2707

2. Copies to:

Director of IDWR  
PO Box 83720  
Boise, ID 83720-0098

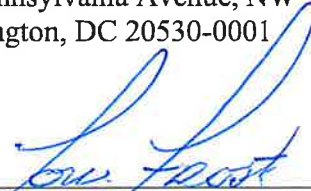
United States Department of Justice  
Environment & Nat'l Resources Div.  
550 W Fort Street, MSC 033  
Boise, ID 83724

Chief, Natural Resources Division  
Office of Attorney General  
State of Idaho  
PO Box 83720  
Boise, ID 83720-0010

3. Certified Mail Copies to:

U.S. Attorney's Office  
1290 W Myrtle St, Ste 500  
Boise, ID 83702

U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

  
\_\_\_\_\_  
Signature of person or attorney mailing the form

**I HAVE READ AND REVIEWED THE FOLLOWING:**

- ☒ The procedures governing the filing and prosecution of this Motion as set forth in the Court's *Order Governing Procedures in the SRBA for Adjudication of Deferred De Minimis Domestic and Stock Water Claims*, entered in SRBA Case No. 39576 on June 28, 2012, and the *Order Amending Procedure in the SRBA for Adjudication of Deferred De Minimis Stockwater Claims*, entered October 17, 2017.
- ☒ The *Order Granting State of Idaho's Motion for Interim Order Implementing the Order Governing Procedures of Adjudication of Deferred De Minimis Domestic and Stock Water Claims*, entered in SRBA Case No. 39576 on December 18, 2013.

**INSTRUCTIONS REGARDING THE HEARING ON THIS MOTION:** A hearing on your Motion will be scheduled by the Court after the filing of the *Affidavit of Publication* as required under paragraph B.1. of the *Order Governing Procedures in the SRBA for Adjudication of Deferred De Minimis Domestic and Stock Water Claims*, entered in SRBA Case No. 39576 on June 28, 2012, and the *Order Amending Procedure in the SRBA for Adjudication of Deferred De Minimis Stockwater Claims*, entered October 17, 2017.

Signed: \_\_\_\_\_



Dated: \_\_\_\_\_

11-15-22

## LEGAL NOTICES

**ANOTHER NOTICE OF HEARING ON  
NAME CHANGE (Minor)  
Case No. CV08-22-0178**

IN THE DISTRICT COURT FOR  
THE 4<sup>TH</sup> JUDICIAL DISTRICT FOR  
THE STATE OF IDAHO, IN AND FOR  
THE COUNTY OF BOISE

IN RE: Hunter James Holland  
Legal name of child

A Petition to change the name of Hunter James Holland, now residing in the City of Horseshoe Bend, State of Idaho, has been filed in the District Court in Boise County, Idaho. The name will change to Hunter James Fenton. The reason for the change in name is: this is Hunter's real dad's last name. A hearing on the petition is scheduled for 2:30 o'clock P.M. on November 30, 2022 at the Boise County Courthouse. Objections may be filed by any person who can show the court a good reason against the name change.

Date: Oct. 12, 2022  
CLERK OF THE DISTRICT COURT  
By: Staci Baumhoff  
Deputy Clerk

Published in the Idaho World  
on 10/19, 10/26, 11/2 and  
11/9/2022.

ANOTHER NOTICE OF HEARING ON

**SUMMONS**

Case No. CV08-22-00136

IN THE DISTRICT COURT OF THE  
THIRD JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE  
COUNTY OF BOISE

\*\*\*MAGISTRATE DIVISION\*\*\*  
KP RENTALS LLC,  
Plaintiff  
vs.  
ASHLEY MORSE,  
Defendant.

**NOTICE: YOU HAVE BEEN SUED BY  
THE ABOVE-NAMED PLAINTIFF:  
THE COURT MAY ENTER JUDGMENT  
AGAINST YOU WITHOUT FURTHER  
NOTICE UNLESS YOU RESPOND  
WITHIN 21 DAYS. READ THE IN-  
FORMATION BELOW.**

TO: ASHLEY MORSE  
You are hereby notified that in order to defend this lawsuit, an appropriate written response must be filed with the above designated court at 419 Main St #50, Idaho City, ID 83631, 208-392-4452, within 21 days after service of this Summons on you. If you fail to so respond, the court may enter judgment against you as demanded by the plaintiff in the Complaint. A copy of the Complaint is served with this Summons. If you wish to seek the advice of or representation by an attorney in this matter, you should do so promptly so that your written response, if any, may be filed in time and other legal rights protected. An appropriate written response requires compliance with Rule 2 and other Idaho Rules of Civil Procedure and must also include:

15 Hidden Ridge Lane  
Boise, ID 83716  
SOURCE: Ground Water  
PRIORITY DATE: 6/30/1998  
POINT OF DIVERSION: T 04N R04E  
S33 SWSE

PURPOSE OF USE: DOMESTIC AND  
STOCK WATER PLACE OF USE: T  
04N R04E S33 SWSE  
1/1 THRU 12/31  
QUANTITY: 0.05 C.F.S.

Any objection against the proposed claim must be filed with the Clerk of the District Court, Snake River Basin Adjudication, 253 Third Ave. North, PO Box 2707, Twin Falls, ID 83303-2707 within 45 days from the date of the first publication of this notice.

Published in the Idaho World  
on 10/26, 11/2, 11/9 and  
11/16/2022.

**The following application(s)  
have been filed to appropriate  
the public waters of the State  
of Idaho:**

63-35274  
TIMOTHY HASTINGS  
PO BOX 9576  
BOISE, ID 83707-4576  
Point of Diversion SENW S2  
T04N R04E BOISE County  
Source GROUND WATER  
Use: DOMESTIC  
01/01 to 12/31  
0 0A CPE



**BOISE COUNTY BOARD OF COMMISSIONERS**

**STOWERS CONDENSED MINUTES  
TUESDAY, OCTOBER 18<sup>th</sup>, 2022-Main-  
ers' Exchange Building, Idaho  
City, Idaho, 83631  
Chairman Twillegar called the  
meeting to order and the plene**

SCANNED  
DEC 01 2022

A Petition to change the name of Stacy Renea Kelsey, now residing in the City of Boise, State of Idaho, has been filed in the District Court in Boise County, Idaho. The name will change to Stacy Renea Fenton. The reason for the change in name is: I would like the same last name as my son not my Ex-husband's.

A hearing on the petition is scheduled for 2:00 o'clock p.m. on November 30, 2022 at the Boise County Courthouse. Objections may be filed by any person who can show the court a good reason against the name change.

Oct. 12, 2022  
CLERK OF THE DISTRICT COURT  
By: Staci Baumhoff  
Deputy Clerk

Published in the Idaho World on 10/19, 10/26, 11/2 and 11/9/2022.

**STATE TIMBER SALE  
CR600209, HIGH VALLEY**

A public oral auction will be conducted at the Idaho Department of Lands office, 8355 State Street, Boise, ID 14, at 10:00 a.m. local time, on Thursday, November 17, 2022 for an estimated 7,120 MBF of timber marked or otherwise designated for cutting. In addition, there is an unestimated volume of forest products that may be removed at the option of the purchaser. Prior to bidding, eligible bidders shall present

days prior to the date of sale. For text telephone services, please call 1-800-377-3529.

Published in the Idaho World on 10/19, 10/26, 11/2 and 11/9/2022.

**NOTICE OF INVITATION FOR SNOW  
REMOVAL BIDS FOR THE CITY OF  
CROUCH**

The City of Crouch will be accepting snow removal bids for the season of 2022-2023, for snow removal around Crouch City Hall and The Community Hall. Bids will be accepted from October 26th at 10:00 am until November 26 at 4:00pm. All bids should be mailed to the City of Crouch at 342 Village Circle, Garden Valley, Idaho 83622. The bids should clearly outline the hourly rate for each function to be performed. It would be best to view the areas to be plowed before submitting a bid.

Proof of Liability Insurance and Workman's Compensation Insurance must be provided prior to entering a contract with the City of Crouch. The City Council reserves the right to select the bidder they believe to provide the best value and is not required to select the lowest bidder. For bid details, please contact Bonnie at City Hall (208) 462-4687.

Published in the Idaho World on 10/26, 11/2 and 11/9/2022.

dress, and telephone number of your attorney.

Proof of mailing or delivery of a copy of your response to plaintiff's attorney, as designated above. To determine whether you must pay a filing fee with your response, contact the Clerk of the above-name court.

DATED 7/26/2022 3:00 PM  
CLERK OF THE DISTRICT COURT  
By Staci Baumhoff  
Deputy Clerk

Attorney for Plaintiff  
Edward W. Dindinger (TSB #10144)  
Runt Dindinger Kohler, PLLC  
1020 W. Main St., Ste 400  
Boise, ID 83702  
P.O. Box 1406  
Boise, ID 83705  
TEL: (208) 616-5459  
Email: service@rdkboise.com

Published in the Idaho World on 10/26, 11/2, 11/9 and 11/16/2022.

**NOTICE OF CLAIM TO A WATER RIGHT**

The following Notice of Claim and Motion for Determination of Deterred Da Minimis Domestic or Stock Water Use to a water right has been filed in the Snake River Basin Adjudication. Note that the place of use in Boise County is shown to the nearest section -- more specific locations are available upon request.

WATER RIGHT: 63-35332  
NAME & ADDRESS:  
Tom Frost  
15 Hidden Ridge Lane  
Boise, ID 83716  
Kistin Frost

RANDY R HEPFNER  
14 HILL CREEK RD  
HORSESHOE BND, ID 83629-5014  
Point of Diversion L6 (NWSW) S2 T07N R02E BOISE County  
Source PAYETTE RIVER Tributary SNAKE RIVER  
Point of Diversion SENE S1 T07N R02E BOISE County  
Source HILL CREEK Tributary PAYETTE RIVER

Use: IRRIGATION  
03/15 to 10/31  
0.3 CFS  
Total Diversion: 0.3 CFS  
Date Filed: 10-06-2022  
Place of Use: IRRIGATION  
T07N R02E S12 SWNW, SENW  
Total Acres: 15

65-24184  
BRUCE ALKIRE  
14 RENNRO LN  
HORSESHOE BND, ID 83629-8028  
Point of Diversion SESMSW S34 T07N R02E BOISE County  
Source SPRINGS Tributary SINKS

Use: DIVERSION TO STORAGE  
01/01 to 12/31  
0.03 CFS  
Use: IRRIGATION  
03/15 to 10/31  
0.03 CFS  
Use: IRRIGATION STORAGE  
01/01 to 12/31

5 AF  
Use: IRRIGATION FROM STORAGE  
03/15 to 10/31  
5 AF  
Use: AESTHETIC STORAGE  
01/01 to 12/31

5 AF  
Total Diversion: 0.03 CFS  
Date Filed: 09-23-2022  
Place of Use: AESTHETIC STORAGE, IRRIGATION, IRRIGATION FROM STORAGE  
T07N R02E S34 SWSW, SESW  
Total Acres: 1

Fire Mitigation Forester Richardson, Treasurer Turner, and Grant Writter Holbert. Via teleconference: Commissioner Stirm. Minutes for October 11<sup>th</sup>, 2022 were approved. A radio purchase through White Cloud Communications were approved. A bid to trim trees in front of P&Z and behind the court house was approved. The FCO's for the Youngworth partial plat amendment were approved. The FCO's for the Old Mill Acres minor subdivision were approved. Three demand warrants were approved. Future agendas were reviewed and discussed. Adjourned. Approval, Acting Chairman Stirm. Attest, Clerk Prieco, Clerk to the Board.

Published in the Idaho World on November 2, 2022.

**NOTICE OF PUBLIC HEARING  
LEGAL NOTICE IS HEREBY GIVEN**

That the Boise County Board of County Commissioners will hold a Public Hearing on November 22, 2022 at 9:30 in the Board of County Commissioners Chambers in Idaho City regarding 1) VNR #2022-003 DA Properties LLC, Alden Holms. All interested persons are invited to attend this meeting. Special accommodations for persons with disabilities will be provided upon advance request to the Clerk's Office 208-392-4431.

Published in the Idaho World on November 2, 2022.

Permits will be subject to all prior water rights. For

DISTRICT COURT - SRBA  
Fifth Judicial District

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

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 63-35332

MAY 22 2024

By

Clerk

Deputy Clerk

NAME AND ADDRESS:

KRISTIN FROST  
15 HIDDEN RIDGE LN  
BOISE, ID 00837

TOM FROST  
15 HIDDEN RIDGE LN  
BOISE, ID 83716

SOURCE:

GROUND WATER

QUANTITY:

0.05 CFS

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

PRIORITY DATE:

06/30/1998

POINT OF DIVERSION:

T04N R04E S33 SWSE Within Boise County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE  
Domestic

PERIOD OF USE  
01-01 TO 12-31

QUANTITY  
0.05 CFS

Domestic use is for 1 home.

PLACE OF USE:

Domestic  
T04N R04E S33

SWSE

Within Boise County

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.

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. I.C. SECTION 42-1412(6).

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.

Eric J. Wildman  
Presiding Judge of the  
Snake River Basin Adjudication

**DIRECTOR'S REPORT OF DEFERRED  
DE MINIMIS DOMESTIC AND/OR STOCK WATER USE**

**Claim No. 63-35332**

In Re SRBA  
Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources  
Mathew Weaver, Director  
Craig L. Saxton, Manager, Adjudication Section

December 7, 2023

## **DESCRIPTIVE SUMMARY**

This is a Director's Report of Deferred *De Minimis* Domestic and/or Stock Water Use submitted by the Director of the Idaho Department of Water Resources (IDWR).

## **INTRODUCTION**

A Motion for Determination of Deferred *De Minimis* Domestic and/or Stock Water Use (Motion), as well as a Notice of Claim to Water Right, was submitted to the Court on November 18, 2022, for water right claim nos. 63-35332. The examination was conducted by Sandra Thiel, Principal Water Resource Agent, on behalf of the Director. The materials used in and results of the examination of the elements of water right claims are discussed below.

## **DISCUSSION**

### **Priority Date**

The claimed priority date is June 30, 1998. A well log in Tom Frost's name shows a completion date of May 30, 1998. The priority date is recommended as claimed.

### **Point of Diversion**

The claimed point of diversion is located on Boise County parcel RP001220000040 in Township 4 North, Range 4 East, Section 33, SWSE. According to the Boise County parcel data, Kristin R Frost and Tomas C Frost II own the property at the point of diversion. The point of diversion is recommended as claimed.

### **Source**

The source for water diverted from a well is ground water. The IDWR well construction database shows a well in Township 4N, Range 4E Section 33 SWSE owned by Tom Frost. The source is recommended as claimed.

### **Place of Use**

The claimed place of use is parcel RP001220000040 in Boise County. The place of use

falls within Township 4 North, Range 4 East, Section 33, SWSE and NWSE. According to the Boise County parcel data, Kristin R Frost and Tomas C Frost II own the place of use. The place of use is recommended as claimed.

**Purpose of Use and Period of Use**

The claimed purpose of use is domestic use for one home. The claimed season of use is year-round. Evidence of domestic structures is visible on aerial photography available to IDWR through our GIS system. Water used for domestic is generally recommended for year-round use if year-round use is claimed. The season of use and beneficial uses are recommended as claimed.

**Quantity**

The total quantity claimed is for 0.05 cubic feet per second. The claimed diversion rate is within the typical range of diversion rate from private wells used for domestic use. The quantity is recommended as claimed.

**CONCLUSION**

Tom Frost and Kristin Frost submitted this claim and IDWR recommends it as claimed. There is sufficient evidence to recommend water right claim 63-35332, as claimed, for domestic uses. Pursuant to Judge Wildman's *Order Amending Procedures in the SRBA for Adjudication of Deferred De Minimis Stockwater Claims*, dated October 17, 2017, the Director submits this Director's Report of Deferred *De Minimis* Domestic and/or Stock Water Use, Claim No. 63-35332, which includes the recommendation of deferred *de minimis* water right no. 63-35332.

Respectfully submitted this 7<sup>th</sup> day of December, 2023.



CRAIG L. SAXTON  
Manager, Adjudication Section

## CERTIFICATE OF SERVICE

I certify that on \_\_\_\_\_, 2023, I caused to be served a true and correct copy of this Director's Report of Deferred *De Minimis* Domestic and/or Stock Water Use, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court  
Idaho Water Adjudications  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, ID 83303-2707

☐ Overnight Mail  
☐ Regular Mail  
☐ Hand-Delivered  
☐ E-mail  
☐ FAX

2. Copies to:

Chief, Natural Resources Div.  
Office of the Attorney General  
P.O. Box 83720  
Boise, ID 83720-0010

☐ Overnight Mail  
☐ Regular Mail  
☐ Hand-Delivered  
☐ E-mail

United States Department of Justice  
Environment & Natural Resources Div.  
550 W. Fort Street MSC 033  
Boise, ID 83724

☐ Overnight Mail  
☐ Regular Mail  
☐ Hand-Delivered  
☐ E-mail

Boise County Courthouse  
419 Main Street  
P.O. Box 126  
Idaho City, ID 83631

☐ Overnight Mail  
☐ Regular Mail  
☐ Hand-Delivered  
☐ E-mail

Kristin Frost  
Tom Frost  
15 Hidden Ridge LN  
Boise, ID 83716-3227

☐ Overnight Mail  
☐ Regular Mail  
☐ Hand-Delivered  
☐ E-mail

U.S. Attorney's Office  
1290 W Myrtle St Suite 500  
Boise, ID 83702

☐ Overnight Mail  
☐ Regular Mail  
☐ Hand-Delivered  
☐ E-mail

U.S. Department of Justice  
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Signature of person delivering form

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

RIGHT NUMBER: 63-35332

NAME AND ADDRESS: KRISTIN FROST  
15 HIDDEN RIDGE LN  
BOISE ID 83716-3227

TOM FROST  
15 HIDDEN RIDGE LN  
BOISE ID 83716-3227

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS

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

PRIORITY DATE: 06/30/1998

POINT OF DIVERSION: T04N R04E S33 SWSE Within BOISE County

PURPOSE AND

| PERIOD OF USE: | <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|----------------|-----------------------|----------------------|-----------------|
|                | DOMESTIC              | 01/01 12/31          | 0.050 CFS       |

Domestic use is for 1 home.

PLACE OF USE:

DOMESTIC in BOISE County  
T04N R04E S33 SWSE

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. Idaho Code § 42-1412(6).

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No. RP001220000040.

Property is also known as Lot 4, Stewart Segregation subdivision name.

**NOTICE OF FILING DIRECTOR'S REPORT  
OF DEFERRED *DE MINIMIS* DOMESTIC  
AND / OR STOCK WATER USE  
CLAIM NUMBER 63-35332**

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 of Deferred *De Minimis* Domestic and / or Stock Water Use Claim No. 63-35332 (DR). This DR contains the Director's recommendation to the SRBA Court as to how your *de minimis* domestic and/or stock water right, claimed under state law, should be decreed in the SRBA if allowed by the District Court.

***Why am I getting this mailing?***

You have received this mailing because you filed a Motion for Determination of Deferred *De Minimis* Domestic or Stock Water Use with an accompanying Notice of Claim to Water Right in the SRBA. The Director has completed the examination of your claim and has filed his report and recommendation of your claim with the Court. This mailing contains only the Director's recommendation to the SRBA Court of your claim. Your mailing **does not** contain the Director's recommendations of any claims other than your own. A complete copy of this DR is also available at the SRBA courthouse in Twin Falls and at the locations listed at the end of this notice. Copies of the DR can be made but you may be charged for copying and mailing. The DR can also be accessed through the SRBA Court's website at <http://www.srba.idaho.gov> or IDWR's website at <http://www.idwr.idaho.gov>. A map of reporting areas, as well as other information pertaining to the SRBA, can be accessed on IDWR's website as well.

A Final Unified Decree was issued in the SRBA on August 26, 2014. Any future reporting of water rights, which were before the SRBA Court prior to the entry of the Final Unified Decree, or deferred *de minimis* domestic or stock water claims proceeding under the SRBA Court's *Order Governing Procedures in the SRBA for Adjudication of Deferred De Minimis Domestic and Stock Water Claims* of June 28, 2012, and as amended by the *Order Amending Procedures in the SRBA for Adjudication of Deferred De Minimis Stockwater Claims*, issued October 17, 2017, will be through individual reports or reports on small groups of rights. You will not receive notice of these future reports as they are filed with the SRBA Court unless you have an ownership interest in the water right claim that is being reported. Therefore, if you are interested in the status of water rights belonging to other people that have not yet been recommended by IDWR, you should periodically review the Court's docket sheet or check the status of the water right on the Court's web page located at: <http://www.srba.idaho.gov>. Information about subscribing to the Court's docket sheet is provided on page three of this notice.

## INSTRUCTIONS FOR REVIEWING YOUR OWN WATER RIGHTS

The description of your right, which is enclosed in the DR, is only the Director's *recommendation* to the SRBA Court on your water right. The Court will decide how it will decree your water right. You are free to 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 TAKING A WATER RIGHT CLAIM TO COURT

### *What do I do if I disagree with the recommendation?*

If you disagree with any element of the recommendation of the water right 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 IDWR office or from the SRBA Court. You may also download a copy of the objection form from the SRBA website at: <http://www.srba.idaho.gov>.

Your objection must be **received** by the SRBA Court on or before **Friday, February 9, 2024**. A copy of the objection must be mailed to the Director of IDWR. Should anyone else object to the recommendation of this right, the objector should mail a copy of their objection to the claimant of the right and to the Director of IDWR.

### *What do I do if someone else objects to my water right recommendation?*

If someone files an objection to your water right, you may file a response to that objection. Responses to objections 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 website at: <http://www.srba.idaho.gov>.

Responses must be **received** by the SRBA Court on or before **Tuesday, April 9, 2024**. A copy of the response must be mailed to the Director of IDWR and the objector to the water right.

### *What happens if there are no objections to my water right?*

Should the deadline for filing objections and responses to your water right pass--with no objections or responses filed--the SRBA Court will hear the uncontested recommendation on **Tuesday, May 21, 2024, at 1:30 p.m. (Mountain Time)** at the SRBA courthouse. A partial decree will be issued following this hearing.

***How will I know about the proceedings on my water right recommendation if objections are filed?***

A notice will be mailed to you for court dates on your water right(s). Any other objectors or respondents to your water right will also receive notice of those court dates.

Additional information regarding water right claims can be found on the SRBA Court's website at: <http://www.srba.idaho.gov>.

**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 website at: <http://www.srba.idaho.gov>.

**IMPORTANT INFORMATION REGARDING GENERAL PROVISIONS**

General provisions are those parts of the SRBA Court's decree that apply to all the water rights in a basin, or to classes of similarly situated water rights within a basin. All general provisions recommended in the SRBA are now decreed. You may obtain a copy of the general provisions for your basin from the SRBA District Court in Twin Falls or at the courthouse location nearest to your basin. You may be charged for copying and mailing. You may also view the general provisions for every basin within the SRBA by going to IDWR's website at: <http://www.idwr.idaho.gov>.

**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(s) changes. Failure to notify IDWR may result in the loss of your water right(s).

**ADDITIONAL INFORMATION**

If you have questions about the SRBA, public information brochures are available at any IDWR office. Maps and aerial photography of this reporting area, as well as assistance in using the maps and the photography, are available at the IDWR Regional office nearest to the location of your water right. You are also welcome to call IDWR at any of its offices or its adjudication hotline at 1-800-451-4129. You may contact the SRBA Court, or you may also want to consider contacting an attorney to assist you.

**Snake River Basin Adjudication  
District Court**

253 Third Avenue North  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707  
(208) 736-3011  
<http://www.srba.idaho.gov>

**Idaho Department of Water Resources  
*Western Region***

2735 Airport Way  
Boise, Idaho 83705-5082  
(208) 334-2190

**Idaho Department of Water Resources  
*Southern Region***

650 Addison Avenue West, Suite 500  
Twin Falls, Idaho 83301-3380  
(208) 736-3033

**Salmon Field Office**

102 South Warpath  
Salmon, ID 83467-4435  
(208) 742-0658

**Boise County Courthouse**

419 Main Street  
P.O. Box 126  
Idaho City, ID 83631

**Idaho Department of Water Resources**

322 East Front Street  
P.O. Box 83720  
Boise, Idaho 83720-0098  
(208) 287-4800  
(800) 451-4129  
<http://www.idwr.idaho.gov>

**Idaho Department of Water Resources  
*Northern Region***

7600 N. Mineral Drive, Suite 100  
Coeur d'Alene, Idaho 83815  
(208) 762-2800

**Idaho Department of Water Resources  
*Eastern Region***

900 North Skyline, Suite A  
Idaho Falls, Idaho 83402  
(208) 525-7161

**Preston Field Office**

325 East 600 South, Suite 300  
Preston, ID 83263-4921  
(208) 701-7200

## 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, 29, 43, or 72.

**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: "groundwater," "unnamed 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 right in relation to other 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, or 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, or stock watering.

**PERIOD OF USE:** The period of time during the year when you can use the water for your 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, or 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 website (<http://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.

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