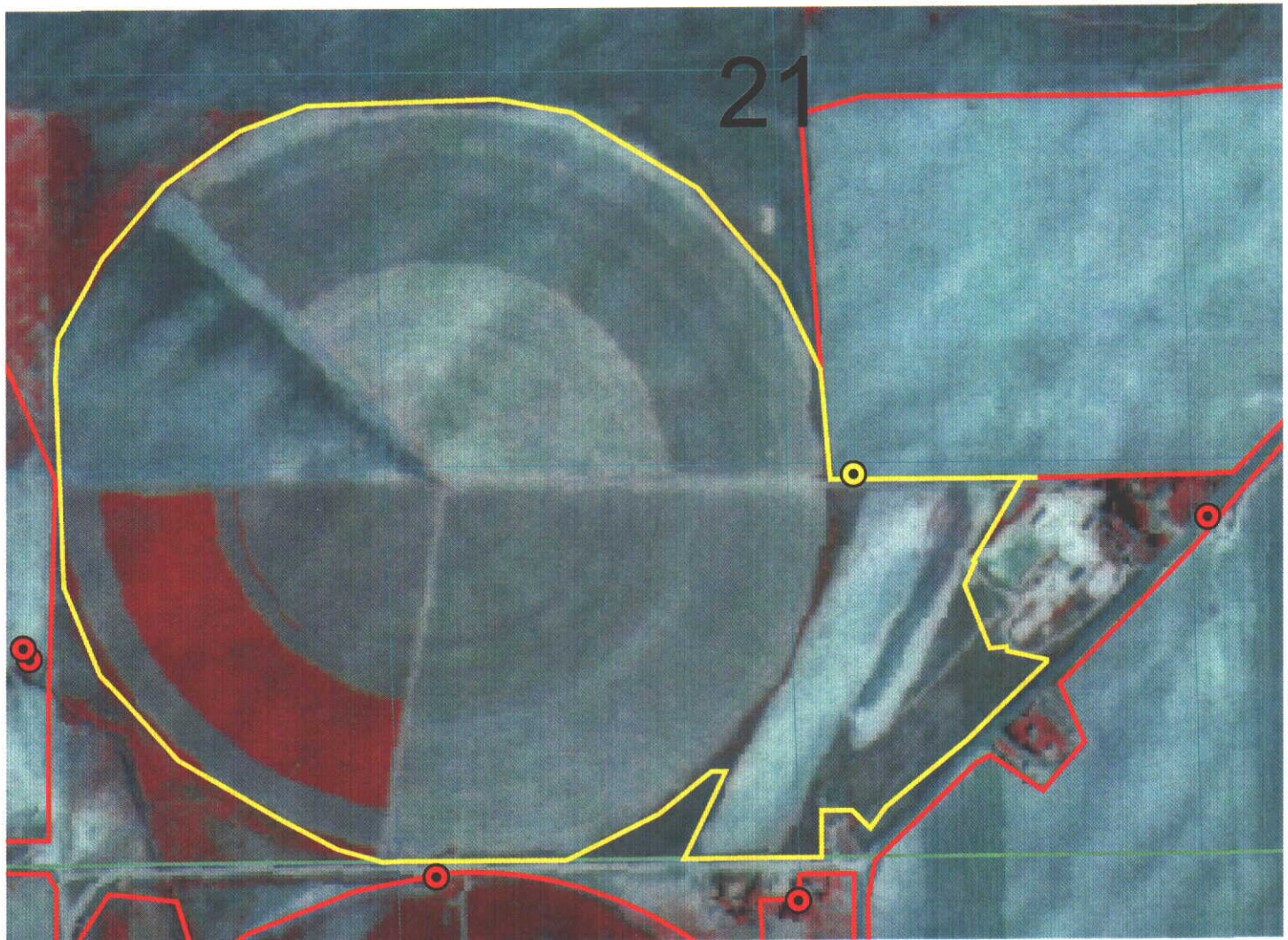


Idaho Department of Water Resources

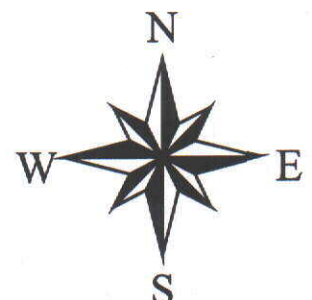
Water Right 31-7277, 31-11449

Township 7N Range 36E Section 21



0 1320 Feet

-  Point of Diversion
-  Point of Diversion - Other Rights
-  Place of Use
-  Place of Use - Other Rights
-  Quarter-quarter Sections
-  Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

03/14/2001

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

RIGHT NUMBER: 31-11449
NAME AND ADDRESS: CORALLE M KNIGHT
1230 LATTA RD APT C
ROCHESTER NY 14612-4039

CORALLE M KNIGHT
2379 E 2050 N
HAMER ID 83425

ARLIN D KNIGHT
1230 LATTA RD APT C
ROCHESTER NY 14612-4039

ARLIN KNIGHT
2379 E 2050 N
HAMER ID 83425

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.990 CFS
220.50 AFY

USE OF THIS RIGHT WITH RIGHT NO. 31-7277 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.78 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 486.5 AF.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 4.20 CFS. COMBINED RIGHT NOS.: 31-2291A, 31-10534, 31-11424,
31-11449, 31-11452.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 1.96 CFS. COMBINED RIGHT NOS.: 31-2291A, 31-11449, 31-11452.

PRIORITY DATE: 02/25/1949

POINT OF DIVERSION:
T07N R36E S21 NWSWSE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.990 CFS 220.50 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON County

T07N R36E S21	NESW	33.0	T07N R36E S21	NWSW	25.0
T07N R36E S21	SWSW	26.0	T07N R36E S21	SESW	39.0
T07N R36E S21	SWSE	16.0			

139 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 63 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 31-7277 IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 139 ACRES IN A SINGLE IRRIGATION SEASON.

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

SEE NO. 31-2291, 31-2291A.

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 - License

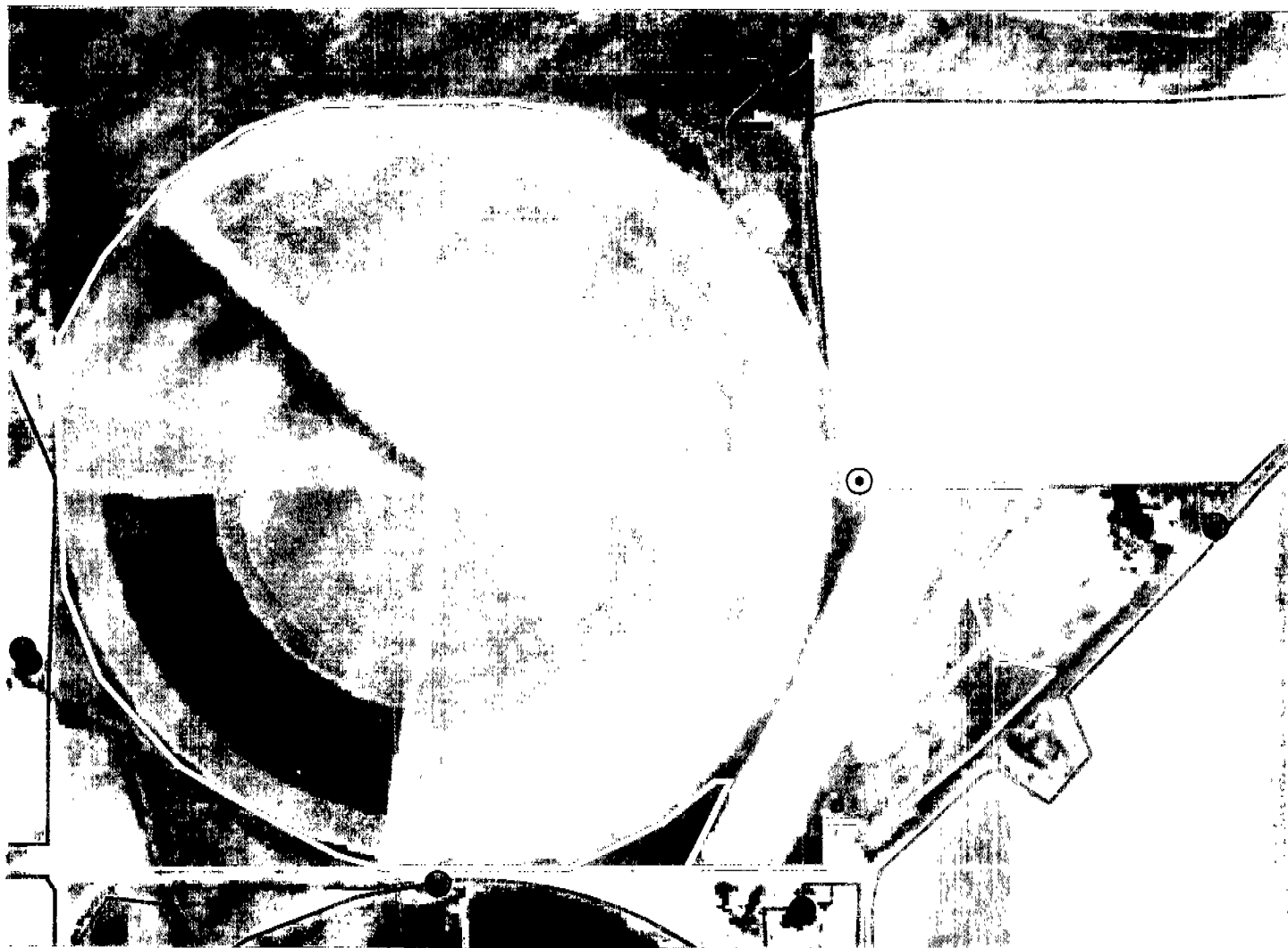
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Idaho Department of Water Resources

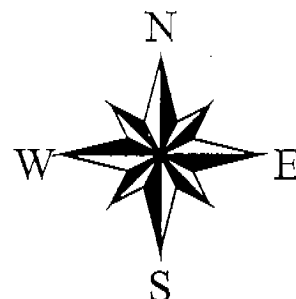
Water Right 31-7277, 31-11449

Township 7N Range 36E Section 21



0 1320 Feet

- ⊙ Point of Diversion
- ⊙ Point of Diversion - Other Rights
- Place of Use
- Place of Use - Other Rights
- Quarter-quarter Sections
- Section Lines



GIS Illustration prepared from 1987/1988 NAPP photography by B. Contor 11/2000

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 31-11449
Date Received: 11/2/00
Receipt No:
Received By:

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

1. Name of Claimant(s)

CORALLE KNIGHT Phone: (716)663-3391

1230 LATTA RD APT C
ROCHESTER NY USA 146124039

ARLIN D KNIGHT Phone: (716)663-3391

1230 LATTA RD APT C
ROCHESTER NY USA 146124039

2. Date of Priority: 02/25/1949

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
07N	36E	21	SW SE	JEFFERSON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.14	

7. Total Quantity Appropriated is:
0.14 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
----------	-------	---------	----------------	-----	-------



07N	36E	21	SE	SW	IRRIGATION	30
			SW	SW	IRRIGATION	33
					Section Acres	63
					Total Acres	63

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

This is a split of 31-2291B but it won't appear on pedigree because the split was done manually. Other split of parent right is 31-11452. Claim split to facilitate AJ recommendations according to physical layout of distribution system. Elements of original claim fully allocated to splits.

See file for documentation of split of acres and diversion rate. Note that this split is for less Q/acre because it is overlapped with license 31-7277. See also comments to 31-11452.

SEE FILE A31-02291 FOR ORIGINAL SIGNED CLAIM.

BContor 11/3/2000.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED
MAR - 5 2003
Department of Water Resources

February 26, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ARLIN D AND CORALLE M KNIGHT
2379 E 2050 N
HAMER ID 83425-5143

*Records modified 3-5-03
- ps*

RE: Snake River Basin Adjudication (SRBA)
Water Rights #22-12045, ~~22-12046~~, 31-7277, 31-10534, 31-10536,
31-10537, 31-11452 and 31-11449

Dear Water Right Holders:

Mail sent to you by the SRBA District Court was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by March 7, 2003. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Arlin D Knight
Water Right Holder's Signature

208-662-5233
Telephone No.

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

RECEIVED

FEB 21 2003

Department of Water Resources

Arlin D Knight
1230 Latta Rd Apt C
Rochester, NV 14602-4000

KNIG230 146123293 1A01 03 02/10/03
FORWARD TIME EXP RTN TO SEND
KNIGHT
2379 E 2050 N
HAMER ID 83425-5143

RETURN TO SENDER

STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

RECEIVED

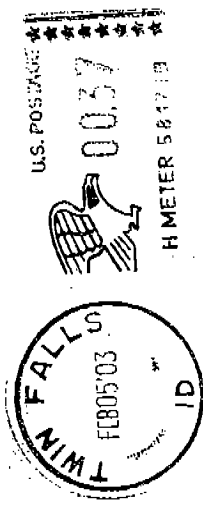
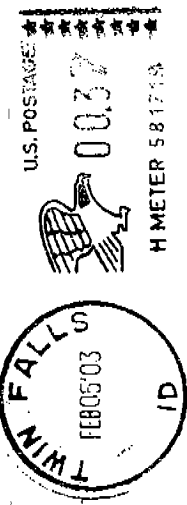
FEB 21 2003

Department of Water Resources

Coralie M Knight
1230 Latta Rd Apt C
Rochester, NV 14602-4000

KNIG230 146123293 1A01 03 02/10/03
FORWARD TIME EXP RTN TO SEND
KNIGHT
2379 E 2050 N
HAMER ID 83425-5143

RETURN TO SENDER



To: Cheri

Fr: Buyer

Date: 3/7/01

Re: Arlin Knight Notice of Error

31-2291

31-7277

31-10534

31-11449

31-11452

Mr. Knight is in New York & forgot
to mail NDE cards. Except for a need
to fill out change of ownership on ~~31-10534~~
he agrees. 31-11427
(Larsen)

These are all my claims.

Buyer

↓
Already
under
Larsen in
my log.

5-22-01

B.22 ites already have correct address,

Corrected CID's via
gundke e-mail

Jennifer confirmed their
correct address is Rochester, NY,
+ region proofed in not changing
B.31 records also.

31-2291B

no record yet

31-727 claim wrong

fix

~~31-727~~
31-7444 - permit

NCAP
5-25-01

< 31-11449 >
31-11452
31-10536
31-10531

~~31-12045~~
31-12045
31-10534

return
↓ to sender ↓ fee due 60¢

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE. \$300

RETURN TO
POSTAGE DUE 60.01

First-Class Mail
Postage & Fees Paid
U.S.P.S.
Permit No. G-10

U.S. POSTAL SERVICE
PS FORM 3547

KNIG379 834252006 1500 03 05/12/01
FORM 3547

KNIGHT
1230 LATTA RD APT C
ROCHESTER NY 14612-4039



ARLIN KNIGHT
3379 E 205 N
Rochester NY 14625

5-23-01.

"P"-owners = Hamer address.
"C"-owners = NY (good) address.

2018/12/12

31-7277 decom add. good
 -10534 ✓
 -11449 ✓ removed ✓
 { -11452 ✓
 -10536 ✓ decreased 198
 -10537 ✓

return
to sender fee due

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE. \$300



First-Class Mail
Postage & Fees Paid
U.S.P.S.
Permit No. G-10

U.S. POSTAL SERVICE
PS FORM 3547

IN10379 030252006 1500 03 05/12/01
FORM 3547

KNIGHT
1230 LATTA RD APT C
ROCHESTER NY 14612-4039



CORALLE M KNIGHT
2379 E 2050 N
HAMER, ID 83425

01/25/2001

**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: March 9, 2001

Water right number: 31-11449

CORALLE M KNIGHT
1230 LATTA RD APT C
ROCHESTER NY 14612-4039
Telephone Number: (716)663-3391

CORALLE M KNIGHT
2379 E 2050 N
HAMER ID 83425
Telephone Number: (208)662-5233

ARLIN D KNIGHT
1230 LATTA RD APT C
ROCHESTER NY 14612-4039
Telephone Number: (716)663-3391

ARLIN KNIGHT
2379 E 2050 N
HAMER ID 83425
Telephone Number: (208)662-5233

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:

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

DATE: 5 March 2001

SIGNATURE: Arlin D. Knight

Please print your name: Arlin D. Knight

IDWR Regional Office, 900 N Skyline, Idaho Falls, ID 83402, 2085257161



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Arlin and Coralle Knight
1230 Latta Rd, Apt. C
Rochester, New York, 14612-4039

Ball Farms Ltd. Partnership
P.O. Box 69
Lewisville, Idaho 83431

Re: Adjustment to Adjudication Recommendations

Dear Water Users:

I have modified some of your adjudication recommendations, in response to Mr. Ball's notice of error. The recommendations in question are splits of original license 31-2291 and an unnumbered beneficial use right that was recognized as an overlap in the licensing examination.

The original lands irrigated under these rights have been split and changed. Knight's 80 acres north of Shupe's home is recommended under 31-10534 (split off the beneficial use right) and 31-11452 (split off the license). Ball's 10 acres of irrigation on the pivot corners in section 28 is recommended under 31-11424 (split off the beneficial use right) and 31-2291A (split off the license). A portion of the beneficial use right (31-11449) is recommended as an accomplished transfer to the well north of Knight's home, co-mingled with other water rights out of that well.

Mr. Ball pointed out that the Knight 80 and his 10 acres are basically served by the well in section 28. However, the full flow rate of the well is required to irrigate either parcel, due to the nature of the ditches and historical flood irrigation practices. As long as the land and the rights were under common ownership, this was not an issue. When Ball irrigates his parcel, the full flow is required even though it does not need to run very long. Similarly, if Knight was to return to flood irrigation on the 80 acres, he would require the full flow.

To accommodate this fact, I've changed the recommended diversion rate for the Ball lands to 3.36 cfs (1.96 from the license, 1.40 from the beneficial use right). This is the full diversion rate attributed to the section 28 well. Ordinarily, these rights would be recommended for 0.30 cfs.

Similarly, I've recommended the two rights on the Knight 80 for 3.36 cfs. These would ordinarily be recommended for 1.60 to 2.40 cfs. To prevent injury to other users, I've restricted each of you to the volume that would be diverted with two weeks use at standard rates. I've also limited the combination of all five rights to the original rate of the original rights.

The practical consequence of these recommendations is that you can continue to irrigate either parcel using the entire stream from the section 28 well, on a rotation basis. The other practical consequence is that even though the individual rates add up to more than 4.2 cfs, you really only have 4.2 cfs of total right. This will become important if you ever decide to move the water to new lands, or apply for a transfer to drill an additional well.

Please call if you have questions. I've enclosed your own recommendations with each of your letters.

Sincerely,

A handwritten signature in cursive script that reads "Bryce A. Contor".

Bryce A. Contor
Senior Water Resource Agent

MEMORANDUM

To: 31-2291A

31-11424

31-11452

31-11449

31-10534

Fr: Bryce Contor

Bryce A. Contor

Re: Diversion Rate

Date: 3/14/01

Per Carl Ball NOE, diversion rate of each of the rights relying upon the well in NW of section 28 are adjusted to allow either user of the well to enjoy its full capacity. To prevent injury, each owner's rights have combined 14-day volume. Also, combined diversion rate limitation on both owner's rights is imposed to effectively require sharing of well or rotation of use.

Original capacity of well(s) in exam
31-2291 = 4.20 cfs.

Approximate capacity of Section 28 well = 3.40

Memo p 2

Carl Ball Recommendations

31-2291A	1.96 cfs
31-11424	<u>1.40</u> cfs
	<u>3.36</u> cfs

limited to 14-day volume of 8.4 acre ft

$$\begin{aligned} & (10 \text{ acres} \times 0.03 \text{ cfs/acre} \times 1.9835 \text{ acre ft/cfs/day} \\ & \times 14 \text{ days} = 8.33) \end{aligned}$$

Artia Knight Recommendations

80-acres relying on Section 28 well:

31-10534	1.40 cfs
31-11452	<u>1.96</u> cfs
	<u>3.36</u> cfs

limited to 14-day volume of 66.6 acre ft

$$\begin{aligned} & (80 \text{ acres} \times 0.03 \text{ cfs/acre} \times 1.9835 \text{ acre ft/cfs/day} \\ & \times 14 \text{ days} = 66.6 \text{ acre ft}) \end{aligned}$$

$$3.4 \times 1.9835 \times 14 = 94.4 \rightarrow \text{Capacity adequate}$$

Combined use limitations

All rights in combination limited to orig. capacity found in exam 31-2291 = 4.20 cfs.

All splits of 31-2291 limited to original rate of 31-2291 = 1.96 cfs.

→ 31-2291A, 31-10534, 31-11424, 31-11449, 31-11452 limited to 4.20 cfs

→ 31-2291A, 31-11449, 31-11452 limited to 1.96 cfs

Note that as long as lands under 31-11452 and 31-10534 are sprinkler irrigated, they will not req. their full 3.36 cfs. This will allow simultaneous operation of that system & the system which relies on the 0.27 cfs of 31-11449, the remaining split of 31-2291.

Administration, if required, will distill to requiring either the Ball lands in Section 28, or the Knight lands in section 29, to be irrigated, but not both. In simplest terms it prevents enjoyment of more capacity.

To: Knight / Shupe / Jones / Ball
Special Rite

Fr: Bryce Contor Bryce P. Contor
Date: 11/29/00

Re: Re-allocation of cfs to Knight
Systems.

Recently the signed amended claim was received, allowing recommendation of 31-10534. This requires re-allocation of cfs/acre between all the rights involved in this accomplished transfer to two Permissible Places of Use.

POU C	139 acres	(letter refers to map in file w/ 11/2/2000 memo)
31-7277	1.87 cfs	
31-11449	0.14 cfs	> 2.01 cfs / 139 acres ≈ 0.0145

POU E	80 acres	
31-11452	1.12 cfs	1.12 / 80 acres ≈ 0.014

Add cfs recommendable w/ 31-10534 = 1.33 cfs

(2)

Total gfs available:

31-7272	1.87
31-11449	0.14
31-11452	1.12
31-10534	1.33
	<u>4.46</u>

Total acres: POU C 139
 POU E 80
219 acres

$$\frac{4.46}{219} \approx .0204$$

POU E: $80 \times 0.02 = 1.60$ gfs

31-10534	1.33
31-11452	0.27
	<u>1.60 gfs</u>

POU C: 31-7272 1.87
 31-11449 0.99
2.86 gfs

limited to $139 \times .02 = 2.78$

The sum of 31-11449 } 31-11452 is the same
 after ($0.27 + 0.99 = 1.26$ gfs) as before
 ($0.14 + 1.12 = 1.26$ gfs).

See also information
under flap "AF Special File
Knight / Shupe / Jones / Ball "
in file A31-2291

B. Conter 11/6/00

31-11449

To: Knight claims
Fr: Bryce Contor
Date: 11/2/2000



Re: Recommendation

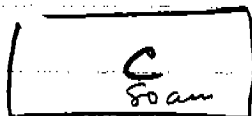
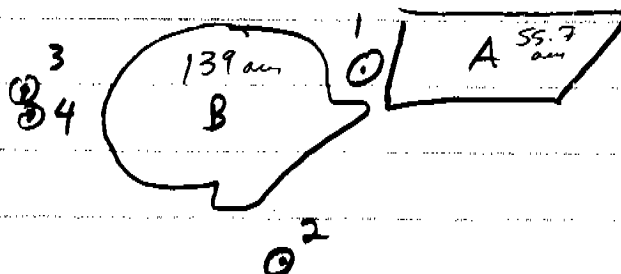
Knight has claims A31-2291B, A31-7277, and A31-10534. Currently A31-10534 is claimed only as an enlargement, but it should have been a beneficial use claim for additional Q. Knight was invited by letter to sign an amendment, in September. This has gone unanswered.

Knight has two POU for these claims, the lands behind the house and the south 80 near Shupe's house.

Pending return of the signed claim, I plan to split A31-2291B between the "home" lands and the "Shupe" lands. On the "home" lands these will be recommended on a PPU basis with A31-7277 and on the "Shupe" lands on a PPU basis with A31-10534.

This way, if the amendment for A31-10534 comes in, I can simply adjust diversion rates (asserting an accomplished transfer of appropriate Q of 31-2291B to balance Q/acre) and leave everything else unchanged.

Artlin Knight - Division of Q



Q5

Well 1- NWM Capacity 5.2 cfs theoretical

Parcel A - recommended as 31-11427

1.11 cfs on 55.7 acres

Parcel B - recommend 31-07277 for 1.87 cfs
per license.

recommend additional Q from
split of 31-2291B 0.14 (see below)

Total 3.12 cfs

Balance of 2291 B

Parcel A - 139 ac $\times$ 0.02 = 2.78 cfs

Parcel B - 80 ac $\times$ 0.02 = 1.60

438 ft³ eq.

Available 7277 - 1.87 cfs
 2291B - 1.26 cfs (31-11449)
 3.13 cfs 31-11452)

$$3.13 / (139 + 80) = 0.014 / \text{acre}$$

$$80 \times 0.014 = 1.12 \text{ cfs}$$

Panel B 7277 1.87 cfs
 2291B - .14 (31-11449)
 2.01 cfs / 139 acres ≈ 0.014

Panel C 2291B 1.12 cfs / 80 acres ≈ 0.014
 (31-11452)

If amended claim A31-10534 comes
 back, re-apportion cfs/acre uniformly
 over both panels

Byron A. Conton
 11/3/00