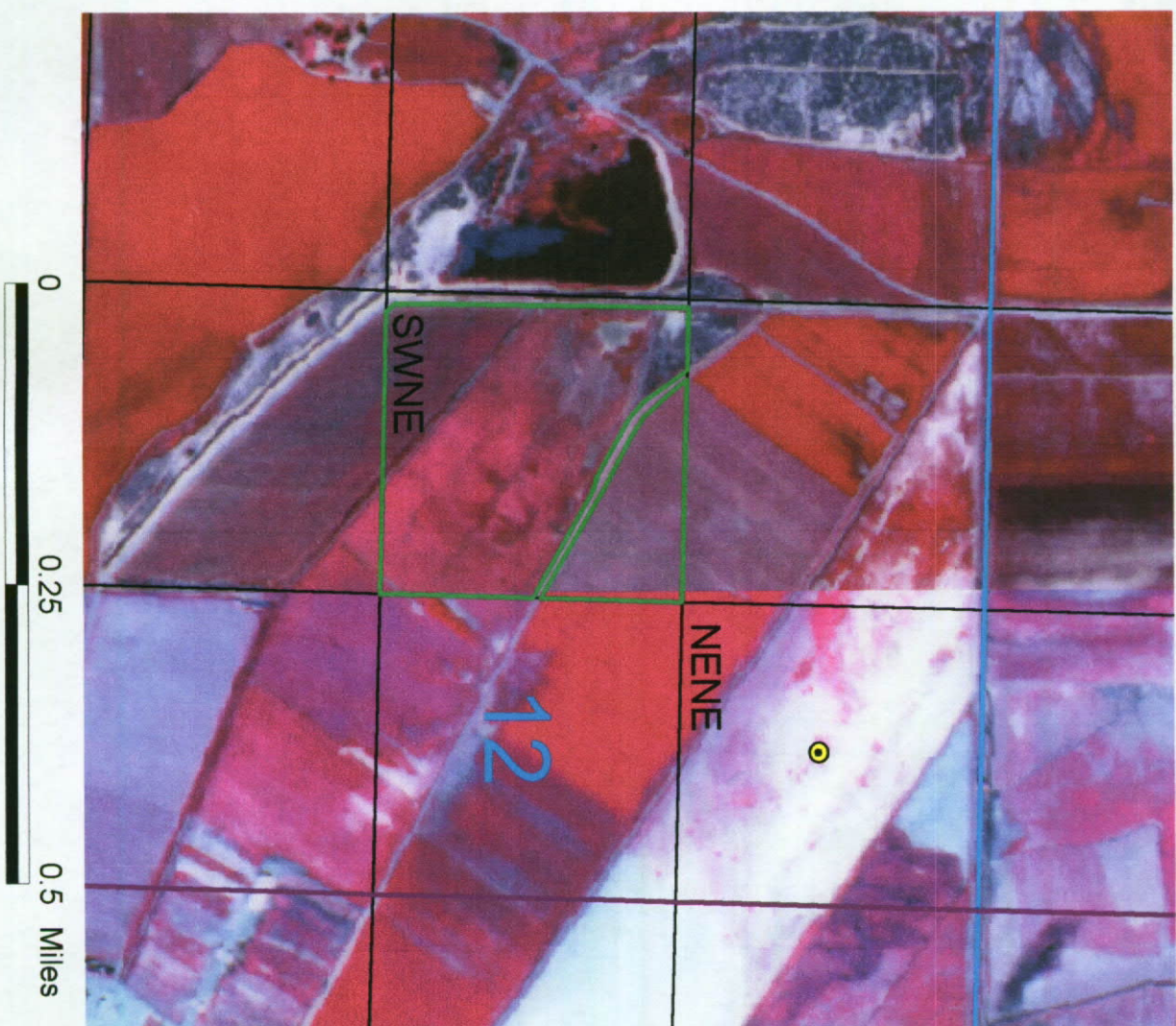


Idaho Department of Water Resources

Claim Number: 57-01008
Legal: T01S, R03W, S12
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-01008

"R" RECORD

FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	IN-OFFICE VERIFICATION WHOM/DATE	VERIFIED BY CODE (SEE BELOW)	FIELD EXAM BY WHOM/DATE	CLAIMANT CONTACT NEEDED - Y/N*	REVIEW COMPLETED WHOM/DATE	DATA ENTRY COMPLETED WHOM/DATE	FINAL VERIFICATION DATE ENTERED WHOM/DATE
PRIORITY	N	kw 12-14-90	N/A	N	RMF 9/13/91	RMF 9/13/91	RMF 12-11-91
PT. OF DIV.	N			N			
SOURCE	N			N			
PL. OF USE	N			N			
DIV. AMOUNT CFS/AF	add volume			~~Y-N*~~			
CONSUMPTIVE USE	correct			amend claim N*			
NATURE OF USE	N			N			
PERIOD OF USE	N			N			
BASIS OF CLAIM	decreed			N			
REMARKS	N			N			

VERIFICATION CODES

- TOPO MAP/ORTHO-PG = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- NAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE COMMENTS) = 6

*IF CLAIMANT CONTACT IS NEEDED, COMPLETE CLAIMANT CONTACT CHECKLIST AND ATTACH.

MICROFILMED

OCT 07 1992

COMMENTS: 6* Claimed exactly as previously decreed - except for consumptive use - kw 12/17/90

kw 2/20/91

E09: 57-0277, 02--02399, 02-02439; 1286 cfs; 2379.1 af; 643.0 acres. RMF 9/13/91

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: A57-01008
Date Received: 12/13/1988
Receipt No: M002149
Received By: AB



NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: EARLE G. FOOTE, JR. 208-495-1121
Address: HC 79 BOX 52
MELBA, ID 83641
AND/OR
Name: PATRICIA B. FOOTE 208-495-1121
Address: HC 79 BOX 52
MELBA, ID 83641

2. Date of Priority: JUN 01, 1935

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	03W	12	NE	SE			OWYHEE

5. Description of diverting works:
FLOWING WELL FEEDING INTO DISTRIBUTION PIPES. ARTESIAN, MIXED.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 140.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	03W	12	SW NE		IRR	40.0
Section Acres						40.0
Total Acres						40.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

57-0277, 57-02094D, 02-02399, 02-02439

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

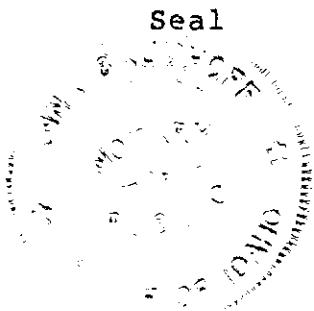
Signature of Claimant(s): Carle & Doot Date: 12/13/88

Date: _____

State of Idaho)
County of Owyhee) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of December 19 88

Anna Baumhoff
Notary Public



Residing at Bose Idaho
My Commission Expires 12-7 1994

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-01008 Date: 2-7-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	1S	3W	12			40														40
GIS						38														38
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 40

Overlapping FOU Claim #'s:
57-00277

Total GIS Acres: 38

COMMENTS:

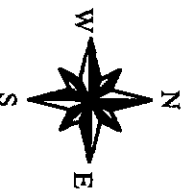
County data indicates claimant doesn't own parcel.
Per overlapping claim owned by same claimant.

POD estimated.

Idaho Department of Water Resources

Claim Number: 57-01008
Legal: T01S, R03W, S12
Reviewed By:

- ☐ Point of Diversion
- ☐ Place of Use
- ☐ Section Lines
- ☐ Quarter Quarter Lines
- ☐ Township/Range Lines



1987 Napp Photo

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

DISTRICT COURT-S
TWIN FALLS CO., ID.
FILED

2002 DEC 23 PM 3

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 57-01008

NAME AND ADDRESS: PATRICIA B FOOTE
FOOTE JR, EARLE G
HC 79 BOX 52
MELBA, ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS
9.80 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 12.86 CFS.

PRIORITY DATE: 06/01/1935

POINT OF DIVERSION: T01S R03W S12 NESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.02 CFS 9.80 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS 2.70 AFY

PLACE OF USE: Irrigation Within Owyhee County
T01S R03W S12 SWNE 40.0
40.0 Acres Total
Stockwater Within Owyhee County
Same as Irrigation

USE OF THIS RIGHT WITH RIGHT LISTED ABOVE IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 643.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,
WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND
THE BASIN 02 RIGHTS.

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

JAN 10 2003

WATER RESOURCES
WESTERN REGION

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2002 DEC 23 PM 3 34

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

ORDER OF AMENDED PARTIAL DECREE

For Water Right 57-01008

On October 28, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-01008 is hereby decreed as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED: December 23, 2002

Roger Burdick

ROGER S. BURDICK

Presiding Judge

Snake River Basin Adjudication

2002 DEC 23 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 57-01008

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 57-01008 was mailed
on December 23, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

PATRICIA B FOOTE
FOOTE JR, EARLE G
HC 79 BOX 52
MELBA, ID 83641
Phone: 208-495-1121

ROBBIN HALL
Chief Deputy Clerk

CERTIFICATE OF MAILING

SCANNED

DEC 24 2002

PAGE 1
12/23/02

RECEIVED

JAN 28 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

January 8, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

010/81313
updated 1-27-03
010 105669
PATRICIA B FOOTE

EARLE G FOOTE JR

~~13205 FOXGLOVE DR NW~~

~~GIG HARBOR WA 98332-7882~~

7714 Goodman Dr NW

Gig Harbor, WA 98332

RE: Snake River Basin Adjudication (SRBA) *PP*
Water Rights #2-7091, 57-277, 57-1008, 57-2094, 57-2169, 57-10214, *PP*
57-10218, 57-10219, 57-10220, 57-10221, 57-277 and 57-1008 *PP*
dupes

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 January 24, 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 Sherman
Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

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

Earl G Foote
Water Right Holder's Signature

SCANNED

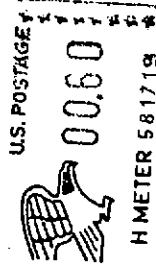
253 853 5665
Telephone No.

JAN 28 2003

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

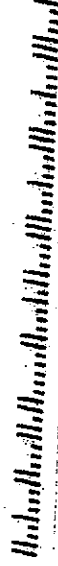
2-7091
57-277
57-1008
57-2094D
57-2169
57-10214
57-10218
57-10219
57-10220
57-10221

PATRICIA FOOTE
HC 79 BOX 52
MELBA ID 83641



FOOT 079 836413015 1801 08 12/28/02
FORWARD TIME EXP RTN TO SEND
FOOTE
13205 FOXGLOVE DR NW
GIG HARBOR WA 98532-7862
RETURN TO SENDER

83641+985320542707



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
I.R.C.P. 54(b) FOR
Water Right 57-01008

1997 DEC 15 AM 10:50

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: EARLE G FOOTE
PATRICIA B FOOTE
HC 79 BOX 52
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS
9.8 AFY

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

USE OF THIS RIGHT WITH RIGHT NO. 57-00277 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 12.86 CFS.

PRIORITY DATE: 06/01/1935

POINT OF DIVERSION: T01S R03W S12 NESE Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.02 CFS 9.8 AFY
	STOCKWATER	01-01 12-31	0.02 CFS 2.7 AFY

PLACE OF USE: IRRIGATION Within OWYHEE County
T01S R03W S12 SWNE 40
40 ACRES TOTAL

STOCKWATER Within OWYHEE County
T01S R03W S12 SWNE

USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 643.0 ACRES IN A SINGLE
IRRIGATION SEASON.

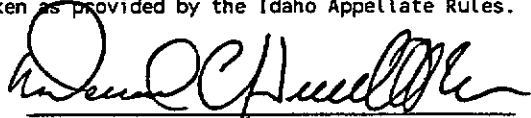
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,
WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND
THE BASIN 02 RIGHTS.

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.



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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/26/97
PAGE: 1

Water Source:	GROUNDWATER	Tributary to:	Stage:	DECREED
Point(s) of Diversion:	T01S R03W S12	NESE	OWYHEE County	

[illegible]

Place of use Legal Description for: STOCKWATER															
NE NW SW SE															
		NE				NW				SW				SE	
		NE	NW	SE	ENE	SE	NE	NW	SE	ENE	SE	NE	NW	SE	ENE
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt
01S	03W	12													
POU County: OMYEE															

Conditions of Approval:

- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 57-00277 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.86 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 643.0 ACRES IN A SINGLE IRRIGATION SEASON.

GEN RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND

AJ0749NP
No. R57-01008

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/26/97
PAGE: 2

Remarks: THE BASIN 02 RIGHTS.

EXP STOCKWATER, 200 RANGE CATTLE.

Dates: Exam Made Date: Verified Date: 11/26/1997 Objection Filed Date:

Misc: Water District Number: 57R Field Inspection Flag:
Presumption Flag:

Comments: Date: 01/19/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE
ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*NAME/ADDRESS CONFORMED TO AVOID DUPLICATE MAILING LABELS

Audit: 11/26/97 RHOWERTO

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-01008

NAME AND ADDRESS: EARLE G FOOTE
PATRICIA B FOOTE
HC 79 BOX 52
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS
9.8 AFY

THE QUANTITY FOR NON/IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR STOCKWATER; 200 CATTLE

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

USE OF THIS RIGHT WITH RIGHT NO. 57-00277 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 12.86 CFS.

PRIORITY DATE: 06/01/1935

POINT OF DIVERSION: T01S R03W S12 NESE Within Owyhee County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

Irrigation Season~~03/19~~ 11/19

STOCKWATER

01-01 12-31

QUANTITY

0.02 CFS

9.8 AFY

0.02 CFS

2.7 AFY

PLACE OF USE: IRRIGATION Within Owyhee County
T01S R03W S12 SWNE 40
40 ACRES TOTALSTOCKWATER Within Owyhee CountyT01S R03W S12 SWNE

USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 643.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR

57-01008 (CONT.)

STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND THE BASIN 02 RIGHTS.

USE OF THIS RIGHT WITH RIGHT NOS: 97/00277, 02/02399 AND 02/02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12/86 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 237911 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 64310 ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
STOCKWATER, 200 RANGE CATTLE.

DATE: 11/26/97
PAGE: 1

Comments: Date: 01/19/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE
ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A

$$\begin{array}{r} 208 \\ 208 \\ \hline 416 \end{array}$$

AJ0749NP
No. R57-01008

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/26/97
PAGE: 2

Comments: Date: 01/19/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*NAME/ADDRESS CONFORMED TO AVOID DUPLICATE MAILING LABELS

Audit: 11/26/97 RHONERTO

NOTICE OF CLAIM NO.

A57-01008

"R" RECORD

FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	IN-OFFICE VERIFICATION WHOM/DATE	VERIFIED BY CODE (SEE BELOW)	FIELD EXAM BY WHOM/DATE	CLAIMANT CONTACT NEEDED - Y/N*	REVIEW COMPLETED WHOM/DATE	DATA ENTRY COMPLETED WHOM/DATE	FINAL VERIFICATION DATE ENTERED WHOM/DATE
N	kw 12-14-90	10*	N/A	N	RMF 9/13/91	RMF 9/13/91	RMF 12-11-91
N				N			
N				N			
N				N			
add volume				Y-N*			
correct				amended claim N*			
N				N			
N				N			
decel				N			
N				N			

VERIFICATION CODES

1	TOPO MAP/ORTHO-PG
2	ASCS MAP
3	WATERMASTER RECORDS
4	SNAPP PHOTOS
5	FIELD EXAM
6	OTHER (SEE COMMENTS)

***IF CLAIMANT CONTACT IS NEEDED, COMPLETE CLAIMANT CONTACT CHECKLIST AND ATTACH.**

MICROFILMED

OCT 07 1992

COMMENTS: 6* Claimed exactly as previously decreed - except for competitive use. - PW 12/17/90

2/20/19	tw
---------	----

EO9: 57-0277 03--04399 + 03-03439; 12.86 af; 2379.1 af; 643.0 acres. Rms 9/13/91

CLAIM NUMBER: A57-01008

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 40 x 0.02 CFS/ACRE = 0.80 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 140.0 AF/A
ACRES 40 x CONSUMPTIVE VOL. AF/A FOR AREA 3.4 =
TOTAL CONSUMPTIVE USE 148.0 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME =
ACRES 40 x DIVERSION VOL. AF/A FOR AREA 5.0 =
TOTAL DIVERSION VOLUME 200.0 AF/A

VS $0.02 \text{ cfs} \times 1.9835 \times 246 = 9.8 \text{ AFA}$

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.).

Stock decreed at 2.4 AFA in previous Reynolds CP.
Decree.

KW
12/14/90

MICROFILMED

OCT 07 1992

MEMO TO FILES

DATE: 6/26/85

FROM: F.E.L

APPLICANT: FOOTE, EARL, & PATRICIA

CLAIM NO: 57-1008

SUBJECT: RECOMMENDATION FOR IRRIGATION

DISCOVERY OF LICENSE 57-2169 BROUGHT ABOUT A TEMPORARY RE-EVALUATION OF THIS B/U CLAIM. HOWEVER, DEVELOPMENTS ENSUING SHOWED THAT THE ANALYSIS WAS INCORRECT, AND THIS FLOWING WELL NEAR TO PROPERTY LINE OF GEORGE EARL ^(CEDERA RANCHES) ~~DOES~~ IRRIGATE, ALONG WITH OTHER WATERS, 40 ACRES IN SEC 12, T1S, R3W. INSTEAD OF ALL 40 ACRES, BEING IN THE SW NE, THE 1980 U-2 PHOTOS INDICATE THAT 30 ACRES ARE PROBABLE IN THE SW NE & 10 IN THE NW NE.

SPZ

MICROFILMED
OCT 07 1992

(PHONE CALL THIS DATE FROM JOHN NOYES, WHO WAS AT TIME IN CONFERENCE WITH CLAIMANT AT CLAIMANTS RESIDENCE, CONFIRMED LOCATION OF WELL AS BEING WITHIN COURT'S JURISDICTION.)

MEMO TO FILES

DATE: 6/21/85

FROM: FORREST LUTHY

APPLICANT: EARLE G. FOOTE & /OR PATRICIA B. FOOTE

CLAIM NO: 57-1008

SUBJECT: CHANGE OF PRIORITY, P/D, & USE ON G.W. CLAIM FOR REYNOLDS CK. ADJUDICATION.
DISCOVERY OF A LICENSED G.W. IRRIGATION RIGHT ON A WELL ON THE FOOTE RANCH NOT FITTING THE DESCRIPTION ON THE ABOVE NUMBERED CLAIM, PROMPTED A PHONE CALL TO THE APPLICANT ON 6/20/85 WHICH PROVIDED THE INFORMATION UPON WHICH THE ABOVE CHANGES WERE BASED.

THE APPLICANT VOLUNTEERED THE INFORMATION THAT TO HIS KNOWLEDGE THERE WAS ONLY ONE ARTESIAN WELL WITH HOT WATER ON THE RANCH AND THAT ONE WAS SITUATED BETWEEN HIS & THE RANCH FORMAN'S RESIDENCE. THIS LOCATES THE WELL DIFFERENTLY FROM THE DESCRIPTION ON CLAIM 57-1008. THE PROPER LOCATION IS IN THE (SWSW) LOT 6, SEC 7, T41S, R22W.

PRIORITIES FOR THE DOMESTIC & STOCKWATER USES MENTIONED IN THE ENGINEER'S LICENSING REPORT AND THE PROOFS OF VARIOUS NATURES BUT NOT LICENSED ARE BASED ON THE HOLDER'S PROOF OF COMPLETION OF WORKS, COPY ATTACHED. A COPY OF THE ENGINEER'S REPORT IS ALSO ATTACHED TO INDICATE THE NON IRRIG. USES RECOMMENDED FOR THIS RIGHT. IRRIG USES ARE NOW WITH CLAIM 57-2169. *grr*

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OCT 07 1992

Memo To: 57-1008 From: F.E.L DATE: 8/7/80

THIS GROUNDWATER RT. IS RECOMMENDED FOR A DIVERSION RATE OF .02 CFS. ON THE SW NE, SEC. 12, TWP 15. RGE 3. W. B. M. THE WATER IS USED IN THE SAME SYSTEM IN THAT 40 WITH DECREEO RT 57-0277. THE 6/1/1935 PRIORITY IS CLAIMED WITHOUT SUPPORTING EVIDENCE SUPPLIED, BUT PROBABLY REASONABLE ACCORDING TO CONVERSATIONS WITH PERSONS FAMILIAR WITH THE AREA.

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OCT 07 1992

(SEE ALSO 57-0277.)

82

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEK
DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

57-1008	
I.D. No. s <u>20-</u>	Map No. # <u>330</u>
Fee Paid	Receipt No.

Notice is hereby given that ~~XXXXXX~~ Foote, Earle G., Jr. &/or Patricia B. ✓
(Name of Claimant)

Star Route, Box 52, Melba, ID 83641 ✓
(Mailing Address)

Telephone No. 495-2207 1121
(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) June 1, 1935 ✓

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Groundwater ✓ tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity .02 CFS Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

27 AFA Quantity .02 CFS Use Stockwater Period of Use From 1/1 To 12/31
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)

(4) .02 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE 12 1S 3W Owyhee County
Sec. 12, Twp. 1S, Rge. 3W, B.M., _____

Additional Points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Flowing Well Feeding into distribution ditch.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	3W	12		10	30														40

Other tracts. 57-0277 & source(s) Outside Basin

Total no. of acres 40

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for up to 200 head beefstock

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: NONE

(8) Remarks Artesian flow mixed with other water to irrigate SW NE Sec. 12, T 1S, R 3W.

(9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use. ✓
☐ B) Right decreed by court, cite title of case. _____

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

June 6, 1979

(Date)

Individual

Earle G. Foote, Jr.
(Signature of Claimant)

(Signature of Spouse)

State of Idaho

Organization

County of Owyhee

Seal

(Signature of Authorized Agent)

On this 6th day of June, 1979, before me

a notary public, personally appeared Earle G. Foote, Jr.

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

6/26/83 Life
My commission expires _____

Kathryn A. Walker
Notary Public residing at _____

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
REYNOLDS CREEK
_____ DRAINAGE BASIN.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

57-1008

I.D. No. \$ <u>20-</u>	Map No. <u>#230</u>
Fee Paid	Receipt No.

Notice is hereby given that ~~EARLE G. FOOTE, JR.~~ Foote, Earle G., Jr. &/or Patricia B.

(Name of Claimant)

Star Route, Box 52, Melba, ID 83641

(Mailing Address)

Telephone No. 495-2207

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) June 1, 1935
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Groundwater tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | |
|---|--|--|-------------------------------|
| Quantity <u>.02 CFS</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u>
(Mo., Day) | To <u>11/15</u>
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity <u>.02 CFS</u>
(CFS, GPD, AF) | Use <u>Stockwater</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>1/1</u>
(Mo., Day) | To <u>12/31</u>
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
- (4) .02 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 12, Twp. 1S, Rge. 3W, B.M., Cwyhee County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Flowing Well Feeding into distribution ditch.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
18	30	12			40														40

Total no. of acres 40

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Stockwater for up to 200 head beefstock

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks Artesian flow mixed with other water to irrigate SW NE Sec. 12, T 1S, R 3W.
- (9) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

June 6, 1979

(Date)

State of IdahoCounty of CwyheeOn this 6th day of _____

a notary public, personally appeared _____

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires _____

Life

Notary Public residing at _____

Individual

Earle G. Foote, Jr.
(Signature of Claimant)

Organization

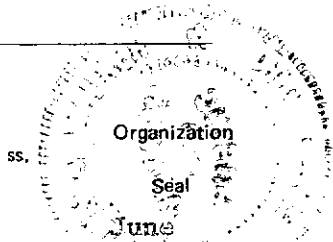
(Signature of Spouse)

(Signature of Authorized Agent)

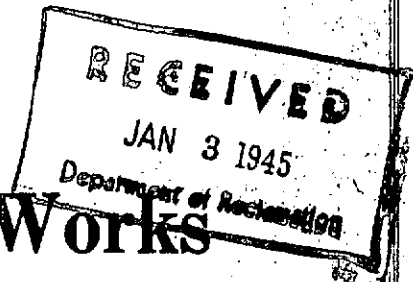
1979

before me

KEYPUNCHED 7/17/79
del



PERMIT NO. 18922



Proof of Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. EDITH MUSSER and DOROTHY MUSSER, c/o Boise Trust Company, Boise, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. Permit No. 18922, dated December 26, 1939, authorizing 15 cu. ft. per sec., subterranean artesian wells, point of diversion in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 7, T. 1 S., R. 2 W.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Used for irrigating the SE $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 6, Sec. 7, T. 1 S., R. 2 W., and N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 18, T. 1 S., R. 2 W., 159 acres.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Water turned into works of diversion February 6, 1941. 1 $\frac{1}{2}$ sec. ft.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. One well fully completed. Complies with terms of permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. _____

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Cost \$3,100.00. Ditch has 2' bottom and 3' 6" top. Capacity 3 sec. ft.

EDITH MUSSER and DOROTHY MUSSER
(Sign here.) By Boise Trust Company, Agent
By Dr. M. Howell
Vice President

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Boise County of

Ada, State of Idaho, on this 26th day of December, A. D. 1944

My Commission expires Nov. 15, 1948.

Frances M. Renna
Notary Public.

18922

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18922

This proof is for Beneficial use In Water District No. _____1. Name of applicant Boise Trust Co., Agent for Edith & Dorothy Musser, Boise, Idaho2. Source of water supply: Artesian well3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ & Lot 6 of Section 7T. 1 S. R. 2 W. County of Owyhee4. Describe works as they exist, giving dimensions and capacities of same: An Artesian Well drilled to a depth of 1600 feet, 10 inch diameter, 8 inch casing, with valve control.A two inch pipe line leads to buildings and stock troughs.Ditches are 2 feet wide, and 1 foot deep.Well is said to flow at the rate of 60 Miners Inches when the valve is wide open.5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE $\frac{1}{4}$ SW $\frac{1}{4}$, Lot 6, Section 7;N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 18;Twp. 1 South, Range 2 West, B.M.

(Submit map on attached plat, showing location and details of above description.)

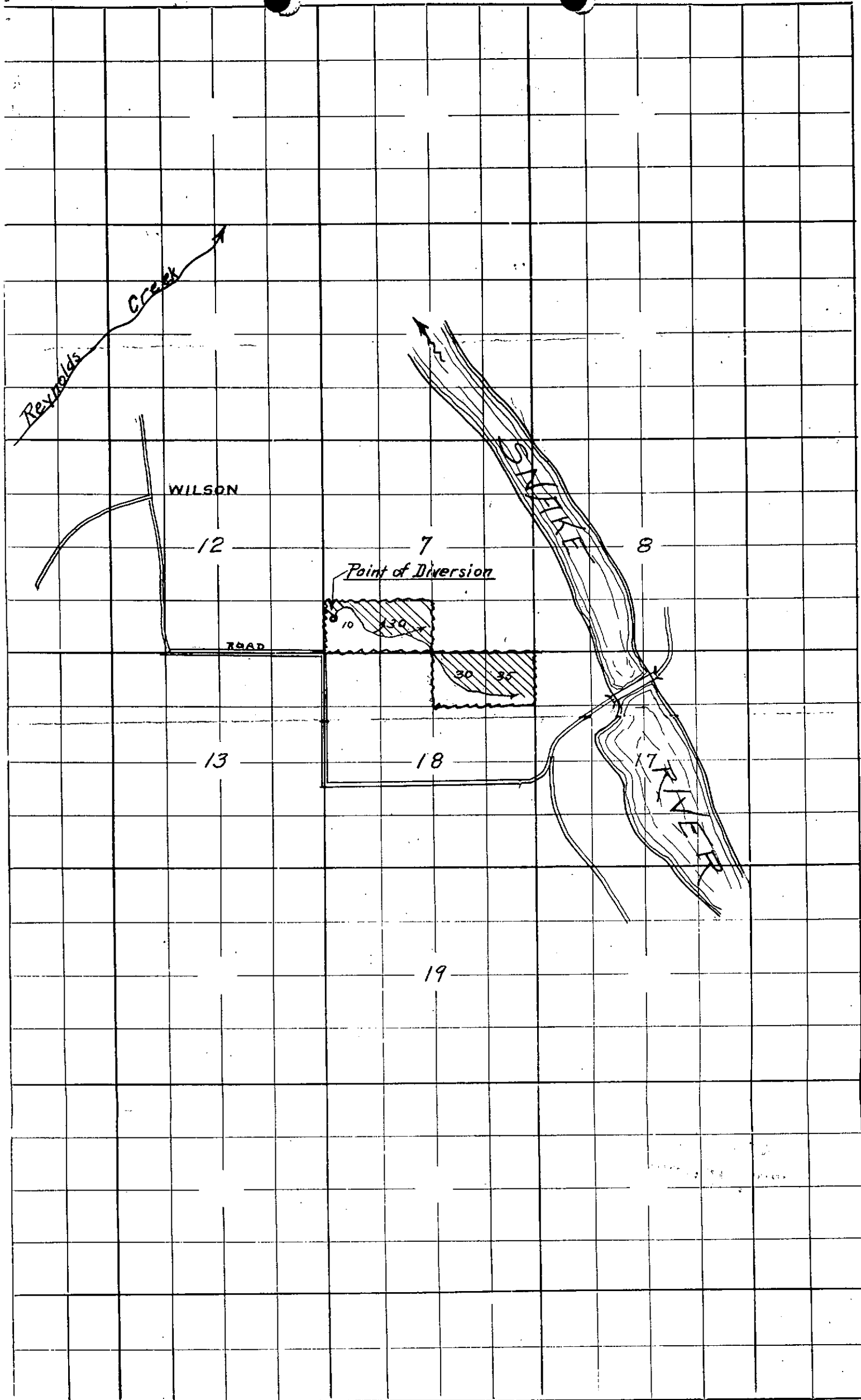
8. What large stream would the water here appropriated finally reach? NoneRemarks: This water is supplemental to other supplyThis examination was made on the 8th. day of April, 1948

(Signed)

A. A. Lotman

Examiner.

18922



IDaho DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORTWR0723NP
(OD-26)Water Right Number - A57-01008 Adj. Flag Translation: Adjudication Temporary Work Area Old (D) Number -
+ - - - - Last Name - - - - + + - - - - - Address - - - - - +*** C - CURRENT OWNER ***
FOOTE, JR.

EARLE G.

H.C. 79
1 - ~~State-89~~. BOX 52
2 -
3 -

State- ID Zip- 83641

City- MELBA
Phone -

PATRICIA B.

1 -
2 -
3 -
City-
Phone -

State- Zip-

- 495 (121)

FOOTE

+ - - - - Priority Date - - + + - - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/01/1935 14 S - STATUTORY CLAIM+ - - - - Source - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code)
Twn Rng Sec Tract Lot RFLg County

01S 03W 12 NE SE (73) OWYHEE

+ - - - - Description Period From Period To Water Use Diversion Rate Diversion Volume
Code01 - IRRIGATION
04 - STOCKWATER03/15 11/15 0.020
01/01 12/31 0.020+ - - - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
0.020+ - - - - Tract Sec Rng Description Place of Use Code County
Twn Rng

01S 03W 12 SW NE 40.0 01 IRRIGATION (73) OWYHEE

Total Acres: 40.0

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use - S/200 RANGE.

+ - - - - Other Rights for Same Use - 57-0277 & SOURCE(S) OUTSIDE BASIN.

+ - - - - Remarks - - - - - Remarks found.
No Remarks found.

MICROFILMED

OCT 07 1992

