

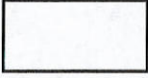
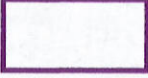
Idaho Department of Water Resources

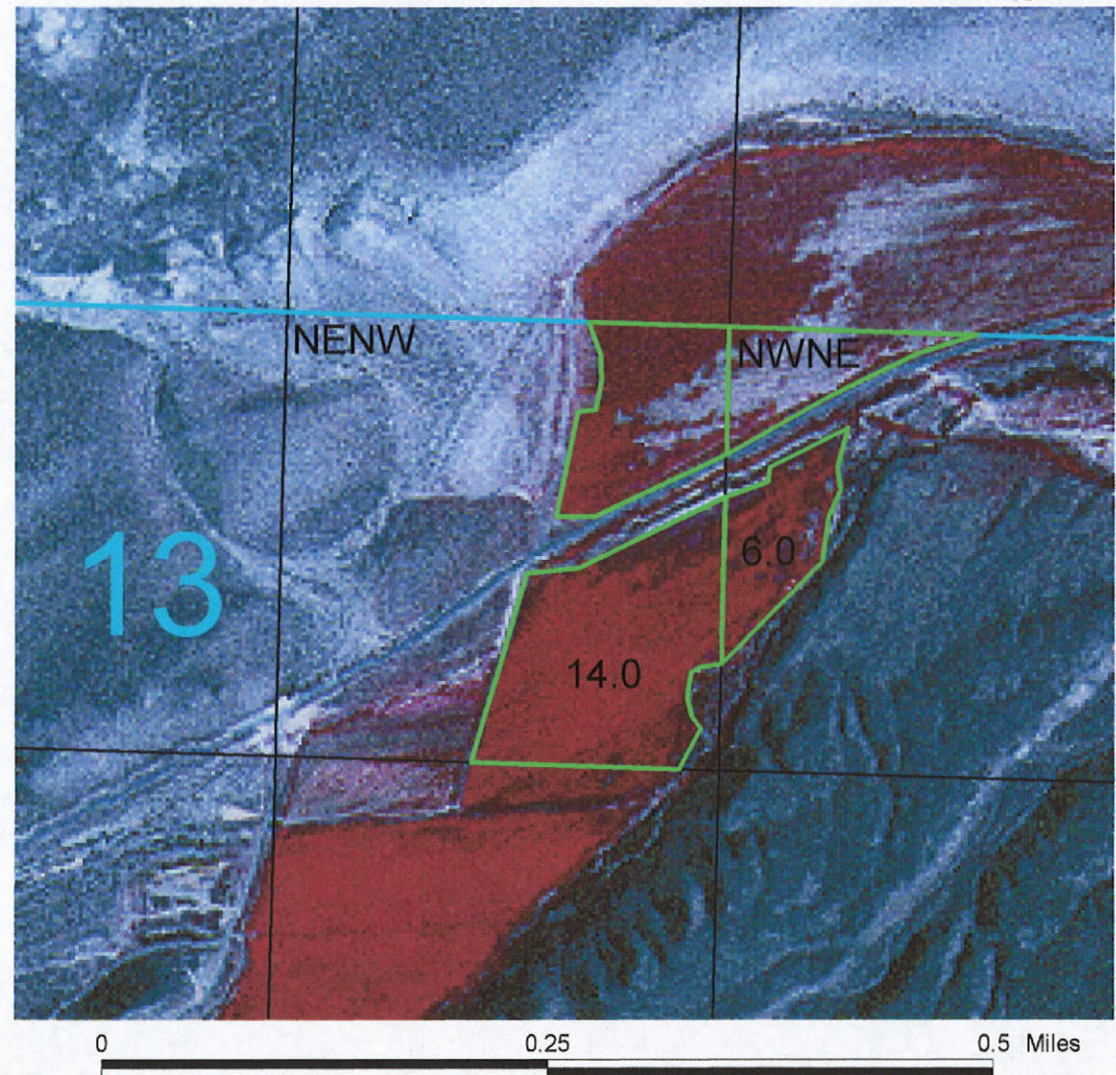
Claim Number: 57-02108

Legal: T07S, R02E, S13

Reviewed By:

1987 Napp Photo

-  Point of Diversion
(Located outside of view)
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



OVERLAP REVIEW FOR A57-02108

A57
SHOOFLY CR

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
2108	7S	2E	13	11				9												20	20

(NOT OVERLAP)
PER MAP

A57
GW

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
7010	7S	2E	12											2				17	6	25	
			13	11				9		3	15	3								41	66

(NOT OVERLAP)
PER MAP

TOTAL ACRES

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
	7S	2E	12											2				17	6	25	
			13	11				18		3	15	3								50	75

NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

MICROFILMED

OCT 07 1992

REPORT OF ENGINEER

This report is for beneficial use

In Water District No. -66-

1. State name of applicant and number of permit: Jos. Turmes - Permit 12991
2. State source of water supply: Shoefly Creek
3. Location of point of diversion: SE $\frac{1}{4}$ Sec. 13-75-2E.B.M.
4. Describe works as they exist, giving dimensions and capacities of same:

Ditch 1/2 mile long 1 $\frac{1}{2}$ wide at top 1 $\frac{1}{2}$ ft at bottom
Capacity one second foot

5. State whether or not water has been turned into works of diversion:

Yes

6. Give exact location 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 for other than irrigation):

NE $\frac{1}{4}$ & NW $\frac{1}{4}$ Sec. 13 - 75 - 2 E.B.M.NW $\frac{1}{4}$ 30 acresNE $\frac{1}{4}$ 10 acres

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? Self

9. Give names and amount of each right:

10. What large stream would the water here appropriated finally reach? Brunson River

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks:

Not of this water will affect no one.

This examination was made on the 24 day of July

(Signed)

W. J. Bilusch

Examiner.

001 0 5 1235
MICROFILMED

[illegible]

DECLASSIFIED

SCALE: 2 INCHES = 1 MILE. DRAWN PLAT 7 IN INCL.

Permit No. 12991

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Wenzel Turmes, age 40 years, Farmer and stockraiser,

P.O. Add. Grand View, Idaho.

Ques. 2. Are you acquainted with Joseph Turmes the

holder of Permit No. 12991? How long have you known him and where does he reside?

Ans. I am, for 60 years, he resides at the ranch near

Grand View, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12991, and are you familiar with its provisions and conditions?

Ans. Yes sir.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Shoo Fly Creek, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T.7 S. R.2 E. 3. M.the works is a ditch 2 $\frac{1}{2}$ ft. on top at waterline, 1 $\frac{1}{2}$ ft. at bottom and 1 ft. deep to waterline.

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. One second foot, and I have seen that much conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, 10 acres irrigated, and inNE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, 30 acres irrigated, all cultivated and 20 acres

of Alfalfa and 20 acres of grain, all of the land that is

irrigated is under fence.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not used for power.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The land is a sandy loam, and requires at least 40

miners inches of water.

OCT 10 1935
WICHOITHE

12991

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None whatever.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. In 1920 I saw 30 inches of water put on the land.
and in 1921 I saw 30 inches of water put on the land and
in 1922 I saw 40 inches of water put on the land.

(Sign)

Wenzel Turner

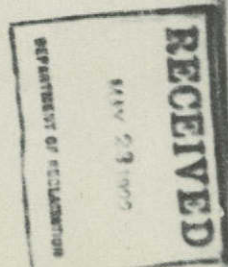
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Mountain Home County of Elmore State of Idaho, on this 22nd day of May A. D. 1922

D. A. Utter

Notary Public.

My commission expires June 1925

12991



MICROFILMED

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Frank C. Black, age 58 years, stock man and rancher,
P.O. BRIDGES, Idaho.

Ques. 2. Are you acquainted with Joseph Turner the
holder of Permit No. 12991? How long have you known him and where does he reside?

Ans. Yes, I have known him 40 years, he resides on his ranch
near Grand View, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12991, and are you familiar with its provisions and conditions?

Ans. Yes, I am.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Shoshone Fly Creek, SE 1/4 Sec. 13, the works is a Ditch, 2 1/2 ft. wide
and 2 ft. deep.

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. It will carry one second foot of water safely, I have seen that.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, In the NE 1/4 Sec. 13 30 acres irrigated and in the
the NW 1/4 of section 10 acres irrigated, all cultivated land,
and all under a good fence, 4 wires.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not for power.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The land is a sandy loam, and will require 40 inches of
water to irrigate it well.

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MICROFILMED

12991

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No none at all.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen 30 miners inches of water on the land in 1920
and 1921 and 40 miners inches of water on the land this year 1922.

(Sign) Frank G. Black

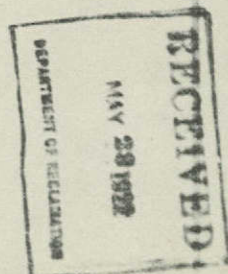
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Mountain Home County of Elmore State of Idaho, on this 22nd day of May A. D. 1922

D. H. Zetter

Notary Public.

My commission expires June 1925

12991



001 0 3 005
MICROFILMED

PERMIT NO. 12991

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Joseph Turnes, age 41 years, Farmer and stock-raiser,
P.O. Grand View, Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Acting for myself.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 12991, June 1st 1917, Priority June 26th 1917.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Shoo Fly Creek, SE 1/4 Sec 13, T. 2. S. R. 2. E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. A ditch, 2 1/2' top, 1 1/2' bot, 1' deep, carry 50 M. L. no name.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, NW 1/4 and NE 1/4, Sec. 13, T. 2. S. R. 2. E.
NW 1/4 used 10 acres, NE 1/4 used 30 acres, the water has
been used to irrigate alfalfa and grain, 20 acres of alfalfa and
20 acres of grain, cut 60 tons of hay 1920, grain saved this year.

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. No other purpose.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. Forty miners inches.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I am the person.

MICROFILMED

12991

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. In 1920 I used 30 M.I. on my alfalfa; in 1921 I used 30 M.I. and in 1922 I use 40 M.I.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other rights used on this land.

(Sign) Joseph Tamm

I hereby certify that the foregoing testimony was read to the above subscribed 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, at my office in Mountain Home County of Elmore State of Idaho, on this 22nd day of May A. D. 1922.

D. A. Utter
Notary Public residing at Mt. Home,
Idaho.

12991



OCT 10 1925
MICROFILMED

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 22nd day of May, 1922, at Mountain Home, County of Elmore, State of Idaho, before D.A. Utter, Notary Public, proof will be submitted of the application to beneficial use of eight-tenths cubic feet per second of the waters of Shoefly Creek in accordance with the terms and conditions of Permit No. 12991 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Joseph Turman, of Grand View, Idaho

The use to which said water has been applied is for irrigation and domestic purposes

The amount applied to beneficial use is eight tenths of one second foot

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NE 1/4 and NW 1/4 of Section 13, T.7 S.R.2 E. B.M. 30 acres in the NE 1/4 and NW 1/4 of Section 13.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Minns and Turman Ditch

The right to take water from such works is based upon Permit No. 12991

The source of supply from which such water is diverted is Shoefly Creek

The date of the priority which said user is prepared to establish is June 1, 1917

B.M. 13-75-22
 -36-

F. G. SWENDSEN,
 Commissioner of Reclamation.

12991

GEN. D. A. UTTER
CONSULTING ENGINEER
MINES BOUGHT AND SOLD
ROOMS 262-263 BONNA BUILDING

BOISE, IDAHO

Bruneau, Idaho, Sept. 10, 1917.

Hon. J. H. Smith,
State Engineer,
Boise, Idaho.

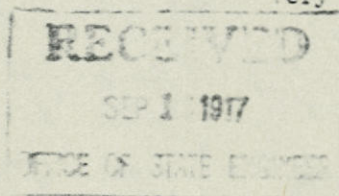
Dear sir:-

Please change the description of lands to be irrigated in application No. 18567 from the NE quarter SW quarter of section 13 to NW quarter NE quarter 25 acres and NE quarter NW quarter 30 acres making a total of 55 acres.

This application was made by D. A. Dunning for Joseph Turmes and I now have the matter to correct as the filing was made on the wrong lands.

The above lands are in the same section as the first filing.

Very truly yours,



D. A. Utter
Agt. for Joseph Turmes

12991

MICROFILMED

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: A57-02108

Date Received: 11/17/1988

Receipt No: C003946

Received By: 12/15/88

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL BLACK
Address: BOX 273
GRAND VIEW, ID

83624

Name: MATTIE BLACK
Address: BOX 273
GRAND VIEW, ID

83624

2. Date of Priority: JUN 01, 1917

3. Source: SHOOFLY CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	02E	13	NW	SW			OWYHEE

5. Description of diverting works:
DIVERSION DAM AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.500		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A57-02108

Page 1

Date: 11/17/88

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OCT 07 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	02E	13	NW	NE		IRR	11.0
			NE	NW		IRR	9.0
					Section Acres		20.0
					Total Acres		20.0

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:
57-7010

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Paul J Black Date: 12-15-88
Mattie L Black Date: 12-15-88

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 15 day
of December 19 88
[Signature]
Notary Public

Seal

Residing at Boise, ID
My Commission Expires June 10, 1994

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02108

Date: 3-7-03

	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	75	2E	13		11			9												20
GIS					14			6												20
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 20

Overlapping POU Claim #'s:

57-07010A

Total GIS Acres: 20

COMMENTS:

No maps available. Per image interpretation. POD
estimated per image.

Idaho Department of Water Resources

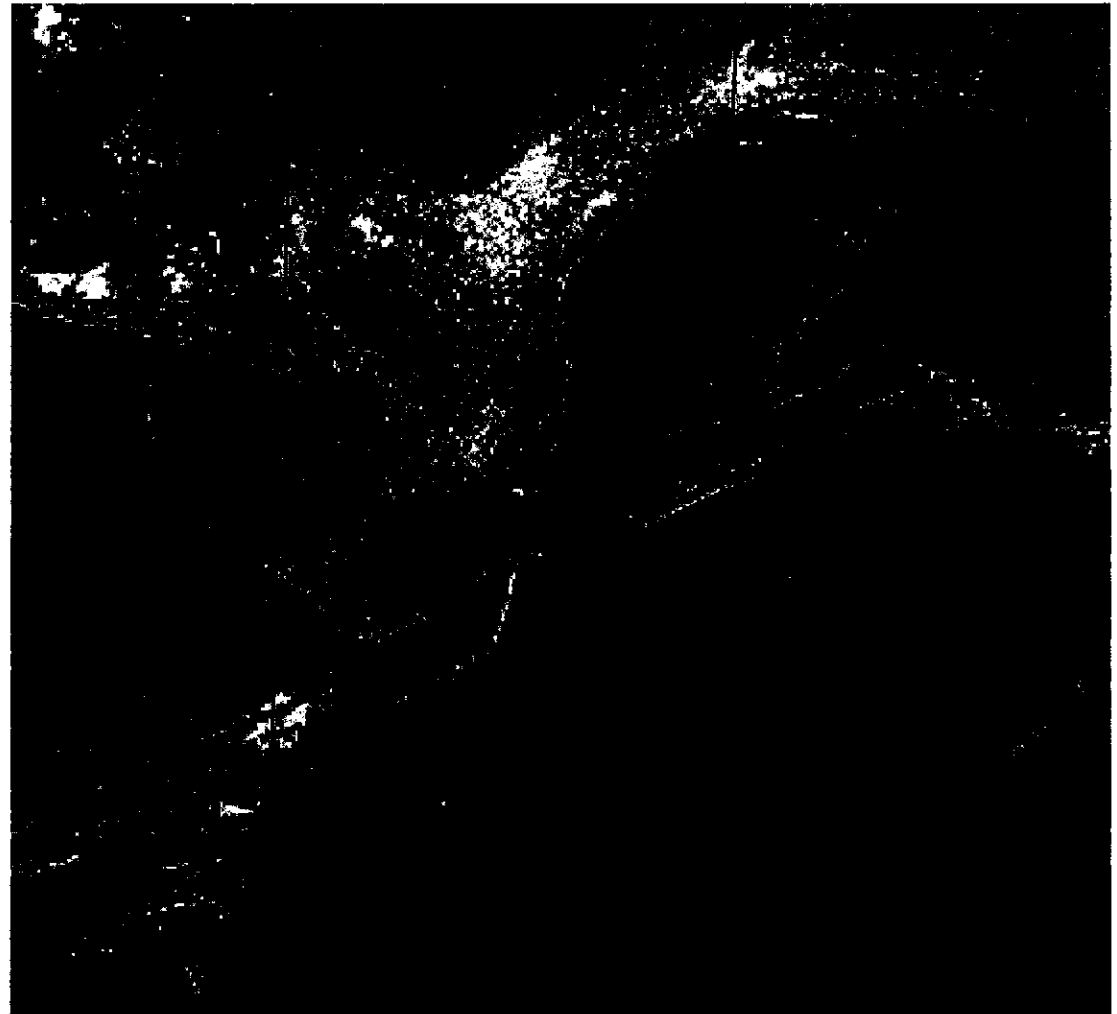
Claim Number: 57-02108

Legal: T07S, R02E, S13

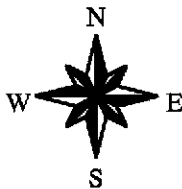
Reviewed By:

1987 Napp Photo

-  Point of Diversion
(Located outside of view)
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



0 0.25 0.5 Miles



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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO 1997 NOV 18 PM 12:58
I.R.C.P. 54(b) FOR

Water Right 57-02108 DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: PAUL BLACK
MATTIE BLACK
PO BOX 273
GRAND VIEW ID 83624

SOURCE: SHOOFLY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.5 CFS

USE OF THIS RIGHT WITH RIGHT 57-07010A IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.84 CFS.

PRIORITY DATE: 06/01/1917

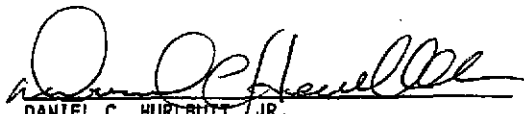
POINT OF DIVERSION: T07S R02E S13 NWSW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.5 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County
	T07S R02E S13	NWNE 11 NENW 9
	20 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT 57-07010A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 73 ACRES IN A SINGLE IRRIGATION
SEASON.

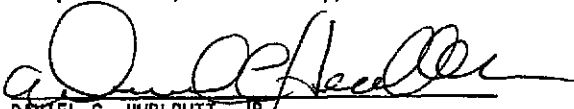
DATED:


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

RULE 54(b) CERTIFICATE

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

DATED:


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

1997 NOV 18 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): 57-02108

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 57-02108 was mailed
on November 18, 1997, with sufficient first-class postage prepaid
to the following:

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

PAUL & MATTIE BLACK
PO BOX 273
GRAND VIEW, ID 83624

DIANA DELANEY
Chief Deputy Clerk

AJ0749NP
No. R57-02108

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

DATE: 11/26/97
PAGE: 1

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=====
OWNER      PRIORITY  USE PERIOD  DIVERSION  DIVERSION
CODE       DATE       FROM TO     RATE      VOLUME
-----
C PAUL BLACK      06/01/1917  IRRIGATION  03-15 11-15  0.50 CFS
C MATTIE BLACK
PO BOX 273
GRAND VIEW ID 83624
                                TOTAL DIVERSION:  0.50 CFS

Water Source: SHOOFLY CREEK      Tributary to: SNAKE RIVER      Stage: DECREED

Point(s) of Diversion:      T07S R02E S13      NWSW      OWYHEE County

Place of use Legal Description for: IRRIGATION

      NE      NW      SW      SE
      NENE  NWNE  SWNE  SENE  :  NENW  NWNW  SWNW  SENW  :  NESW  NWSW  SWSW  SESW  :  NESE  NWSE  SWSE  SESE  :
T   R   S   :  Lt Ac Lt Ac Lt Ac Lt Ac  :  Lt Ac Lt Ac Lt Ac Lt Ac  :  Lt Ac Lt Ac Lt Ac Lt Ac  :  Lt Ac Lt Ac Lt Ac Lt Ac  :  SUM
-----
07S 02E 13 :      11      :      09      :      :      :      :      :      :      :      :      :
                                TOTAL ACRES      20.0
=====
```

POU County: OWYHEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

57-01220	57-01222	57-02108	57-07010	57-07010A	57-07010B	57-07331	57-07331A	57-07331B	A57-01220
A57-01222	A57-02108	A57-07010	A57-07331	R57-01220	R57-01222	R57-01222A	R57-01222B	R57-11508	

Other Water Rights Listing Overlapping Place(s) of Use:

57-02108	57-07010	57-07010A	A57-02108	R57-07010
----------	----------	-----------	-----------	-----------

Remarks: QNT USE OF THIS RIGHT WITH RIGHT 57-07010A IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.84 CFS.

POU1 USE OF THIS RIGHT WITH RIGHT 57-07010A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 73 ACRES IN A SINGLE IRRIGATION
SEASON.

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

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

Audit: 11/26/97 MSCHULTE

RIGHTS FROM: SOURCE: SHOOFLY CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-02108

NAME AND ADDRESS: PAUL BLACK
MATTIE BLACK
PO BOX 273
GRAND VIEW ID 83624

SOURCE: SHOOFLY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.5 CFS

USE OF THIS RIGHT WITH RIGHT 57-07010A IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.84 CFS.

PRIORITY DATE: 06/01/1917

POINT OF DIVERSION: T07S R02E S13 NWSW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	<u>Irrigation Season</u>	0.5 CFS
		03/13 11/13	

PLACE OF USE: IRRIGATION Within Owyhee County
T07S R02E S13 NWNE 11 NENE 9
20 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT 57-07010A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 73 ACRES IN A SINGLE IRRIGATION
SEASON.

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

USE OF THIS RIGHT WITH RIGHT 57-07010 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.84 CFS; A TOTAL COMBINED ANNUAL
CONSUMPTIVE USE VOLUME OF 26213 AF; AND TO THE IRRIGATION OF A
COMBINED TOTAL OF 73 ACRES IN A SINGLE IRRIGATION SEASON;
0.10 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN
DELIVERY OF THIS RIGHT;

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

DATE: 05/19/93
PAGE: 15

MICROFILMED
JUL 20 1994

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PAUL BLACK	06/01/1917	IRRIGATION	03-15 11-15	0.50 CFS	
C	MATTIE BLACK					
	PO BOX 273					
	GRAND VIEW ID 83624					
TOTAL DIVERSION:					0.50 CFS	

Water Source: SHOOFLY CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T07S R02E S13

NWSW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
07S	02E	13	:			11					09									:	20.0
																				TOTAL ACRES	20.0

POU County: OWYHEE

Non-Irrigation Uses: NONE

Other Rights: SEE REMARKS

Other Water Rights with Same Point(s) of Diversion and Source:

A57-01220 A57-01222 A57-02108 A57-07331 R57-01220 R57-01222 R57-07331

Other Water Rights Listing Overlapping Place(s) of use:

A57-02108 R57-07010

Remarks: USE OF THIS RIGHT WITH RIGHT 57-07010 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.88 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 262.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 75 ACRES IN A SINGLE IRRIGATION SEASON. 0.10 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.

Dates: Exam Made Date: 01/11/1991 Verified Date: 07/16/1992

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

Audit: 07/16/92 HOWERTON

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061071992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-02108

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>	<u>Rdh/11/91</u>	<u>6</u>	<u>N</u>		
PT. OF DIV.						DATA ENTRY COMPLETED
SOURCE						BY _____ DATE _____
PL. OF USE						FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF			ADD AF			BY _____ DATE _____
CONSUMPTIVE USE			ADD CU			
NATURE OF USE			6			
PERIOD OF USE						
BASIS OF CLAIM						
REMARKS						

VERIFICATION CODES

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

TOPO MAP/ORTHOPHOTO = 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.

COMMENTS: SAME AS DECREE
MATCH, IN OFFICE
ADDED REMARK FOR DITCH LOSS

OCT 07 1992
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CLAIM NO. 57-02108

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for ~~small Domestic/Stock~~ exams)

MATCH

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, -- -- _____ cfs _____ af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

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OCT 07 1992

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4,

Remarks: (Comments pertinent to field examination)

ATTACHMENTS:

Attached to Attachments are
This Form. in Permit File.

PHOTOS (optional) ☐
MAP ☐
SYSTEM DIAGRAM ☐

☐
☐
☐

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: 1/11/91

FIELD EXAMINER:

Ron Howerton

Signature

Ron Howerton

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 20 x 0.02 CFS/ACRE = .4 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 = AF/A

ACRES 20 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 70 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☒) N(☐)

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

COMBINED WITH 57-07010

11 DIVERSION = 1.88 CFS

11 C.U. VOL = 262.5 AF

11 ACRES = 75

COMB. LOSS = .10 CFS

1b. CALCULATIONS

SEE OVERLAP
ANAL SH

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CLAIMANT: BLACK, PAUL/MATTIE

AGENT: RON HOWERTON DATE: AUG 29 1991

GIVEN:

ACRES OVERLAPPING: 11

IRRIGATION METHOD: FLOOD % SPRINKLER %

DELIVERY LOSS FACTOR USED:

 = % = %
(SOURCE) (SOURCE)

 = %
(SOURCE)

RANGE OF RECOMMENDABLE DIVERSION RATES & VOLUMES

SOURCE	ACRES	DIVERSION RATE		DIV VOL	C.U. VOL
		MIN	MAX		

ANALYSIS

SOURCE	NUMBER	ACRES	PRIORITY	CLAIMED CFS	CUM. CFS
<u>SUR W.</u>	<u>2108</u>	<u>20</u>	<u>6/1/1917</u>	<u>.5</u>	
<u>G.W.</u>	<u>7010</u>	<u>66</u>	<u>2/6/1968</u>	<u>1.62</u>	

ANALYSIS FOR CLAIM NO.: A57-02108

Standard Conditions: USE OF THIS RIGHT WITH 7010 IS LIMITED TO 1.88 CFS - 262.5 CU - 75 AC

Standard Remarks:

2108 20 AC @ (.025) PER AC
7010 66 AC @ (.025) PER AC

(DIVERSION RATE)
(.025)(75 AC) = 1.88 CFS

DITCH LOSS CALC

1. 10/ACRE = 20 X .02 = .4

2. CLAIMED CFS (MINUS) IN/AC RATE =
 .5 .4 =

DITCH LOSS
.10

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OCT 07 1992

OVERLAP REVIEW FOR A57-02108

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
A57 SHOOFLY CR	2108	7S	2E	13	11				9												20	20

(NOT OVERLAP)
PER MAP

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
A57 GW	1010	7S	2E	12												2			17	6	25	
				13	11				9		3	15	3								41	66

(NOT OVERLAP)
PER MAP

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
TOTAL ACRES		7S	2E	12												2			17	6	25	
				13	11				18		3	15	3								50	(75)

	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

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OCT 07 1992

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 1/19/83

Right No. 57-2108

Claimant BLACK

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☒ Conveyance Loss Calculations. See printout included.

☒ EVALUATING WATER NEEDS Study 10 57-7010

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. 5/09/69

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 7/24/22, 4/30/82

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. PURDIE CANYON

Field Photographs Taken ☒ Yes ☐ No 10 57-1219-20

Memorandum in file ☒ Yes ☐ No

Remarks _____

MEMORANDUM

TO: FILE 57-2108
FROM: Don Shaff *DS*
DATE: March 29, 1983
RE: Recommendation of Diversion Rate

The land for this water right is part of the larger system covered by right 57-7010. The memo in that file regarding the same subject should be referenced for this water right as well.

The crop requirement and field efficiency for this right was based on a crop of alfalfa as opposed to corn as evaluated by King. A copy of King's evaluation for the crop requirement is in file 57-1217. With the concrete ditch under the system, the distribution efficiency is assumed to be 80%. With these parameters, the diversion rate requirement for the 20 acres recommended under this water right is .50 cfs.

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OCT 07 1992

MEMORANDUM

TO: 57-2108

FROM: Don Shaff *DS*

DATE: January 27, 1983

RE: Review Analysis

Although a license exists in the files for this water right, a question did arise concerning the engineer's report in the location of the ditches. Yesterday (1-26-83) I inspected the area south and east of the creek for the ditch shown on the map drawn by the engineer in 1922. The land on this side of the creek is somewhat steep, but there are signs of a ditch that once made its way to the land where Mike Black now has a reservoir dug.

The license issued in 1922 was for 45 acres but the claimants have reduced the size of that water right to the current 20 acres that is recommended. The diversion rate for this right will be explored further.

Information on this farm from other water right files and documents in this lawsuit indicate this water right has been exercised continuously for at least once in every five-year period. No evidence exists that it has been forfeited.

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OCT 07 1992

REPORT OF ENGINEER

This proof is for beneficial use

In Water District No. 100-

1. State name of applicant and number of permit: Jos. Turmes - Permit 11221
2. State source of water supply: Sheeply Creek
3. Location of point of diversion: SE 1/4 Sec. 13-73-2 E.B.M.

4. Describe works as they exist, giving dimensions and capacities of same:

Ditch 1/3 mile long 1 1/2 ft wide at top 1 1/2 ft at bottom
Capacity one second foot

5. State whether or not water has been turned into works of diversion:

Yes

6. Give exact location 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 for other than irrigation): SE 1/4 & NE 1/4 Sec. 13 - 73 - 2 E.B.M.

NE 1/4 30 acres

SE 1/4 10 acres

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? Self

9. Give names and amount of each right:

10. What large stream would the water here appropriated finally reach? Brunson River

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks:

Use of this water will affect no one.

This examination was made on the 24 day of July

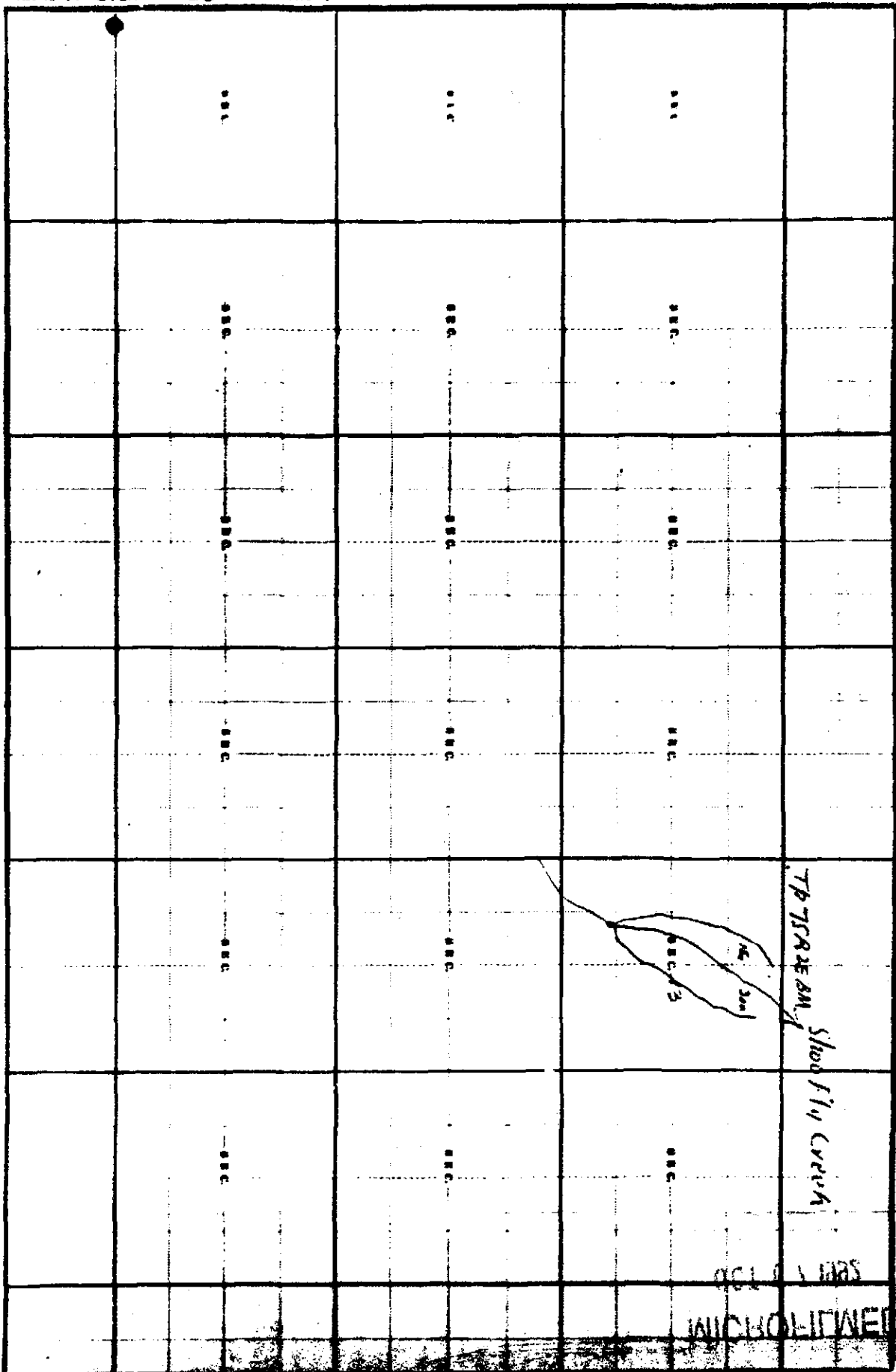
(Signed)

W. J. Wilcox

Examiner.

001 0 3 1025
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NAME OF APPLICANT *Tal TORMIS Permit 12991*



SCALE: 2 INCHES = 1 MILE

NOT A SURVEY
MICROFILMED

Permit No. 12991

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. JAMES L. TURNER, age 40 years, Farmer and stockraiser.

P.O. Add. Grand View, Idaho.

Ques. 2. Are you acquainted with Joseph Turner the holder of Permit No. 12991? How long have you known him and where does he reside?

Ans. I am, for 40 years, he resides at the ranch near

Grand View, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12991, and are you familiar with its provisions and conditions?

Ans. Yes sir.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Shoo Fly Creek, SE 1/4 Sec. 13, T. 7 S. R. 2 E. 3 N.

the works is a ditch 2 1/2 ft. on top at waterline, 1 1/2 ft. at bottom and 1 ft. deep in waterline.

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. One second foot, and I have seen that much conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, NW 1/4 Sec. 13, 10 acres irrigated, and in

NE 1/4 Sec. 13, 30 acres irrigated, all cultivated and 20 acres

of Alfalfa and 20 acres of grain, all of the land that is

irrigated is under fence.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not used for power.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The land is a sandy loam, and requires at least 30

miners inches of water.

MICROFILMED

12991

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None whatever.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. In 1920 I saw 30 inches of water put on the land and in 1921 I saw 30 inches of water put on the land and in 1922 I saw 40 inches of water put on the land.

(Sign)

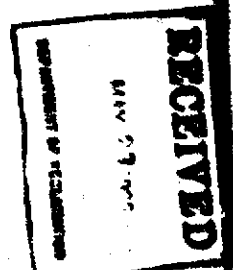
Wenzel Turner

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 Mountain Home County of Elmore State of Idaho, on this 22nd day of May A. D. 1922

D. A. Utter
Notary Public.

My commission expires June 1925.

12991



UNRECORDED

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, and position or profession or address.

Ans. Frank O. Black, age 58 years, stock man and fence set,
P.O. Breese, Idaho.

Ques. 2. Are you acquainted with Joseph James, the
holder of Permit No. 12991? How long have you known him and where does he reside?

Ans. Yes, I have known him 40 years, he resides on his ranch
near Grand View, Idaho.

Ques. 3. Have you read or heard read said Permit No. 12991, and are you familiar with its provisions and conditions?

Ans. Yes, I am.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Shoo Fly Creek, SE 1/4, the works is a Ditch, 2 1/2 ft. wide
and 2 ft. deep.

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. It will carry one second foot of water safely, I have seen that.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, in the NE 1/4, Sec. 13, 30 acres irrigated and in the
the NE 1/4 of section 10 acres irrigated, all cultivated land,
and all under a good fence, 4 wires.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Not for power.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The land is a sandy loam, and will require 40 inches of water
water to irrigate it well.

WICBOEITWED

12991

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No more at all.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen 30 miners inches of water on the land in 1920
and 1921 and 40 miners inches of water on the land this year 1922.

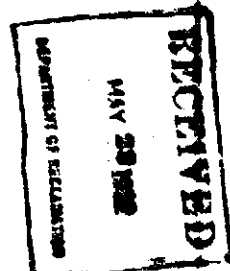
(Sign) Frank G. Black

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 Mountain Home County of Elmore State of Idaho, on this 22nd day of May A. D. 1922

D. H. Utter
Notary Public.

My commission expires June 1925

12991



100-103-1000
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PERMIT NO. 12991

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Joseph Barnes, age 41 years, Farmer and stock-raiser,

PARACRENS, NEBR. Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Acting for myself.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 12991, June 1st 1917, Priority June 20th 1917.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Shoo Fly Creek, SE 1/4 Sec 13, T. 2. S. R. 2. E. B. M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. A ditch, 2 1/2' top, 1 1/2' bottom, deep, carry 50 M. L., no name.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, NE 1/4 and SE 1/4, Sec. 13, T. 2. S. R. 2. E.

NE 1/4 used 10 acres, SE 1/4 used 30 acres, the water has been used to irrigate alfalfa and grain, 20 acres of alfalfa and 20 acres of grain, cut 60 tons of hay 1916, grain saved this year.

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. No other purpose.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. Forty miners inches.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I am the person.

WICHOLITWED

12791

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. In 1920 I used 30 M.I. on my alfalfa; in 1921 I used 30 M.I. and in 1922 I use 40 M.I.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

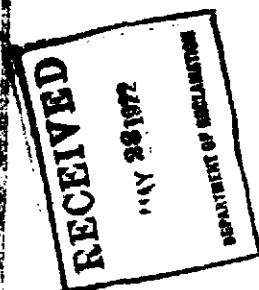
Ans. No other rights used on this land.

(Sign) Joseph Tamm

I hereby certify that the foregoing testimony was read to the above subscribed 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, at my office in Mountain Home County of Elmore State of Idaho, on this 22nd day of May A. D. 1922.

DA Utter
Notary Public residing at Mt. Home, Idaho.

12991



001 0 1 1835
MICROFILMED

U-14

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 22nd day of May, 1922,
at Mountain Home, County of Elmore, State of Idaho,
before D.A. Hitter, Notary Public, proof will be submitted
of the application to beneficial use of eight-tenths cubic feet per second of the
waters of Sheafly Creek in accordance with the terms and conditions of
Permit No. 12991 heretofore issued by the State Engineer
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Joseph Turman, of Grand View, Idaho

The use to which said water has been applied is for irrigation and domestic
purposes

The amount applied to beneficial use is eight tenths of one second foot

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) NW1/4 and NE1/4 of Section 13, T.7 S. R.2 E. B.M.
30 acres, Township 7 North, and 30 acres of the NW1/4 of
Section 13.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is Minna and Turman Ditch

The right to take water from such works is based upon Permit No. 12991

The source of supply from which such water is diverted is Sheafly Creek

The date of the priority which said user is prepared to establish is June 1, 1917

I. O. SWENSON,
Commissioner of Reclamation.

12991-75-22

-55-

12991

GEN. D. A. UTTER
CONSULTING ENGINEER
MINES BOUGHT AND SOLD
ROOMS 222-223 BOONE BUILDING

BOISE, IDAHO

Bruneau, Idaho, Sept. 10, 1917.

Hon. J. H. Smith,
State Engineer,
Boise, Idaho.
Dear sir:-

Please change the description of lands to be irrigated in application No. 18567 from the NE quarter SW quarter of section 13 to NW quarter NE quarter 25 acres and NE quarter SW quarter 30 acres making a total of 55 acres.

This application was made by D. A. Dunning for Joseph Turmes and I now have the matter to correct as the filing was made on the wrong lands.

The above lands are in the same section as the first filing.

Very truly yours,

RECEIVED
SEP 11 1917
U. S. LAND OFFICE

D. A. Utter
Agt. for Joseph Turmes

16331

MICROFILMED

UNITED STATES DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBJECT: Irrigation Water Needs

DATE: July 28, 1982

TO: Paul Black
Box 273
Grandview, Idaho

The purpose of this letter is to show the amount of water needed to irrigate alfalfa on silt loam and fine sandy loam soils.

Method of irrigation is surface from concrete ditches.

Gross seasonal need for alfalfa from the Soil Conservation Service Irrigation Guide is 34.18". This figure is based on 100% efficiency.

Gross alfalfa needs for summer months are:

June = 6.21"	average consumptive use = .21"/day
July = 8.19"	average consumptive use = .26"/day
August = 6.53"	average consumptive use = .21"/day

When determining irrigation needs the peak month needs to be met.

Recent surface irrigation trials by the Soil Conservation Service on very sandy soils ranged from 10% to 20%. However, with good management 25% to 30% efficiency should be achieved with the soils on this farm.

Based on 27% efficiency surface irrigation for alfalfa, 2 miners inches per acre would be needed.

Marlin Porter

Marlin Porter
Soil Conservation Technician
Mtn. Home, Idaho



MICROFILMED
OCT 07 1992

Water Right Number - A57-02108

Adj. Flag Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

BLACK

PAUL

1 - BOX 273

2 -

3 -

City- GRAND VIEW

State- ID Zip- 83624

Phone -

BLACK

MATTIE

1 - BOX 273

2 -

3 -

City- GRAND VIEW

State- ID Zip- 83624

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/01/1917 14 ERROR IN REGION L - LICENSE ~~DECREED~~

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SHOOFLY CREEK SNAKE RIVER

Twn	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
07S	02E	13	NW SW			(73) OWYHEE	272.0 361.0	14.7

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	0.500	~~100~~

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.500 ~~100~~ 70

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
07S	02E	13	NW NE		11.0	01	IRRIGATION	(73) OWYHEE
07S	02E	13	NE NW		9.0	01	IRRIGATION	(73) OWYHEE

Total Acres: 20.0

- - Diversion Means - DIVERSION DAM AND DITCHES

- - Non-Irrigation Use -

- - Other Rights for Same Use - 57-7010

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

MICROFILMED
OCT 07 1992

Water right number - A57-02108

Adj. flag translation: ADJUDICATION CLAIM

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 03/14/83 05/01/88 CONVERT

+ - - - - -Comments- - - - - +
No Comments Found

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	-
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 00/00/0000	Last Amended Date	- 00/00/0000	Temporary Right	- P
Claims Tape Error Flg	-	Receipt Number	-	Water District	- 57K
Fee Exempt Flag	-	POU Ownership Flag	-	Federal/State Indicator	-
Name Connector	-	Microfilm Roll Number	-	Presumption Flag	-

MICROFILMED
OCT 07 1992

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
Upper Shoofly Creek
DRAINAGE BASIN.

NOTICE OF CLAIM TO A WATER RIGHT

57-2108 I.D. No. \$ <u>10.00</u> Fee Paid	Map No. <u>24138</u> Receipt No.
--	--

Notice is hereby given that Paul and Mattie Black
(Name of Claimant)

Box 273, Grandview, ID 83624
(Mailing Address)

Telephone No. 834-2467
(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, 1917 (Joseph Turmis Water License 12991)

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Shoofly Creek
tributary to Snake River

(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 * 8 cfs. .50 Use Irrigation A Period of Use From 2/13/15 To 10/31/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

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

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

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

(4) .50 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SE NE NW 1/4 SW 1/4
Sec. 13, Twp. 7S, Rge. 2E, B.M., Owyhee 73 County
Additional Points: SCI: 2720-3610(2):14.7

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.
Diversion dam and concrete ditch system (4,758 foot system)

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7S	2E	13		11			9												**20

OTHER RIGHTS: 57-7010

Total no. of Acres **20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

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 *Water claimed at 2 inches per acre. **This land not irrigated 1951 to 1968, due to nonavailability of water, irrigation ditch improvements made

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use. water available in 1968 and
☐ B) Right decreed by court, cite title of case. land put back into production

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. DLW 12991 (attached)

57-2108

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.

Sept 1, 1982
(Date)

Individual Paul J. Black
(Signature of Claimant)
Mattie L. Black
(Signature of Spouse)

State of Idaho ss. Organization _____
County of Ada Seal _____

On this 1st day of Sept, in the year 1982, before me
a notary public, personally appeared Paul J. Black and Mattie L. Black, 1940
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 _____

Notary Public residing at _____

KEYPUNCH

State of Idaho
License and Certificate of Water Right

Water License No. 12991
Water District No. 56

Amount 0.8 sec. ft.
Priority 6-1-17

THIS IS TO CERTIFY that JOSEPH TURMES
of Grandview, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 1, 1917; that Permit No. 12991
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.8 second feet, was issued thereunder on May 10, 1918, showing that said work
were completed on the 29th day of April, 1918; and that on the 22nd
day of May, 1922,

JOSEPH TURMES
of Grandview, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Shoofly Creek,
a tributary of Bruneau River, for the purpose of irrigation &
domestic use, under Use Permit No. 12991 of the State Engineer
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 6 of Licenses, at page 2963, on the 29th day of August, 1922.

The right hereby confirmed dates from June 1, 1917.

The Point of Diversion is located
in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Tp. 7 S., R. 2 E., B. M.
County of Owyhee.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	2 E.	13	NE $\frac{1}{4}$ NW $\frac{1}{4}$	30	30
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	15	15

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 29th day of August, 1922.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)