

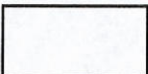
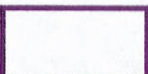
Idaho Department of Water Resources

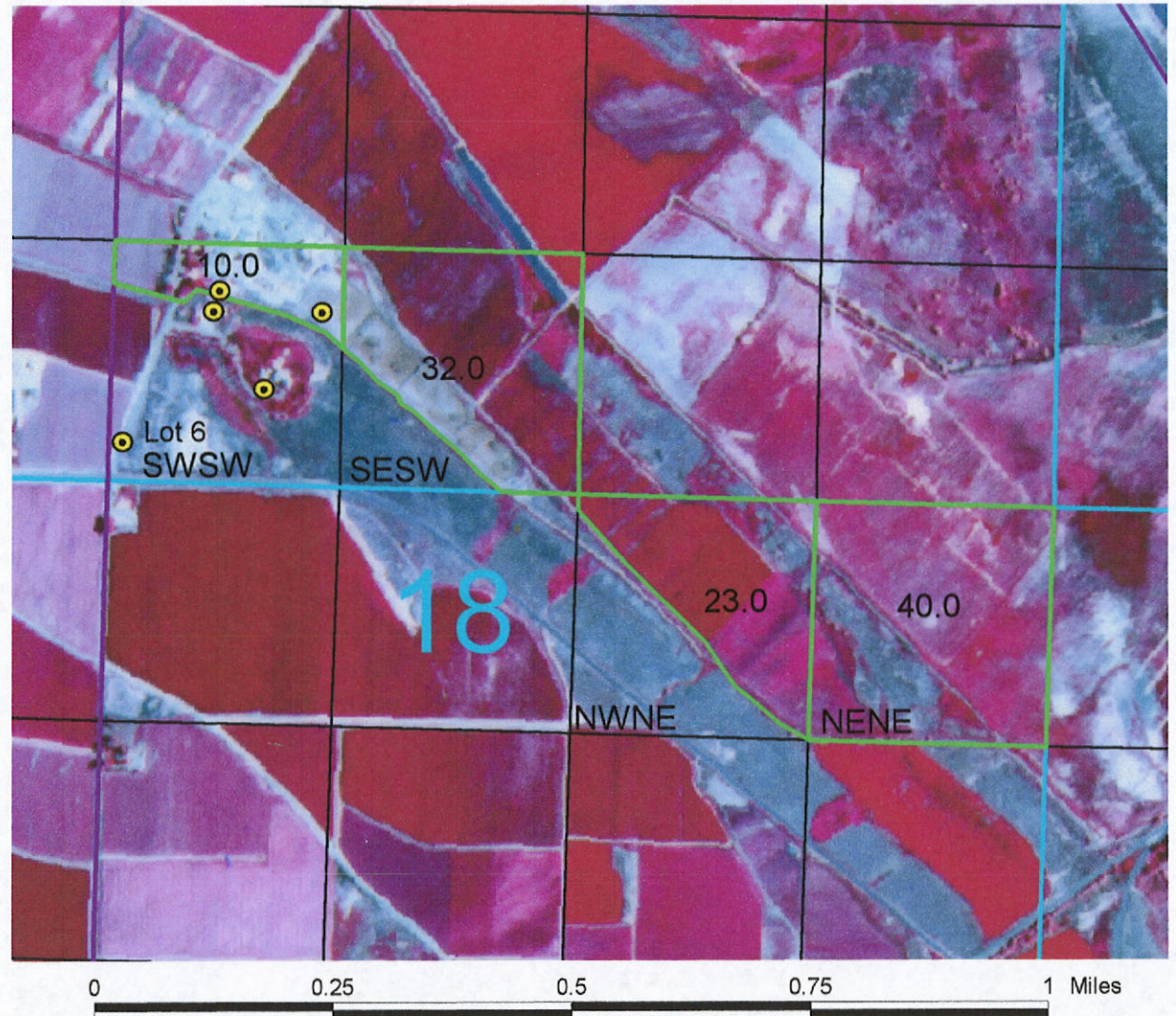
Claim Number: 57-02169

Legal: T01S, R02W, S07, 18

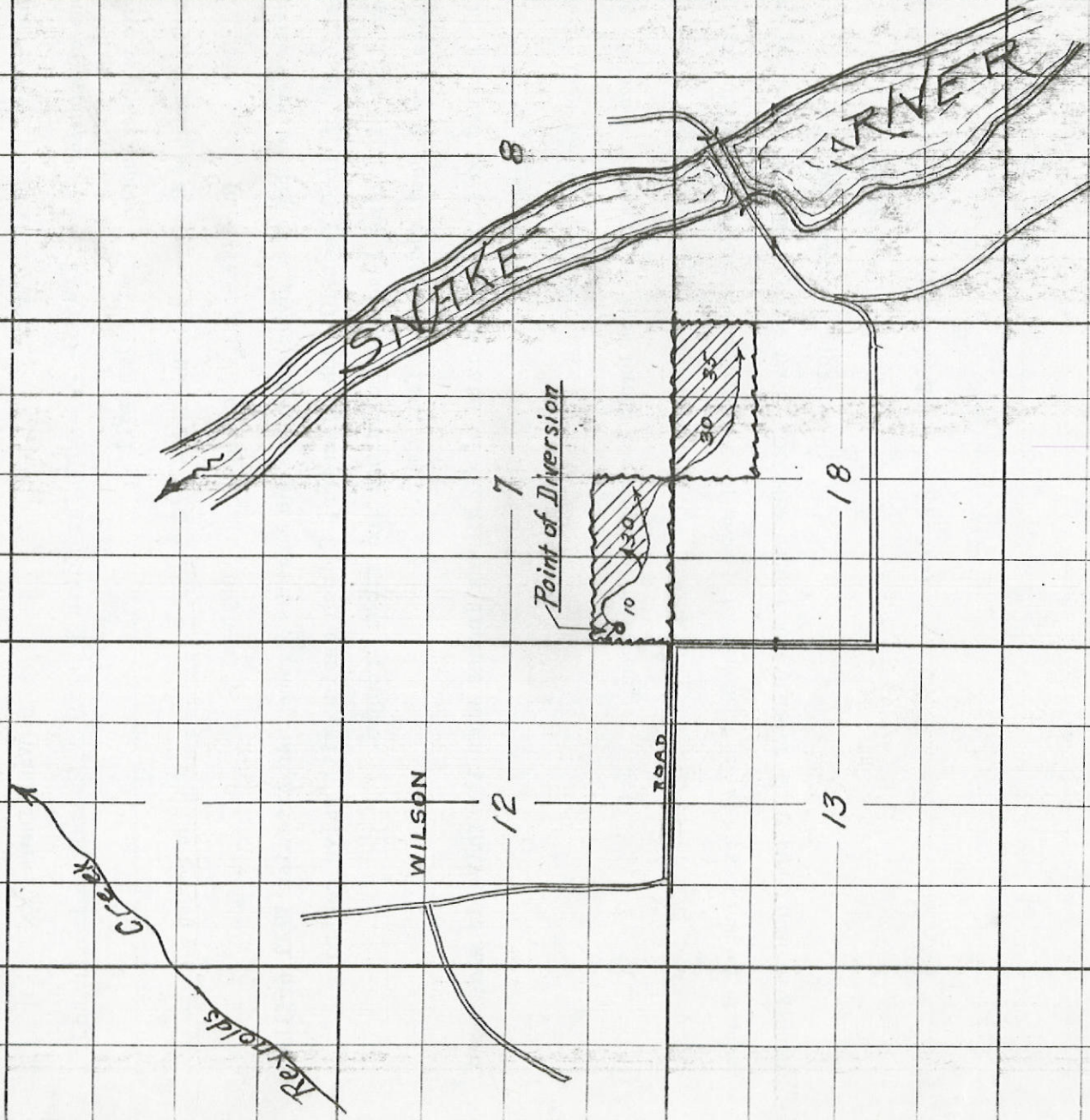
Reviewed By:

1987 Napp Photo

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



57-2169

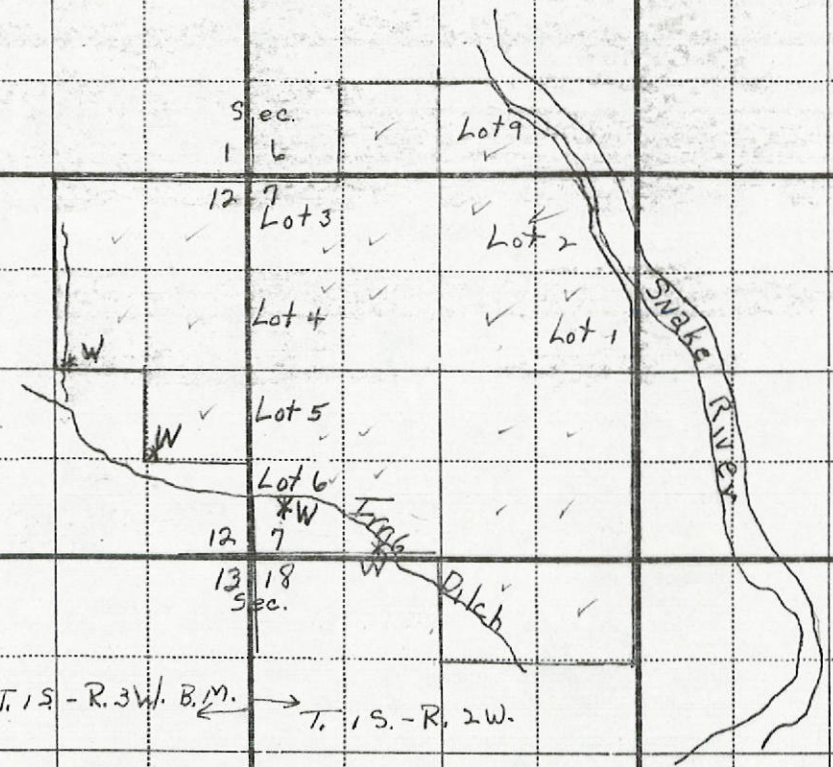


001 0 5 1285

WICHOLITWED

Legend
W-Proposed Wells

T. 1 S. - R. 3 W. B.M. → T. 1 S. - R. 2 W.



18922

001103025
MICROFILMED
Permit Map No. 18922

As Approved
DEC 26 1939
JAMES SPOFFORD
Commissioner of Reclamation

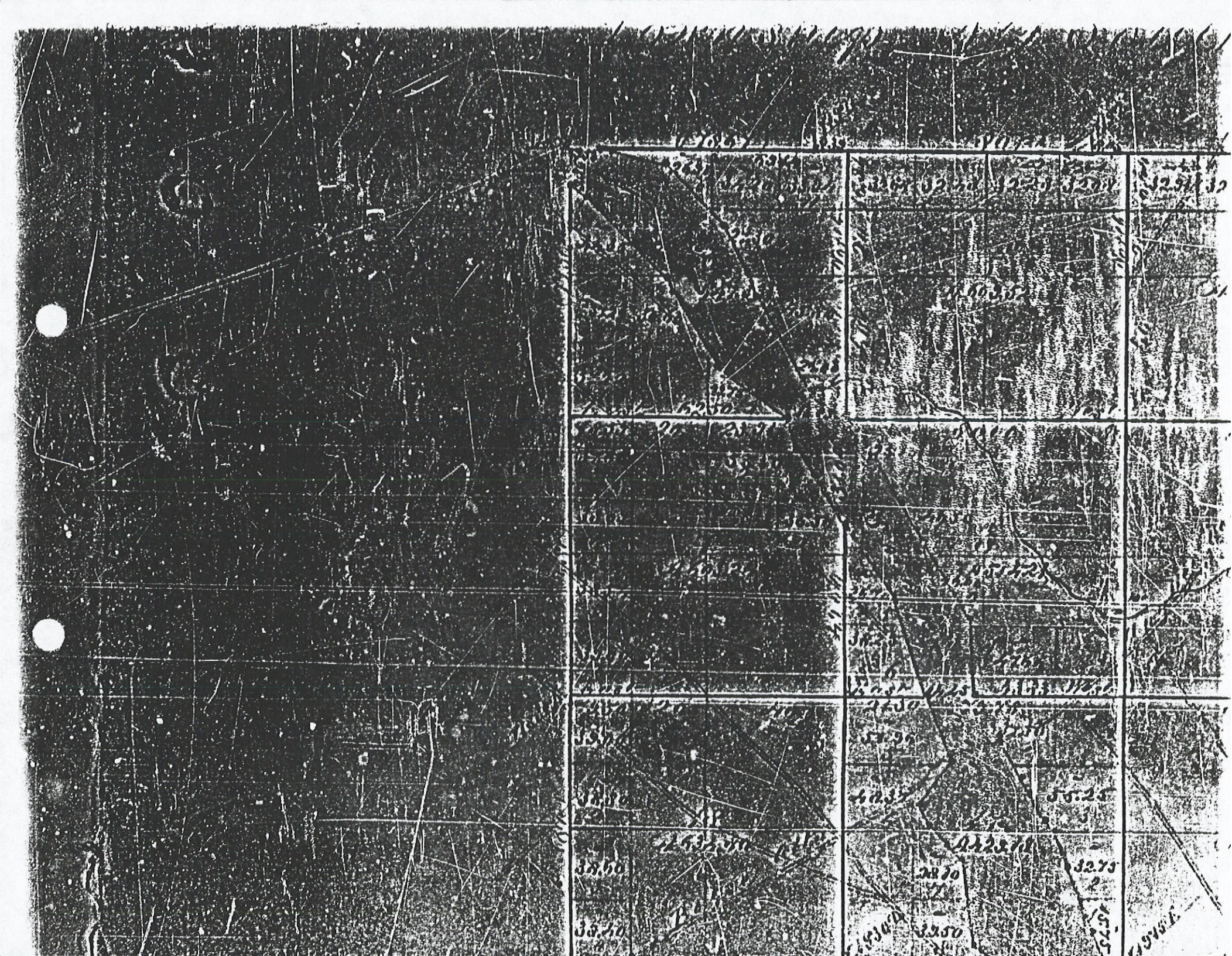
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.





TIN

TIS

57-02169

700

SW, SW
Sec 7

T1S, R2W

MICROFILMED

OCT 07 1992

MICROFILMED

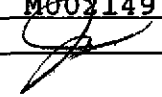
OCT 07 1992



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: **A57-02169**
Date Received: 12/13/1988
Receipt No: M002149
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: EARLE G FOOTE 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: DEC 20, 1939

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	7	SW	SW			OWYHEE

5. Description of diverting works:
ONE HOT WELL & FOUR COLD WELLS - SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		472.50

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) 472.50 A.F.A.

8. Total consumptive use is 367.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	7	SW	SW	6	IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	7	SE	SW		IRR	30.0
						Section Acres	40.0
		18	NE	NE		IRR	35.0
			NW	NE		IRR	30.0
						Section Acres	65.0
						Total Acres	105.0

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:
SEE REMARKS

14. Remarks:

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER NO. 4495 SHALL NOT EXCEED 1.00 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 472.5 AF.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS, TO THE EXTENT THEY ARE AVAILABLE, IN CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT. THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE WITHOUT THE APPROVAL OF THE DEPARTMENT.

USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399, AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 3122.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 892.0 ACRES IN A SINGLE IRRIGATION SEASON.

FIVE POINTS OF DIVERSION ARE LOCATED WITHIN LOT 6 (SWSW), S07, T01S, R02W.

15. Basis of Claim: LICENSE

Water Right Number: 18922

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

Ac/Permit
no Bu.
increase
in acres

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02169

Date: 1-28-03

	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	15	2W	7											-6						40
GIS														10	30					40
														10	32					42
Claim			18	35	30															65
GIS				40	23															63
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 5

Total Claimed Acres: 105

Overlapping EOU Claim #'s:

57-00277

Total GIS Acres: 105

COMMENTS:

County data indicates claimant doesn't own parcels.
Per claim maps.

Idaho Department of Water Resources

Claim Number: 57-02169

Legal: T01S, R02W, S07, 18

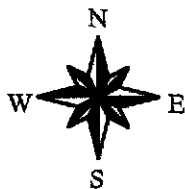
Reviewed By:

1987 Napp Photo

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



0 0.25 0.5 0.75 1 Miles





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

RECEIVED

JAN 28 2003

Department of Water Resources

January 8, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

*OID 181313
update
1-27-03
OID 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) *PD*
Water Rights #2-7091, 57-277, 57-1008, 57-2094, 57-2169, 57-10214, *PD*
57-10218, 57-10219, 57-10220, 57-10221, 57-277 and 57-1008 *PD*
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.

Earle G Foote
Water Right Holder's Signature

1/20/03

253 853 5665
Telephone No.

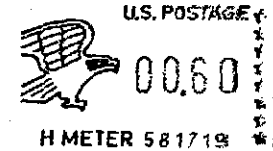
SCANNED

JAN 28 2003

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

27091
57-277
57-1008
57-20940
57-2169
57-10214
57-10218
57-10219
57-10220
57-10221

PATRICIA FOOTE
HC 79 BOX 52
MELBA ID 83641



FOOT079 836412016 1801 08 12/26/02
FORWARD TIME EXP RTN TO SEND
FOOTE
13205 FOXGLOVE DR NW
GIG HARBOR WA 98332-7882
RETURN TO SENDER

83641+3520742707



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 1997 JUN 23 AM 11:21

Water Right 57-02169
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: 1.00 CFS
472.5 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399
AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
17.84 CFS.

PRIORITY DATE: 12/20/1939

POINT OF DIVERSION: T01S R02W S07 LOT 6 (SWSW)

Within OWYHEE County

FIVE POINTS OF DIVERSION LOCATED IN T01S, R02W, S07, (SWSW)
GOVT LOT 6.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
1.00 CFS
472.5 AFY

PLACE OF USE:

IRRIGATION Within OWYHEE County
T01S R02W S07 Lot 6 (SWSW) 10.0 SESW 30.0
S18 NENE 35.0 NWNE 30.0
105.0 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399
AND 02-02439 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
892.0 ACRES IN A SINGLE IRRIGATION SEASON.

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

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT
SURFACE WATER RIGHTS, TO THE EXTENT THEY ARE AVAILABLE, IN
CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT.

THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED IF THE
SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD,
TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE WITHOUT
THE APPROVAL OF THE DEPARTMENT.

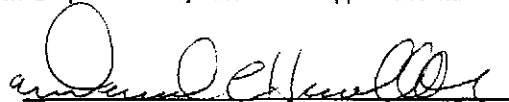
DATED:


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

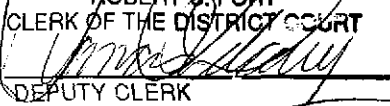
RULE 54(b) CERTIFICATE

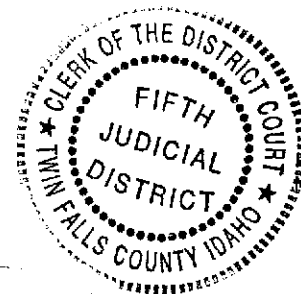
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-02169

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



PAGE 2
MAY-19-1997

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-02169

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

SOURCE: GROUNDWATER

QUANTITY: 1.00 CFS
472.5 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399
AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
17.84 CFS.

PRIORITY DATE: 12/20/1939

POINT OF DIVERSION: T01S R02W S07 LOT 6 (SWSW) Within Owyhee County
FIVE POINTS OF DIVERSION LOCATED IN T01S, R02W, S07, (SWSW)
GOVT LOT 6.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	<u>Irrigation Season</u>	1.00 CFS
		03/13 11/13	472.5 AFY

PLACE OF USE:

IRRIGATION Within Owyhee County
T01S R02W S07 Lot 6 (SWSW) 10.0 SESW 30.0
SWSW 10.0
S18 NENE 35.0 NWNE 30.0
105.0 ACRES TOTAL
USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399
AND 02-02439 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
892.0 ACRES IN A SINGLE IRRIGATION SEASON.

CONSUMPTIVE USE:

USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399
AND 02-02439 IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE
USE VOLUME OF 3122.0 AF.

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

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.
THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT

57-02169 (CONT.)

SURFACE WATER RIGHTS, TO THE EXTENT THEY ARE AVAILABLE, IN
CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT.

THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED IF THE
SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD,
TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE WITHOUT
THE APPROVAL OF THE DEPARTMENT.

USE OF THIS RIGHT WITH RIGHT NOS. 37/00277, 02/07091, 02/02399,
AND 02/02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
312210 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 89210
ACRES IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

In Re SRBA

Page 1

From (Claimant/Seller):

Name of Claimant: _____

Address: _____

Phone: _____

To (Claimant/Purchaser):

Name of Claimant: _____

Address: _____

Phone: _____

Name of Claimant: _____

Address: _____

Phone: _____

I.C. § 42-222 TRANSFERS

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed for water right 57-02169 and all appeal times have run. The following changes have been made to the water right:

☒ Point of Diversion

☐ Place of Use

☐ Period of Use

☐ Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Transfer* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 12-24-96



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 24, 1996, I mailed the original and copies of this form, to the following persons, postage prepaid and addressed as follows:

1. Original to:

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

2. One Copy to:

Claimant/Seller for Substitution of Party or attorney of record:

Earle G. Foote / Patricia D. Foote
HC 79 Box 52
Melba, ID 83641

3. One Copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

N/A

4. One copy to:

Each party in the subcase, or attorney of record :

5. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
P. O. Box 44449
Boise, Idaho 83711-4449

6. One copy to:

United States Dept. Of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Lori Harris

Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 24, 1996

Re: Notice of Claim to a Water Right No. 57-02169

EARLE G FOOTE
PATRICIA B FOOTE
HC 79 BOX 52
MELBA ID 83641

Mr. & Mrs Foote:

Enclosed is a copy of the above referenced claim which reflects the transfer modification of the water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

The Department or the Court will contact you in the future concerning any requirements that may be needed in order to process this claim for final decree.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

MEMORANDUM

December 16, 1996

TO: FILE NO. 57-02169

FROM: JAN SHURTE

RE: AMENDED DIRECTOR'S REPORT

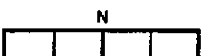
IN COMPLETING THE MODIFICATIONS TO THIS TRANSFER FOR THE NCAP
TO THE SRBA COURT, I CONFIRMED THAT THE TRANSFER HAS BEEN
COMPLETED. THE WELL LOG VERIFYING THIS IS ATTACHED TO THIS MEMO.

1. DRILLING PERMIT NO. 57-94-W-0068 -
Other IDWR No. 57-2169 XFER 4495

2. OWNER:
Name **EARL FOOTE**
Address **HC 79 BOX 52**
City **MELBA** State **ID** Zip **83641**

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.



Twp. 1 North ☐ or South ☒
 Rge. 2 East ☐ or West ☒
 Sec. 7 1/4 SW 1/4 SW 1/4
10 acres 10 acres 10 acres 10 acres
 Gov't Lot _____ County OWATHEE

HWY 78

Address of Well Site _____
City **MELBA**

(Give at least name of road + Distance to Road or Landmark)

Lt.	Blk.	Sub. Name
-----	------	-----------

4. PROPOSED USE:

Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other ☐

5. TYPE OF WORK

☐ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
BENTONITE	0	18	18	OVERBORE

Was drive shoe used? Y ☐ N ☒

Was drive shoe seal tested? Y ☐ N ☐ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8"	3	42	250	STEEL	☒	☐	☒	☐
8"	82	102	250	STEEL	☒	☐	☐	☐
8"	142	147	250	STEEL	☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☒ Screens Screen Type **HOUSTON**

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
42	62	.25		8" PS	SS	☒	☐
62	82	20	8"	8 PS	SS	☒	☐
102	147	.16		8 PS	SS	☒	☐

40. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

40 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or
control devices: _____

11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
200'	40	80'	32 hrs

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
18	0	2	BROWN TOPSOIL	NO	
18	2	16	BOULDERS/BROWN CLAY	NO	
18	16	24	BROWN CLAY/BOULDERS	NO	
18	24	39	LIGHT BROWN CLAY	NO	
18	39	50	BRWN GRAVL/BOLDERS	YES	
18	50	52	BROWN CLAY	NO	
18	52	58	BLACK SAND	YES	
18	58	94	BLACK PACKED SAND	YES	
18	94	96	HARD BLCK SANDSTONE	YES	
18	96	103	CRACKED SANDSTONE	YES	
18	103	110	HARD BLCK SANDSTONE	YES	
18	110	123	BLK SOFT/PAKED SANDY	YES	
18	123	130	BLK CRAKED PAKD SANDY	YES	
18	130	135	BLACK HARD SAND	YES	
18	135	140	CRACKS IN BLK SAND	YES	
18	140	162	PKD BLCK SANDW/CRKS	YES	

GRAVEL PACKED FROM
20' TO 162'

~~RECEIVED~~

~~MAR 01 1995~~

~~WATER RESOURCES~~
~~WESTERN REGION~~

Completed Depth **147'** (Measurable)
Date: Started **12/24/94** Completed **2/16/95**

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name S.O.S.WELLDRIILLING Firm No. 212

Firm Official Frank Schmitt Date 2-27-95
and
Supervisor or Operator Tony Nockelt Date 2-23-95
(Sign once if Firm Official & Operator)

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

DATE: 12/16/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EARLE G FOOTE	12/20/1939	IRRIGATION	03-15 11-15	1.00 CFS	472.50 AFA
C	PATRICIA B FOOTE					
	HC 79 BOX 52					
	MELBA ID 83641					
	(208) 495-1121					
				TOTAL DIVERSION:	1.00 CFS	472.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01S R02W S07 Lot06(SWSW)

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---
01S	02W	7	:					:					:					:					:	40.0
01S	02W	18	:	35		30		:					:					:					:	65.0
																							TOTAL ACRES	105.0

POU County: OWYHEE

Other Rights: SEE REMARKS

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit ~~omit~~ requirements of Section 42-235, Idaho Code.
- R32 - This right when combined with all other rights shall provide no ~~omit~~ more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
- T07 - The change authorized by this transfer shall be accomplished ~~omit~~ (1 YEAR HAS PASSED) within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause ~~omit~~ - WELL DRILLED for the director to issue an order to show cause why the approval TRANSFER COMPLETED of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing ~~omit~~ Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder ~~omit~~ - USE MOD (AOS. MOD-CONDITION) shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks: GEN

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER NO. 4495 SHALL NOT EXCEED 1.00 CFS, ~~omit~~ - RIGHT CONDITIONED BY AMOUNT LISTED
NOR TOTAL COMBINED ANNUAL VOLUME OF 472.5 AF.
THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT ~~omit~~ - GENERAL REMARK SURFACE WATER RIGHTS, TO THE EXTENT THEY ARE AVAILABLE, IN

AJ0749NP
No. X57-02169

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

DATE: 12/16/96
PAGE: 2

Remarks:

CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT.
THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED IF THE
SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD,
TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE WITHOUT
THE APPROVAL OF THE DEPARTMENT.

USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399, ← QUANTITY REMARK
AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF ← CONSUMPTIVE REMARK
3122.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 892.0
ACRES IN A SINGLE IRRIGATION SEASON. ← POLI REMARK
FIVE POINTS OF DIVERSION ARE LOCATED WITHIN LOT 6 (SWSW), S07, ← POO REMARK
T01S, R02W.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

AJ0749NP
No. 57-02169

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

DATE: 12/16/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TRANSFERRED RIGHT X ID X	12/20/1939	IRRIGATION	03-15 11-15	1.00 CFS	472.50 AFA
TOTAL DIVERSION:					1.00 CFS	472.50 AFA

D EARLE G FOOTE
D EARLE G FOOTE
HC 79 BOX 52
MELBA ID 83641
(208) 495-1121

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01S R02W S07

SWSW

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
01S	02W	7	:					:					:			10	30	:					:	40.0
01S	02W	18	:	35		30		:					:					:					:	65.0
TOTAL ACRES																							105.0	

POU County: OWYHEE

Other Rights: SEE REMARKS

Remarks: GEN USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399,
AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
3122.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 892.0
ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 08/09/1995 User-ID: JSHURTE Subject: SEE "X" & "R" RECORDS D.E. PER TRANS. #4495
TRANSFER NO. 4495 WAS APPROVED ON 6-7-95, THEREFORE, AN X RECORD
AND AN R RECORD WERE CREATED TO REFLECT THE CHANGES PER THE
TRANSFER.

Date: 01/19/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE

AJ0749NP
No. 57-02169

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

DATE: 12/16/96
PAGE: 2

=====

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

Date: 12/16/1996 User-ID: JSHURTE Subject: NAME CHANGE, TRANSFERRED RIGHT
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT IS
SUBJECT TO APPROVED TRANSFER NO. 4495. SEE X57-02169 IN FILE AND
R57-02169 (SUBMITTED WITH NCAP TO SRBA COURT).

Audit: 12/16/96 JSHURTE

AJ5809NP
No. 57-02169

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/20/93
PAGE: 14

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA B FOOTE	12/20/1939	IRRIGATION	03-15 11-15	1.00 CFS	472.5 AFA
C	EARLE G FOOTE HC 79 BOX 52 MELBA ID 83641 (208) 495-1121					
TOTAL DIVERSION:					1.00 CFS	472.5 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01S R02W 507

SWSW

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
01S	02W	7	:											10	30					:	40.0
01S	02W	18	:	35		30														:	65.0
																				TOTAL ACRES	105.0

POU County: OWYHEE

Other Rights: SEE REMARKS

Remarks: USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399,
AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
3122.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 892.0
ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 09/13/91 MCCARTHY 11/07/91 MCCARTHY 12/11/91 MCCARTHY 02/04/92 MCCARTHY
07/29/92 PR-PRODM 10/13/92 CPMHAW 12/05/92 ADT-SHAW

MICROFILMED
JUL 20 1994

Claim No.: A57-02169

CVR CORRECTIONS

Season of Use, Consumptive Use, Diversion Volume

[] Change season of Use

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

☒ Change Consumptive Use Volume

881.0 acres x 3.5 af/a (for area) = 3122 af/a

☒ Change Diversion Volume

105.0 acres x 4.5 af/a (for area) = 472.5 af/a

[] Change Remarks

Code

Recommended Change

☒ Corrections Made 2-4-92
(date)

Data-entry Complete 2-4-92
(date)

Reviewing Agent R. McCarthy
(signature)

MICROFILMED

OCT 07 1992

AJ5809NP
No. R57-02169

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 12/11/91
PAGE: 17

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PATRICIA B FOOTE	12/20/1939	IRRIGATION	03-15 11-15	1.00 CFS	487.9 AFA
C	EARLE G FOOTE HC 79 BOX 52 MELBA ID 83641 (208) 495-1121					
TOTAL DIVERSION:					1.00 CFS	487.9 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01S R02W S07

SWSW

OWYHEE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
01S	02W	7	:					:					:			10	30	:					:	40.0
01S	02W	18	:	35		30		:					:					:					:	65.0
TOTAL ACRES																							105.0	

Other Rights: SEE REMARKS

Remarks: USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399,
AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
3300.4 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 892.0
ACRES IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date:

Verified Date:

VERIFIED BY RTF 12-11-91

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED

OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:50:05
07/26/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-02169

LAST: MUSSER
ADDRESS: C/O BOISE TRUST CO.
815 IDAHO ST.
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: DOROTHY
STATE: ID ZIP: 83702

OWNER CODE: O

LAST: MUSSER
ADDRESS: C/O BOISE TRUST CO.
815 IDAHO ST.
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST: EDITH
STATE: ID ZIP: 83702

OWNER CODE: O

LAST: FOOTE
ADDRESS: HC 79 BOX 52
CITY: MELBA
PHONE NUMBER: 208-495-1121

FIRST: EARLE G.
STATE: ID ZIP: 83641

OWNER CODE: C

LAST: FOOTE
ADDRESS: HC 79 BOX 52
CITY: MELBA
PHONE NUMBER: 208-495-1121

FIRST: PATRICIA B.
STATE: ID ZIP: 83641

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: THIS HAS BEEN EXPANDED BY A57-10214, WHICH CLAIMS HEATING AND
STOCKWATER ON THE SAME WATER.
THESE CLAIMS WILL NOT EXCEED THE ORIGINAL 1.0 CFS.

MICROFILMED
OCT 07 1992

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED
OCT 07 1992

A. AJ CLAIM: # A57-02169 PRIORITY DATE: 12-20-1939 STAGE: L
B. WR RECORD: # 57-02169 PRIORITY DATE: 12-20-1939 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
W

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
12-20-1939

REVIEWED BY

DATE

MICROFILMED

OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-02169	01S	02W	7		SW	SW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD	WR RECORDS IN SAME 40 ACRE TRACT
A PREFIX	
A57-10214	NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
57-02169	01S	02W	7		SW	SW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD	AJ CLAIMS IN SAME 40 ACRE TRACT
	A PREFIX
NONE	A57-10214
	A57-10219
	A57-10220

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)	Y	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY? (Y/N)	N	<u>N</u>

REMARKS:

MICROFILMED

OCT 07 1992

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>1S</u>	<u>2W</u>	<u>7</u>	<u>---</u>	<u>SW</u>	<u>SW</u>	<u>---</u>	<u>OWY</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: _____ DATE: _____

MICROFILMED

OCT 07 1992

A. ROOT WATER RIGHT NUMBERS: A57-02169

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
01S	02W	18	NE	NE		FOOTE, EARLE G.	A57-02169 /35.0	57-02169 /35.0	38.0	35	35
						FOOTE, EARLE G.	A02-02399 /33.0	02-02399 /33.0			
						FOOTE, EARLE G.	A02-02439 /33.0	02-02439 /40.0			
						FOOTE, JR., EARLE G.	A57-00277 /20.0	- /			
						FOOTE, EARLE G.		A02-02399 /33.0			
						FOOTE, EARLE G.		A02-02439 /33.0			
						FOOTE, JR., EARLE G.		A57-00277 /20.0			
01S	02W	18	NW	NE		FOOTE, EARLE G.	A57-02169 /30.0	57-02169 /30.0	33.0	30	30
						FOOTE, EARLE G.	A02-02399 /24.0	02-02399 /19.0			
						FOOTE, EARLE G.	A02-02439 /24.0	02-02439 /20.0			
						FOOTE, JR., EARLE G.	A57-00277 /20.0	- /			
						FOOTE, EARLE G.		02-07091 /40.0			
						FOOTE, EARLE G.		A02-02399 /24.0			
						FOOTE, EARLE G.		A02-02439 /24.0			
						FOOTE, JR., EARLE G.		A57-00277 /20.0			
01S	02W	7	SW	SW		FOOTE, EARLE G.	A57-02169 /10.0	57-02169 /10.0	10		10
						FOOTE, PATRICIA B.	A57-10214 /	- /			
						FOOTE, EARLE G.	A57-10219 /	- /			
						FOOTE, EARLE G.	A57-10220 /	- /			
01S	02W	7	SE	SW		FOOTE, EARLE G.	A57-02169 /30.0	57-02169 /30.0	35.0	30	30
						FOOTE, EARLE G.	A02-02399 /24.0	- /			
						FOOTE, EARLE G.	A02-02439 /24.0	02-02439 /20.0			
						FOOTE, JR., EARLE G.	A57-00277 /23.0	- /			
						FOOTE, EARLE G.		02-07091 /40.0			
						FOOTE, EARLE G.		A02-02399 /24.0			
						FOOTE, EARLE G.		A02-02439 /24.0			
						FOOTE, JR., EARLE G.		A57-00277 /23.0			
TOTAL ACRES							A57-02169	105.00	105.00	106.00	105

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

OCT 07 1992

MICROFILMED

NAPP

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

105

REVIEWED BY:

L. Werner

DATE:

9-26-90

OCT 07 1992

MICROFILMED

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-02169 IRRIGATION	FROM 03-15 TO 11-15	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-02169 IRRIGATION	FROM TO	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u>N</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u>N</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>N</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() Explain in remarks, below.

REMARKS:

MICROFILMED

OCT 07 1992

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 1.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N N

B. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM:

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-02169	GROUNDWATER	FOOTE , EARLE G.	1.000	0.009		
A02-02399	SNAKE RIVER	FOOTE , EARLE G.	5.000	0.006		
A57-00277	REYNOLDS CREEK	FOOTE, JR. , EARLE G.	10.000	0.017		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A57-10214	HEATING	FOOTE , PATRICIA B.	FROM 01-01 TO 12-31	.140 CFS	
A57-10214	STOCKWATER	FOOTE , PATRICIA B.	FROM 01-01 TO 12-31	.050 CFS	
A57-10219	DOMESTIC	FOOTE , EARLE G.	FROM 01-01 TO 12-31	.040 CFS	
A57-10220	DOMESTIC	FOOTE , EARLE G.	FROM 01-01 TO 12-31	.080 CFS	
A57-10220	STOCKWATER	FOOTE , EARLE G.	FROM 01-01 TO 12-31	.050 CFS	

MICROFILMED
OCT 07 1992

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 105 x 0.02 CFS/ACRE = 2.1 CFS
(Taken from p/u review)

1b. CALCULATIONS

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 = 367.5 AF/A

ACRES 105 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 367.5 AF/A

$$1.0 \times 1.9835 \times 246 = 487.9 \text{ af}$$

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 105 x DIVERSION VOL. AF/A FOR AREA 5.0 =

TOTAL DIVERSION VOLUME 525 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

See workshop map in A57-20940, RMC 9/13/91

MICROFILMED
OCT 07 1992

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE EXAMINER 1.000 <u>1.00</u>	DATABASE EXAMINER <u>525.</u>	DATABASE EXAMINER 367.5 <u>367.5</u>
TOTAL FOR THIS RIGHT		1.000		367.5

REVIEWED BY: _____

DATE: _____

MICROFILMED
OCT 07 1992

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-02169

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 1.000	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-02169	1.000	-		57-02169	1.000
	TOTAL CFS	1.000				1.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: Linda Warner

DATE: 9-26-90

NAME OF FIELD EXAMINER: _____

TITLE: Sr. W.R. Agent

OCT 07 1992

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:50:05
07/26/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-02169

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE						LW 5-23-90	RTM 9/13/91	RTM 12-11-91
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y				LW 9-26-90 1, 2, 4			
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

"VERIFIED BY" CODES

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

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

E09: 57-00277, 02-07091, 02-02399 & 02-02439; 17.84 cfs;
3300.4 af, 892.0 acres RTM 9/13/91
overlap analysis in A57-00277

MICROFILMED

OCT 07 1992

MEMO TO FILES

DATE: 6/26/85

From: F.E.L.

APPLICANT: FOOTE, EARL

CLAIM NO: 57-2169

SUBJECT: RETURN OF CLAIM & CHECK

ON THE ABOVE DATE, AFTER A DISCOVERY THAT THE POINT OF DIVERSION FOR THIS LICENSE LIES OUTSIDE THE JURISDICTION OF THE COURT FOR THE REYNOLDS CREEK ADJUDICATION, JOHN NOYES RETURNED THE CLAIM FOR THE ADJUDICATION BASED ON THE LICENSE, AND RETURNED THE ¹⁰⁰⁰ CHECK TO MR. FOOTE FOR THE FILING FEE.

AT THIS TIME, IN CONFERENCE WITH FOOTE, MR. NOYES CONFIRMED THAT, WITH THE EXCEPTION OF A DIFFERENCE IN IRRIGATION PATTERN CLAIM 57-1008 WAS ESSENTIALLY CORRECT AS FILED.

OR

MICROFILMED

OCT 17 1985

MEMO TO FILES

DATE: 6/21/1985

FROM: FOREST LUTY

CLAIMANT: EARLE G. WOOD PATRICIA B. FOOTE

CLAIM NO: 57-2169

MICROFILMED

OCT 07 1992

SUBJECT: CHANGES IN P/U ON LICENSED G.W. IRRIGATION RIGHT

DISCOVERY OF THIS LICENSED G.W. IRRIGATION RIGHT WHICH HAS UP TO THIS DATE NOT BEEN CLAIMED FOR THE REYNOLDS CK. ADJUDICATION, LED TO A PHONE CALL ON 6/20/1985 TO THE ABOVE. THE INFORMATION WAS VOLUNTEERED THAT AS BEST AS KNOWN, THERE WAS ONLY ONE WELL ON THE RANCH, AND THAT WAS LOCATED BETWEEN THE OWNER'S AND THE RANCH FORMER'S RESIDENCES. THIS DISAGREED WITH THE LOCATION DESCRIBED ON A BENEFICIAL US CLAIM, 57-1008, WHICH THE CLAIMANT HAD FILED ON IRRIGATION & STOCK USES, THINKING HE HAD FILED ON THE ABOVE WELL. (SEE FILE 57-1008).

SINCE THE ISSUANCE OF THE LICENSE, CONSIDERABLE LAND-LEVELING, DITCH RELOCATION, & THE ADDITION OF PUMPS, PIPELINES, & A RESERVOIR, HAVE EVOLVED AN IRRIGATION PATTERN MUCH CHANGED FROM THAT ORIGINALLY LICENSED. OTHERS FAMILIAR WITH THE RANCH INDICATE THE PATTERN HERE IS FAIRLY REPRESENTATIVE OF PRESENT PRACTICES. THE LANDS UNDER THE PRESENT RE-CIRCULATIVE SYSTEM ARE DIFFERENT, BUT THE TOTAL ACREAGE CLAIMED FOR THE LICENSE IS THE SAME TOTAL. OTHER USES FROM THE WELL, BUT WITH ANOTHER PRIORITY ARE DESCRIBED BY 57-1008.

92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LISTING OF RIGHTS

PAGE 29

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
-----------------	---------------------	------------------	-----	-----------------------	------------------------	--------------------	-----------------------------	--------------------

INDICATES TOTAL

SOURCE: GROUNDWATER

57-1012	PITMAN, SAM C. PITMAN, ROSALYN A. STAR RT. MELBA ID 83641	02-15-1916	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	^{LT02} S18 S18 T01S R02W S18 T01S R02W	LT02 (S18) S18 T01S R02W	BENEFICIAL USE
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57-1081	BASS, LAUNA MURPHY OTHER USES: S/300 RANGE. ID 83650	06-01-1918	STOCKWATER	01-01 12-31	4.10 AFA .07 CFS	NESE S25 T02S R04W S25 T02S R04W	NESE S25 T02S R04W	BENEFICIAL USE
			DOMESTIC	01-01 12-31	1.20 AFA .04 CFS		SAME AS OTHER USE	

57-1008	FOOTE, JR., EARLE G. FOOTE, PATRICIA B. STAR RT. BOX 52 MELBA ID 83641 OTHER USES: S/200 RANGE OTHER RIGHTS: 57-0277 & SOURCE(S) OUTSIDE BASIN.	02-06-1941 ~~06-01-1935~~	DOMESTIC I-1 ~~IRRIGATION~~	12-31 ~~03-15 11-15~~	1.20 AFA .02 CFS 3.9 *AFA .02 *CFS	^{LOT 6 S07 LT 6} (S18 S18) S07 (S18 S18) NESE S12 SWNE (40) S12 T01S R02W S12 T01S R02W	BENEFICIAL USE	
			STOCKWATER	01-01 12-31	2.70 AFA .02 CFS		SAME AS OTHER USE	

57-1035	MCCABE, JAMES J. MCCABE, DONNA L. 44 ORD BLVD. NAMPA ID 83651	06-01-1939	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	SESE S02 T03S R04W S02 T03S R04W	SESE S02 T03S R04W	BENEFICIAL USE
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57-1044	WILSON COMMUNITY CLUB STAR RT. MELBA ID 83641 OTHER USES: D/COMMUNITY HALL.	07-01-1943	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	SESE S02 T01S R03W S02 T01S R03W	SESE S02 T01S R03W	BENEFICIAL USE
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57-1046	MCMAHAN, CLIFFORD MCMAHAN, GERTRUDE STAR RT. MELBA ID 83641	07-01-1943	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	SWSE S12 T01S R03W S12 T01S R03W	SWSE S12 T01S R03W	BENEFICIAL USE
---------	---	------------	----------	-------------	---------------------	-------------------------------------	-----------------------	-------------------

57-1048	IHLI, NICHOLAS K. IHLI, DOLORES P.O. BOX 25 MURPHY ID 83650	07-01-1945	DOMESTIC	01-01 12-31	1.20 AFA .04 CFS	S18 S20 T01S R02W S20 T01S R02W	S18 S20 T01S R02W S20 T01S R02W	BENEFICIAL USE
---------	---	------------	----------	-------------	---------------------	------------------------------------	------------------------------------	-------------------

57-2169 FOOTE JR. EARLE G.
FOOTE, PATRICIA B.
STAR ROUTE, BOX 52
MELBA, ID 83641
Other rights: 57-0277 & Source(s) Outside Basin.

12/20-1939 Irrigation 2/15-11/15

100 CFS (S18 S18) S07
002 T01S, R02W

LT 5 (NW 5/4) (13)
S07 T01S R02W
NE NE (5) NW NE (6)
SW NE (30) SE NE (6)
NE SE (5)
S12 T01S R03W
* 105 ACRES *

License

SEE
FILE

MICROFILMED
OCT 07 1992

P/D OUT
OF COURT'S
JURISDICTION
NO CLAIM



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

June 21, 1985

Mrs. Patricia B. Foote
Star Rt., Box 52,
Melba, ID 83641

Dear Mrs. Foote:

Enclosed is the Claim for A Water Right based on the License I mentioned to you and your husband. For some reason or another, when you were filing, this one got overlooked.

I'm sorry we didn't discover this unclaimed right earlier, as it makes things difficult time-wise now. In order to get the information to the Court, it is urgent that we have this claim back to us by June 26th.

I have made the claim out in both of your names so that either of you can sign it in front of a Notary. Please return it with the required Filing Fee of \$10.00 for Claims based on a License as soon as possible.

Thank you very much for your kind assistance.

Sincerely,

Forrest E. Luthy
Water Resource Agent

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
REYNOLDS CREEK

 DRAINAGE BASIN.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

57-2169

I.D. No.

Map No.

S

Fee Paid

Receipt No.

Notice is hereby given that Earle G. Foote, Jr. and/or Patricia B. Foote

(Name of Claimant)

Star Route, Box 52, Melba, ID

83641

Telephone No. 208-495-1121

(Mailing Address)

(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) 12/20/1939
- (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>1.0 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> </u>
(CFS, GPD, AF) | Use <u> </u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u> </u>
(Mo., Day) | To <u> </u>
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity <u> </u>
(CFS, GPD, AF) | Use <u> </u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u> </u>
(Mo., Day) | To <u> </u>
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity <u> </u>
(CFS, GPD, AF) | Use <u> </u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u> </u>
(Mo., Day) | To <u> </u>
(Mo., Day) |
| | | (Both dates inclusive) | |

- (4) 1.0 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source Gov. Lt. 6
(SW 1/4 SW) 1/4
Sec. 07, Twp. 01S, Rge. 02W, B.M., Owyhee 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.

Artesian well with pump and pipelines for non-irrigation uses and ditches for irri-
gation distribution.

- (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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
01S	02W	07										13							13
01S	03W	12	5	26	30	6									25				92

Total no. of acres 105

- 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 Well has other uses on right with different priority.

- (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. 57-2169

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.

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of

County of

Organization

Seal

On this day of , in the year before me

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.

The north half of the northeast quarter of Section 18; Lots 1 to 6, inclusive, the southwest quarter of the northeast quarter, the east half of the northwest quarter, the southeast quarter and the east half of the southwest quarter of Section 7; Lot 9 and the southeast quarter of the southwest quarter of Section 6, all in Township 1 South, Range 2 West, Boise Meridian; and the northeast quarter, and the northeast quarter of the southeast quarter of Section 12, in Township 1 South, Range 3 West, Boise Meridian, containing 947 acres, more or less, together with all water rights and together with a right-of-way for pumping station and pipe line, conveyed by one L. J. Foster by deed recorded October 8, 1936, in Book 28 of Deeds at page 655, in the records of Owyhee County, Idaho, and located in Lot 6, Section 17, Township 1 South, Range 2 West, Boise Meridian, the same being more particularly described as follows: beginning at the northeast corner of said Lot 6, a strip of land 25 feet in width, the center line of which bears south 78 degrees 25 minutes east and extending a distance of 1535 feet to a point; from said point a tract of land 100 feet in width, the center line of which bears south 78 degrees 25 minutes east for a distance of 100 feet more or less to Snake River, said right-of-way containing 1.11 acres, more or less; also a tract of land in the southeast quarter of the southeast quarter of Section 12, Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho, described as follows:

Commencing at the southeast corner of Section 12; thence north 1080 feet on the section line to the real place of beginning; thence along the southerly right-of-way of irrigation ditch as follows: north 46 degrees 46 minutes west 100.3 feet; north 85 degrees west 210.4 feet; north 84 degrees 57 minutes west 100.2 feet; north 74 degrees 52 minutes west 176.1 feet; north 84 degrees 40 minutes west 200.5 feet; north 88 degrees 40 minutes west 100 feet; south 88 degrees 58 minutes west 97.1 feet; north 79 degrees 57 minutes west 151.7 feet; south 82 degrees west 141.9 feet; north 71 degrees 27 minutes west 95 feet to the west line of the southeast quarter of the southeast quarter of Section 12; thence leaving irrigation ditch, north 78.9 feet to the northwest corner of the southeast quarter of the southeast quarter of Section 12; thence south 88 degrees 40 minutes east 1320 feet to the northeast corner of the southeast quarter of the southeast quarter of Section 12; thence south 2.3 feet on the east line of Section 12 to the real place of beginning, containing 3.79 acres, more or less.

Excepting a tract of land in U.S. Lot 6, Section 7, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho, described as follows: Commencing at the southwest corner of Section 7, thence north 74 feet on the section line to the real place of beginning; thence north 1006 feet along the west side of Section 7; thence south 47 degrees 10 minutes east 83 feet along the southerly line of irrigation ditch right-of-way, which is 16 feet at right angles to the center line of ditch; thence south 62 degrees 20 minutes east 169 feet along the southerly line of irrigation ditch right-of-way, which is 16 feet at right angles to the center line of ditch; thence south 75 degrees 57 minutes east 88 feet along the southerly line of irrigation ditch right-of-way, which is 16 feet at right angles to the center line of ditch; thence south 89 degrees 12 minutes west 899.6 feet along the fence on the west side of road to the real place of beginning, containing 3.30 acres, more or less, all in Owyhee County, Idaho.

ALSO, That certain pump house, known as the Chase Pump House, situate in the Southeast corner of Lot 5, Section 17, Township 1 South, Range 2 West, B. M.,

EXH "A"
Pg 2

FOOTE

Also conveying the Easement and Right-of-Way to construct a pipeline, over and across the said Lot 5, Section 17, as acquired by Right-of-way agreement granted to said parties of the first part by agreement with Louis J. Foster, dated May 6, 1933 and recorded in Book 7 of Bonds and Agreements at Page 50, Records of Owyhee County, office of the County Recorder.

RESERVING, HOWEVER, to Reynolds Irrigation District the right to construct and/or place an irrigation pump into said structure if same shall ever be required of said District.

Together with all water, water rights, ditches, and rights of way for ditches appurtenant thereto or in anywise appertaining;

Subject to all existing rights of way and easements;

MICROFILMED

OCT 07 1992

FOOTE

EXHIBIT "B"

All land North and East of Murphy-Marsing Highway in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 18, T1S, R2W, B. M. and Lots 5 & 6 of Section 8, T1S, R2W, B. M. and All of Lot 6 that is North of Idaho State Highway 45 in Section 17, T1S, R2W, B. M. and

All of Lot 5, Section 17, T1S, R2W, B. M. Except the following land: Beginning at a point on the North right-of-way boundary line of State Highway #45, Project No. NRS 175, records of the Dept. of Highways, Boise, Idaho and which point is further located as being North 25°59' West, a distance of 33 feet from the centerline of said State Highway #45 at Survey Station 798+00, thence North 25°59' West a distance of 240 feet; thence North 64°01' East a distance of 290 feet, more or less to the South bank of Snake River; thence Southeasterly along the South bank of Snake River to its point of intersection with the North right-of-way boundary line of said State Highway #45 a distance of 240 feet, more or less; thence South 64°01' West a distance of 280 feet, more or less, to the point of beginning.

A parcel of land being on the Northwestern side of the centerline of State Highway #45, Project No. S-3754 (5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho; being a portion of Government Lot 5 of Section 17, Township 1 South, Range 2 West, Boise Meridian, described as follows, to wit:

Commencing at the Southwest corner of the tract of land as described in that certain Correction Warranty Deed dated April 12, 1963, recorded April 26, 1963 in Book 56 at page 244 as Instrument No. 109107 records of Owyhee County, Idaho; thence North 25°17'18" West (Shown of record to be North 25°59'00" West) along the Southwesterly line of said tract of land 240.0 feet to the Northwest corner thereof and being the REAL POINT OF BEGINNING; thence continuing North 25°17'18" West 210.0 feet; thence North 62°42'42" East - 330.0 feet, more or less, to a point in the Southwesterly Highwater line of the Snake River; thence Southeasterly along said Southwesterly Highwater line 211.0 feet, more or less, to a point in the North line of said tract of land; thence South 62°42'42" West (shown of record to be South 64°01'00" West) along said North line 345.0 feet, more or less, to the REAL POINT OF BEGINNING.

Highway Station Reference: 798+81 to 802+70.

All ground that is North of the Murphy-Marsing Highway that is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 18, T1S, R2W, B. M., Owyhee County, Idaho.

SUBJECT TO Power Line Easements as granted the Idaho Power Company, a corporation, by deeds recorded March 30, 1934 and on October 19, 1934, in Book 27 of Deeds, pages 336, 532 and 535 and on July 22, 1936 in Book 6 of Bonds & Agreements, page 272, Owyhee County Records.

SUBJECT TO Grant of Right of Way over and across Lots 5 & 6 of Sec. 17, T1S, R2W, B. M., as granted the Reynolds Irrigation District, by Instrument recorded April 11th, 1939, in Book 7 of Bonds and Agreements, page 50, Owyhee County Records. de

Together with all water, water rights, ditches, and rights of way for ditches appurtenant thereto or in anywise appertaining;

Subject to all existing rights of way and easements;

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 _____

NOTICE OF CLAIM
TO A
WATER RIGHT

I.D. No.	Map No.
\$	
Fee Paid	Receipt No.

Notice is hereby given that EARLE G. FOOTER JR
(Name of Claimant)

MELBOA

(Mailing Address)

(Zip Code)

Telephone No. _____

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, 1976
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) GROUND WATER 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>1.1 CFS</u>
(CFS, GPD, AF) | Use <u>DOMESTIC</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 <u>.07</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 <u>2.1 CFS</u>
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| (Both dates inclusive) | | | |
- (4) 2.1 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source NW 1/4 SW 5th Sec. 7, Twp. 15, Rge. 2W, B.M., VNYHEE 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.

PUMPS & PIPELINES TO PLACES OF USE.

- (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	
		<u>7</u>							X			X	X				/		
		<u>12</u>				X									X				

Total no. of acres _____

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

2 DOMESTICS, STOCKWATER UP TO 300 HD.

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 _____

- (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.

Individual

WITNESSED

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of _____

Organization

County of _____

Seal

On this _____ day of _____, in the year _____, before me

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 _____

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 DETERMINATION OF RIGHTS TO THE USE OF _____

_____ DRAINAGE BASIN.

NOTICE OF CLAIM TO A WATER RIGHT

<u>57-2169</u> I.D. No.	Map No.
\$ Fee Paid	Receipt No.

Notice is hereby given that FOOTE (Name of Claimant)

(Mailing Address)

(Zip Code)

Telephone No. _____

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) 12/20/1939
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) GROUNDAWATER 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> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____ | Use _____ | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____ | Use _____ | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____ | Use _____ | Period of Use From _____ To _____
(Mo., Day) (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 (SW LT 6 SW) ¼ Sec. 07, Twp. 01S, Rge. 02W, B.M., ONLY HERE 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.
ARTESIAN WELL WITH PUMP & PIPELINE AND DITCHES FOR IRRIGATION DISTRICT
- (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	
~~01S~~	~~03W~~	~~12~~			<u>35</u>	<u>32</u>									<u>38</u>	<u>35</u>	<u>32</u>		<u>105</u>
<u>01S</u>	<u>02W</u>	<u>07</u>									<u>15</u>								<u>15</u>
<u>01S</u>	<u>03W</u>	<u>12</u>	<u>5</u>	<u>26</u>	<u>30</u>	<u>6</u>								<u>23</u>					<u>92</u>

Total no. of acres 105

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 _____
- (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.

Individual

(Signature of Claimant)

(Date)

(Signature of Spouse)

State of _____

Organization

County of _____

ss.

Seal

(Signature of Authorized Agent)

On this _____ day of _____, in the year _____ before me 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 _____

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 _____
_____ DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

57-1008	
I.D. No.	Map No.
\$	
Fee Paid	Receipt No.

Notice is hereby given that FOOTE (Name of Claimant)

(Mailing Address)

(Zip Code)

Telephone No.

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) 02/06/1941
- (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> Use <u>DOMESTIC</u> Period of Use From <u>1/1</u> To <u>12/31</u> | (CFS, GPD, AF) | (Domestic, irrigation, stock, etc.) | (Mo., Day) | (Mo., Day) |
| (Both dates inclusive) | | | | |
| Quantity <u>.02 CFS</u> Use <u>STOCKWATER</u> Period of Use From <u>1/1</u> To <u>12/31</u> | (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) .02 CFS TOTAL QUANTITY CLAIMED. (CFS, GPD, AF)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source LOT 6 (SW 1/4) Sec. 07, Twp. 01 S, Rge. 02 N, B.M., ONLY HERE 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 WITH PUMP & PIPELINES TO BUILDINGS & STOCK TROUGHS.

- (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	
01 S	02 N	07											X						

Total no. of acres _____

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

STOCKWATER UP TO 200 HEAD ~~DOMESTIC~~ ~~HARVESTING~~

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 PRIORITY BASED ON PROOF OF COMPLETION OF WORKS 57-2169

- (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. 001-3385

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.

Individual

(Signature of Claimant)

(Date)

(Signature of Spouse)

State of _____

Organization

County of _____

ss.

Seal

(Signature of Authorized Agent)

On this _____ day of _____, in the year _____ before me 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 _____

Notary Public residing at _____

TIS R2W

	FOUND	LICENSE	RECOMMEND
SEC 7		57-2169	57-2169
NE SW	39	0	14
(SW SW) 46	15	10	10
SE SW	24	30	24

SEC 18

NE NE	33	30	33
NW NE	24	30	24

24
105

\$ 342.44

39.006

511.3
2.3

509.0

3.2

3.25

507.70

1.25

508.95

(1)

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OCT 07 1992

MICROFILMED
OCT 07 1992

105
99
25
30
26
99

13
25
30
26
99

57 LT5 NW SW
NE SE
NE NE
NE NE
NE NE
NE NE

NE NE
NE NE
NE NE
NE NE
NE NE
NE NE

57 LT5 NW SW
NE SE
NE NE
NE NE
NE NE
NE NE

105
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57 LT5 NW SW
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57 LT5 NW SW
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57 LT5 NW SW
NE SE
NE NE
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99

57 LT5 NW SW
NE SE
NE NE
NE NE
NE NE
NE NE

3

$$\begin{array}{r} 105 \\ \times 71 \\ \hline 105 \\ 735 \\ \hline 7455 \end{array}$$

$$\begin{array}{r}
 19 \\
 \hline
 68 \\
 105 \\
 \hline
 173 \\
 24 \\
 \hline
 197
 \end{array}$$

RE CON. 57
15-24

Feb, 1941

PHOT
A-2-A
U-2
75
77
80

LIC

SW SW 10 9 9
SE SW 30 23 24
NE SW 0 17 13
NE NE 35 25 29
NW NE 30 28 26

15 2W 57
15 2W 518

410-11C1

495-2207

MICROFILMED
201 0 7 1992

81
33
24
10
14

NE SW

91

105
91
14

SW SW
NE SW
NE NE
NW NE

Sec 7
RECOMMEND
Lot 6 - 10

105
30

24
33
30

Sec 18
NE NE
NW NE

Sec 7
SW SW
SW SW

30
10
30
found Lic. 2169

TIS R2W

FOOTE ANGUS RCH. PROPOSAL

Town-ship	Range	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
T01 SOUTH	R02W	06															LT 9		
FOUND IRRIGATED														37			15		52
LICENSE 02-2439														.42 26					26.42
LICENSE 02-2399														.32 37			15		52.62
ORIG. 5.0 CFS														.74			.30		1.04
T01 SOUTH	R02W	07																	
FOUND IRRIGATED			LT 2			LT 1		LT 3	LT 4			LT 5	LT 6						456
LICENSE 02-2439			0	35	39	10	39	38	38	40	39	34	15	24	4	37	39	25	318.20
LICENSE 02-2399				.70 35	.78 39	.20 10	.78 39	.62 38	.62 38	.41 25	.62 39	.56 34	.37 15	.37 24	.07 4	.65 37	.64 39	.41 25	456.3.02
				.10	.78	.20	.78	.16	.76	.90	.78	.68	.30	.48	.08	.74	.79	.30	9.12
T01 SOUTH	R02W	08																	
FOUND IRRIGATED																			24
PM1 (LIC.) 02-7091																			24.48
T01 SOUTH	R02W	17																	
FOUND IRRIGATED							LT 5		LT 6										51
PM1 (LIC.) 02-7091							4	38	9										51.02
				.08 4	.76 38	.18 9													
				.08	.76	.18													
T01 SOUTH	R02W	18																	
FOUND IRRIGATED			33	24		15	1												73
LICENSE 02-2439			.54 33	.31 24		.08 15	.01 1												73.119
LICENSE 02-2399			.12 33	.09 24		.08 15	.004 1												73.294
			.44	.48		.30	.02												1.46
T01 SOUTH	R02W	12																	
FOUND IRRIGATED			38	39	34	39									39	3		4	195
LICENSE 02-2439			.62 38	.62 39	.36 34	.41 39									.64 39	.03 3		.06 4	195.3.19
LICENSE 02-2399			.14 38	.04 39											.14 39	.01 3		.02 4	76.18
PM1 (LIC.) 02-7091			.76	.76	.68 34	.79 39									.18 39	.06 3		.09 4	157.581
																			3.90
TOTALS																			17.02 CFS
																			851 AC

MICROFILMED
OCT 07 199202-2439
612 AC.02-2399
657 AC.02-7091
232 AC

57-2169

State of Idaho
License and Certificate of Water Right

Water License No. 18922

Amount One second foot

Water District No.

Priority December 20, 1939

THIS IS TO CERTIFY that EDITH AND DOROTHY MUSSER, By Boise Trust Company, of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 20, 1939; that Permit No. 18922 was issued under said application; that Certificate of Completion of works, with a carrying capacity of One second foot, was issued thereunder on June 28, 1945, showing that said works were completed on the 26th day of December, 1944; and that on the 17th day of December, 1947,

EDITH AND DOROTHY MUSSER, By Boise Trust Company

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an artesian well, a tributary of, for the purpose of irrigation

under Use Permit No. 18922 of the Department of Reclamation, 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 State Reclamation Engineer of Idaho and entered of record in Volume

8 of Licenses at page 4444, on the 23rd day of February, 1949;

The right hereby confirmed dates from December 20, 1939;

The Point of Diversion is located

on the SW 1/4 SW 1/4, Sec. 7, Tp. 1 South, R. 2 West, B. M. Owyhee County

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 One cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5.	2 W.	7	SW 1/4 SW 1/4	39	10
			SE 1/4 SW 1/4	40	30
		18	NE 1/4 NE 1/4	40	35
			NW 1/4 NE 1/4	40	30
			Number of Acres actually Irrigated -		105

NOT RECORDED

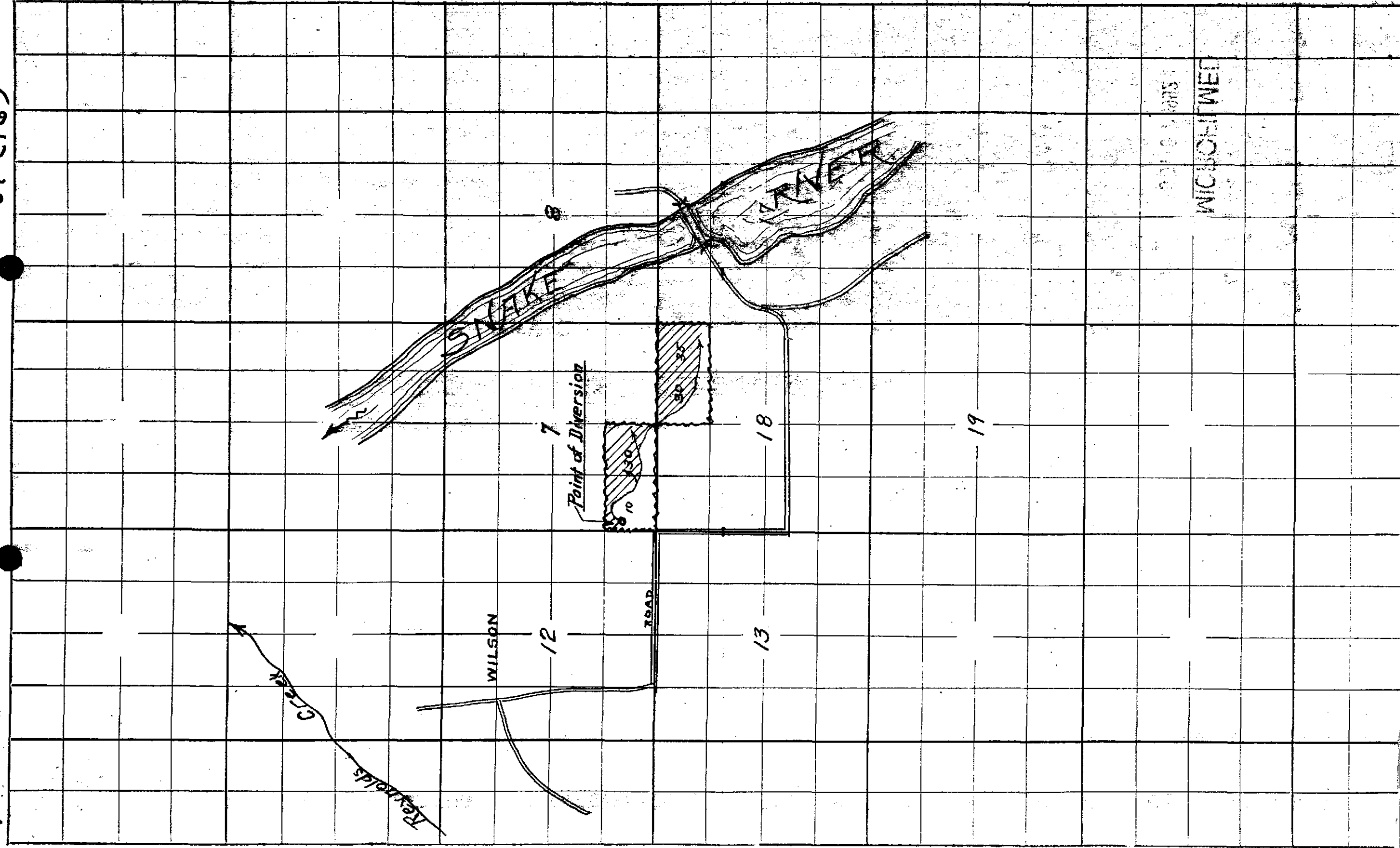
The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 23rd day of February, 1949.

MARK R. KULP
State Reclamation Engineer

(SEAL)

57-2169



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

57-2169

18922

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18922This proof is for Beneficial use

In Water District No. _____

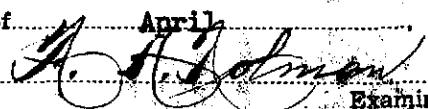
1. Name of applicant Boise Trust Co., Agent for Edith & Dorothy Misser, Boise, Idaho
 2. Source of water supply: Artesian well
 3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ & Lot 6 of Section 7
T. 1 S. R. 2 W. County of Owyhee
 4. Describe works as they exist, giving 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: Irrigation
 6. 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? None
- Remarks: This water is supplemental to other supply

OCT 7 1992

MICROFILMED

This examination was made on the 8th. day of April, 1948

(Signed)



Examiner.

18922

57-2169

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, Idaho
2. Source of water supply: Artesian well
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ & Lot 6 of Section 7
T. 1 S. R. 2 W. County of Owyhee
4. 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: Irrigation
6. 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;
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? None

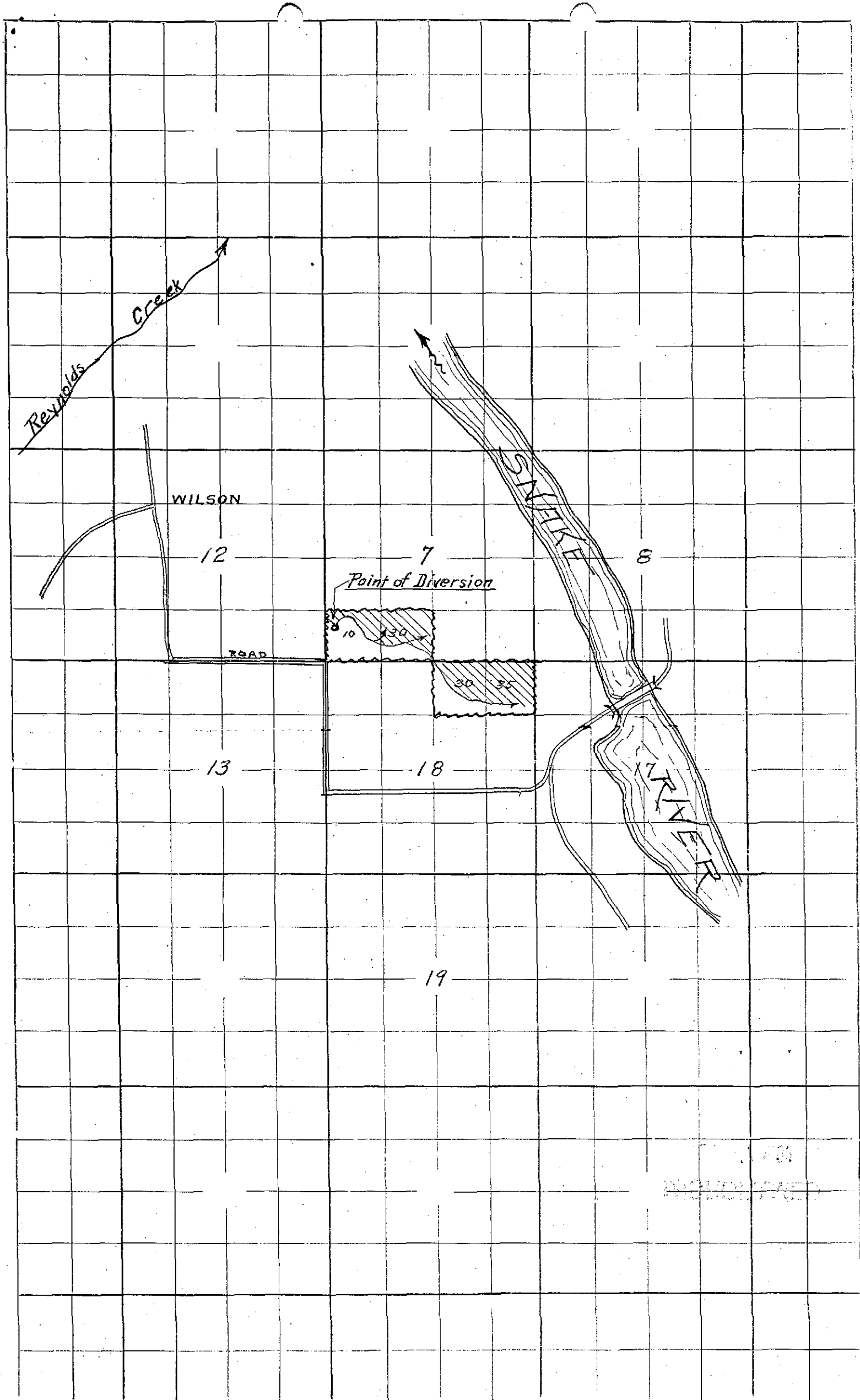
Remarks: This water is supplemental to other supply.This examination was made on the 8th. day of April, 1948.

(Signed)

A. H. Johnson

Examiner.

18922



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

18922

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 18922

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Boise Trust Company, agent for Edith and Dorothy Musser, trust and banking business, 815 Idaho St., Boise, Idaho

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

Ans. Our authority to appear is under a management contract with Edith & Dorothy Musser

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

Ans. 18922, Dec. 20, 1939, Feb. 24, 1940

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

Ans. Artesian well in SE $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 6, Section 7, T. 1 S., R. 2 W.

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. Ditch, which will convey several second feet to point of use. The ditch is private and has 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. The water is used for irrigation and domestic hot water and the supply helps irrigate about 300 acres adjacent to the well and the land is cultivated. The water supplements the run-off from Reynolds Creek and increases the production of the land and lengthens the irrigation season. The water is used on approximately 250 acres in Section 7, T. 1 S., R. 2 W., and approximately 50 acres in N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 18, T. 1 S., R. 2 W.

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

Ans. Domestic hot water.

18922

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

Ans. This water flows from the well at about 90 degrees and is used at the house for hot water supply.

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. No land reclaimed but existing fields benefitted as explained in question 6.

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.

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. On several occasions during the past few years on trips to the property I have seen this water being used for irrigation and domestic use.

(Signed)

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 17th day of Dec., A. D. 1947.

My commission expires

Nov. 15, 1948

Notary Public.

18922

001 0 18922

WICHOLINER

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

Ans. This water flows from the well at about 90 degrees and is used in the house for hot water supply.

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. None; however, existing lands are benefitted as shown in question 6.

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

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. During the past few years I have made numerous trips to this property and have seen the water being used for irrigation and domestic purposes.

(Signed)

Francis H. Thigb

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 17th day of Dec., A. D. 1947

Frances M. Lenna
Notary Public.

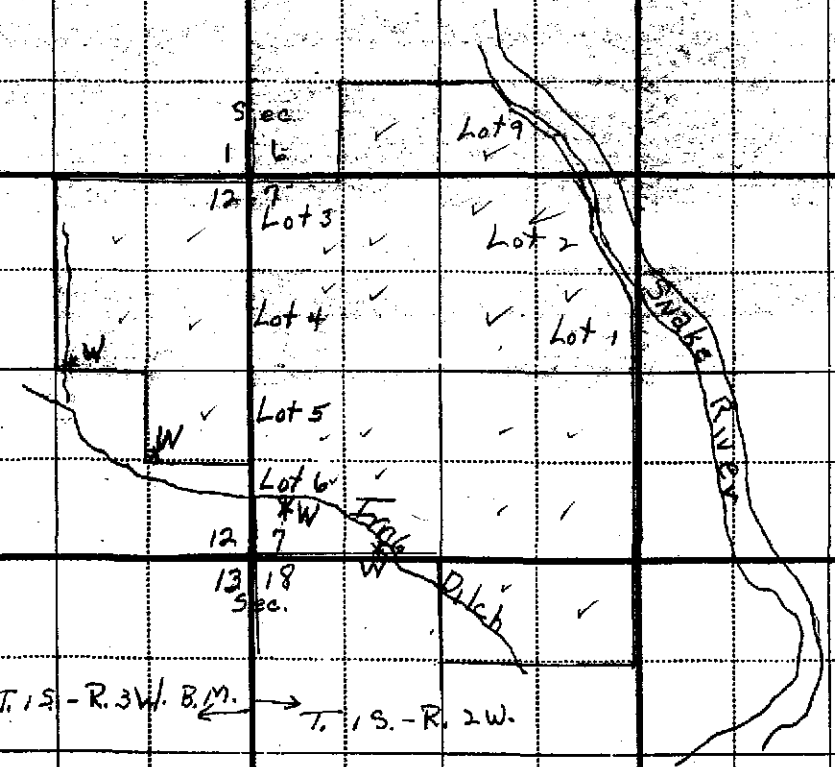
My commission expires Nov. 15, 1948

801 23 JRS
MICROFILMED

18922

Legend
W-Proposed Wells

T. 1 S. - R. 3 W. B.M. → T. 1 S. - R. 2 W.



18922

DEC 26 1939

WICHOLMINE

Permit Map No. 18922

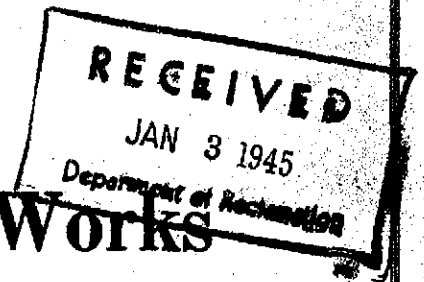
As Approved

DEC 26 1939

JAMES SPOFFORD

Commissioner of Reclamation

PERMIT NO. 18922



Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. EDITH MUSSEY and DOROTHY MUSSEY, 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.

(Sign here.) EDITH MUSSEY and DOROTHY MUSSEY
By Boise Trust Company, Agent.

By W. R. 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 McReynolds
Notary Public.

18922

APPLICATION FOR PERMIT

57-2169

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 26328
Permit No. 18922
District No.

1. Name of Applicant: EDITH MUSSER AND DOROTHY MUSSER BY BOISE TRUST CO., AGENT
Postoffice address: Boise County: Ada State: Idaho
 - I. If applicant is a corporation, give:
 - (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:
 - II. The financial resources of the applicant are:
 - (a) Cash on hand: \$10,000.00
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources: 900 acres in this property free and clear of encumbrance
2. Quantity of water claimed: 15 cubic feet per second.
3. Source of water supply: subterranean (4 artesian wells) which is a tributary of
4. Location of point of diversion: feet distant from the
corner of Section 12, T. 1 S., R. 3 W., B. M., and is the SE $\frac{1}{4}$ & Lot 6 Sec. 7, T. 1 S., R. 2 W.
of Section 12, T. 1 S., R. 3 W., B. M., County of Owyhee
5. Water is to be used for: Irrigation
6. If for mining, milling, power or manufacturing purposes, give:
 - (a) Point of use of water: feet distant from corner of Section
T. , R. , B. M., in the of Section , T. , R. , B. M.
 - (b) Amount of power generated: H. P., under feet head.
 - (c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.
7. Estimated cost of works: \$15,000.00
8. Kind of works: Artesian wells and ditch
9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:
10. Size of headgate: Width feet; height feet.
11. Ditch: Width at bottom 3 feet; width at water line 4 feet; depth of water 3
feet; dimensions of flume: No
Diameter of pipe No inches; length of conduit 2 miles.
Average grade per mile feet.
12. The time required for the completion of such work is 5 years.
13. The time required for the complete application of the water to the proposed use is 3 additional years.
14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? No If so, fill in (b) and (c) below.
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

EDITH MUSSER AND DOROTHY MUSSER
By BOISE TRUST COMPANY, Agent
By W. W. Howell Agent.

Date of first receipt at Department of Reclamation: 3:30 P. M. Dec. 20, 1939

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18922
Recorded in Book 69 Page 18922 Approved December 26, 1939
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before February 24, 1940 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before June 26, 1942
The whole of said work to be completed on or before December 26, 1944
Beneficial use of water appropriated in accordance herewith, to be made on or before December 26, 1947
Witness my hand this 26th day of December, 1939

JAMES SPOFFORD
Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We C. A. BOTTOLFSEN Governor of the State of Idaho, and GEO. H. CURTIS Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and have caused the Great Seal of the State of Idaho to be hereunto affixed, this 26th day of December 19 39

Countersigned: STATE OF IDAHO
(SEAL) By GEO. H. CURTIS Secretary of State. By C. A. BOTTOLFSEN Governor.

Remarks: At the moment we are installing a 4-inch test well, marked Well No. 3, and if this develops the proper su pply of water, it is expected other wells will be developed during the period of five years.

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1 S.	3 W.	12	40	40	40	40									40				200
1 S.	2 W.	18	40	40															80
			Lot 2			Lot 1	Lot 3 Lot 4				Lot 5 Lot 6								
1 S.	2 W.	7	53.50		40	36.50	40	37.63	38.09	40	40	38.54	39	40	40	40	40	40	603.26
1 S.	2 W.	6												40			23.75		
																	(Lot 9)		63.75
Total Number of Acres to be Irrigated -																			947.01

APPLICATION FOR AMENDMENT

TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 18922

Comes now Edith and Dorothy Musser, By Boise Trust Company, Agent, and represents to the State Reclamation Engi of the State of Idaho:

That they are the owners and holders of Permit to appropriate the Public Waters of the State of Idaho, No. 189 and requests that the list of lands to be irrigated, as described in said Permit, be changed to read as follows:

SE1/4 SW1/4 and Lot 6, of Section 7, Twp. 1 S., Rge. 2 W., and NE1/4 NE1/4 Section 18, Twp. 1 S., Rge. 2 W. making a total of 159 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho, this 6th day of October, 1944.

EDITH MUSSER and DOROTHY MUSSER, By
BOISE TRUST COMPANY, Agent
By W. W. Howell Vice President

Date of receipt at Office of Department of Reclamation Oct. 7, 1944.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 18922. This approval constitutes new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

P E R M I T N O . 18922

Certificate of Completion of Works

To All Whom it May Concern:

This is to certify that EDITH MUSSER AND DOROTHY MUSSER, BY BOISE TRUST CO., AGENT, of Boise, County of Ada, and State of Idaho, the holders of Permit No. 18922, issued upon Application No. 26328, bearing date of priority of December 20, 1939, authorizing the diversion of Fifteen (15) second feet of the waters of Four artesian wells (subterranean), County of Owyhee, State of Idaho, for irrigation purposes, have fully completed the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use One (1) second foot of the waters of one well; that the point of diversion is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 7, Township 1 South, Range 2 West, B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ SW $\frac{1}{4}$ and Lot 6 (SW $\frac{1}{4}$ SW $\frac{1}{4}$) Section 7; and NE $\frac{1}{2}$ NE $\frac{1}{2}$ Section 18; Township 1 South, Range 2 West, B.M.

Witness my hand this 28th day of June, A. D. 1945.

MARK R. KULP

State Reclamation Engineer

Proof of completion of works made December 26, 1944

Certificate of completion of works issued June 28, 1945.

EXHIBIT ISSUED FOR 1.0 SEC. FT.

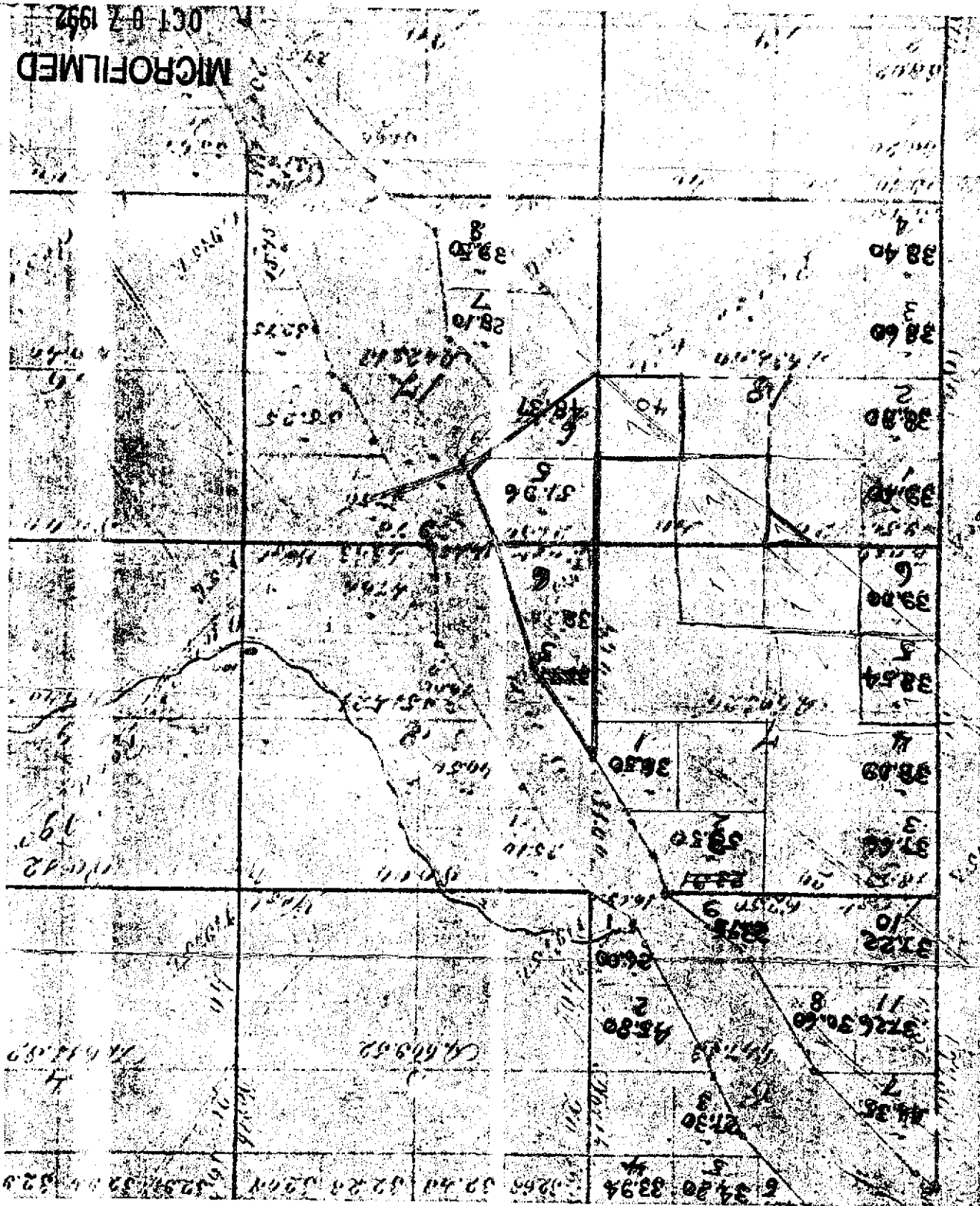
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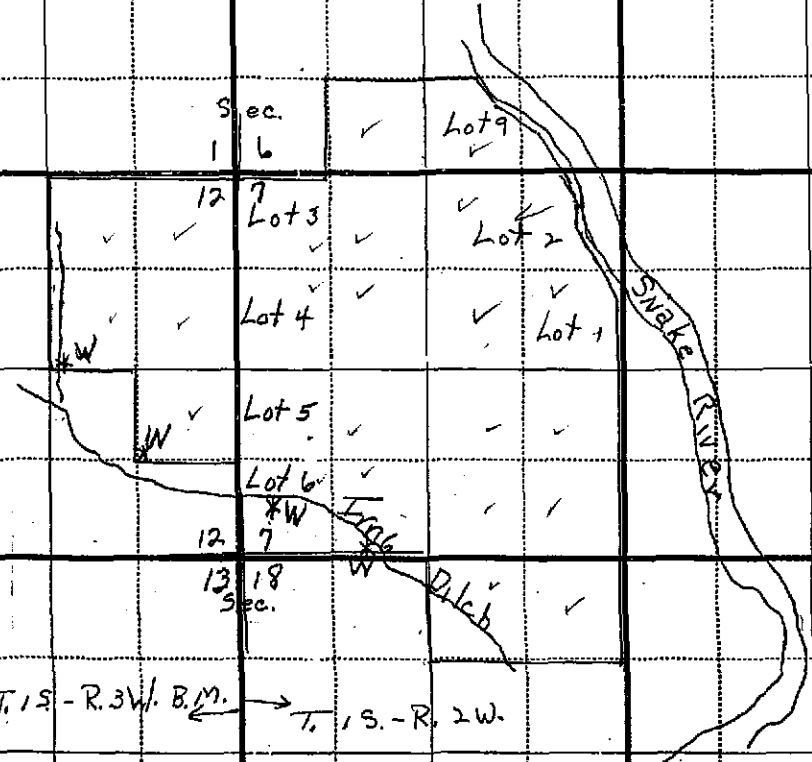


TOIS ROW

2 2300

Legend
W-Proposed Wells

T. 1 S. - R. 3 W. B.M. → T. 1 S. - R. 2 W.



18922

18922
18922

Permit Map No. 18922

As Approved

DEC 26 1939
JAMES SPOFFORD
Commissioner of Reclamation

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - A57-02169

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 18922

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

*** C - CURRENT OWNER ***

FOOTE

EARLE G

1 - HC 79 BOX 52

2 -

3 -

City- MELBA

State- ID Zip- 83641

Phone - 208-495-1121

FOOTE

PATRICIA B

1 - HC 79 BOX 52

2 -

3 -

City- MELBA

State- ID Zip- 83641

Phone - 208-495-1121

*** O - ORIGINAL OWNER ***

MUSSE

DOROTHY

1 - C/O BOISE TRUST CO

2 - 815 IDAHO ST

3 -

City- BOISE

State- ID Zip- 83702

Phone - 208-000-0000

MUSSE

EDITH

1 - C/O BOISE TRUST CO

2 - 815 IDAHO ST

3 -

City- BOISE

State- ID Zip- 83702

Phone - 208-000-0000

+ - - Priority Date - - +
12/20/1939+ - - - Region - - - +
14 WESTERN+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

+ - - - - Source - - - - - +
GROUNDWATER

+ - - - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

01S 02W 7 SW SW (73) OWYHEE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

1.000

472.50

+ - Total Div. Rate - + + - Total Div. Volume - +
1.000 472.50+ - Total Consumptive Use - + + - KW Usage - +
367.5+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

01S	02W	7	SW SW	6	10.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SE SW		30.0	01	IRRIGATION	(73) OWYHEE
01S	02W	18	NE NE		35.0	01	IRRIGATION	(73) OWYHEE
01S	02W	18	NW NE		30.0	01	IRRIGATION	(73) OWYHEE

Total Acres: 105.0

Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - 1800 FOOT WELL, TEMP. 117, ARTESIAN, 250GPM, PIPED TO COOL-IRRIG.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - SEE REMARKS

+ Remarks

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER NO. 4495 SHALL NOT EXCEED 1.00 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 472.5 AF.

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS, TO THE EXTENT THEY ARE AVAILABLE, IN CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT. THIS RIGHT TO DIVERT GROUNDWATER SHALL NOT BE USED IF THE SURFACE WATER RIGHT(S) APPURTENANT TO THE PLACE OF USE IS SOLD, TRANSFERRED, LEASED OR USED ON ANY OTHER PLACE OF USE WITHOUT THE APPROVAL OF THE DEPARTMENT.

USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399, AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 3122.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 892.0 ACRES IN A SINGLE IRRIGATION SEASON.

FIVE POINTS OF DIVERSION ARE LOCATED WITHIN LOT 6 (SWSW), S07, T01S. R02W.

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+-----+----- Old Water Right Numbers -----+
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+ - - - - Conditions of Approval - - - - -

046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

Prefix Translation: ADJUDICATION CLAIM

+ - - Audit Fields - - +
08/09/95 JSHURTE

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
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	- 12/13/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M002149	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4495
WATER RIGHT NO. 57-02169

This is to certify that: **EARLE G FOOTE**
PATRICIA B FOOTE
HC 79 BOX 52
MELBA ID 83641

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.00 CFS	472.5 AF

SOURCE

GROUNDWATER

Priority: 12/20/1939

LOCATION OF POINT(S) OF DIVERSION: Lot 6(SWSW), Sec. 7, Township 01S, Range 02W
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S	02W	7	Lot 6(SWSW) 10	SESW 30		40
		18	NENE 35	NWNE 30		65
Total number of acres irrigated:						105

CONDITIONS/REMARKS:

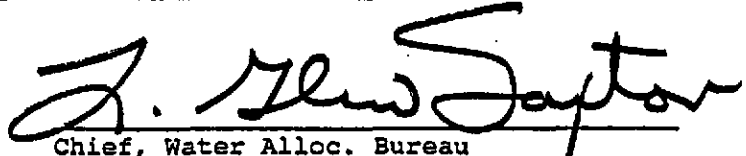
1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

TRANSFER NO. 4495
WATER RIGHT NO. 57-02169

CONDITIONS/REMARKS:

5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4495 shall not exceed 1.00 cfs, nor total combined annual volume of 472.5 af.
8. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
9. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
10. Use of this right with Right Nos. 57-00277, 02-07091, 02-02399, and 02-02439 is limited to a total combined diversion rate of 17.84 cfs, a total combined annual consumptive use volume of 3122.0 af, and to the irrigation of a combined total of 892.0 acres in a single irrigation season.
11. Five points of diversion are located within Lot 6 (SWSW), S07, T01S, R02W.

Dated this 7th day of June, 1995.


Chief, Water Alloc. Bureau

[illegible]

PART 1

6. General Information:

a. Description of diversion system One existing hot well to cooling pond & re-lift.
4 interconnected cold wells to underground sprinklers within
SWSW Section 07

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or
N/A contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of
trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

No change.

d. Remarks:

Drilling Permit #57-94-W-0068-000

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 57-02169

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.00 CFS	472.5 AF

SOURCE

GROUNDWATER

Priority: 12/20/1939

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 7, Township 01S, Range 02W
OWYHEE County

PLACE OF USE: IRRIGATION

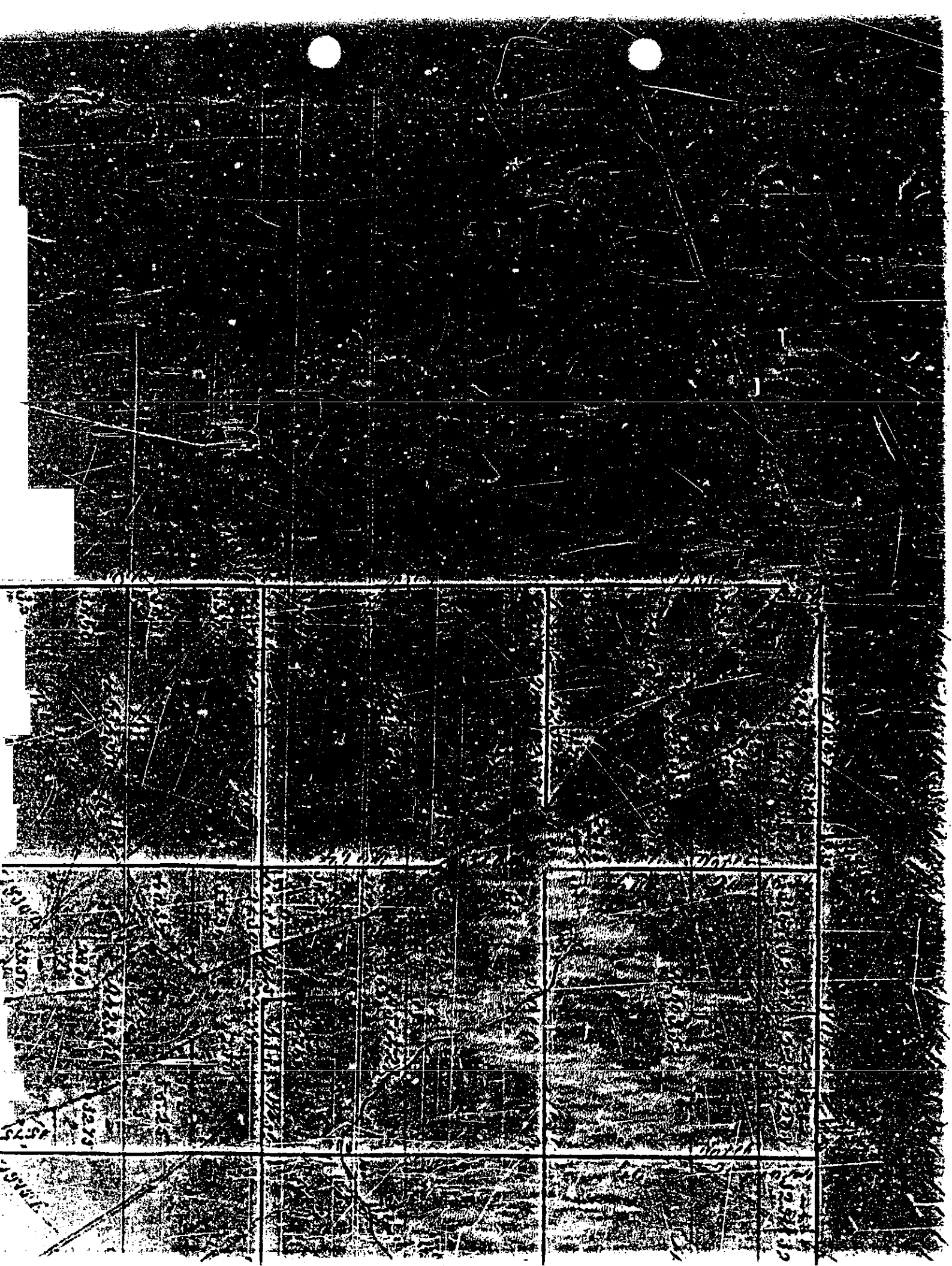
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S 02W 7	SWSW 10	SESW 30		40
18	NENE 35	NWNE 30		65
Total number of acres irrigated:				105

CONDITIONS/REMARKS:

1. USE OF THIS RIGHT WITH RIGHT NOS. 57-00277, 02-07091, 02-02399, AND 02-02439 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 17.84 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 3122.0 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 892.0 ACRES IN A SINGLE IRRIGATION SEASON.

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

-
- all
- Reservoir
- EXISTING OUTWELLS
- Siphon
- Butte
- 24 19 19 20



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: A57-02169
Date Received: 12/13/1988
Receipt No: MOOZ149
Received By: AB

RECEIVED
JAN 27 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EARLE G. FOOTE 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: DEC 20, 1939

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	7	SW	SW			OWYHEE

5. Description of diverting works:

1800 FOOT WELL, TEMP. 117, ARTESIAN, 250GPM, PIPED TO COOL-IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		

7. Total Quantity Appropriated is:

1.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 367.5 Acre Feet Per Annum.

9. Non-irrigation uses:

A57-02169

Page 1

Date: 12/13/88

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	7	SW	SW		IRR	10.0
			SE	SW		IRR	30.0
						Section Acres	40.0
		18	NE	NE		IRR	35.0
			NW	NE		IRR	30.0
						Section Acres	65.0
						Total Acres	105.0

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:

14. Remarks:

THIS HAS BEEN EXPANDED BY A57-10214, WHICH CLAIMS HEATING AND STOCKWATER ON THE SAME WATER.

THESE CLAIMS WILL NOT EXCEED THE ORIGINIAL 1.0 CFS.

15. Basis of Claim: LICENSE

Water Right Number: 18922

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: 2

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): Earle R. Joffe 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 Baumgardner
Notary Public

Seal

Residing at Bowse Idaho
My Commission Expires 12-7-1994

TIN
TIS

43° 22' 30"

T. 1 N
4802000m N
T. 1 S.

57-02169

POD

Sw, Sw
Sec 7

TIS, R2W

4801

4800

CALEWELL 37 MI.
GIVENUS HOT SPRINGS 7.1 MI.

4798

20'

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REYNOLDS CREEK SCHOOL