

TSS RIE Sec 21



A57-02210A

MICROFILMED

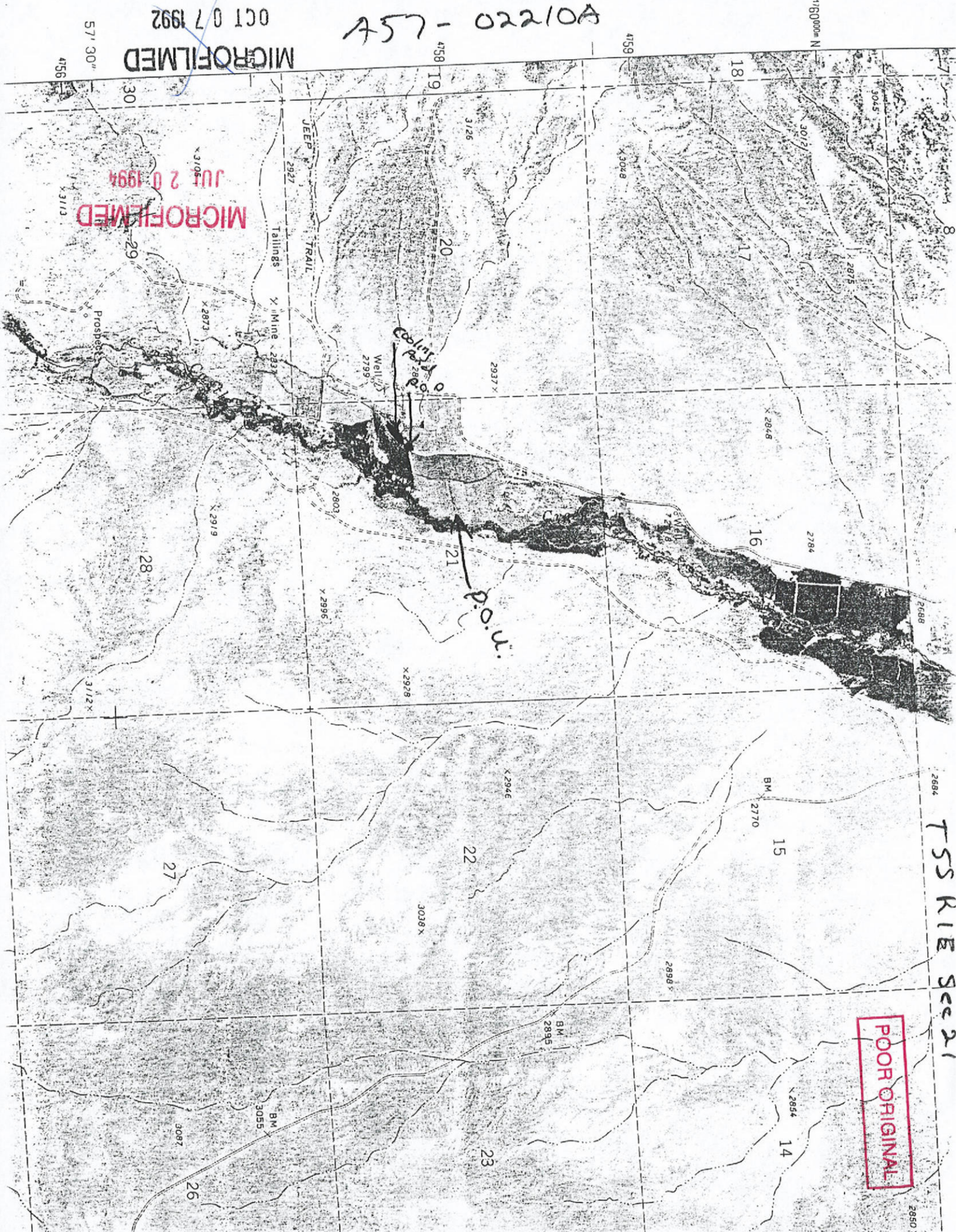
OCT 07 1992

57' 30"

4756

TSS RIE Sec 21

POOR ORIGINAL



MICROFILMED

MICROFILMED  
JUL 20 1994

OCT 07 1992

A57-02210A

57' 30"

17600000 N

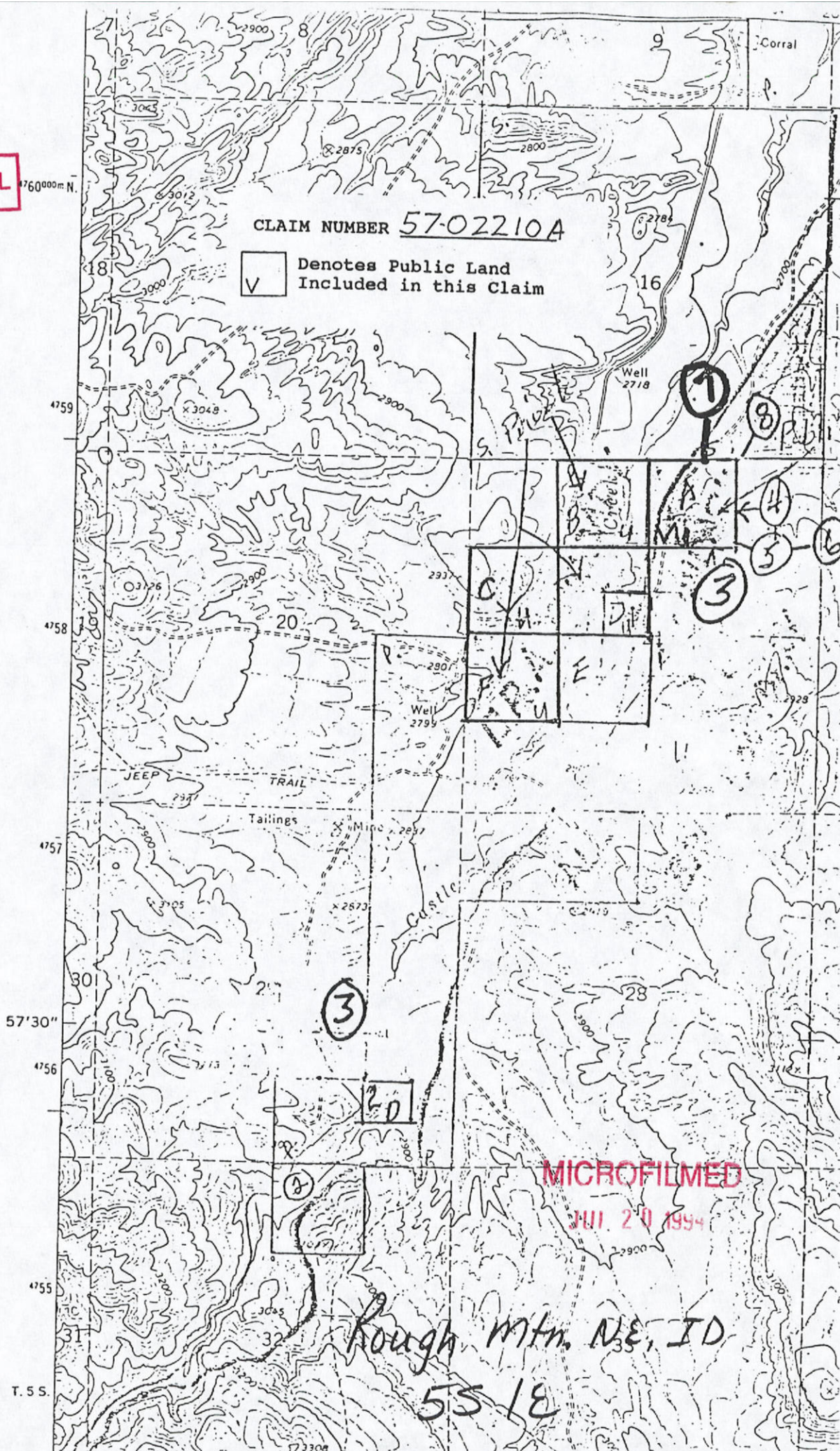
POOR ORIGINAL

760000m N.

CLAIM NUMBER 57-022104

Denotes Public Land  
Included in this Claim

57



MICROFILMED

JUL 20 1994

Rough Mtn. N.E., ID

55 1E

T.S.S.

# CONSERVATION PLAN MAP



Prepared by UNITED STATES DEPARTMENT of AGRICULTURE \* SOIL CONSERVATION SERVICE

cooperating with

Bureau River

OWNER Alma D. Johnston

FARM NO. \_\_\_\_\_ DATE 8-1-51

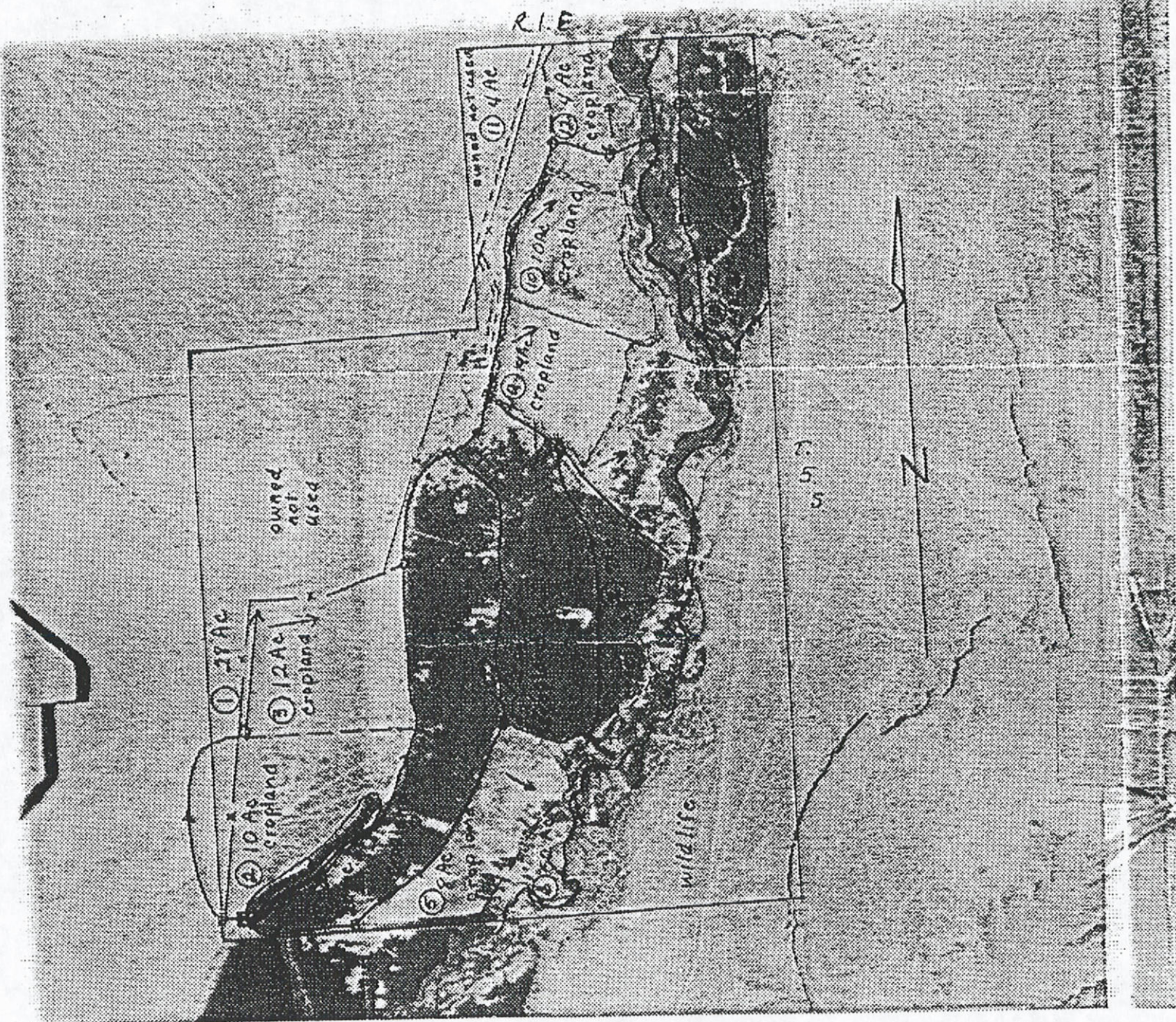
OPERATOR SAS

SCALE 5" = 1/2 ACRES 200

Bohnee

Idaho

PHOTO NO. CTM - 5-2-51



OWNER Elmer D. Johnston  
OPERATOR same

FARM NO. \_\_\_\_\_ DATE Sept 11

ОРЕДАТОР 32.332

SCALE 3"=1 MI ACRES 200

2000

Idina

PHOTO NO. 008





DATE OF PHOTOS 10/4/90

OWNER EVA JOHNSTON

CLAIM NUMBER(S) A57-00084 - 00101 - 00111 - 00133 - 00146 - 02210A



(1) P/O  
A57-02210A

Well on NE  
End of cooling  
pond.



(2) Looking SW  
at cooling pond  
6" discharge  
from well in  
photo 1 SEEN.

MICROFILMED

OCT 07 1992

DATE OF PHOTOS 10/4/90 OWNER Evo Johnston

CLAIM NUMBER(S) A57-00084 et al



(3) Looking NE  
at cooling pond  
in south portion  
of pln.  
Castle Crk flows  
N/NE along line  
of trees.

NOTE CASTLE CK. P/O's (2)

P/O #1 = Common pld shared with BOB & BLAINE  
COLLETT, See A57-00086 for photo.  
(BOB Collett)

**MICROFILMED**

**OCT 07 1992**

P/O #2 = Secondary P/O, checkdam washed out in flood in  
~~early 1980's~~ (similar to BOB Collett's pld #2 situation).  
WAS informed that will be rebuilding this site soon.

Correction - washed out in last several years, less than 5 yrs.  
ago.

gl 8/23/91



# CONSERVATION PLAN MAP

Prepared by UNITED STATES DEPARTMENT of AGRICULTURE \* SOIL CONSERVATION SERVICE  
cooperating with

OWNER James D. Johnston

FARM NO.        DATE 3-2-61

OPERATOR SWP

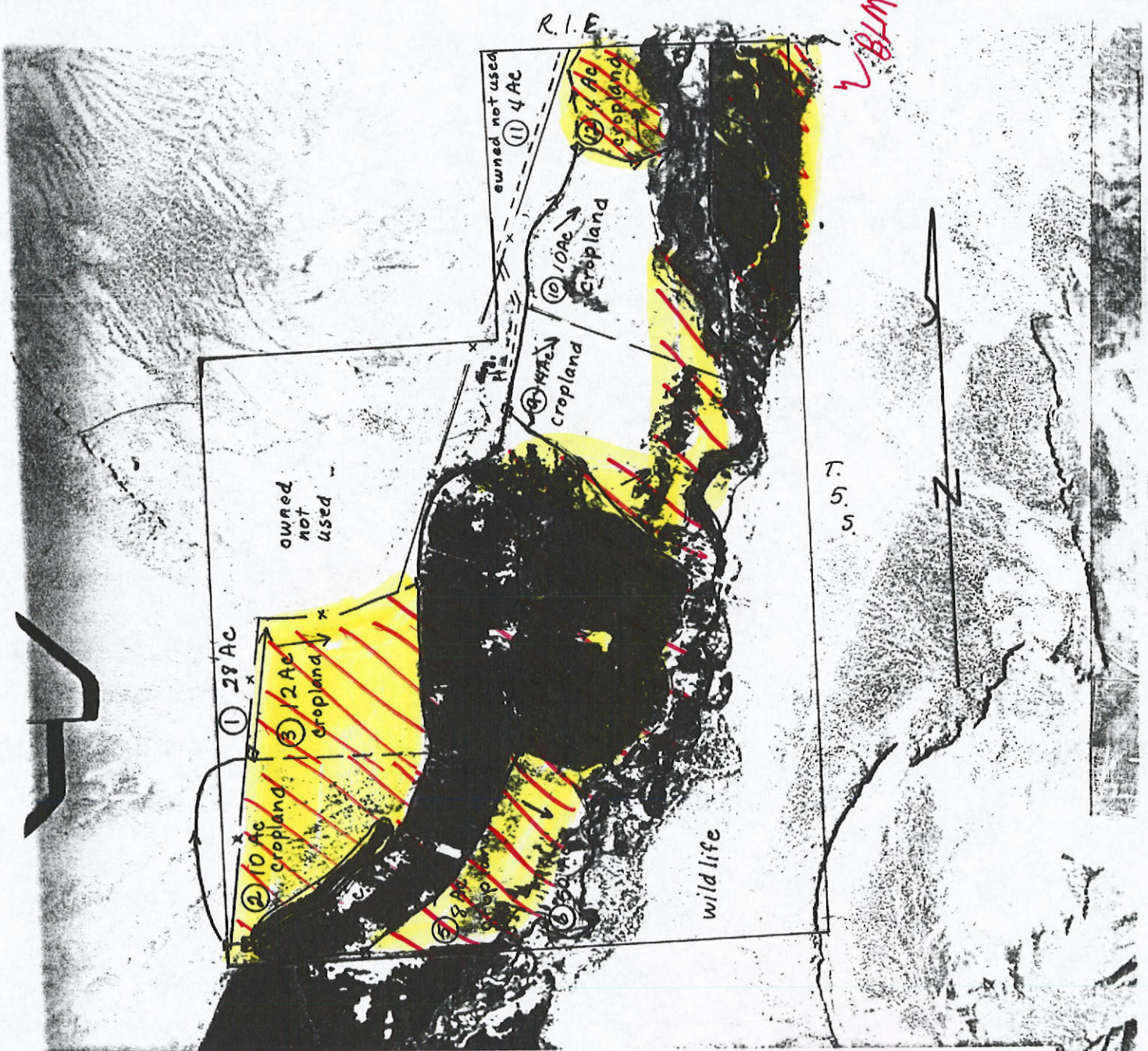
SCALE 1" = 1/4 MI ACRES 0

Wayne  
COUNTY

1960  
STATE

PHOTO NO.       

S. C. DISTRICT



DO NOT  
DIGITIZE  
!

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: **A57-02210A**

Date Received: 1/12/1989

Receipt No: W001937

Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

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

**COPY FOR  
YOUR FILES**

1. Name: MICHAEL W RANDALL

Address: 7761 MURPHY RD

MELBA ID

83651

AND

Name: CHARLIENE R RANDALL

Address: 7761 MURPHY RD

MELBA ID

83651

2. Date of Priority: AUG 16, 1954

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 01E   | 21      | NW     | SW     |     |     | OWYHEE |

5. Description of diverting works:

666' DRILLED HOT WATER WELL W/8" CASING W/PUMP TO POND TO DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.800  |      |        |

7. Total Quantity Appropriated is:

1.800 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 05S      | 01E   | 21      | NE     | NW  |     | IRR           | 16.0  |
|          |       |         | SW     | NW  |     | IRR           | 12.0  |
|          |       |         | SE     | NW  |     | IRR           | 28.0  |
|          |       |         | NE     | SW  |     | IRR           | 15.0  |
|          |       |         | NW     | SW  |     | IRR           | 20.0  |
|          |       |         |        |     |     |               |       |
|          |       |         |        |     |     | Section Acres | 91.0  |
|          |       |         |        |     |     | Total Acres   | 91.0  |

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:  
NONE

14. Remarks:

TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.  
THIS IS A SPLIT RIGHT OF 57-02210.  
ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRAIGE.  
WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.  
OWNERSHIP CHANGE - RMC - 3-28-96

15. Basis of Claim: LICENSE

Water Right Number: 25119



# NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP RECEIVED

Please print or type  
(see instructions on back of page)

MAR 22 1996

DATE OF CLOSING: 3/8/96

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 5 South Range 1 East, B. M.  
Section 21, 1/4 of 1/4 of 1/4 Govt. Lot       , BM.  
Lot       , Block       , Subdivision/Townsite       .

If you have additional legal descriptions, please attach separate sheet.

All permits attached plus any and all appurtenant to said premises.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) 57-00084, 57-00101, 57-00111, 57-00133, 57-00146,  
Assigned by IDWR: 57-02210A

☐ Name and Address of Former Owner/Claimant(s)(Seller): Eva M. Johnston  
507 5th Ave. South, Nampa, ID 83651

☐ New Owner/Claimant (Purchaser): Michael W. Randall and Charlene R. Randall

☐ New Mailing Address: 7761 Murphy Rd., Melba, ID 83641

☐ New Telephone Number: ( )        -       

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no  
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached:       

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Michael W. Randall Date 3-8-96  
Charlene R. Randall Date 3/8/96

☐ Signature of Former Owner/Claimant(s): Eva M. Johnston Date 3-8-96  
Date       

(Signature of former claimant(s) is not required if proof of ownership is attached.)

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 3-28-96 By: MTF

Claim Numbers of Split, if any:

RECEIVED

MAR 26 1996

Department of Water Resources

Original to be mailed to Idaho Department of Water Resources  
Copies to Former Owner and New Owner

RECEIVED

MAR 22 1996

WATER RESOURCES  
WESTERN REGION

1248

WARRANTY DEED

218315

RECEIVED  
MAR 2 2 1996  
WATER RESOURCES  
WESTERN REGION

REQUEST OF  
FILE WITH  
FEE 6.00

FOR VALUE RECEIVED, EVA M. JOHNSTON, a single person,  
The Grantor, does hereby grant, bargain, sell and convey  
unto

MICHAEL W. RANDALL and CHARLIENE R. RANDALL, husband and  
wife, the Grantees, whose current address is

7761 Murphy Rd, Melba, ID 83641

the following described real property, located in Owyhee  
County, Idaho, to-wit:

IN TOWNSHIP 5 SOUTH, RANGE 1 EAST, B. M., OWYHEE COUNTY,  
IDAHO

Section 21: NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{4}$ SW $\frac{1}{4}$ , LESS THE FOLLOWING  
DESCRIBED PARCEL:

A parcel of land situate in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec.  
21, T5S, R1E, B. M., more particularly  
described as follows:

COMMENCING at the Southwest corner of Sec. 21,  
T5S, R1E, B. M. thence North on the West section line of  
said Sec. 21, a distance of 1753 feet, more or less to a  
point being the REAL POINT OF BEGINNING; thence continue  
North along said West section line, a distance of 417 feet;  
thence East on a line perpendicular to said West line a  
distance of 417 feet; thence South a a line parallel to said  
West line a distance of 417 feet; thence West a distance of  
417 feet to the REAL POINT OF BEGINNING.

Together with all and singular the tenements, hereditaments  
and appurtenances thereunto belonging or in anywise  
appertaining, including all water and ditch rights and  
rights of way for water and ditches.

TO HAVE AND TO HOLD the said premises, with their  
appurtenances unto said Grantees, their heirs and assigns  
forever. And the said Grantor does hereby covenant to and  
with the said Grantees, that she is the owner in fee simple  
of said premises; that said premises are free from all  
encumbrances except: NONE

Subject to such rights, easements, covenants, restrictions  
and zoning regulations as appear of record or by use upon  
the premises.

RECEIVED

MAR 22 1996

Department of Water Resources

Taxes and assessments of all taxing units not yet due and payable.

Reservations in patents or state grants or in acts authorizing the issuance thereof.

All repayment contracts between any irrigation district within which the premises are situated and any government or agency.

The bonded debt of all taxing units within which said premises are located.

Restrictions imposed by law, ordinance, or regulation imposed by any governmental entity, department or agency.

Restrictions contained in any covenants of record affecting the premises.

All rights of way or easements affecting the premises regardless of how evidenced or acquired and whether the same appear of record or not.

DATED: March 8<sup>th</sup> 1996

Eva M. Johnston  
Eva M. Johnston

RECEIVED

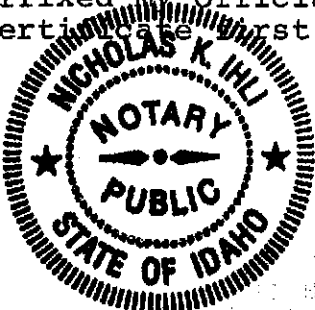
MAR 22 1996

WATER RESOURCES  
WESTERN REGION

STATE OF IDAHO, COUNTY OF OWYHEE

On this 8<sup>th</sup> day of March, 1996, before me, a Notary Public in and for the State, personally appeared Eva M. Johnston, a single person, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the date and year in this certificate first above written.



Nicholas K. Ihli  
Notary Public for Idaho  
Residing at Maryland, Idaho  
Commission Expires: 1/31/2000

*Ehli Title*

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: A57-02210A  
Date Received: 1/12/1989  
Receipt No: W001937  
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: EVA M. JOHNSTON 208-467-3582  
Address: 507 5TH AVE. SOUTH  
NAMPA, ID 83651

2. Date of Priority: AUG 16, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 01E   | 21      | NW     | SW     |     |     | OWYHEE |

5. Description of diverting works:  
666' DRILLED HOT WATER WELL W/8" CASING W/PUMP TO POND TO DITCH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.800  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 05S      | 01E   | 21      | NE     | NW  |     | IRR | 16.0  |
|          |       |         | SW     | NW  |     | IRR | 12.0  |
|          |       |         | SE     | NW  |     | IRR | 28.0  |

A57-02210A

Page 1

Date: 01/12/89

MICROFILMED

OCT 07 1992

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of 1/4 | Lot | Use | Acres |
|---------------|-------|---------|------------|-----|-----|-------|
| 05S           | 01E   | 21      | NE         | SW  | IRR | 15.0  |
|               |       |         | NW         | SW  | IRR | 20.0  |
| Section Acres |       |         |            |     |     | 91.0  |
| Total Acres   |       |         |            |     |     | 91.0  |

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:  
NONE

14. Remarks:

TRANS. 964.

2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.

THIS IS A SPLIT RIGHT OF 57-02210.

ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRAIGE.

WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.

15. Basis of Claim: LICENSE  
Water Right Number: 25119

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 X 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): x Eva M. Johnston Date: 1-12-89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 12 day

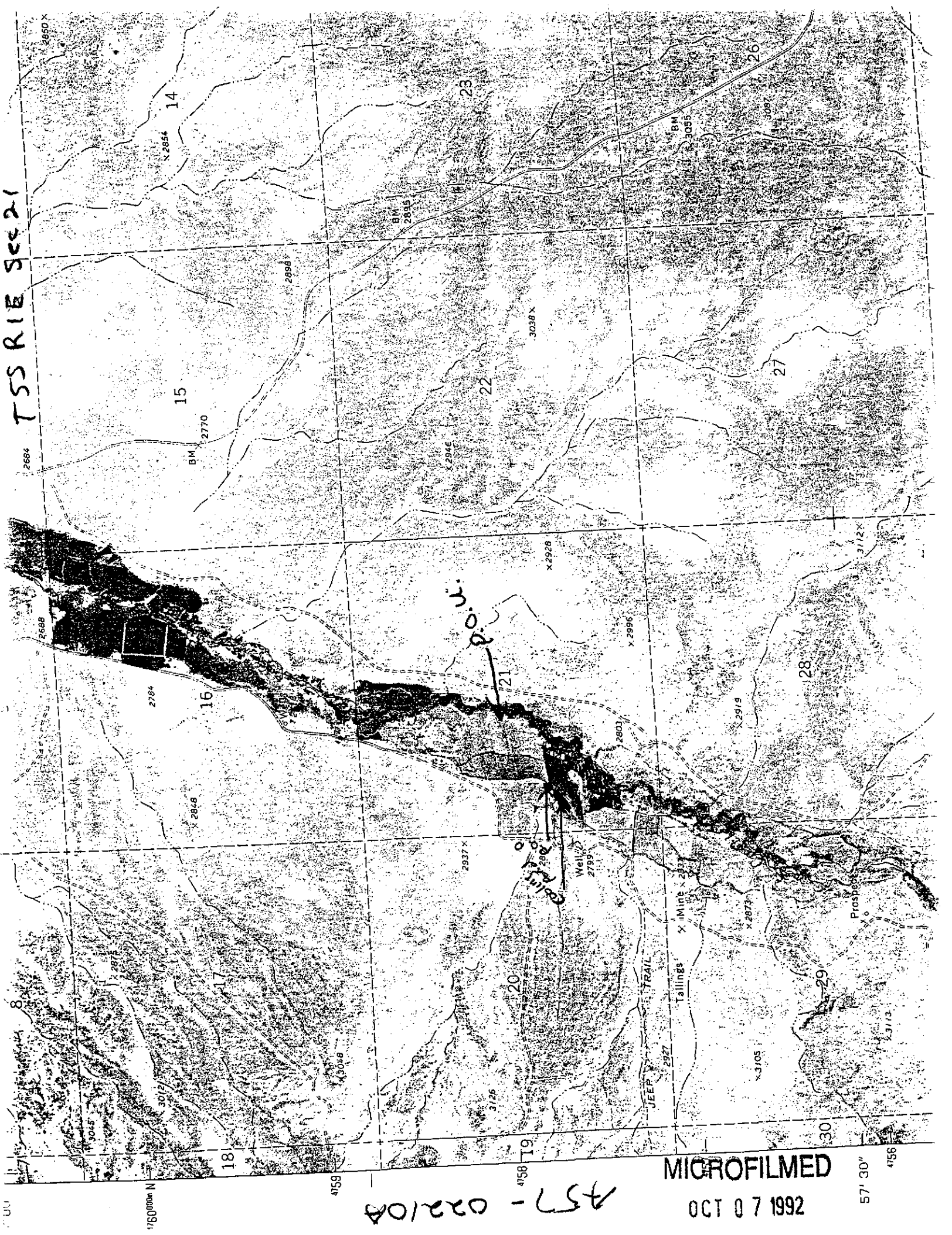
of Jan 19 89

Elden J. Poush  
Notary Public

Seal

Residing at Bove

My Commission Expires 09/08/1997



TSS RIE Sec 21

P.O. J.

457-02210A

MICROFILMED

OCT 07 1992

57' 30"

1760000m N

4750

4758

4756

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  
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CIVIL CASE NUMBER: 39576

Ident. Number: A57-02210A  
Date Received: 1/12/1989  
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2. Date of Priority: AUG 16, 1954

3. Source: GROUNDWATER Trib. to:

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5. Description of diverting works:  
666' DRILLED HOT WATER WELL W/8" CASING W/PUMP TO POND TO DITCH

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| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.800  |      |        |

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

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

9. Non-irrigation uses:  
NONE

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 05S      | 01E   | 21      | NE     | NW     |     | IRR | 16.0  |
|          |       |         | SW     | NW     |     | IRR | 12.0  |
|          |       |         | SE     | NW     |     | IRR | 28.0  |

A57-02210A

Page

1

Date: 01/12/89

MICROFILMED

JUL 20 1994

MICROFILMED

OCT 07 1992

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 05S           | 01E   | 21      | NE     | SW  |     | IRR | 15.0  |
|               |       |         | NW     | SW  |     | IRR | 20.0  |
| Section Acres |       |         |        |     |     |     | 91.0  |
| Total Acres   |       |         |        |     |     |     | 91.0  |

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:  
NONE

14. Remarks:

TRANS. 964.

2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.

THIS IS A SPLIT RIGHT OF 57-02210.

ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRAIGE.

WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.

15. Basis of Claim: LICENSE  
Water Right Number: 25119

MICROFILMED

JUL 20 1994

MICROFILMED

OCT 07 1992

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 X 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): Eva M. Johnston Date: 1-12-89  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 12 day  
of Jan 19 89

Elden J. Poulsh  
Notary Public

Seal

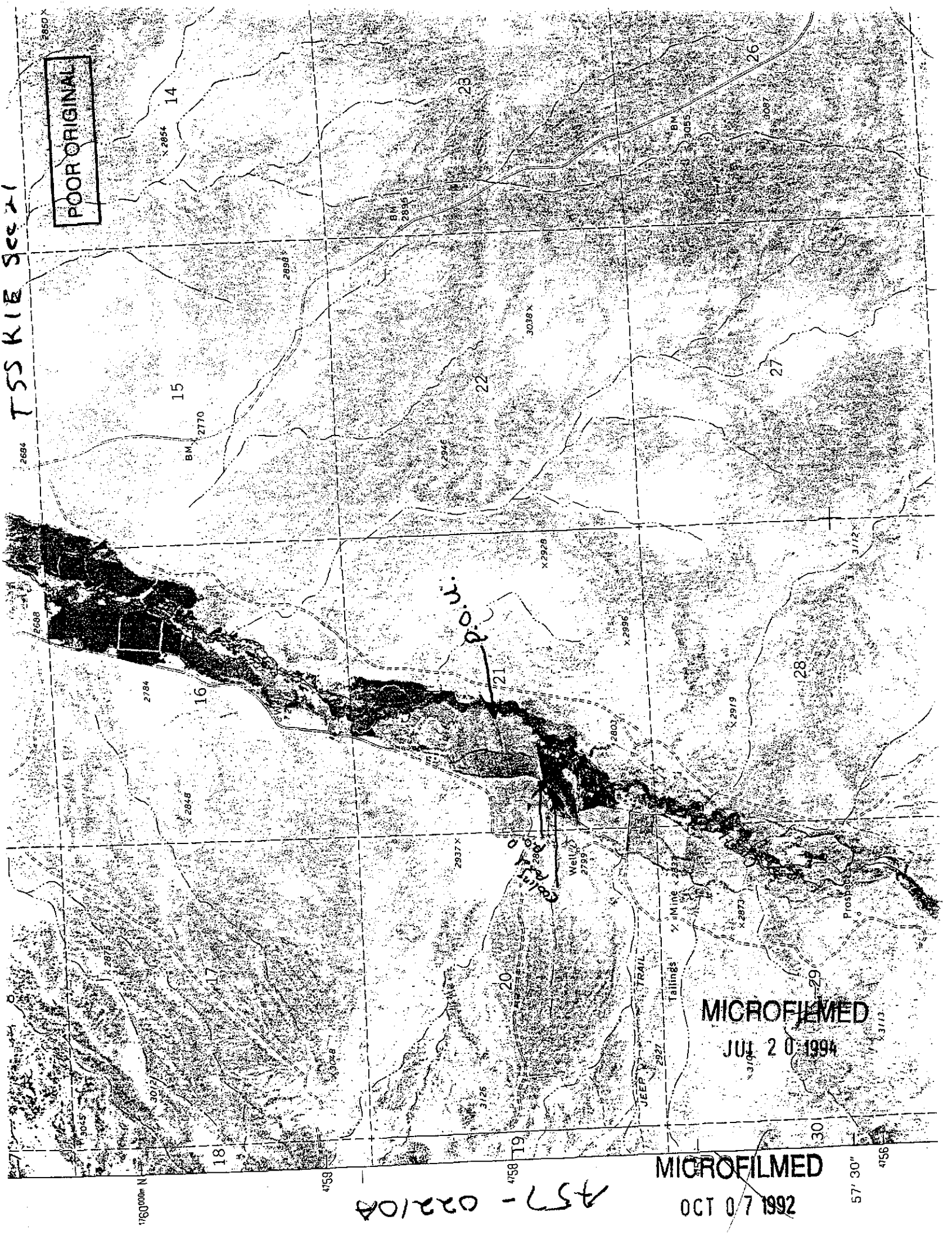
Residing at Bare  
My Commission Expires 07/08/1991

MICROFILMED  
JUL 20 1994

MICROFILMED  
OCT 07 1992

TSS KIE Sec 21

POOR ORIGINAL



MICROFILMED  
JUL 20 1994

MICROFILMED  
OCT 07 1992

757-02210A

57' 30"

1760000 N

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

The State of Idaho, ex rel.  
R. Keith Higginson in his  
official capacity as Director  
of the Idaho Department of  
Water Resources,

Petitioner,

vs.

The United States; the State  
of Idaho; and all Claimants to  
the use of water from the Snake  
River Basin Water System,

Respondents.

Case No. 57-02210A  
(You must insert the  
water right number you  
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources  
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

MICROFILMED  
JUL 20 1994

12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

**REASONS SUPPORTING EACH BOX CHECKED**

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

The United States of America, acting through the Bureau of Land Management, objects to this water right recommendation because the claimant is a private individual claiming a water right on public domain lands. The BLM, on behalf of the United States, has managed and controlled this property for the beneficial use of the American public. The claimant has no property interest in the claimed water right or any other water right appurtenant to federally owned lands. The United States objects to all aspects of the right because of these facts, including the recommended name and address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. BLM also objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source.

**CHANGES TO THE DIRECTOR'S REPORT**

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Director's Report should be changed to recommend disallowance of this claim.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary.

Map of claim showing federal parcel(s).

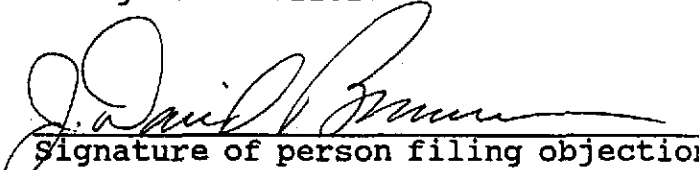
**VERIFICATION (Must be Completed)**

State of Idaho

County of Ada

J. DAVID BRUNNER, BOISE DISTRICT MANAGER, being first duly  
(Name of person filing objection)  
sworn, upon oath, deposes and says:

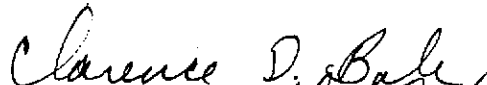
That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

  
Signature of person filing objection

By:

\_\_\_\_\_  
(Attorney signing in  
representative capacity)

Subscribed and sworn to before me this 23 day of February,  
1993.

  
Notary Public for Ada County  
Residing at: Boise Idaho  
My Commission expires: April 26, 1997

MICROFILMED

JUL 20 1994

(Over)

### INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

### CERTIFICATE OF MAILING

I hereby certify that on the 26th day of February, 1993, I <sup>served</sup>~~mailed~~ the original and <sup>filed</sup>~~sent~~ copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, 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 the owner of the water right, and you must fill in the following information:

Owner name: Eva M. Johnston

Owner's Address: 507 5th Ave South

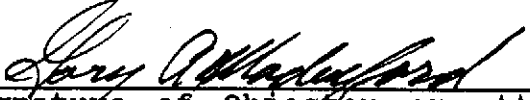
Nampa, Idaho 83651

3. One copy to:

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

4. One copy to:

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, Box 33  
Boise, Idaho 83734

  
\_\_\_\_\_  
Signature of Objector or attorney  
mailing on Objector's behalf

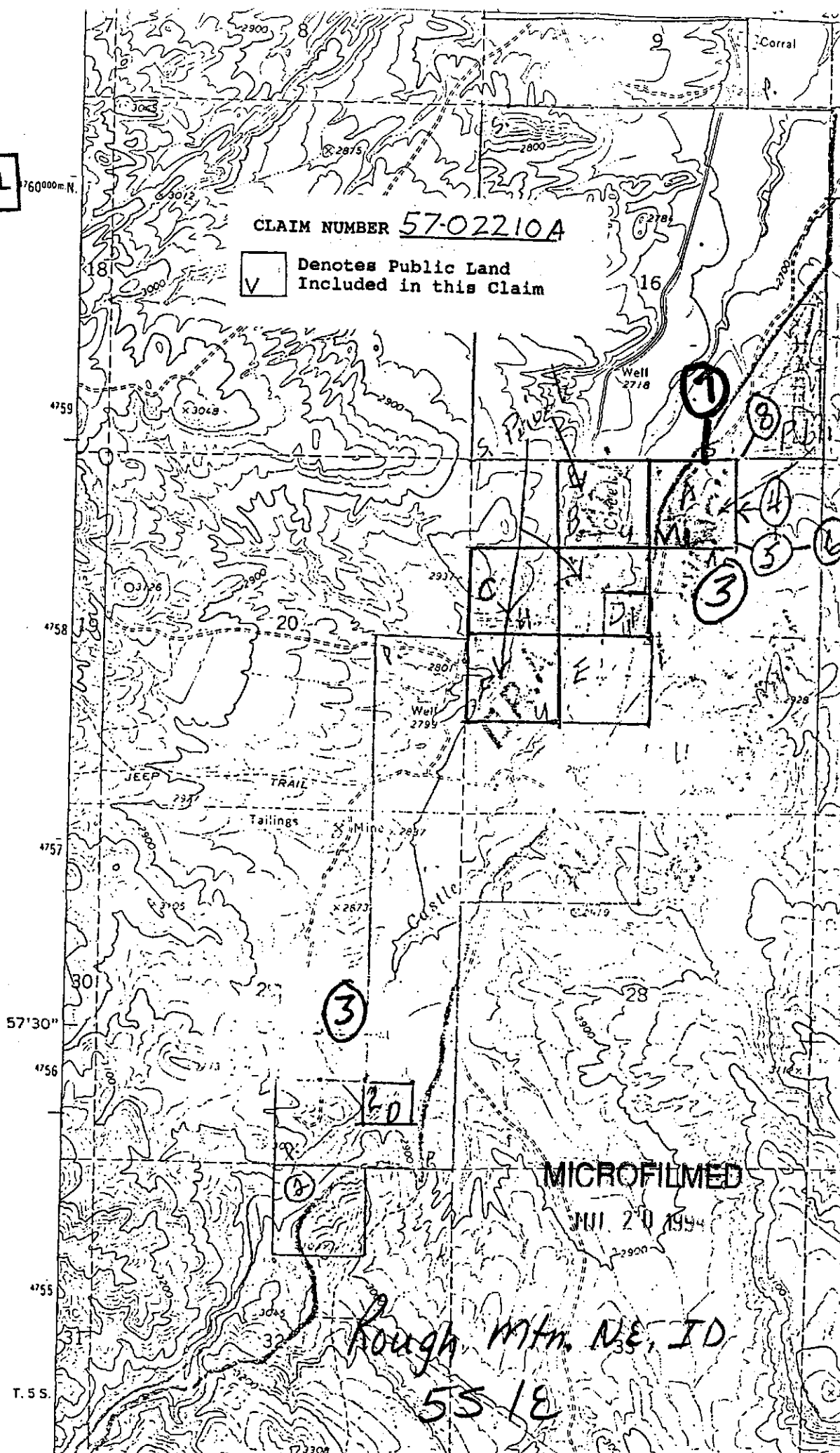
POOR ORIGINAL

57

760000m N

CLAIM NUMBER 57-022104

Denotes Public Land  
Included in this Claim



AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: MAR-22-1994  
PAGE: A-1

| RIGHT<br>NUMBER | NAME & ADDRESS | PRIORITY<br>DATE | PURPOSE OF USE | PERIOD OF USE<br>FROM TO | MAXIMUM<br>QUANTITY | BASIS OF CLAIM |
|-----------------|----------------|------------------|----------------|--------------------------|---------------------|----------------|
|-----------------|----------------|------------------|----------------|--------------------------|---------------------|----------------|

SOURCE: GROUNDWATER

57-02210A EVA M JOHNSTON  
507 5TH AVE SOUTH  
NAMPA ID 83651

08/16/1954 IRRIGATION

03-15 11-15

1.36

~~1.44~~306.0 ~~324.0~~

CFS

LICENSE

AFY

TOTAL QUANTITY:

1.44

~~324.0~~

306.0

CFS

AFY

POINT OF DIVERSION:

T05S R01E S21

SENWSW

PLACE OF USE: IRRIGATION

T05S R01E S21

~~NWNE 4.0~~

NENW 13.0

SWNW 7.0

SENW 22.0

NESW 12.0

NWSW 14.0

68.0

~~72.0~~ ACRES TOTAL

REMARKS: WATER TEMPERATURE MEASURED AT 144 DEGREES F.

USE OF THIS RIGHT WITH RIGHT NO. 57-00084 AND OTHER RIGHTS

LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF

1.82 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF

348.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 91.0 ACRES

IN A SINGLE IRRIGATION SEASON.

1.74

304.5

87.0

AJ5809NP  
No. 57-02210A

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/20/93  
PAGE: 13

| OWNER<br>CODE    | NAME & ADDRESS                                                          | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | EVA M JOHNSTON<br>507 5TH AVE SOUTH<br>NAMPA ID 83651<br>(208) 467-3582 | 08/16/1954       | IRRIGATION | 03-15 11-15           | 1.44 CFS          | 324.0 AFA           |
| TOTAL DIVERSION: |                                                                         |                  |            |                       | 1.44 CFS          | 324.0 AFA           |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T05S R01E S21

SENWSW

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   | Lt   | Ac   | Lt          | Ac  | :    |      |
| 05S | 01E | 21 | : |      |      | 04   |      | :  |      | 13   |      | 07   | 22 | :    | 12   |      | 14   |    | :    |      |      |      |             |     | :    | 72.0 |
|     |     |    |   |      |      |      |      |    |      |      |      |      |    |      |      |      |      |    |      |      |      |      | TOTAL ACRES |     | 72.0 |      |

POU County: OWYHEE

Non-Irrigation Uses: NONE

Other Rights: SEE REMARKS

Remarks: WATER TEMPERATURE MEASURED AT 144 DEGREES F.  
USE OF THIS RIGHT WITH RIGHT NO. 57-00084 AND OTHER RIGHTS  
LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF  
1.82 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF  
318.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 91.0 ACRES  
IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 10/04/1990 Verified Date: 07/15/1992

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

Comments: Date: 11/18/1991 User-ID: MCCARTHY Subject: COPIED FROM REMARKS  
TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.  
THIS IS A SPLIT RIGHT OF 57-02210.  
ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRAIGE.  
WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.

Att: 11/18/91 MCCARTHY 12/11/91 MCCARTHY 02/04/92 MCCARTHY 07/15/92 MCCARTHY  
07/29/92 PR-PRODM 10/13/92 CFSHAW 12/05/92 ADT-SHAW

MICROFILMED  
JUL 20 1994

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 the Rights to the Use of Water )  
from the Snake River Basin )  
Water System )  
\_\_\_\_\_ )

Case No. 57-02210A -0001

The State of Idaho, ex rel. )  
R. Keith Higginson in his )  
official capacity as Director )  
of the Idaho Department of )  
Water Resources, )

RESPONSE TO OBJECTION

Petitioner, )

vs. )

The United States; the State )  
of Idaho; and all Claimants to )  
the use of water from the Snake )  
River Basin Water System, )

Respondents. )  
\_\_\_\_\_ )

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES  
P.O. BOX 44449  
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part  
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

MICROFILMED

JUL 20 1994

2. Person who filed objection:

Name: US BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
3380 AMERICANA TERRACE  
BOISE ID 83706-2544

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

Attorney Address: DEPUTY ATTORNEY GENERAL(S)  
IDAHO DEPARTMENT OF WATER RESOURCES  
P.O. BOX 44449  
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

1. ☒ Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
3. ☒ Quantity: I respond to the objection concerning:
  - 3a. ☒ The total quantity of water used in cubic feet per second.
4. ☒ Priority Date: I respond to the objection concerning the priority date.
7. ☒ Purposes of Use: I respond to the objection concerning the purpose(s) of use.
8. ☒ Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I respond to the objection concerning:
  - 9a. ☒ The legal description of the place of use.
10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.

11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.
12. ☒ Water Right Recommendation: I respond to the objection concerning:
- 12a. ☒ This water right being recommended at all.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 1, 3, 3a, 4, 7, 8, 9, 9a, 10, 11, 12, and 12a and all allegations of the objection regarding these items IDWR responds as follows: This is an ownership dispute between the claimant and the United States (objector). IDWR is informed and therefore believes that the parties have resolved the matters raised by the objection. The United States asserts ownership of four acres in the claimant's place of use and the claimant has agreed. In recognition of this agreement a revised description of the water right, deleting the four acres and including appropriate reductions in the amount of water (based on the reduced acreage), is attached to this response. IDWR denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

|                                                   | No. of<br>Pages |
|---------------------------------------------------|-----------------|
| Notice of Claim No. A57-02210A                    | 4               |
| Recommended Water Rights Acquired under State Law | 1               |

(Over)

MICROFILMED

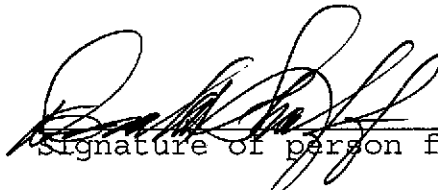
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

Donald V. Shaff, being first duly sworn, upon oath, deposes and says:

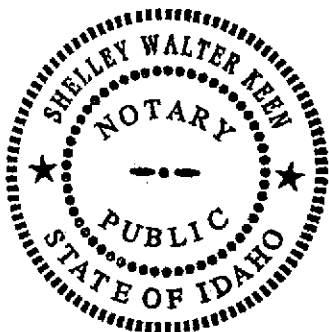
That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Section Manager for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

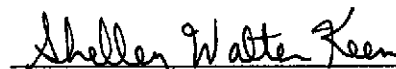
  
\_\_\_\_\_  
signature of person filing response

By:

  
\_\_\_\_\_  
(Attorney signing in  
representative capacity)

Subscribed and sworn to before me this 27<sup>th</sup> day of May,  
1993.



  
\_\_\_\_\_  
Notary Public for Idaho  
Residing at: Boise, Idaho  
My Commission expires: July 31, 1997

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of May, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared 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 the owner of the water right, and you must fill in the following information:

Name: EVA JOHNSTON  
Address: 507 5TH AVE SOUTH  
NAMPA ID 83651

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: US DEPT OF JUSTICE  
Address: K JACK HAUGRUD & DARIA J ZANE  
550 W FORT ST  
PO BOX 33  
BOISE ID 83734

  
\_\_\_\_\_  
Signature of Respondent or attorney  
mailing on Respondent's behalf

MICROFILMED

JUL 20 1994

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

DATE: MAY-24-1993

PAGE: A-1

| RIGHT<br>NUMBER                                                            | NAME & ADDRESS                                        | PRIORITY<br>DATE      | PURPOSE OF USE         | PERIOD OF USE<br>FROM TO | MAXIMUM<br>QUANTITY    | BASIS OF<br>CLAIM              |
|----------------------------------------------------------------------------|-------------------------------------------------------|-----------------------|------------------------|--------------------------|------------------------|--------------------------------|
| SOURCE: GROUNDWATER                                                        |                                                       |                       |                        |                          |                        |                                |
| 57-02210A                                                                  | EVA M JOHNSTON<br>507 5TH AVE SOUTH<br>NAMPA ID 83651 | 08/16/1954            | IRRIGATION             | 03-15 11-15              | 1.441.36<br>324.0306.0 | CFS LICENSE<br>AFY             |
|                                                                            |                                                       |                       |                        |                          | TOTAL QUANTITY:        | 1.441.36 CFS<br>324.0306.0 AFY |
| POINT OF DIVERSION:<br>T05S R01E S21 SENWSW                                |                                                       |                       |                        |                          |                        |                                |
| PLACE OF USE: IRRIGATION                                                   |                                                       |                       |                        |                          |                        |                                |
| T05S R01E S21                                                              |                                                       | NWNE 4.0<br>NESW 12.0 | NENW 13.0<br>NWSW 14.0 | SWNW 7.0                 | SENW 22.0              |                                |
| 72.068.0 ACRES TOTAL                                                       |                                                       |                       |                        |                          |                        |                                |
| REMARKS: WATER TEMPERATURE MEASURED AT 144 DEGREES F.                      |                                                       |                       |                        |                          |                        |                                |
| USE OF THIS RIGHT WITH RIGHT NO. 57-00084 AND OTHER RIGHTS                 |                                                       |                       |                        |                          |                        |                                |
| LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF            |                                                       |                       |                        |                          |                        |                                |
| 1.821.74 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF            |                                                       |                       |                        |                          |                        |                                |
| 318.5304.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 91.087.0 ACRES |                                                       |                       |                        |                          |                        |                                |
| IN A SINGLE IRRIGATION SEASON.                                             |                                                       |                       |                        |                          |                        |                                |

MICROFILMED  
JUL 20 1994

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

2001 SEP 10 PM 3:34

In Re SRBA  
Case No. 39576

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

Water Right 57-02210A

DISTRICT COURT - SRBA  
TWIN FALLS, IDAHO  
FILED

NAME AND ADDRESS: MICHAEL W RANDALL  
CHARLENE R RANDALL  
7761 MURPHY ROAD  
MELBA, ID 83641-5141

SOURCE: GROUNDWATER

QUANTITY: 1.80 CFS  
472.50 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 57-00101, 57-00111,  
57-00133, 57-00146 AND 57-00084 IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 2.18.

PRIORITY DATE: 08/16/1954

POINT OF DIVERSION: T05S R01E S21 SENSW Within Owyhee County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|-------------------------------|----------------|----------------|------------------------|
|                               | Irrigation     | 03-15 TO 11-15 | 1.44 CFS<br>324.00 AFY |

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS  
EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,  
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE  
OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL  
WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE  
AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS  
ENTERED FOR THIS RIGHT.

| PLACE OF USE: | Irrigation        | Within Owyhee County                |
|---------------|-------------------|-------------------------------------|
|               | T05S R01E S21     | NENW 23.0<br>SENE 30.0<br>NWSW 28.0 |
|               |                   | SWNW 16.0<br>NESW 12.0              |
|               | 109.0 Acres Total |                                     |

USE OF THIS RIGHT WITH RIGHT NOS. 57-00101, 57-00111, 57-00133,  
57-00146 AND 57-00084 IS LIMITED TO THE IRRIGATION OF A COMBINED  
TOTAL OF 109.0 ACRES IN A SINGLE IRRIGATION SEASON.

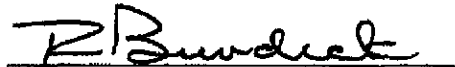
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE  
ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE  
(1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE  
CHANGE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT  
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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



Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication

RECEIVED

SEP 11 2001

Department of Water Resources

2001 SEP 10 PM 3:34

FILED SRBA IDAHO

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

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

For Water Right 57-02210A

On April 22, 1998, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

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

On July 26, 1999, in response to the Idaho Supreme Court decision in *A&B Irrigation District v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR filed a *Supplemental Director's Report, Reporting Area 2, IDWR Basin 57, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions* which included a recommendation for the irrigation season of use for this water right. No objections to this Supplemental Report were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 57-02210A is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED 9-10-, 2001.

  
\_\_\_\_\_  
ROGER S. BURDICK  
Presiding Judge  
Snake River Basin Adjudication

2001 SEP 10 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED *JMR*

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 )  
\_\_\_\_\_ )

CERTIFICATE OF MAILING

Water Right(s): 57-02210A

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 57-02210A was mailed  
on September 10, 2001, with sufficient first-class postage prepaid  
to the following:

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

STATE OF IDAHO  
Represented by:  
CLIVE STRONG  
NATURAL RESOURCES  
DEP AG OFFICE OF ATTY GEN  
STATEHOUSE MAIL  
BOISE, ID 83720-0010  
Phone: 208-334-2400

MICHAEL W RANDALL  
Represented by:  
DANIEL V. STEENSON  
PO BOX 2773  
BOISE, ID 83701-2773  
Phone: 208-342-4591

CERTIFICATE OF MAILING

PAGE 1  
09/10/01

USDI BLM

Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724  
Phone: 208-387-0835

EVA M. JOHNSTON  
507 5TH AVENUE S  
NAMPA, ID 83651



LETTIE MESSICK  
Chief Deputy Clerk

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 57-2210C V1

WATER RIGHT NUMBER: 57-2210C V1

|                   |                                                                                |
|-------------------|--------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                        |
| Current Owner     | MICHAEL W RANDALL<br>7761 MURPHY RD<br>MELBA, ID 83651                         |
| Current Owner     | CHARLIENE R RANDALL<br>7761 MURPHY RD<br>MELBA, ID 83651                       |
| Attorney          | DANIEL V STEENSEN<br>RINGERT CLARK CHARTERED<br>PO BOX 2773<br>BOISE, ID 83701 |
| Original Owner    | EVA M JOHNSTON<br>507 5TH AVE SOUTH<br>NAMPA, ID 83651<br>(208)467-3582        |
| Original Owner    | ELMER D JOHNSTON<br><br>OREANA, ID 83659                                       |

Priority Date: 08/16/1954

Basis: License

Status: Active

Source

GROUND WATER

Tributary

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 3/15 to 11/15           | 1.730 CFS             | 455.16 AF            |
|                       | <u>Total Diversion:</u> | 1.730 CFS             | 455.16 AF            |

Location of Point(s) of Diversion

GROUND WATER SE1/4NW1/4SW1/4 Sec. 21, Twp 05S, Rge 01E, B.M.  
OWYHEE County

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW   |    |      |      | SW   |      |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|------|----|------|------|------|------|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE | NE | NW | SW | SE |        |
| 05S | 01E | 21  |    |    |    |    | 23.0 |    | 12.0 | 30.0 | 12.0 | 28.0 |    |    |    |    |    |    | 105.0  |

Total Acres: 105

Conditions of Approval:

*NOTE: Copies of claim recommendation for split to resolve objection of B.M. No record in file of OFS to resolve the objection that created the. Becky Hawey is looking at S.O. for that file. Will notify SRBA Court to correct their records once found as they have none of these SFS's. J 11-26-02*

*NOTE!!!  
FOR GIS MAP  
SEE MAP IN  
57-00084*

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 57-2210C V1

Remarks:

1. Place of Use USE OF THIS RIGHT WITH RIGHT NOS. 57-00084A, 57-00101A, 57-00111A, 57-00133A AND 57-00146A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 105.0 ACRES IN A SINGLE IRRIGATION SEASON.
2. Quantity USE OF THIS RIGHT WITH RIGHT NOS. 57-00084A, 57-00101A, 57-00111A, 57-00133A AND 57-00146A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.10 CFS.
3. Explanatory WATER TEMPERATURE MEASURED AT 144 DEGREES F.

Comments:

1. MCCARTHY 11/18/1991 COPIED FROM REMARKS  
Comment: TRANS. 964. 2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND. THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY ARTESIAN. THIS IS A SPLIT RIGHT OF 57-02210. ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER) WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUTION OF MARRIAGE. WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.
2. SSHERMAN 8/8/1997 NOTICE OF APPEARANCE  
Comment: NOTICE OF APPEARANCE FROM D V STEENSON APPEARING FOR MICHAEL AND CHARLIENE RANDALL.
3. RBROWN 10/14/1997 CHANGED RECOMMENDATION  
Comment: THIS RIGHT IS SUPPLEMENTAL TO THE SURFACE WATER RIGHTS AND IS BEING RECOMMENDED FOR ALL THE LANDS TO RESOLVE THE OBJECTION.

Dates and Other Information:

Decreed Date:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Defendant:  
Plaintiff:  
Civil Case Number:  
Judicial District:  
Notice of Error Flag: NONE RECEIVED  
State or Federal: S  
Owner Name Connector:  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 57-2210D V1

WATER RIGHT NUMBER: 57-2210D V1

|                   |                                                                                                                                                               |
|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                                                                                                       |
| Current Owner     | UNITED STATES OF AMERICA ACTING THROUGH<br>USDI BUREAU OF LAND MANAGEMENT<br>IDAHO STATE OFFICE<br>1387 S VINNELL WY<br>BOISE, ID 83709-1657<br>(208)373-4000 |

Priority Date: 08/16/1954

Basis: License

Status: Active

|               |                  |
|---------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| GROUND WATER  |                  |

|                       |                         |           |                       |                      |
|-----------------------|-------------------------|-----------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u>             | <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 3/15 to                 | 11/15     | 0.070 CFS             | 17.34 AF             |
|                       | <u>Total Diversion:</u> |           | 0.070 CFS             | 17.34 AF             |

Location of Point(s) of Diversion

|               |                 |                                 |
|---------------|-----------------|---------------------------------|
| GROUND WATER  | SE1/4NW1/4SW1/4 | Sec. 21, Twp 05S, Rge 01E, B.M. |
| OWYHEE County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |     |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW  | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 05S | 01E | 21  |    |    | 4.0 |    |    |    |    |    |    |    |    |    |    |    |    |    | 4.0    |

Total Acres: 4

Conditions of Approval:Remarks:

- Place of Use USE OF THIS RIGHT WITH RIGHT NOS. 57-00084B, 57-00101B, 57-00111B, 57-00133B AND 57-00146B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 109.0 ACRES IN A SINGLE IRRIGATION SEASON.
- Quantity USE OF THIS RIGHT WITH RIGHT NOS. 57-00084B, 57-00101B, 57-00111B, 57-00133B AND 57-00146B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.08 CFS.
- Explanatory WATER TEMPERATURE MEASURED AT 144 DEGREES F.

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 57-2210D V1

Comments:

1. MCCARTHY 11/18/1991 COPIED FROM REMARKS

Comment: TRANS. 964. 2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND. THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY ARTESIAN. THIS IS A SPLIT RIGHT OF 57-02210. ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER) WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUTION OF MARRIAGE. WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.

2. SSHERMAN 8/8/1997 NOTICE OF APPEARANCE

Comment: NOTICE OF APPEARANCE FROM D V STEENSON APPEARING FOR MICHAEL AND CHARLIENE RANDALL.

3. RBROWN 10/14/1997 CHANGED RECOMMENDATION

Comment: THIS RIGHT IS SUPPLEMENTAL TO THE SURFACE WATER RIGHTS AND IS BEING RECOMMENDED FOR ALL THE LANDS TO RESOLVE THE OBJECTION.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

*Copy of orig. A claim - Shows increase in acre to resolve Randall's objection. Now split into A & B to resolve BLM objection.*  
 (substep objections)  
 11/26/2002

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 57-2210A V2

WATER RIGHT NUMBER: 57-2210A V2

| <u>Owner Type</u> | <u>Name and Address</u>                                                        |
|-------------------|--------------------------------------------------------------------------------|
| Current Owner     | MICHAEL W RANDALL<br>7761 MURPHY RD<br>MELBA, ID 83641<br>(208)495-2801        |
| Current Owner     | CHARLIENE R RANDALL<br>7761 MURPHY RD<br>MELBA, ID 83641<br>(208)495-2801      |
| Attorney          | DANIEL V STEENSEN<br>RINGERT CLARK CHARTERED<br>PO BOX 2773<br>BOISE, ID 83701 |
| Original Owner    | EVA M JOHNSTON<br>507 5TH AVE SOUTH<br>NAMPA, ID 83651<br>(208)467-3582        |
| Original Owner    | JOSEPH W HARDIMAN<br>,<br>ID                                                   |

Priority Date: 08/16/1954

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 3/15 to 11/15           | 1.800 CFS             | 472.50 AF            |
|                       | <u>Total Diversion:</u> | 1.800 CFS             | 472.50 AF            |

Location of Point(s) of Diversion

|               |                 |                                 |
|---------------|-----------------|---------------------------------|
| GROUND WATER  | SE1/4NW1/4SW1/4 | Sec. 21, Twp 05S, Rge 01E, B.M. |
| OWYHEE County |                 |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW   |    |      |      | SW   |      |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|------|----|------|------|------|------|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE   | NW | SW   | SE   | NE   | NW   | SW | SE | NE | NW | SW | SE |        |
| 05S | 01E | 21  |    |    |    |    | 23.0 |    | 16.0 | 30.0 | 12.0 | 28.0 |    |    |    |    |    |    | 109.0  |

Total Acres: 109

Conditions of Approval:

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 57-2210A V2

1. A04 THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE CHANGE.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHT NOS. 57-00101, 57-00111, 57-00133, 57-00146 AND 57-00084 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.18 CFS.  
USE OF THIS RIGHT WITH RIGHT NOS. 57-00101, 57-00111, 57-00133, 57-00146 AND 57-00084 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 490.5 AF.
2. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NOS. 57-00101, 57-00111, 57-00133, 57-00146 AND 57-00084 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 109.0 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

1. MCCARTHY 11/18/1991 COPIED FROM REMARKS  
Comment: TRANS. 964. 2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND. THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY ARTESIAN. THIS IS A SPLIT RIGHT OF 57-02210. ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER) WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUTION OF MARRIAGE. WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.
2. SSHERMAN 8/8/1997 NOTICE OF APPEARANCE  
Comment: NOTICE OF APPEARANCE FROM D V STEENSON APPEARING FOR MICHAEL AND CHARLIENE RANDALL.
3. RBROWN 10/14/1997 CHANGED RECOMMENDATION  
Comment: THIS RIGHT IS SUPPLEMENTAL TO THE SURFACE WATER RIGHTS AND IS BEING RECOMMENDED FOR ALL THE LANDS TO RESOLVE THE OBJECTION.

Dates and Other Information:

Decreed Date:  
 Enlargement Use Priority Date:  
 Enlargement Statute Priority Date:  
 Defendant:  
 Plaintiff:  
 Civil Case Number:  
 Judicial District:  
 Notice of Error Flag: NONE RECEIVED  
 State or Federal: S  
 Owner Name Connector:  
 Water District Number:  
 Generic Max Rate Per Acre:  
 Generic Max Volume Per Acre:  
 Swan Falls Trust or Nontrust:  
 Swan Falls Dismissed:  
 DLE Act Number:  
 Carey Act Number:  
 Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Recommendation Report 57-2210A V2

SubCase:

SubCase Number: 57-2210A  
Class: 1  
SF5 Filed Date: 4/14/1998  
Special Master Recom Signed Date: 4/22/1998  
Attorney Assigned: SUSAN E HAMLIN-NYGARD  
Adjudication Agent:  
Basis of Claim:  
Date Filed: 2/26/1993 Objection Status: Active

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

DATE: MAR-29-1996  
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER TRIBUTARY:

RIGHT NUMBER: 57-02210A

NAME AND ADDRESS: EYA M JOHNSTON  
307 3TH AVE SPOK  
MAMPA ID 83651

MICHAEL W RANDALL  
CHARLIENE R RANDALL  
7761 MURPHY RD  
MELBA ID 83651

SOURCE: GROUNDWATER TRIBUTARY:  
WATER TEMPERATURE MEASURED AT 144 DEGREES F.

QUANTITY: 1.36 CFS  
1144 CFS  
306.0 AFY  
32410 AFY  
USE OF THIS RIGHT WITH RIGHT NOS. 57-00084, 57-00101,  
57-00111, 57-00133 AND 57-00146 IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 1.74 CFS.

PRIORITY DATE: 08/16/1954

POINT OF DIVERSION:  
T05S R01E S21 SENWSW

| PURPOSE OF USE: | PERIOD OF USE | QUANTITY         |
|-----------------|---------------|------------------|
| IRRIGATION      | 03-15 11-15   | <u>1.36 CFS</u>  |
|                 |               | <u>1144 CFS</u>  |
|                 |               | <u>306.0 AFY</u> |
|                 |               | <u>32410 AFY</u> |

PLACE OF USE: IRRIGATION

|                            |           |           |           |           |
|----------------------------|-----------|-----------|-----------|-----------|
| T05S R01E S21              | NENW 13.0 | SNNW 7.0  | SENW 22.0 | NESW 12.0 |
|                            | NWSW 14.0 | NWNE 14.0 |           |           |
| <u>68.0 ACRES TOTAL</u>    |           |           |           |           |
| <u>1117210 ACRES TOTAL</u> |           |           |           |           |

USE OF THIS RIGHT WITH RIGHT NOS. 57-00084, 57-00101,  
57-00111, 57-00133 AND 57-00146 IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 87.0 ACRES IN A SINGLE IRRIGATION SEASON.

CONSUMPTIVE USE:  
USE OF THIS RIGHT WITH RIGHT NOS. 57-00084, 57-00101,  
57-00111, 57-00133 AND 57-00146 IS LIMITED TO A TOTAL COMBINED

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

DATE: MAR-29-1996

PAGE: A-2

ANNUAL CONSUMPTIVE USE VOLUME OF 304.5 AF.

## OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

WATER TEMPERATURE MEASURED AT 144 DEGREES F/  
USE OF THIS RIGHT WITH RIGHT NO. 87000084 AND OTHER RIGHTS  
LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF  
1.82 CFS; A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF  
318.3 AF; AND TO THE IRRIGATION OF A COMBINED TOTAL OF 9110 ACRES  
IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

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 )

Case No. 39576

The State of Idaho, ex rel. )  
R. Keith Higginson in his )  
official capacity as director )  
of the Idaho Department of )  
Water Resources, )

Subcase No. 57-2210A-0001

Petitioner, )

STIPULATION AND ORDER  
TO RESOLVE OBJECTION

v. )

The United States; )  
the State of Idaho; )  
and all claimants to the use )  
of water from the Snake River )  
Basin Water System, )

Respondents. )

DESCRIPTIVE SUMMARY

This is a stipulation and order to resolve the United  
States' objection to water right number 57 - 2210A

STIPULATION

To resolve the dispute over the above-captioned water right,  
the claimant, Eva M. Johnston, the objector, the United States  
of America, and the Idaho Department of Water Resources (IDWR),  
stipulate and agree as follows:

1. The place of use as recommended in the Director's Report  
is incorrect. The following place of use should be deleted:  
T05S R01E S21 NWNE 4.0 acres

2. In connection with the change of the place of use, the amount of water recommended shall be reduced proportionately with the reduction of acreage. The amount of water shall be reduced from 1.44 cfs to 1.36 cfs.

3. The water right is accurately described in Exhibit 1, a revised page of the Director's report containing the changes described above showing specific changes made to the Director's original recommendation in an underline/overstrike format.

1 4. All decrees, whether partial or final, should describe the water right as modified and described in Exhibit 1.

5. Upon entry of partial and final decrees for this water right number describing the right as shown in Exhibit 1, including the modification indicated thereon, the objection of the United States shall be deemed withdrawn.

6. Because there are no remaining objections to this water right, a partial decree may be entered for it pursuant to I.C. 42-1412(8).

7. All parties agree to bear their own costs and attorneys' fees in connection with this matter.

8. This stipulation is entered into and executed voluntarily by all parties in good faith, and without any fraud, misunderstanding, overreaching, misrepresentation, duress, or undue influence, whatsoever.

Respectfully submitted,

---

**CLAIMANT**

Dated:

---

**UNITED STATES OF AMERICA**  
on behalf of the BLM

Dated:

By:

---

Daria J. Zane  
Attorney  
General Litigation Section  
Environment & Natural Resources Division  
U.S. Department of Justice  
P.O. Box 663  
Washington, D.C. 20044  
(202) 272-8351

Dated:

By:

---

David Brunner  
District Manager  
Bureau of Land Management  
Boise, Idaho 83720

**IDAHO DEPARTMENT OF WATER RESOURCES**

Dated:

By:

---

Daniel L. Steckel  
Deputy Attorney General  
Department of Water Resources  
Statehouse  
Boise, Idaho 83720-9000  
(208) 327-7900

**Stipulation to Resolve Objection**

ORDER

This matter having come before the Court upon stipulation of counsel, and good cause having been shown,

IT IS HEREBY ORDERED that the Court shall enter a partial decree for water right \_\_\_\_-\_\_\_\_ as described in the attached Exhibit 1. The United States' objection shall be deemed withdrawn upon entry of the partial decree. Because no other objections have been raised to this water right, the hearing for entry of this partial decree is scheduled for \_\_\_\_\_, 199\_\_, at the Snake River Basin Adjudication Courthouse, 253 Third Avenue North, Twin Falls, Idaho.

DATED and signed this \_\_\_\_ day of \_\_\_\_\_, 1994.

\_\_\_\_\_  
DANIEL C. HURLBUTT JR.  
District Judge

3/21/96

RECEIVED

MAR 25 1996

Department of Water Resources  
Adjudication Bureau

Diana R Delaney  
Chief Deputy Clerk  
District Court, Snake River Basin Adjudication  
253 Third Ave North  
P.O. Box 2707  
Twin Falls, ID 83303-2707

RE: Water Rights Nos. 57-00084, 57-00101, 57-00111, 57-00133, 57-00146 and 57-02210A

Dear Ms. Delaney,

Enclosed is the completed Standard Form 3 you sent us last week. I do have some questions regarding this matter.

Eva M Johnston the previous owner stated that she had been to the BLM office regarding the disputed 4 Acres and then she followed their instructions and went back to the Water Resources office in Boise, Idaho, Orchard Street site, and had the 4 acres in question removed from her water right. She believed an attorney was present at the Orchard Street address when this was done. Her understanding was that per that agreement, the dispute was settled on her water rights.

Can you please verify the above information or forward to the appropriate party as I would like to know just what this status is regarding this matter.

Thank you very much for your help. Being a new property owner in this area we are pretty much overwhelmed by all of this adjudication information and requirements. We don't want to neglect anything pertaining to the protection of these water rights. Thanks again.

Sincerely,

Charliene R Randall

cc: Jack Haugrud, US Dept of Justice

Chief, Natural Resources Division, Office of the Attorney General

United States Department of Justice, Environment & Natural Resource Division

RECEIVED  
MAR 14 1996

Department of Water Resources  
Adjudication Bureau

DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
(208) 736-3011  
FAX (208) 736-2121

DISTRICT COURT  
SNAKE RIVER BASIN ADJUDICATION  
STATE OF IDAHO



RECEIVED

MAR 14 1996

DEPT. OF WATER RESOURCES  
ATTORNEY GENERAL

SRBA CHAMBERS  
P.O. BOX 2707  
TWIN FALLS, IDAHO 83303-2707

March 12, 1996

Michael and Charlene Randall  
7761 Murphy Road  
Melba, ID 83641

RE: Water Right Nos. 57-00084, 57-00101, 57-00111, 57-00133, 57-00146 and 57-02210A

Dear Mr. and Mrs. Randall:

The court was recently notified that you purchased property from Mrs. Eva M. Johnston. The water rights appurtenant to that property are: 57-00084, 57-00101, 57-00111, 57-00133, 57-00146 and 57-02210A.

These water rights are currently being contested before the District Court in the Snake River Basin Adjudication. In order to substitute your names in place of Eva M. Johnston as claimants to these water rights, please complete pages 3-6 of the enclosed *Standard Form 3 Consent to Substitution of Party*. Because I have attached a copy of the letter the court received from Ms. Eva M. Johnston, you will not be required to obtain her signature on the Standard Form 3.

If you have questions about this Standard Form or about the status of these water rights, please give me a call at the Snake River Basin Adjudication District Court at 208-736-3011.

Sincerely,

A handwritten signature in black ink, appearing to read "Diana R. Delaney", written over a horizontal line.

Diana R. Delaney  
Chief Deputy Clerk

DRD  
Enclosure

cc: Chief Natural Resources Division  
U S Department of Justice

RECEIVED

JUL 18 1997

Department of Water Resources

D. V. STEENSON  
RINGERT CLARK CHARTERED  
455 S. Third St., P.O. Box 2773  
Boise, Idaho 83701-2773  
Telephone: (208) 342-4591

Attorneys for Michael and Charlene Randall

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

|            |   |                           |
|------------|---|---------------------------|
| In Re SRBA | ) | Subcase No. 57-02210A     |
|            | ) |                           |
|            | ) |                           |
| Case 39576 | ) | STANDARD FORM 4           |
|            | ) |                           |
|            | ) | MOTION TO FILE:           |
|            | ) | LATE NOTICE OF CLAIM      |
|            | ) | X AMENDED NOTICE OF CLAIM |

#### INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-numbered pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a separate form for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of the litigation.



I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is: \_\_\_\_\_

My address is: \_\_\_\_\_

My phone number is: Work \_\_\_\_\_ Home \_\_\_\_\_

I am an attorney representing Michael and Charlene Randall

My name is: Daniel V. Steenson

My address is: 455 South Third Street, P.O. Box 2773,  
Boise, Idaho, 83701

My phone number is: (208) 342-4591

#### MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.



I did not file a Notice of Claim to the use of water in the SRBA because:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.



I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you must attach a copy of your Notice of Claim.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee and a late claim fee. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine the amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$\_\_\_\_\_.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$\_\_\_\_\_.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on \_\_\_\_\_  
(Insert Date and Time)  
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

#### MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

Please see Attachment 1, Reasons for Amending Notice of Claim.

☒ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

Attachment 1: Reasons for Amending Notice of Claim.

Attachment 2: License No. G-25119

Attachment 3: Transfer No. 964

Attachment 4: Bob Collett letter dated June 30, 1997

☒ I have attached:

☒ An amended Notice of Claim (available from IDWR)

☐ Payment of the following additional fees required by IDWR:

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VERIFICATION (Must be completed)

State of Idaho

County of Ada

Daniel V. Steenson, being first duly sworn, upon Oath,  
(Insert name of person filing form)  
deposes and says:

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

\_\_\_\_\_  
Signature of person filing motion

*Daniel Steenson*

\_\_\_\_\_  
Attorney signing in representative capacity

Subscribed and sworn to before me on: July 17, 1997  
(Insert date)

Esther Kiplin  
Notary Public for Idaho  
Residing at: Boise  
My Commission expires: 7/10/2001

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the SRBA Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

I certify that on July 17, 1997, I mailed the original and copies of this form, including all attachments, to the following persons, by mailing the original and/or copies, 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. Copies to:

IDWR Document Depository  
P.O. Box 83720  
Boise, Idaho 83720

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

Andrew Helmlinger (BY HAND DELIVERY)  
Office of Attorney General  
Natural Resources Division  
1301 N. Orchard  
P.O. Box 83720  
Boise, Idaho 83270-0098

Director of IDWR  
P.O. Box 83720  
Boise, Idaho 83720-0098

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, Box MSC 033  
Boise, Idaho 83724



Signature of person or attorney mailing the form

ATTACHMENT 1. REASONS FOR AMENDING NOTICE OF CLAIM

1. The original Notice of Claim was prepared by Eva Johnston, the Randalls' predecessor in interest, with the assistance and consultation of IDWR. Mrs. Johnston failed to claim all lands to which this water right is appurtenant according to License No. G-25119, and Transfer No. 964. Pursuant to the SRBA District Court's decisions relating to partial forfeiture and reductions of decreed or licensed water rights based on IDWR's beneficial use determinations, currently before the Idaho Supreme Court, this water right is not subject to partial forfeiture or reduction, and should be confirmed in this proceeding as Licensed.

2. The Notice of Claim filed by Eva Johnston for this water right claims only 16 acres in the NE¼ NW¼, and only 28 acres in the SE¼ NW¼ Section 21, Township 5 South, Range 1 East, B.M. The Directors' Report recommends only 13 acres in the NE¼ NW¼, and only 22 acres in the SE¼ NW¼ Section 21, Township 5 South, Range 1 East, B.M. As discussed above, the License entitles the Randalls to apply this water right to irrigate all the land identified in the License (i.e. 67 acres) within these quarter sections. Attached hereto is a letter written by Bob Collett, who leases the Randalls' land within these quarter sections. Mr. Collett identifies 20 acres, more or less, within these quarter sections (Mr. Collett circled this area on the map attached to his letter), all or part of which were not claimed in Mrs. Johnston's Notices of claims, and not recommended by IDWR. Mr. Collett's letter establishes that this water right has been beneficially used on these acres, and that this water right should be confirmed to include irrigation of these acres within the place of use.

# State of Idaho License and Certificate of Water Right

Water License No. G-25119Amount 2.54 c.f.s.

Water District No. \_\_\_\_\_

Priority AUGUST 16, 1954

THIS IS TO CERTIFY that ELMER D. JOHNSTON  
of Oreana, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated August 16, 19 54; that Permit No. G-25119  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
2.54 second feet, was issued thereunder on February 19, 19 60, showing that said works  
were completed on the 10th day of August, 19 59; and that on the 10th  
day of August, 19 59.

ELMER D. JOHNSTON

of Oreana, State of Idaho, made proof to the satisfaction of the  
State Reclamation Engineer of Idaho, of the right to use the waters of two wells  
a tributary of subterranean flow, for the purpose of irrigation & domestic  
purposes, under Use Permit No. G-25119 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  
11 of Licenses at page 6872, on the 19 day of February, 19 60;  
The right hereby confirmed dates from August 16, 19 54;

The Point of Diversion is located (two points)  
in the NW 1/4 SW 1/4 Sec. 21 T. 5 S., R. 1 E., B. M. County Owyhee  
That the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall  
not exceed 2.54 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                       | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|----------------------------------------|----------------------------------|---------------------------------|
| 5 S. | 1 E.  | 21   | NE $\frac{1}{4}$ NW $\frac{1}{4}$      | 35                               | 32                              |
|      |       |      | SW $\frac{1}{4}$ NW $\frac{1}{4}$      | 30                               | 5                               |
|      |       |      | SE $\frac{1}{4}$ NW $\frac{1}{4}$      | 40                               | 35                              |
|      |       |      | NW $\frac{1}{4}$ SW $\frac{1}{4}$      | 25                               | 20                              |
|      |       |      | NE $\frac{1}{4}$ SW $\frac{1}{4}$      | 20                               | <u>35</u>                       |
|      |       |      | Total number of acres to be irrigated: |                                  | 127                             |

Trans. 964

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  
19 day of February, 19 60.

GEO. H. CARTER

State Reclamation Engineer.

(SEAL)

57 2211

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

---

Certificate of Water Right  
Transferred Right No. 964

---

THIS IS TO CERTIFY, That JOHN J. BACHMAN, of Oreana, Idaho, is the owner of and using a certain water right of .74 cubic feet per second of the waters of a subterranean well, said water being obtained by virtue of License No. G-25119, issued by the State of Idaho, Department of Reclamation, dated February 19, 1960, bearing date of August 16, 1954, for the purpose of irrigating the following described lands situate, lying and being in the County of Owyhee, State of Idaho, to-wit:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 21, Township 5  
South, Range 1 E. B. M.,

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume No. 11 of Licenses at Page 6872 thereof;

That said License was issued to Elmer D. Johnston of Oreana, Idaho, who has become the owner of said right by statutory appropriations, and transferred to John J. Bachman by deed;

And that now, upon the application of John J. Bachman of Oreana, Idaho, for the transfer of .74 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of .74 cubic feet per second of the waters of subterranean source by well, upon the above described land is hereby confirmed, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this Certificate become appurtenant for irrigation and domestic purposes, is described as follows, to-wit:

S $\frac{1}{2}$ SW $\frac{1}{4}$  of Section 21; NW $\frac{1}{4}$ NW $\frac{1}{4}$  of  
Section 28; E $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 29;  
Township 5 South, Range 1 E. B. M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

.74 cubic feet per second of the  
waters of subterranean source with  
priority of August 16, 1954;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion actually in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 20, Township 5 South, Range 1 E. B. M., although the records of the Department of Reclamation show the well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21, Township 5 South, Range 1 E. B. M.,

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of )

JOHN J. BACHMAN )

of )

Oreana, Idaho )

For a Transfer of Water Right of )  
Subterranean Flow, )  
Owyhee County, Idaho. )

ORDER GRANTING TRANSFER

NO. 964

WHEREAS, ON THE 30th day of June, 1961, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of John J. Bachman, of Oreana, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form, and;

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 11th day of October, 1961.

RALPH W. THOMAS  
Deputy State Reclamation Engineer

That the water right hereby transferred will hereafter be conducted to the last described lands from subterranean source by well, with no change in point of diversion;

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 11th day of October, 1961.

RALPH W. THOMAS  
Deputy State Reclamation Engineer

To whom it may concern,

I have farmed the place on Castle Creek now owned by Mike and Char Randall for over 40 years.

Several different years I have flooded water on the piece of ground that seems to be in dispute. The brushland just east of the house.

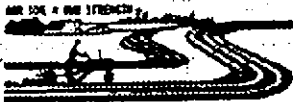
I have also cleared that land and irrigated it before. The last time I flooded water on it to help raise a little cow feed was 1995.

It is land that takes quite a little time and patience to farm and with the past owner was not to economically feasible.

The new owners and I do plan to establish it in crops again.

Bob D. Collett

June 30, 1997



# CONSERVATION PLAN MAP

Prepared by UNITED STATES DEPARTMENT of AGRICULTURE \* SOIL CONSERVATION SERVICE  
cooperating with

Bruneau River

OWNER Elmer D. Johnston

FARM NO.       

DATE 8-6-61

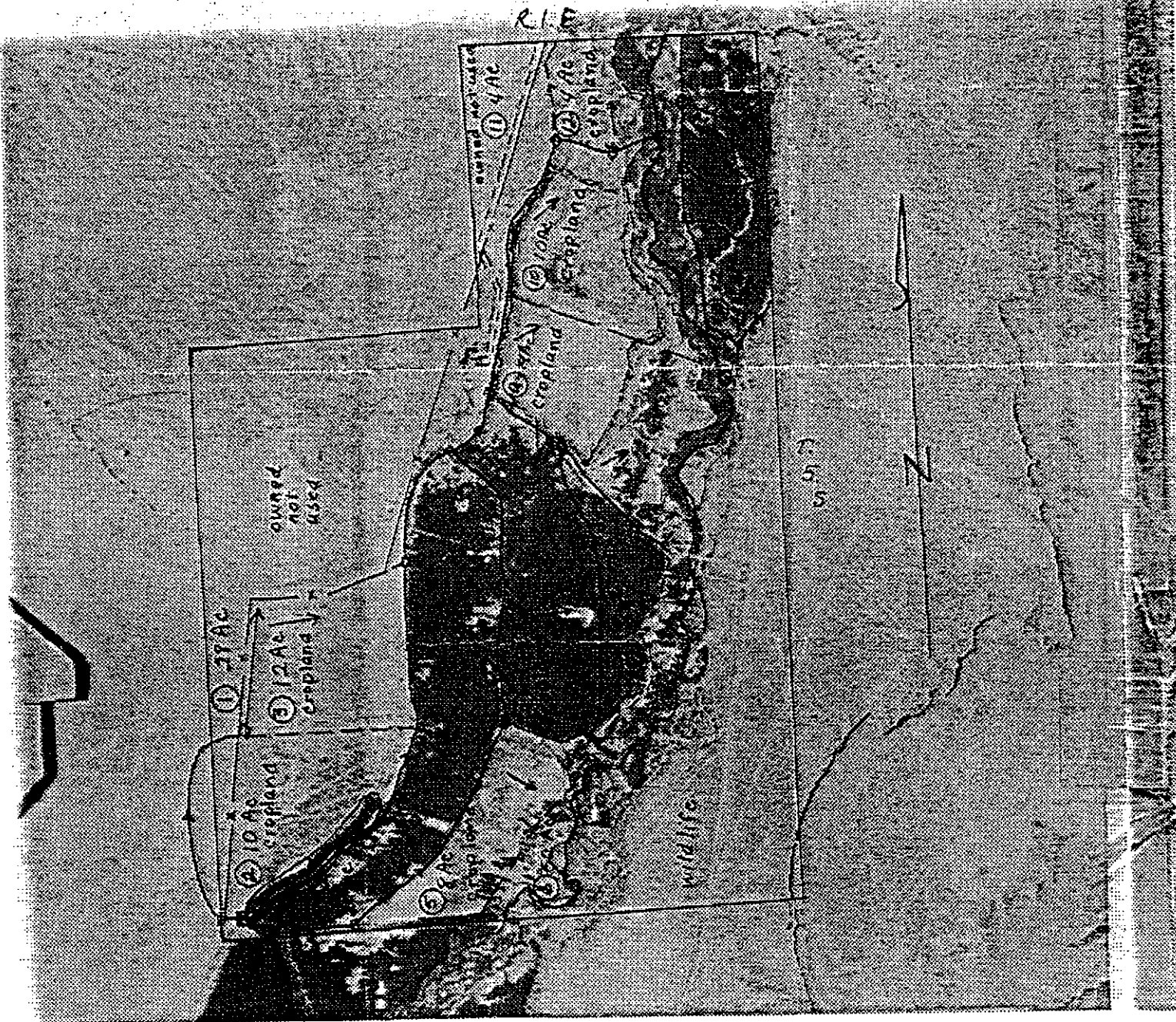
OPERATOR same

SCALE 3" = 1/2 MI ACRES 200

Bruneau

Idaho

PHOTO NO. CTM - 5-5-57



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: A57-02210A

Date Received:

Receipt No.: \_\_\_\_\_

Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: Michael W. Randall and Charlene R. Randall  
Address: 7761 Murphy Road, Melba, Idaho 83651

2. Date of Priority: August 16, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 01E   | 21      | NW     | SW     |     |     | OWYHEE |

5. Description of diverting works: Diversion dam, headworks,  
666' DRILLED HOT WATER WELL W/8" CASING W/PUMP TO POND

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) | A.F.A. |
|------------|------|-------|--------|------|--------|
| Irrigation | 3/15 | 11/15 | 1.80   |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 5S       | 01E   | 21      | NE     | NW  |     | Irr | 32.0  |
|          |       |         | SW     | NW  |     | Irr | 5.0   |
|          |       |         | SE     | NW  |     | Irr | 35.0  |
|          |       |         | NW     | SW  |     | Irr | 20.0  |
|          |       |         | NE     | SW  |     | Irr | 35.0  |

10. Place of Use: continued

Section Acres 127.00

Total Acres 127.00

11. Place of use in counties: Owyhee.

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

13. Other Water Rights Used:

57-00084, 57000101, 57-00111, 57-00133, 57-00146

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 25119

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

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

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): Mik Rasmussen Date: 7-16-97  
E. M. Randall Date: 7-16-97

STATE OF IDAHO )  
COUNTY OF Ada ) ss.

Subscribed and sworn (or affirmed) before me this 16 day of July, 1997.

Daniel Hammersmith  
Notary Public  
Residing at Boise Idaho  
My commission expires Aug 17 1999

D. V. STEENSON  
RINGERT CLARK CHARTERED  
455 S. Third St., P.O. Box 2773  
Boise, Idaho 83701-2773  
Telephone: (208) 342-4591

RECEIVED

JUL 17 1997

Attorneys for Michael and Charlene Randall

Department of Water Resources

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

|            |   |                           |
|------------|---|---------------------------|
| In Re SRBA | ) | Subcase No. 57-02210A     |
|            | ) |                           |
|            | ) |                           |
| Case 39576 | ) | STANDARD FORM 4           |
|            | ) |                           |
|            | ) | MOTION TO FILE:           |
|            | ) | LATE NOTICE OF CLAIM      |
|            | ) | X AMENDED NOTICE OF CLAIM |

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-numbered pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a separate form for each late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a Motion to File a Late Notice of Claim or a Motion to File an Amended Notice of Claim, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of the litigation.

☒

I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is: \_\_\_\_\_

My address is: \_\_\_\_\_

My phone number is: Work \_\_\_\_\_ Home \_\_\_\_\_

I am an attorney representing Michael and Charlene Randall

My name is: Daniel V. Steenson

My address is: 455 South Third Street, P.O. Box 2773,  
Boise, Idaho, 83701

My phone number is: (208) 342-4591

#### MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐

I did not file a Notice of Claim to the use of water in the SRBA because:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐

I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐

I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you must attach a copy of your Notice of Claim.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee and a late claim fee. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine the amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$\_\_\_\_\_.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$\_\_\_\_\_.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on \_\_\_\_\_  
(Insert Date and Time)  
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

#### MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

Please see Attachment 1, Reasons for Amending Notice of Claim.

☒ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

Attachment 1: Reasons for Amending Notice of Claim.

Attachment 2: License No. G-25119

Attachment 3: Transfer No. 964

Attachment 4: Bob Collett letter dated June 30, 1997

☒ I have attached:

☒ An amended Notice of Claim (available from IDWR)

☐ Payment of the following additional fees required by IDWR:

---

---

---

---

VERIFICATION (Must be completed)

State of Idaho

County of Ada

Daniel V. Steenson, being first duly sworn, upon Oath,  
(Insert name of person filing form)  
deposes and says:

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

\_\_\_\_\_  
Signature of person filing motion

*Daniel Steenson*

\_\_\_\_\_  
Attorney signing in representative capacity

Subscribed and sworn to before me on: July 17, 1997  
(insert date)

*Ethan Lipkin*

\_\_\_\_\_  
Notary Public for Idaho

Residing at: Boise

My Commission expires: 7/10/2001

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the SRBA Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

I certify that on July 17, 1997, I mailed the original and copies of this form, including all attachments, to the following persons, by mailing the original and/or copies, 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. Copies to:

IDWR Document Depository  
P.O. Box 83720  
Boise, Idaho 83720

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

Andrew Helmlinger (BY HAND DELIVERY)  
Office of Attorney General  
Natural Resources Division  
1301 N. Orchard  
P.O. Box 83720  
Boise, Idaho 83270-0098

Director of IDWR  
P.O. Box 83720  
Boise, Idaho 83720-0098

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, Box MSC 033  
Boise, Idaho 83724



Signature of person or attorney mailing the form

ATTACHMENT 1. REASONS FOR AMENDING NOTICE OF CLAIM

1. The original Notice of Claim was prepared by Eva Johnston, the Randalls' predecessor in interest, with the assistance and consultation of IDWR. Mrs. Johnston failed to claim all lands to which this water right is appurtenant according to License No. G-25119, and Transfer No. 964. Pursuant to the SRBA District Court's decisions relating to partial forfeiture and reductions of decreed or licensed water rights based on IDWR's beneficial use determinations, currently before the Idaho Supreme Court, this water right is not subject to partial forfeiture or reduction, and should be confirmed in this proceeding as Licensed.

2. The Notice of Claim filed by Eva Johnston for this water right claims only 16 acres in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , and only 28 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 21, Township 5 South, Range 1 East, B.M. The Directors' Report recommends only 13 acres in the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , and only 22 acres in the SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 21, Township 5 South, Range 1 East, B.M. As discussed above, the License entitles the Randalls to apply this water right to irrigate all the land identified in the License (i.e. 67 acres) within these quarter sections. Attached hereto is a letter written by Bob Collett, who leases the Randalls' land within these quarter sections. Mr. Collett identifies 20 acres, more or less, within these quarter sections (Mr. Collett circled this area on the map attached to his letter), all or part of which were not claimed in Mrs. Johnston's Notices of claims, and not recommended by IDWR. Mr. Collett's letter establishes that this water right has been beneficially used on these acres, and that this water right should be confirmed to include irrigation of these acres within the place of use.

# State of Idaho

## License and Certificate of Water Right

Water License No. 3-25119Amount 2.54 c.f.s.

Water District No. \_\_\_\_\_

Priority August 16, 1954

THIS IS TO CERTIFY that

ELMER D. JOHNSTON

of Oreana, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 16, 1954; that Permit No. 3-25119 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.54 second feet, was issued thereunder on February 19, 1960, showing that said works were completed on the 10th day of August, 1959; and that on the 10th day of August, 1959,

ELMER D. JOHNSTON

of Oreana, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of two wells, a tributary of underground flow, for the purpose of irrigation & domestic purposes, under Use Permit No. 3-25119 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

11 of Licenses at page 6072, on the 19 day of February, 1960:

The right hereby confirmed dates from August 16, 1954:

The Point of Diversion is located (two points)

in the NW 1/4 SW 1/4 Sec. 21, Twp. 5 S., R. 1 E., B. M. County Owyhee

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.54 cubic feet per second.

Description and location of use:

| Twp.                                   | Range | Sec. | Forty-acre Tract | No. Acres Described in Permit | No. Acres Actually Irrigated |
|----------------------------------------|-------|------|------------------|-------------------------------|------------------------------|
| 5 S.                                   | 1 E.  | 21   | NE 1/4 NW 1/4    | 35                            | 32                           |
|                                        |       |      | SW 1/4 NW 1/4    | 30                            | 5                            |
|                                        |       |      | SE 1/4 NW 1/4    | 40                            | 35                           |
|                                        |       |      | NW 1/4 SW 1/4    | 25                            | 20                           |
|                                        |       |      | NE 1/4 SW 1/4    | 20                            | 25                           |
| Total number of acres to be irrigated: |       |      |                  |                               | 127                          |

Trans. 764

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

19 day of February, 1960.

GEO. H. CHAPMAN

State Reclamation Engineer.

(SEAL)

57 2210

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Certificate of Water Right  
Transferred Right No. 964

THIS IS TO CERTIFY, That JOHN J. BACHMAN, of Oresana, Idaho, is the owner of and using a certain water right of .74 cubic feet per second of the waters of a subterranean well, said water being obtained by virtue of License No. G-25119, issued by the State of Idaho, Department of Reclamation, dated February 19, 1960, bearing date of August 16, 1954, for the purpose of irrigating the following described lands situate, lying and being in the County of Owyhee, State of Idaho, to-wit:

NE $\frac{1}{4}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 21, Township 5  
South, Range 1 E. B. M.,

That said License has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume No. 11 of Licenses at Page 6872 thereof;

That said License was issued to Elmer D. Johnston of Oresana, Idaho, who has become the owner of said right by statutory appropriations, and transferred to John J. Bachman by deed;

And that now, upon the application of John J. Bachman of Oresana, Idaho, for the transfer of .74 cubic feet per second, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of .74 cubic feet per second of the waters of subterranean source by well, upon the above described land is hereby confirmed, and the place of use of said water under such right is HEREBY CONFIRMED, shall by this Certificate become appurtenant for irrigation and domestic purposes, is described as follows, to-wit:

S $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21; NW $\frac{1}{4}$ NW $\frac{1}{4}$  of  
Section 28; E $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 29;  
Township 5 South, Range 1 E. B. M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

.74 cubic feet per second of the  
waters of subterranean source with  
priority of August 16, 1954;

And that the water right hereby transferred has heretofore been conducted from subterranean source with point of diversion actually in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 20, Township 5 South, Range 1 E. B. M., although the records of the Department of Reclamation show the well located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 21, Township 5 South, Range 1 E. B. M.,

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of )

JOHN J. BACHMAN  
of  
Oreana, Idaho

For a Transfer of Water Right of  
Subterranean Flow,  
Owyhee County, Idaho.

ORDER GRANTING TRANSFER

NO. 964

WHEREAS, ON THE 30th day of June, 1961, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of John J. Bachman, of Oreana, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form, and;

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho, to be hereunto affixed at Boise, Idaho, this 11th day of October, 1961.

RALPH W. THOMAS  
Deputy State Reclamation Engineer

That the water right hereby transferred will hereafter be conducted to the last described lands from subterranean source by well, with no change in point of diversion;

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 11th day of October, 1961.

RALPH W. THOMAS  
Deputy State Reclamation Engineer

To whom it may concern.

I have farmed the place on Carthage Creek now owned by Mike and Char Randall for over 40 years.

Several different years I have flooded water on the piece of ground that seems to be in dispute the brushland just east of the house.

I have also cleared that land and irrigated it before. The last time I flooded water on it to help raise a little cow feed was 1995.

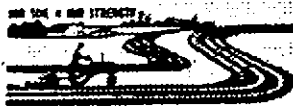
It is land that takes quite a little time and patience to farm and with the past owner was not too economically feasible.

The new owners and I do plan to establish it in crops again.

Bob D Collett

June 30, 1997

# CONSERVATION PLAN MAP



Prepared by UNITED STATES DEPARTMENT OF AGRICULTURE \* SOIL CONSERVATION SERVICE  
cooperating with  
Bureau of Reclamation  
U.S. DEPARTMENT OF THE INTERIOR

OWNER Elmer D. Johnston

FARM NO.

DATE

OPERATOR SABS

SCALE 2" = 1 mi ACRES 200

Boise

Idaho

PHOTO NO.

5-5-51



RECEIVED

JUL 17 1997

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS Department of Water Resources

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: A57-02210A

Date Received:

Receipt No.: \_\_\_\_\_

Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: Michael W. Randall and Charliene R. Randall  
Address: 7761 Murphy Road, Melba, Idaho 83651

2. Date of Priority: August 16, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 01E   | 21      |        | NW     | SW  |     | OWYHEE |

5. Description of diverting works: Diversion dam, headworks,  
666' DRILLED HOT WATER WELL W/8" CASING W/PUMP TO POND

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) | A.F.A. |
|------------|------|-------|--------|------|--------|
| Irrigation | 3/15 | 11/15 | 1.80   |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 5S       | 01E   | 21      | NE     | NW  |     | Irr | 32.0  |
|          |       |         | SW     | NW  |     | Irr | 5.0   |
|          |       |         | SE     | NW  |     | Irr | 35.0  |
|          |       |         | NW     | SW  |     | Irr | 20.0  |
|          |       |         | NE     | SW  |     | Irr | 35.0  |

10. Place of Use: continued

Section Acres 127.00

Total Acres 127.00

11. Place of use in counties: Owyhee.

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

13. Other Water Rights Used:

57-00084, 57000101, 57-00111, 57-00133, 57-00146

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 25119

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

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

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): Mik Rambell Date: 7-16-97

J. P. Randall Date: 7-16-97

STATE OF IDAHO )  
COUNTY OF Ada ) ss.

Subscribed and sworn (or affirmed) before me this 16 day of July, 1997.

Daniel Hammerquist  
Notary Public  
Residing at Boise, Idaho  
My commission expires Aug 17, 1999

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

| OWNER<br>CODE | NAME & ADDRESS                   | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE   | DIVERSION<br>VOLUME |
|---------------|----------------------------------|------------------|------------|-----------------------|---------------------|---------------------|
| C             | MICHAEL W RANDALL                | 08/16/1954       | IRRIGATION | 03-15 11-15           | <del>1.36</del> CFS | <i>1.44</i>         |
| C             | CHARLENE R RANDALL               |                  |            |                       | <del>1.36</del> CFS |                     |
|               | 7761 MURPHY RD<br>MELBA ID 83651 |                  |            | TOTAL DIVERSION:      | <del>1.36</del> CFS |                     |

|                        |               |               |               |         |
|------------------------|---------------|---------------|---------------|---------|
| Water Source:          | GROUNDWATER   | Tributary to: | Stage:        | LICENSE |
| Point(s) of Diversion: | T05S R01E S21 | SENWSW        | OWYHEE County |         |

|     |     |    |   | NE    |       |       |       | NW |       |       |       | SW    |      |       |       | SE    |       |   |       |             |       |       |   |      |
|-----|-----|----|---|-------|-------|-------|-------|----|-------|-------|-------|-------|------|-------|-------|-------|-------|---|-------|-------------|-------|-------|---|------|
|     |     |    |   | NENE  | NWNE  | SWNE  | SENE  |    |       |       |       | NESW  | NWSW | SWSW  | SESW  |       |       |   |       |             |       |       |   |      |
| T   | R   | S  | : | Lt Ac | Lt Ac | Lt Ac | Lt Ac | :  | Lt Ac | Lt Ac | Lt Ac | Lt Ac | :    | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : | Lt Ac | Lt Ac       | Lt Ac | Lt Ac | : | SUM  |
| 05S | 01E | 21 | : |       | 4.0   |       |       | :  | 13    |       | 07    | 22    | :    | 12    | 14    |       |       | : |       |             |       |       | : | 68.0 |
|     |     |    |   |       |       |       |       |    |       |       |       |       |      |       |       |       |       |   |       | TOTAL ACRES |       | 68.0  |   |      |

Other Rights: SEE REMARKS

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

|           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           |
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| A57-00084 | A57-00101 | A57-00111 | A57-00146 | A57-00166 | A57-00184 | A57-00204 | A57-00224 | A57-00244 | A57-00264 | A57-00284 | A57-00304 | A57-00324 | A57-00344 | A57-00364 | A57-00384 | A57-00404 | A57-00424 | A57-00444 | A57-00464 | A57-00484 | A57-00504 | A57-00524 | A57-00544 | A57-00564 | A57-00584 | A57-00604 | A57-00624 | A57-00644 | A57-00664 | A57-00684 | A57-00704 | A57-00724 | A57-00744 | A57-00764 | A57-00784 | A57-00804 | A57-00824 | A57-00844 | A57-00864 | A57-00884 | A57-00904 | A57-00924 | A57-00944 | A57-00964 | A57-00984 | A57-01004 | A57-01024 | A57-01044 | A57-01064 | A57-01084 | A57-01104 | A57-01124 | A57-01144 | A57-01164 | A57-01184 | A57-01204 | A57-01224 | A57-01244 | A57-01264 | A57-01284 | A57-01304 | A57-01324 | A57-01344 | A57-01364 | A57-01384 | A57-01404 | A57-01424 | A57-01444 | A57-01464 | A57-01484 | A57-01504 | A57-01524 | A57-01544 | A57-01564 | A57-01584 | A57-01604 | A57-01624 | A57-01644 | A57-01664 | A57-01684 | A57-01704 | A57-01724 | A57-01744 | A57-01764 | A57-01784 | A57-01804 | A57-01824 | A57-01844 | A57-01864 | A57-01884 | A57-01904 | A57-01924 | A57-01944 | A57-01964 | A57-01984 | A57-02004 | A57-02024 | A57-02044 | A57-02064 | A57-02084 | A57-02104 | A57-02124 | A57-02144 | A57-02164 | A57-02184 | A57-02204 | A57-02224 | A57-02244 | A57-02264 | A57-02284 | A57-02304 | A57-02324 | A57-02344 | A57-02364 | A57-02384 | A57-02404 | A57-02424 | A57-02444 | A57-02464 | A57-02484 | A57-02504 | A57-02524 | A57-02544 | A57-02564 | A57-02584 | A57-02604 | A57-02624 | A57-02644 | A57-02664 | A57-02684 | A57-02704 | A57-02724 | A57-02744 | A57-02764 | A57-02784 | A57-02804 | A57-02824 | A57-02844 | A57-02864 | A57-02884 | A57-02904 | A57-02924 | A57-02944 | A57-02964 | A57-02984 | A57-03004 | A57-03024 | A57-03044 | A57-03064 | A57-03084 | A57-03104 | A57-03124 | A57-03144 | A57-03164 | A57-03184 | A57-03204 | A57-03224 | A57-03244 | A57-03264 | A57-03284 | A57-03304 | A57-03324 | A57-03344 | A57-03364 | A57-03384 | A57-03404 | A57-03424 | A57-03444 | A57-03464 | A57-03484 | A57-03504 | A57-03524 | A57-03544 | A57-03564 | A57-03584 | A57-03604 | A57-03624 | A57-03644 | A57-03664 | A57-03684 | A57-03704 | A57-03724 | A57-03744 | A57-03764 | A57-03784 | A57-03804 | A57-03824 | A57-03844 | A57-03864 | A57-03884 | A57-03904 | A57-03924 | A57-03944 | A57-03964 | A57-03984 | A57-04004 | A57-04024 | A57-04044 | A57-04064 | A57-04084 | A57-04104 | A57-04124 | A57-04144 | A57-04164 | A57-04184 | A57-04204 | A57-04224 | A57-04244 | A57-04264 | A57-04284 | A57-04304 | A57-04324 | A57-04344 | A57-04364 | A57-04384 | A57-04404 | A57-04424 | A57-04444 | A57-04464 | A57-04484 | A57-04504 | A57-04524 | A57-04544 | A57-04564 | A57-04584 | A57-04604 | A57-04624 | A57-04644 | A57-04664 | A57-04684 | A57-04704 | A57-04724 | A57-04744 | A57-04764 | A57-04784 | A57-04804 | A57-04824 | A57-04844 | A57-04864 | A57-04884 | A57-04904 | A57-04924 | A57-04944 | A57-04964 | A57-04984 | A57-05004 | A57-05024 | A57-05044 | A57-05064 | A57-05084 | A57-05104 | A57-05124 | A57-05144 | A57-05164 | A57-05184 | A57-05204 | A57-05224 | A57-05244 | A57-05264 | A57-05284 | A57-05304 | A57-05324 | A57-05344 | A57-05364 | A57-05384 | A57-05404 | A57-05424 | A57-05444 | A57-05464 | A57-05484 | A57-05504 | A57-05524 | A57-05544 | A57-05564 | A57-05584 | A57-05604 | A57-05624 | A57-05644 | A57-05664 | A57-05684 | A57-05704 | A57-05724 | A57-05744 | A57-05764 | A57-05784 | A57-05804 | A57-05824 | A57-05844 | A57-05864 | A57-05884 | A57-05904 |
|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NOS. 57-00084, 57-00101, 57-00111, 57-00133 AND 57-00146 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF ~~1.7~~ CFS.

POU USE OF THIS RIGHT WITH RIGHT NOS. 57-00084, 57-00101, 57-00111, 57-00133 AND 57-00146 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF ~~87.0~~ ACRES IN A SINGLE IRRIGATION SEASON.

EXP WATER TEMPERATURE MEASURED AT 144 DEGREES F.

Dates: Exam Made Date: Verified Date: 08/01/1997 Objection Filed Date:

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

AJ0749NP  
No. R57-02210A

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

DATE: 08/01/97  
PAGE: 2

=====

Comments: Date: 11/18/1991 User-ID: MCCARTHY Subject: COPIED FROM REMARKS  
TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.  
THIS IS A SPLIT RIGHT OF 57-02210.  
ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRAIGE.  
WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.

Audit: 08/01/97 MSCHULTE

## ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-02210A

| WR ELEMENT            | FIELD EXAM<br>Y/N-IF NO,<br>DO OFFICE<br>VERIFICATION | FIELD EXAM<br>OR IN-OFFICE<br>VERIFICATION<br>WHOM/DATE | CLAIM<br>VERIFIED BY<br>CODE<br>(SEE BELOW) | CHANGE<br>CLAIM<br>Y/N | CLAIMANT CONTACT<br>NEEDED - Y/N** | REVIEW<br>COMPLETED<br>WHOM/DATE | "R" RECORD           |
|-----------------------|-------------------------------------------------------|---------------------------------------------------------|---------------------------------------------|------------------------|------------------------------------|----------------------------------|----------------------|
| PRIORITY*             |                                                       | MTS<br>7-29-97                                          | 6                                           | N                      |                                    | MTS<br>8-1-97                    |                      |
| PT. OF DIV.           |                                                       |                                                         | 1,2,5,6                                     | N                      |                                    |                                  | DATA ENTRY COMPLETED |
| SOURCE                |                                                       |                                                         | 5,6                                         | N                      |                                    |                                  | BY _____ DATE _____  |
| PL. OF USE            |                                                       |                                                         | 2,5,6                                       | N                      |                                    |                                  | FINAL RECOMMENDATION |
| DIV. AMOUNT<br>CFS/AF |                                                       |                                                         | 6                                           | Y                      |                                    |                                  | BY _____ DATE _____  |
| CONSUMPTIVE<br>USE    |                                                       |                                                         | NA                                          |                        |                                    |                                  |                      |
| NATURE OF<br>USE      |                                                       |                                                         | 6                                           | N                      |                                    |                                  |                      |
| PERIOD OF<br>USE      |                                                       |                                                         | 6                                           | N                      |                                    |                                  |                      |
| BASIS OF<br>CLAIM     |                                                       |                                                         | 6                                           | N                      |                                    |                                  |                      |
| REMARKS               |                                                       |                                                         | 6                                           | <del>N</del>           |                                    |                                  |                      |

## VERIFICATION CODES

\*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN  
SUBMITTED - YES \_\_\_\_\_ NO \_\_\_\_\_

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

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

COMMENTS: Priority recommended as licensed.  
Drill exams conducted in 1990 and 7-29-97. 1997 exam addressed  
only the beneficial use of water in a field in the NENW and SENW,  
Sec. 21. See GVR in A57-00084 for additional information  
about the beneficial use issue.

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)             | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE?                        |
|-------------------------------------------------------|--------------------------------------------------------|-----------------------------------------------|
| ( ) ORTHOPHOTOQUAD                                    | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                                     |
| ( ) TOPOGRAPHIC                                       | DATE FIELD CHECKED _____ IDWR ID NO. _____             | Y( ) N( )                                     |
| ( ) NAPP                                              | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                                     |
| <input checked="" type="checkbox"/> ASCS AERIAL PHOTO | DATE OF PHOTO <u>1987</u>                              | Y( <input checked="" type="checkbox"/> ) N( ) |
| ( ) ASCS COLOR SLIDE                                  | DATE OF PHOTO _____                                    | Y( ) N( )                                     |
| ( ) BLM OR USFS AERIAL PHOTO                          | DATE OF PHOTO _____                                    | Y( ) N( )                                     |
| ( ) TOWNSHIP SURVEY (GOVERNMENT PLAT)                 | DATE OF SURVEY _____                                   | Y( ) N( )                                     |
| ( ) SCS SOIL SURVEY MAP                               | DATE ISSUED _____                                      | Y( ) N( )                                     |
| ( ) SUBDIVISION PLAT MAP                              | DATE OF MAP _____                                      | Y( ) N( )                                     |
| ( ) OTHER _____                                       | DATE _____                                             | Y( ) N( )                                     |
| ( ) OTHER _____                                       | DATE _____                                             | Y( ) N( )                                     |
| ( ) OTHER _____                                       | DATE _____                                             | Y( ) N( )                                     |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED)                                     | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION  | NO. OF PAGES | NOTES |
|-----------------------------------------------------------------------------|----------------------------------------------|--------------|-------|
| ( ) LICENSING FIELD EXAM                                                    | DATE OF FIELD EXAM _____                     | _____        | _____ |
| <input checked="" type="checkbox"/> WATER RIGHT LICENSE <i>Proof Report</i> | DATE LICENSE SIGNED _____                    | _____        | _____ |
| ( ) IDWR APPROVED TRANSFER                                                  | DATE TRANSFER APPROVED _____                 | _____        | _____ |
| <input checked="" type="checkbox"/> SYSTEM DESCRIPTION                      | DATE DRAWN <u>8-1-97</u> <i>See ASCS map</i> | _____        | _____ |
| ( ) PHOTOGRAPHS                                                             | DATE(S) PHOTOS TAKEN _____                   | _____        | _____ |
| ( ) SPLIT RIGHT REVIEW                                                      | DATE REVIEW COMPLETED _____                  | _____        | _____ |
| ( ) HUBBLE ANALYSIS                                                         | DATE ANALYSIS COMPLETED _____                | _____        | _____ |
| ( ) CONVEYANCE LOSS ANALYSIS                                                | DATE ANALYSIS COMPLETED _____                | _____        | _____ |
| ( ) FLOW MEASUREMENT CALCULATIONS                                           | DATE SYSTEM MEASURED _____                   | _____        | _____ |
| <input checked="" type="checkbox"/> OTHER <i>POU Review</i>                 | DATE <u>8-1-97</u>                           | <u>3</u>     | _____ |
| ( ) OTHER _____                                                             | DATE _____                                   | _____        | _____ |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

12:59:50  
08/01/97

PAGE: 18  
QUICKLOOK INFORMATION

18  
CLAIM NUMBER: A57-02210A

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             |                            |                                                 | MTS<br>7-29-97             | N                      |                                    | MTS<br>8-1-97                    | MTS<br>8-1-97                        |                               |
| POINT OF DIV              |                            |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| SOURCE                    |                            |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y                          |                                                 |                            | Y                      |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                          |                                                 |                            | Y                      |                                    |                                  |                                      |                               |
| CONSUMPTIVE USE           | -                          |                                                 |                            | NA                     |                                    |                                  |                                      |                               |
| PURPOSES OF USE           | Y                          |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| PERIOD OF USE             | Y                          |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                          |                                                 |                            | N                      |                                    |                                  |                                      |                               |
| REMARKS                   | Y                          |                                                 |                            | Y                      |                                    |                                  |                                      |                               |

BARCODE UPDATED  
WHOM/DATE

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

12:59:50  
08/01/97

PAGE: 1  
GENERAL INFORMATION

1  
CLAIM NUMBER: A57-02210A

LAST: RANDALL  
ADDRESS: 7761 MURPHY RD  
CITY: MELBA  
PHONE NUMBER: 208-000-0000

FIRST: MICHAEL W  
STATE: ID ZIP: 83651

OWNER CODE: C

LAST: JOHNSTON  
ADDRESS: 507 5TH AVE SOUTH  
CITY: NAMPA  
PHONE NUMBER: 208-467-3582

FIRST: EVA M  
STATE: ID ZIP: 83651

OWNER CODE: O

LAST: RANDALL  
ADDRESS: 7761 MURPHY RD  
CITY: MELBA  
PHONE NUMBER: 208-000-0000

FIRST: CHARLIENE R  
STATE: ID ZIP: 83651

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE  
Y

FIELD  
EXAMINER  
Y( ) N(✓)

CLAIM REMARKS: GEN TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.  
THIS IS A SPLIT RIGHT OF 57-02210.  
ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRAIGE.  
WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.  
OWNERSHIP CHANGE - RMC - 3-28-96

CONTACT PERSON: Charlene Randall

PHONE NUMBER: 208, 495-2801

DATE OF FIELD EXAM: 7-29-97

APPOINTMENT MADE: Y(✓) N(  )

TIME: 9:30 A(✓) P(  )

ACCOMPANIED BY: Charlene Randall & Bob Collette

PHONE NUMBER: (  )    -   

RELATIONSHIP TO CLAIMANT: Claimant and Tenant

DIRECTIONS TO PROPERTY / NOTES:

See A57-00084

- A. AJ CLAIM: # A57-02210A PRIORITY DATE: 08-16-1954 STAGE: L
- B. WR RECORD: # 57-02210A PRIORITY DATE: 08-16-1954 STAGE: L
- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☐) N(☒)
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?  
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?
- PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)
- FIELD EXAM COMPLETED N/A(☒) Y(☐) N(☐)
- FIELD EXAM SENT TO STATE OFFICE N/A(☒) Y(☐) N(☐)
- LICENSE ISSUED N/A(☒) Y(☐) N(☐)
- \* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,  
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.
- G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE  
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)
- \* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,  
INCLUDING THE ANALYSIS OF THE EVIDENCE.
- H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES:

RECOMMENDED PRIORITY DATE:

08-16-1954  
REVIEWED BY Michael Schulte

DATE 8-1-97

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT                            | TWP. RGE. | SEC. | 1/4                              | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------------------------------|-----------|------|----------------------------------|-----|-----|-----|-------------|--------|----------------|------------------|
| A57-02210A                       | 05S       | 01E  |                                  |     |     |     |             | OWYHEE |                |                  |
| OTHER AJ CLAIMS WITH SAME AJ POD |           |      | WR RECORDS IN SAME 40 ACRE TRACT |     |     |     |             |        |                |                  |
| A PREFIX                         |           |      | R PREFIX                         |     |     |     |             |        |                |                  |
| NONE                             |           |      | 57-02210A                        |     |     |     |             |        |                |                  |
|                                  |           |      | NONE                             |     |     |     |             |        |                |                  |

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT                             | TWP. RGE. | SEC. | 1/4                             | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|-----------------------------------|-----------|------|---------------------------------|-----|-----|-----|-------------|--------|----------------|------------------|
| 57-02210A                         | 05S       | 01E  |                                 |     |     |     |             | OWYHEE |                |                  |
| OTHER WR RECORDS WITH SAME WR POD |           |      | AJ CLAIMS IN SAME 40 ACRE TRACT |     |     |     |             |        |                |                  |
|                                   |           |      | A PREFIX                        |     |     |     |             |        |                |                  |
|                                   |           |      | R PREFIX                        |     |     |     |             |        |                |                  |
| NONE                              |           |      | NONE                            |     |     |     |             |        |                |                  |
|                                   |           |      | 57-02210A                       |     |     |     |             |        |                |                  |

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y(☒) N( )

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y( ) N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N( )

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y( ) N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 10-4-90) Y(☒) N( )

AJ FIELD EXAM (DATE OF FIELD EXAM 7-29-97) NAME OF EXAMINER Mel Schulte Y(☒) N( )

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| TWP.  | RGE.  | SEC.  | 1/4   | 1/4   | 1/4   | LOT   | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NBR |
|-------|-------|-------|-------|-------|-------|-------|-------------|--------|----------------|---------------|
| 05S   | 01E   | 21    | SE    | NW    | SW    |       |             | OWYHEE |                |               |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____       | _____  | _____          | _____         |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____       | _____  | _____          | _____         |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____       | _____  | _____          | _____         |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____       | _____  | _____          | _____         |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____       | _____  | _____          | _____         |
| _____ | _____ | _____ | _____ | _____ | _____ | _____ | _____       | _____  | _____          | _____         |

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

*Mel Schulte*

DATE:

*8-1-97*

SYSTEM DESCRIPTION:

DESCRIBED BELOW ( ),

SEE LICENSE FILE ( ),

OR SEE ATTACHMENT ( )

*plus*

*See CVR dated 10-91*

A. ROOT WATER RIGHT NUMBERS: A57-02210A  
A57-02210B

R57-02210A

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME               | AJ<br>#/ACRES     | WR<br>#/ACRES    | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|--------------------|-------------------|------------------|-----------------|----------------|------------------|
| 05S | 01E | 21  | NE  | NW  |     | RANDALL, MICHAEL W | A57-02210A / 16.0 | 57-02210A / 32.0 | 33.0            |                | 13               |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | 57-00084 / 13.0   | 57-00084 /       |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | 57-00111 / 13.0   | 57-00111 /       |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00084 / 16.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00111 / 16.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-00101 / 13.0   | 57-00101 /       |                 |                |                  |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-00133 / 13.0   | 57-00133 /       |                 |                |                  |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-00146 / 13.0   | 57-00146 /       |                 |                |                  |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-02210A / 13.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00101 / 16.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00133 / 16.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00146 / 16.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00084 / 13.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00101 / 13.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00111 / 13.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00133 / 13.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00146 / 13.0  | - /              |                 |                |                  |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-02210A / 13.0 | - /              |                 |                |                  |
| 05S | 01E | 21  | SW  | NW  |     | RANDALL, MICHAEL W | A57-02210A / 12.0 | 57-02210A / 5.0  | 24.0            |                | 7                |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | 57-00084 / 12.0   | 57-00084 /       |                 |                |                  |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-00133 / 12.0   | 57-00133 /       |                 |                |                  |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-00146 / 12.0   | 57-00146 /       |                 |                |                  |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA      | 57-10516 /        | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-00101 / 12.0   | 57-00101 /       |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | 57-00111 / 12.0   | 57-00111 /       |                 |                |                  |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-02210A / 7.0   | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00084 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00101 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00111 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00133 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00146 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00133 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00084 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00101 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00111 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00146 / 12.0  | - /              |                 |                |                  |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-02210A / 7.0  | - /              |                 |                |                  |
| 05S | 01E | 21  | SE  | NW  |     | RANDALL, MICHAEL W | A57-02210A / 28.0 | 57-02210A / 35.0 | 26.0            |                | 22               |

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME               | AJ<br>#/ACRES     | WR<br>#/ACRES    | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|--------------------|-------------------|------------------|-----------------|----------------|------------------|
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | A57-10517 /       | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA      | A57-10516 /       | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | 57-00084 / 22.0   | 57-00084 /       |                 |                |                  |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-00101 / 22.0   | 57-00101 /       |                 |                |                  |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-00133 / 22.0   | 57-00133 /       |                 |                |                  |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-00146 / 22.0   | 57-00146 /       |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00084 / 28.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-10517 /        | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA      | 57-10516 /        | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | 57-00111 / 22.0   | 57-00111 /       |                 |                |                  |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-02210A / 22.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00101 / 28.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00111 / 28.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00133 / 28.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00146 / 28.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00133 / 26.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00084 / 26.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00101 / 26.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00111 / 26.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00146 / 26.0  | - /              |                 |                |                  |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-02210A / 26.0 | - /              |                 |                |                  |
| 05S | 01E | 21  | NE  | SW  |     | RANDALL, MICHAEL W | A57-02210A / 15.0 | 57-02210A / 35.0 | 20.0            |                | 12               |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | 57-00084 / 12.0   | 57-00084 /       |                 |                |                  |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-00146 / 12.0   | 57-00146 /       |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00084 / 15.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00146 / 15.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-00101 / 12.0   | 57-00101 /       |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | 57-00111 / 12.0   | 57-00111 /       |                 |                |                  |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-00133 / 12.0   | 57-00133 /       |                 |                |                  |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-02210A / 12.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00101 / 15.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00111 / 15.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00133 / 15.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00133 / 12.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00084 / 12.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00101 / 12.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00111 / 12.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00146 / 12.0  | - /              |                 |                |                  |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-02210A / 12.0 | - /              |                 |                |                  |
| 05S | 01E | 21  | NW  | SW  |     | RANDALL, MICHAEL W | A57-02210A / 20.0 | 57-02210A / 20.0 | 41.0            |                | 14               |
|     |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-02210A / 14.0  | - /              |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00084 / 20.0  | 57-00084 /       |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00146 / 20.0  | 57-00146 /       |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | 57-00084 / 28.0   | - /              |                 |                |                  |
|     |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-00101 / 28.0   | 57-00101 /       |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | 57-00111 / 28.0   | 57-00111 /       |                 |                |                  |

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME               | AJ<br>#/ACRES     | WR<br>#/ACRES | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|--------------------|-------------------|---------------|-----------------|----------------|------------------|
|     |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-00133 / 28.0   | 57-00133 /    |                 |                |                  |
|     |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-00146 / 28.0   | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00101 / 20.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00111 / 20.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00133 / 20.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00084 / 28.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00101 / 28.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00111 / 28.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00133 / 28.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00146 / 28.0  | - /           |                 |                |                  |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-02210A / 14.0 | - /           |                 |                |                  |

\* ADDITIONAL POU FOUND *NWNE - 4 acres*

TOTAL ACRES A57-02210A 91.00 127.00 144.00

POU COUNTY: OWYHEE

*68 72.0*  
*RB 8-4-97*

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y( ) N( )

\* IF YES, ARE THESE TRACTS LISTED ABOVE ( ), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

*4 acres in NWNE, S21 originally licensed on BLM ground is being transferred to private land.*

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO.  | SOURCE       | NAME               | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|--------------|--------------------|-----------|----------------|-----------|----------------|
| A57-02210A | GROUNDWATER  | RANDALL, MICHAEL W | 1.800     | 0.019          |           |                |
| 57-00084   | CASTLE CREEK | RANDALL, MICHAEL W | 0.500     | 0.005          |           |                |
| A57-00084  | CASTLE CREEK | RANDALL, MICHAEL W | 0.500     | 0.005          |           |                |
| R57-00084  | CASTLE CREEK | RANDALL, MICHAEL W | 0.500     | 0.005          |           |                |
| A57-00101  | CASTLE CREEK | RANDALL, MICHAEL W | 0.100     | 0.001          |           |                |
| R57-00101  | CASTLE CREEK | RANDALL, MICHAEL W | 0.100     | 0.001          |           |                |
| 57-00101   | CASTLE CREEK | JOHNSTON, EVA M    | 0.100     | 0.001          |           |                |
| 57-00111   | CASTLE CREEK | RANDALL, MICHAEL W | 0.600     | 0.006          |           |                |
| R57-00111  | CASTLE CREEK | RANDALL, MICHAEL W | 0.600     | 0.006          |           |                |
| A57-00111  | CASTLE CREEK | RANDALL, MICHAEL W | 0.600     | 0.006          |           |                |
| R57-00133  | CASTLE CREEK | RANDALL, MICHAEL W | 0.200     | 0.002          |           |                |

| CLAIM NO.  | SOURCE       | NAME               | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|--------------|--------------------|-----------|----------------|-----------|----------------|
| A57-00133  | CASTLE CREEK | RANDALL, MICHAEL W | 0.200     | 0.002          |           |                |
| 57-00133   | CASTLE CREEK | JOHNSTON, EVA M    | 0.200     | 0.002          |           |                |
| 57-00146   | CASTLE CREEK | JOHNSTON, EVA M    | 0.300     | 0.003          |           |                |
| R57-00146  | CASTLE CREEK | RANDALL, MICHAEL W | 0.300     | 0.003          |           |                |
| A57-00146  | CASTLE CREEK | RANDALL, MICHAEL W | 0.300     | 0.003          |           |                |
| R57-02210A | GROUNDWATER  | RANDALL, MICHAEL W | 1.360     | 0.018          | 306.00    | 4.25           |
| 57-02210A  | GROUNDWATER  | JOHNSTON, EVA M    | 1.440     | 0.020          | 324.00    | 4.50           |

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

| CLAIM NO. | PURPOSES   | NAME            | MONTH/DAY           | RATE      | VOLUME |
|-----------|------------|-----------------|---------------------|-----------|--------|
| 57-10516  | DOMESTIC   | JOHNSTON, EVA   | FROM 09-01 TO 05-31 | 0.020 CFS |        |
| 57-10516  | STOCKWATER | JOHNSTON, EVA   | FROM 09-01 TO 05-31 | 0.140 CFS |        |
| A57-10517 | DOMESTIC   | JOHNSTON, EVA M | FROM 01-01 TO 12-31 | 0.040 CFS |        |
| A57-10516 | DOMESTIC   | JOHNSTON, EVA   | FROM 09-01 TO 05-31 | 0.020 CFS |        |
| A57-10516 | STOCKWATER | JOHNSTON, EVA   | FROM 09-01 TO 05-31 | 0.160 CFS |        |
| 57-10517  | DOMESTIC   | JOHNSTON, EVA M | FROM 01-01 TO 12-31 | 0.040 CFS |        |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(☒) N(☐)

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(☐) Y(☒) N(☐)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☒) N(☐)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(☐) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDWR NO. AA8; ( ) TOPOGRAPHIC QUAD, IDWR NO. \_\_\_\_\_;

( ) NAPP, IDWR NO. \_\_\_\_\_; (X) APCS PHOTO; ( ) OTHER \_\_\_\_\_

NOTES: Place of Use is based on the transfer of water  
from 4 acres of BLM land in the NE 1/4, S21 to  
private land

RECOMMENDATIONS:

TOTAL ACRES: 68, 22.0 N/A ( ) RB  
REVIEWED BY: Mel Schulte DATE: 8-1-97

A. AJ CLAIMED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A57-02210A IRRIGATION       | FROM 03-15 TO 11-15       | 1.800 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 1.800 CFS              |                        |

B. WR RECORDED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 57-02210A IRRIGATION        | FROM TO                   | 1.800 CFS              |                        |
| 57-02210A DOMESTIC          | FROM TO                   |                        |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 1.800 CFS              |                        |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

\* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

\* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☒) Y(☐) N(☐)

NOTES:

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AJ CLAIM TOTAL DIVERSION RATE: 1.800 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.800 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y( ) N(☒)

\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y( ) N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD No measurement, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 72.0  
ACRES 68.0 x 0.02 CFS/ACRE = 1.36 CFS (Taken from pou review) RB 8-4-97  
1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y( ) N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( )

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = NA AF/A  
72.0 ACRES 68.0 x DIVERSION VOL. AF/A FOR AREA 4.5 = 324.0 AF/A RB 8-4-97  
TOTAL DIVERSION VOLUME 324.0 AF/A added div. volume

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = NA AF/A

ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW ( ) OR SEE ATTACHMENT ( )

[illegible]

WR RECORD CONDITIONS/REMARKS:

GEN TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E.

GEN TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E.

Only one POP relates to this right.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (\_\_\_)

| REC.<br>PURPOSE OF USE | REC. PERIOD |       | REC. DIV          |                                  | REC. DIV                           |                | REC. CONS.      |                   |
|------------------------|-------------|-------|-------------------|----------------------------------|------------------------------------|----------------|-----------------|-------------------|
|                        | FROM        | TO    | RATE CFS          |                                  | VOL. AF/A                          |                | USE             |                   |
| IRRIGATION             | 03-15       | 11-15 | DATABASE<br>1.800 | EXAMINER<br><del>1.36</del> 1.44 | DATABASE<br><del>306.0</del> 324.0 | EXAMINER<br>RB | DATABASE<br>0.0 | EXAMINER<br>_____ |
| _____                  | _____       | _____ | _____             | _____                            | _____                              | _____          | _____           | _____             |
| _____                  | _____       | _____ | _____             | _____                            | _____                              | _____          | _____           | _____             |
| _____                  | _____       | _____ | _____             | _____                            | _____                              | _____          | _____           | _____             |
| _____                  | _____       | _____ | _____             | _____                            | _____                              | _____          | _____           | _____             |
| TOTAL FOR THIS RIGHT   |             |       |                   | <del>1.36</del> 1.44             |                                    |                |                 |                   |

NON-IRRIGATION USES CLAIMED: NONE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (\_\_\_)

REVIEWED BY: Mel Schulte DATE: 8-1-97

FLAG: \_\_\_\_\_

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

POU - E14  
QNT - E04  
EXP - B05

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

|                              | ACCEPTED<br>AS CLAIMED                  | NEEDS<br>REVIEW |
|------------------------------|-----------------------------------------|-----------------|
| OWNERSHIP _____              | ( <input checked="" type="checkbox"/> ) | ( )             |
| FORFEIT/ABANDON _____        | ( )                                     | ( )             |
| ADDITIONAL DIV. AMOUNT _____ | ( )                                     | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-02210

| TOTAL DIVERSION RATE OF WR SPLITS | DATABASE<br>2.540 | EXAMINER<br>_____ | CFS |
|-----------------------------------|-------------------|-------------------|-----|
|-----------------------------------|-------------------|-------------------|-----|

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| 57-02210             | A57-02210A               | 1.800             | R57-02210A                | 1.360            | 57-02210            |                   |
| -                    | A57-02210B               | 0.740             | -                         |                  | 57-02210A           | 1.800             |
| -                    | -                        |                   | -                         |                  | 57-02210B           | 0.740             |
| TOTAL CFS            |                          | 2.540             |                           | 1.360            |                     | 2.540             |

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 DESCRIBED BELOW ( ) OR SEE ATTACHMENT ( )?

| DATABASE | FIELD<br>EXAMINER                             |
|----------|-----------------------------------------------|
| N        | Y( <input checked="" type="checkbox"/> ) N( ) |

NOTES:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

AUTHENTICATION:

SIGNATURE: \_\_\_\_\_ DATE: \_\_\_\_\_  
NAME OF FIELD EXAMINER: Mel Schutte TITLE: Sen. Agent

08/01/97 13:45:28  
Page 1

Old (D) Number - 25119

State- ID Zip- 83659

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

No Old Water Right Numbers found.

WR5808NP  
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROOF READING REPORT

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Water right number - 57-02210A

Prefix Translation: WATER RIGHT

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

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

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

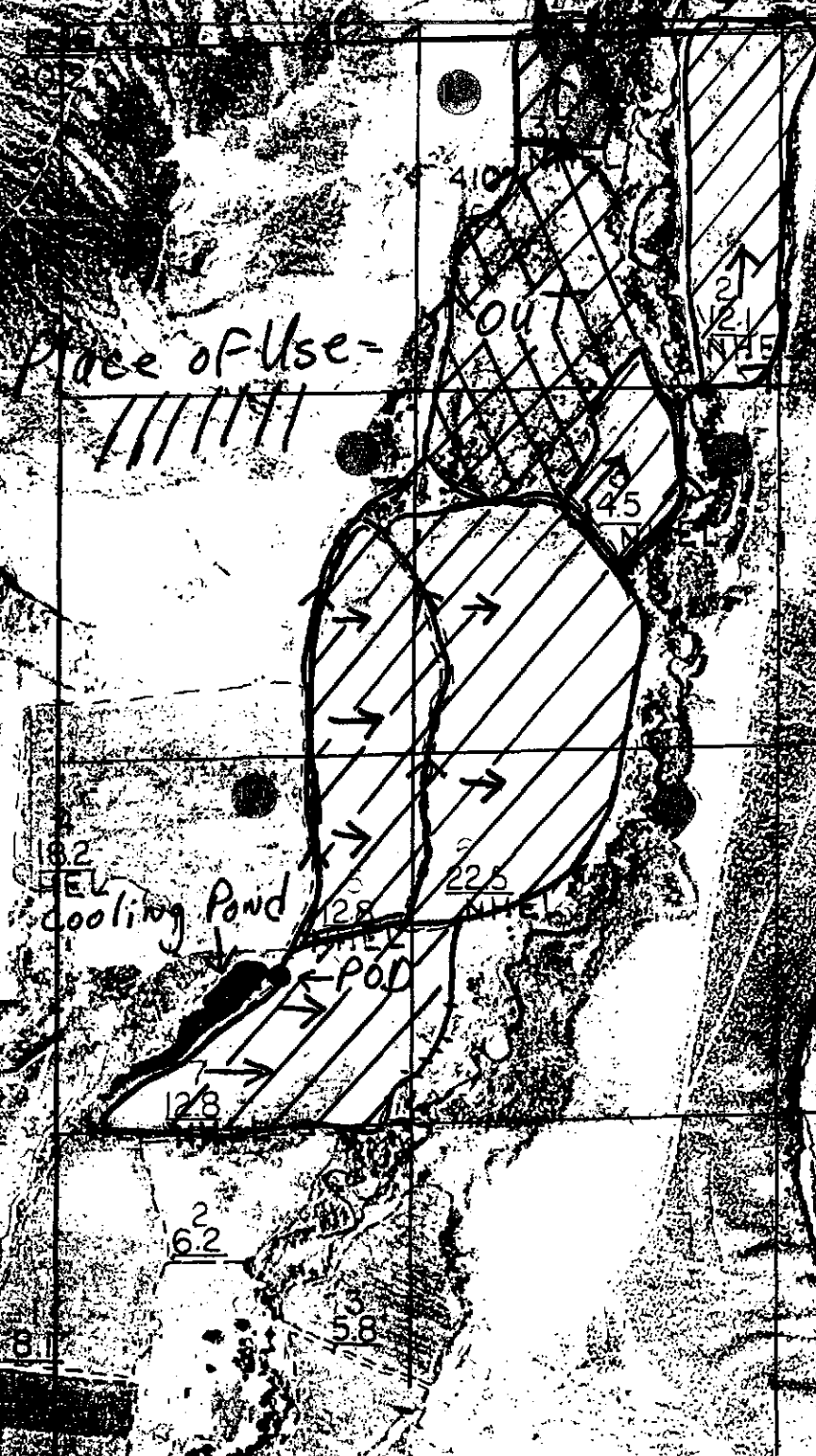
+ - - Audit Fields - 02/26/85 05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

|                               |                              |                      |
|-------------------------------|------------------------------|----------------------|
| Proof Due Date - 00/00/0000   | Field Exam Made - 00/00/0000 | Field Exam Fee -     |
| Approved/Denied - 00/00/0000  | Protested Date - 00/00/0000  | Swan Falls -         |
| Proof Made Date - 00/00/0000  | Hearing Date - 00/00/0000    | Temporary Right - P  |
| Exam to S.O. Date- 00/00/0000 | Verified Date - 02/26/1985   | DLE/Carey Act -      |
| Order Show Cause - 00/00/0000 | Receipt Number -             | Water District -     |
| Licensed Date - 06/07/1979    | Appl Received - 00/00/0000   | Transfer/Amended - P |
| Decree Date - 00/00/0000      | Name Connector -             | POU Ownership Flag-  |
| Presumption Flag -            |                              |                      |

A57-02210A  
System  
AND Place of Use

Place of Use =  
//////



OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A57-02210A

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A. ROOT WATER RIGHT NUMBERS: A57-02210A  
A57-02210B

57-02210A

57-02210B

R57-02210A

## B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME               | AJ<br>#/USE/ACRES   | WR<br>#/USE/ACRES  | LANDSAT<br>DATA |
|-----|-----|-----|-----|-----|-----|--------------------|---------------------|--------------------|-----------------|
| 05S | 01E | 21  | NE  | NW  |     | RANDALL, MICHAEL W | A57-02210A /01/16.0 | 57-02210A /01/32.0 | 33.0            |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | 57-00084 /01/13.0   | 57-00084 /01/      |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | 57-00111 /01/13.0   | 57-00111 /01/      |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00084 /01/16.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00111 /01/16.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-00101 /01/13.0   | 57-00101 /01/      |                 |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-00133 /01/13.0   | 57-00133 /01/      |                 |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-00146 /01/13.0   | 57-00146 /01/      |                 |
|     |     |     | NE  | NW  |     | JOHNSTON, EVA M    | 57-02210A /01/13.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00101 /01/16.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00133 /01/16.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | A57-00146 /01/16.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00084 /01/13.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00101 /01/13.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00111 /01/13.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00133 /01/13.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-00146 /01/13.0  | - / /              |                 |
|     |     |     | NE  | NW  |     | RANDALL, MICHAEL W | R57-02210A /01/13.0 | - / /              |                 |
| 05S | 01E | 21  | SW  | NW  |     | RANDALL, MICHAEL W | A57-02210A /01/12.0 | 57-02210A /01/ 5.0 | 24.0            |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | 57-00084 /01/12.0   | 57-00084 /01/      |                 |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-00133 /01/12.0   | 57-00133 /01/      |                 |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-00146 /01/12.0   | 57-00146 /01/      |                 |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-00101 /01/12.0   | 57-00101 /01/      |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | 57-00111 /01/12.0   | 57-00111 /01/      |                 |
|     |     |     | SW  | NW  |     | JOHNSTON, EVA M    | 57-02210A /01/ 7.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00084 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00101 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00111 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00133 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | A57-00146 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00133 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00084 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00101 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00111 /01/12.0  | - / /              |                 |
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-00146 /01/12.0  | - / /              |                 |

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A57-02210A

PAGE: 2

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME               | AJ<br>#/USE/ACRES   | WR<br>#/USE/ACRES  | LANDSAT<br>DATA |
|-----|-----|-----|-----|-----|-----|--------------------|---------------------|--------------------|-----------------|
|     |     |     | SW  | NW  |     | RANDALL, MICHAEL W | R57-02210A /01/ 7.0 | - / /              |                 |
| 05S | 01E | 21  | SE  | NW  |     | RANDALL, MICHAEL W | A57-02210A /01/28.0 | 57-02210A /01/35.0 | 26.0            |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | 57-00084 /01/22.0   | 57-00084 /01/      |                 |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-00101 /01/22.0   | 57-00101 /01/      |                 |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-00133 /01/22.0   | 57-00133 /01/      |                 |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-00146 /01/22.0   | 57-00146 /01/      |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00084 /01/28.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | 57-00111 /01/22.0   | 57-00111 /01/      |                 |
|     |     |     | SE  | NW  |     | JOHNSTON, EVA M    | 57-02210A /01/22.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00101 /01/28.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00111 /01/28.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00133 /01/28.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | A57-00146 /01/28.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00133 /01/26.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00084 /01/26.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00101 /01/26.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00111 /01/26.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-00146 /01/26.0  | - / /              |                 |
|     |     |     | SE  | NW  |     | RANDALL, MICHAEL W | R57-02210A /01/26.0 | - / /              |                 |
| 05S | 01E | 21  | NE  | SW  |     | RANDALL, MICHAEL W | A57-02210A /01/15.0 | 57-02210A /01/35.0 | 20.0            |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | 57-00084 /01/12.0   | 57-00084 /01/      |                 |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-00146 /01/12.0   | 57-00146 /01/      |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00084 /01/15.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00146 /01/15.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-00101 /01/12.0   | 57-00101 /01/      |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | 57-00111 /01/12.0   | 57-00111 /01/      |                 |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-00133 /01/12.0   | 57-00133 /01/      |                 |
|     |     |     | NE  | SW  |     | JOHNSTON, EVA M    | 57-02210A /01/12.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00101 /01/15.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00111 /01/15.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | A57-00133 /01/15.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00133 /01/12.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00084 /01/12.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00101 /01/12.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00111 /01/12.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-00146 /01/12.0  | - / /              |                 |
|     |     |     | NE  | SW  |     | RANDALL, MICHAEL W | R57-02210A /01/12.0 | - / /              |                 |
| 05S | 01E | 21  | NW  | SW  |     | RANDALL, MICHAEL W | A57-02210A /01/20.0 | 57-02210A /01/20.0 | 41.0            |
|     |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-02210A /01/14.0  | - / /              |                 |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00084 /01/20.0  | 57-00084 /01/      |                 |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00146 /01/20.0  | 57-00146 /01/      |                 |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | 57-00084 /01/28.0   | - / /              |                 |
|     |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-00101 /01/28.0   | 57-00101 /01/      |                 |
|     |     |     | NW  | SW  |     | RANDALL, MICHAEL W | 57-00111 /01/28.0   | 57-00111 /01/      |                 |

AJ5815NP

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT

DATE: 08/01/97

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: A57-02210A

PAGE: 3

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME               | AJ<br>#/USE/ACRES   | WR<br>#/USE/ACRES | LANDSAT<br>DATA |
|-------------|-----|-----|-----|-----|-----|--------------------|---------------------|-------------------|-----------------|
|             |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-00133 /01/28.0   | 57-00133 /01/     |                 |
|             |     |     | NW  | SW  |     | JOHNSTON, EVA M    | 57-00146 /01/28.0   | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00101 /01/20.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00111 /01/20.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | A57-00133 /01/20.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00084 /01/28.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00101 /01/28.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00111 /01/28.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00133 /01/28.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-00146 /01/28.0  | - / /             |                 |
|             |     |     | NW  | SW  |     | RANDALL, MICHAEL W | R57-02210A /01/14.0 | - / /             |                 |
| TOTAL ACRES |     |     |     |     |     |                    | A57-02210A          | 91.00             | 127.00 144.00   |

POU COUNTY: OWYHEE

DATE OF PHOTOS 10/4/90 OWNER EVA JOHNSTON

CLAIM NUMBER(S) A57-00084 - 00101 - 00111 - 00133 - 00146 - 02210A



① P/O  
A57-02210A

Well on NE  
End of cooling  
pond.



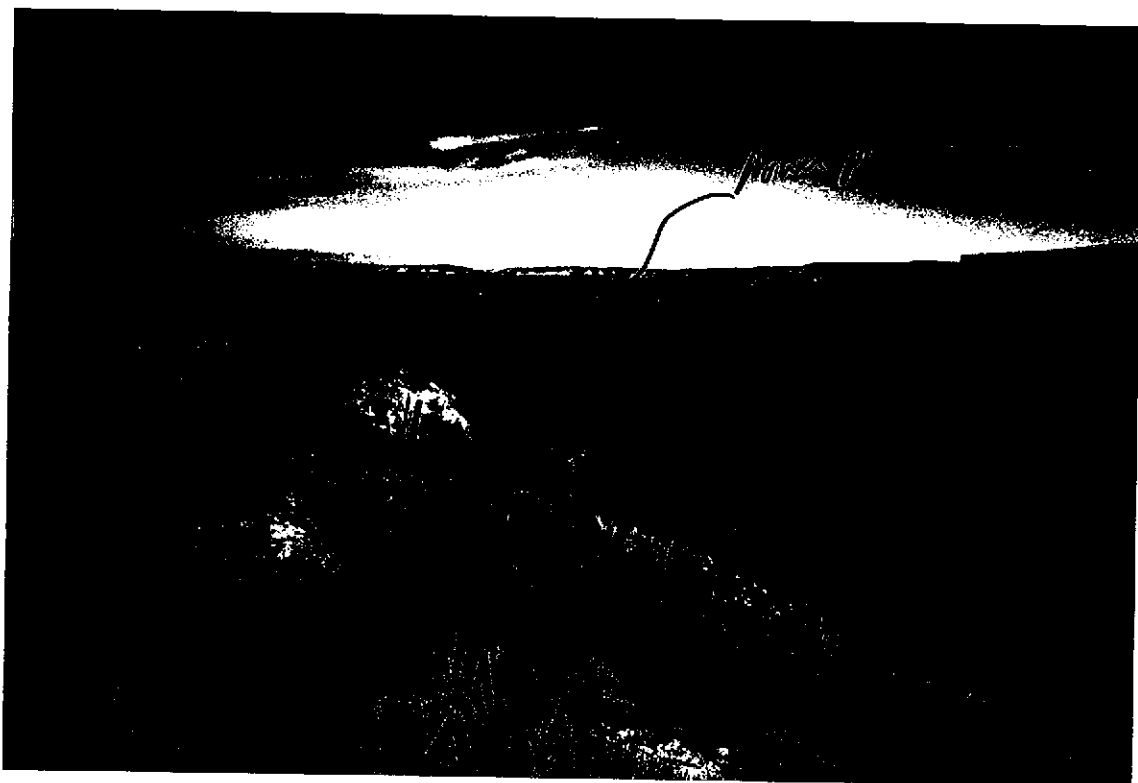
② Looking SW  
at cooling pond  
6" discharge  
from well in  
photo 1 seen.

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PHOTO PAGE 2 OF 2

DATE OF PHOTOS 10/4/90 OWNER Eva Johnston  
CLAIM NUMBER(S) A57-00084 et al



③ Looking NE  
at cooling pond  
& south portion  
of pln.  
Castle Ck. flows  
N/NE along line  
of trees.

NOTE CASTLE CK. P/O's (2)

P/O #1 = Common pld shared with BOB & BLAINE  
COLLETT, See A57-00086 for photo.  
(BOB Collett)

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P/O #2 = Secondary P/O, checkdam washed out in flood in  
~~early 1980's~~ (similar to BOB Collett's pld #2 situation).  
WAS informed that will be rebuilding this site soon.

Correction - washed out in last several years, less than 5 yrs.  
age.  
JL 8/23/91

Eva Johnston  
Exam 10/4/90 JL

SYSTEM DESCRIPTION ATTACHMENT TO CLAIM VERIFICATION REPORT

CLAIM NO. A57-02210 A.

HOT well for gravity irrigation, no domestic use found.

660' well log? 10" well approx 660'-666' deep (well logs - not  
Based on 1420 sure which one) has 144°F flowing water.  
8" A 7.5 hp pump boosts flow into cooling pond.  
pump g.e. Electric # SKCR284XB34A.  
1954 date of pump? Claim states 2 pld: from well & from cooling pond.  
i refers to Transfer # 964. Cooling pond is a product  
of the well - I ~~assume~~ assume - i thus is not  
a unique source or is not a groundwater source.  
non-well

I would assume 1 pld, which is the well.  
Cooling pond from 1959 exam 300x60x4 = 1.7 A.F.

$\frac{A.F.}{1.9835} = cfs$  needed to produce the volume stored in 24 hrs.

$\frac{1.7}{1.9835} = .86 cfs$ ; if recommend  $\geq .86 cfs$ , storage is a  
detention; otherwise need div to storage, irrig storage,  
irrig from storage.

After cooling, water flows from pond into ditch on SE side  
of pond & commingles with creek water. This irrigates all of  
the land on west side of creek except the field above  
of the well (XXX on ortho).

Additionally, co-mingled water reaches creek & can be withdrawn  
at creek pld #2 for land east of creek. Thus, well  
can irrigate land east of creek.

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10/11/1992

### Pond Volume continued:

From Ortho & DSCS photo, pond is bigger

Length  $\approx 700'$

width  $\left. \begin{array}{l} 100' \\ 66' \\ 40' \end{array} \right\} \text{ mean width } \approx 70'$

depth assume 4' from 1959 exam

$$\underline{\text{volume}} = \frac{(700)(70)(4)}{43560} = \underline{4.5 \text{ a.f.}}$$

$$\frac{4.5}{1.9835} = 2.27 \text{ cfs needed to fill in 24 hrs.}$$

This flow exceeds licen<sup>se</sup> & claim<sup>ant</sup> amount. Based on  
lic. & claim. amount, takes  $> 24$  hrs to fill,

Ass. redetermine this right as:

Clarification of  
the right, not A  
change needing  
evidence from  
claimant

- |                      |         |       |                                                                                                                   |
|----------------------|---------|-------|-------------------------------------------------------------------------------------------------------------------|
| • div. to storage    | — cfs   | 2 afa | } this 4.5 afa is <u>not</u><br>added to volume that<br>is calculated for<br>acres,<br>is part of<br>that volume. |
| • irrig storage      | 4.5 afa |       |                                                                                                                   |
| • irrig from storage | 4.5 afa |       |                                                                                                                   |
| • irrig              | — cfs   | — afa |                                                                                                                   |

Claim No.: A57-02210A

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

\_\_\_\_ acres x \_\_\_\_ af/a (for area) = \_\_\_\_ af/a

☒ Change Diversion Volume

22.0 acres x 4.5 af/a (for area) = 990.0 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)

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OCT 07 1992

Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# A57-02210A

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP\_\_\_\_, Rge\_\_\_\_, Sec.\_\_\_\_, \_\_\_\_1/4\_\_\_\_1/4  
or Lot\_\_\_\_.

2. Owner: \_\_\_\_\_

Address\_\_\_\_, City\_\_\_\_, St\_\_\_\_

3. Casing  $\geq$  12 inches above ground: Yes ☒ No ☐

4. Access Port: Yes ☒ No ☐ *Possibly through base of pump mounted on top of casing*  
Pressure Gauge: Yes ☐ No ☒ Static Water Level: surface  
Flowing: Yes ☒ No ☐ Casing Diameter: 10"  
Temperature: 144°F

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ☐ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: Well has 2 discharge lines to large cooling  
pond: 1 is 6" & 1 is 8". 8" line has gate valve  
& is just below 6" line. With pump off, artesian flow  
can be controlled through 8" line.

2 well logs - is one 02210A  
& other 02210B  
need to be 2 wells on  
system?

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OCT 07 1992



# CONSERVATION PLAN MAP

Prepared by UNITED STATES DEPARTMENT of AGRICULTURE \* SOIL CONSERVATION SERVICE  
cooperating with

OWNER Wm. D. Johnston

OPERATOR SALE

Greene  
COUNTY

1960  
STATE

FARM NO. \_\_\_\_\_

DATE 3-64

SCALE \_\_\_\_\_

ACRES \_\_\_\_\_

PHOTO NO. \_\_\_\_\_



DO NOT  
DIGITIZE  
!

VERIFIED BY R. McCarthy  
7-15-92

AJO749NP  
No. R57-02210A

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

DATE: 07/15/92  
PAGE: 1

| OWNER CODE       | NAME & ADDRESS                                                          | PRIORITY DATE | WATER USE  | USE PERIOD FROM TO | DIVERSION RATE | DIVERSION VOLUME |
|------------------|-------------------------------------------------------------------------|---------------|------------|--------------------|----------------|------------------|
| C                | EVA M JOHNSTON<br>507 5TH AVE SOUTH<br>NAMPA ID 83651<br>(208) 467-3582 | 08/16/1954    | IRRIGATION | 03-15 11-15        | 1.44 CFS       | 324.0 AFA        |
| TOTAL DIVERSION: |                                                                         |               |            |                    | 1.44 CFS       | 324.0 AFA        |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T05S R01E S21

SENWSW

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 | Lt | Ac | Lt | Ac | Lt   | Ac | Lt | Ac | SUM  |
| 05S         | 01E | 21 | : |    |    | 04 |    |    |    | 13 |    | 07 |    | 22 |    | 12 |    | 14 |    |    |    |    |    |      |    |    |    | 72.0 |
| TOTAL ACRES |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 72.0 |    |    |    |      |

POU County: OWYHEE

Non-Irrigation Uses: NONE

Other Rights: SEE REMARKS

Remarks: WATER TEMPERATURE MEASURED AT 144 DEGREES F.  
USE OF THIS RIGHT WITH RIGHT NO. 57-00084 AND OTHER RIGHTS  
LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF  
1.82 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF  
318.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 91.0 ACRES  
IN A SINGLE IRRIGATION SEASON.

Dates: Exam Made Date: 10/04/1990 Verified Date: 07/15/1992

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

Comments: Date: 11/18/1991 User-ID: MCCARTHY Subject: COPIED FROM REMARKS  
TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.  
THIS IS A SPLIT RIGHT OF 57-02210.  
ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRIAGE.  
WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.

Audit: 07/15/92 MCCARTHY

MICROFILMED  
OCT 07 1992

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

12:20:02  
09/02/90

PAGE: 13  
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-02210A

| WR ELEMENT                | FIELD EXAM<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | VERIFIED BY<br>CODE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|-------------------|-------------------------------------------------|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             | Y                 |                                                 | SL 10/4/90                 | N                      | 4,5,6               | RTF 10/6/91                      |                                      |                               |
| POINT OF DIV              | Y                 |                                                 |                            | Y                      |                     |                                  |                                      |                               |
| SOURCE                    | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| PLACE OF USE              | Y                 |                                                 |                            | Y                      |                     |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | Y                 |                                                 |                            | Y                      |                     |                                  |                                      |                               |
| CONSUMPTIVE USE           | Y                 |                                                 |                            | Y                      |                     |                                  |                                      |                               |
| PURPOSES                  | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| PERIOD OF USE             | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| BASIS OF CLAIM            | Y                 |                                                 |                            | N                      |                     |                                  |                                      |                               |
| REMARKS                   | Y                 |                                                 |                            | 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.

MICROFILMED  
OCT 07 1992

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

12:20:02  
09/02/90

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A57-02210A

LAST: JOHNSTON  
ADDRESS:  
CITY: OREANA  
PHONE NUMBER: 208-000-0000

FIRST: ELMER D.  
STATE: ID ZIP: 83659

OWNER CODE: 0

LAST: JOHNSTON  
ADDRESS: 507 5TH AVE. SOUTH  
CITY: NAMPA  
PHONE NUMBER: 208-467-3582

FIRST: EVA M.  
STATE: ID ZIP: 83651

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE  
Y

FIELD  
EXAMINER

CLAIM REMARKS:

TRANS. 964.  
2 P/D IN NWSW, S21, T5S, R1E; FROM WELL AND FROM COOLING POND.  
THIS IS A HOT WATER WELL W/152 DEGREES F. TEMP. & PREVIOUSLY  
ARTESIAN.  
THIS IS A SPLIT RIGHT OF 57-02210.  
ORIGINAL OWNER WAS ELMER JOHNSTON. EVA JOHNSTON (CURRENT OWNER)  
WAS SPOUSE OF ELMER JOHNSTON AND RECEIVED PROPERTY VIA DISSOLUT-  
ION OF MARRAIGE.  
WHEN THIS RIGHT AND ALL OTHER RIGHTS ARE COMBINED, THE RATE OF  
DIVERSION SHALL NOT EXCEED 0.02 CFS/ACRE.

→ out

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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:

*See Memo in 57-00084.*

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OCT 07 1992

A. AJ CLAIM: # A57-02210A PRIORITY DATE: 08-16-1954 STAGE: L  
B. WR RECORD: # 57-02210A PRIORITY DATE: 08-16-1954 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER N

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

REMARKS: Claimed as licensed.

RECOMMENDED PRIORITY DATE:  
08-16-1954

REVIEWED BY RM

DATE 10-25-91

MICROFILMED  
OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT      | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|------------|------|------|------|-----|-----|-----|-----|--------|
| A57-02210A | 05S  | 01E  | 21   | SE  | NW  | SW  |     | OWYHEE |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT  
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| 57-02210A | 05S  | 01E  | 21   |     | NW  | SW  |     | OWYHEE |

OTHER WR RECORDS WITH SAME WR POD  
-  
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX  
NONE NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)  
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE  
Y  
N

FIELD  
EXAMINER  
\_\_\_\_\_  
\_\_\_\_\_

REMARKS:

*Maps are found in 57-00084 and 57-00086.*

*Add 10-acre tract.*

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP.      | RGE.      | SEC.      | 1/4       | 1/4       | 1/4       | LOT        | COUNTY     |
|-----------|-----------|-----------|-----------|-----------|-----------|------------|------------|
| <u>55</u> | <u>1E</u> | <u>21</u> | <u>SE</u> | <u>NW</u> | <u>SW</u> | <u>---</u> | <u>---</u> |

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

RTF

DATE:

10-24-91

B05:144°

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A. ROOT WATER RIGHT NUMBERS: A57-02210A  
A57-02210B

B. POU LISTING

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME              | AJ<br>#/ACRES    | WR<br>#/ACRES   | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |      |
|-------------|-----|-----|-----|-----|-----|-------------------|------------------|-----------------|-----------------|----------------|------------------|------|
| 05S         | 01E | 21  | NE  | NW  |     | JOHNSTON , EVA M. | A57-02210A /16.0 | 57-02210A /32.0 | 33.0            | 13.0           | 13.0             |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00084 /16.0  | 57-00084 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00101 /16.0  | 57-00101 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00133 /16.0  | 57-00133 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00146 /16.0  | 57-00146 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA    | A57-00111 /16.0  | 57-00111 /      |                 |                |                  |      |
| 05S         | 01E | 21  | SW  | NW  |     | JOHNSTON , EVA M. | A57-02210A /12.0 | 57-02210A / 5.0 | 24.0            | 12.0           | 7.0              |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00084 /12.0  | 57-00084 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00101 /12.0  | 57-00101 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00133 /12.0  | 57-00133 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00146 /12.0  | 57-00146 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA    | A57-00111 /12.0  | 57-00111 /      |                 |                |                  |      |
| 05S         | 01E | 21  | SE  | NW  |     | JOHNSTON , EVA M. | A57-02210A /28.0 | 57-02210A /35.0 | 26.0            | 22.0           | 22.0             |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00084 /28.0  | 57-00084 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00101 /28.0  | 57-00101 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00133 /28.0  | 57-00133 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00146 /28.0  | 57-00146 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA    | A57-00111 /28.0  | 57-00111 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-10517 /      | - /             |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA    | A57-10516 /      | - /             |                 | 4.0            | 4.0              |      |
| 05S         | 01E | 21  | NE  | SW  |     | JOHNSTON , EVA M. | A57-02210A /15.0 | 57-02210A /35.0 | 20.0            | 12.0           | 12.0             |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00084 /15.0  | 57-00084 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00101 /15.0  | 57-00101 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00133 /15.0  | 57-00133 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00146 /15.0  | 57-00146 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA    | A57-00111 /15.0  | 57-00111 /      |                 |                |                  |      |
| 05S         | 01E | 21  | NW  | SW  |     | JOHNSTON , EVA M. | A57-02210A /20.0 | 57-02210A /20.0 | 41.0            | 28.0           | 14.0             |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00084 /20.0  | 57-00084 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00101 /20.0  | 57-00101 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00133 /20.0  | 57-00133 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA M. | A57-00146 /20.0  | 57-00146 /      |                 |                |                  |      |
|             |     |     |     |     |     | JOHNSTON , EVA    | A57-00111 /20.0  | 57-00111 /      |                 |                |                  |      |
| TOTAL ACRES |     |     |     |     |     |                   | A57-02210A       | 91.00           | 127.00          | 144.00         | 91.0             | 72.0 |

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

FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE  
Y

FIELD  
EXAMINER  
N

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PRESUMPTION FLAG:

REMARKS:

Map in 57-00086; not all lands irrigated from well.

all lands served by well can also be irrigated  
with Tangle Creek water

RECOMMENDATIONS:

TOTAL ACRES: 72.0

REVIEWED BY: RME

DATE: 10-25-91

E 10: 84, 1.82, 318.5, 91.0

A. AJ CLAIMED USES:

| PURPOSES                            | MONTH/DAY           | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| A57-02210A IRRIGATION               | FROM 03-15 TO 11-15 | 1.800 CFS          |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                     | 1.800 CFS          |

B. WR RECORDED USES:

| PURPOSES                            | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|-----------|--------------------|
| 57-02210A IRRIGATION                | FROM TO   | 1.800 CFS          |
| 57-02210A DOMESTIC                  | FROM TO   | 1.800 CFS          |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |           | 1.800 CFS          |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(✓) N( )

RECOMMEND TO WR STANDARDS OR OTHER?

Y(✓) N( ) Explain in remarks, below.

REMARKS:

*Cooling pond is not intended for storage.*

*Standard SU claimed, not given on old license.*

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y( ☒ ) N( ☐ )

AJ TOTAL CLAIMED DIVERSION RATE: 1.800 CFS  
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.800 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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

N/A

, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM      | SOURCE       | NAME              | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|--------------|-------------------|-----------|----------------|-----------|----------------|
| A57-02210A | GROUNDWATER  | JOHNSTON , EVA M. | 1.800     | 0.019          |           |                |
| A57-00084  | CASTLE CREEK | JOHNSTON , EVA M. | 0.500     | 0.005          |           |                |
| A57-00133  | CASTLE CREEK | JOHNSTON , EVA M. | 0.200     | 0.002          |           |                |
| A57-00146  | CASTLE CREEK | JOHNSTON , EVA M. | 0.300     | 0.003          |           |                |
| A57-00111  | CASTLE CREEK | JOHNSTON , EVA    | 0.600     | 0.006          |           |                |

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

| CLAIM NO. | PURPOSES   | NAME              | MONTH/DAY           | RATE     | VOLUME |
|-----------|------------|-------------------|---------------------|----------|--------|
| A57-10517 | DOMESTIC   | JOHNSTON , EVA M. | FROM 01-01 TO 12-31 | .040 CFS |        |
| A57-10516 | DOMESTIC   | JOHNSTON , EVA    | FROM 09-01 TO 05-31 | .020 CFS |        |
| A57-10516 | STOCKWATER | JOHNSTON , EVA    | FROM 09-01 TO 05-31 | .160 CFS |        |

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D,

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 72.0 x 0.02 CFS/ACRE = 1.44 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 = AF/A  
ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =  
TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A  
ACRES 72.0 x DIVERSION VOL. AF/A FOR AREA 5.0 =  
TOTAL DIVERSION VOLUME 360.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ) N( )

*see 57-00084*

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

*Overlap with 57-00084, -00101, -00111, -00133, -00146*

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RECOMMENDATIONS:

| REC.<br>PURPOSES     | REC. PERIOD<br>FROM TO   | REC. DIV<br>RATE CFS | REC. DIV<br>VOL. AF/A | REC. CONS.<br>USE |
|----------------------|--------------------------|----------------------|-----------------------|-------------------|
|                      |                          | DATABASE EXAMINER    | DATABASE EXAMINER     | DATABASE EXAMINER |
| <u>irrigation</u>    | <u>3/15</u> <u>11/15</u> | <u>1.44</u>          | <u>360.0</u>          |                   |
| TOTAL FOR THIS RIGHT |                          |                      |                       |                   |

REVIEWED BY:

RMC

DATE:

10-25-91

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP \_\_\_\_\_  
FORFEIT/ABANDON \_\_\_\_\_  
ADDITIONAL DIV. AMOUNT \_\_\_\_\_

| ACCEPTED<br>AS CLAIMED                  | NEEDS<br>REVIEW |
|-----------------------------------------|-----------------|
| ( <input checked="" type="checkbox"/> ) | ( )             |
| ( )                                     | ( )             |
| ( )                                     | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-02210

| TOTAL DIVERSION RATE OF WR SPLITS | DATABASE | EXAMINER    | CFS |
|-----------------------------------|----------|-------------|-----|
|                                   | 2.540    | <u>2.54</u> |     |

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A57-02210A               | 1.800             | -                         |                  | 57-02210A           | 1.800             |
| -                    | A57-02210B               | 0.740             | -                         |                  | 57-02210B           | 0.740             |
| -                    | -                        |                   | -                         |                  | 57-02210            |                   |
|                      | TOTAL CFS                | 2.540             |                           |                  |                     | 2.540             |

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 | FIELD<br>EXAMINER    |
|----------|----------------------|
| N        | <u>N</u><br><u>✓</u> |

REMARKS:

*Splits total less than parent right when examined.*

AUTHENTICATION:

SIGNATURE: [Signature]  
NAME OF FIELD EXAMINER: Steve Fisher

DATE: 10-25-91  
TITLE: State Engineer

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# SYSTEM DIAGRAM - EVA JOHNSTON AS7-00084 etc.

Not to scale

