



MICROFILMED
OCT 07 1992

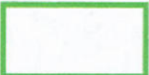
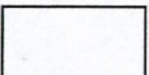
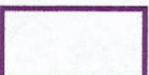
Idaho Department of Water Resources

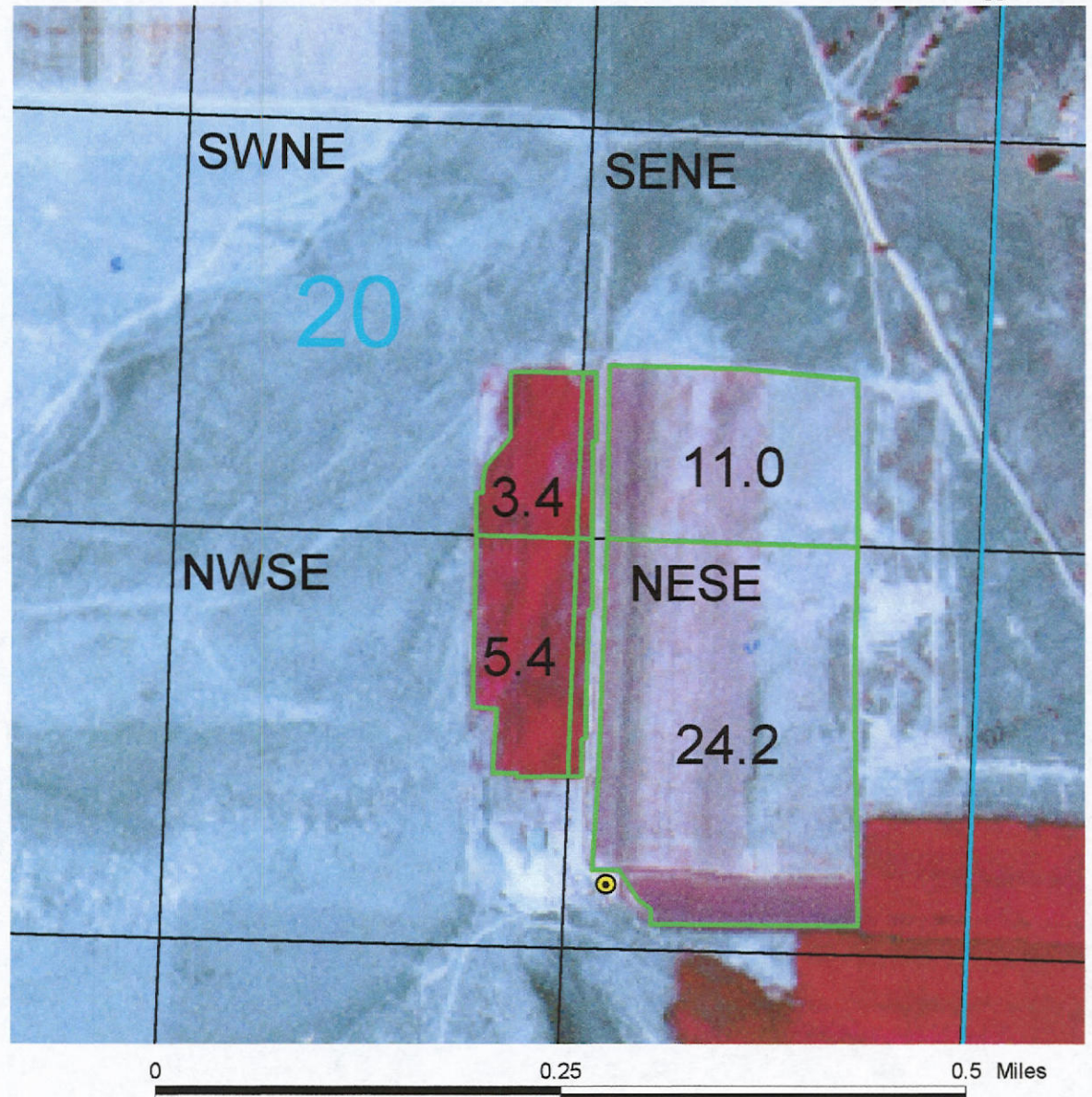
Claim Number: 57-02342

Legal: T01N, R03W, S20

Reviewed By:

1987 Napp Photo

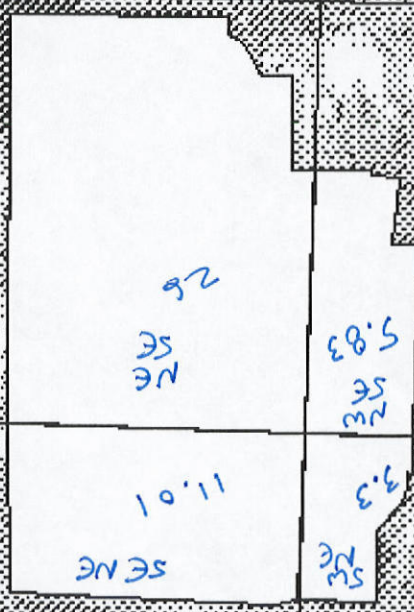
-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines

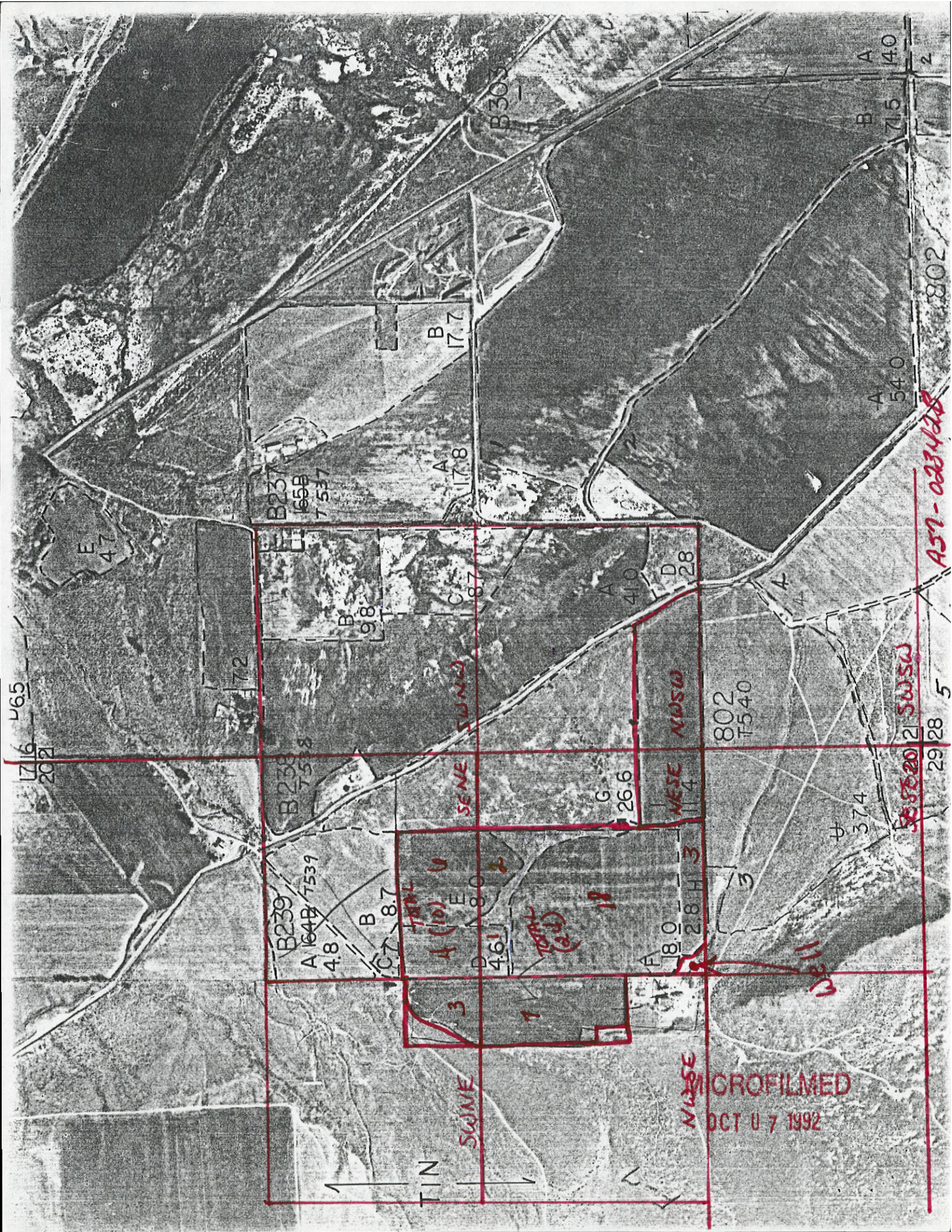




T 1 N R 3 W S 20

57-23-42





1716
2021

B237
165B
7537

B238
7538

B239
A 164B 7539

B303

A 140
B 715

802

2928 5

2928 5

2928 5

2928 5

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2928 5

2928 5

TIN

SWNE

SENE

NWSW

NESE

WSE

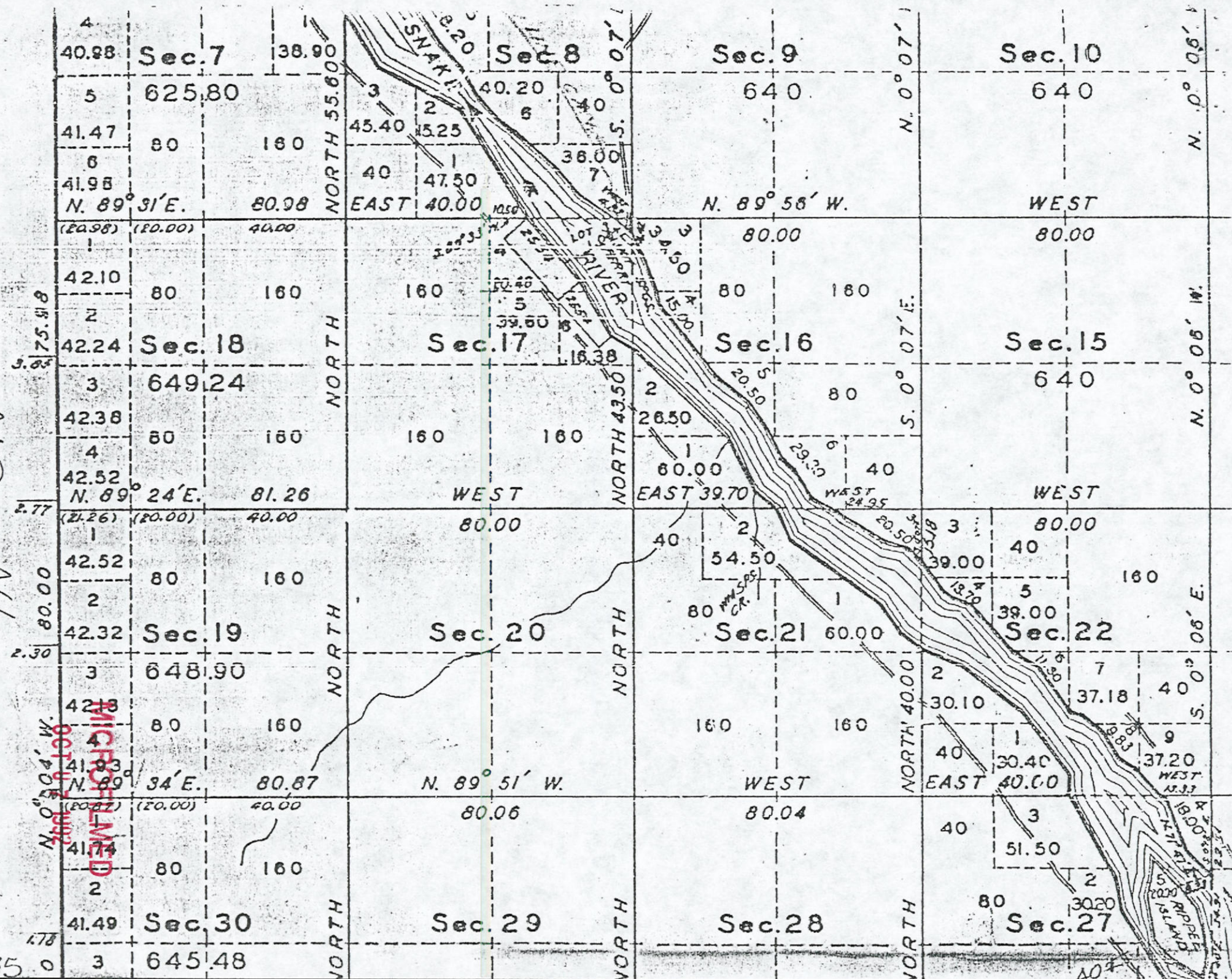
CROFILMED
DCT U 7 1992

WELL

SWSW

A57-023468

1N-3W



1935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

ORIGINAL
FIELD EXAM
CONDUCTED
IN 1966

Permit No. G-30384

This proof is for completion of Works & Beneficial Use In Water District No.

1. Name of applicant: Gene J. Ihli2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NE 1/4 of Section 20T. 1 N R. 3 W.B.M. County of Owyhee4. Describe works as they exist, giving dimensions and capacities of same: 15 HP. C.S. Motor

Sec. # 904853 v. 13. Kley Pump Sec. # 5210271 Well 12" - Hot water
Discharge 6" steel pipe with Gate Valve

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

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

33 acres in SE 1/4, 10 acres NE 1/4 Sec. 20., 3 acres SW 1/4, 24 acres in NW 1/4 Sec. 21., Twp. 1 N., Rge. 3 W.B.M. (100 acres)

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

8. What large stream would the water here appropriated finally reach?

Remarks: Average Velocity through 12" concrete check
by pygmy meter

depth	sec.	const.	V.
0.52	40	64	1.8 (.52) = .94
	40	47	1.14
	40	78	2.14
	40	70	1.76
			5.39 / 5 = 1.08

This water is also used year around to grow hot house tomatoes 1 acre

This examination was made on the 27 day of Sept(Signed) Don Watts

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OCT 17 1966

30384

63-3073

US Water
15HP Ser # 904853

Berkeley Pump

Ser # 5210271

Well 12 casing

Hot water

Discharge 6"

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Louis Ihli, Attorney-in-Fact
604 Roosevelt Avenue
Nampa, Idaho
Permit No. G-30364

Examination for Completion of Works & Beneficial Use

County: Owyhee

Quantity: 2.0 Sec. 20 T. 1N R. 3 WRM

Source: Well

P. D.: NESE-20-1.1-3W

Use: Irrigation

Filed: 13 Feb 62 ✓

Due: 16 Feb 67

Extension: —

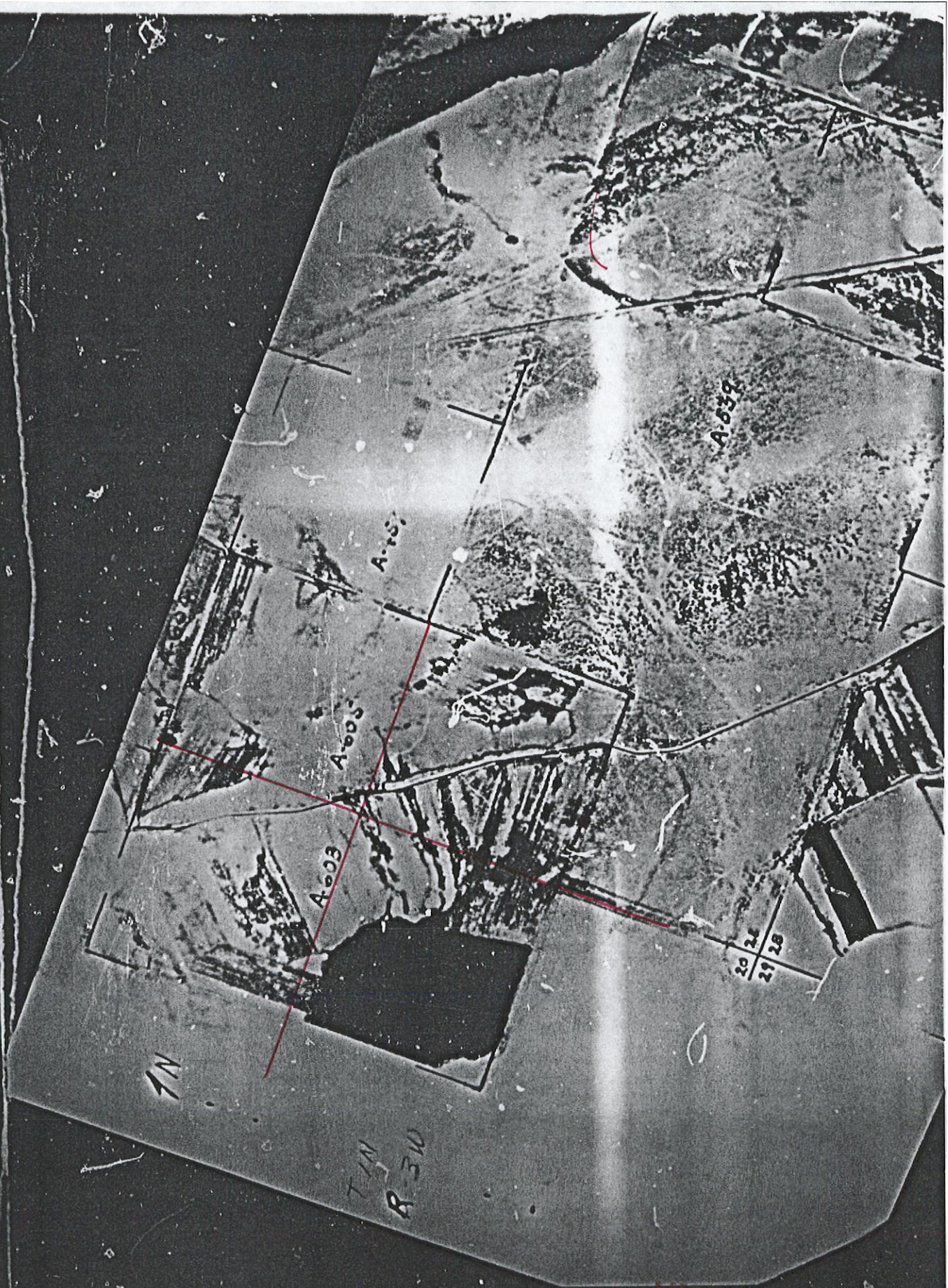
Protest: —

Completion of Works: —

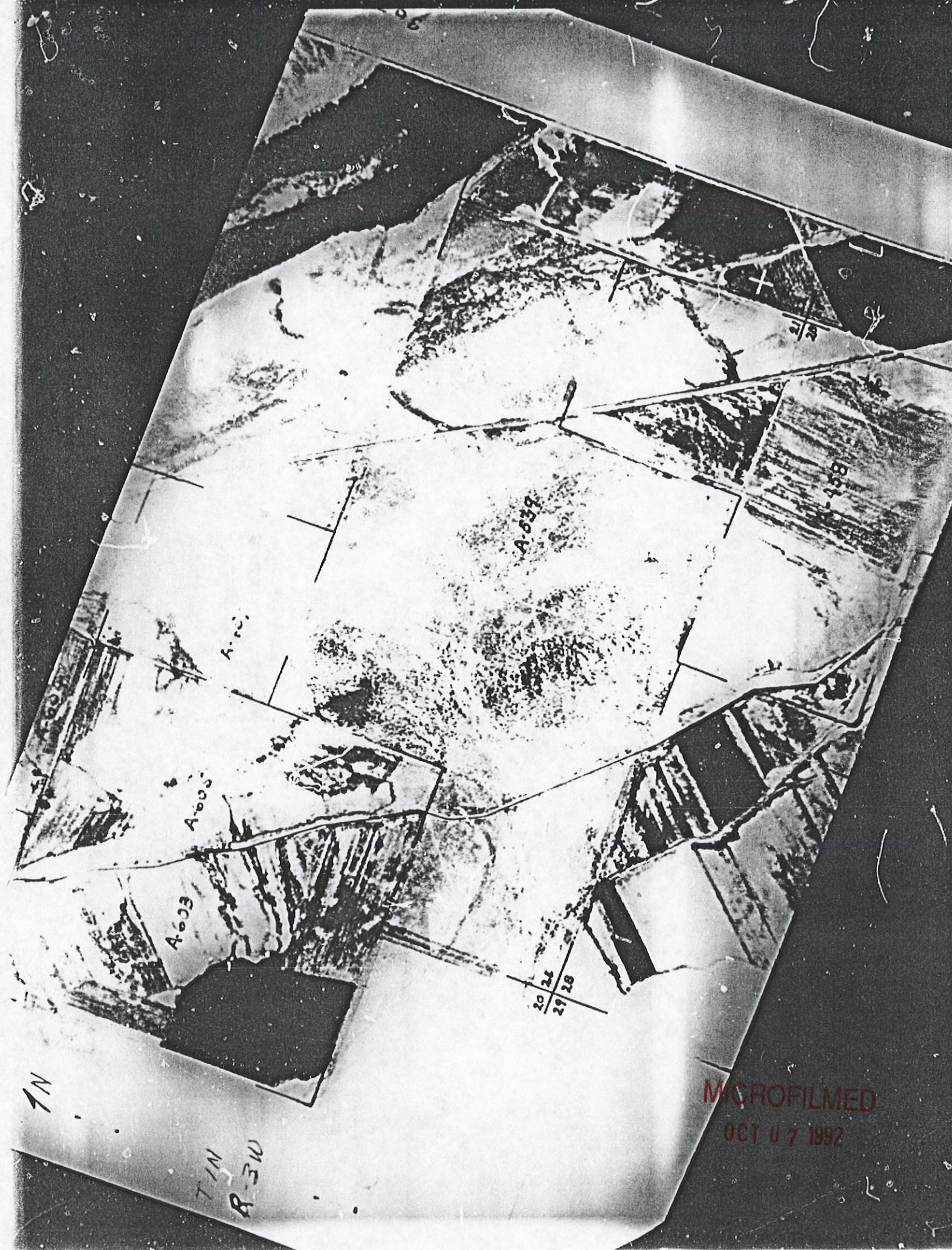
Other Rights: None

Made: March 10, 1965

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OCT 17 1992



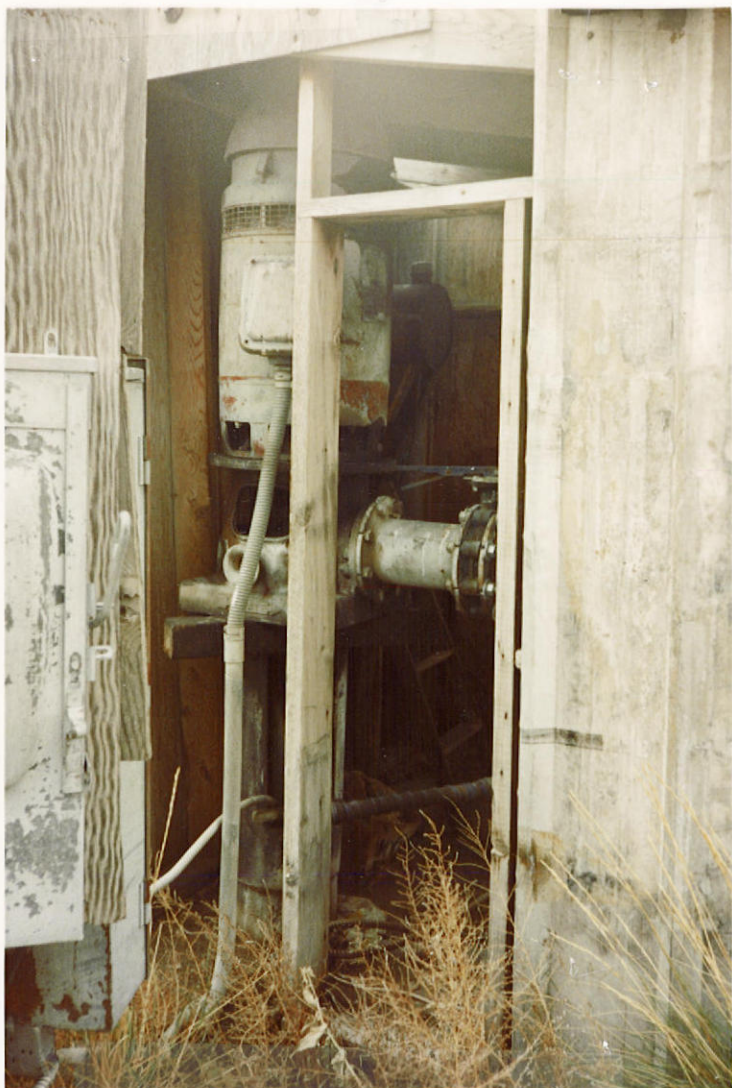
1N

TIN
R-3W

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OCT 07 1992

CLAIM NO. A57-02342

WELHOUSE & WELL



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OCT 07 1992

CLAIM NO. A57-02347

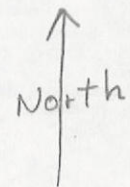
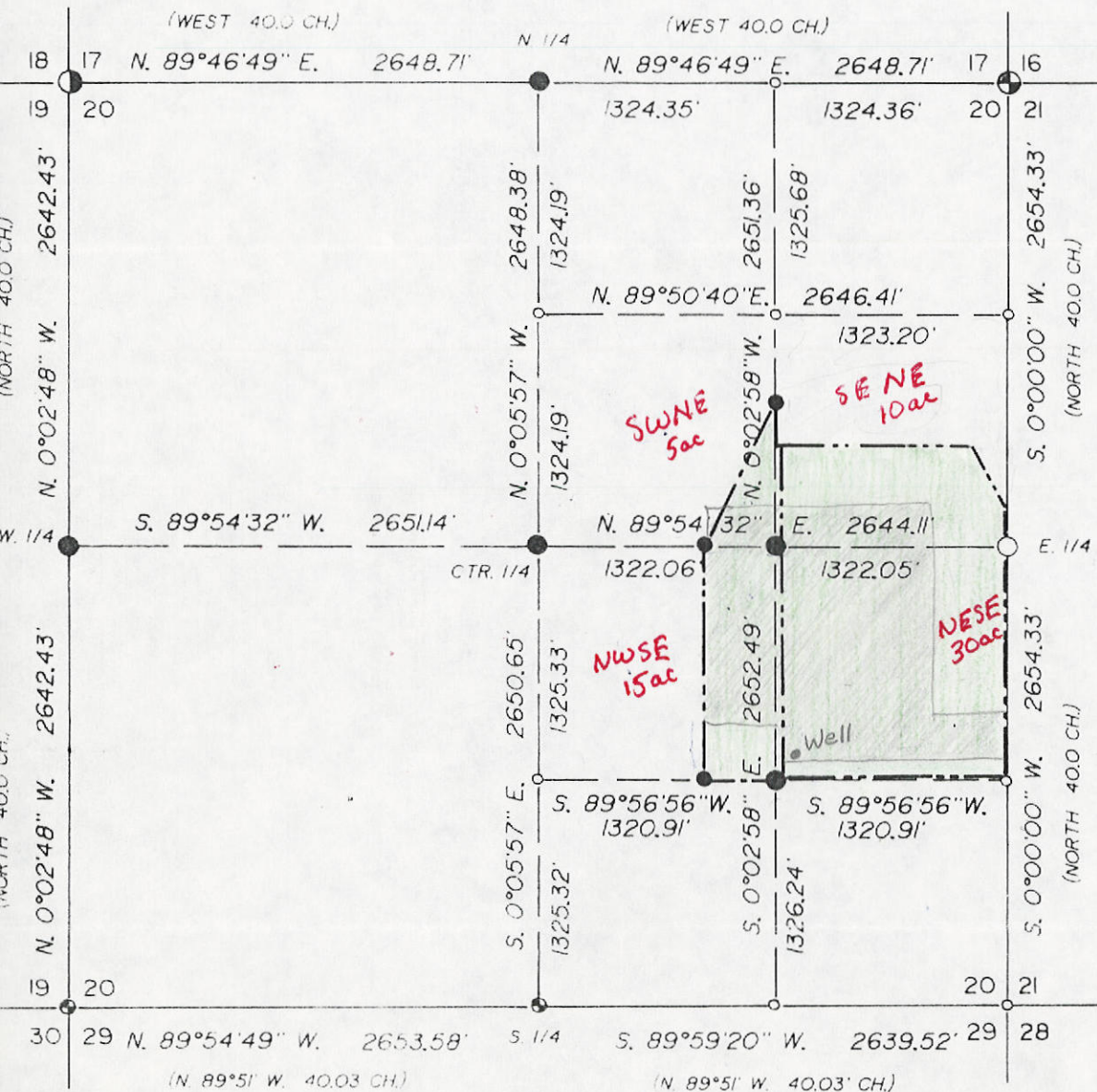
PLACE OF USE

FACING NORTHEAST



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OCT 07 1992

FARM
of
Virg & Elizabeth Cuff
T1N R3W Sec. 20



60/Ac under cultivation.
(shaded area).

SECTION BREAKDOWN

SCALE : 1" = 1000'

N. 89°54'3"
CTR. 1/4
(N.W. COR.
NW1/4SE1/4)

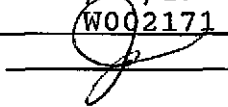
MICROFILMED

OCT U 7 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A57-02342
Date Received: 2/7/1989
Receipt No: W002171
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELIZABETH CUFF 208-495-2437
Address: HC 79 BOX 103
MELBA ID 83641

2. Date of Priority: FEB 13, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	20		NE	SE		OWYHEE

5. Description of diverting works:
APPROX.1305' W/30 HP PUMP W/PIPELINE TO SPRINKLER IRRIG. (89 F)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.650		

7. Total Quantity Appropriated is:
0.650 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
01N	03W	20	SW	NE		IRR	5.0
			SE	NE		IRR	10.0
			NE	SE		IRR	30.0
			NW	SE		IRR	15.0

MICROFILMED
OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	60.0
					Total Acres	60.0

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:

THIS CLAIM INCLUDES A TRANSFER OF ORIGINAL P.O.U. AS FOLLOWS:
20 ACRES FROM SENE SEC. 20 TO A NEW P.O.U.
_____ SWNE-5AC SEC 20.
_____ NWSE-15 SEC 20

THESE LANDS HAVE BEEN IRRIGATED SINCE 1963
THIS CLAIM IS A SPLIT OF 57-02342. ELR. *****

15. Basis of Claim: LICENSE

Water Right Number: 30384

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

MICROFILMED
OCT 07 1992

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 07 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

RENUMBERED TO A57-02342B (NO SALIT)
Ident. Number: A57-02342B
Date Received: 2/07/1989
Receipt No: W002171
Received By: E. R.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELIZABETH CUFF 208-495-2437
Address: HC 79 BOX 103
MELBA, ID 83641

2. Date of Priority: FEB 13, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	20	NE	SE			OWYHEE

5. Description of diverting works:
APPROX. 1305' W/30 HP PUMP W/PIPELINE TO SPRINKLER IRRIG. (89 F)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.650		

7. Total Quantity Appropriated is:
0.650 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
01N	03W	20	SW	NE		IRR	5.0
			SE	NE		IRR	10.0
			NE	SE		IRR	30.0

A57-02342B

Page 1

Date: 02/08/89

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OCT 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	03W	20	NW SE		IRR	15.0
Section Acres						60.0
Total Acres						60.0

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:

THIS CLAIM INCLUDES A TRANSFER OF ORIGINAL P.O.U. AS FOLLOWS:
20 ACRES FROM SENE SEC. 20 TO A NEW P.O.U.
SWNE-5AC SEC 20.
NWSE-15 SEC 20
THESE LANDS HAVE BEEN IRRIGATED SINCE 1963
THIS CLAIM IS A SPLIT OF 57-02342. ELR. *****

15. Basis of Claim: LICENSE
Water Right Number: 30384

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Elizabeth [Signature] Date: 2-7-89
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 7 day
of Feb 19 89

Elton J. [Signature]
Notary Public

Seal

Residing at St. Louis
My Commission Expires 07/08/1997



8

18

17

Hot Springs

Hot Springs

BM 2266

6

BM 2266

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

Transfer

Water Right Number - 57-02342 *B* Adj. Flag Translation: Standard Water Right Number Old (D) Number - 30384

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

*** C - CURRENT OWNER ***
IHLLI

GENE J.

1 -
2 -
3 -

City- NAMPA
Phone -

State- ID Zip- 83651

*** O - ORIGINAL OWNER ***
NANNEY

IVAN E.

1 -
2 -
3 -

City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
02/13/1962 14 L - LICENSE

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

+ - - - - Point of Diversion - - - - - +
Twn. Rng Sec Tract Lot RFlg County
01N 03W 20 NE SE (73) OWYHEE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 1.090 459.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.090 459.00

+ - - - - *065* - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01N 03W 20 SE NE 33.0 *10ac* 01 IRRIGATION (73) OWYHEE
01N 03W 20 NE SE 40.0 *30ac* 01 IRRIGATION (73) OWYHEE
01N 03W 21 SW NW 3.0 01 IRRIGATION (73) OWYHEE
01N 03W 21 NW SW 24.0 01 IRRIGATION (73) OWYHEE

Total Acres: 100.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

split right

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OCT 07 1992

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

Water right number - 57-02342

Adj. flag translation: Standard Water Right Number

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

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

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

+ - - Audit Fields -

+ - - - - 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
Start Work 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 -
Decree Date - 00/00/0000		

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OCT 07 1992

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02342

Date: 1-22-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	1N	3W	20			3	10									24	7			44
GIS						3.4	11									24.2	5.4			44
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1 S W N E S E

Total Claimed Acres: 44

Overlapping FOU Claim #'s:

Total GIS Acres: 44

COMMENTS:

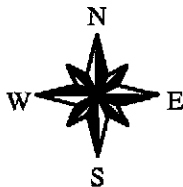
County data indicates claimant doesn't own parcels.
Per claim map + image interpretation.

Idaho Department of Water Resources

Claim Number: 57-02342
Legal: T01N, R03W, S20
Reviewed By:

1987 Napp Photo

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



0 0.25 0.5 Miles

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

RECEIVED
FEB - 6 2003

Department of Water Resources



57-2342
-10842

Handwritten: 7, 1321, and a signature.

RECEIVED
FEB 07 2003
WATER RESOURCES
WESTERN REGION

RETURN
TO SEND
UNDELIV
AS ADDR

Elizabeth L. Cuff
11600 W Powderhorn Ct
Boise, Idaho 83704



83303-2707
83713-2707

No new address found

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

January 24, 2003

Elizabeth L Cuff
11600 W Powderhorn Ct
Boise, Idaho 83704

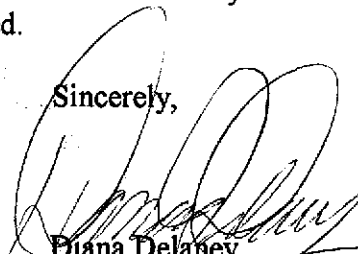
Dear Water Right Claimant(s):

This letter accompanies copies of an *Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc* (hereinafter "*Order*") for water right numbers 57-2342, and 57-10842. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of these water rights. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for each of these water rights. As stated in the face of each *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). The *Order* also incorporates into the *Partial Decrees* an express statement that each *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). These *Orders*, in combination with the *Partial Decrees* that were issued for these water rights on December 15, 1997, set forth all of the elements of your water rights. The Snake River Basin Adjudication (SRBA) Court suggests that you keep these documents in a safe location together with a copy of each *Partial Decree* to show evidence of these water rights. The original of these *Orders* and the original of each *Partial Decree* for these water rights are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Orders* are entered *Nunc Pro Tunc*, meaning that the *Orders* will be treated as if they were issued on the same date that the *Partial Decrees* were originally issued.

Sincerely,



Diana Delaney
Case Administrator

2003 JAN 24 PM 4 19

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	)	Water Right 57-2342
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on December 15, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on July 26, 1999, 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 an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-01 to 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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 a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

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

Dated January 24, 2003



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

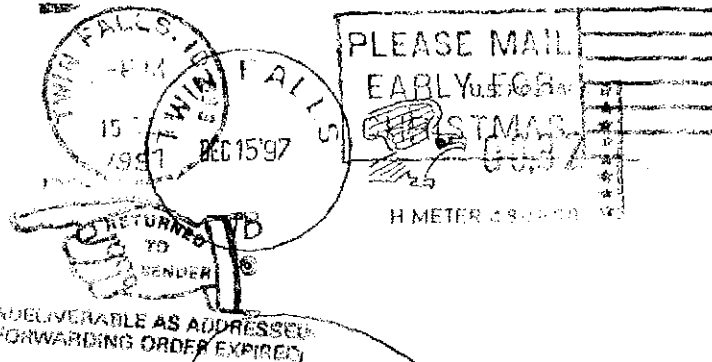
STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

57-02342

RECEIVED

DEC 19 1997

Department of Water Resources



83713-4 83303-2707

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-02342

1997 DEC 15 AM 10:55

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: ELIZABETH L CUFF
11600 W POWDERHORN CT
BOISE ID 83704

SOURCE: GROUNDWATER

QUANTITY: 0.65 CFS
198.0 AFY

PRIORITY DATE: 02/13/1962

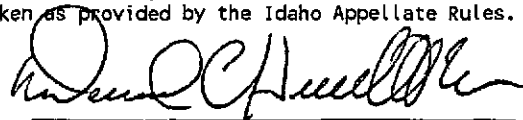
POINT OF DIVERSION: T01N R03W S20 SWNESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	0.65 CFS 198.0 AFY

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T01N R03W S20	SWNE 3	SENE 10	NESE 24	NWSE 7
	44 ACRES TOTAL				

RULE 54(b) CERTIFICATE

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



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

AJ0749NP
No. R57-02342

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

DATE: 11/10/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELIZABETH L CUFF 11600 W POWDERHORN CT BOISE ID 83704 (208) 376-6525	02/13/1962	IRRIGATION	03-15 11-15	0.65 CFS	198.00 AFA
TOTAL DIVERSION:					0.65 CFS	198.00 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE
Point(s) of Diversion: T01N R03W S20 SWNESE 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	:	SUM	
01N	03W	20	:			03	10	:						24	07	:	44.0	
																	TOTAL ACRES	44.0

POU County: OWYHEE

Conditions of Approval:

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

Remarks: EXP WATER IS LOW TEMPERATURE GEOTHERMAL WATER.

Dates: Exam Made Date: Verified Date: 11/10/1997 Objection Filed Date:

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

Comments: Date: 11/11/1991 User-ID: SHURTE Subject: COPIED FROM REMARKS
THIS CLAIM INCLUDES A TRANSFER OF ORIGINAL P.O.U. AS FOLLOWS:
20 ACRES FROM SENE SEC. 20 TO A NEW P.O.U.
SWNE-5AC SEC 20.
NWSE-15 SEC 20
THESE LANDS HAVE BEEN IRRIGATED SINCE 1963

Date: 11/11/1991 User-ID: SHURTE Subject: DATE OF CHANGE 1963 NOT VERIFIED BY CLAIMANT - ORTHOPHOTOQUAD

AJ0749NP
No. R57-02342

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

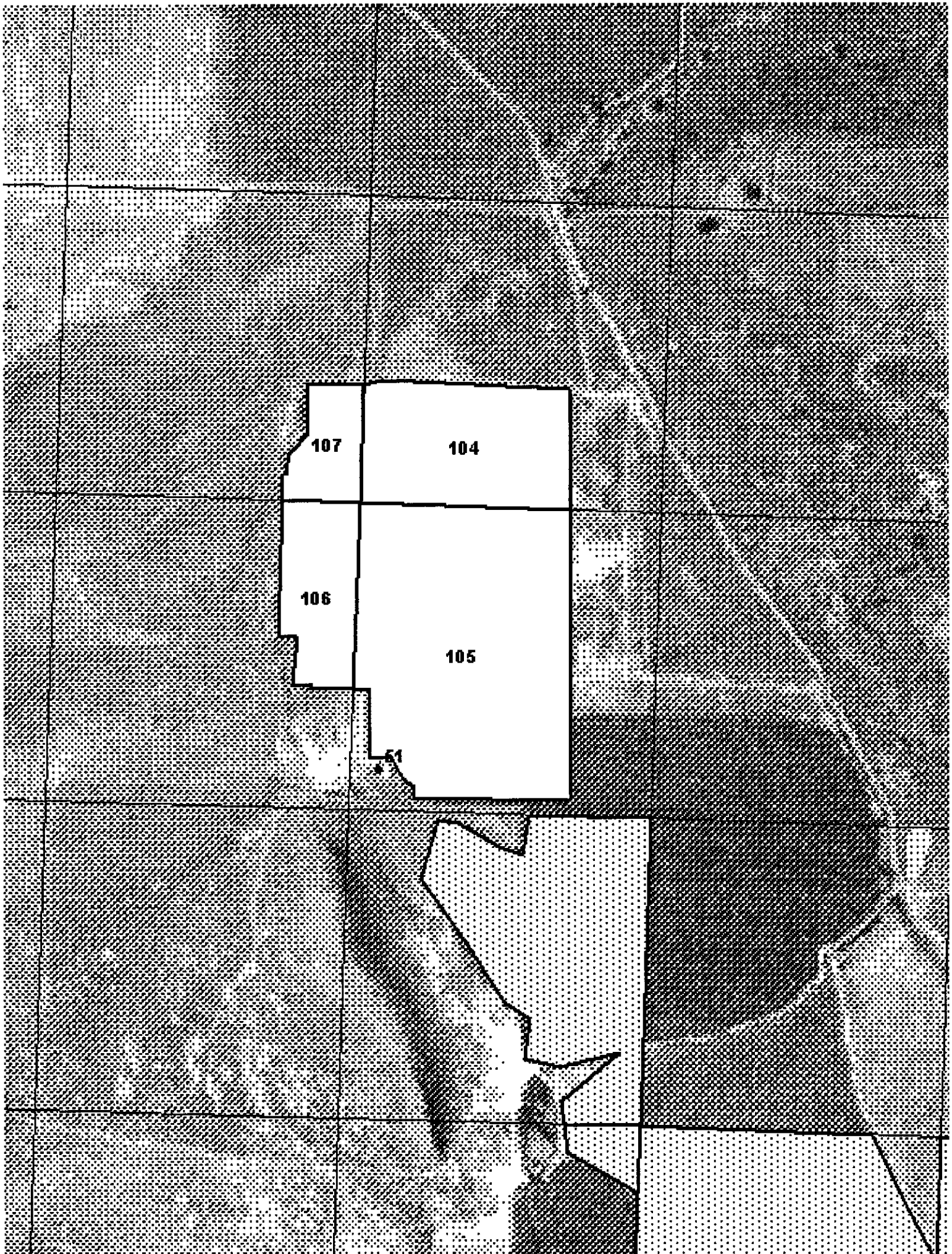
DATE: 11/10/97
PAGE: 2

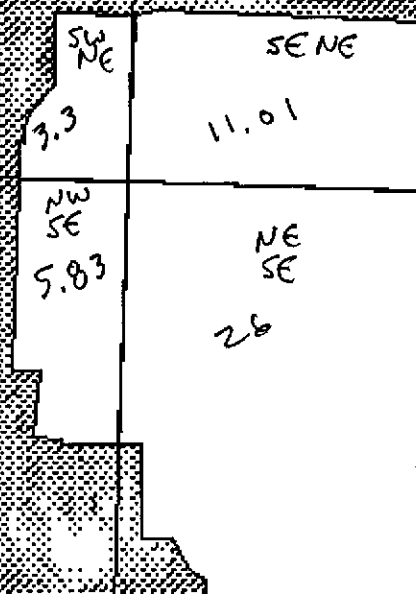
=====

Comments: Date: 11/11/1991 User-ID: SHURTE Subject: DATE OF CHANGE 1963 NOT VERIFIED BY CLAIMANT - ORTHOPHOTOQUAD
DATED 1979 SHOWS THE PRESENT POU IRRIGATED AS IT IS NOW. SO, THE
DATE OF CHANGE WAS BEFORE 1979. THE REMAINING POU ORIGINALLY
LICENSED FOR THIS WELL IS NOW USING OPALINE IRRIGATION DISTRICT
WATER AND NO CLAIM FOR THOSE LANDS FOR THIS WELL HAS BEEN FILED.
THE ONLY WATER USED ON THE OLD POU NOT CLAIMED IS OPALINE PER
REMARKS FROM NEIGHBORS.

Date: 01/05/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE
ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*CONFORMED NAME/ADDRESS TO AVOID DUPLICATE MAILING LABELS.

Audit: 11/10/97 RHOWERTO





57-23 42

T1N R3W S20

WESTERN REGION

CLAIM NUMBERS 57-2342

AGENT RON DATE 10/27/97

TOTAL ACRES FROM RECOMMENDATION 44 $5\% = 2.2 + 44 = 46.2$

GEOGRAPHIC INFO SYSTEM ACRES 46.14 $< 5\%$ OK

READY FOR DECREE (YES) SENT FOR DECREE (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM <u>2342</u>	<u>1N</u>	<u>3W</u>	<u>20</u>			<u>3</u>	<u>10</u>									<u>24</u>	<u>7</u>		
GIS						<u>3.3</u>	<u>11.01</u>									<u>26</u>	<u>5.83</u>		<u>46.14</u>
RECOM																			
GIS																			

POLYGON CREATED ON 804

POLYGON # () () () () _____ UPDATED BY

ATTRIBUTES OF B57-POU.SHP (104) (105) (106) (107) ()

ATTRIBUTES OF B57-POD.SHP (51) () () () ()

B57-DBPOU.DBF _____ UPDATED BY

B57-DBPOD.DBF _____ UPDATED BY

RDH GPSTABLE

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

DATE: NOV-10-1997

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-02342

NAME AND ADDRESS: ELIZABETH L CUFF
11600 W POWDERHORN CT
BOISE ID 83704

SOURCE: GROUNDWATER

QUANTITY: 0.65 CFS
198.0 AFY

PRIORITY DATE: 02/13/1962

POINT OF DIVERSION: T01N R03W S20 SWNESE Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	<u>Irrigation Season</u>	0.65 CFS
		<u>03/13 11/13</u>	198.0 AFY

PLACE OF USE:	IRRIGATION	Within OWYHEE County
	T01N R03W S20	SWNE 3 SENE 10 NESE 24 NWSE 7
	44 ACRES TOTAL	

CONSUMPTIVE USE: ~~134.0~~ AFY

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

RIGHT INCLUDES CHANGE IN PLACE OF USE/
WATER IS LOW TEMPERATURE GEOTHERMAL WATER/

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.
WATER IS LOW TEMPERATURE GEOTHERMAL WATER.

AJ0749NP
No. R57-02342

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

DATE: 08/23/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELIZABETH L CUFF 11600 W POWDERHORN CT BOISE ID 83704 (208) 376-6525	02/13/1962	IRRIGATION	03-15 11-15	0.65 CFS	198.00 AFA
TOTAL DIVERSION:					0.65 CFS	198.00 AFA
~~CONSUMPTIVE USE:~~						~~154.00 AFA~~

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R03W S20

SWNESE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
01N	03W	20	:			03		10	:									24	07	:	44.0
TOTAL ACRES																			:	44.0	

POU County: OWYHEE

Non-Irrigation Uses: NONE

Other Rights: NONE

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

Remarks: EXP WATER IS LOW TEMPERATURE GEOTHERMAL WATER. *ok*

Dates: Exam Made Date: Verified Date: 08/23/1996 Objection Filed Date:

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

Comments: Date: 11/11/1991 User-ID: SHURTE Subject: COPIED FROM REMARKS
THIS CLAIM INCLUDES A TRANSFER OF ORIGINAL P.O.U. AS FOLLOWS:
20 ACRES FROM SENE SEC. 20 TO A NEW P.O.U.
SWNE-5AC SEC 20.
NWSE-15 SEC 20

AJ0749NP
No. R57-02342

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

DATE: 08/23/96
PAGE: 2

=====

Comments: Date: 11/11/1991 User-ID: SHURTE Subject: COPIED FROM REMARKS
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Date: 11/11/1991 User-ID: SHURTE Subject: DATE OF CHANGE 1963 NOT VERIFIED BY CLAIMANT - ORTHOPHOTOQUAD
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Date: 01/05/1996 User-ID: DSMITH Subject: NAME AND/OR ADDRESS CHANGE
THE NAMES OR ADDRESSES IN THE NAME FILE WERE CHANGED WITHOUT THE
ABOVE USER NOTING EXACTLY WHAT WAS CHANGED. THE CHANGE FOR A
K-OWNER OR ATTORNEY MAY HAVE BEEN MADE WITHOUT A WATER RIGHT
OWNER CHANGE.
*CONFORMED NAME/ADDRESS TO AVOID DUPLICATE MAILING LABELS.

Audit: 08/23/96 KWALKER

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELIZABETH CUFF 11600 POWDERHORN CT BOISE ID 83704 (208) 376-6525	02/13/1962	IRRIGATION	03-15 11-15	0.65 CFS	198.0 AFA
					TOTAL DIVERSION:	0.65 CFS
					CONSUMPTIVE USE:	154.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R03W S20

SWNESE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
01N	03W	20	:					03		10								24	07	:	44.0
																			TOTAL ACRES	44.0	

POU County: OWYHEE

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: RIGHT INCLUDES CHANGE IN PLACE OF USE.
WATER IS LOW TEMPERATURE GEOTHERMAL WATER.

Dates: Exam Made Date: Verified Date:

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

Comments: Date: 11/11/1991 User-ID: SHURTE Subject: DATE OF CHANGE 1963 NOT VERIFIED BY CLAIMANT - ORTHOPHOTOQUAD
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Date: 11/11/1991 User-ID: SHURTE Subject: COPIED FROM REMARKS
THIS CLAIM INCLUDES A TRANSFER OF ORIGINAL P.O.U. AS FOLLOWS:
20 ACRES FROM SENE SEC. 20 TO A NEW P.O.U.
SWNE-5AC SEC 20.
NWSE-15 SEC 20
THESE LANDS HAVE BEEN IRRIGATED SINCE 1963

Audit: 11/12/91 SHURTE 01/21/92 SHURTE 02/10/92 SHURTE 07/09/92 SHURTE
07/29/92 PR-PRODM 10/13/92 CPSHAW 12/05/92 ADT-SHAW

MICROFILMED
JUL 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

April 15, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Elizabeth L. Cuff
P.O. Box 254
Gleneden Beach, OR 97388

Dear Liz:

Enclosed is a copy of the license for Water Right No. 57-07236E with the gold embossed seal of the Department. In talking with the state office staff who process licenses, they indicated they no longer use these since the licenses are now computer generated.

Water Right No. 57-04034 was a statutory claim filed by Givens Hot Springs for domestic and commercial use (copy enclosed). We discussed this claim earlier and you did not file a Snake River Basin claim on this right because it had a 1968 priority date for domestic and commercial use from a groundwater source which invalidated the water right due to the groundwater statute requiring an application for permit be filed for a commercial use at the time development of the well was begun on wells drilled and used after 3-25-63. The original Permit No. 57-07236 was filed by Givens Hot Springs in 1979 to cover this well and six others which were either existing or proposed. It appears they planned a development for domestic and heating of 143 homes. Enclosed is a copy of this original permit and Memorandum Decision and Order issued on 5-18-79. After the approval several assignments of portions of the permit began coming in. Lester Moncrief was assigned 122 of the 143 proposed homes and Shirley Marsh retained 21 of which she assigned 1 home to the Jump's and 1 home to the Greene's with the remaining 19 assigned to you as domestic use for .36 cfs along with the heating use for .88 cfs. Your portion of this permit could not be amended from domestic and heating purposes to irrigation and commercial, because it would result in an increase in consumptive use. Therefore we amended it for licensing purposes to domestic and commercial use and filed claim No. A57-10842 to cover the irrigation from the well dating back to 1881 based on the historical irrigation use from the spring at the same location where the well now is. Because of the groundwater statute which requires an application for permit be filed for any development of a groundwater source after March 25, 1963, with the exception of domestic or stockwater uses, we could not use the 1968 priority date on 57-04034 for a commercial use. The Statutory Claim No. 57-04034 is not a valid filing for commercial use due to the priority date of 1968. Therefore, Application for

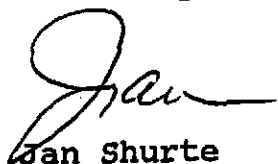
MICROFILMED

JUL 20 1994

Permit 57-07236 was filed in 1979 to legally record the existing uses, and proposed uses, from this well and others. Your Water Right Nos. 57-07236E and 57-10842 both cover this well for commercial and domestic purposes back to 1979 under 57-07236E and irrigation purposes back to 1881 under 57-10842. No objections were filed against any of your rights as recommended and the decree of non-objected rights is proposed to be signed by the Judge in December of this year. There are no other filings by anyone other than yourself to the well in the softball field. No one can claim a right to a source with the point of diversion on another's property without an easement or right-of-way from that person. Your mobile home is listed on 57-07236E, along with the 3 cabins, 32 RV hook-ups, the fountain and all uses in the poolhouse except to fill the pool. The pool water from the spring is covered under Water Right No. 57-04032.

If you feel there is a problem remaining with these rights, please contact me and we can proceed from there. Remember, however, that the 1979 priority date on 57-07236E is the same as Sunrise Park Subdivision's because they were at one time the same right. They are now separate rights and another right with an earlier priority date for your commercial use would have to be a right dating back prior to 3-25-1963 and that can be proven in court to have existed prior to that date. At this time, a court action would have to be initiated by an attorney to enter this late claim. If you feel the commercial use from this well for the uses covered was begun prior to 1963, please contact me. It has always been my understanding that the RV hookups and plumbing in the poolhouse for the hot tubs, etc. began after 1963. Feel free to contact me if you have further questions.

Sincerely,



Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

MICROFILMED
JUL 20 1994

22 February 1993

RECEIVED
FEB 22 1993

Department of Water Resources
Western Regional Office

Jan Shurte
% Department of Water Resources
2735 Airport Way
Boise, ID 83705

RE: Water Rights of Elizabeth L. Cuff

Dear Jan:

This is to notify you of my address change, effectively immediately:

New Address:
Elizabeth L. Cuff
P. O. Box 254
Gleneden Beach, OR 97388

Also, please note the following:

<u>Water Right #:</u>	<u>Location:</u>	<u>Current Status:</u>
57-02342	Farm	Have NOT yet received license. ← <i>COPY OF 7-24-6 LICENSE ATTACHED</i>
* 57-10013	River home-well	Have NOT yet received license. ← <i>NOT CLAIM BASED ON BENEFICIAL USE - NO LICENSE ISSUED</i>
57-07458	River home-recreation	Have received license: Everything is OK.
* 57-04032	Givens "spring"	Have NOT yet received license. ← <i>BASED ON BEN. USE - NO LICENSE WILL BE ISSUED</i>
* 57-10842	Givens "well"	Have NOT yet received license. ← <i>NOT CLAIM - SAME AS 57-10013 ABOVE</i>
57-07236E	Givens "well"	Have received license, but WITHOUT official DWR seal.

I need to specifically address water right #57-07236E. We received a license for that water right on March 23, 1992 with an incorrect priority date. You were contacted in that regard, and on June 22, 1992, we received a new license with the correct priority date. However, I recently took a close look at the license, and realized it had not been notarized with the Department of Water Resources "seal", as water licenses are. (By "seal", I am referring to the embosser normally used by the Department of Water Resources on these licenses.) So, I am asking that you please send a license with this official seal on it.

One further question is in regard to water right #57-4034, indicated on the enclosed

MICROFILMED

JUL 20 1994

PAGE 1 OF 2 [ELC]

LIZ - ALL OF THE RIGHTS DESIGNATED WITH * ABOVE ARE ONES THAT WERE FILED BASED ON BENEFICIAL USE RATHER THAN BY PERMIT & LICENSE. THEY WILL BE DECREED RIGHT ALONG WITH THE LICENSED RIGHTS & THEN ALL WILL BE CONSIDERED DECREED RTS. AFTER THE JUDGE SIGNS THE DECREE. ENCLOSED IS A PAMPHLET THAT EXPLAINS THE DIFFERENCE BETWEEN THE TWO.

22 February 1993

RECEIVED
FEB 24 1993

Department of Water Resources
Western Regional Office

Jan Shurte
% Department of Water Resources
2735 Airport Way
Boise, ID 83705

RE: Water Rights of Elizabeth L. Cuff

Dear Jan:

This is to notify you of my address change, effectively immediately:

New Address:
Elizabeth L. Cuff
P. O. Box 254
Gleneden Beach, OR 97388

Also, please note the following:

<u>Water Right #:</u>	<u>Location:</u>	<u>Current Status:</u>
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57-10842	Givens "well"	Have NOT yet received license.
57-07236E	Givens "well"	Have received license, but <i>WITHOUT</i> official DWR seal.

I need to specifically address water right #57-07236E. We received a license for that water right on March 23, 1992 with an incorrect priority date. You were contacted in that regard, and on June 22, 1992, we received a new license with the correct priority date. However, I recently took a close look at the license, and realized it had not been notarized with the Department of Water Resources "seal", as water licenses are. (By "seal", I am referring to the embosser normally used by the Department of Water Resources on these licenses.) So, I am asking that you please send a license with this official seal on it.

One further question is in regard to water right #57-4034, indicated on the enclosed

information. This water right would belong to the current Givens Hot Springs; it would not belong to anyone claiming water rights in Sunrise Skypark, as there was no other well located in section 21 in 1968 or 1979, other than the one currently located on our property. This also concurs with the enclosed data. My question is, how did water right #57-07236E get assigned to our well near the softball field? Is it possible that #57-07236E refers to the well which is located on our property, next to the trailer house? The well, currently assigned #57-07236E, and located near the softball field, is the oldest well on any of the Givens Hot Springs property, both now, and at any time Givens Hot Springs was a part of Sunrise Skypark. It is my thought that water right #57-4034 is the correct water right number for the well by the softball field, which would give it a priority date of 1968.

The reason this has not been noticed before, is because of all the confusion on my part, and on the part of the Department of Water Resources with regard to the Givens area water rights.

Jan, could you please trace this, so that I might have a valid explanation. If my thinking is right, what can be done to correct the error?

Also, would you please inform me when the water right licenses might arrive, which we have not yet received. Your help is greatly appreciated.

Most sincerely,



Elizabeth L. Cuff
P. O. Box 254
Gleneden Beach, OR 97388
[503] 764-3843

Enclosures: Four

Copy: Carl Hamilton
% Hamilton, Michaelson & Drescher

*Hope all is going well with you Jan!
We love living by the ocean!*

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ELIZABETH CUFF 11600 POWDERHORN CT BOISE ID 83704 (208) 376-6525	02/13/1962	IRRIGATION	03-15 11-15	0.65 CFS	198.0 AFA
					TOTAL DIVERSION:	0.65 CFS
					CONSUMPTIVE USE:	198.0 AFA 154.0 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion: T01N R03W S20 SWNESE OMYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
01N	03W	20	:					03		10	:							24	07	:	44.0
																			TOTAL ACRES	44.0	

POU County: OMYHEE

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: RIGHT INCLUDES CHANGE IN PLACE OF USE.
WATER IS LOW TEMPERATURE GEOTHERMAL WATER.

Dates: Exam Made Date: Verified Date:

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

Comments: Date: 11/11/1991 User-ID: SHURTE Subject: COPIED FROM REMARKS
THIS CLAIM INCLUDES A TRANSFER OF ORIGINAL P.O.U. AS FOLLOWS:
20 ACRES FROM SENE SEC. 20 TO A NEW P.O.U.
SWNE-5AC SEC 20.
NWSE-15 SEC 20
THESE LANDS HAVE BEEN IRRIGATED SINCE 1963

Date: 11/11/1991 User-ID: SHURTE Subject: DATE OF CHANGE 1963 NOT VERIFIED BY CLAIMANT - ORTHOPHOTOQUAD
DATED 1979 SHOWS THE PRESENT POU IRRIGATED AS IT IS NOW. SO, THE
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REMARKS FROM NEIGHBORS.

Audit: 07/09/92 SHURTE

MICROFILMED
OCT 07 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-02342

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	NO	11-7-90	1/24-5	NO	NO	2/10/92	
PT. OF DIV.	NO			NO	NO		
SOURCE	NO			NO	NO		
PL. OF USE	YES			YES	YES		
DIV. AMOUNT CFS/AF	YES			NO	NO		
CONSUMPTIVE USE	NO			NO	NO		
NATURE OF USE	NO			NO	NO		
PERIOD OF USE	NO			YES	NO		
BASIS OF CLAIM	NO			NO	NO		
REMARKS	NO	✓	✓	YES	NO	✓	

DATA ENTRY COMPLETED
BY J DATE 2-10-92

FINAL RECOMMENDATION
BY J DATE 2-10-92

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES X / NO NA

VERIFICATION CODES

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

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

COMMENTS:

Photos attached to CNR

MICROFILMED
OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:46:12
11/21/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-02342

LAST: NANNEY
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000

FIRST: IVAN E.
STATE: ID ZIP: X

OWNER CODE: O

LAST: CUFF
ADDRESS: HC 79 BOX 103
CITY: MELBA
PHONE NUMBER: 208-495-2437

FIRST: ELIZABETH
STATE: ID ZIP: 83641

OWNER CODE: C

LAST: IHLI
ADDRESS:
CITY: NAMPA
PHONE NUMBER: 208-000-0000

FIRST: GENE J.
STATE: ID ZIP: 83651

OWNER CODE: O

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM INCLUDES A TRANSFER OF ORIGINAL P.O.U. AS FOLLOWS:
20 ACRES FROM SENE SEC. 20 TOA NEW P.O.U.
SWNE-5AC SEC 20.
NWSE-15 SEC 20
THESE LANDS HAVE BEEN IRRIGATED SINCE 1963
THIS CLAIMS IS A SPLIT OF 57-02342. ELR.*****

*Send to
Comments*

MICROFILMED
OCT 07 1992

CONTACT PERSON: Liz Cuff

PHONE NUMBER: 208-495-2437

DATE OF FIELD EXAM: 11/1/90

APPOINTMENT MADE: Y() N()

TIME: 9:30 A() P()

ACCOMPANIED BY: Liz Cuff

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: owner

DIRECTIONS TO PROPERTY / REMARKS:

Meet at Jiver's Hot Springs.

MICROFILMED
OCT 07 1992

A. AJ CLAIM: # A57-02342 PRIORITY DATE: 02-13-1962 STAGE: L
B. WR RECORD: # 57-02342 PRIORITY DATE: 02-13-1962 STAGE: L

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER

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

REMARKS: Same as licensed.

RECOMMENDED PRIORITY DATE:
02-13-1962

REVIEWED BY [Signature]

DATE 11-28-91

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OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-02342	01N	03W	20		NE	SE		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
57-02342	01N	03W	20		NE	SE		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
AKO
AKO

REMARKS:

Same as licensed - has not changed.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>1N</u>	<u>3W</u>	<u>20</u>	<u>SW</u>	<u>NE</u>	<u>SE</u>	<u>NONE</u>	<u>Wayne</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

DATE:

11-28-91

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A. ROOT WATER RIGHT NUMBERS: R57-02342
A57-02342

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
01N	03W	20	SW	NE		CUFF, ELIZABETH	A57-02342 / 5.0	- /	4.0	3	3
			SW	NE		OPALINE IRRIGATION DISTRICT	A02-02072 / 3.0	- /			
			SW	NE		CUFF, ELIZABETH	R57-02342 / 3.0	- /			
01N	03W	20	SE	NE		CUFF, ELIZABETH	A57-02342 / 10.0	57-02342 / 33.0	10.0	10	10
			SE	NE		OPALINE IRRIGATION DISTRICT	A02-02072 / 5.0	02-02072 / 4.0			
			SE	NE		CUFF, ELIZABETH	R57-02342 / 10.0	- /			
			SE	NE		OPALINE IRRIGATION DIST.		A02-02072 /			
01N	03W	20	NE	SE		CUFF, ELIZABETH	A57-02342 / 30.0	57-02342 / 40.0	26.0	24	24
			NE	SE		CUFF, ELIZABETH	R57-02342 / 24.0	- /			
01N	03W	20	NW	SE		CUFF, ELIZABETH	A57-02342 / 15.0	- /	7.0	7	7
			NW	SE		CUFF, ELIZABETH	R57-02342 / 7.0	- /			
TOTAL ACRES							A57-02342	60.00	73.00	47.00	44

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
YES

PRESUMPTION FLAG:

REMARKS:

(NEXT PAGE)
Place of use changed prior to 1974 (orthophotograph dated 1974 shows present POU). The old POU in the SWNW & NWSE of Sec. 21 does not use this well or any other. The present owner Elia Jaco uses Opaline Irr. Dist. to water this old pl. of use. Therefore, the present pl. of use can receive up to 1" per acre using the 1.09 cfs orig. licensed. ~~will be~~ .88 cfs for 44 acres, however, limited by the .65 cfs claimed.

RECOMMENDATIONS:

TOTAL ACRES: 44

REVIEWED BY: [Signature]

DATE: 11-28-91

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SEE COPIES
OF OLD EXAM -
NEXT PAGE
ANSO.



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A57-023448

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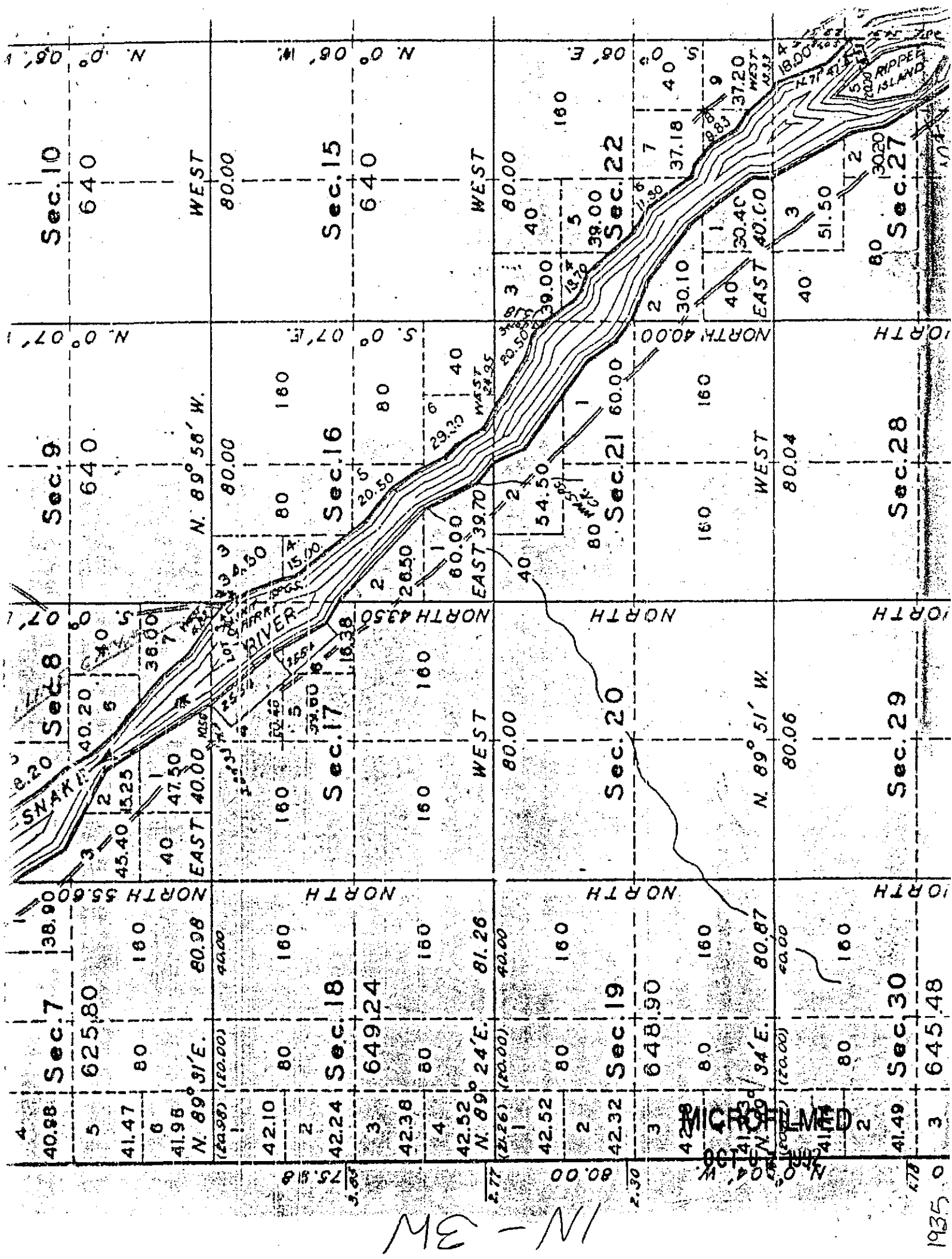
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ME - NI

1935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

ORIGINAL
FIELD
CONDUCTED
IN 1966

Permit No. G-30384

This proof is for completion of Works & Beneficial Use In Water District No.

1. Name of applicant: Cere, J. Abli2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NE 1/4 of Section 20T. 1 N R. 3 W.B.M. County of Owyhee4. Describe works as they exist, giving dimensions and capacities of same: 15 HP. GAS MOTOR

Ser. # 904853 v. 13.0 K. log Pump Ser. # 5210271 Well 12" - Hot water
Discharge 6" Steel pipe with Gate Valve

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

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

33 acres in SE 1/4 NE 1/4, 40 acres NE 1/4 SE 1/4 Sec. 20., 3 acres SW 1/4 NW 1/4, 24 acres in NW 1/4 SW 1/4 Sec. 21., Twp. 1 N., Rge. 3 W.B.M. (100 acres)

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

8. What large stream would the water here appropriated finally reach?

Remarks: Average Velocity through 12" Concrete check
by Pygmy meter

depth	sec	count	V
52	40	60	1.8 (.52) = .94
↓	40	47	1.19
↓	40	78	2.44
↓	40	70	1.76
			5.39 / 3 = 1.8

This water is also used year around to grow hot house tomatoes 14 acres

This examination was made on the 27 day of Sept(Signed) Don Watts

MICROFILMED

OCT 17 1966

30384

63-30384

36 41
01 14
109 105

FEB 13, 1962

ACRES

TS.
C. P. / Season max.
= 109.5
D.R.R.

This

1. N

2. S

3. L

7

4. 1

See

D.

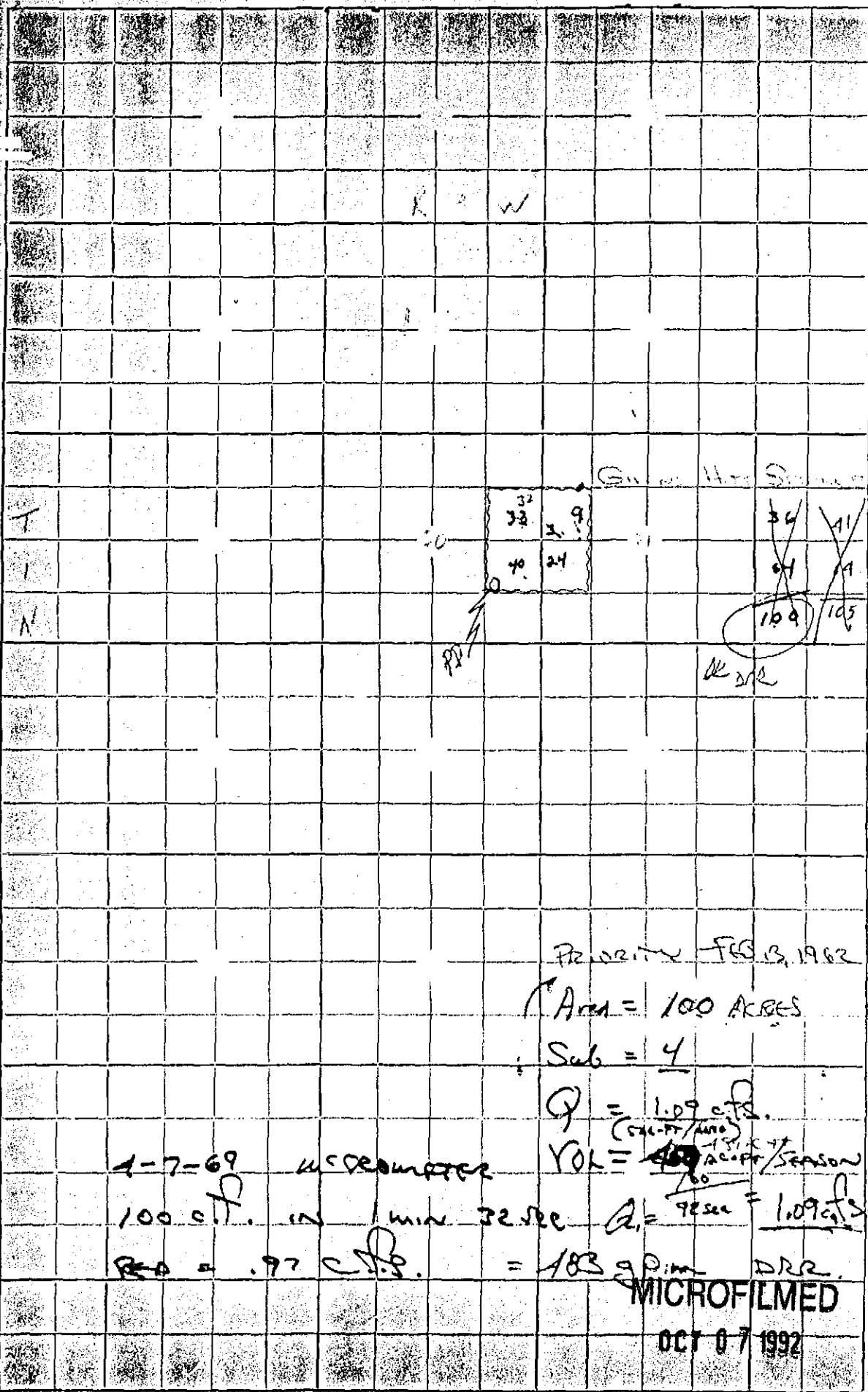
5. V

6. S

7. 1

Ren

π



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OCT 07 1992

Louis Ihli, Attorney-in-Fact
604 Roosevelt Avenue
Nampa, Idaho
Permit No. G-30384

Examination for Completion of Works & Beneficial Use

County: Owyhee

Quantity: 20 Sec. 20 T. 1N R. 3 WBM

Source: Well

P.D.: N5E-20-1N-3W

Use: Irrigation

Filed: 13 Feb 67

Due: 10 Feb 67

Extension: —

Protest: —

Completion of Works: —

Other Rights: None

Made: March 10, 1966

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

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OCT 4 2 1967

US 4.6
SHP. Ser. # 904853

McKelvey Pump

Ser. # 5210271

11 12" casing

discharge

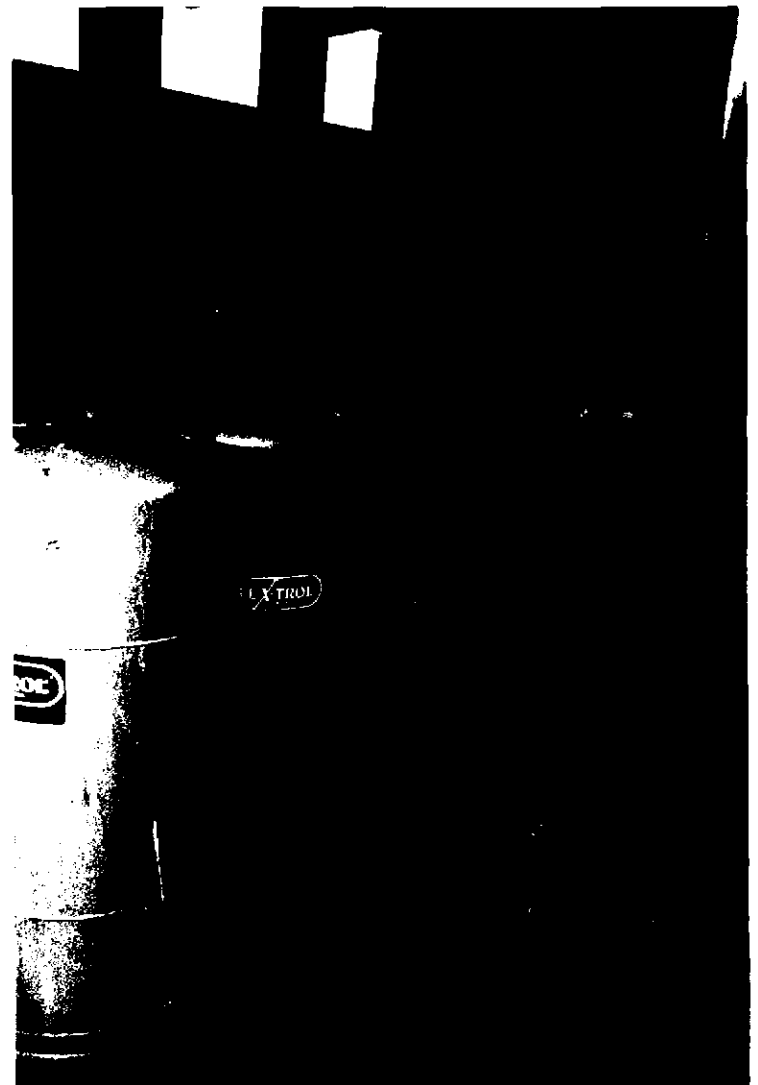
Discharge to





CRAM NO. A57-02342

WELHOUSE & WELL



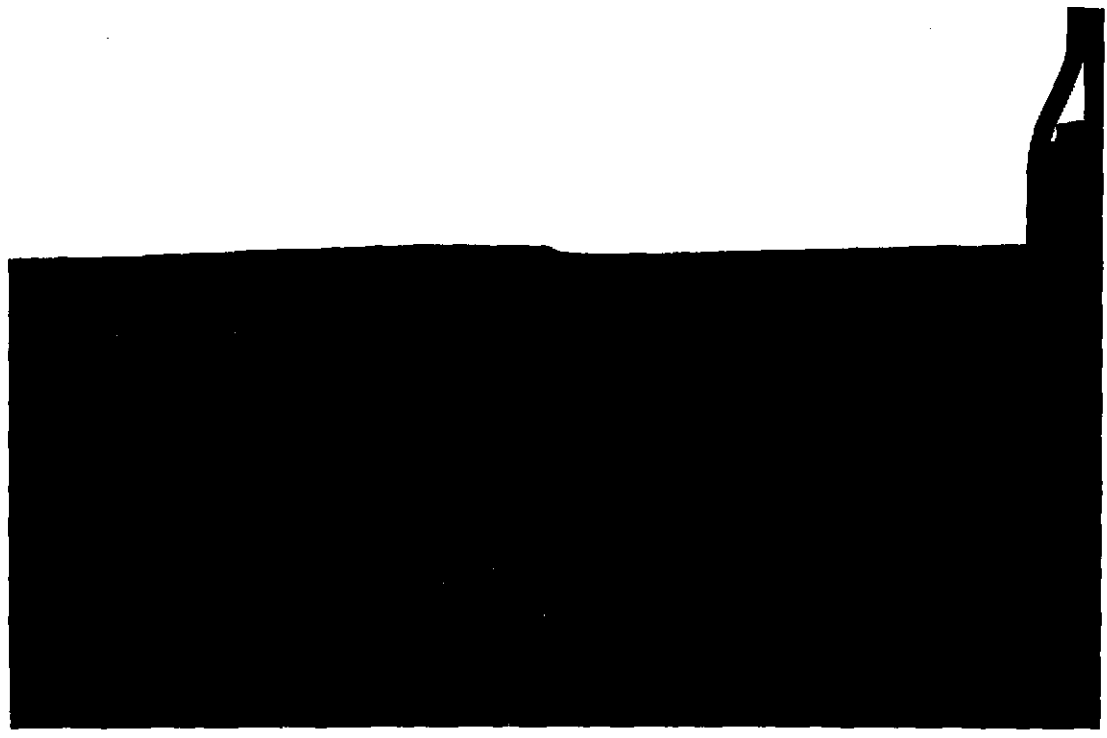
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OCT 07 1992

CLAIM NO. A57-03342

PLACE OF USE

FACING NORTHEAST



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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-02342 IRRIGATION	FROM 04-01 TO 10-31	.650 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.650 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-02342 IRRIGATION	FROM 04-01 TO 10-31	1.090 CFS 459.00 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.090 CFS 459.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u>NO</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<u>NO</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	<u>NO</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

Recommend to standard for licenses - standard in 3/15 to 11/15. OK per new standards 1-6-92

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.650 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.090 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?

FIELD
DATABASE EXAMINER
Y NO

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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD THEORETICAL, SEE ATTACHED CALCULATIONS. *on next page.*

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 POI AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-02342	GROUNDWATER	CUFF, ELIZABETH	0.650	0.010		
A02-02072	SNAKE RIVER	OPALINE IRRIGATION DISTRICT	50.320	0.019	125000.00	49.23
R57-02342	GROUNDWATER	CUFF, ELIZABETH	0.650	0.014	220.00	5.00

NO RIGHTS WITH SAME POI BUT NOT USED FOR IRRIGATION

NOTE: No Opaline Irrig. Dist. water used on this land - only irrigation via this well.

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 44 x 0.02 CFS/ACRE = .88 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 44 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 = OK per new standards 1-6-92
TOTAL CONSUMPTIVE USE 154 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A 4.5

ACRES 44 x DIVERSION VOL. AF/A FOR AREA 5 =

TOTAL DIVERSION VOLUME 220 AF/A 198*

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

1b. CALCULATIONS

THEORETICAL

$$\frac{30 \text{ HP} \times 8.8 \times .70}{50' + (2.3 \times 60 \text{ PSI})} = \frac{184.8}{188} = .98 \text{ cfs}$$

* Changed per new standards 1-6-92 to 4.5 af/acre per acre = $44 \times 4.5 = 198 \text{ af/A}$

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

No overlapping rights. Need cond. #'s CO# for POU change, CO# for reduction in cfs x acres, & BO# to designate this well as low temp. geothermal.

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	3-15 11-15 ~~04-01 10-31~~	DATABASE 0.650 EXAMINER <u>.65</u>	DATABASE EXAMINER ~~198~~ 198 AF	DATABASE 0.0 EXAMINER <u>154</u> OK per new standards
TOTAL FOR THIS RIGHT		0.650		0.0
REVIEWED BY: <u>[Signature]</u>	DATE: <u>11-28-91</u> <u>Standards 1-6-92</u>			

System Description - 30 hp pump + motor w/6" mainline to 3 wheel-lines + 1 handline. Water level at approx. 50'. Pumped into 2-30 gallon pressure tanks prior to sprinklers. Set at 60 PSI. Pump serial # is X487986.

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OCT 6 7 1992

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(X)	()
(X)	()
(X)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-02342

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.090

EXAMINER
1.09

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	R57-02342	0.650	R57-02342	0.650	57-02342	1.090
TOTAL CFS		0.650		0.650		1.090

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
N

FIELD
EXAMINER
no splits

REMARKS:

Since orig. right is now totally owned by the
Cuffy's (well + part of land) and the old POU not
claimed is & has been irrigated with Opaline since
before 1974, there is no split of orig. right, therefore
the Cuffy's claim has been changed from A57-02342B
to A57-02342.

AUTHENTICATION:

SIGNATURE:

Jan Thurte

DATE: 11-28-91

NAME OF FIELD EXAMINER:

JAN THURTE

TITLE: WR, RTB SUPERVISOR

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OCT 07 1992

October 19, 1990

Elizabeth Cuff
HC 79, Box 103
Melba, ID 83641

RE: Claims filed in the Snake River Basin Adjudication

Dear Claimants:

The Department of Water Resources is now conducting beneficial use and water right claim verification examinations in your area. An examination is needed to verify your water use in order to issue a water right license and/or decree.

Information on your permit or claim which may need to be verified includes source of water, type of usage, amount of water used and legal descriptions of the point of diversion and/or place of use.

In order to expedite these field examinations, due to the oncoming winter months, we request that you contact our office at (208)334-2190 within two weeks to make an appointment at a time convenient for you.

Although it is not mandatory that you accompany the field examiner, it does insure that an accurate description of your system will be made. If either yourself, or someone familiar with the system, could accompany the examiner it would be appreciated.

In some cases, the date of priority also needs to be verified. Recently, letters were sent to some claimants notifying them that evidence of the date of first use of their water right(s) was required. If you received one of these letters and have questions, we can address those during our examination.

If you have any questions or problems with the exam verification, please call within the two week period.

Sincerely,

KAY WALKER
Water Resource Agent

KW:k

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OCT 07 1992

Irrigation System

104 Sections of 4" Wheel line
 3 Sections of Wheel line Motor Assemblies
 Approx. 54 sections of hand lines
 " 44 sections of 6" & 4" Main line with existing tees and joints
 2 Sweep 45 Main joints
 Hoses

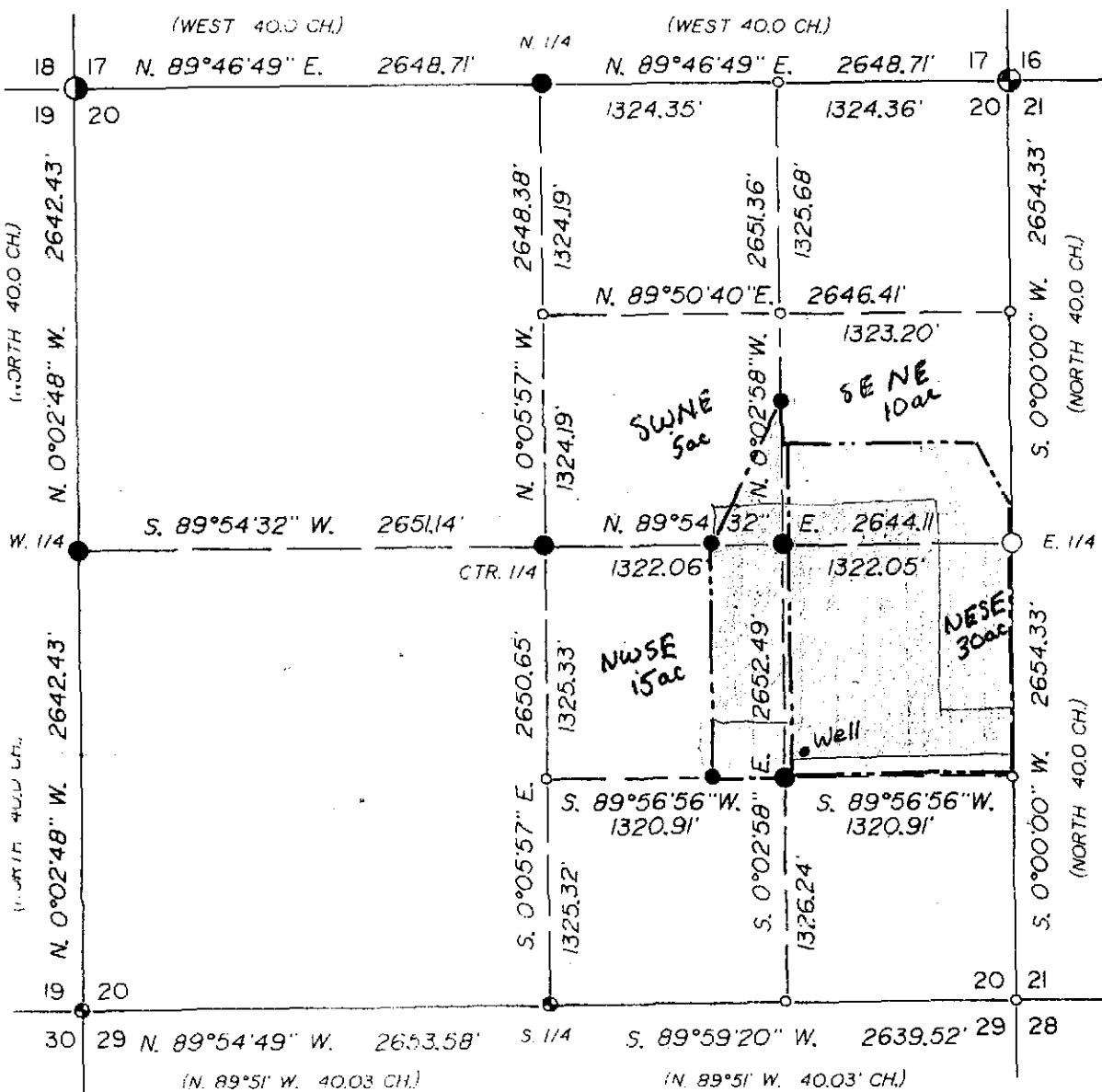
Pipe and Fitting Pile :

14 wheel line wheels
 2 sections of wheel line with wheels
 8 sections of hand line
 6 pieces of 6" main line approx. 30' long
 6 " of 6" main line " 40' long
 2 " of 4" main line " 30' long
 1 " of 4" main line " 40' long
 1 " of 8" main line " 40' long
 4 " of 6" main line " 25' long
 7 " of 6" main line " 30' long
 6 " of 4" Wheel line pipe

Misc. assorted pieces

1 4" 45 fitting
 1 6" Tee
 1 6" x 4" reducing coupling
 1 6" plug
 approx. 13 extra 6" clamps

FARM
of
Virg & Elizabeth Cuff
T1N R3W Sec. 20



60/Ac under
cultivation.
(shaded area).

SECTION BREAKDOWN

SCALE: 1" = 1000'

N. 89°54'3"
CTR. 1/4
(N.W. COR.
NW1/4SE1/4)

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OCT 07 1992

January 18, 1989

RECEIVED
JAN 23 1989

Mr. Eldon L. Roush
DEPARTMENT OF WATER RESOURCES
Western Region
2735 Airport Way,
Boise, Idaho 83705

Department of Water Resources
Western Regional Office

Dear Eldon:

Per our telephone conversation today, The Department of Water Resources "is putting the processing of our water rights on hold", extending the deadline of January 19, 1989 which was originally established.

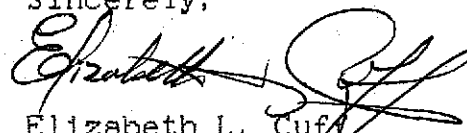
As you requested in my visit to your office on October 25, 1988, I am enclosing a copy of a map of the acreage on our farm, (water permit #A57-02342). The question at the time I was there pertained to whether the present permit allowed irrigation water on the acreage actually under cultivation. Please note the penciled shaded area as being the sixty acres under cultivation. In turn you were to fill in all the information, return documents to me for signature in front of a notary public, and I was then to return them to you with check enclosed.

There is also a question regarding water permit #A57-07236E. While I was in your office, we re-appropriated the designated water by amending the permit. You mentioned it would have to be published in the newspaper. Unless overlooked, I have not seen the publication to today's date. I believe this is necessary for amending the rights.

As I recall, there was an article in the newspaper with regard to charges being made on some of these water changes which should not have been made, with refunds to be made at a later date. If this applies to some of what we were already charged, would it be possible to transfer the credit to the charge which will accompany our farm filing?

Thanks for your help Eldon, and if there are any questions on any of our water rights, please do not hesitate to contact me.

Sincerely,



Elizabeth L. Cuff
GIVENS HOT SPRINGS
HC-79, Box 103-Melba, ID 83641
(208) 495-2437

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OCT 07 1992