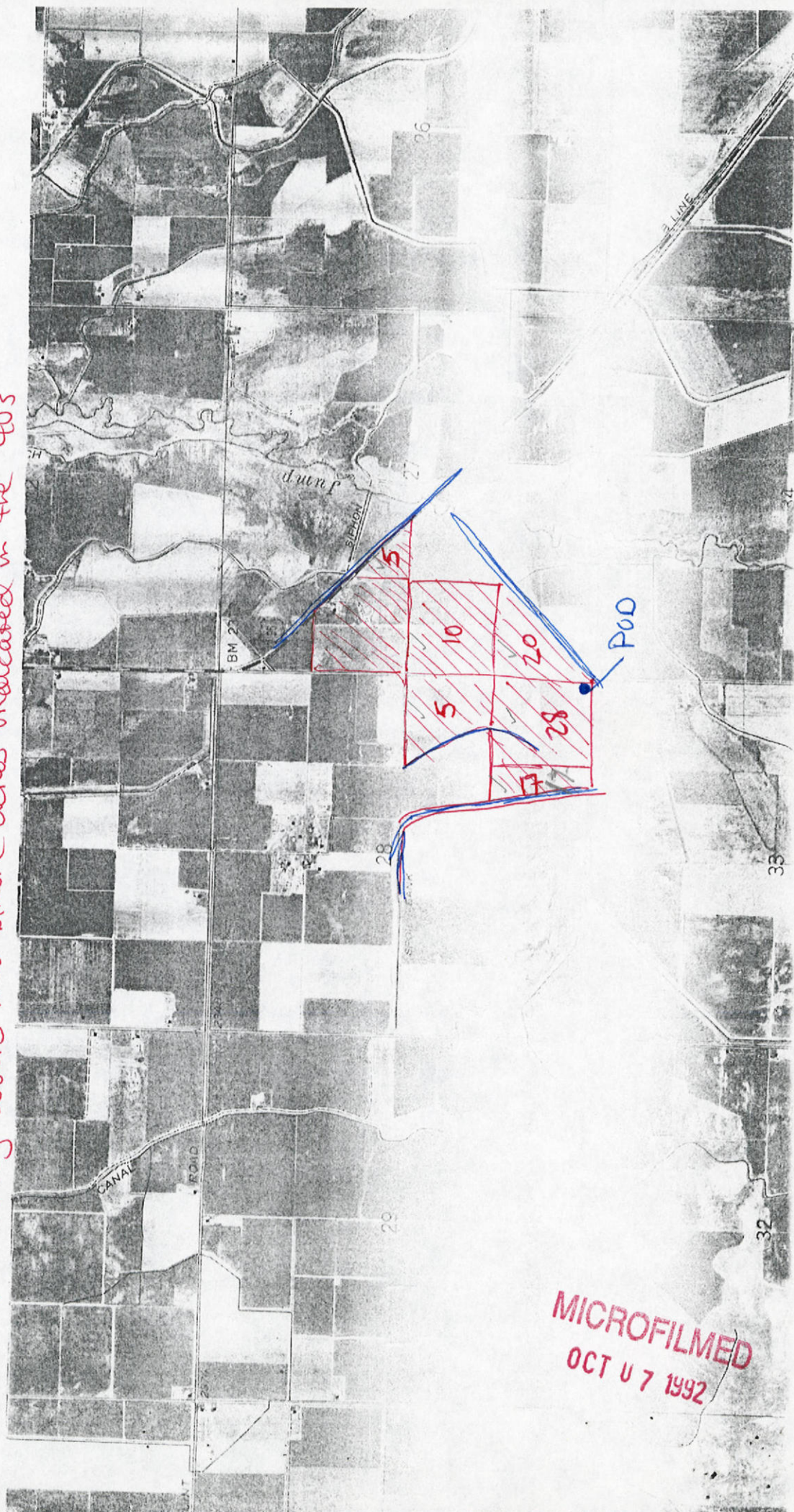


T3N R5W

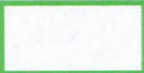
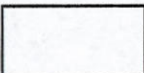
Gem Feeg. covers the other acres indicated in the 40's



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OCT 07 1992

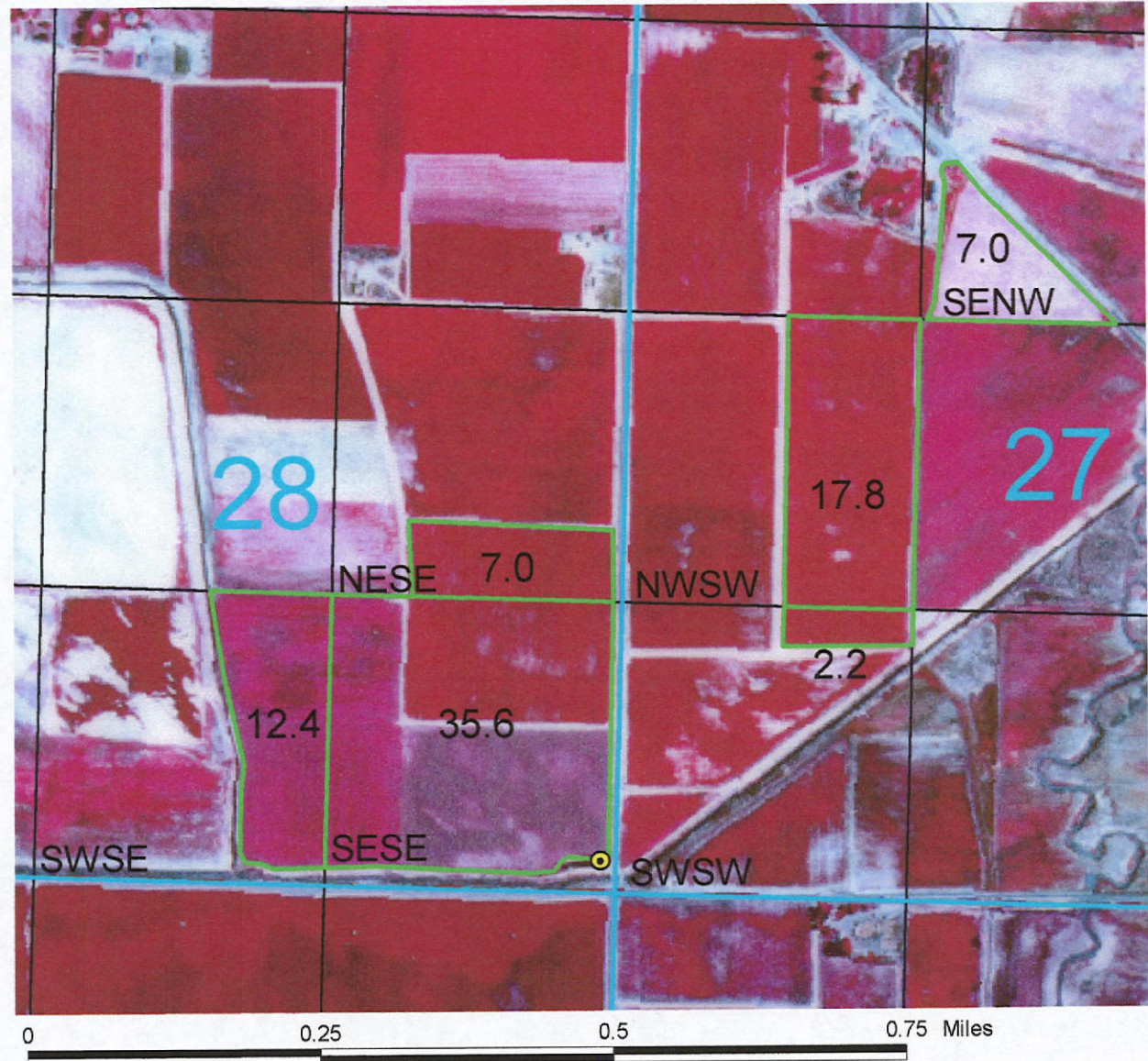
# Idaho Department of Water Resources

Claim Number: 57-07111  
Legal: T03N, R05W, S27, 28  
Reviewed By:

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



1987 Napp Photo



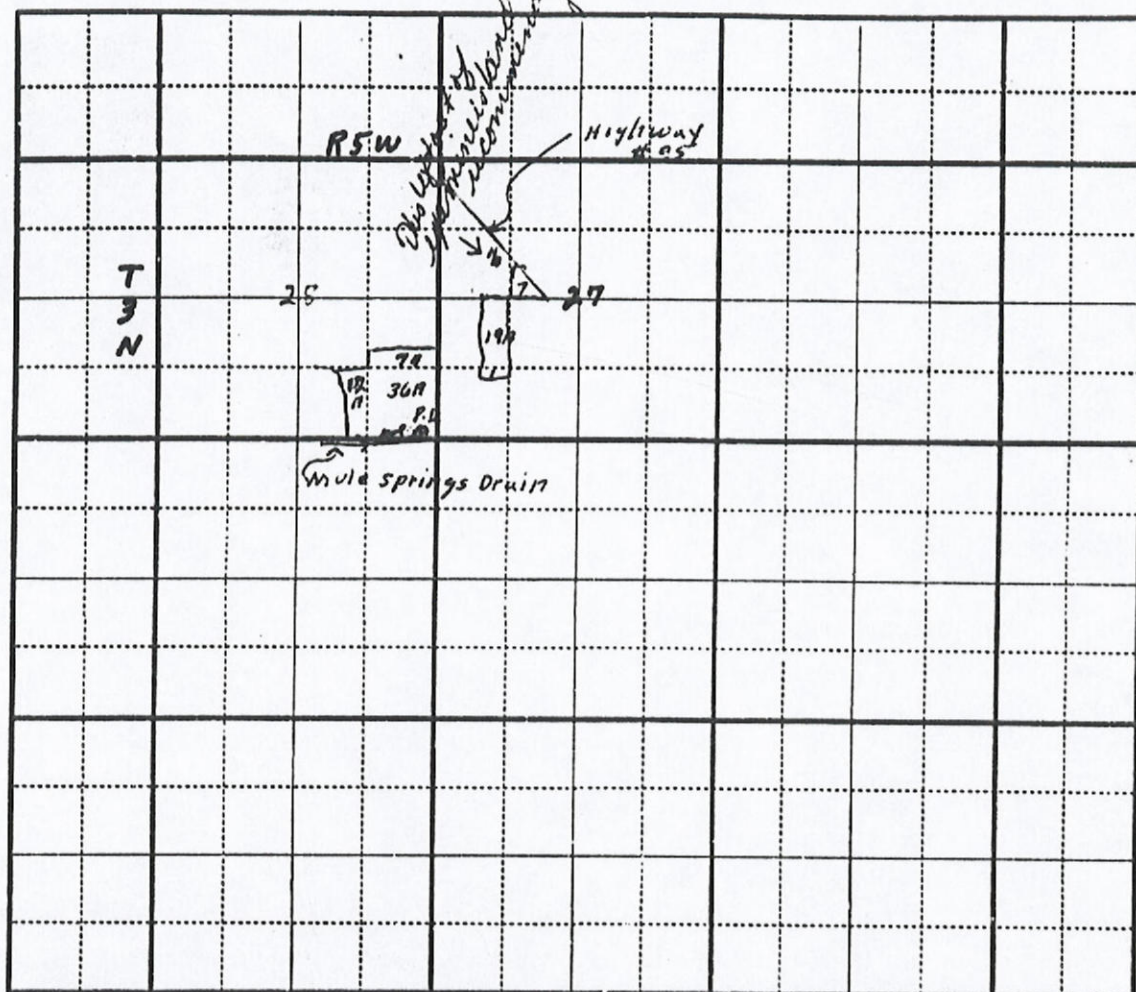


Diagram of System

See attached PSES Aerial photo for Irrigation Diagram



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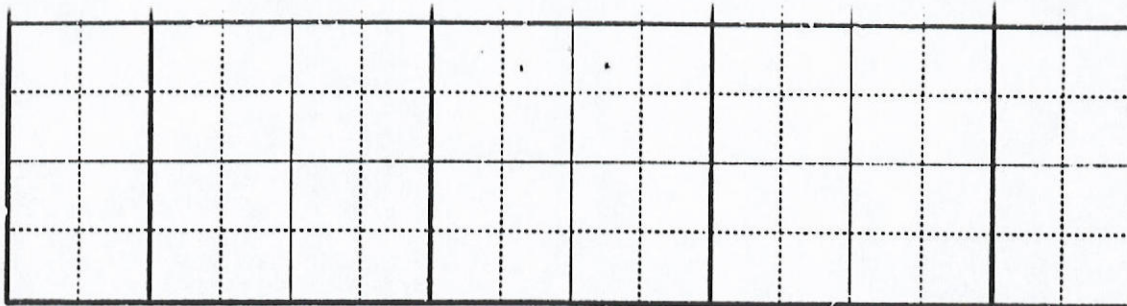


Diagram of System

See attached HSES Aerial Photo for Irrigation

Diagram



DATE OF EXAM 8/30/79

ACREAGE  
Found 8.2  
Recommended 8.2

Irrigation Requirement 4.5 Ac Ft/Ac

USE  
Irrigation Q = 1.58 c.f.s. V = 36.9 AF/Ann. from 3/15 to 11/15  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no \_\_\_\_\_

Name source: \_\_\_\_\_  
Twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

Name source exchanged with: \_\_\_\_\_  
Twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Point of injection: \_\_\_\_\_

**MICROFILMED**  
**OCT 07 1992**

County \_\_\_\_\_

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: A57-07111  
Date Received: 12/20/1988  
Receipt No: W002432  
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: HARPER SAUNDERS 208-337-3821  
Address: PO BOX 635  
HOMEDALE, ID 83628
2. Date of Priority: JAN 29, 1974
3. Source: MULE SPRINGS DRAIN Trib. to: JUMP CREEK
4. Point of Diversion:  
Township Range Section 1/4 of 1/4 of 1/4 Lot County  
03N 05W 28 SE SE OWYHEE
5. Description of diverting works:  
1-5HP & 1-30 HP 3 PHASE PUMPS, MAIN & GATED ALUM. PIPE, DITCHES
6. Water is used for the following purposes:  

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/01 | 10/31 | 1.580 |      | 369.00 |
7. Total Quantity Appropriated is:  
1.580 C.F.S. (and/or) 369.00 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 of | Lot | Use           | Acres |
|----------|-------|---------|--------|--------|-----|---------------|-------|
| 03N      | 05W   | 27      | SE     | NW     |     | IRR           | 7.0   |
|          |       |         | NW     | SW     |     | IRR           | 19.0  |
|          |       |         | SW     | SW     |     | IRR           | 1.0   |
|          |       |         |        |        |     | Section Acres | 27.0  |

A57-07111

Page 1

Date: 03/27/89

MICROFILMED  
OCT 07 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 03N      | 05W   | 28      | NE     | SE  |     | IRR           | 7.0   |
|          |       |         | SW     | SE  |     | IRR           | 12.0  |
|          |       |         | SE     | SE  |     | IRR           | 36.0  |
|          |       |         |        |     |     | Section Acres | 55.0  |
|          |       |         |        |     |     | Total Acres   | 82.0  |

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 LISTED

14. Remarks:

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day

of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

12-20-88

W002432

RECEIVED  
MAR 27 1989NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAWDepartment of Water Resources  
Western Regional OfficeRECEIVED  
DEC 20 1988Department of Water Resources  
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Harper Saunders Phone (208) 337 3821Mailing Address P.O. Box 635, Homedale Idaho Zip 836282. Date of Priority (Only one (1) per claim) January 29, 19743. Source of water supply (a) Mule Springs Drain, Trib. to Jump Creek,  
which is tributary to (b) Trib. to Snake River4. a. Location of existing point of diversion is: Township 3 N. Range 5 W. Section 28,  
S.E. 1/4 of 1/4 of S.E. 1/4, Govt. Lot, B.M., County of OwyheeAdditional points of diversion if any: None

b. If instream flow, beginning point of claimed instream flow is:

Township          Range          Section         ,          1/4 of          1/4 of          1/4,Govt. Lot          B.M., County of         ending point is: Township          Range          Section         ,          1/4 of          1/4 of         1/4, Govt. Lot          B.M., County of         5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. Diversion is by means of one 5 Hp.  
and one 30 Hp. 3-phase pumps, together with suitable main and gaited  
aluminum pipes and open cement ditches.MICROFILMED  
OCT 07 1992

## HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from March 1 to Oct. 31 amount 1.7 or \_\_\_\_\_

For Livestock purposes from Jan. 1 to Dec. 31 amount .02 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.72 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 369 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stock water for 200 head of cattle and horses

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 2N  | 5W  | 27  |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
| 3N  | 5W  | 28  |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 85

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes XXX No \_\_\_\_\_

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ( )

14. Remarks:

The water applied for under this permit is used to bring into  
cultivation portions of a farm which had no previous water right.

Other portions of this farm have an existing water right within  
the Gem irrigation district.

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OCT 07 1992

Last Name Saunders Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

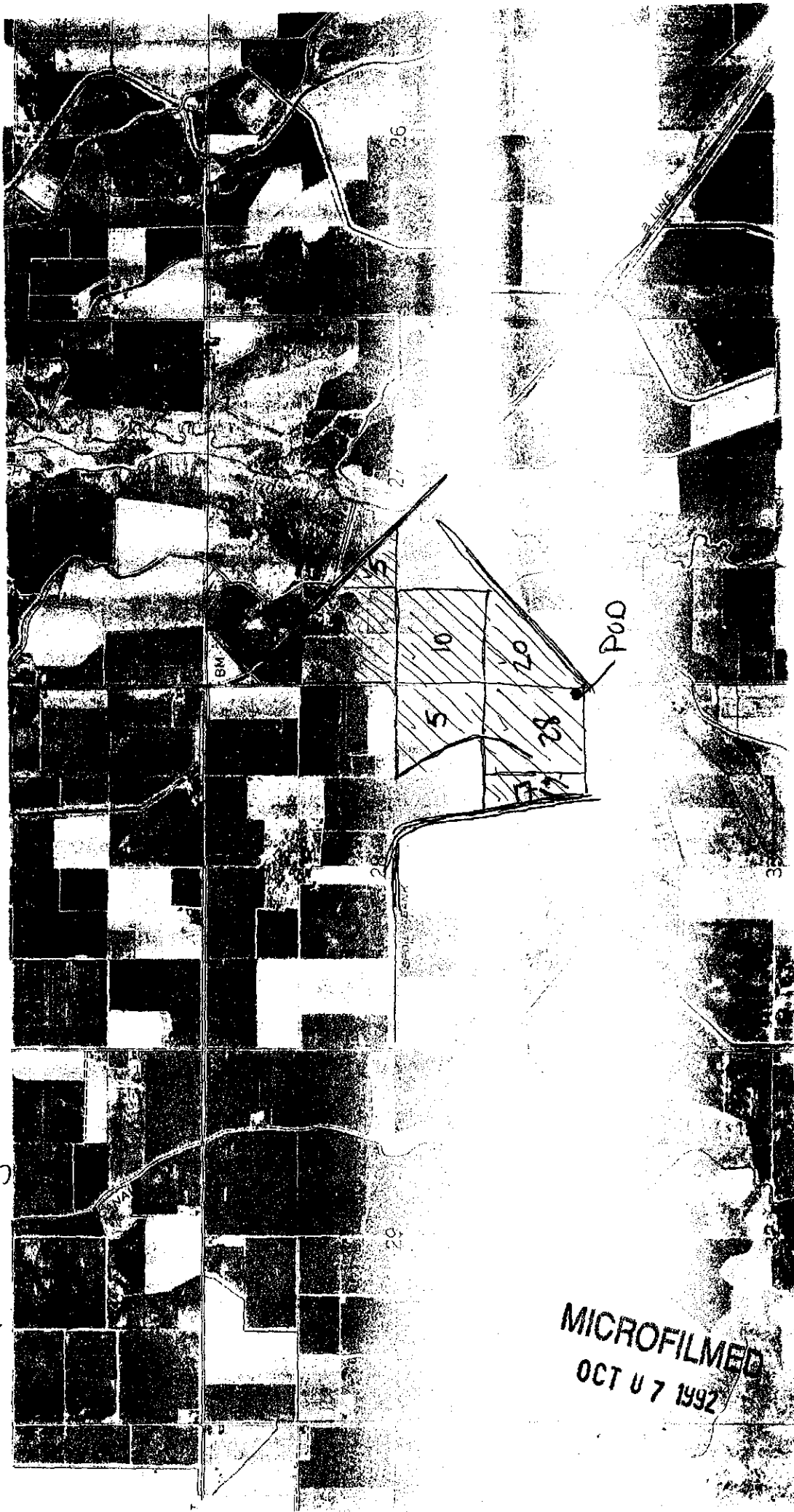
The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

UNRECORDED  
SEP 10 1988

T3N R5W

Gen Feeg. covers the other areas indicated in the 40's



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OCT 07 1992

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License XX Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 57-7111  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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 None

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X *Harper Saunders* Date 12-16-88  
\_\_\_\_\_  
Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

\_\_\_\_\_  
Title  
of \_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of Chippewa ) SS.

Subscribed and sworn (or affirmed) before me this 16<sup>th</sup> day of December 1988

SEAL

Notary Public *Anna Baumhoff*

Residing at Borise Idaho

My Commission Expires 12-7-1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

MICROFILMED  
OCT 07 1992

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

1/23/1988

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Saunders, Harber

CLAIM IDENT. NO.

A57-07111

DATE RECEIVED

12-20-88

CK #

1627

AMOUNT \$

135

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Required Info? \*
2. Is a priority date entered? ☒ YES ☐ NO ☐ Required Info? \*  
Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ Required Info? \*  
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? ☒ YES ☐ NO ☐ Required Info? \*  
(b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ Required Info? \*
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ Required Info? \*
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ Required Info? \*
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ Required Info? \*  
Is the period of use included? ☒ YES ☐ NO ☐ Required Info? \*  
Is a quantity claimed for each use? ☒ YES ☐ NO ☐ Required Info? \*
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ Required Info? \*
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ Required Info? \*  
Is the consumptive use correct? ☒ YES ☐ NO ☐ Required Info? \*
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO ☐ Required Info? \*
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ Required Info? \*
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ Required Info? \*
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ Required Info? \*
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ Required Info? \*
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO ☐ Required Info? \*
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ Required Info? \*
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ Required Info? \*
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ Required Info? \*
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ Required Info? \*
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ Required Info? \*
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ Required Info? \*
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ Required Info? \*
22. Should this claim be receipted and data entered? ☒ YES ☐ NO ☐ Required Info? \*

Claim checked by:

LW

Date:

3-2-89+3-28-89

Claim must be returned to claimant:

☐ (Yes) ☐ (No)

Claimant must be sent a copy of amended claim for approval:

☐ (Yes) ☐ (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

**MICROFILMED**  
Date: OCT 07 1992

Comments:

## WATER RIGHT LICENSE

THIS IS TO CERTIFY, that HARPER SAUNDERS

Beneficial Use Irrigation from March 1 to October 31 at 1.58 cfs and 369 acre feet

from \_\_\_\_\_ cfs and \_\_\_\_\_

from \_\_\_\_\_ cfs and \_\_\_\_\_

(both dates inclusive)

Subject, however, to the condition that no more than 1.58 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and entitled to for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 360 acre feet per year, said waters to be diverted within the SE 1/4, Sec. 28, Twp. 3N, Rge. 5W, B.M. in the County of Owyhee

**Description and location of place of use:**

| Twp. | Range |    | NEW | NW¼ | S½  | SW¼ | Total    |
|------|-------|----|-----|-----|-----|-----|----------|
|      |       |    | NW¼ | SE¼ | NE¼ | SW¼ |          |
| 3N   | 5W    | 27 |     |     |     |     | 27       |
|      |       | 28 |     |     |     |     | 12 36 55 |

Total number of acres irrigated 82

**NOTE:** Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of December, 1979.

*Stephen Ellner* <sup>087</sup>  
Director

MICROFILMED  
OCT 07 1992

# IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-07111

Date: 2-25-03

|       | 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 | 3N  | 5W  | 27  |    |    |    |    |    |    |    | 7  |    |    | 19.1   |    |    |    |        |    | 27  |
| GIS   |     |     |     |    |    |    |    |    |    |    | 7  |    |    | 17.822 |    |    |    |        |    | 27  |
| Claim |     |     | 28  |    |    |    |    |    |    |    |    |    |    |        |    | 7  |    | 12.36  |    | 55  |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |        |    | 7  |    | 12.436 |    | 55  |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |        |    |    |    |        |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |        |    |    |    |        |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |        |    |    |    |        |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |        |    |    |    |        |    |     |

Number of POD's 1

Total Claimed Acres: 82

Overlapping FOU Claim #'s:

Total GIS Acres: 82

57-16901 (in recommended D-Base)

## COMMENTS:

There is no county data for gas in section 27. Per claim  
images & image interpretation.

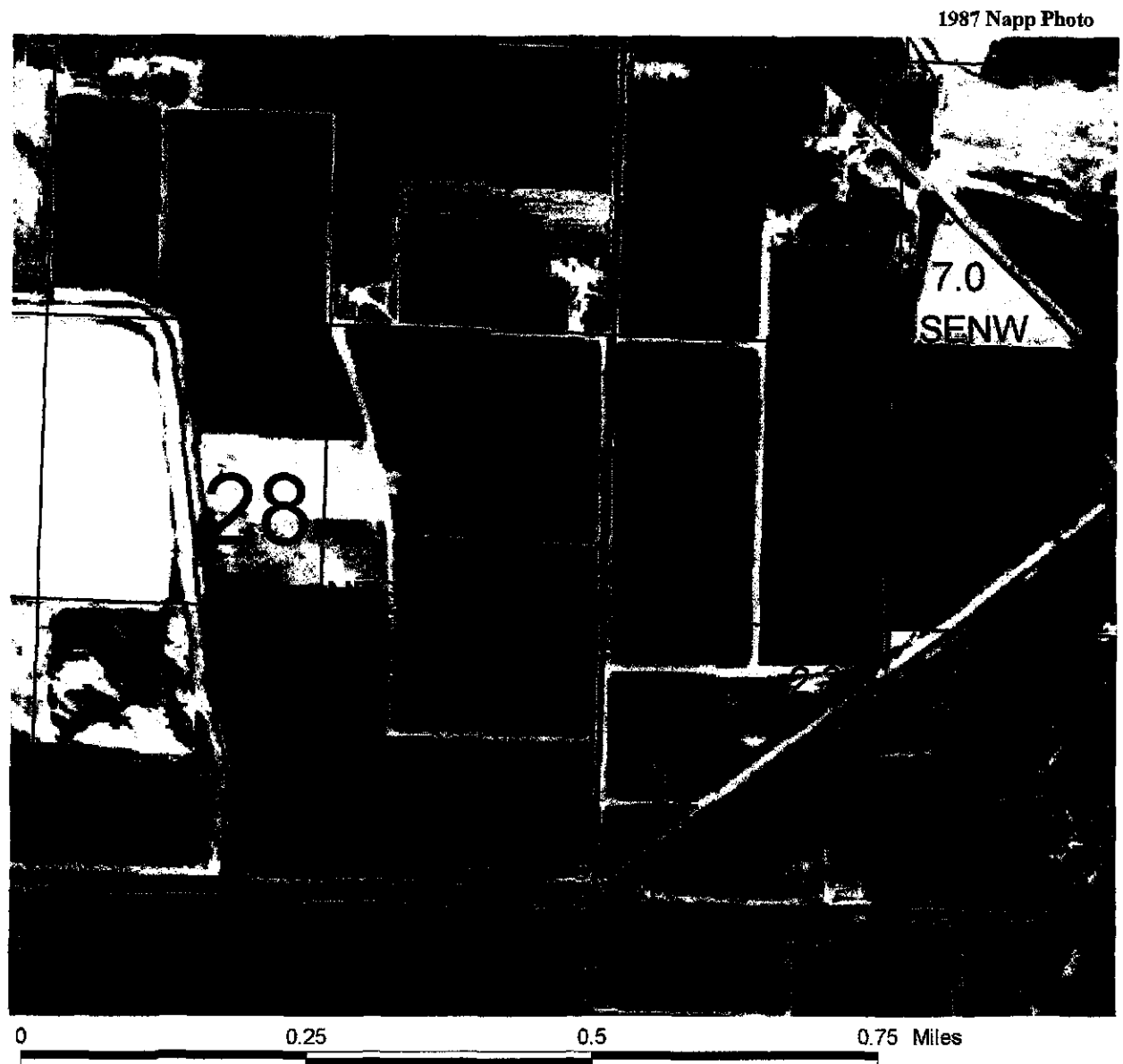
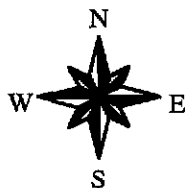
# Idaho Department of Water Resources

Claim Number: 57-07111

Legal: T03N, R05W, S27, 28

Reviewed By:

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



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 57-07111

1997 DEC 15 AM 10: 57

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO

FILED \_\_\_\_\_

NAME & ADDRESS: HARPER SAUNDERS  
PO BOX 635  
HOMEDALE ID 83628

SOURCE: MULE SPRINGS DRAIN TRIBUTARY: JUMP CREEK

QUANTITY: 1.58 CFS  
369.0 AFY

PRIORITY DATE: 01/29/1974

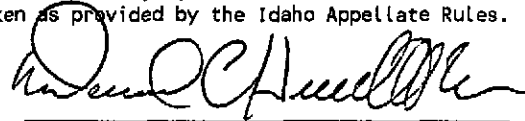
POINT OF DIVERSION: T03N R05W S28 SESE Within Owyhee County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE     | QUANTITY              |
|-------------------------------|----------------|-------------------|-----------------------|
| IRRIGATION                    |                | Irrigation Season | 1.58 CFS<br>369.0 AFY |

| PLACE OF USE: | IRRIGATION     | Within Owyhee County |         |         |
|---------------|----------------|----------------------|---------|---------|
|               | T03N R05W S27  | SENW 7               | NWSW 19 | SWSW 1  |
|               | S28            | NESE 7               | SWSE 12 | SESE 36 |
|               | 82 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. R57-07111

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

DATE: 11/24/97  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                       | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | HARPER SAUNDERS<br>PO BOX 635<br>HOMEDALE ID 83628<br>(208) 337-3821 | 01/29/1974       | IRRIGATION | 03-15 11-15           | 1.58 CFS          | 369.00 AFA          |
| TOTAL DIVERSION: |                                                                      |                  |            |                       | 1.58 CFS          | 369.00 AFA          |

Water Source: MULE SPRINGS DRAIN

Tributary to: JUMP CREEK

Stage: LICENSE

Point(s) of Diversion: T03N R05W S28 SESE

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  |
| 03N         | 05W | 27 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : | 27.0 |
| 03N         | 05W | 28 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : | 55.0 |
| TOTAL ACRES |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : | 82.0 |

POU County: OWYHEE

Other Rights: GEM IRR. DIST.

Conditions of Approval:

W01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM  
- GEM IRRIGATION DISTRICT.

Dates: Exam Made Date: Verified Date: 11/24/1997 Objection Filed Date:

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

Comments: Date: 07/14/1992 User-ID: WHITE Subject: DATA ENTRY  
ADDED 369. AFY IN THE QUANTITY TOTALS, PER LKH.

Audit: 11/24/97 KWALKER

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

DATE: NOV-24-1997

PAGE: A-1

-----  
RIGHTS FROM: SOURCE: MULE SPRINGS DRAIN TRIBUTARY: JUMP CREEK  
-----

RIGHT NUMBER: 57-07111

NAME AND ADDRESS: HARPER SAUNDERS  
PO BOX 635  
HOMEDALE ID 83628

SOURCE: MULE SPRINGS DRAIN TRIBUTARY: JUMP CREEK

QUANTITY: 1.58 CFS  
369.0 AFY

PRIORITY DATE: 01/29/1974

POINT OF DIVERSION: T03N R05W S28 SESE Within Owyhee County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE            | QUANTITY  |
|-------------------------------|----------------|--------------------------|-----------|
|                               | IRRIGATION     | <u>Irrigation Season</u> | 1.58 CFS  |
|                               |                | <del>03/18</del> 11/18   | 369.0 AFY |

| PLACE OF USE: | IRRIGATION     | Within Owyhee County |         |
|---------------|----------------|----------------------|---------|
|               | T03N R05W S27  | SENE 7               | NWSW 19 |
|               | S28            | NESE 7               | SWSE 12 |
|               | 82 ACRES TOTAL |                      | SWSW 1  |
|               |                |                      | SESE 36 |

CONSUMPTIVE USE: 28710 AFY

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE  
USE OF THIS RIGHT IS COMBINED WITH WATER FROM  
GEM IRRIGATION DISTRICT.

# WESTERN REGION

CLAIM NUMBERS 57-07111

AGENT Kay DATE 10-30-97

TOTAL ACRES FROM RECOMMENDATION 82

GEOGRAPHIC INFO SYSTEM ACRES 82

READY FOR DECREE      (YES)

SENT FOR DECREE      (YES)

| RIGHT<br>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       | 3N  | 5W  | 27  |    |    |    |    |    |    |    | 7  |    | 19 | 01 |    |    |    |    |     |
| GIS         |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |
| RECOM       | 3N  | 5W  | 28  |    |    |    |    |    |    |    |    |    |    |    |    | 7  |    | 12 | 3/4 |
| GIS         |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |

POLYGON CREATED ON 80     

POLYGON # (131) (132) (133) (    )      UPDATED BY

ATTRIBUTES OF B57-POU.SHP (131) (132) (133) (    ) (    )

ATTRIBUTES OF B57-POD.SHP (56) (    ) (    ) (    ) (    )

B57-DBPOU.DBF 10/30 UPDATED BY kw

B57-DBPOD.DBF 10/30 UPDATED BY kw

RDH GPSTABLE

DRAFT

| OWNER<br>CODE | NAME & ADDRESS                                                       | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|----------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | HARPER SAUNDERS<br>PO BOX 635<br>HOMEDALE ID 83628<br>(208) 337-3821 | 01/29/1974       | IRRIGATION | 03-15 11-15           | 1.58 CFS          | 369.0 AFA           |
|               |                                                                      |                  |            |                       | TOTAL DIVERSION:  | 1.58 CFS            |
|               |                                                                      |                  |            |                       | CONSUMPTIVE USE:  | 369.0 AFA           |
|               |                                                                      |                  |            |                       |                   | 287.0 AFA           |

Water Source: MULE SPRINGS DRAIN

Tributary to: JUMP CREEK

Stage: LICENSE

Point(s) of Diversion:

T03N R05W S28

SESE

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   |             |      |
| 03N | 05W | 27 | : |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      |      |             | 27.0 |
| 03N | 05W | 28 | : |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   | 07   |      | 12   | 36   |             | 55.0 |
|     |     |    |   |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      |      | TOTAL ACRES | 82.0 |

POU County: OWYHEE

Other Rights: GEM IRR. DIST.

Conditions of Approval:

W01 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM  
- GEM IRRIGATION DISTRICT.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:  
Presumption Flag:

Comments: Date: 07/14/1992 User-ID: WHITE Subject: DATA ENTRY  
ADDED 369. AFY IN THE QUANTITY TOTALS, PER LKH.

Audit: 07/31/91 WALKER 10/31/91 WALKER 01/09/92 WALKER 07/14/92 WHITE  
07/29/92 PR-PROD

MICROFILMED  
OCT 07 1992

R RECORD REVIEW

CLAIMANT'S NAME Saunders, Harper

CLAIM NO. A57-07111

AGREE/DISAGREE WITH RECOMMENDATION OR REQUIRES FURTHER DISCUSSION YES NO ?

1. Name/Address meets data entry stds:C,P,A,K, codes ownership changes \_\_\_\_\_

2. Priority Date agrees with D (L) P. proof of priority if Presumption or Beneficial use... Retained licensed priority \_\_\_\_\_

3. Does Source/Tributary agree with D (L) P. Injury analysis... \_\_\_\_\_

4. Is P.D. same as D (L) P if not proof of date of change. Is 10 Ac. tract appropriate. Is there a Gov. Lot. Injury analysis. Other rts. with same P.D. Agrees with map. Rediversion Flag... \_\_\_\_\_

6. Nature of use. If different than D,L,P date of change... Same as license Season of use. Dept. std. if not previously described... ✓ Diversion Rate/Volume. } 1" per ac. is flow documented by additional flow or conveyance loss or in findings of fact, { 1/2" or 3/4" per ac \_\_\_\_\_

7. Total div. Rate & Volume. Volume required for groundwater (small D+S, municipal, fire prot. excepted) and surface water if previously described on D,L. Overlapping rts. may have vol. in remarks... \_\_\_\_\_

8. Consumptive use. non consumptive or in remarks... \_\_\_\_\_

10. Place of use. Agrees with map. Gov. lots checked. Same as that of D,L,P or documentation supporting date of change. Injury analysis. Does permissible place of use require amendment... \_\_\_\_\_

14. Remarks. Other rts. same PD./POU, Volume, Rate, Consumptive use limits. Permissible place of use or presumption Remarks. Source or legal description clarification... \_\_\_\_\_

If PD./POU OVERLAP, is recommendation for all rights compatible... \_\_\_\_\_

Condition codes... \_\_\_\_\_

Presumption flags, C, D, E... \_\_\_\_\_

Verified date. Reset if any changes... \_\_\_\_\_

Other items noted which required clarification... \_\_\_\_\_

**MICROFILMED**

Claim recommended by: \_\_\_\_\_ Region: \_\_\_\_\_ Reviewed by: \_\_\_\_\_ **OGE 0:7 1992**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

12:29:37  
06/05/90

PAGE: 12  
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-07111

| 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             | N                 |                                                 | KW<br>1/17/90              | N                      | 6                     |                                  | KW<br>10-31-91                       |                               |
| POINT OF DIV              | <del>N</del>      |                                                 |                            | N                      | 6                     |                                  |                                      |                               |
| SOURCE                    | N                 |                                                 |                            | N                      | 6                     |                                  |                                      |                               |
| PLACE OF USE              | <del>N</del>      |                                                 |                            | N                      | 6                     |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME | N                 |                                                 |                            | N                      | 1-1979<br>4-1984<br>6 |                                  |                                      |                               |
| CONSUMPTIVE USE           | add               |                                                 |                            | N                      | 6                     |                                  |                                      |                               |
| PURPOSES                  | N                 |                                                 |                            | Y                      |                       |                                  |                                      |                               |
| PERIOD OF USE             | N                 |                                                 |                            | N                      | 6                     |                                  |                                      |                               |
| BASIS OF CLAIM            | N                 |                                                 |                            | N                      | 6                     |                                  |                                      |                               |
| REMARKS                   | Lic               |                                                 | N                          | 6                      |                       |                                  |                                      |                               |
|                           | N                 |                                                 | N                          | 6                      |                       |                                  |                                      |                               |

"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.

6- Same as licensed.

MICROFILMED  
OCT 07 1992

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

12:29:37  
06/05/90

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A57-07111

LAST: SAUNDERS  
ADDRESS: PO BOX 635  
CITY: HOMEDALE  
PHONE NUMBER: 208-337-3821

FIRST: HARPER  
STATE: ID ZIP: 83628

OWNER CODE: C

FIELD EXAM REQUIRED? ☒  
VERIFICATION REQUIRED DUE TO REMARKS?  
NO REMARKS IN CLAIM ☒

DATABASE  
N

FIELD  
EXAMINER  
*kw*

FIELD EXAMINATION INFORMATION

CONTACT PERSON: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

DATE OF FIELD EXAM: \_\_\_\_/\_\_\_\_/\_\_\_\_

APPOINTMENT MADE: Y(\_\_\_\_) N(\_\_\_\_)

TIME: \_\_\_\_:\_\_\_\_ A(\_\_\_\_) P(\_\_\_\_)

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / REMARKS:

MICROFILMED  
OCT 07 1992

A. AJ CLAIM: # A57-07111 PRIORITY DATE: 01-29-1974 STAGE: L

B. WR RECORD: # 57-07111 PRIORITY DATE: 01-29-1974 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE  
N

FIELD  
EXAMINER

*fw*

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

REMARKS:

RECOMMENDED PRIORITY DATE:  
01-29-1974

REVIEWED BY

*fw*

DATE

*1-18-91*

MICROFILMED  
OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A57-07111 | 03N  | 05W  | 28   |     | SE  | SE  |     | OWYHEE |

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

WR RECORDS IN SAME 40 ACRE TRACT  
NONE

SOURCE: MULE SPRINGS DRAIN

TRIB: JUMP CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 57-07111 | 03N  | 05W  | 28   |     | SE  | SE  |     | OWYHEE |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

ok NONE

ok NONE NONE ok

SOURCE: MULE SPRINGS DRAIN

TRIB: JUMP CREEK

C. FIELD EXAM REQUIRED?

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

DATABASE  
-Y/N  
N

FIELD  
EXAMINER  
Kus  
Kus

REMARKS:

Claimant did not claim 10-ac. tract description...  
Claimed p/d same as originally licensed.

MICROFILMED  
OCT 07 1992

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP.      | RGE.      | SEC.      | 1/4 | 1/4       | 1/4       | LOT | COUNTY        |
|-----------|-----------|-----------|-----|-----------|-----------|-----|---------------|
| <u>3N</u> | <u>5W</u> | <u>28</u> | —   | <u>SE</u> | <u>SE</u> | —   | <u>Owyhee</u> |

SOURCE: MULE SPRINGS DRAIN

TRIB: JUMP CREEK

REVIEWED BY: KW DATE: 1-18-91

MICROFILMED  
OCT 07 1992

A. ROOT WATER RIGHT NUMBERS: A57-07111

B. POU LISTING

see attached P/U report

| TWP         | RNG | SEC | 1/4 | 1/4 | LOT | NAME                                                                                                                                                 | AJ<br>#/ACRES                   | WR<br>#/ACRES                                                             | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-------------|-----|-----|-----|-----|-----|------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|---------------------------------------------------------------------------|-----------------|----------------|------------------|
| 03N         | 05W | 28  | NE  | SE  |     | SAUNDERS , HARPER<br>JESENKO , CARMEN M.<br>THE GEM IRRIGATION DIST.<br>THE GEM IRRIGATION DIST.                                                     | A57-07111 / 7.0<br>A57-10793 /  | 57-07111 / 7.0<br>-<br>A02-00064 ✓<br>A02-00065 ✓                         | 37.0            |                | 7.0              |
| 03N         | 05W | 28  | SW  | SE  |     | SAUNDERS , HARPER<br>THE GEM IRRIGATION DIST.<br>THE GEM IRRIGATION DIST.                                                                            | A57-07111 / 12.0                | 57-07111 / 12.0 ✓<br>A02-00064 ✓<br>A02-00065 ✓                           | 39.0            |                | 12.0             |
| 03N         | 05W | 28  | SE  | SE  |     | SAUNDERS , HARPER<br>GEM IRRIGATION DISTRICT<br>THE GEM IRRIGATION DIST.<br>THE GEM IRRIGATION DIST.                                                 | A57-07111 / 36.0                | 57-07111 / 36.0 ✓<br>02-02276 / 12.0 ✓<br>A02-00064 ✓<br>A02-00065 ✓      | 37.0            |                | 36.0             |
| 03N         | 05W | 27  | SE  | NW  |     | SAUNDERS , HARPER<br>THE GEM IRRIGATION DIST.<br>THE GEM IRRIGATION DIST.                                                                            | A57-07111 / 7.0                 | 57-07111 / 7.0 ✓<br>A02-00064 ✓<br>A02-00065 ✓                            | 37.0            |                | 7.0              |
| 03N         | 05W | 27  | NW  | SW  |     | SAUNDERS , HARPER<br>SAUNDERS , HARPER<br>GEM IRRIGATION DISTRICT<br>GEM IRRIGATION DISTRICT<br>THE GEM IRRIGATION DIST.<br>THE GEM IRRIGATION DIST. | A57-07111 / 19.0<br>A57-10764 / | -<br>02-02014 / 40.0 ✓<br>02-02276 / 30.0 ✓<br>A02-00064 ✓<br>A02-00065 ✓ | 39.0            |                | 19.0             |
| 03N         | 05W | 27  | SW  | SW  |     | SAUNDERS , HARPER<br>THE GEM IRRIGATION DIST.<br>THE GEM IRRIGATION DIST.                                                                            | A57-07111 / 1.0                 | 57-07111 / 1.0 ✓<br>A02-00064 ✓<br>A02-00065 ✓                            | 37.0            |                | 1.0              |
| TOTAL ACRES |     |     |     |     |     | A57-07111                                                                                                                                            | 82.00                           | 82.00                                                                     | 226.00          |                | 82.              |

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE

*N*

FIELD

EXAMINER

*KW*

MICROFILMED  
OCT 07 1992

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

82

REVIEWED BY:

kw

DATE:

1-18-91

MICROFILMED  
OCT 07 1992

A. AJ CLAIMED USES:

| PURPOSES                            | MONTH/DAY           | DIVERSION QUANTITY |             |
|-------------------------------------|---------------------|--------------------|-------------|
| A57-07111 IRRIGATION                | FROM 03-01 TO 10-31 | 1.580 CFS          | 369.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                     | 1.580 CFS          | 369.00 AF/A |

B. WR RECORDED USES:

| PURPOSES                            | MONTH/DAY           | DIVERSION QUANTITY |             |
|-------------------------------------|---------------------|--------------------|-------------|
| 57-07111 IRRIGATION                 | FROM 03-01 TO 10-31 | 1.580 CFS          | 369.00 AF/A |
| TOTAL DIVERSION RATE/VOLUME CLAIMED |                     | 1.580 CFS          | 369.00 AF/A |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y( ☒ ) N( ☐ )

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

MICROFILMED  
OCT 07 1992

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y( ☒ ) N( ☐ )

AJ TOTAL CLAIMED DIVERSION RATE: 1.580 CFS  
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.580 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 *kw*

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 LISTED

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

*NO - Gem Irrig. Rts. overlap  
District this P/U.*

| CLAIM NO. | PURPOSES   | NAME                | MONTH/DAY           | RATE     | VOLUME |
|-----------|------------|---------------------|---------------------|----------|--------|
| A57-10793 | DOMESTIC   | JESENKO , CARMEN M. | FROM 01-01 TO 12-31 | .040 CFS |        |
| A57-10793 | STOCKWATER | JESENKO , CARMEN M. | FROM 01-01 TO 12-31 | .030 CFS |        |
| A57-10764 | DOMESTIC   | SAUNDERS , HARPER   | FROM 01-01 TO 12-31 | .030 CFS |        |
| A57-10764 | STOCKWATER | SAUNDERS , HARPER   | FROM 01-01 TO 12-31 | .010 CFS |        |

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Claim No.:

## Season of Use, Consumptive Use, Diversion Volume

(4)

Use Code 01

Use Code

**Use Code**

[ ]

acres x

[ 1 ]

acres x

[1]

### Recommended Change

**Abstract**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

---

---

\_\_\_\_\_

\_\_\_\_\_

14

1-9-92

(date)

**Data-entry Complete**

1-9-92

(date)

Reviewing Agent

(signature)

(signature)

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 82 x 0.02 CFS/ACRE = 1.64 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 82 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 ✓ =

TOTAL CONSUMPTIVE USE 287.0 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 369.00 AF/A

ACRES 82 x DIVERSION VOL. AF/A FOR AREA 4.5 ✓ =

TOTAL DIVERSION VOLUME 369.0 AF/A

VS  $1.58 \times 1.9835 \times 246 = 770.9$

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ) N(☒)

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

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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                                  |
|----------------------|------------------------|--------------------------------------|---------------------------------------|----------------------------------------------------|
| IRRIGATION           | 03-01 10-31            | DATABASE EXAMINER<br>1.580 <u>kw</u> | DATABASE EXAMINER<br>369.00 <u>kw</u> | DATABASE EXAMINER<br>0.0 <u>kw</u><br>287.0<br>0.0 |
| TOTAL FOR THIS RIGHT |                        | 1.580                                | 369.00                                |                                                    |

REVIEWED BY:

kw

DATE:

1-18-91

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

|                              | ACCEPTED<br>AS CLAIMED | NEEDS<br>REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____              | (✓)                    | ( )             |
| FORFEIT/ABANDON _____        | ( )                    | ( )             |
| ADDITIONAL DIV. AMOUNT _____ | ( )                    | ( )             |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-07111

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE  
1.580

EXAMINER  
\_\_\_\_\_

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 |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A57-07111                | 1.580             | -                         |                  | 57-07111            | 1.580             |
| TOTAL CFS            |                          | 1.580             |                           |                  |                     | 1.580             |

DIVERSION RATE REVIEW

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

DATABASE  
Y

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

REMARKS:

AUTHENTICATION:

SIGNATURE: \_\_\_\_\_

DATE: 1-18-91

NAME OF FIELD EXAMINER: \_\_\_\_\_

EXAMINER: \_\_\_\_\_

TITLE: Water Resource Agent

061071992  
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## FIELD REPORT

- 3. Water will be used for the following purposes:**

Other uses: \_\_\_\_\_

- Max Rate of Diversion 1.72 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

- Township 3 N/S, Range 5 E/W, B.M., Section 28, Subdivision SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  Dwyer  
County \_\_\_\_\_  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  
County \_\_\_\_\_  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  
County \_\_\_\_\_

Other Points of Diversions: \_\_\_\_\_

Description of diverting works: pumps with main and gated  
aluminum pipes and wheel move shrimpers

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

**TOTAL ACRIAGE**

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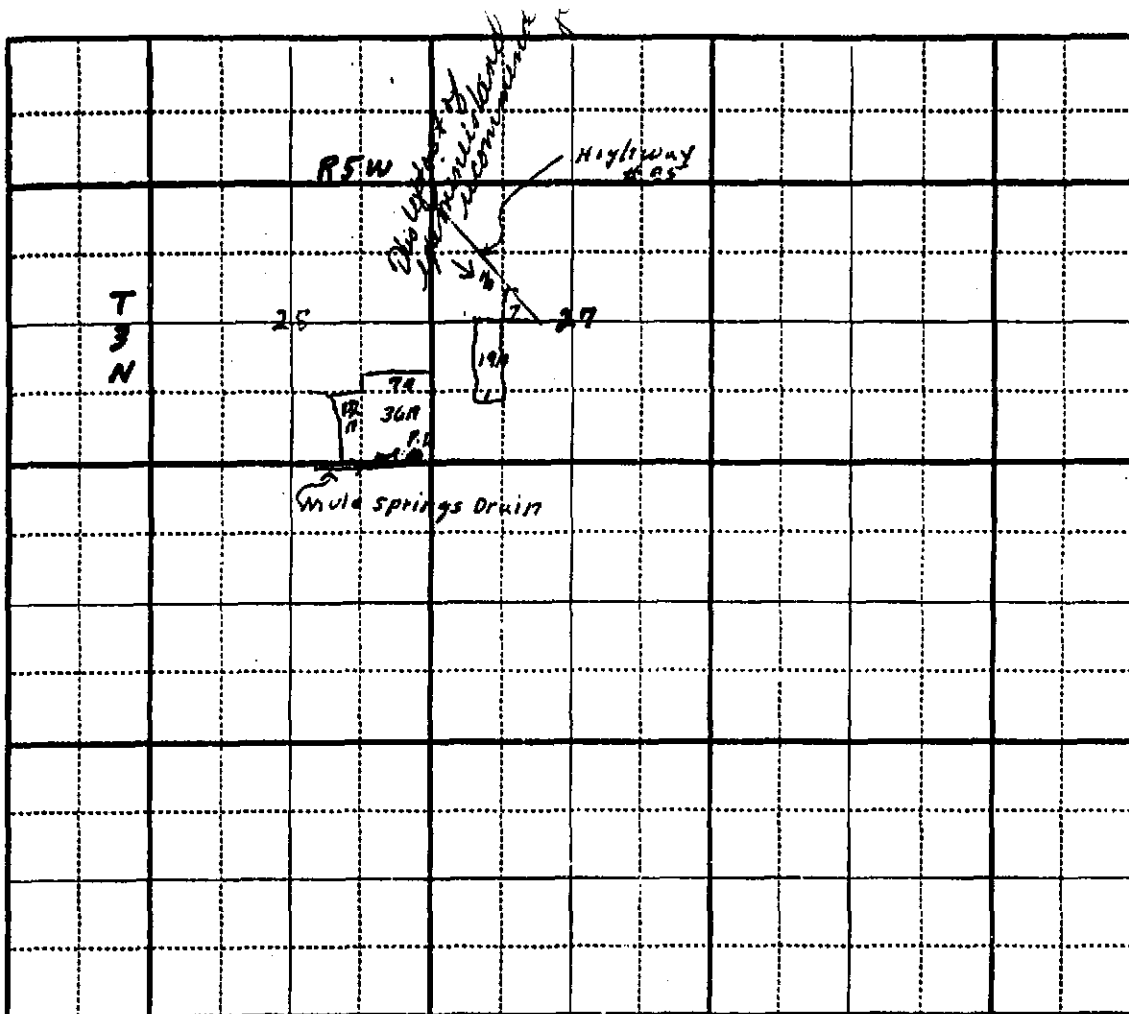


Diagram of System

See attached NSES Aerial Photo for Irrigation Diagram



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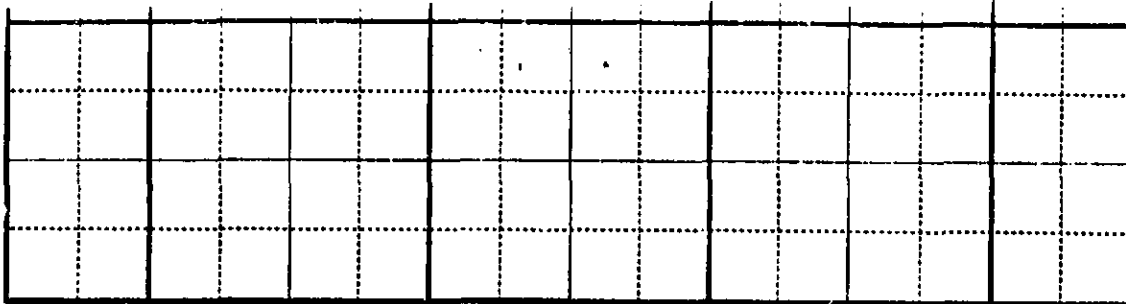
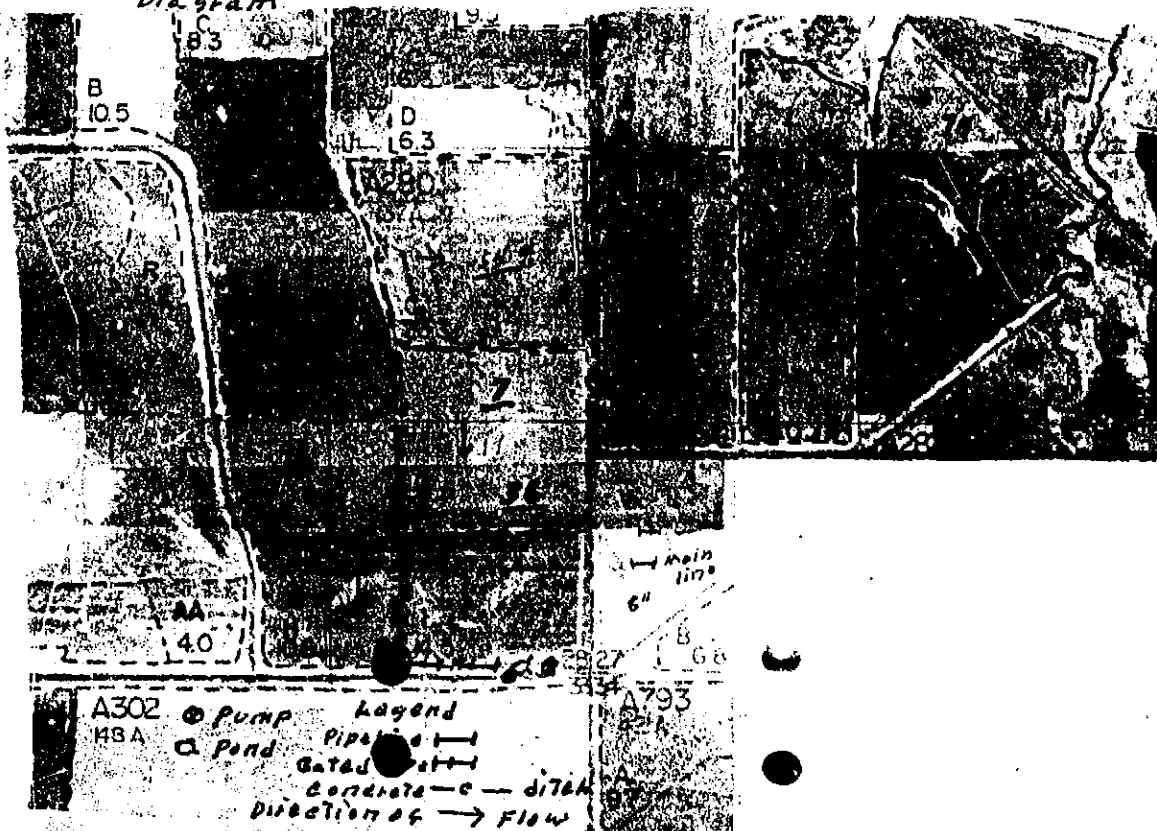


Diagram of System

See attached MSS aerial photo for Irrigation

Diagram



DATE OF EXAM 8/30/74

ACREAGE  
Found 8.2  
Recommended 8.2

Irrigation Requirement 4.5 Ac Ft/Ac

USE  
Irrigation Q = 1.58 c.f.s. V = 369 AF/Ann. from 3/15 to 11/15  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no \_\_\_\_\_

Name source: \_\_\_\_\_  
Twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

Name source exchanged with: \_\_\_\_\_  
Twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Point of Injection: \_\_\_\_\_ County \_\_\_\_\_

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DATE OF EXAM 8/30/79

ACREAGE  
Found 82  
Recommended 82

Irrigation Requirement 4.5 Ac Ft/Ac

USE  
Irrigation Q = 1.58 c.f.s. V = 369 AF/Ann. from 3/15 to 11/15  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no \_\_\_\_\_

Name source: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of injection: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of exchange: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Total Q measured 1.58 Method of measurement 2' Cipolletti weir

Total Q recommended 1.58 Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 369

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None \_\_\_\_\_

MEASUREMENT CALCULATION:

Read 1.38 on 2 foot Cipolletti. Ref. Water Measurement, 7  
Manual Second Edition 1967 1.38 to 1.58 c.f.s.  
Total AF 82 acres x 4.5 AF = 369

SYSTEM DESCRIPTION:

7 1/2 HP motor & pump to holding basin with 2' Cipolletti  
weir on bottom of holding pond. 1.5 HP motor & pump  
installed to pump water from pond to place of use.

REMARKS:

Called John & he said no extra water used.

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Examiner's Signature John K. Meyer Date 8 OCT 9 1992

Checked by DGS Date 9/1/79

Approved by \_\_\_\_\_ Date \_\_\_\_\_



State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

March 28, 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

[ Harper Saunders  
PO Box 635  
Homedale, ID 83628  
[ ]

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to complete some of the items on the claim form(s). A copy of your original claim(s) with these changes marked, along with the computer generated copy, and Receipt No. W2432 are enclosed. The following items have been added and/or changed on the claim(s) enclosed:

\_\_\_\_\_ Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.

\_\_\_\_\_ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.

\_\_\_\_\_ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.

\_\_\_\_\_ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

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- \_\_\_\_\_ Item #7 - The total quantity claimed was not completed. The use(s) claimed have been added together and this amount added to your claim.
- \_\_\_\_\_ Item #9 - The number of homes was not listed on your claim. It appears to be filed for one domestic home and this information has been added to your claim.
- \_\_\_\_\_ Item #10- The place of use appears to be incorrectly described, or not described at all. Based on other information submitted we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, we have enclosed a copy of the subdivision map from which we computed the quarter-quarter legal description. Or, if you have listed a quarter-quarter legal description under Item No. 4, we have listed this same quarter-quarter, section township and range on this item.
- \_\_\_\_\_ Item #12- The ownership of the place of use has not been marked. We have assumed you own the place of use and this information has been added to your claim.
- \_\_\_\_\_ Item #15- Basis of Claim was not completed. No previously recorded water rights were found, therefore, we have marked beneficial use of the water as the basis for filing this claim.
- ✓ \_\_\_\_\_ Other The places of use were added per previous license number 57-07111. Stockwater usage was deleted because it is not necessary to file on instream flow.

If you have any problems or questions concerning these additions and/or changes, please feel free to change the copy of your claim form(s) and return it to this office. The new changes can then be made and a computer generated copy showing these changes sent to you. If we do not hear from you, we will assume these changes meet with your approval and the claim(s) will remain as shown on the enclosed copies.

Sincerely,

*Linda A. Warner*  
Sr. Water Resource Agent  
Adjudication Section

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OCT 07 1992

CONVERSATION MEMORANDUM

DATE 3-27-89

FILE A 57-7111

NAME OF PARTY Harper, Saunders

EMPLOYEE Linda Werner

RE: Mr. Saunders requested I delete the  
stockwater usage from claim since it is  
instream flow.

Place of use will be same as that  
indicated on license.

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State of Idaho  
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 3, 1989

Harper Saunders  
PO Box 635  
Homedale, ID 83628

Dear Mr. and Mrs. Saunders;

After talking with you on the phone this morning and with my supervisor regarding your irrigation claim, I discovered that the situation regarding the acres and stockwater usage is different than what I originally thought.

The irrigated acres claimed is an expansion from the original license. Since there are more acres on the claim than the original. This necessitates filing two claims, one for the license and another for the acres not shown on the license. The priority date for this second claim would be the date the additional acreage was first irrigated. Hopefully, this would be before May 20, 1971, which is the date it becomes mandatory to file for a permit on new uses. If your usage began after that date you may want to file for a permit to protect your usage. This new permit would also include an appropriate amount of water for such; however, the priority date would be the date we receive the completed application.

Now, the stockwater usage falls under the same situation. Since the first use was in 1979, it falls under the mandatory permit requirement for all new surface water uses after 1971. You could include both stockwater and irrigation on the permit application. Remember, the first usage date is the key here. Before May 20, 1971 a Notice of Claim to a Water Right may be filed. After that date an Application for Permit would protect your right.

Also enclosed is your copy of A57-10764, the water right from the well for your domestic/stockwater usage. No problem here; this has been entered and filed. A receipt for your check number 1626 is enclosed.

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Page 2

Since I was not sure how you wished to proceed on that irrigation claim I am returning both claim and check for \$135.00. I ran off a copy of that license as it was originally claimed and also enclosed an amended copy of your claim showing where the new places of use are. I hope this will help you to determine how you wish to proceed on this.

If you choose to file two claims, return the computer processed claim to me with the new claim and/or application for permit (also enclosed).

The fees on the Notices of Claim will be a \$50.00 flat rate and a variable rate of \$1.00 per irrigated acre. Enclosed is a schedule of application for permit fees.

Please feel free to call me regarding this. These claims are based on the presumption clause of the Idaho Code 842-1416 and are rebuttable.

Sincerely,

*Linda A. Werner*

Linda A. Werner  
Sr. Water Resource Agent  
Adjudication Section

Enclosure

Please note: The claims must be returned to me within 30 days of the date of this letter in order to avoid a late fee.

3-16-89  
*Dear Linda —*

*As per our phone conversation this morning, I am returning the Mule Springs Claim and a check. Please change the figures to 1.58 cfs to agree with the <sup>original</sup> 1979 allowance. (license) Thank you.*

*P.S. Also please note that our cattle have been drinking directly from the stream since this farm was developed.*

**MICROFILMED**

OCT 07 1992

## CONVERSATION MEMORANDUM

DATE 3-2-89FILE 57-07111NAME OF PARTY Harper SaundersEMPLOYEE Linda WarnerRE: IRR CLAIM

Amount of water on license is 1.58 <sup>3-3-89 L.W.</sup>  
Adj. Claim = 1.72 - OK to use 1.58 per license

Added stockwater usage - date of change  
June 1979. Sent sub claim for such  
POU does not indicate irr. acres. Added  
per maps w/ permission of claimant - <sup>L.W.</sup> 3-3-89

DOMESTIC CLAIM (A57-10764)  
Homes under single ownership? <sup>L.W.</sup> YES 3-3-89

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