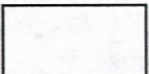
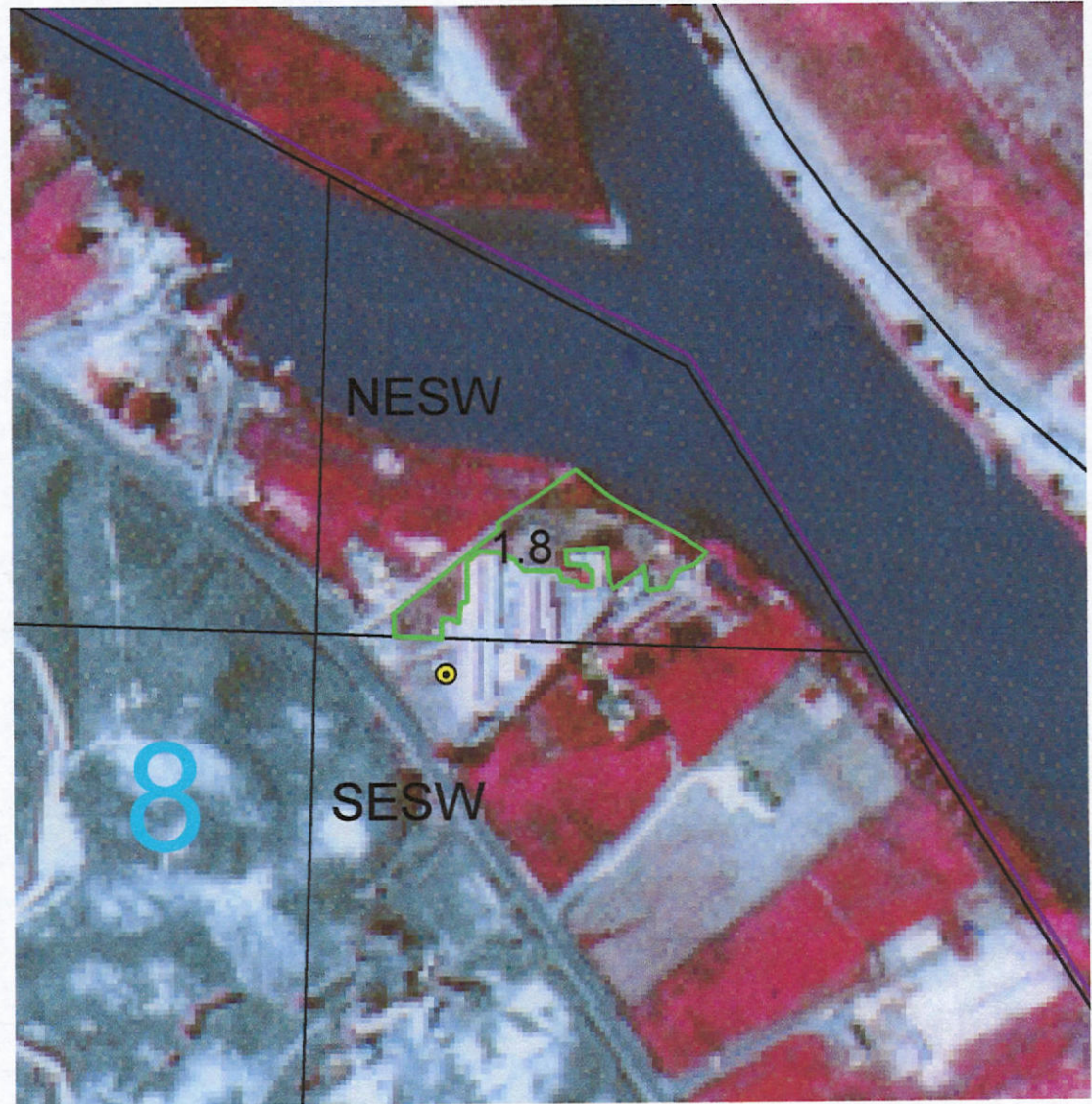


Idaho Department of Water Resources

Claim Number: 57-07211B
Legal: T01N, R03W, S08
Reviewed By:

1987 Napp Photo

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



0 0.25 Miles

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A57-07211B
Date Received: 4/27/1990
Receipt No: X777777
Received By: DE-kw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY SCHWISOW 208-896-4229
Address: HC 79
BOX 106-C
MELBA ID 83641
OR
Name: TERESA A. SCHWISOW
Address: HC 79
BOX 106-C
MELBA ID 83641

2. Date of Priority: APR 6, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	8	SE	SW		1	OWYHEE

5. Description of diverting works:
700' WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.090		
HEATING	01/01	12/31	0.090		
DOMESTIC	01/01	12/31	0.080		

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

A.F.A.

MICROFILMED
OCT 07 1992

8. Total consumptive use is 15.8 Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HEATING.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	03W	8	NE	SW	2	IRR	2.5
			SE	SW	1	IRR	2.0
Section Acres							4.5
Total Acres							4.5

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:
OPALINE IRR. DISTRICT WATER

14. Remarks:

Use of water under this right for irrigation purposes is subject to later-in-time rights which are determined to be able to use the heat in the water more in the public interest.

The Department retains jurisdiction of the use of water to insure reasonable efficiency of heat transfer from the water.

Heating use is for 2 domestic units and greenhouse.

This claim is a result of a change in ownership for a portion of Claim No. A57-07211, fee paid under Receipt W012313. kw 9/22/92

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: _____

MICROFILMED
OCT 07 1992

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 07 1992

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-07211 B

Date: 1-21-03

	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	8									0			1.8					1.8
GIS												1.8								1.8
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 1.8

Overlapping FOU Claim #'s:

Total GIS Acres: 1.8

COMMENTS:

Per county data & image interpretation, I believe the irrigation is in lot 2 in NESW. There is no irrigated property by this claimant in the SESW.
POD is estimated. I wonder if irrigation well is actually in lot 2 like POD.

Idaho Department of Water Resources

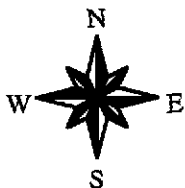
Claim Number: 57-07211B

Legal: T01N, R03W, S08

Reviewed By:

1987 Napp Photo

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



0 0.25 Miles

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

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 57-07211B

1997 NOV 20 PM 4:40
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: GARY SCHWISOW
TERESA A SCHWISOW
HC 79 BOX 106C
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.25 CFS
22.1 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/06/1978

POINT OF DIVERSION: T01N R03W S08 LOT 1 (SESW) Within Owyhee County

THREE POINTS OF DIVERSION LOCATED IN T01N, R03W, S08, LOT 1
(SESW).

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	0.03 CFS 8.1 AFY
HEATING	01-01 12-31	0.14 CFS 12.8 AFY
DOMESTIC	01-01 12-31	0.08 CFS 1.2 AFY

HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES.
DOMESTIC, 1 HOME, 1 SHOP.

PLACE OF USE: IRRIGATION Within Owyhee County
T01N R03W S08 Lot 1 (SESW) 1.8
1.8 ACRES TOTAL

HEATING Within Owyhee County
T01N R03W S08 Lot 2 (NESW)

DOMESTIC Within Owyhee County
T01N R03W S08 Lot 2 (NESW)

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED:


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

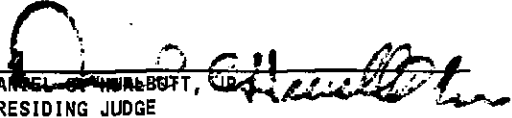
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-07211B

PAGE 1
AUG-26-1997

RULE 54(b) CERTIFICATE

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

DATED:


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

AJ0749NP
No. R57-07211B

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	GARY SCHWISOW	04/06/1978	IRRIGATION	03-15 11-15	0.03 CFS	8.10 AFA
C	TERESA A SCHWISOW		HEATING	01-01 12-31	0.14 CFS	12.80 AFA
	HC 79 BOX 106C		DOMESTIC	01-01 12-31	0.08 CFS	1.20 AFA
	MELBA ID 83641					
	(208) 896-4229					
TOTAL DIVERSION:					0.25 CFS	22.10 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R03W S08 Lot01(SESW)

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	8	:																	:	1.8
																				TOTAL ACRES	1.8

Place of use Legal Description for: HEATING

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	03W	8	:																	:	
												02-H									

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	03W	8	:																	:	
												02-D									

POU County: OWYHEE

Other Rights: OPALINE IRR. DISTRICT WATER

Conditions of Approval:

- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- W06 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM OPALINE IRRIGATION DISTRICT.
- N10 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N12 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: POD THREE POINTS OF DIVERSION LOCATED IN T01N, R03W, S08, LOT 1

AJ0749NP
No. R57-07211B

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

DATE: 11/10/97
PAGE: 2

Remarks: (SESW).

USE HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES.
DOMESTIC, 1 HOME, 1 SHOP.

EXP WATER TEMPERATURE MEASURED AT 98.8 DEGREES F.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
THE RIGHT HOLDER IS REQUIRED TO BENEFICIALLY USE THE HEAT IN
THE LOW TEMPERATURE GEOTHERMAL WATER, AS DETERMINED BY THE
DIRECTOR, BEFORE USING THE WATER FOR IRRIGATION.

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

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

Comments: Date: 07/23/1997 User-ID: DSHAFF Subject: COPIED FROM REMARKS
THE DIRECTOR RETAINS JURISDICTION OF THIS RIGHT AND MAY
REQUIRE RE-INJECTION OF THE WATER IF DETERMINED TO BE NECESSARY
FOR PROTECTION OF THE RESOURCE OR OTHER WATER RIGHTS.

Date: 08/26/1997 User-ID: DSHAFF Subject: COPIED FROM COND. CODES
THE COURT REQUESTED FOR DECREE STRIKING THE CODE LOS - RETURN
FLOW MUST MEET WATER QUAL. STANDARDS.

Audit: 11/10/97 RHOWERTO

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-07211B

NAME AND ADDRESS: ~~TRANSFERRED RIGHT~~
X ID XGARY SCHWISOW
TERESA A SCHWISOW
HC 79 BOX 106C
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.25 CFS
22.1 AFY
~~22.1~~ AFYTHE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR: SEE REMARKSTHE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/06/1978

POINT OF DIVERSION: T01N R03W S08 LOT 1 (SESW) Within Owyhee County
THREE POINTS OF DIVERSION LOCATED IN T01N, R03W, S08, LOT 1
(SESW).PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	<u>Irrigation Season</u>	0.03 CFS
	<u>03/13 11/13</u>	<u>8.1</u> AFY
		~~8.1~~ AFY
HEATING	01-01 12-31	0.14 CFS
		12.8 AFY
DOMESTIC	01-01 12-31	0.08 CFS
		1.2 AFY

HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES.
DOMESTIC, 1 HOME, 1 SHOP.PLACE OF USE: IRRIGATION Within Owyhee County
T01N R03W S08 Lot 1 (SESW) 1.8

57-07211B (CONT.)

1.8 ACRES TOTAL

HEATING Within Owyhee County
T01N R03W S08 Lot 2 (NESW)DOMESTIC Within Owyhee County
T01N R03W S08 Lot 2 (NESW)COMMERCIAL Within Owyhee County
T01N R03W S08 Lot 1/2 (NESW) Lot 1/1 (SESW)

CONSUMPTIVE USE: 613 AFD

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE. NON/IRRIGATION USES: HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES, DOMESTIC, 1 HOME, 1 SHOP.
WATER TEMPERATURE MEASURED AT 98.8 DEGREES F.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
USE OF THIS RIGHT IS COMBINED WITH WATER FROM OPALINE IRRIGATION DISTRICT.
WATER TEMPERATURE MEASURED AT 98.8 DEGREES F.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
THE RIGHT HOLDER IS REQUIRED TO BENEFICIALLY USE THE HEAT IN THE LOW TEMPERATURE GEOTHERMAL WATER, AS DETERMINED BY THE DIRECTOR, BEFORE USING THE WATER FOR IRRIGATION.

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	TRANSFERRED RIGHT	04/06/1978	IRRIGATION	03-15 11-15	0.03 CFS	8.50 AFA
X	ID X		HEATING	01-01 12-31	0.14 CFS	12.80 AFA
			DOMESTIC	01-01 12-31	0.08 CFS	1.20 AFA
D	TERESA A SCHWISOW					
D	GARY SCHWISOW					
	HC 79 BOX 106C					
	MELBA ID 83641					
	(208) 896-4229					
				TOTAL DIVERSION:	0.25 CFS	22.50 AFA
				CONSUMPTIVE USE:		~~6.30 AFA~~

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R03W S08 Lot01(SESW)

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	8	:																	:	1.8
																			TOTAL ACRES	1.8	

Place of use Legal Description for: HEATING

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	03W	8	:																	:	
																			02-H		

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	03W	8	:																	:	
																			02-D		

POU County: OWYHEE

Non-Irrigation Uses: SEE REMARKS

Other Rights: OPALINE IRR. DIST.

Conditions of Approval:

- W06 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- OPALINE IRRIGATION DISTRICT.
- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO SECTION 42-1425, IDAHO CODE.

Remarks: GEN NON-IRRIGATION USES: HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES;

AJ0749NP
No. 57-07211B

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

DATE: 12/17/96
PAGE: 2

Remarks: DOMESTIC, 1 HOME, 1 SHOP.
WATER TEMPERATURE MEASURED AT 98.8 DEGREES F.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

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

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

Comments: Date: 09/22/1992 User-ID: WALKER Subject: NOTICE OF ERROR ON R57-07211
A NOTICE OF ERROR WAS RECEIVED ON R57-07211 DUE TO PLURAL
OWNERSHIP OF THE LAND COVERED UNDER THAT CLAIM. TO RESPOND TO
THE NOTICE OF ERROR I RECOMMENDED WE SPLIT THE CLAIM. CLAIM WAS
SPLIT INTO A57-07211A (NORRIS WHITE) AND A57-07211B (GARY &
TERESA SCHWISOW). SEE FILES FOR MORE INFORMATION.

Date: 12/17/1996 User-ID: JSHURTE Subject: NAME CHANGE, TRANSFERRED RIGHT
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT IS
SUBJECT TO APPROVED TRANSFER NO. 4120. SEE X57-07211B OR
R57-07211B (RECOMMENDATION TO SRBA COURT).

Audit: 12/17/96 JSHURTE

In Re SRBA)
)
)
 Case No. 39576)
)
)
 _____)

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS**

☐ Change of Address

☐ Substitution of Party

☒ I.C. § 42-222 transfer *RIGHT NO. 59-09211B*

Name of Claimant: _____

New Address: _____

Phone: _____

Claimant's Water Rights: _____

Water Right(s): _____

From (Claimant/Seller):

Name of Claimant: _____

Address: _____

Phone: _____

To (Claimant/Purchaser):

Name of Claimant: _____

Address: _____

Phone: _____

Name of Claimant: _____

Address: _____

Phone: _____

I.C. § 42-222 TRANSFERS

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed for water right 57-07211B and all appeal times have run. The following changes have been made to the water right:

☒ Point of Diversion

☐ Place of Use

☐ Period of Use

☐ Nature of Use

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

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

DATED: 12-30-96

 **WATER RIGHTS SUPERV.**
Signature of IDWR Representative **WESTERN REGION**

CERTIFICATE OF MAILING

I certify that on December 30, 1996, I mailed the original and copies of this form, to the following persons, postage prepaid and addressed as follows:

1. Original to:

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

2. One Copy to:

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

Gary Schwisow / Teresa Schwisow
HC 79 Box 106C
Malba ID 83641

3. One Copy to:

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

N/A

4. One copy to:

Each party in the subcase, or attorney of record :

5. One copy to:

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

6. One copy to:

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

Roni Harrison

Signature of person or attorney mailing the form



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 31, 1996

GARY SCHWISOW
TERESA SCHWISOW
HC 79 BOX 106C
MELBA ID 83641

Dear Mr. & Mrs. Schwisow:

Enclosed are copies of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right after it was filed with the Court in October, 1992.

The change to your water right was a result of an approved transfer filed within this time period (October, 1992 to present). This notification to the Court does not affect the previous approval of this transfer or your water right. You will be notified of any future action on your water right by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

ADJUDICATION SECTION
WESTERN REGION OFFICE

JS:lh

Enclosure(s)

AJ0749NP
No. X57-07211B

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

DATE: 12/17/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GARY SCHWISOW	04/06/1978	IRRIGATION	03-15 11-15	0.03 CFS	8.10 AFA
C	TERESA A SCHWISOW		HEATING	01-01 12-31	0.14 CFS	12.80 AFA
	HC 79 BOX 106C		DOMESTIC	01-01 12-31	0.08 CFS	1.20 AFA
	MELBA ID 83641					
	(208) 896-4229					
TOTAL DIVERSION:					0.25 CFS	22.10 AFA
CONSUMPTIVE USE:						6.30 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R03W S08 Lot01(SESW)

OWYHEE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
01N	03W	8	:					:					:					:							:	1.8
TOTAL ACRES																							1.8			

Place of use Legal Description for: HEATING

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	03W	8	:					:					:	02-H				:							:	

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
---	---	---	---	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	03W	8	:					:					:	02-D				:							:	

POU County: OWYHEE

Non-Irrigation Uses: DOMESTIC, 1 HOME, 1 SHOP; HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES

Other Rights: OPALINE IRR. DISTRICT WATER

Conditions of Approval:

- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT → EXPLANATORY REMARK
- TO SECTION 42-1425, IDAHO CODE.
- L08 - RETURN FLOW IF DISCHARGED TO A SURFACE WATER SYSTEM SHALL MEET → PCO (PRIOR CONDITION)
- IDAHO WATER QUALITY STANDARDS. GENERAL REMARK
- A06 - FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE → PCO
- ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE
- APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
- W06 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM → EXPLANATORY REMARK

Conditions of Approval:
- OPALINE IRRIGATION DISTRICT.

Remarks: GEN 3 POINTS OF DIVERSION LOCATED IN LOT 1, SESW, S08, T01N, R03W. → F02 (POD COND.)
THE DIRECTOR RETAINS JURISDICTION OF THIS RIGHT AND MAY → GENERAL REMARK
REQUIRE RE-INJECTION OF THE WATER IF DETERMINED TO BE NECESSARY
FOR PROTECTION OF THE RESOURCE OR OTHER WATER RIGHTS.
THE RIGHT HOLDER IS REQUIRED TO BENEFICIALLY USE THE HEAT IN → W10 (EXPLANATORY)
THE LOW TEMPERATURE GEOTHERMAL WATER, AS DETERMINED BY THE
DIRECTOR, BEFORE USING THE WATER FOR IRRIGATION.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF → B05 (EXPLANATORY)
DIVERSION DESCRIBED ABOVE.
WATER TEMPERATURE MEASURED AT 98.8 DEGREES F. → F05 (EXPLANATORY)

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

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

ADDED N07 FOR IRRIGATION CONSUMPTIVE USE ONLY
ADDED N10 & N12 FOR DOMESTIC CONDITIONS

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	TERESA A SCHWISOW	04/06/1978	IRRIGATION	03-15 11-15	0.03 CFS	8.5 AFA
C	GARY SCHWISOW		HEATING	01-01 12-31	0.14 CFS	12.8 AFA
	HC 79 BOX 106C		DOMESTIC	01-01 12-31	0.08 CFS	1.2 AFA
	MELBA ID 83641					
	(208) 896-4229					
			TOTAL DIVERSION:		0.25 CFS	22.5 AFA
			CONSUMPTIVE USE:			6.3 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R03W S08 Lot01(SESW)

OWYHEE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
01N	03W	8	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
													01-01	:											1.8
													TOTAL ACRES										1.8		

Place of use Legal Description for: HEATING

NE				NW				SW				SE													
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
01N	03W	8	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	
													02-H	:											

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE													
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
01N	03W	8	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	
													02-D	:											

POU County: OWYHEE

Non-Irrigation Uses: SEE REMARKS

Other Rights: OPALINE IRR. DIST.

Conditions of Approval:

- W06 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- OPALINE IRRIGATION DISTRICT.
- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.

Remarks:

NON-IRRIGATION USES: HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES;
DOMESTIC, 1 HOME, 1 SHOP.
WATER TEMPERATURE MEASURED AT 98.8 DEGREES F.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF

MICROFILMED
OCT 07 1992

Remarks: DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date: 09/23/1992

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

Comments: Date: 09/22/1992 User-ID: WALKER Subject: NOTICE OF ERROR ON R57-07211
A NOTICE OF ERROR WAS RECEIVED ON R57-07211 DUE TO PLURAL
OWNERSHIP OF THE LAND COVERED UNDER THAT CLAIM. TO RESPOND TO
THE NOTICE OF ERROR I RECOMMENDED WE SPLIT THE CLAIM. CLAIM WAS
SPLIT INTO A57-07211A (NORRIS WHITE) AND A57-07211B (GARY &
TERESA SCHWISOW). SEE FILES FOR MORE INFORMATION.

Audit: 09/23/92 WALKER

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OCT 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 23, 1992

RE: Notice of Claim to Water Right 57-07211B

Gary &/or Teresa Schwisow
HC 79, Box 106C
Melba, ID 83641
FAX NO. 896-4229

Dear Mr. and Mrs. Schwisow:

Attached are copies of my recommendations for Claim No. 57-07211 which has been split into 57-07211A (for Norris White) and 57-07211B (your portion). Please note that I have removed 2.7 acres from your irrigation use and added the amount of water necessary to irrigate that 2.7 acres to the heating use on your claim. This has been done in light of the greenhouses that you had developed prior to November 19, 1987 and is considered an accomplished change in purpose of use. I had initially proposed that we put that water under commercial use but in discussing this with my supervisor, we thought it better to put it under the heating portion of your claim.

Please review the recommendations and if you have any questions or comments, let me know at your earliest convenience. As I said yesterday, the report has to be finalized by this Friday and we will not be able to change anything after that. Thanks again for your time yesterday. I hope I have correctly described your use from this well now.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Attachments

Letter faxed to
Schwisows
9-23-92 @ 2:50 pm
MICROFILMED
OCT 07 1992

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

DATE: 09/23/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERESA A SCHWISOW	04/06/1978	IRRIGATION	03-15 11-15	0.03 CFS	8.5 AFA
C	GARY SCHWISOW		HEATING	01-01 12-31	0.14 CFS	12.8 AFA
	HC 79 BOX 106C		DOMESTIC	01-01 12-31	0.08 CFS	1.2 AFA
	MELBA ID 83641					
	(208) 896-4229					
TOTAL DIVERSION:					0.25 CFS	22.5 AFA
CONSUMPTIVE USE:						6.3 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R03W S08 Lot01(SESW)

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
01N	03W	8	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	1.8
																							TOTAL ACRES	1.8

Place of use Legal Description for: HEATING

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
01N	03W	8	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
																							02-H

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
01N	03W	8	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
																							02-D

POU County: OWYHEE

Non-Irrigation Uses: SEE REMARKS

Other Rights: OPALINE IRR. DIST.

Conditions of Approval:

- W06 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- OPALINE IRRIGATION DISTRICT.
- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.

Remarks:

NON-IRRIGATION USES: HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES;
DOMESTIC, 1 HOME, 1 SHOP.
WATER TEMPERATURE MEASURED AT 98.8 DEGREES F.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF

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~~AJ0749NP~~
No. R57-07211B

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

DATE: 09/23/92
PAGE: 2

Remarks: DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date: 09/23/1992

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

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ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-07211B

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*		<u>kw</u> <u>9-22-92</u>	<u>6</u>	<u>N</u>	<u>N</u>	<u>kw</u> <u>9-23-92</u>	
PT. OF DIV.			<u>6,5</u>	<u>N</u>			DATA ENTRY COMPLETED BY <u>kw</u> DATE <u>9-22</u>
SOURCE	<u>6</u>		<u>N</u>			FINAL RECOMMENDATION BY <u>kw</u> DATE <u>9-23</u>	
PL. OF USE	<u>6,5,4</u>		<u>N</u>				
DIV. AMOUNT CFS/AF	<u>5</u>		<u>N</u>				
CONSUMPTIVE USE	<u>5</u>						
NATURE OF USE	<u>5</u>		<u>Y</u>				
PERIOD OF USE	<u>6</u>		<u>N</u>				
BASIS OF CLAIM	<u>Lic</u>		<u>N</u>				
REMARKS		<u>N</u>					

N/A
*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES NO .

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

COMMENTS:

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4 - 1987 Y5SW
FIELD EXAM = 5
OTHER (SEE COMMENTS) = 6

previous license
due to Notice of Error we are now splitting Claim
A57-07211 between the two parties.

OCT 1992
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:47:30
09/23/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-07211B

LAST: SCHWISOW
ADDRESS: HC 79
BOX 106-C
CITY: MELBA
PHONE NUMBER: 208-896-4229

FIRST: GARY

STATE: ID ZIP: 83641

OWNER CODE: C

LAST: SCHWISOW
ADDRESS: HC 79
BOX 106-C
CITY: MELBA
PHONE NUMBER: 208-~~896-0000~~
896-4229
OWNER CODE: C

FIRST: TERESA

STATE: ID ZIP: 83641

LAST: WHITE
ADDRESS: PO BOX 189
CITY: MARSING
PHONE NUMBER: 208-000-0000

FIRST: NORRIS M

STATE: ID ZIP: ~~83369~~ 83639

OWNER CODE: O

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE

+N

FIELD
EXAMINER

kw

CLAIM REMARKS: Use of water under this right for irrigation purposes is subject to later-in-time rights which are determined to be able to use the heat in the water more in the public interest.
The Department retains jurisdiction of the use of water to insure reasonable efficiency of heat transfer from the water.
Heating use is for 2 domestic units and greenhouse.
This claim is a result of a change in ownership for a portion of Claim No. A57-07211, fee paid under Receipt W012313. kw 9/22/92

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CONTACT PERSON: Mary Schurison

PHONE NUMBER: () -

DATE OF FIELD EXAM: 9/22/92

APPOINTMENT MADE: Y(☒) N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

Met Mr. Schurison at his place on Hwy. 78
to discuss Notice of Error and Split of
water right.

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OCT 07 1992

A. AJ CLAIM: # A57-07211B PRIORITY DATE: 04-06-1978 STAGE: L

B. WR RECORD: # 57-07211 PRIORITY DATE: 04-06-1978 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.

NOTES: _____

RECOMMENDED PRIORITY DATE:
04-06-1978

REVIEWED BY *fw*

DATE *9-23-92*

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-07211B	01N	03W	8		SE	SW	1	OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX	
A57-07204	R57-07204	-different well
A57-07211A	R57-07211A	-same well
A57-10860	R57-10399	-different well
	R57-10860	-different well
		57-07204
		57-07445
		57-07459
		57-07534

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
57-07211	01N	03W	8		SE	SW	1	OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
57-07204	A57-07204
57-07445	A57-10860
57-07459	A57-10866
57-07534	NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

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

DATABASE
+N
N

FIELD
EXAMINER
FW
FW

NOTES:

~~CONF~~ Remark F05: 57-07211A

Confirmed pld location with Mr. Schuisow's input.

OCT 07 1992

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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>8</u>		<u>SE</u>	<u>SW</u>	<u>1</u>	<u>Owyhee</u>
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---

SOURCE: GROUNDWATER ☒

TRIB: ☒

REVIEWED BY: kw

DATE: 9-23-92

SYSTEM DESCRIPTION:

See field exam of 12/9/86 conducted by John Noyls in WR file. Also see exam of 6/6/84 in that file.

Recommend F05-57-07211A also diverted through this point of diversion.

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OCT 07 1992

A. ROOT WATER RIGHT NUMBERS: A57-07211
R57-07211

A57-07211A

A57-07211B

R57-07211A

R57-07211B

B. POI LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
01N	03W	8	NE	SW	2	SCHWISOW, GARY	A57-07211B / 2.5	- /			
			NE	SW	2	OPALINE IRRIGATION DISTRICT	A02-02072 / 12.0	02-02072 / 4.0			
			NE	SW	2	WHITE, NORRIS M	A57-07211A / 1.5	- /			
			NE	SW	2	WHITE, NORRIS M	R57-07211A / 1.5	- /			
			NE	SW	2	SCHWISOW, TERESA A	R57-07211B /	- /			
			NE	SW	2	WHITE, NORRIS M.		57-07211 / 4.0			
			NE	SW	2	OPALINE IRRIGATION DIST.		A02-02072 /			
01N	03W	8	SE	SW	1	SCHWISOW, GARY	A57-07211B / 2.0	- /	34.0		
			SE	SW		BLICK, FRANK	A57-10093 /	- /			
			SE	SW	1	GILDERSLEEVE, LESTER	A57-10866 /	- /			
			SE	SW		BLICK, FRANK	R57-10093 /	- /			
			SE	SW	1	LONG, LESTER H.	A57-07204 / 3.0	57-07204 / 3.0			
			SE	SW	1	LONG, LESTER H	R57-10860 /	- /			
			SE	SW	1	LONG, LESTER H	R57-07204 /	- /			
			SE	SW	1	OPALINE IRRIGATION DISTRICT	A02-02072 / 15.0	02-02072 / 4.0			
			SE	SW	1	GILDERSLEEVE, RUTH	R57-10866 /	- /			
			SE	SW	2	ADAMS, ROBERT B	A57-10399 /	- /			
			SE	SW	1	ADAMS, LOIS E	R57-10399 /	- /			
			SE	SW	1	LONG, LESTER H.	A57-10860 /	- /			
			SE	SW	1	SCHWISOW, TERESA A	R57-07211B / 1.8	- /			
			SE	SW	1	WHITE, NORRIS M.		57-07211 / 2.0			
			SE	SW	1	WHITE, NORRIS M.		57-07459 /			
			SE	SW	1	SHEWEY, WILMA L.		57-07534 /			
			SE	SW	1	OPALINE IRRIGATION DIST.		A02-02072 /			
			SE	SW	1	SCHWISOW, TERESA A		57-07445 /			
TOTAL ACRES							A57-07211B	4.50	34.00		

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

C. FIELD EXAM REQUIRED?

DUE TO POI DISCREPANCY? (Y/N)

DATABASE

Y N

FIELD
EXAMINER

kw

POI COUNTY: OMYHEE

Overlap with Opaline Irrig. District - Condition
WOL.

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OCT 07 1992

PRESUMPTION FLAG:

NOTES:

Overlap with Opaline Sec. Dist. Recommend
W/O as condition.

RECOMMENDATIONS:

TOTAL ACRES:

1.8 ac.

REVIEWED BY:

KW

DATE:

9-23-92

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OCT 07 1992

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-07211B IRRIGATION	FROM 03-15 TO 11-15	.090 CFS
A57-07211B HEATING	FROM 01-01 TO 12-31	.090 CFS
A57-07211B DOMESTIC	FROM 01-01 TO 12-31	.080 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.250 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-07211 IRRIGATION	FROM 03-15 TO 11-15	.170 CFS 42.50 AF/A
57-07211 HEATING	FROM 01-01 TO 12-31	.090 CFS
57-07211 DOMESTIC	FROM 01-01 TO 12-31	.120 CFS 1.80 AF/A
TOTAL DIVERSION RATE/VOLUME CLAIMED		.380 CFS 44.30 AF/A

PRESUMPTION FLAG: C - change in nature of use prior to 11-19-1987.

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE	FIELD EXAMINER
Y	EW
N	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(✓) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in notes, below.

NOTES:

Mr. Schuissow has put greenhouses on the 4 1/2 acres of land he purchased from Mr. White. He only irrigates 1.8 acres out of the 4.5 licensed. The rest of the water licensed for irrigation is used for heating the greenhouses. The 6 greenhouses were in place prior to NAPP flight (V-5-SW) of 7-1987.

Condition: C04

OCT 07 1992
PHOTO FILMED

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.250 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.380 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 notes. **

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER

N *fw*

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

see exam of 6-6-1984

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

OTHER RIGHTS LISTED IN CLAIM: OPALINE IRR. DISTRICT WATER ☒

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-07211B	GROUNDWATER	SCHWISOW , GARY	0.250	0.055		
A02-02072	SNAKE RIVER	OPALINE IRRIGATION DISTRICT	50.320	0.019	125000.00	49.23
A57-07204	GROUNDWATER	LONG , LESTER H.	0.130	0.043		
R57-07204	GROUNDWATER	LONG , LESTER H	0.130	0.043	13.50	4.50
A57-07211A	GROUNDWATER	WHITE , NORRIS M	0.130	0.028		
R57-07211A	GROUNDWATER	WHITE , NORRIS M	0.130	0.028	21.20	4.71
R57-07211B	GROUNDWATER	SCHWISOW , TERESA A	0.250	0.138	8.50	4.72

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R57-07211B	HEATING	SCHWISOW , TERESA A	FROM 01-01 TO 12-31	.090 CFS	
R57-07211B	DOMESTIC	SCHWISOW , TERESA A	FROM 01-01 TO 12-31	.080 CFS	
~~R57-07211B~~	~~COMMERCIAL~~	~~SCHWISOW , TERESA A~~	~~FROM 01-01 TO 12-31~~	~~.050 CFS~~	

Recommend as heating.

Recommend WOG as condition.

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OCT 07 1984

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 1.8 x 0.02 CFS/ACRE = 0.036 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 15.8 AF/A

ACRES 1.8 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 6.3 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 1.8 x DIVERSION VOL. AF/A FOR AREA 4.5 =

TOTAL DIVERSION VOLUME 8.1 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☒) N()

WR RECORD CONDITIONS/REMARKS:

R33 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 5.0 afa per acre for the lands above.

016 - See remarks for additional conditions of approval. Use of water under this right for irrigation purposes is subject to later-in-time rights which are determined to be able to use the heat in the water more in the public interest.

The Department retains jurisdiction of the use of water to insure reasonable efficiency of heat transfer from the

1b. CALCULATIONS

License issued for 0.17 cfs on 9 acres = 0.01889 cfs/ac.
 $1.8 \text{ ac} \times 0.01889 = 0.034 \approx 0.03 \text{ cfs}$ for irrigation purposes.

License issued for 42.5 AFA on 9 acres = 4.72 AF/AC
 $1.8 \text{ ac.} \times 4.72 = 8.5 \text{ AFA}$

Change in nature of use for 2.7 acres worth of water to be used for heating the 6 greenhouses put in prior to 11-19-1987. See NAPP photo Y-5-SW for evidence of their existence.

out

There are 6 greenhouses.
Each is 3700 ft² ← per claimant
 $\times 3700 \text{ ft}^2 = 22,200 \text{ ft}^2$

RECORDED
OCT 13 1987

water.
Heating use is for 2 domestic units and greenhouse.

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM	REC. PERIOD TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15	11-15	DATABASE EXAMINER ~~0.090~~ 0.03	DATABASE EXAMINER 8.5	DATABASE EXAMINER 15.8 8.5
HEATING	01-01	12-31	~~0.090~~ 0.14	~~12.75~~ 12.75	~~de minimus~~ de minimus*
DOMESTIC	01-01	12-31	0.080 0.08	1.2	de minimus
TOTAL FOR THIS RIGHT			0.250 0.25	9.7	

REVIEWED BY:

kw

DATE:

9-23-92

Licensed

4.5 acres
0.085 cfs $\approx$ 0.09
21.25 AFA
246 day season
15.8 AF consumption

"R" Claim

1.8 acres
0.03 cfs
8.5 AFA
246 day season
6.3 AF consumption

→ Recommend putting 12.8 AFA on the volume for heating. This is the remaining amt. after irrigation use was decreased.

Use Check:

rate:

0.085
0.03
0.055 cfs

Volume:

21.25 AFA
8.5 AFA
12.75 AFA

consumption:

15.8 AF
6.3 AF
9.5 AF

all values are positive. Original right is large enough to cover additional heating of greenhouses.

MICROFILMED
OCT 7 1992

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(✓)	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-07211

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.380

EXAMINER
0.38

CFS

"R57-07211A" = 0.13
"R57-07211B" = 0.25
0.38 cfd

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A57-07211	A57-07211A	0.130	R57-07211A	0.130	57-07211	0.380 ✓
A57-07211	A57-07211B	0.250	R57-07211B	0.250	57-07211	0.380 ✓
57-07211	R57-07211A	0.130	R57-07211A	0.130	57-07211	0.380 ✓
57-07211	R57-07211B	0.250	R57-07211B	0.250	57-07211	0.380 ✓
TOTAL CFS		0.760	<u>0.760</u> 0.38			0.380 ✓

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

AFA
"R57-07211A" 21.8
"R57-07211B" 22.5
44.3
AFA

NOTES:

Heating use is non-consumptive. We have no guidelines to figure consumptive use. ~~field headgate volume~~. Therefore have not recommended any amounts for ~~state~~ this parameters of the heating use on this right.

same as original licensed amt.

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

Ray Walker

RAY WALKER

9-23-92

Sr. Agent

MICROFILMED
OCT 07 1992

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: DEC-30-1996
PAGE: A-2-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-07211B

NAME & ADDRESS: GARY SCHWISOW
TERESA A SCHWISOW
HC 79 BOX 106C
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.25 CFS
22.1 AFYTHE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/06/1978

POINT OF DIVERSION: T01N R03W S08 LOT 1 (SESW) Within Owyhee County

THREE POINTS OF DIVERSION LOCATED IN T01N, R03W, S08, LOT 1
(SESW).PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
Irrigation SeasonQUANTITY
0.03 CFS
8.1 AFY
0.14 CFS
12.8 AFY
0.08 CFS
1.2 AFY

HEATING

01-01 12-31

DOMESTIC

01-01 12-31

HEATING, 1 HOME, 1 SHOP & 7 GREENHOUSES.
DOMESTIC, 1 HOME, 1 SHOP.

PLACE OF USE:

IRRIGATION Within Owyhee County
T01N R03W S08 Lot 1 (SESW) 1.8
1.8 ACRES TOTALHEATING Within Owyhee County
T01N R03W S08 Lot 2 (NESW)DOMESTIC Within Owyhee County
T01N R03W S08 Lot 2 (NESW)

CONSUMPTIVE USE: 6.3 AFY

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-07211B (CONT)

CONSUMPTIVE USE: (CONT)

THE CONSUMPTIVE USE VOLUME IS ONLY FOR THE IRRIGATION PORTION
OF THIS WATER RIGHT.

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

RETURN FLOW IF DISCHARGED TO A SURFACE WATER SYSTEM SHALL MEET
IDAHO WATER QUALITY STANDARDS.

FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE
ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE
APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

THE DIRECTOR RETAINS JURISDICTION OF THIS RIGHT AND MAY
REQUIRE RE-INJECTION OF THE WATER IF DETERMINED TO BE NECESSARY
FOR PROTECTION OF THE RESOURCE OR OTHER WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM
OPALINE IRRIGATION DISTRICT.

WATER TEMPERATURE MEASURED AT 98.8 DEGREES F.
RIGHT NO. 57-07211A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

THE RIGHT HOLDER IS REQUIRED TO BENEFICIALLY USE THE HEAT IN
THE LOW TEMPERATURE GEOTHERMAL WATER, AS DETERMINED BY THE
DIRECTOR, BEFORE USING THE WATER FOR IRRIGATION.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4120
WATER RIGHT NO(S). 57-07211B/57-07445

This is to certify that: TERESA A SCHWISOW
GARY SCHWISOW
HC 79 BOX 106C
MELBA ID 83641

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 57-07211B :			
IRRIGATION	03/15 to 11/15	0.03 CFS	8.1 AF
HEATING	01/01 to 12/31	0.14 CFS	12.8 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	1.2 AF
Priority: 04/06/1978			

Right No. 57-07445 :			
COMMERCIAL	01/01 to 12/31	0.73 CFS	221.8 AF
Priority: 04/29/1985			

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION: Lot 1(SESW), Sec. 8, Township 01N, Range 03W
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	03W	8	Lot 1(SESW)	1.8		1.8
Total number of acres irrigated:						1.8

PLACE OF USE: COMMERCIAL

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>
01N	03W	8	Lot 2(NESW)	Lot 1(SESW)

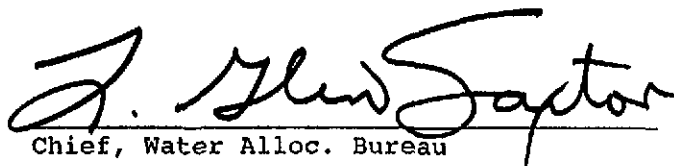
PLACE OF USE: HEATING

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>
01N	03W	8	Lot 2(NESW)

PLACE OF USE: DOMESTIC, same as HEATING use

TRANSFER NO. 4120
WATER RIGHT NO(S). 57-07211B/57-07445CONDITIONS/REMARKS:

- ✓ H06 1. Use of right 57-07211B is combined with water from Opaline Irrigation District.
- ✓ C04 2. Right 57-07211B includes accomplished change in purpose of use pursuant to Idaho Code 42-1416A.
- ✓ LOS-R08 3. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
- ✓ R3W 4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
- ✓ A06-T08 5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- ✓ E06 6. The change approved by this transfer is subject to the terms of the court's final decree of this right in the ongoing Snake River Basin Adjudication.
- ✓ → 7. The Director retains jurisdiction of these rights and may require re-injection of the water if determined to be necessary for protection of the resource or other water rights.
- ✓ → 8. The water right holder is required to beneficially use the heat in the low temperature geothermal water, as determined by the Director, before using the water for irrigation.
- ✓ F02 → 9. Three points of diversion are located within Lot 1, SESW, S08, T01N, R03W.
- ✓ NON IRRIG → 10. Domestic use under right 57-07211B is for 1 home and shop.
11. Commercial use under right 57-07445 is for greenhouses.

Dated this 23 day ofJune, 1993.
Chief, Water Alloc. Bureau

Transfer No. 4120

Department of Water Resources

A. PURPOSE OF TRANSFER

- E. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE**

2. Total amount of water being transferred .98 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE %				NW %				SW %				SE %				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
RECEIVED JUN 03 1993 Department of Water Resources																			
RECEIVED APR 16 1993 Department of Water Resources Western Regional Office																			

Total acres _____

PART 1

6. General Information:

a. Description of diversion system 3 integrated hot (18-116°F) wells, mainline, and diversion system

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

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

d. Remarks: 57-07574
The new application will make secondary use of water from 57-07445 (no increase in flow). Since a third well was put into use after the 6-7-90 examination, rights 57-072116 and 57-07445 are clarified in this transfer to show all 3 existing wells for each right in the integrated system.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 57-07445 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____
3. Source of water Ground Water tributary to _____4. Date or priority 4-29-1985

5. Water is used for the following purpose:

amount .73 cfs for Commercial purposes from 1/1 to 12/31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

6. Total amount of water under right .73 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
1		SE	SW	8	1N	3W	Owyhee	2 wells

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	3W	8																	

Total acres _____

9. Describe any other water rights used for the same purpose as described above

NONE

Page 5 of 8

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by**

a. Decree No. _____

Decreed to _____

In case of _____

vs. _____

dated _____

in _____

county of _____

b. License No. 57-072118

issued by the Idaho Department of Water Resources.

c. Claim No. _____

on file with the Idaho Department of Water Resources.

d. Transfer No. _____

which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:☐ Tax Notice☐ Warranty Deed☐ Other _____**3. Source of water**Ground Water

tributary to _____

4. Date or priority4-6-1978**5. Water is used for the following purpose:**

amount _____

(cfs/ac-ft) _____

amount _____

(cfs/ac-ft) _____

amount _____

(cfs/ac-ft) _____

for Irrigationpurposes from 3/15to 11/15for Heatingpurposes from 1/1to 12/31for Domesticpurposes from 1/1to 12/31**6. Total amount of water under right**1.25

cubic feet per second and/or _____

acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/2	3/4	Sec.	Twp.	Rge.	County	Local name for diversion
1		SE	SW	8	1N	3W	Owyhee	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	3W	8									H			1.8					1.8
											D			1.1					
											1.2								

Total acres 1.8**9. Describe any other water rights used for the same purpose as described above**Opahm Irrig. Dist. for same area



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED
SEP 22 1992

DATE OF CLOSING: 1983 - PROPERTY SPLIT WHEN SCHWISOW'S BOUGHT HALF OF IT.

Department of Water Resources
Western Regional Office

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) A57-07211
Assigned by IDWR: _____
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): GARY OR TERESA SCHWISOW OR NORRIS M. WHITE
HC 79, BOX 106C P.O. BOX 189
MELBA, ID 83641 MARSING, ID 83639
- ☐ New Owner/Claimant (Purchaser): NORRIS M. WHITE
- ☐ New Mailing Address: P.O. BOX 189
MARSING, ID 83639
- ☐ New Telephone Number: (208) 896 - 4798

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
4 1/2 ac. & 1 domestic unit from system 2
on 1986 exam.

- ☐ Attach proof of ownership, describe proof attached: _____

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

- ☐ Signature of New Owner/Claimant(s) _____ Date _____
- ☐ Signature of Former Owner/Claimant(s): Gary Schwisow Date 9-22-92

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

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

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

RE-EXAM

RECEIVED

JAN 23 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 57-7211
1. Owner: Norris M. White Phone No. 466-0110
Current Address: P.O. Box 189 Matsing, Idaho 83605
2. Accompanied by: Norris M. White EXAM. DATE: 12/9/86
Address: Box 189 Matsing, Idaho 83605 Phone No. 466-0110
Relationship to Permit Holder: applicant
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

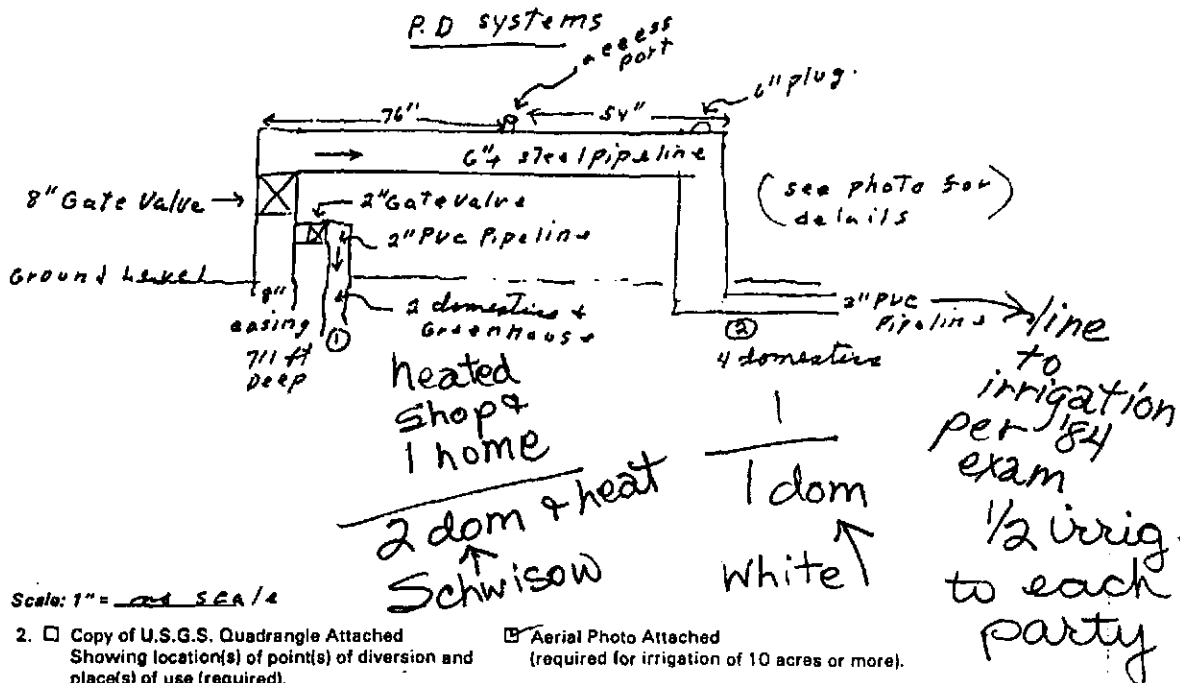
1. Other water rights with same place of use: 57-7445

☐ Copies Attached
2. Other water rights with same point of diversion: 57-7445

☐ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



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: A57-07211
Date Received: 4/27/1990
Receipt No: W012313
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORRIS M. WHITE
Address: P.O. BOX 189
MARSING, ID 83369

OR

Name: GARY SCHWISOW 208-896-4229
Address: HC 79
BOX 106-C
MELBA, ID 83641

OR

Name: TERESA A. SCHWISOW
Address: HC 79
BOX 106-C
MELBA, ID 83641

2. Date of Priority: APR 06, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	03W	8	SE	SW		1	OWYHEE

5. Description of diverting works:
700' WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.170		
HEATING	01/01	12/31	0.090		
DOMESTIC	01/01	12/31	0.120		

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

A.F.A.

8. Total consumptive use is 31.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HEATING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	03W	8	NE	SW	2	IRR	4.0
			NW	SW	3	IRR	3.0
			SE	SW	1	IRR	2.0
						Section Acres	9.0
						Total Acres	9.0

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:
OPALINE IRR. DISTRICT WATER

14. Remarks:

Use of water under this right for irrigation purposes is subject to later-in-time rights which are determined to be able to use the heat in the water more in the public interest.

The Department retains jurisdiction of the use of water to insure reasonable efficiency of heat transfer from the water.

Heating use is for 2 domestic units and greenhouse.

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 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: A57-07211

Date Received: 4/27/1990

Receipt No: WC 12313 (encl. 105c 105c)

Received By: BA5

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORRIS M. WHITE
Address: P.O. BOX 189
MARSING, ID 83369

OR

Name: GARY SCHWISOW
Address: HC 79
BOX 106-C
MELBA, ID 83641

208-896-4229

OR

Name: TERESA A. SCHWISOW
Address: HC 79
BOX 106-C
MELBA, ID 83641

83641

2. Date of Priority: APR 06, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	03W	8	SE	SW		1	OWYHEE

5. Description of diverting works:
700' WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.170		
HEATING	01/01	12/31	0.090		
DOMESTIC	01/01	12/31	0.120		

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

A.F.A.

8. Total consumptive use is 31.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HEATING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	03W	8	NE	SW	2	IRR	4.0
			NW	SW	3	IRR	3.0
			SE	SW	1	IRR	2.0
						Section Acres	9.0
						Total Acres	9.0

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:
OPALINE IRR. DISTRICT WATER

14. Remarks:
Use of water under this right for irrigation purposes is subject to later-in-time rights which are determined to be able to use the heat in the water more in the public interest.
The Department retains jurisdiction of the use of water to insure reasonable efficiency of heat transfer from the water.
Heating use is for 2 domestic units and greenhouse.

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: 0

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): *Gay Schumacher* Date: *4/27/90*

Date: _____

State of Idaho)
County of *Ada*) SS.

Subscribed and sworn (or affirmed) before me this *27* day
of *April* 19 *90* *Barclay A. Akel*
Notary Public

Seal

Residing at *Boise Idaho*
My Commission Expires *1/11/95*

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 57-7211

Priority: April 6, 1978 Amount: .38 CFS 44.3 AFA

This is to certify, that NORRIS M. WHITE

P.O. BOX 189

MARSING, ID 83369

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 6, 1978, and has submitted proof to the Department of Water Resources on April 26, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .88 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	.17 cfs	42.5 afa
Heating	01/01 to 12/31	.09 cfs	
Domestic	01/01 to 12/31	.12 cfs	1.8 afa
Totals		.38 CFS	44.3 AFA

LOCATION OF POINT OF DIVERSION(S): LOT 1(SESW), Sec. 8, Township 1N, Range 3W
Owyhee County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
1N	3W	8	LOT 2(NESW) 4	LOT 3(NWSW) 3	LOT 1(SESW) 2		9

Total number of acres irrigated: 9

PLACE OF USE: Heating, same as Irrigation use

PLACE OF USE: Domestic, same as Irrigation use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 5.0 afa per acre for the lands above.
5. Use of water under this right for irrigation purposes is subject to later-in-time rights which are determined to be able to use the water more in the public interest.

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 57-7211

CONDITIONS/REMARKS:

6. The Department retains jurisdiction of the use of water to insure reasonable efficiency of heat transfer from the water.
7. Heating use is for 2 domestic units and greenhouse.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 29th day of MAY, 1987.

Acting for the

Director



RECEIVED
OCT 10 1987