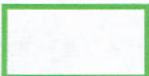
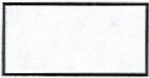
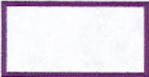


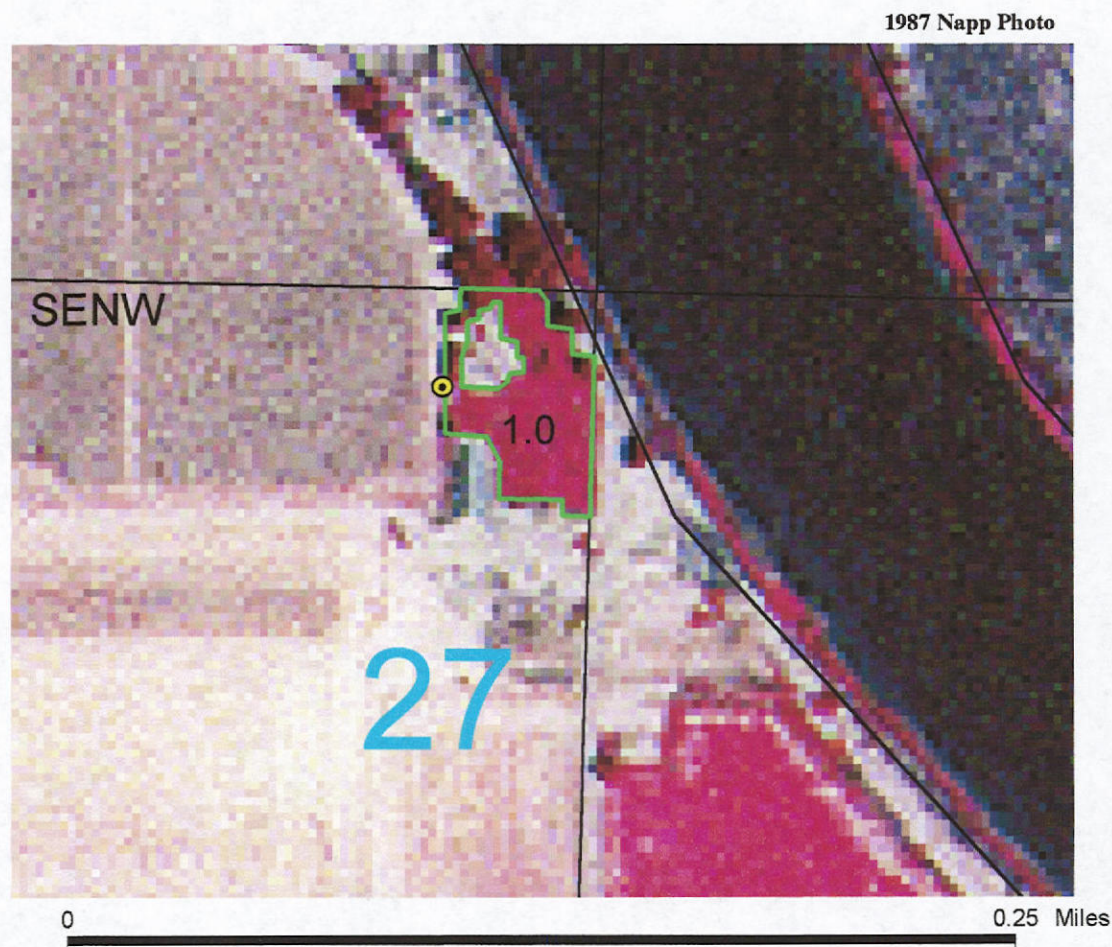
Idaho Department of Water Resources

Claim Number: 57-10163

Legal: T04S, R02E, S27

Reviewed By:

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



DEPARTMENT OF WATER RESOURCES
1301 N. ORCHARD ST.
BOISE, ID 83706-2237



PERSON CHECKED
Name _____
Address _____
City _____
State _____
Zip _____
No such street _____
No such office in city _____
No such name in this office _____

Decided



RECEIVED

JUL 27 1999

Department of Water Resources

R57-10163
GERTRUDE L. CUNNINGHAM
GERALD J. CUNNINGHAM
HC 85 BOX 230

Claim # A57-10163
 Gerald and Gertrude Cunningham
 T.4S., R.2E., Sec. 27, NENW Lot 2
 FX:10-25-90
 By:Ron Howerton



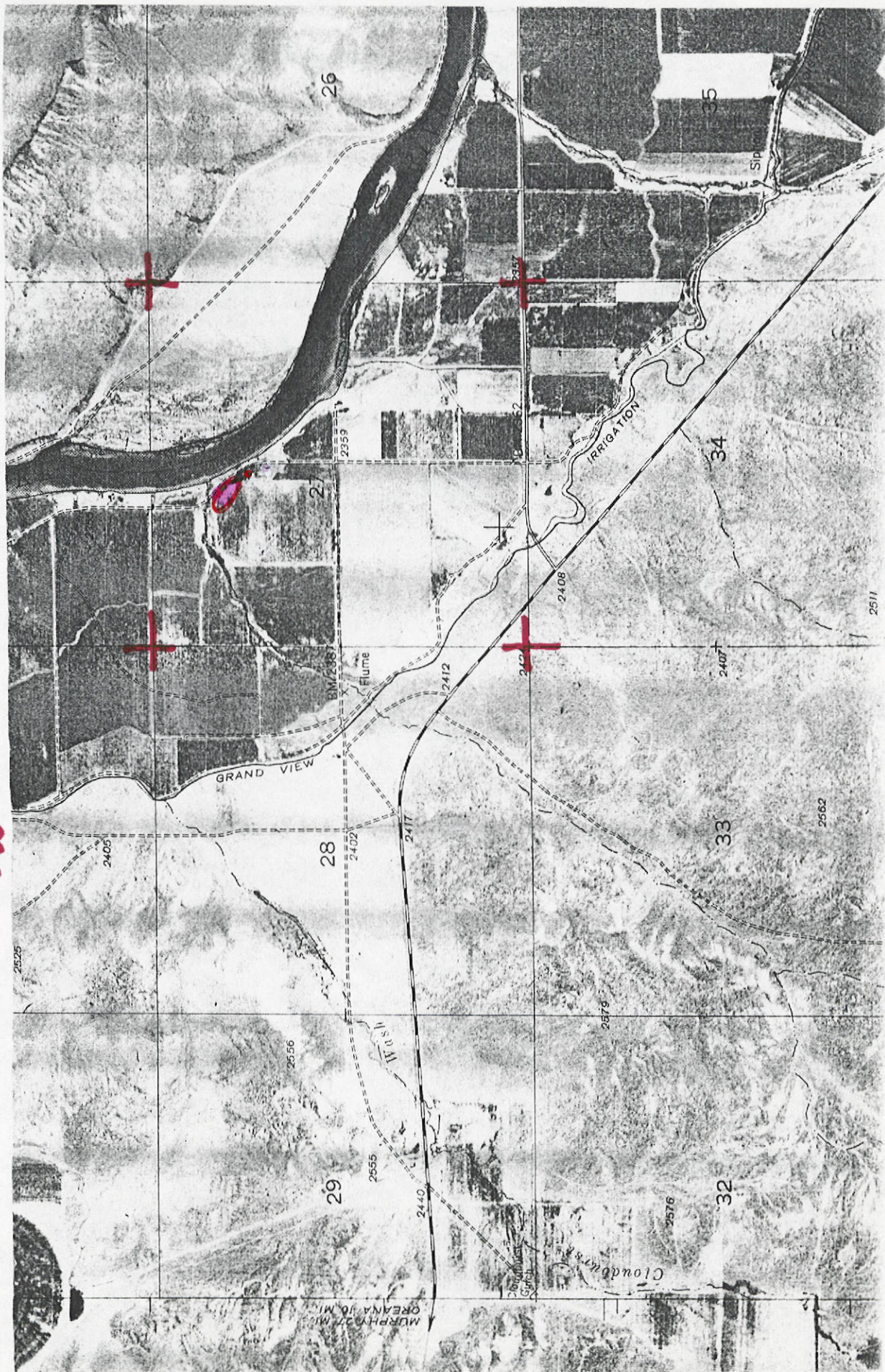
NOTE: The measurements were averaged.

AREA	SIZE	SF
A.....	20X30...	600
B.....	1/2BH. 20X25.	250
C.....	1/2BH. 15X20.	150
D.....	40X45...	1800
E.....	85X185...	15,725
F.....	90X185...	16,650
G.....	60X135...	8,100

$$= 43,575\text{SF}/43560 = 1.0003 \text{ Acres}$$

MICROFILMED
OCT 07 1992

T4S R2E
SECTION 27
SENECA



MICROFILMED
OCT 07 1992

PICTURE # 1

This picture shows the P/D, T4S, R2E, Sec. 27, SENENW. The well is in a vault however, the well casing is capped.



10/25/90
Rch

PICTURE # 2

This picture shows part of the Stock Water POU and stock tank.



10/25/90
Rch

OCT 07 1992

PICTURE # 3

This picture shows the SE end of lawn with the shop and sprinkler lines.



10/25/90
Rch

PICTURE # 4

This picture shows the tank where the spigot is used to mix up the chemicals for spraying. This also shows the barn.



10/25/90
Rch

MICROFILMED

OCT 07 1992

PICTURE # 5

This picture shows the NE end of lawn with the home in background.



10/25/90
Rch

PICTURE # 6

This picture shows the easterly part of the along the road.



10/25/90
Rch

MICROFILMED

OCT 07 1992

PICTURE # 7

This picture shows the SE end of lawn with the home from across the road.



10/25/90
Rch

MICROFILMED

OCT 07 1992

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A57-10163
Date Received: 12/09/1988
Receipt No: M002115
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERTRUDE L. CUNNINGHAM 208-834-2244
Address: H C 85 BOX 230
GRAND VIEW, ID 83624

OR

Name: GERALD J. CUNNINGHAM 208-834-2244
Address: H C 85 BOX 230
GRAND VIEW, ID 83624

2. Date of Priority: JAN 01, 1910

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	02E	27	SE	NE	NW		OWYHEE

5. Description of diverting works:
WELL, 1 1/2 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
STOCKWATER	01/01	12/31	0.050		
IRRIGATION	03/15	11/15	0.060		

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

8. Total consumptive use is 7.0 Acre Feet Per Annum.

9. Non-irrigation uses:
ONE DOMESTIC HOUSEHOLD, 100 BEEF CATTLE, 10 HORSES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04S	02E	27	NE		NW		STOCK	
			NE		NW		IRR	2.0
			NE		NW		DOMEST	
							Section Acres	2.0
							Total Acres	2.0

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:
A57-10162

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: 12-9-88
Date: _____

State of Idaho)
County of OWYHEE) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of DEC 19 88 
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 9-2-1994

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-10163

Date: 4-23-03

	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	45	2E	27					2			0									1
GIS								0			2									1
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's: 1

Total Claimed Acres: 1

Overlapping FOU Claim #'s:

Total GIS Acres: * 1
See Comments

COMMENTS:

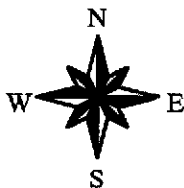
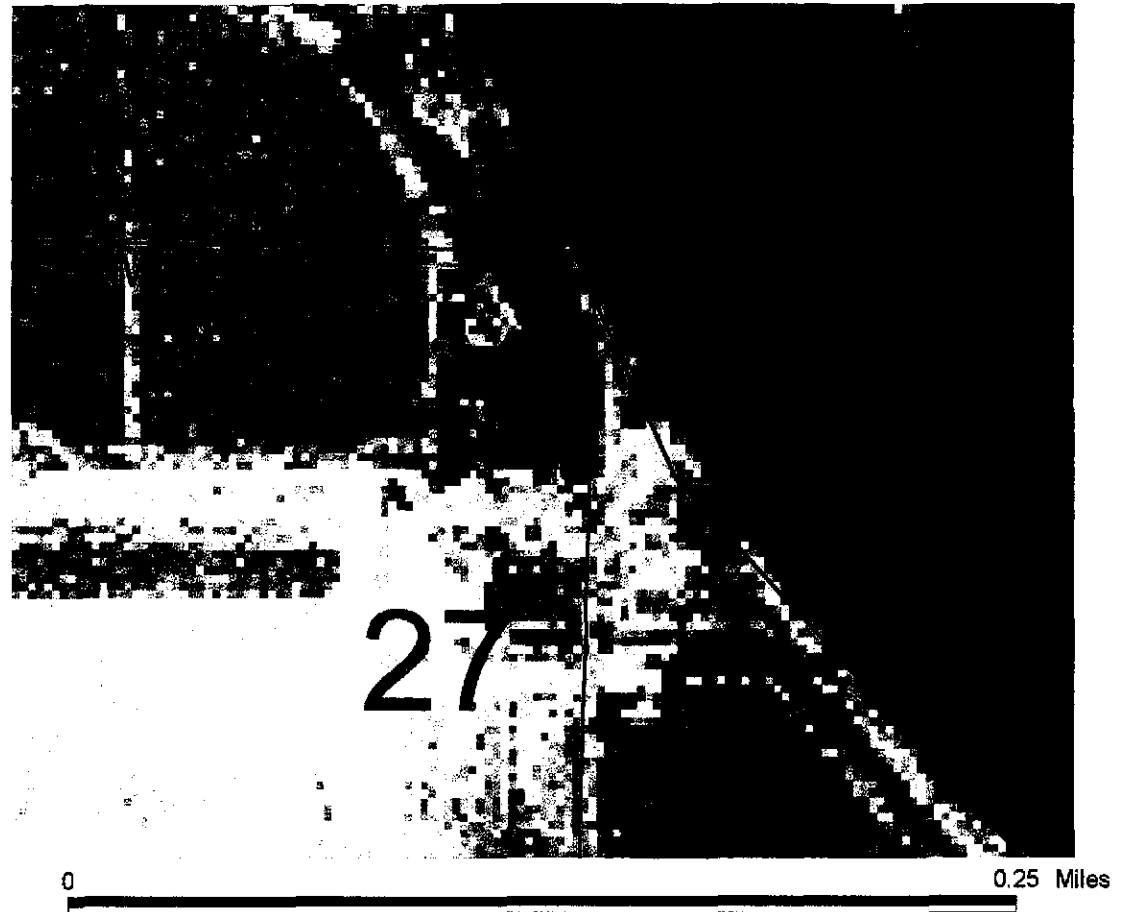
* Per claim map this acre is not in the NENW *
I mapped it in the SENE.

Idaho Department of Water Resources

Claim Number: 57-10163
Legal: T04S, R02E, S27
Reviewed By:

1987 Napp Photo

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



In Re SRBA)
)
Case No. 39576)
)

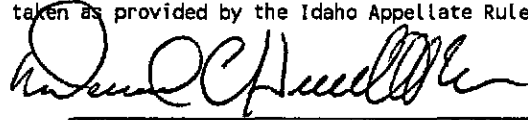
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILE _____

PAGE 1
DEC-4-1997

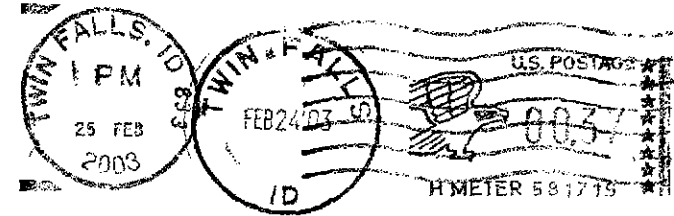
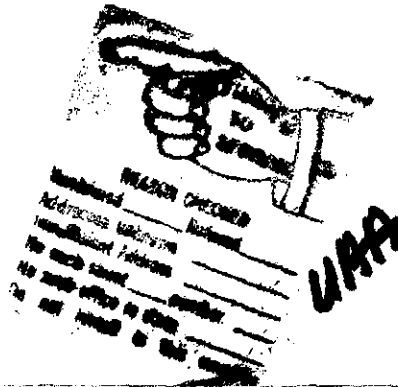
RULE 54(b) CERTIFICATE

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.



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

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



59-10143

RECEIVED

MAR 10 2003

WATER RESOURCES
WESTERN REGION

Gertrude L Cunningham
Gerald J Cunningham
HC 85 Box 230
Grand View Idaho 83624

Dear Water Right Claimant(s):

909 Heartland Dr.
Nampa 83686

Sent again w/ address chg form 3/10/03

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

Important Information About Your Water Right

February 24, 2003

Gertrude L Cunningham
Gerald J Cunningham
HC 85 Box 230
Grand View, Idaho 83624

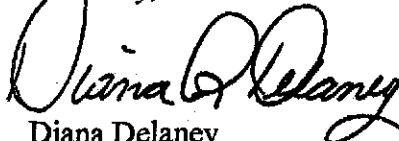
Dear Water Right Claimant(s):

This letter accompanies a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 57-10163. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

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

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

Sincerely,



Diana Delaney
Case Administrator

2003 FEB 24 PM 2 26

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

In Re SRBA	)	Water Right 57-10163
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on December 15, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on July 26, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 2, IDWR Basin 57, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*

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

PERIOD OF USE: 03-01 to 11-15

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

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

RULE 54(b) CERTIFICATE

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

Dated February 24, 2003



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication



RECEIVED

JUL 27 1963

Department of Justice

R57-10163
GERTRUDE L. CUNNINGHAM
GERALD J. CUNNINGHAM
HC 85 BOX 230

DEPARTMENT OF JUSTICE
1300 W. OREGON ST.
BOISE, ID 83706-2237



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 23, 1999

RE: Water Rights in Reporting Area 2, Basin 57
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources supplemental recommendation for your water right(s) in basin 57 (watershed of Owyhee County draining to Snake River). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area.

In response to the Idaho Supreme Court's decision in Basin-wide Issue 5 after most water rights in the Basin 57 had been decreed, the SRBA Court requested me to file supplemental reports for Basin 57 regarding the period of use for irrigation water uses and general provisions. The enclosed documents fulfill that request. The general provision enclosed is in addition to those already adopted by the Court.

Note you have just over 30 days in which to review your water rights and those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouse in Murphy and at all Idaho Department of Water Resources offices (see addresses in enclosure).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

AJ5874NP

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

DATE: JUL-23-1999
PAGE: A-494

RIGHT NUMBER: 57-10163

NAME & ADDRESS: GERTRUDE L CUNNINGHAM
GERALD J CUNNINGHAM
HC 85 BOX 230
GRAND VIEW ID 83624

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE
	IRRIGATION	03-01 11-15
	STOCKWATER	01-01 12-31
	DOMESTIC 1 HOME	01-01 12-31

RETURN TO SENDER

NAME _____
 ADDRESS _____
 CITY _____
 STATE _____
 ZIP _____

U.S. POSTAGE
0032
EAGLE
METER 444839

RTS

57-10163

GERTRUDE L CUNNINGHAM
GERALD J CUNNINGHAM
HC 85 BOX 230
GRAND VIEW ID 83624

GROUNDWATER

0 07 REC

63624-9783503/2707

[illegible]

☒ Mailed, but no return
☐ No such number
☒ Mailed, not forwarded
☐ Addressed unknown

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 57-10163

1997 DEC 15 AM 10:59

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: GERTRUDE L CUNNINGHAM
GERALD J CUNNINGHAM
HC 85 BOX 230
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS
4.5 AFY

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

PRIORITY DATE: 01/01/1910

POINT OF DIVERSION: T04S R02E S27 LOT 2 (SENEW) Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.03 CFS
			4.5 AFY
	STOCKWATER	01-01 12-31	0.05 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.02 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
T04S R02E S27 Lot 2 (NENW) 1
1 ACRES TOTAL

STOCKWATER Within Owyhee County
T04S R02E S27 Lot 2 (NENW)

DOMESTIC Within Owyhee County
T04S R02E S27 Lot 2 (NENW)

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

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

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,
WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND
THE BASIN 02 RIGHTS.

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. R57-10163

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

DATE: 11/24/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GERTRUDE L CUNNINGHAM	01/01/1910	IRRIGATION	03-15 11-15	0.03 CFS	4.50 AFA
C	GERALD J CUNNINGHAM		STOCKWATER	01-01 12-31	0.05 CFS	
	HC 85 BOX 230		DOMESTIC	01-01 12-31	0.02 CFS	
	GRAND VIEW ID 83624					
	(208) 834-2244					
TOTAL DIVERSION:					0.07 CFS	4.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R02E S27 Lot02(SENENW)

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
04S	02E	27	:																	:	1.0
																				TOTAL ACRES	1.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
04S	02E	27	:																	:	

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	:	
04S	02E	27	:																	:	

POU County: OWYHEE

Non-Irrigation Uses: 1 HOME

Other Rights: SEE REMARKS

Conditions of Approval:

- N09 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
- HISTORICAL BENEFICIAL USE.
- N14 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND
- STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: GEN RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,

AJ0749NP
No. R57-10163

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

DATE: 11/24/97
PAGE: 2

Remarks: WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND
THE BASIN 02 RIGHTS.

EXP STOCKWATER, 100 RANGE CATTLE & 10 HORSES

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

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

Audit: 11/24/97 KWALKER

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10163

NAME AND ADDRESS: GERTRUDE L CUNNINGHAM
GERALD J CUNNINGHAM
HC 85 BOX 230
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.07 CFS
4.5 AFY

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR: DOMESTIC, 1 HOME, STOCKWATER, 100 BEEF CATTLE, 10 HORSES

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

PRIORITY DATE: 01/01/1910

POINT OF DIVERSION: T04S R02E S27 LOT 2 (SENEW) Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		<u>Irrigation Season</u>	0.03 CFS
		<u>03/18 11/18</u>	4.5 AFY
STOCKWATER		01-01 12-31	0.05 CFS
DOMESTIC 1 HOME		01-01 12-31	0.02 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
T04S R02E S27 Lot 2 (NENW) 1
1 ACRES TOTALSTOCKWATER Within Owyhee County
T04S R02E S27 Lot 2 (NENW)DOMESTIC Within Owyhee County
T04S R02E S27 Lot 2 (NENW)

CONSUMPTIVE USE: 3.8 AFY

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR

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

DATE: NOV-24-1997

PAGE: A-2

57-10163 (CONT.)

DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
HISTORICAL BENEFICIAL USE.

RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE
SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE,
WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A
LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT
FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED
ABOVE WILL CONTAIN COMBINED USE LIMITATIONS FOR THIS RIGHT AND
RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME
PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH
WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER
DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR
THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE
WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT AND
THE BASIN 02 RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 100 RANGE CATTLE & 10 HORSES

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GERTRUDE L CUNNINGHAM	01/01/1910	IRRIGATION	03-15 11-15	0.03 CFS	4.5 AFA
C	GERALD J CUNNINGHAM		STOCKWATER	01-01 12-31	0.05 CFS	
	HC 85 BOX 230		DOMESTIC	01-01 12-31	0.02 CFS	
	GRAND VIEW ID 83624					
	(208) 834-2244					
TOTAL DIVERSION:					0.07 CFS	4.5 AFA
CONSUMPTIVE USE:						3.5 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T04S R02E S27 Lot02(SENENW)

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	:	---																					
04S	02E	27	:					:	02-01				:					:					:					:	1.0																	
																							TOTAL ACRES																						1.0	

Place of use Legal Description for: STOCKWATER

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	:					
04S	02E	27	:					:	02-S				:					:					:					:	

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	:					
04S	02E	27	:					:	02-D				:					:					:					:	

POU County: OWYHEE

Non-Irrigation Uses: DOMESTIC, 1 HOME; STOCKWATER, 100 BEEF CATTLE, 10 HORSES

Other Rights: SEE REMARKS

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

A02-00029 A02-00203 A02-02034

Remarks: RIGHTS HAVE ALSO BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT AND THE BASIN 02 RIGHTS.

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AJ0749NP
No. R57-10163

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

DATE: 08/05/92
PAGE: 2

=====

Dates:	Exam Made Date: 10/25/1990	Verified Date:
Misc:	Water District Number:	Field Inspection Flag: Presumption Flag:
Audit:	00/00/00	

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ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-10163

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)	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>Y</u>	<u>10/25/90 Rch</u>	<u>6</u>	<u>N</u>		
PT. OF DIV.			<u>5,1,6</u>			DATA ENTRY COMPLETED
SOURCE			<u>5,6</u>			BY _____ DATE _____
PL. OF USE			<u>5,6</u>			FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF			<u>5</u>			BY _____ DATE _____
CONSUMPTIVE USE			<u>6,5</u>			
NATURE OF USE			<u>5,6</u>			
PERIOD OF USE			<u>5,6</u>			
BASIS OF CLAIM			<u>6</u>			
REMARKS			<u>5</u>			

VERIFICATION CODES

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

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

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

COMMENTS: SAME AS CLAIMED

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:57:16
09/01/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-10163

LAST: CUNNINGHAM
ADDRESS: H C 85 BOX 230
CITY: GRAND VIEW
PHONE NUMBER: 208-834-2244

FIRST: GERTRUDE L.
STATE: ID ZIP: 83624

OWNER CODE: C

LAST: CUNNINGHAM
ADDRESS: H C 85 BOX 230
CITY: GRAND VIEW
PHONE NUMBER: 208-834-2244

FIRST: GERALD J.
STATE: ID ZIP: 83624

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER
REN

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CONTACT PERSON: GERTRUDE L. CUNNINGHAM

PHONE NUMBER: () 834 2244

DATE OF FIELD EXAM: 10/25/90

APPOINTMENT MADE: Y(X) N()

TIME: : A() P()

ACCOMPANIED BY: ABOVE

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: OWNER

DIRECTIONS TO PROPERTY / REMARKS:

SEE TEL. CONU, MEMO

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A. AJ CLAIM: # A57-10163 PRIORITY DATE: 01-01-1910 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Reh

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

REMARKS:

=====

RECOMMENDED PRIORITY DATE:

1-1-1910

REVIEWED BY

Reh

DATE

OCT 03 1991

=====

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-10163	04S	02E	27	SE	NE	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A57-10162 NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

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

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>4S</u>	<u>2E</u>	<u>27</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>2</u>	<u>OWYHEE</u>

SOURCE: GROUND WATER

TRIB:

REVIEWED BY:

Rch

DATE: OCT 03 1991

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OCT 07 1991

A. ROOT WATER RIGHT NUMBERS: A57-10163

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	02E	27	NE	NW		CUNNINGHAM , GERTRUDE L. CUNNINGHAM , GERALD J.	A57-10163 / A57-10162 / 2.0	- -	/25.0 /	1	1
04S	02E	27	NE	NW		CUNNINGHAM , GERTRUDE L. CUNNINGHAM , GERALD J.	A57-10163 / 2.0 A57-10162 / 2.0	- -	/25.0 /		
04S	02E	27	NE	NW		CUNNINGHAM , GERTRUDE L. CUNNINGHAM , GERALD J.	A57-10163 / A57-10162 / 2.0	- -	/25.0 /		
TOTAL ACRES						A57-10163	2.00		75.00		

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Rdh

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 1 ACRE

REVIEWED BY: Rdh

DATE: OCT 03 1991

ACRES WERE FIGURED BY MEASUREMENTS, SEE MAP

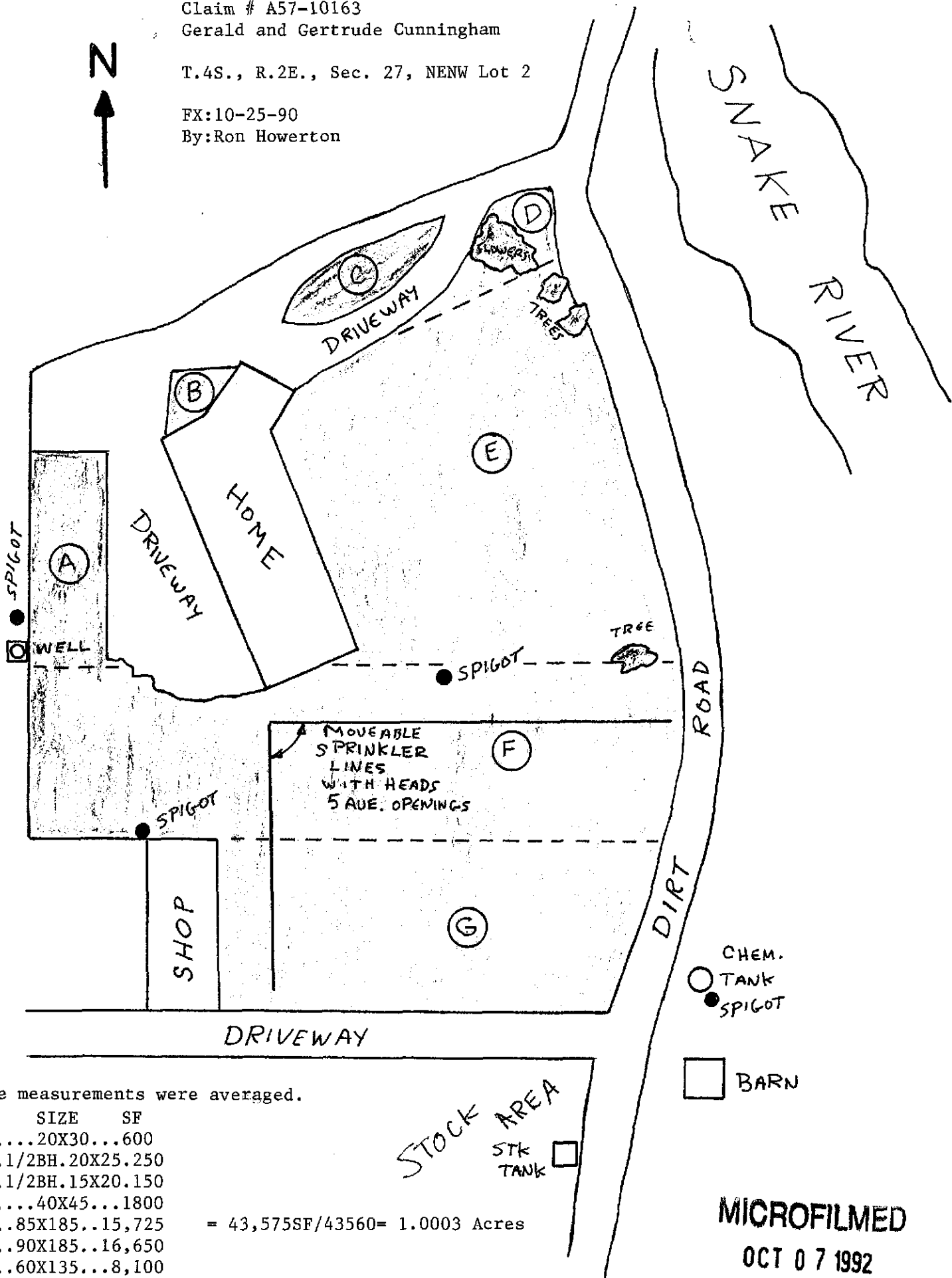
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OCT 07 1992

Claim # A57-10163
Gerald and Gertrude Cunningham

T.4S., R.2E., Sec. 27, NENW Lot 2

FX:10-25-90

By:Ron Howerton



NOTE: The measurements were averaged.

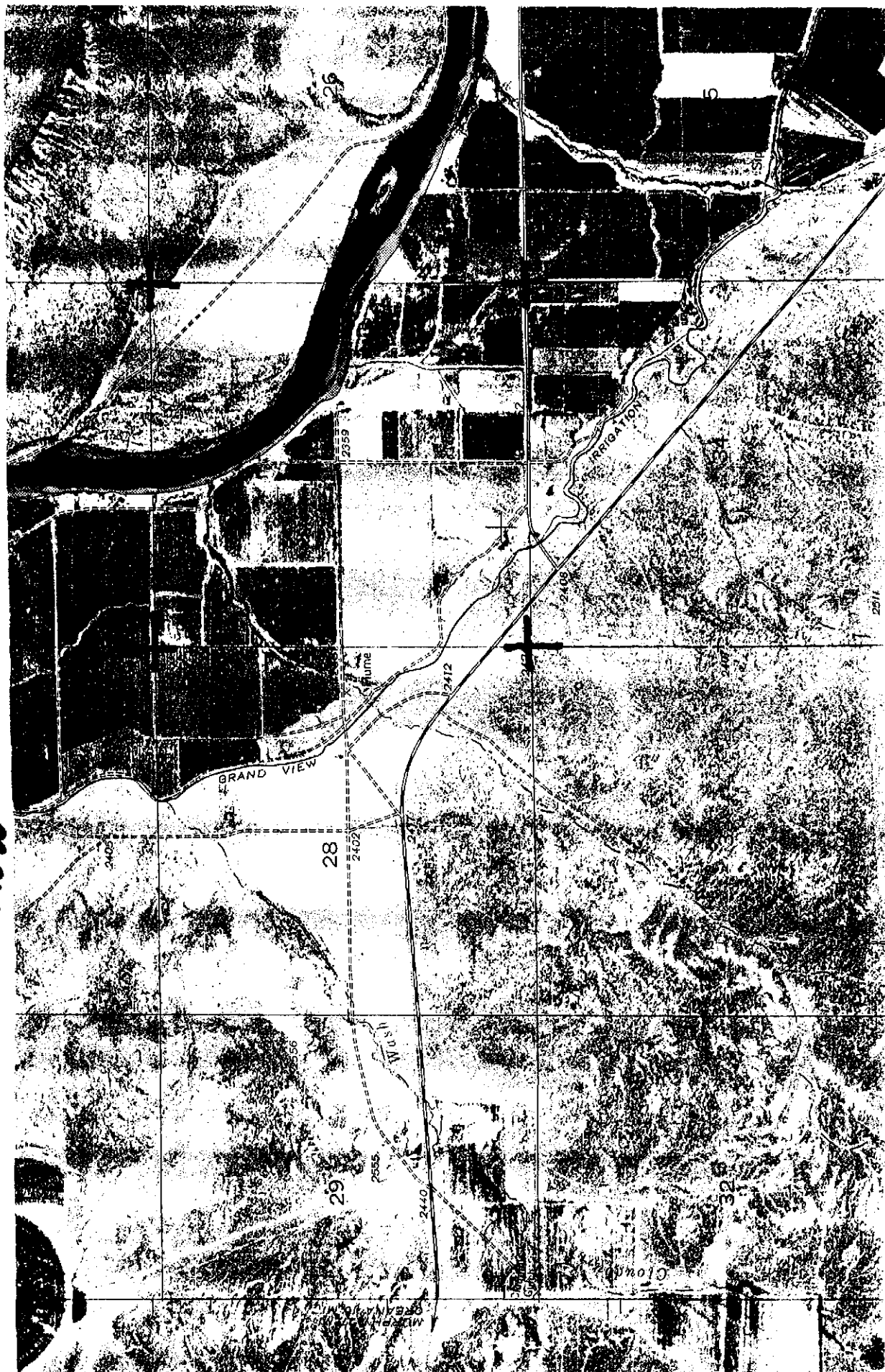
AREA	SIZE	SF
A.....	20X30...	600
B.....	1/2BH. 20X25.	250
C.....	1/2BH. 15X20.	150
D.....	40X45...	1800
E.....	85X185...	15,725
F.....	90X185...	16,650
G.....	60X135...	8,100

$$= 43,575\text{SF}/43560 = 1.0003 \text{ Acres}$$

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DM Well

T4S R2E
SECTION 27
SENECA NW



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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-10163 DOMESTIC	FROM 01-01 TO 12-31	.020 CFS
A57-10163 STOCKWATER	FROM 01-01 TO 12-31	.050 CFS
A57-10163 IRRIGATION	FROM 03-15 TO 11-15	.060 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED .130 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.130 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 4.760 CFS

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

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

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

Y

Rob

B.

FLOW MEASUREMENT

MEASUREMENT METHOD THEORETICAL, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A57-10162

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-10163	GROUNDWATER	CUNNINGHAM , GERTRUDE L.	0.130	0.065		
A57-10162	SNAKE RIVER	CUNNINGHAM , GERALD J.	0.110	0.055		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A57-10163	DOMESTIC	CUNNINGHAM , GERTRUDE L.	FROM 01-01 TO 12-31	.020 CFS	
A57-10163	STOCKWATER	CUNNINGHAM , GERTRUDE L.	FROM 01-01 TO 12-31	.050 CFS	

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 0.03
ACRES 1 x 0.03 CFS/ACRE = .03 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 7.0 AF/A

ACRES 1 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 3.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 1 x DIVERSION VOL. AF/A FOR AREA 4.5 =

TOTAL DIVERSION VOLUME 4.5 AF/A

4.5 = CAGD. PER
NEW SEASON/UGL
MAP 1/6/92

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

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

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THEORETICAL CALCULATIONS*****
GROUNDWATER ANALYSIS:FX DATE: 10-25-90WR/CLAIM NO. (S) 457-10163BY: RON HOWERTONTYPE OF SYSTEM: I= IRRIGATION, D= DOMESTIC, S= STOCK C= COMMERCIAL1. SYSTEM.....I=☒ D=☒ S=☒ C=☐ _____
(OTHER)PUMPING INFORMATION: A= ACTUAL, E= ESTIMATED BY REP./OWNER1. HORSE POWER OF PUMPA=3/4 E=_____ + BOOSTER 3/42. PRESSURE/FLOWA=_____ E=20 MEASURED= 20*IF PRESSURE IS UNKNOWN USE: (20 PSI FOR SMALL DOM./STK., COMM.)
(25 PSI TO 40 PSI FOR LRG. DOM./STK., COMM.)
(40 PSI FOR SMALL IRRIGATION, 60 PSI FOR LRG. IRRIGATION)
(IF OPEN FLOW OR ARTESIAN USE 0 PSI)4. DYNAMIC PUMPING LEVELA=_____ E=20 MEASURED= _____
(LIFT, DEPTH TO WATER IN FT. FROM LAND SURFACE TO PUMPING LEVEL)5. EFFICIENCYELECTRICAL MOTORS= 0.7=☒ DIESEL= 0.6=_____*****
FOR IRRIGATION USE:... 1, 2 AND 3. FOR NON-IRRIGATION USE:..... 2 AND 31. 1 ACRE X 5 = 5
FOUND ACRES X IRR. REQ. = AFA2. (.75) HP X 8.8 X (.7) EFFICIENCY = (4.62) = .07 CFS
(20') DYN. LEVEL + ((2.31 X (20) PSI)) + (*) = (66.2)
THEOR. DIV. RATE3. .07 X 240 X 1.9835 = 34.2
THEOR. RATE X DAYS IN SEASON X FACTOR = AFA

* = FRICTION IF KNOWN (_____)

IF THE THEORETICAL VOLUME (# 3) IS GREATER THAN THE IRRIGATION
REQUIREMENT (# 1) THEN NO MEASUREMENT IS NECESSARY.MEASUREMENT REQUIRED ... ☐ MEASUREMENT NOT REQUIRED ☒NOTES ON SYSTEM: (IF AVAILABLE)

MOTOR MAKE: _____ SER# OR I.D. _____

PUMP MAKE: MAGNETEK SER# OR RATING 3/4 HP # 8-168056-01

COMMENTS: _____

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Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# A57-10163

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

1. Legal Description: TWP____, Rge____, Sec.____, ____ 1/4 ____ 1/4
or Lot____.
2. Owner: _____
Address _____, City_____, St____
3. Casing $\geq$ 12 inches above ground: Yes ____ No ____
4. Access Port: Yes ____ No ☒ Static Water Level: UNK
Pressure Gauge: Yes ☒ No ____ Casing Diameter: 6 inch
Flowing: Yes ____ No ☒ Temperature: COLD
Properly Valved: Yes ____ No ☒
5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ☒ No ____

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

Remarks: POSSIBLE, BECAUSE OF VAULTED TYPE WELL.

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RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>DOMESTIC</u>	<u>1-1 12-31</u>	<u>0.02</u>	<u> </u>	<u> </u>
<u>STOCK WATER</u>	<u>1-1 12-31</u>	<u>0.05</u>	<u> </u>	<u> </u>
<u>IRRIGATION</u>	<u>3-15 11-15</u>	<u>0.03</u>	<u>5.04.5</u>	<u>3.5</u>
TOTAL FOR THIS RIGHT		<u>0.07</u>	<u>5.04.5</u>	<u>3.5</u>

REVIEWED BY:

Rdh

DATE: OCT 03 1991

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-10163

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

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-10163	0.130	-		-	
	TOTAL CFS	0.130				

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

REMARKS:

SEE "R" FILE

AUTHENTICATION:

SIGNATURE:

Ron Howerton

DATE:

OCT 03 1992

NAME OF FIELD EXAMINER:

RON HOWERTON

TITLE:

SR. WATER AGENT

OCT 07 1992

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PICTURE # 1

This picture shows the P/D, T4S, R2E, Sec. 27, SENENW. The well is in a vault however, the well casing is capped.



10/25/90
Rch

PICTURE # 2

This picture shows part of the Stock Water POU and stock tank.



10/25/90
Rch

MED

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PICTURE # 3

This picture shows the SE end of lawn with the shop and sprinkler lines.



10/25/90
Rch

PICTURE # 4

This picture shows the tank where the spigot is used to mix up the chemicals for spraying. This also shows the barn.



10/25/90
Rch

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PICTURE # 5

This picture shows the NE end of lawn with the home in background.



10/25/90
Rch

PICTURE # 6

This picture shows the easterly part of the along the road.



10/25/90
Rch

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PICTURE # 7

This picture shows the SE end of lawn with the home from across the road.



10/25/90
Rch

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Grand View, Idaho
Nov. 26, 1990

State of Idaho
Dept. of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

RECEIVED
NOV 26 1990

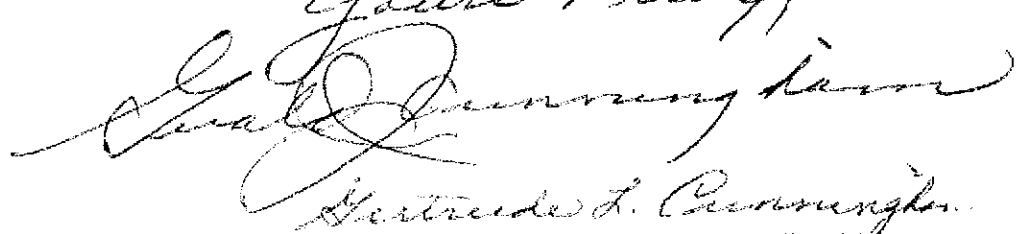
att: Jan Shurtle

Re: Claim # A 57-10163

In regard to your letter of Oct 12, 1990 -
in reference to claim # A 57-10163 requesting
the priority date -

I moved onto this property in
February 1952. I have no knowledge of
date of well. Over the years I had
heard at different times that the
irrigation water came to the Grand View
Valley about 1910. I, naturally assumed
that when the irrigation came, the
domestic wells were drilled.

I have no positive proof that
there was a well here until the
day I moved onto this farm,
which was in February 1952.

Yours truly,

Gertrude L. Cunningham

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FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A57-10163, A57-10164, A57-10165

NAME OF CONTACT GERTRUDE CUNNINGHAM

PHONE NO. 834-2244 ADJ. AGENT RON HOWERTON

DATE SET FOR EXAM 10-25-90

LOCATION BOISE - GRAND VIEW, TURN WEST ON 78, GO
APPROX 8MI PAST BEET DUMP TO W. RIVER
ROAD, TURN LEFT ON CITY ROAD APPROX. 1/4 MI
THEN 3/4 MILE TO HOME ON WEST SIDE OF
DIRT ROAD.

Diverting at full rates? NA

Type of measuring devices? NONE

Places to make measurements? NONE

Type of system? (pipeline, ditches) SPRINKLERS

How many laterals are used? NONE

Length and size of mainline? NA

Size of Motor used for each P/D? 3/4 HP

Estimate of depth to water? UNK

Pressure at well? 30 lbs

Pressure at sprinkler head? UNK

COMMENTS _____

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OCT 07 1992



45 22 27

State of Idaho
DEPARTMENT OF WATER RESOURCES

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

October 12, 1990

RE: Claim No(s): A57-10163

CECIL D. ANDRUS

A57-10163

GOVERNOR

GERTRUDE L. CUNNINGHAM

R. KEITH HIGGINSON

H C 85 BOX 230

DIRECTOR

GRAND VIEW

ID 83624

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no license, decree or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of first use, or "Priority Date", for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes the types of evidence required and explains what kind of documents will fulfill this requirement. While we encourage you to read the entire pamphlet, we would like to direct your attention to the right-hand half of this pamphlet once you open it. There you will find information concerning the evidence requirements mentioned above. The other sections describe to you why this evidence is necessary.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, cannot be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the above claim(s) have been or soon will be conducted by Department personnel.

Please submit the required evidence supporting the priority date(s) by December 1, 1990, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact a water resource agent in this office.

Sincerely,

Jan Shurte
Water Rights Supervisor
Adjudication Section

JS:lh
Enclosures

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OCT 07 1992



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

GERALD J. CUNNINGHAM

HC 85 BOX 230

GRAND VIEW ID 83624

Date: 7-19-90

RE: Permit and/or Adjudication Claim No.s A57-10162 - 10163

-10164 - 10165

Dear Claimant(s):

The Department of Water Resources will be conducting beneficial use examinations and water right adjudication claim verification examinations for Owyhee County from July thru November 1990. Once the beneficial use examination or claim verification is made, your water rights will be recommended for licencing by the department or decree by Judge Hurlbutt in the Fifth District Court. The recommendations will be based on our findings in the field.

Information on your permit or claim that may need to be verified, includes source(s) of water, uses and amounts, legal descriptions of point(s) of diversion, place of use and in some cases documentation verifying the date of priority as claimed in the Snake River Basin Adjudication. Some of your claims may only need a small amount of verification if there are no changes in the manner in which they were previously documented and examined in accordance with the State's permitting, licencing and/or decree process.

Although it is not mandatory that you accompany the field examiner, should questions arise during the exam, it would be most helpful for yourself or a knowledgeable representative to be available for a short time during the field exam. This would help speed up our findings and help collect information for your rights to be recommended to the court.

A field examiner will be calling or writing you for the scheduling of this (these) field exam(s). We can either meet you at the place of use or a place of your convenience. This may be determined at the time we contact you.

If you have questions regarding this letter or prior to scheduling, please call 334-2190 and ask for either Steve Lester or Ron Howerton.

Sincerely,

Ron Howerton

Senior Water Resource Agent

cc:RH:file

MICROFILMED

OCT 07 1992