

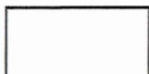
Idaho Department of Water Resources

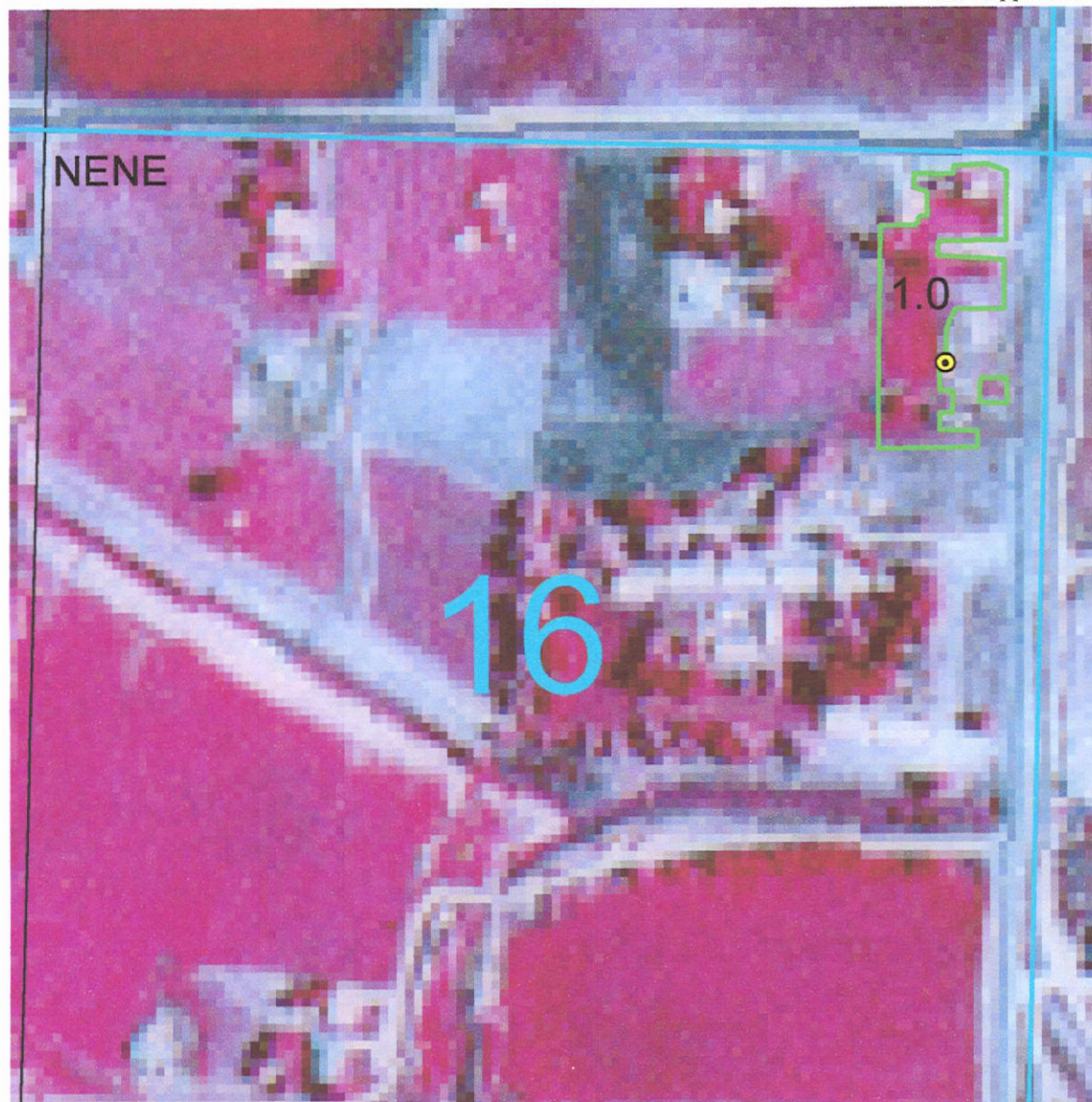
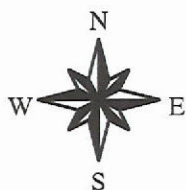
1987 Napp Photo

Claim Number: 57-10664

Legal: T03N, R05W, S16

Reviewed By:

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



0

0.25 Miles

SYSTEM DESCRIPTION ATTACHMENT TO CLAIM VERIFICATION REPORT

CLAIM NO. A57-10664

HP = 1.5

pumping level = 90'

assume psi = 40

assume efficiency = 70%

$$Q = \frac{1.5 \times 8.8 \times 0.7}{90 + (2.3 \times 40)}$$

$$Q = 0.05 \text{ cfs (theoretical)}$$



Picture: looking from well location across irrigated field toward house.

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OCT 08 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: A57-10664
Date Received: 1/19/1989
Receipt No: W002088
Received By: DE JN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CREIGHTON F. KELLY 208-337-3047
Address: RT. 1 BOX 1094
HOMEDALE, ID 83628

AND/OR

Name: MARIE E. KELLY 208-337-3047
Address: RT. 1 BOX 1094
HOMEDALE, ID 83628

2. Date of Priority: JUL 01, 1947

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	05W.	16	NE	NE	NE		OWYHEE

5. Description of diverting works:
190' WELL W/1 3/4 HP PUMP, 6" CASING

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD

A57-10664

Page 1

Date: 01/26/89

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	05W	16	NE		NE		IRR	1.0
			NE		NE		DOMEST	

Section Acres 1.0

Total Acres	1.0
-------------	-----

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:
1.4 ACRES IRRIGATED, ORIGINAL WELL BECAME CONTAMINATED, REPLACEMENT WELL DRILLED 2/4/78.

15. Basis of Claim: BENEFICIAL USE

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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 _____

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-10664 Date: 2-24-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	3N	5W	16	1																1
GIS				1																1
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 1

Overlapping FOU Claim #'s:

57-02177

Total GIS Acres: 1

COMMENTS:

Per county data & image interpretation. POD estimated

Idaho Department of Water Resources

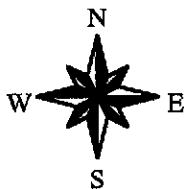
1987 Napp Photo

Claim Number: 57-10664

Legal: T03N, R05W, S16

Reviewed By:

- 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 57-10664

1997 DEC 15 AM 10:59

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: CREIGHTON F KELLY
MARIE E KELLY
RT 1 BOX 1094
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS
4.5 AFY

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

PRIORITY DATE: 07/01/1952

POINT OF DIVERSION: T03N R05W S16 NENENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.03 CFS
			4.5 AFY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

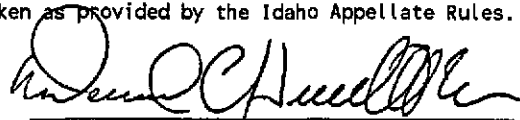
PLACE OF USE:	IRRIGATION	Within Owyhee County
	T03N R05W S16 1 ACRES TOTAL	NENE 1
	DOMESTIC	Within Owyhee County
	T03N R05W S16	NENE

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.

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. R57-10664

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	CREIGHTON F KELLY	07/01/1952	IRRIGATION	03-15 11-15	0.03 CFS	4.50 AFA
C	MARIE E KELLY		DOMESTIC	01-01 12-31	0.04 CFS	
	RT 1 BOX 1094					
	HOMEDALE ID 83628					
	(208) 337-3047					
				TOTAL DIVERSION:	0.05 CFS	4.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T03N R05W S16

NENENE

OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
03N	05W	16	:	01																:	1.0
																				TOTAL ACRES	1.0

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	:	
03N	05W	16	:	D																:	

POU County: OWYHEE

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- 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.

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

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

DATE: NOV-24-1997

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10664

NAME AND ADDRESS: CREIGHTON F KELLY
MARIE E KELLY
RT 1 BOX 1094
HOMEDALE ID 83628

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS
4.5 AFY

THE QUANTITY FOR NON/IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR DOMESTIC 1 HOME

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

PRIORITY DATE: 07/01/1952

POINT OF DIVERSION: T03N R05W S16 NENENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	<u>Irrigation Season</u>	0.03 CFS
		<u>03/13 11/13</u>	4.5 AFY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: IRRIGATION Within Owyhee County
T03N R05W S16 NENE 1
1 ACRES TOTALDOMESTIC Within Owyhee County
T03N R05W S16 NENE

CONSUMPTIVE USE: 3.5 AFY

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

WESTERN REGION

CLAIM NUMBERS 57-10664

AGENT Kay DATE 10-24-97

TOTAL ACRES FROM RECOMMENDATION 1.0

GEOGRAPHIC INFO SYSTEM ACRES 1.01

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

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	3N	5W	16	1.0															
GIS			16	1.01															
RECOM																			
GIS																			

POLYGON CREATED ON 80.3

POLYGON # (29) () () () _____ UPDATED BY

ATTRIBUTES OF B57-POU.SHP (29) () () () ()

ATTRIBUTES OF B57-POD.SHP (19) () () () ()

B57-DBPOU.DBF 29 UPDATED BY KW 10/24/97

B57-DBPOD.DBF 19 UPDATED BY KW "

RDH GPSTABLE

DRAFT

Claim No.: A57-10664

CVR CORRECTIONS

Season of Use, Consumptive Use, Diversion Volume

[] Change season of Use

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

[] Change Consumptive Use Volume

____ acres x ____ af/a (for area) = ____ af/a

☒ Change Diversion Volume

1.0 acres x 4.5 af/a (for area) = 4.5 af/a

[] Change Remarks

<u>Code</u>	<u>Recommended Change</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

☒ Corrections Made 2-4-92
(date)

Data-entry Complete 2-4-92
(date)

Reviewing Agent A. McCarthy
(signature)

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Old (D) Number -

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OCT 08 1992

Water right number - R57-10664

Prefix Translation: RESEARCH

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

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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

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

+ - - Audit Fields - 06/24/91 MCCARTHY

+ - - - - Comments - - - - - +

Date: 06/24/1991 User Id: MCCARTHY Subject: COPIED FROM REMARKS
1.4 ACRES IRRIGATED, ORIGINAL WELL BECAME CONTAMINATED, REPLACE- MENT WELL DRILLED 2/4/78.

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 10/16/1990 ✓	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- W002088	Federal/State Indicator	- S
Claims Tape Error Flg	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	- AND/OR		

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DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet For

SRBA Claim Verification Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Claim Verification Report(CVR)
☒ Copy of Adjudication Claim
N/A Copies of pertinent files(prev. rts., exams, etc.)
☒ Well Inspection Form (If Needed)
☒ Copy of U.S.G.S. Quad map, orthophotoquad, or NAPP photography
N/A Check P.D. & P.U. desc. for Govt. Lots(if a lot is found, a copy of the Govt. plat is needed to add the lot onto the R claim file later.)
☒ Check CVR for P.D. overlap(see page titled Pt. of Div. Review Sheet)
☒ Check AJ & WR P/D indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ☐ yes ☒ no If yes: ☐ copy of claims & water rights incl?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____
☒ Check CVR for P.U. overlaps(see page titled Pl. of Use Review Sheet)
☒ Check AJ & WR P/U indexes(to ck. accuracy of CVR overlap ckd. above)
Overlap ☐ yes ☒ no If yes: ☐ copy of claims & water rights incl?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Different source for same acres
☐ Other: _____
N/A Appointment Letter Sent? _____(initial & date)
☒ Appointment Made and Telephone Conversation Memo Attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully Completed and Signed CVR Form
☐ Photographs of Point(s) of Diversion and Place of Use
☒ Completed map outlining Point(s) of Diversion and Place of Use.

C. Review and Processing:

Claim No. submitted for weekly exam completed prog. report? ☒ Yes ☐ No
Exam completed date data entered on claim _____(initial & date)
Claim Verification Report completed _____(initial & date)
Was CVR spot-checked by Supervisor? ☐ Yes ☐ No _____(initial & date)
R claim file created _____(initial & date)
Recommendations entered on R claim file _____(initial & date)

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:54:17
06/05/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-10664

LAST: KELLY
ADDRESS: RT. 1 BOX 1094
CITY: HOMEDALE
PHONE NUMBER: 208-337-3047

FIRST: CREIGHTON F.

STATE: ID ZIP: 83628

OWNER CODE: C

LAST: KELLY
ADDRESS: RT. 1 BOX 1094
CITY: HOMEDALE
PHONE NUMBER: 208-337-3047

FIRST: MARIE E.

STATE: ID ZIP: 83628

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: 1.4 ACRES IRRIGATED, ORIGINAL WELL BECAME CONTAMINATED, REPLACE-
MENT WELL DRILLED 2/4/78.

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CONTACT PERSON: Marie Kelly

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

see conversation memo in file

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FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A57-10664

NAME OF CONTACT Marie Kelly

PHONE NO. 337-3047 ADJ. AGENT Linda Winner

DATE SET FOR EXAM 10-16 @ 0830

LOCATION 1 mi S. of Homedale. Turn L. on at
~~junction~~ junction in middle of town at 1st stop
sign. Then on Hwy 93, cross tracks, S curve
- The first oiled crossed. 1 mi. out of town.
Turn R. on Pioneer Rd. First house on
left. Bewareful of dog. Tam w/ bark train.

Diverting at full rates? _____

Type of measuring devices? _____

Places to make measurements? _____

Type of system? (pipeline, ditches) _____

How many laterals are used? _____

Length and size of mainline? _____

Size of Motor used for each P/D? Unsure

Estimate of depth to water? _____

Pressure at well? _____

Pressure at sprinkler head? _____

COMMENTS Has the well log.

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A. AJ CLAIM: # A57-10664 PRIORITY DATE: 07-01-1947 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 Y

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

REMARKS: I discussed the need for proof with Mrs. Kelly. She hopes to submit a signed affidavit from the previous owner. The previous owner had the original will drilled after WWII.

5/2/91 affidavit from J. Vanderhoff attached.

RECOMMENDED PRIORITY DATE:

2-1-1952

REVIEWED BY

RMF

DATE

5/2/91

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-10664	03N	05W	16	NE	NE	NE		OWYHEE

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

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

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>Y</u>
			Y	<u>Y</u>

REMARKS:

POD located as claimed; see attached map.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>03N</u>	<u>05W</u>	<u>16</u>	<u>NE</u>	<u>NE</u>	<u>NE</u>	<u>---</u>	<u>Owyhee</u>

SOURCE: groundwater

TRIB: N/A

REVIEWED BY: R. T. Carthy

DATE: 10/16/90

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A. ROOT WATER RIGHT NUMBERS: A57-10664

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
03N	05W	16	NE	NE		KELLY, CREIGHTON F. GEM IRRIGATION DISTRICT THE GEM IRRIGATION DIST. THE GEM IRRIGATION DIST.	A57-10664 / 1.0	- 02-02276 / 4.0 A02-00064 / A02-00065 /	37.0	1.0	1.0
03N	05W	16	NE	NE		KELLY, CREIGHTON F. GEM IRRIGATION DISTRICT THE GEM IRRIGATION DIST. THE GEM IRRIGATION DIST.	A57-10664 /	- 02-02276 / 4.0 A02-00064 / A02-00065 /	37.0		
TOTAL ACRES							A57-10664	1.00	28.00	74.00	

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

PRESUMPTION FLAG:

REMARKS:

POU found as claimed; see attached map

RECOMMENDATIONS:

TOTAL ACRES:

1.0

REVIEWED BY:

R. McCathy

DATE:

10/16/90

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-10664 IRRIGATION	FROM 03-15 TO 11-15	.040 CFS
A57-10664 DOMESTIC	FROM 01-01 TO 12-31	.040 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.080 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
57-07242 IRRIGATION	FROM 03-15 TO 11-15	.280 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.280 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N(☐) Explain in remarks, below.

REMARKS:

57-07242 is a surface water right on different
lands

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N(☒)

AJ TOTAL CLAIMED DIVERSION RATE: 0.080 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.280 CFS

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

FLOW MEASUREMENT REQUIRED?

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

FIELD
DATABASE EXAMINER
Y N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD N/A, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

*see calculation of theoretical flow rate on
system description attachment*

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 0.03
ACRES 1.0 x 0.02 CFS/ACRE = 0.03 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(✓) N() (*less than 5 acre parcel*)

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A
ACRES 1.0 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 1.0 x DIVERSION VOL. AF/A FOR AREA 5.0 =
TOTAL DIVERSION VOLUME 5.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(✓)

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

$$0.03 \times 1.9835 \times 246 = 14.6 \text{ afa}$$

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
<u>irrigation</u>	<u>03/15</u>	<u>11/15</u>		<u>0.03</u>		<u>5.0</u>		<u>2.5</u>
<u>domestic</u>	<u>01/01</u>	<u>12/31</u>		<u>0.04</u>		<u>1.2</u>		<u>0</u>
TOTAL FOR THIS RIGHT				<u>0.05</u>		<u>6.2</u>		<u>2.5</u>

REVIEWED BY:

R. McCarry

DATE:

10/16/90

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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: 57-10664

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
-	A57-10664	0.080	-		-	
TOTAL CFS		0.080				

DIVERSION RATE REVIEW

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

DATABASE FIELD
N EXAMINER

REMARKS:

N/A

AUTHENTICATION:

SIGNATURE:

Roxanne McCarthy

DATE:

10/16/90

NAME OF FIELD EXAMINER:

Roxanne McCarthy

TITLE:

Water Resource Agent

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SYSTEM DESCRIPTION ATTACHMENT TO CLAIM VERIFICATION REPORT

CLAIM NO. A57-10664

HP = 1.5

pumping level = 90'

assume psi = 40

assume efficiency = 70%

$$Q = \frac{1.5 \times 8.8 \times 0.7}{90 + (2.3 \times 40)}$$

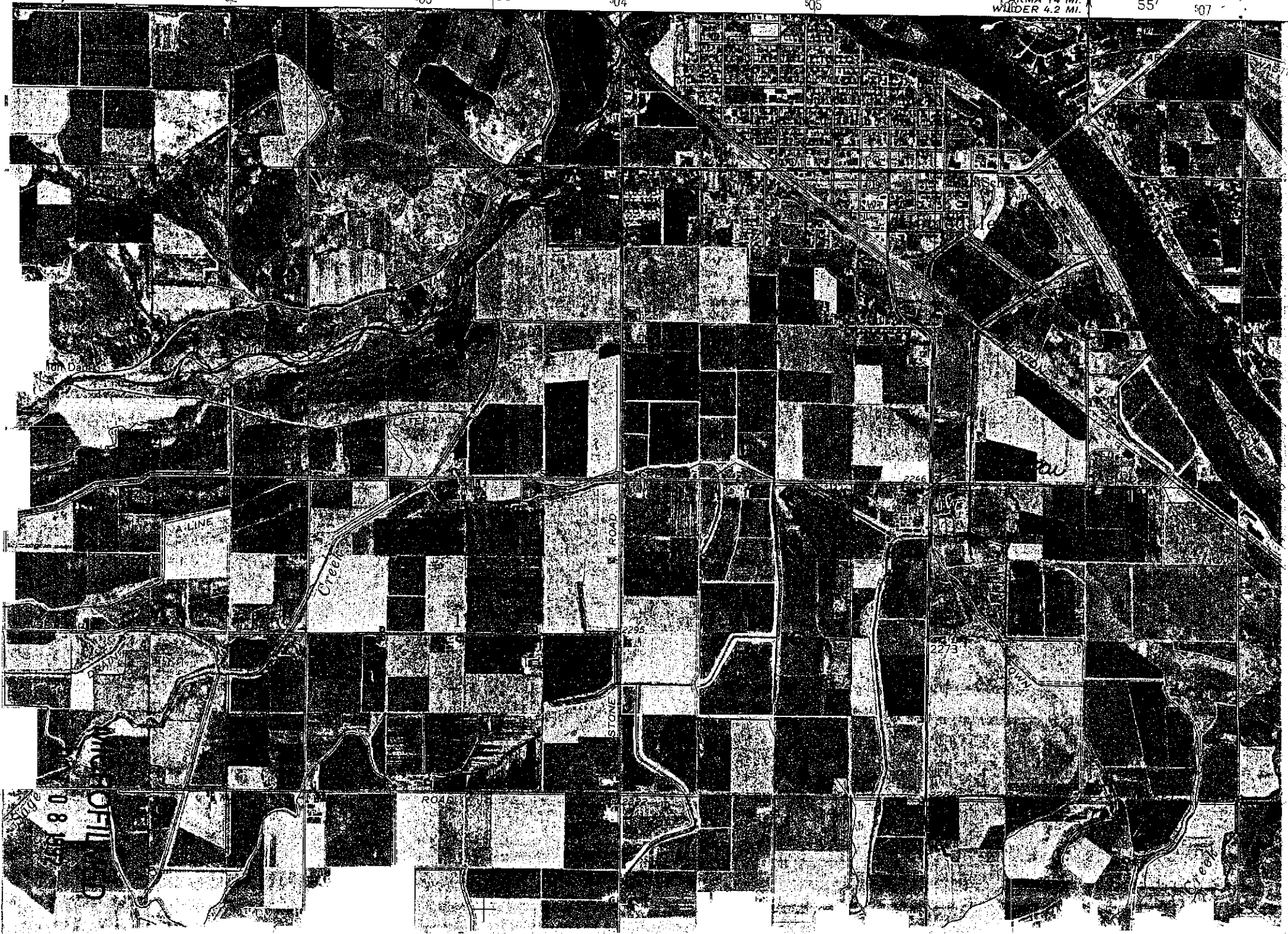
$$Q = 0.05 \text{ cfs (theoretical)}$$



Picture: looking from well
location across irrigated field
toward house.

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ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-10664

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*	Y	RNF 5/2/91	6	Y			
PT. OF DIV.		RNF 10/16/90	5	N	N		DATA ENTRY COMPLETED
SOURCE				N			BY _____ DATE _____
PL. OF USE				N			FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF				Y			BY _____ DATE _____
CONSUMPTIVE USE				Y			
NATURE OF USE				N			
PERIOD OF USE				N			
BASIS OF CLAIM				N			
REMARKS	↓	↓	↓	Y			

VERIFICATION CODES

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

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

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

COMMENTS: Priority verified by affidavit.

OCT 08 1992

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IN THE MATTER OF:

AFFIDAVIT

RECEIVED

NOV 30 1990

Department of Water Resources
Western Regional Office

Water Rights
Re: Claim #
A57-10664
State of Idaho
County of Owyhee

George D. Vanderhoff

being first duly sworn,

deposes and says: The well on the Creighton Kelly property was

drilled in 1952. I am a neighbor to the Kelly property, having moved
to my property in 1926.

George D. Vanderhoff
(Signature)

Subscribed and sworn to before me this 29th day of November, 1990

Joyce A. Cuddelback
(Notary Public)

Residing at Homedale, Idaho
My Commission Expires May 22, 1993

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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): A57-10664

CECIL D. ANDRUS

A57-10664

GOVERNOR

CREIGHTON F. KELLY

R. KEITH HIGGINSON

RT. 1 BOX 1094

DIRECTOR

HOMEDALE

ID 83628

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 08 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 A57-10664Date Received 1-19-89Receipt Number W002088

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JAN 19 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Marie E Kelly Phone (208) 337-3047
C. Feighton F. for

Mailing Address RT 1 Box 1094 Homedale, Ida Zip 83628

2. Date of Priority (Only one (1) per claim) 7/1/1947

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 3N Range 5W Section 16,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Boyle

Additional points of diversion if any: _____

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 6 inch casing

190 ft deep, 1 3/4 HP motor

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HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .04 or _____

For Domestic purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .08 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>3N</u>	<u>5W</u>	<u>16</u>	<u>1</u>																<u>1</u>
			<u>D</u>																

Total number of acres irrigated 1

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

12. Do you own the property listed above as place of use? Yes ✓ No _____

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

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

or None (✓)

14. Remarks:

1.4 acres irrigated
original well became contaminated -
replacement well drilled 2/4/78

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Last Name Kelly Ident No. _____

Copies: 1 - State, 1 - Claimant
OCT 08 1992

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

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

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

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

Scale: 2 inches equals 1 mile

[illegible]

Ident No. _____

Copies: White-State, Yellow-Claimant

OCT 08 1992

15. Basis of Claim (check one) Beneficial Use Decree Posted Notice _____ License _____ Permit _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Maria L. Kelly Date 1/18/89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)

County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 18 day of January 1989

SEAL

Notary Public John H. Meyer

Residing at 15470 Homedale Rd
Caldwell, Idaho

My Commission Expires Sept 21, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name Kelly Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
OCT 08 1992