

Idaho Department of Water Resources

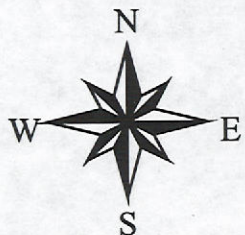
Owner(s)
Hoffman
Split 61-10034
Date: 3/22/00
Prepared By:
Ron Howerton

● POD

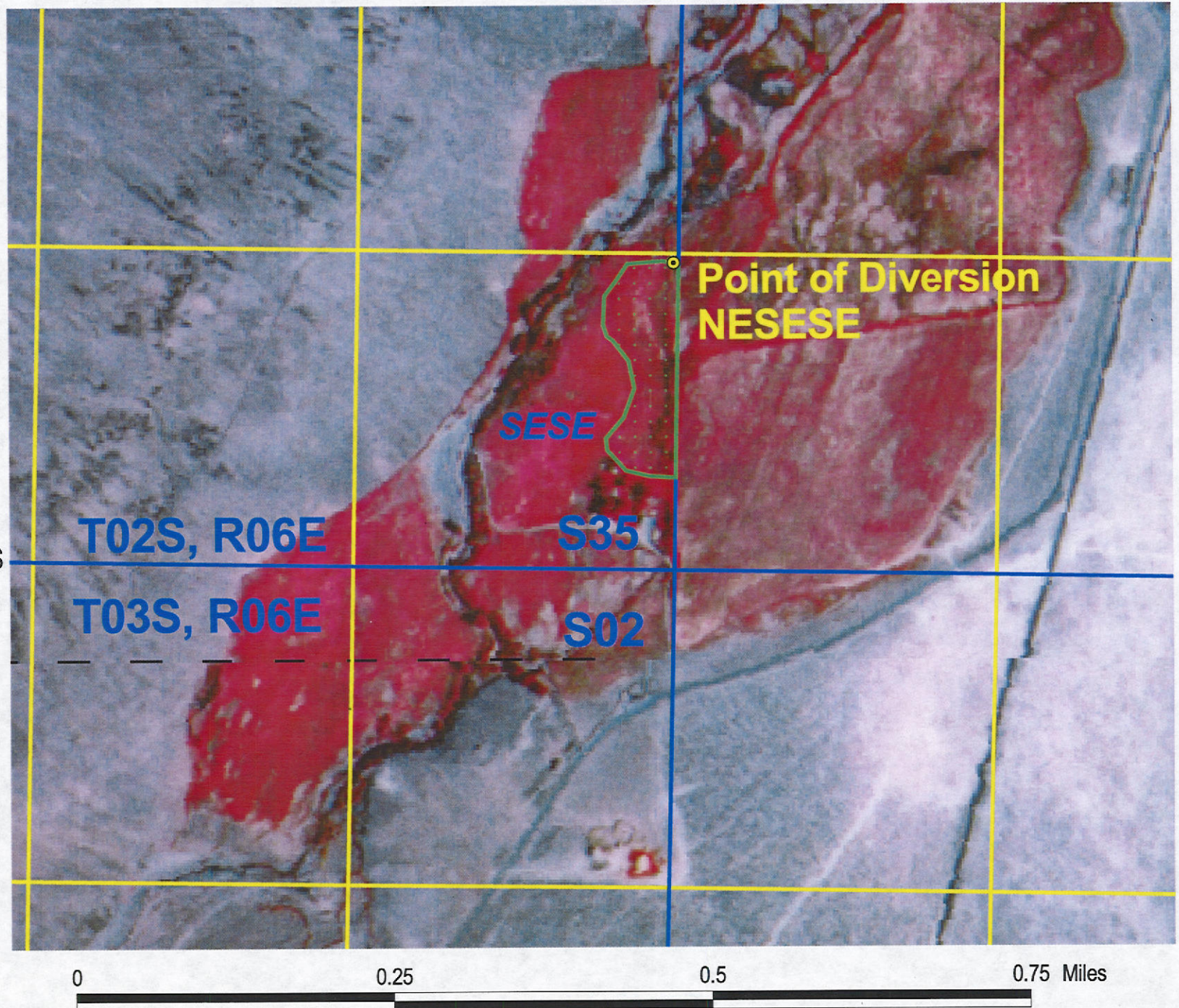
Place of Use

SECTION LINES

1/4 1/4 Lines



1987 NAPP



Idaho Department of Water Resources

Owner(s)
EXCEPTIONS VS
Hoffman Ownership
Changes
Date: 3/22/00
Prepared By:
Ron Howerton

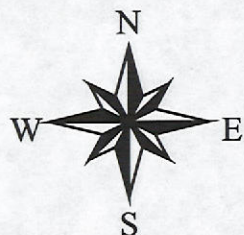
 Exceptions
6.5 Acres
Irrigation

 Hoffman
63.5 Acres
Irrigation

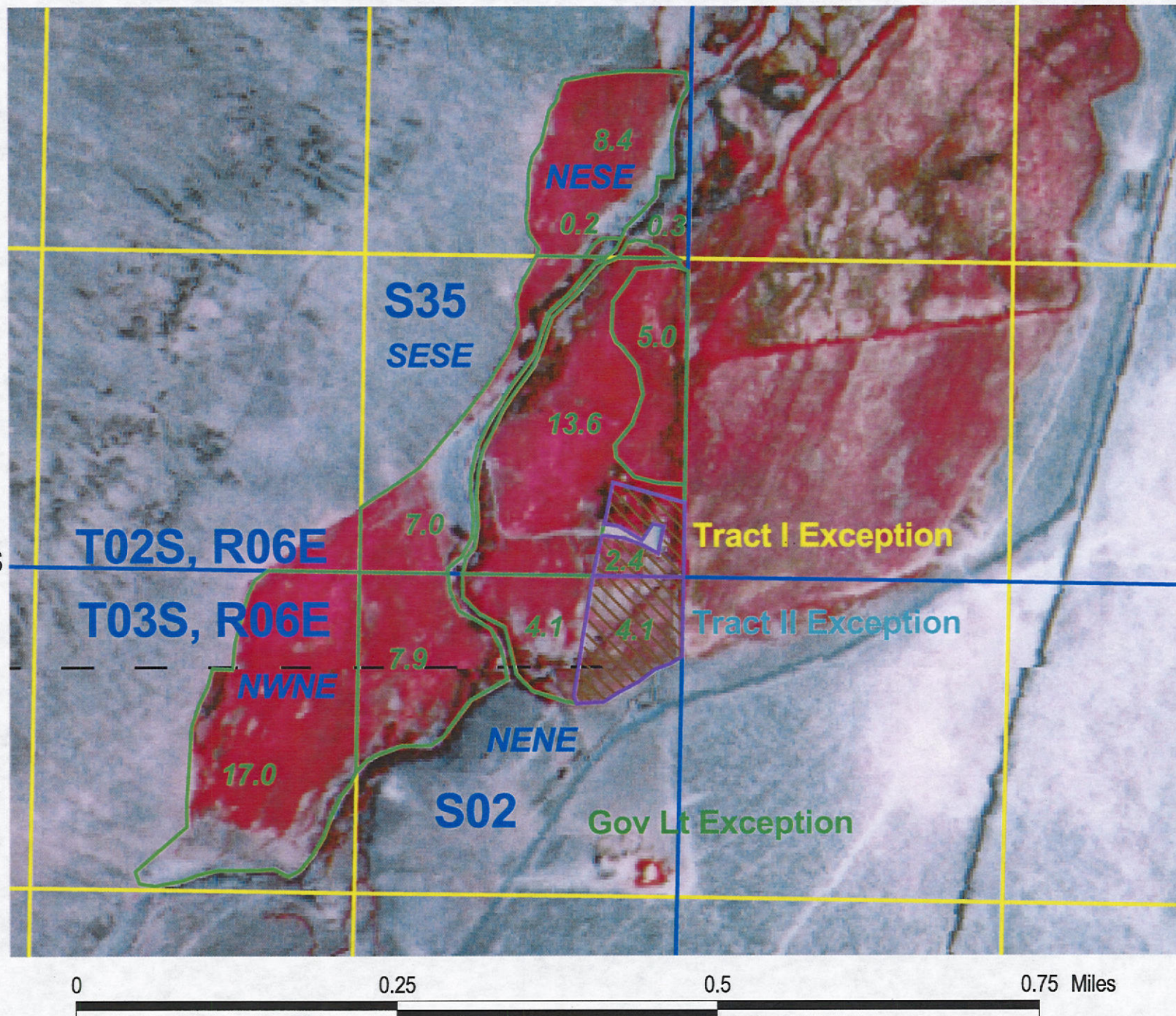
 SECTION LINES

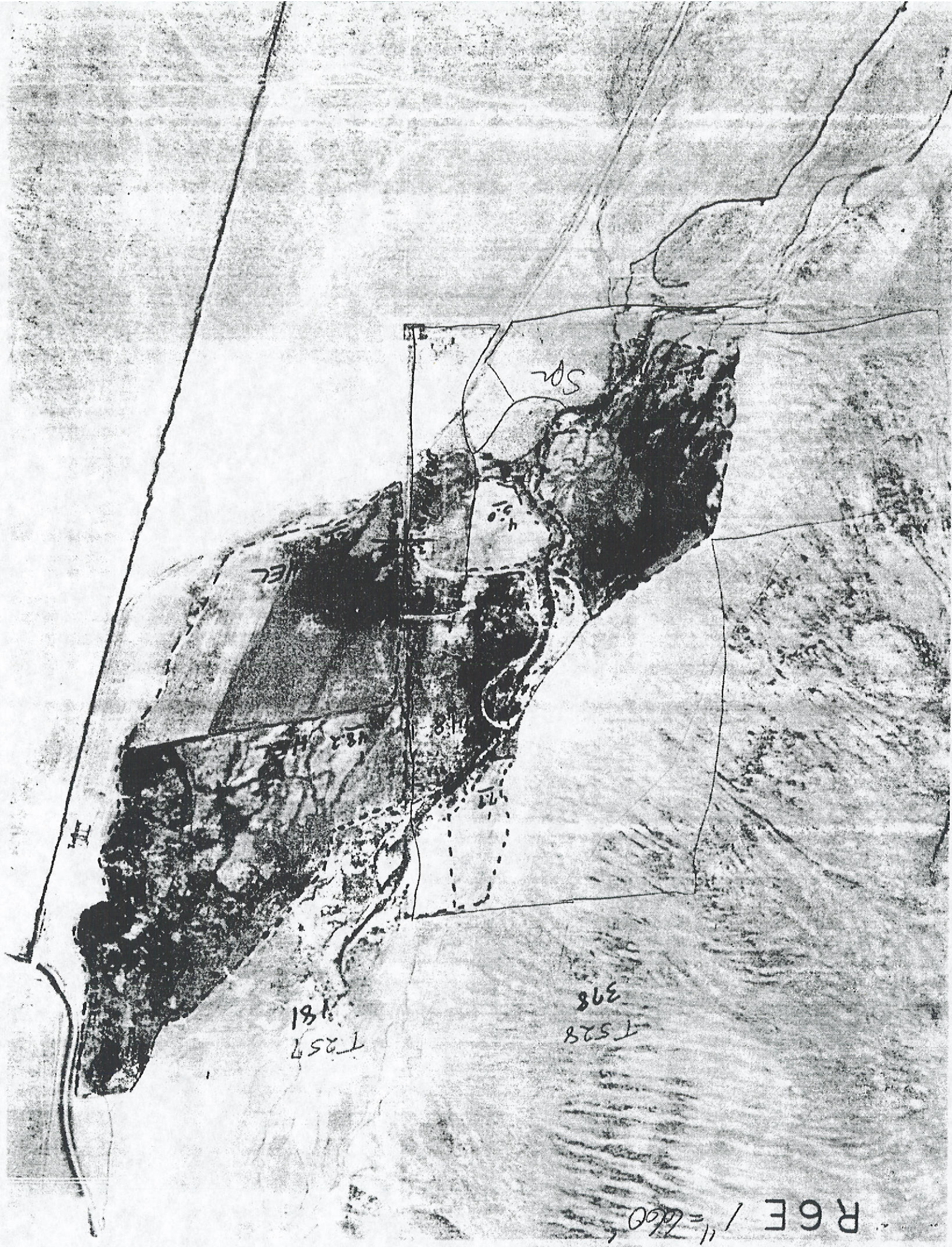
 1/4 1/4 Lines

Acres



1987 NAPP





502

h
3.0

181

181

181

T257

398

T528

R6E / 1" = 2600'

A hand-drawn map of a rural property, possibly a farm or ranch, divided into sections by a central vertical line and a horizontal line. The map includes several labels and features:

- Top Left:** "C193" and "523C" (circled).
- Top Center:** "TOP FIELD ACROSS CREEK" with a downward arrow.
- Top Right:** "635".
- Center:** "STRIP" with a downward arrow, "OLD BRIDGE" with a line pointing to a dashed line, "CREEK" with a line pointing to a horizontal line, and "OUR HOUSE" with a line pointing to a small rectangle.
- Bottom Left:** "122" (circled).
- Bottom Center:** "BOTTOM FIELD OUR SIDE OF CREEK" with a line pointing to a shaded area.
- Bottom Right:** "OUR PASTURE" with a line pointing to a dashed line.
- Other Labels:** "CLIFF" (top right), "SPRING" (center right, blue ink), "OLD DAM POND" (center right), "35 36" (center right), "B" (center right), and "47" (center right).

The map is drawn on a piece of paper with a grid pattern, and the labels are handwritten in ink. The central vertical line and the horizontal line divide the property into four quadrants. The shaded area at the bottom center represents a field, and the dashed lines represent a bridge, a stream, and a pasture boundary. The "OUR HOUSE" is located in the center-right quadrant, and the "SPRING" is located in the top-right quadrant. The "CLIFF" is located in the top-right quadrant, and the "OLD DAM POND" is located in the center-right quadrant. The "35 36" and "B" and "47" are located in the center-right quadrant. The "122" is located in the bottom-left quadrant. The "C193" and "523C" are located in the top-left quadrant. The "TOP FIELD ACROSS CREEK" is located in the top-center quadrant. The "STRIP" is located in the center-left quadrant. The "OLD BRIDGE" is located in the center-left quadrant. The "CREEK" is located in the center-right quadrant. The "OUR HOUSE" is located in the center-right quadrant. The "BOTTOM FIELD OUR SIDE OF CREEK" is located in the bottom-center quadrant. The "OUR PASTURE" is located in the bottom-right quadrant.

AUG 11 1992

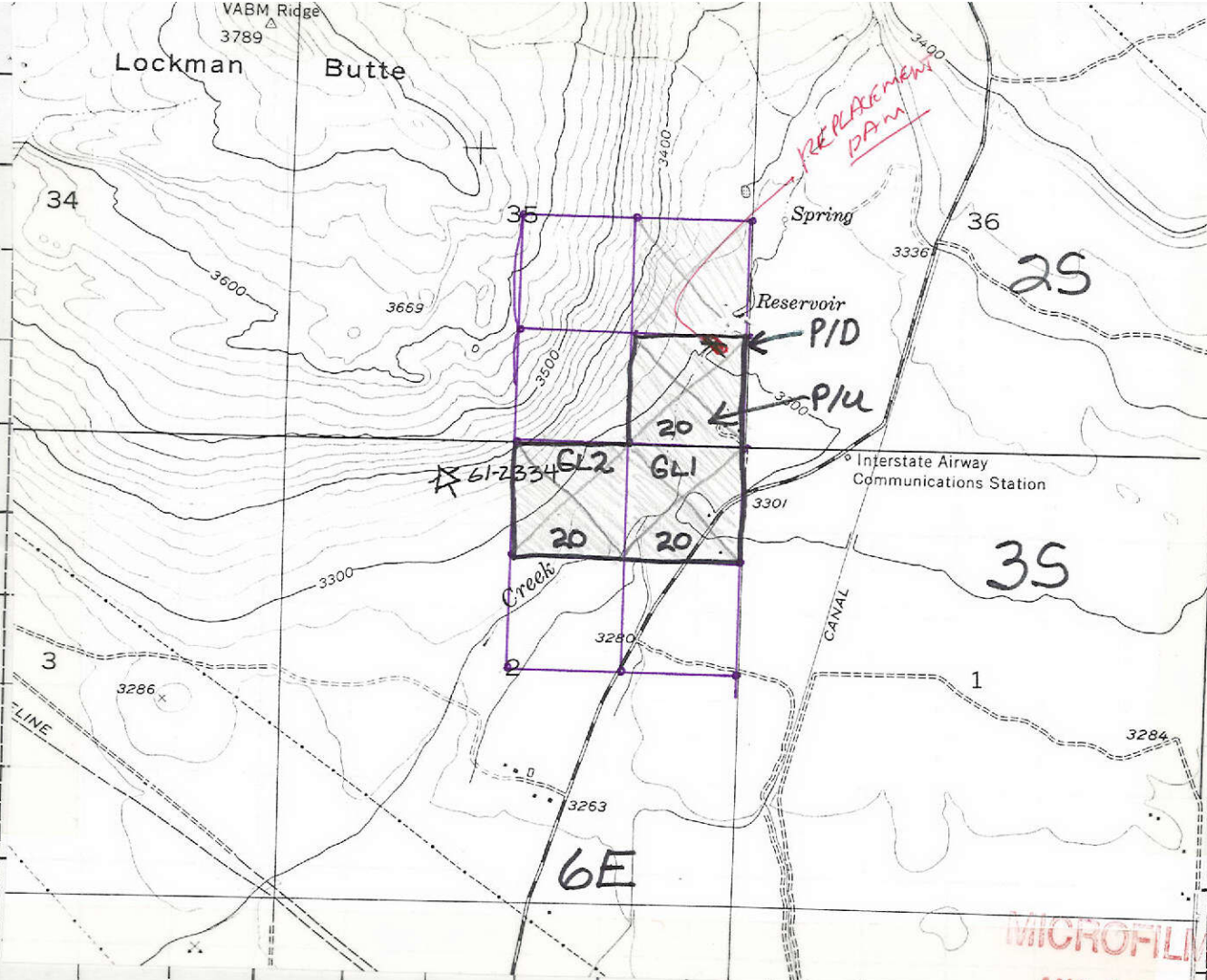
NOT TO SCALE



NE SE SE T25
SEC 35 T25
P/W SE SE
SACKS

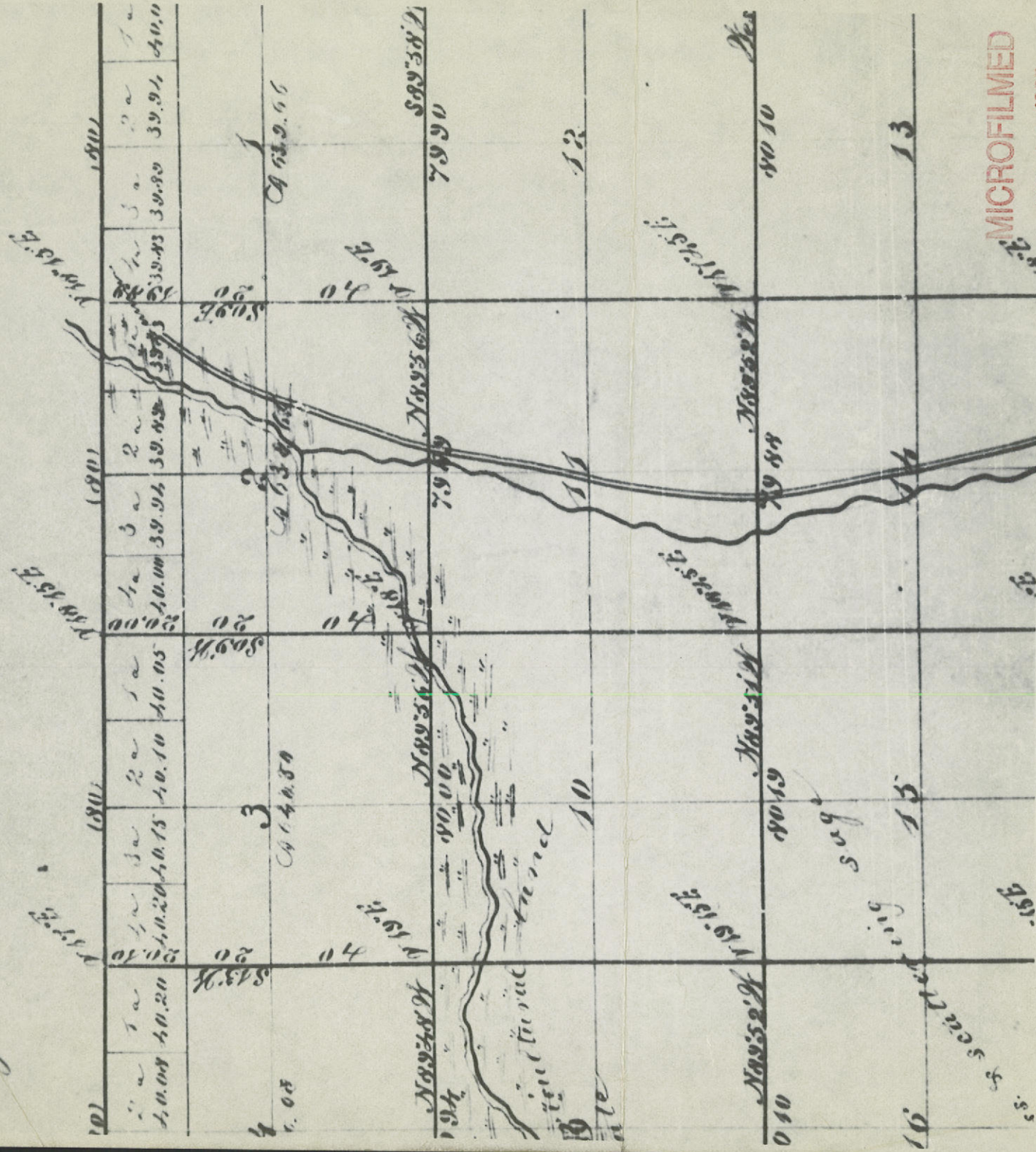
SPRING

MICROFILMED
AUG 11 1992



MICROFILMED
AUG 11 1992

Range No 6 East Boise Meridian



MICROFILMED

AUG 11 1992

IDWR

Claim(s) 61-10034
Owner(s) : Tindall,
Chester
Date: 16 Sep 98
Prepared by:
Ron Howerton
Total Acres: 5

ACRES



POU



POD



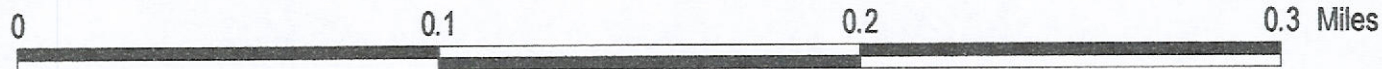
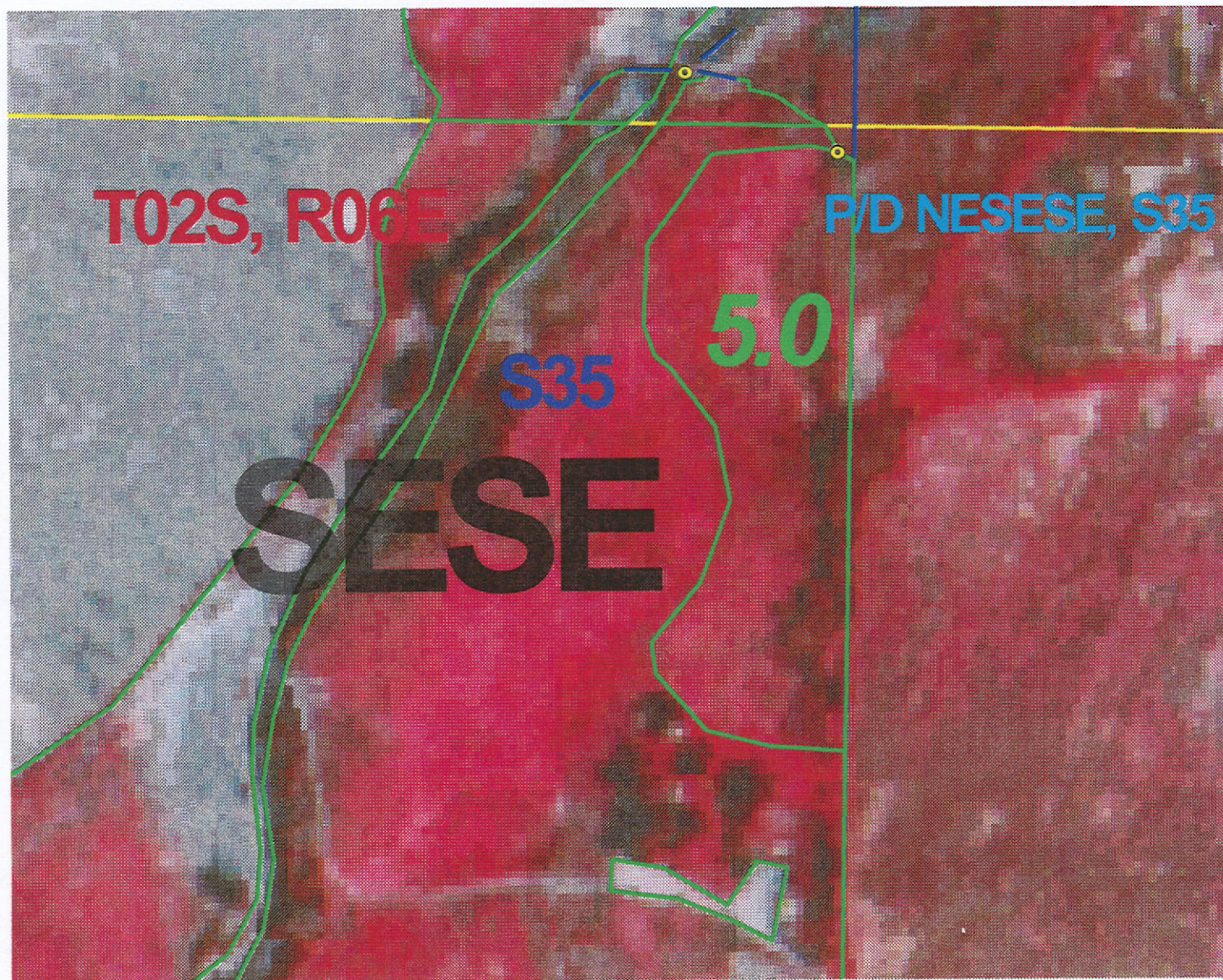
SECTION LINES



1/4 1/4



1987 NAPP





35

3669

MANNING
LOC

Spring

Reservoir

SE
SE

5

STRING

T2S R2E

3301

Creek

2

3280

CANAL

AGI-10034

3589

3457

26

25

30

3709

3445

3490

VABM Ridge
3789

Lockman

Butte

T25 R4E 53S

35
NESESE
SPRING

3669

36

31

Interstate Airway
Communications Station

3301

3318

Creek

CANAL

FEEDER

3286

2

1

3284

6

01

SIDE

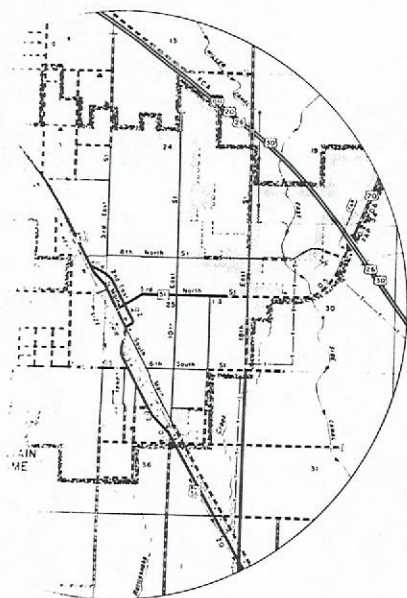
Gravel Pit

11

12

7

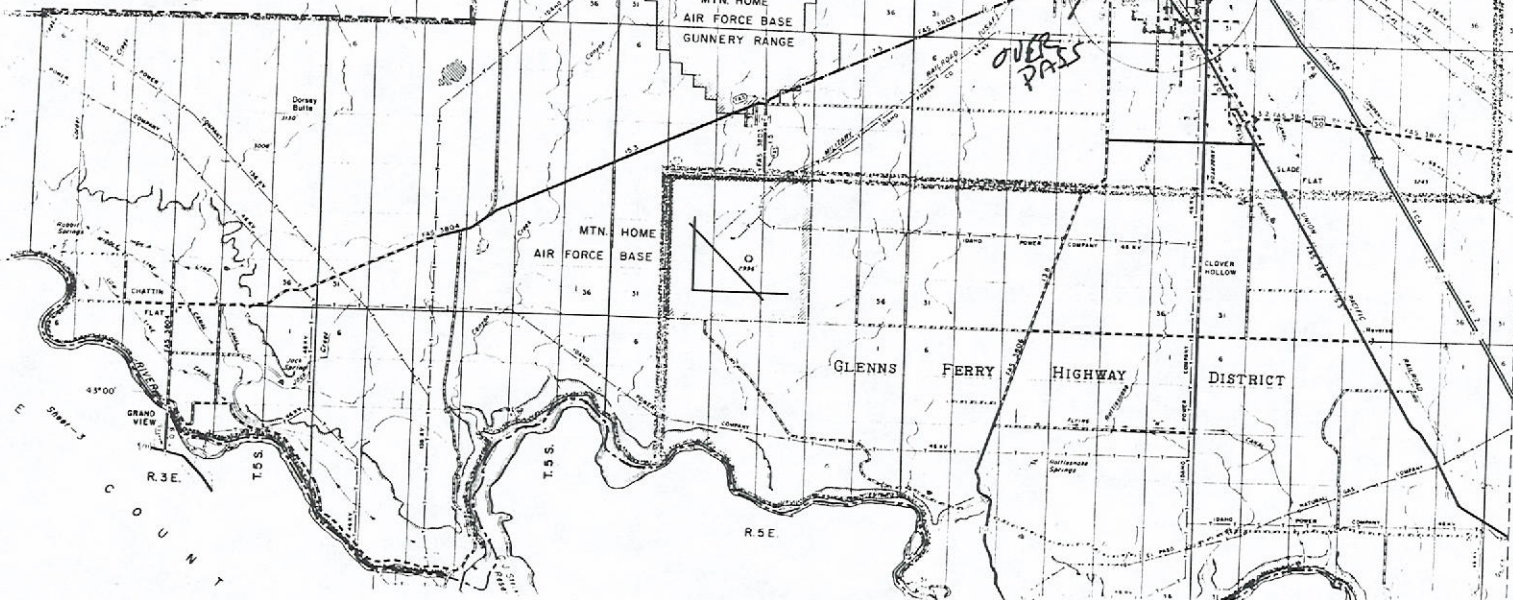
1974 ORTHO Z-13



AIN HOME & VICINITY
H. 687 E. T. 38 N. S.
SCALE IN MILES

IDAHO COUNTY
Sheet - 2

R. 3 E.



GENERAL HIGHWAY MAP
ELMORE COUNTY

ELMORE COUNTY
Sheet - 1

CHESTER
TINDALL

FX 18-19
July 94

PICTURE #1

61-10034: FX 07/18/94. Photo's by RDH. Spring point of diversion. Spring comes up in ditch area. Located in T02S, R06E, S35, NESESE.



PICTURE #2

Plastic dam in ditch.



PICTURE #3

61-10034: FX 07/18/94. Photo's by RDH. Place of use. Located in T02S, R06E, S35, SESE.



PICTURE #4

Downstream X-Section measurement location. See ortho map in file for location.



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: A61-10034
Date Received: 4/28/1989
Receipt No: W002647
Received By: Rch

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CHESTER J. TINDALL 208-587-3798
Address: 550 N. 8TH EAST
MOUNTAIN HOME, ID 83647

2. Date of Priority: DEC 31, 1959

3. Source: SPRING Trib. to: CANYON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	06E	35	NE	SE	SE		ELMORE

5. Description of diverting works:
CANVAS DAM, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.150		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATERING

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	06E	35	SE	SE		IRR	5.0

Section Acres 5.0

10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

A61-10033, MOUNTAIN HOME IRRIG. DIST., A61-0252A

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): Chester J. Lindall Date: 4/28/89
Date:

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of April 19 89
Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994

Idaho Department of Water Resources

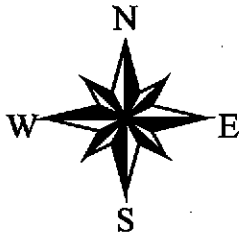
Owner(s)
Hoffman
Split 61-10034
Date: 3/22/00
Prepared By:
Ron Howerton

● POD

Place of Use

SECTION LINES

1/4 1/4 Lines



1987 NAPP



0 0.25 0.5 0.75 Miles

Idaho Department of Water Resources

Owner(s)
EXCEPTIONS VS
Hoffman Ownership
Changes
Date: 3/22/00
Prepared By:
Ron Howerton

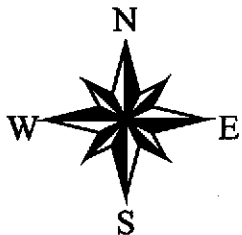
 Exceptions
6.5 Acres
Irrigation

 Hoffman
63.5 Acres
Irrigation

 SECTION LINES

 1/4 1/4 Lines

Acres



1987 NAPP



0 0.25 0.5 0.75 Miles



November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

NOV 30 1998

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-10034

CHESTER J TINDALL
550 N 8TH E ST
MOUNTAIN HOME ID 83647

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 11/26/98 SIGNATURE: Chester J. Tindall
Please print your name: CHESTER J TINDALL

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: APR-6-2000
PAGE: A-2-----
RIGHTS FROM: SOURCE: SPRING TRIBUTARY: CANYON CREEK

RIGHT NUMBER: 61-10034

NAME & ADDRESS: RITA HOFFMAN
TED HOFFMAN
RT 1 BOX 815
MOUNTAIN HOME ID 83647

SOURCE: SPRING TRIBUTARY: CANYON CREEK

QUANTITY: 0.15 CFS

USE OF THIS RIGHT WITH RIGHT NO. 61-00252D IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.27 CFS.

PRIORITY DATE: 12/31/1959

POINT OF DIVERSION: T02S R06E S35 NESESE Within ELMORE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	03-15 11-15	0.15 CFS

PLACE OF USE: IRRIGATION Within ELMORE County
T02S R06E S35 SESE 5
5 ACRES TOTALUSE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 63.5 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00252D & 61-10033B.

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 61:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AJ5856NP

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

DATE: APR-6-2000
PAGE: A-3

RIGHTS FROM: SOURCE: SPRING TRIBUTARY: CANYON CREEK

RIGHT NUMBER: 61-10034 (CONT)

EXPLANATORY MATERIAL: (CONT)

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

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	)	NOTICE OF COMPLETED
Case No. 39576	)	ADMINISTRATIVE PROCEEDINGS
	)	Water Rights 61-11891 and 61-10034

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 61-11891 and 61-10034

From (Claimant/Seller):

Name of Claimant: CHESTER J TINDALL
Address: 550 N 8TH E ST
MOUNTAIN HOME ID 83647
Phone: (208) 587-3798

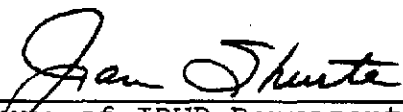
To (Claimant/Purchaser):

Name of Claimant: TED HOFFMAN
RITA HOFFMAN
Address: RT 1 BOX 815
MOUNTAIN HOME ID 83647
Phone: (208) 587-6374

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 Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 7, 2000



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 7, 2000 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:

CHESTER J TINDALL
550 N 8TH E ST
MOUNTAIN HOME ID 83647
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

TED HOFFMAN
RITA HOFFMAN
RT 1 BOX 815
MOUNTAIN HOME ID 83647
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Denise Buffington
Signature of person or attorney mailing the form

RECEIVED

MAR 20 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s): 61-002524, 61-10033, 61-10034, 61-10076, 61-11737, 61-11891
 Adjudication Claim No(s): A 61-002524
2. The following **REQUIRED** information must be submitted with this form:
- A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
- B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s).
 (These are usually attached to your deed or on file with the county.)
OR
- C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.
3. Name and Address of Former Owner/Claimant: Chester Tindall
550 N 8E Mtn Home ID 83647
4. New Owner/Claimant(s): TED Hoffman Rita Hoffman
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address: P.O. Box 15 (815)
- City, State and ZIP Code: Mtn Home ID 83647
- New Telephone Number: 208 587 6374
5. Date you acquired the property: 1/3/00
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right <u>8060</u>	Number and type of stock <u>450 cattle</u>
Diversion rate in CFS <u>1.4</u>	Number of homes you acquired <u>2</u> Other uses _____

7. Signature of New Owner(s) or Claimant(s): TED Hoffman
Rita Hoffman
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.



OWNER'S POLICY OF TITLE INSURANCE

POLICY NUMBER

A60-482479

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, COMMONWEALTH LAND TITLE INSURANCE COMPANY, a Pennsylvania corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

IN WITNESS WHEREOF, COMMONWEALTH LAND TITLE INSURANCE COMPANY has caused its corporate name and seal to be hereunto affixed by its duly authorized officers, the Policy to become valid when countersigned by an authorized officer or agent of the Company.

COMMONWEALTH LAND TITLE INSURANCE COMPANY

Attest:

Wm. Chadwick Perrine

Secretary



By:

Janet A. Alpert

President

EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the affect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
- (b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims or other matters:
 - (a) created, suffered, assumed or agreed to by the insured claimant;
 - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
 - (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy; or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy.
4. Any claim, which arises out of the transaction vesting in the Insured the estate or interest insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on:
 - (a) the transaction creating the estate or interest insured by this policy being deemed a fraudulent conveyance or fraudulent transfer; or
 - (b) the transaction creating the estate or interest insured by this policy being deemed a preferential transfer except where the preferential transfer results from the failure:
 - (i) to timely record the instrument of transfer; or
 - (ii) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor.

prosecute any action or proceeding to establish the title to the estate or opinion may be necessary or desirable to establish the title to the insured interest, as insured, or to prevent or reduce loss or damage to the insured. The Company may take any appropriate action under the terms of this policy whether or not it shall be liable hereunder, and shall not thereby concede liability or waive any provision of this policy. If the Company shall do so diligently.

obligated to pay.
Upon the exercise by the Company of either of the options provided for in paragraphs (b)(i) or (ii), the Company's obligations to the insured under this policy for the claimed loss or damage, other than the payments required to be made, shall terminate, including any liability or obligation to defend, prosecute or continue any litigation.

**POLICY OF TITLE INSURANCE
SCHEDULE A**

Amount of Insurance: \$175,000.00

Policy No.: A60-482479

Premium: \$780.00

File No.: 99-914

Date of Policy: January 5, 2000 at 3:42 P.M.

1. Name of Insured:

Theodore W. Hoffman and Rita S. Hoffman, husband and wife

2. The estate or interest in the land which is covered by this policy is:
fee simple

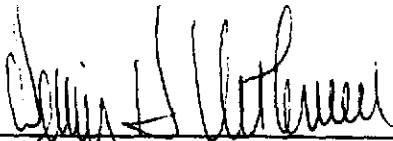
3. Title to the estate or interest in the land is vested in:

Theodore W. Hoffman and Rita S. Hoffman, husband and wife

4. The land referred to in this policy is described in the said instrument, is situated in the County of Elmore, State of Idaho, and is identified as follows:

(See Attached)

Countersigned:


Dennis H. Wetherell/Mary Egusquiza
Authorized Officer or Agent

LEGAL DESCRIPTION

FACT :

Township 2 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 23: S1/2NE1/4SW1/4

Section 35: E1/2SE1/4

SAVING, EXCEPTING AND EXCLUDING the following described portion of said real property, to wit:

A tract of land located in the SE1/4SE1/4, Section 35, Township 2 South, Range 6 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows:

Beginning at the section corner common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian, and Sections 1 and 2, Township 3 South, Range 6 East, Boise Meridian; thence
South 89°26'53" West, 368.49 feet along the section line common to Section 35, Township 2 South, Range 6 East, Boise Meridian, and Section 2, Township 3 South, Range 6 East, Boise Meridian, to an iron pin; thence
North 9°06'16" East 83.91 feet to an iron pin; thence
North 12°07'31" East 294.50 feet to an iron pin; thence
South 77°09'33" East 244.01 feet to an iron pin; thence
South 77°09'33" East 56.85 feet, more or less, to a point on the section line common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian; thence
South 89°26'53" West, 368.49 feet along the section line common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian, to the POINT OF BEGINNING.

(See Attached)

LEGAL DESCRIPTION

TRACT II:

Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 2: U.S. Government Lots 1 and 2

SAVING, EXCEPTING AND EXCLUDING the following described portion of said real property, to-wit:

A tract of land located in the NE1/4NE1/4, Section 2, Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho; more particularly described as follows:

Beginning at the section corner common to Sections 35 and 36, Township 2 South, Range 6 East, Boise Meridian, and Sections 1 and 2, Township 3 South, Range 6 East, Boise Meridian; thence

South 89°26'53" West 368.49 feet along the section line common to Section 35, Township 2 South, Range 6 East, Boise Meridian, and Section 2, Township 3 South, Range 6 East, Boise Meridian, to an iron pin; thence

South 9°06'16" West 457.50 feet to an iron pin; thence

South 22°14'58" East 373.13 feet to an iron pin on the approximate North right-of-way of Canyon Creek Road; thence

North 41°11'11" East 104.41 feet along the North right-of-way of Canyon Creek Road to a point; thence

North 51°20'30" East 102.45 feet along the North right-of-way of Canyon Creek Road to a point; thence

North 56°27'50" East 103.17 feet along the North right-of-way of Canyon Creek Road to a point; thence

North 59°51'00" East 76.53 feet along the North right-of-way of Canyon Creek Road to an iron pin; thence

North 0°13'44" West 563.50 feet along the section line common to Sections 1 and 2, Township 3 South, Range 6 East, Boise Meridian, to the POINT OF BEGINNING.

ALSO SAVING, EXCEPTING AND EXCLUDING the following described portion of said real property, to-wit:

That portion of the NE1/4NE1/4 (U.S. Government Lot 1), of Section 2, Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho; lying South and East of the right-of-way for Canyon Creek Road.

(See Attached)

LEGAL DESCRIPTION

TRACT III:

Township 1 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 26: NW1/4SW1/4

Section 27: NW1/4NE1/4, N1/2SE1/4, SW1/4SE1/4

R6E 1" = 660'

T528
378

T257
481

Sp

EC

NO SPLIT - FULL OWNERSHIP TO: HOFFMAN

AJ5809NP
No. 61-10034

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 5

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHESTER J TINDALL 550 N 8TH E ST MOUNTAIN HOME ID 83647 (208) 587-3798	12/31/1959	IRRIGATION	03-15 11-15	0.150 CFS	OK
TOTAL DIVERSION:					0.150 CFS	

Water Source: SPRING

Tributary to: CANYON CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T02S R06E S35

NESESE

ELMORE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
T	R	S		T	R	S		T	R	S		T	R	S		
Lt Ac				Lt Ac				Lt Ac				Lt Ac				SUM
02S 06E 35																05
																5.0
																5.0
																TOTAL ACRES

POU County: ELMORE

Conditions of Approval:

- W05 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM MOUNTAIN HOME IRRIGATION DISTRICT.
- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE NONE
 - ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 61-00252A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.4 CFS.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 70 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00252A & 61-10033

Dates: Exam Made Date: 07/18/1994 Verified Date: 11/18/1998 Objection Filed Date:

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

CHANGE REMARKS AS SHOWN...

1.27 CFS

63.5

10033B

252D

AJ5809NP
No. 61-10034

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/21/00
PAGE: 6

Comments: Date: 11/22/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Audit: 10/21/98 RHOWERTO 11/18/98 RHOWERTO 11/21/98 AJU10-JS 02/11/99 CPDSHAFF
02/18/99 ADT-DSHA

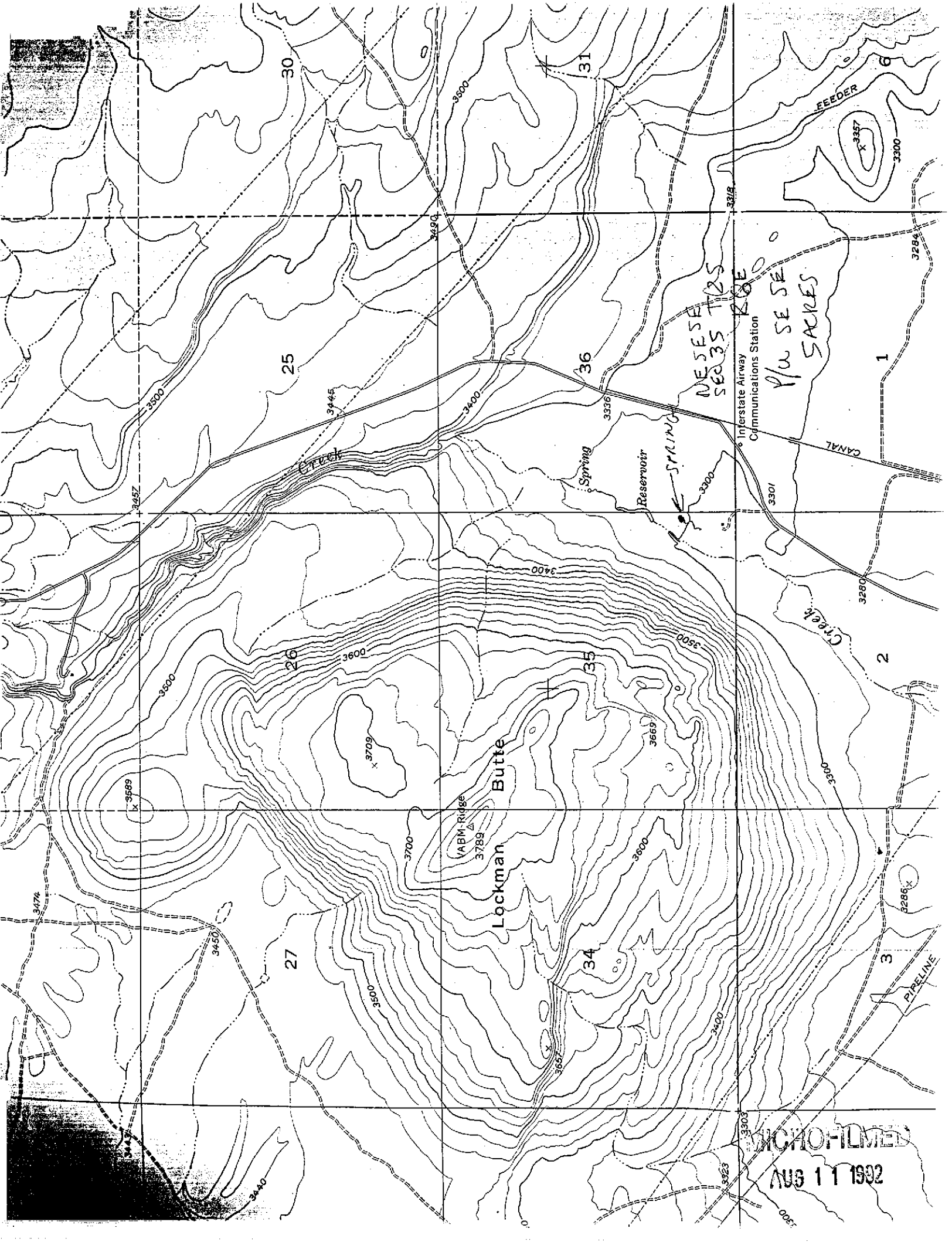
CHETS GROUND



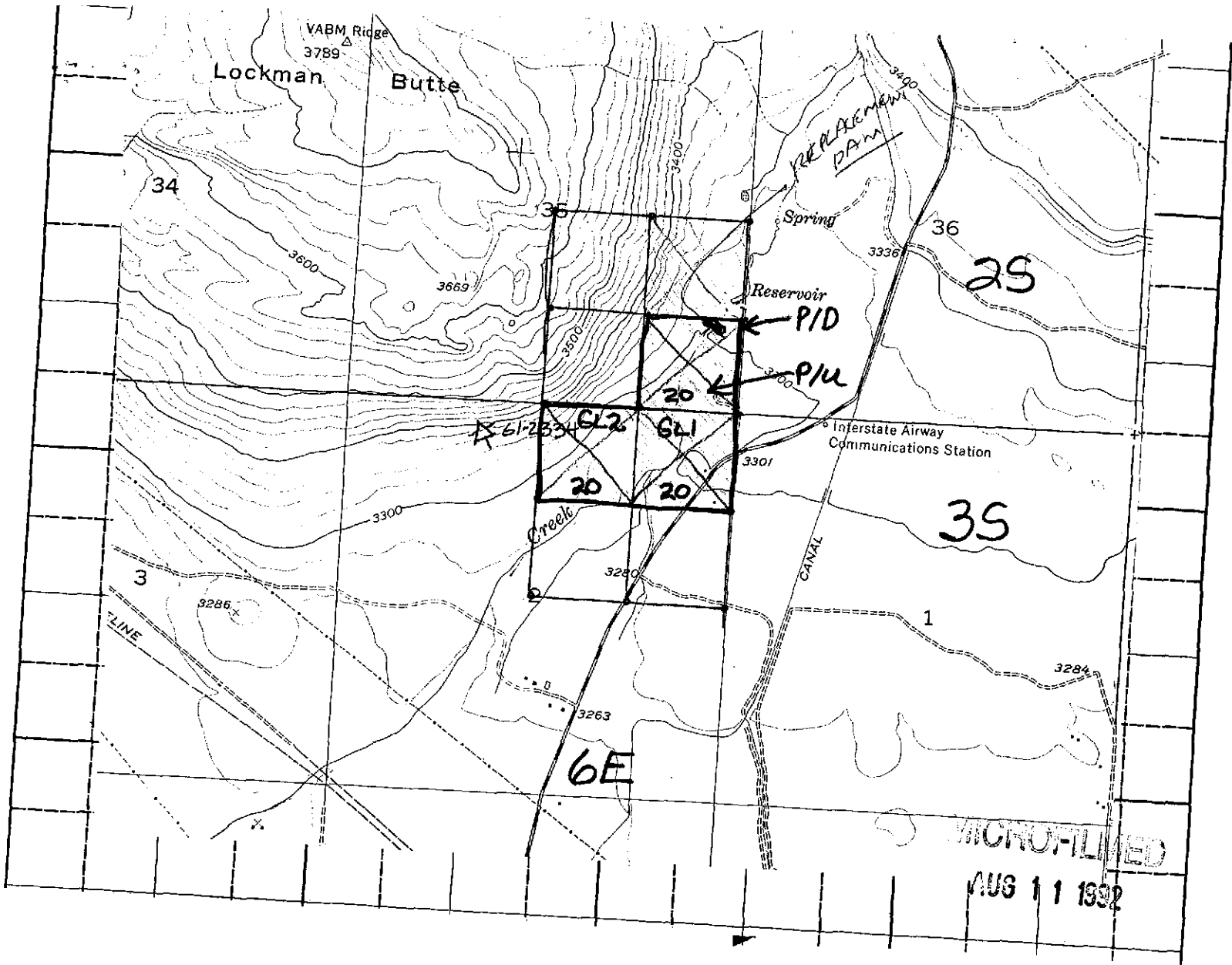
MICROFILMED

AUG 11 1952

NOT TO SCALE



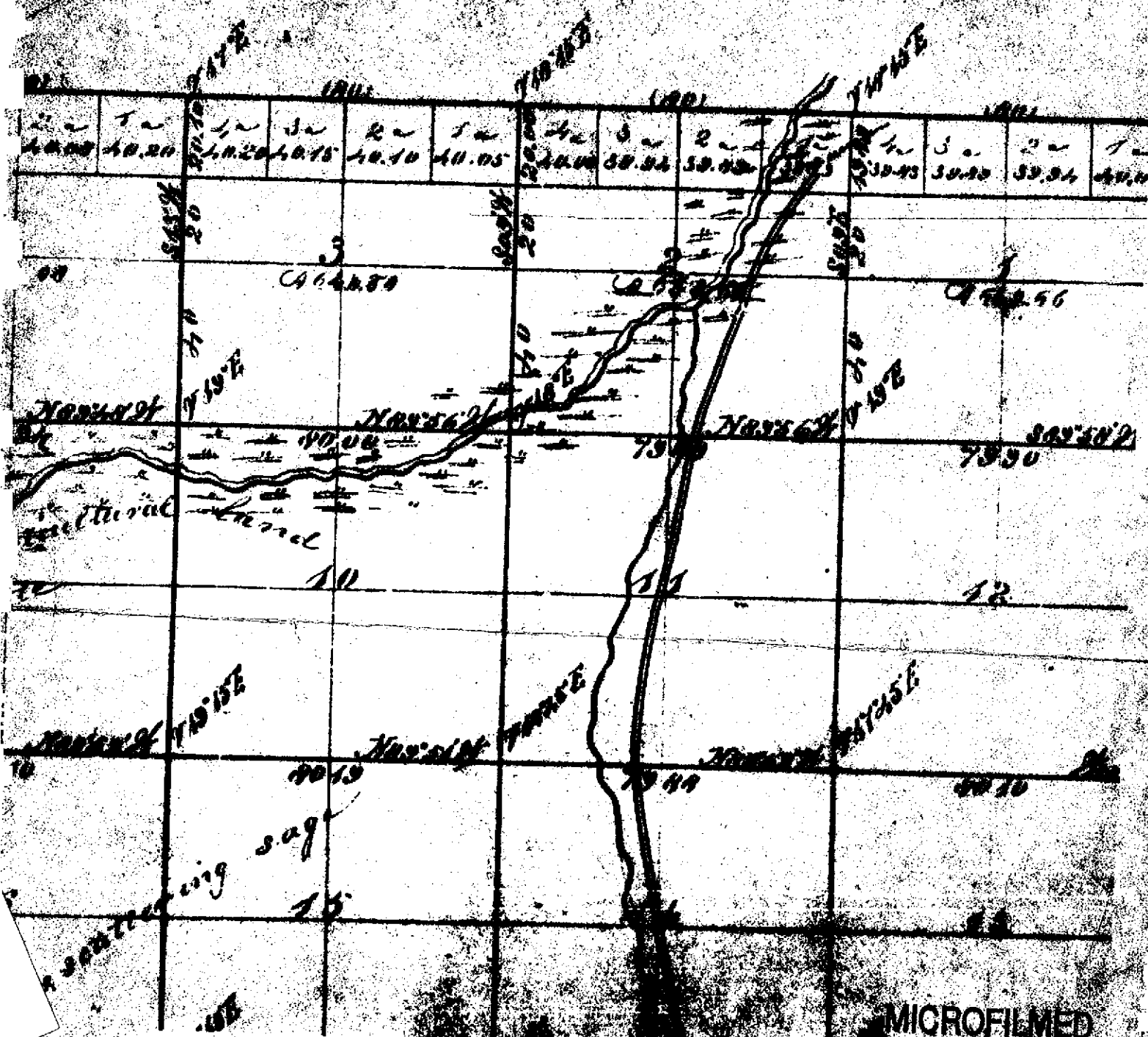
MICROFILMED
AUG 11 1992



MICROFILMED

AUG 11 1992

Boise Meridian



MICROFILMED

AUG 1 / 1992

WESTERN REGION

OWNER (S):

T. INDALL, CHESTER

CLAIM NUMBERS:

6-10034 (SPRING)

AGENT: RON HOWERTON

DATE 12/2/98

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

POLYGON CREATED ON 803

POLYGON # () () (^{prime}) (^{spring}) UPDATED BY rdh

ATTRIBUTES OF B61-POU.SHP (³⁵⁷) () () () ()

ATTRIBUTES OF B61-POD.SHP (³³⁶) (^{prime}) () () () ()

_____ B51-DBPOU.DBF UPDATED BY rdh

_____ B51-DBPOD.DBF UPDATED BY rdh

NOTES:

SAME POU ID AS 252-A & 10033 (357)

DATE: 04/04/00
PAGE: 1

W05 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MOUNTAIN HOME IRRIGATION DISTRICT.

C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN BASIN 61:

WATER RIGHT NO.	SOURCE
- NONE	NONE

- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
- NONE	NONE

- ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

AJ0749NP
No. R61-10034

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

DATE: 04/04/00
PAGE: 2

=====

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 61-00252D IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.27 CFS.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 63.5 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00252D & 61-10033B.

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

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

Comments: Date: 11/22/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 04/03/2000 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 04/04/00 DBUFFING



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 7, 2000

TED HOFFMAN
RITA HOFFMAN
RT 1 BOX 815
MOUNTAIN HOME ID 83647

RE: Water Right No. 61-10034 & 61-11891

Dear Property Owners:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the typed name and title.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

cc: Chester J Tindall

AJ0749NP
No. R61-10034

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

DATE: 11/18/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHESTER J TINDALL 550 N 8TH E ST MOUNTAIN HOME ID 83647 (208) 587-3798	12/31/1959	IRRIGATION	03-15 11-15	0.15 CFS	
TOTAL DIVERSION:					0.15 CFS	

Water Source: SPRING

Tributary to: CANYON CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T02S R06E S35

NESESE

ELMORE 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
02S	06E	35	:																	:	
																			05	:	5.0
																			TOTAL ACRES	:	5.0

POU County: ELMORE

Conditions of Approval:

- W05 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- MOUNTAIN HOME IRRIGATION DISTRICT.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 61-00252A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.4 CFS.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 70 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00252A & 61-10033.

Dates: Exam Made Date: 07/18/1994 Verified Date: 11/18/1998 Objection Filed Date:

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

Audit: 11/18/98 RHOWERTO

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A61-10034

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>Y</u>	<u>Rh 7-18-94</u>	<u>*</u>	<u>N</u>	<u>N</u>		
PT. OF DIV.			<u>6</u>	<u>N</u>			DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE			<u>6</u>	<u>N</u>			
PL. OF USE			<u>6</u>	<u>N</u>			FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF			<u>6</u>	<u>N</u>			
CONSUMPTIVE USE			<u>5</u>	<u>N</u>			
NATURE OF USE			<u>6</u>	<u>N</u>			
PERIOD OF USE			<u>5</u>	<u>Y</u>			
BASIS OF CLAIM			<u>6</u>	<u>N</u>			
REMARKS			<u>5</u>	<u>Y</u>			

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

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

COMMENTS: SAME AS CLAIM

VERIFICATION CODES

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

IDWR

Claim(s) 61-10034

Owner(s) : Tindall,
Chester

Date: 16 Sep 98

Prepared by:
Ron Howerton

Total Acres: 5

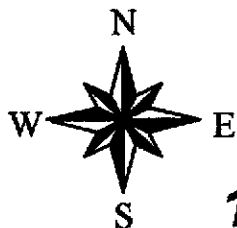
ACRES

 POU

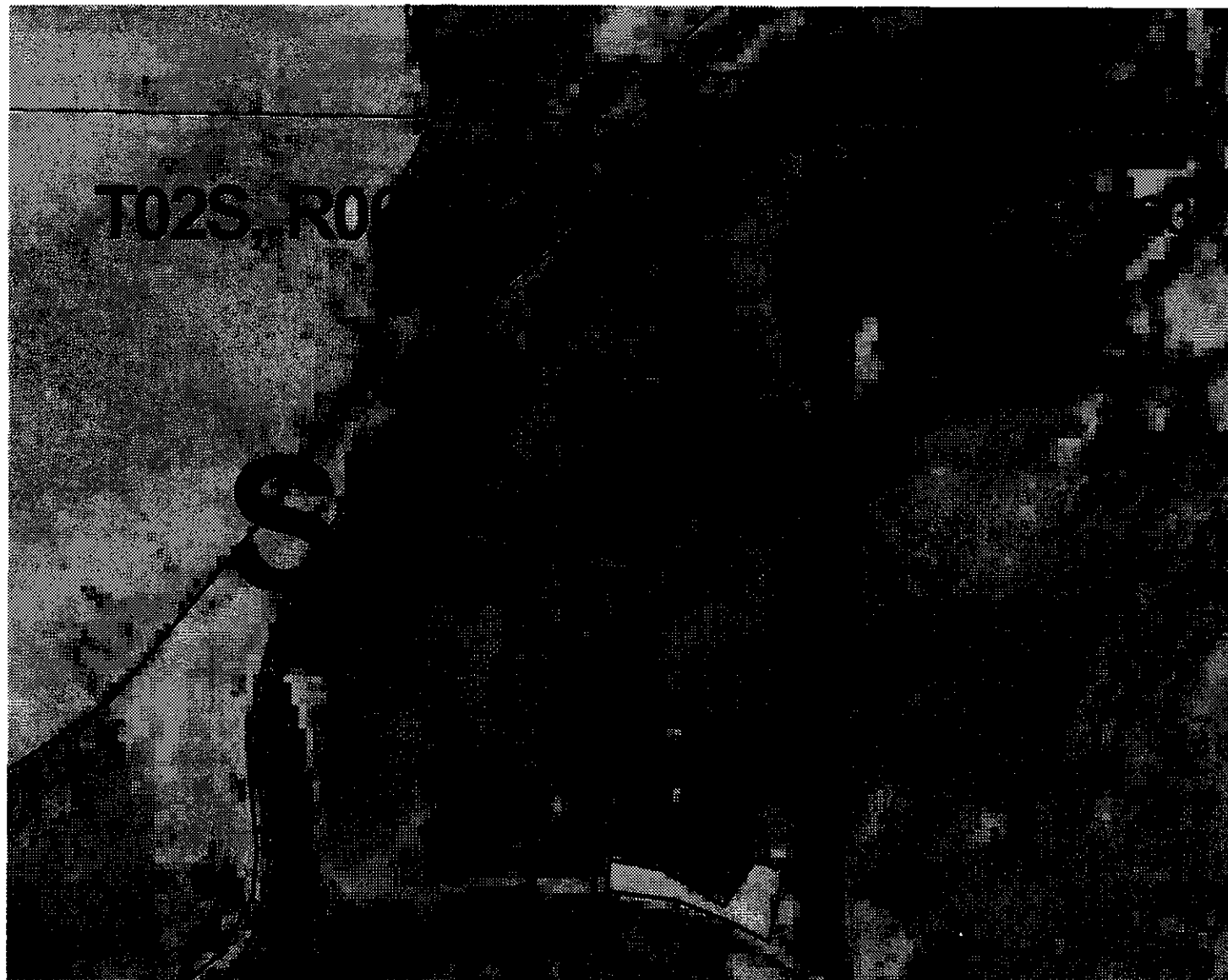
 POD

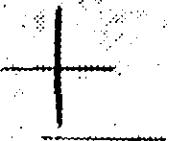
 SECTION LINES

 1/4 1/4



1987 NAPP





35

3669

T 25 R 2 E

SE

MANNING
LOC

Spring

Creek

2

3280

3301

CANAL

AB1-10034

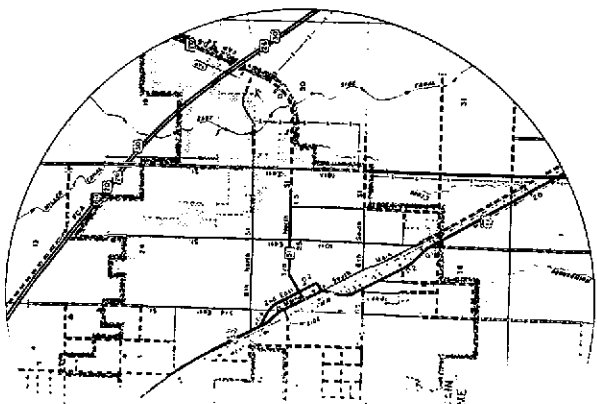
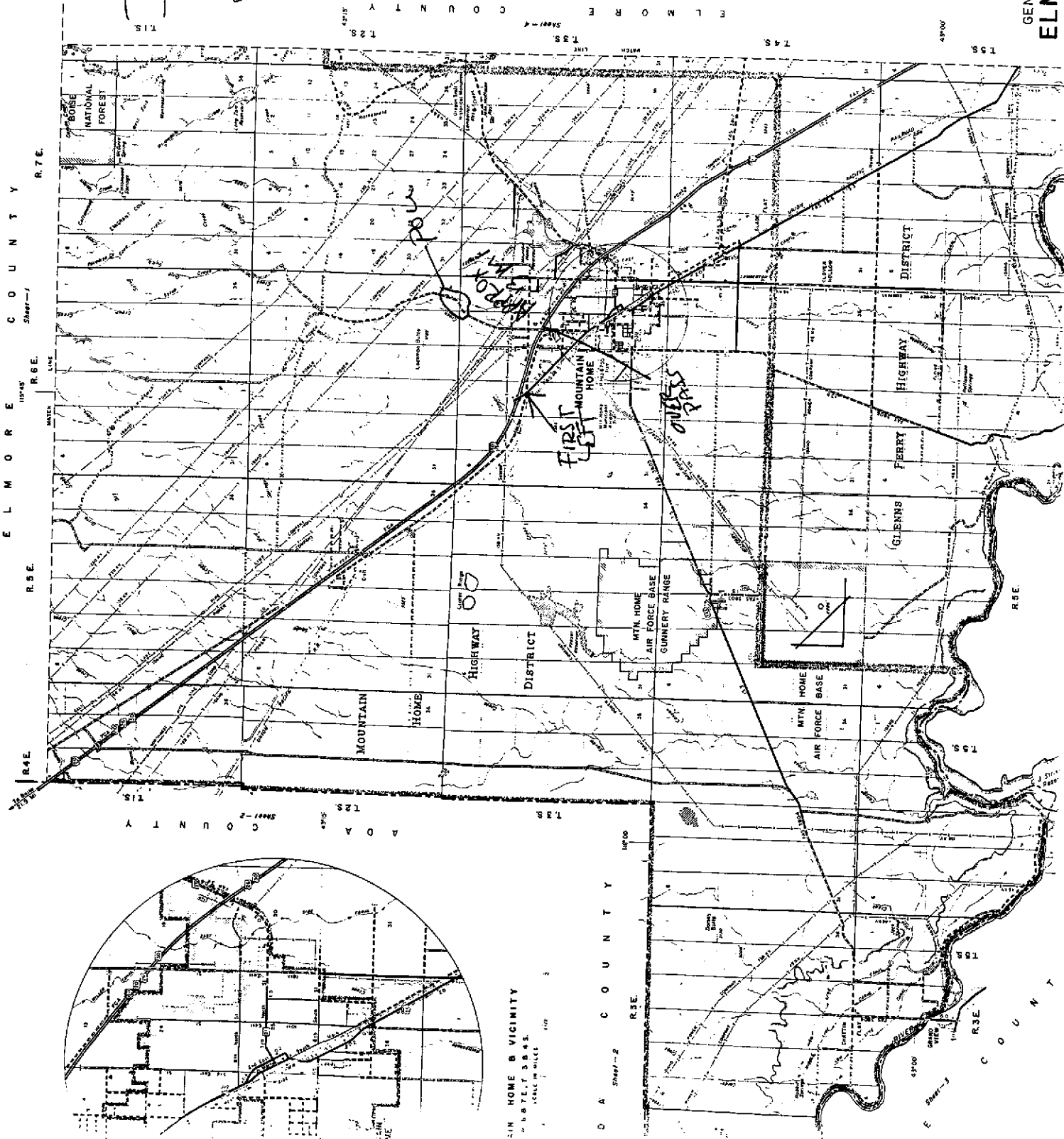
Z-13

8" = 1 MILE

1974 02140

CHESTER
TIDALL
EX 18-19
July 94

GENERAL HIGHWAY MAP
ELMORE COUNTY



ZIN HOME & VICINITY
U.S. GEOLOGICAL SURVEY
SCALE IN MILES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:19:52
07/06/94

PAGE: 1
GENERAL INFORMATION

266
CLAIM NUMBER: A61-10034

LAST: TINDALL
ADDRESS: 550 N. 8TH EAST
CITY: MOUNTAIN HOME
PHONE NUMBER: 208-587-3798

FIRST: CHESTER J.
STATE: ID ZIP: 83647

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

FIELD EXAMINATION INFORMATION

CONTACT PERSON: CHESTER TINDALL

PHONE NUMBER: () 587-3798

DATE OF FIELD EXAM: 7/18/94

APPOINTMENT MADE: Y() N()

TIME: 9: A(X) P()

ACCOMPANIED BY: ABOVE

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: OWNER

DIRECTIONS TO PROPERTY / NOTES:

SEE TPL. CONU & MAP ATTACHED

A. AJ CLAIM: # A61-10034 PRIORITY DATE: 12-31-1959 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
Rch

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

NOTES: SEE AFFIDAVIT

=====

RECOMMENDED PRIORITY DATE:
12-31-1959

REVIEWED BY

Rch

DATE

7-18-94

=====

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A61-10034	02S	06E	35	NE	SE	SE		ELMORE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

TRIB: CANYON CREEK

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

TRIB: NO TRIBUTARY FOR RECORD

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>26 h</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	Y	<u>7</u>

NOTES:

[illegible]

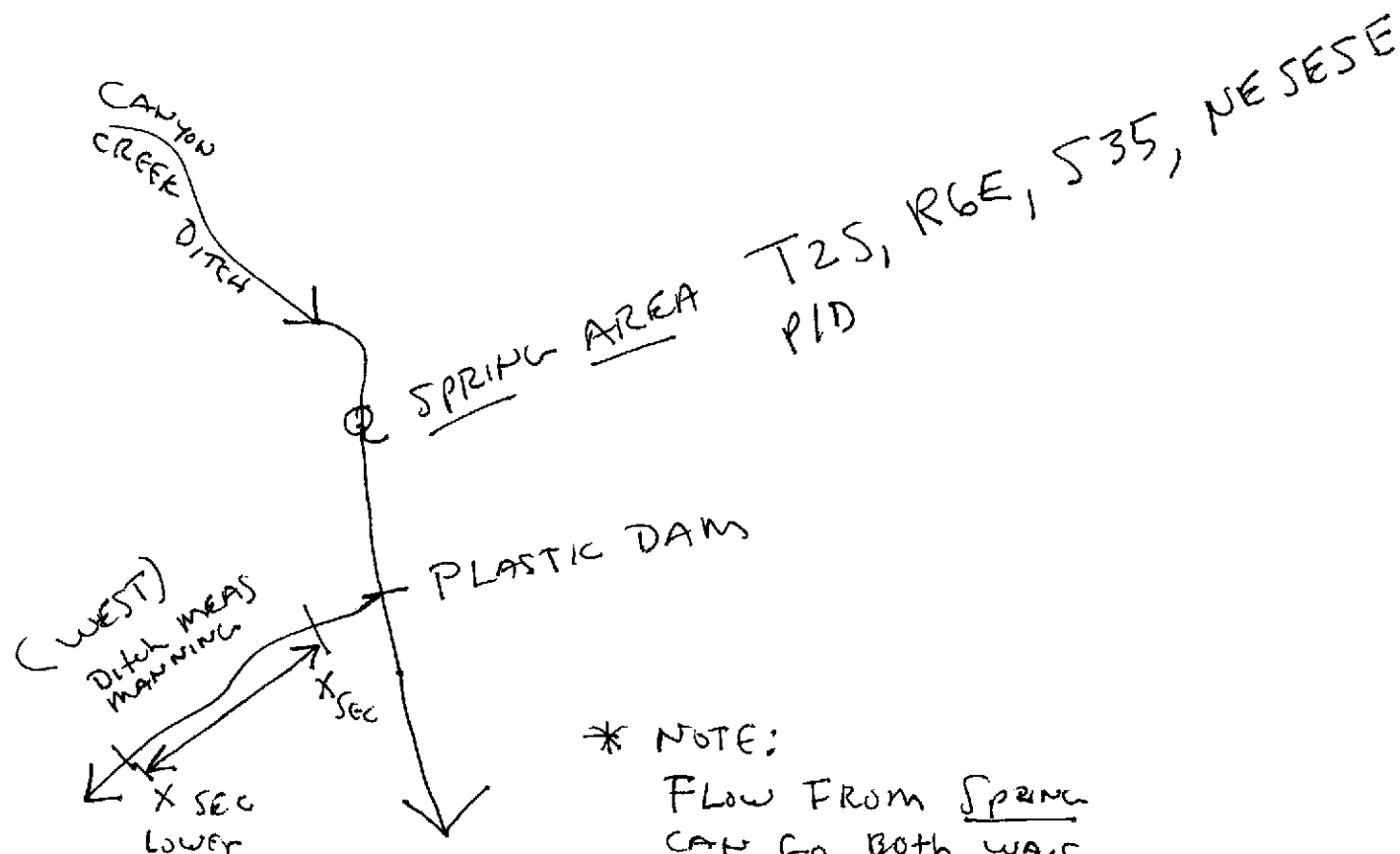
SOURCE: SPRING

TRIB: CANYON CR

REVIEWED BY: Rdh

DATE: Oct 21, 1998

SYSTEM DESCRIPTION:



* NOTE:

Flow From Spring
can go both ways
however, only the
(west) ditch shows
Actual Flows From
the Spring

A. ROOT WATER RIGHT NUMBERS: A61-10034

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	06E	35	SE	SE		TINDALL, CHESTER J.	A61-10034 / 5.0	- /	25.0		
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A61-00264 /26.0	- /		5	5
			SE	SE		WARTHEN, MICHAEL D	A61-11802 /	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A61-00266 /26.0	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A61-10417 /26.0	- /			
			SE	SE		TINDALL, CHESTER J.	A61-00252A /28.0	61-00252A /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A63-02214 /26.0	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A63-19893 /26.0	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A63-20139 /26.0	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A61-00263 /26.0	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A61-10419 /26.0	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A61-10421 /26.0	- /			
			SE	SE		MOUNTAIN HOME IRRIGATION DISTRA	A63-02188 /26.0	- /			
			SE	SE		TINDALL, CHESTER J	A61-10033 /20.0	- /			
			SE	SE		LOCKMAN, SUSAN A.		61-00256 /			
TOTAL ACRES							A61-10034	5.00	25.00		

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
Ren

POU COUNTY: ELMORE

PRESUMPTION FLAG: _____

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: 5

REVIEWED BY: Ren

DATE: Oct 21, 1998

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A61-10034 IRRIGATION	FROM 03-15 TO 11-15	.150 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.150 CFS

B. WR RECORDED USES:

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

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in notes, below.

NOTES:

OVERLAP REVIEW SHEET FOR THE FOLLOWING WR #'s: 61 - 00252A 61 - 10033

AGENT R Howerton DATE 20 oct 98 61 - 10034 -

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
12R-LIVE FLOW CANYON CR	252A	25	6E	35													8.9			28	36.9	
		35	6E	02	16.1	17															33.1	70

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
STORAGE CANYON CR	10033	25	6E	35													5			28	28.5	
		35	6E	02	16.1	17															33.1	61.6

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
* LIVE FLOW SPRING	10034	25	6E	35															5		5	

USE/SOURCE	NUMBER	TNS	RNG	SEC	NE				NW				SW				SE				TOTAL	SYSTEM TOTAL
					NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
TOTAL SPRINGS		25	6E	35	16.1	17											8.9			28	36.9	
		35	6E	02																	33.1	70.0

* SPRING OVERLAPS 5 ACRES IN - BOTH 252A & 10034.
(10034)

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y() N() *NA*

AJ TOTAL CLAIMED DIVERSION RATE: 0.150 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 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?

FIELD
DATABASE EXAMINER

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

Y

Ren

B.

FLOW MEASUREMENT

MEASUREMENT METHOD MANNING, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A61-10033, MOUNTAIN HOME IRRIG. DIST., A61-0252A

LIST ALL RIGHTS WITH A SAME POI AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A61-10034	SPRING	TINDALL, CHESTER J.	0.150	0.030		
A61-00252A	CANYON CREEK	TINDALL, CHESTER J.	1.400	0.018		
A61-00263	CANYON CREEK	MOUNTAIN HOME IRRIGATION DISTR	6.000	0.001	2880.00	0.64
A61-00264	CANYON CREEK	MOUNTAIN HOME IRRIGATION DISTR	3.200		1536.00	0.34
A61-00266	CANYON CREEK	MOUNTAIN HOME IRRIGATION DISTR	2.400		1152.00	0.25
A61-10033	SPRING	TINDALL, CHESTER J	1.200	0.020	5.00	0.08
	WASTE WATER					
A61-10417	CANYON CREEK	MOUNTAIN HOME IRRIGATION DISTR	2.200		924.00	0.20
A61-10419	CANYON CREEK	MOUNTAIN HOME IRRIGATION DISTR	18.100	0.004	8688.00	1.95
A61-10421	CANYON CREEK	MOUNTAIN HOME IRRIGATION DISTR	400.000	0.089	7695.49	1.72
	RATTLESNAKE CREEK					
A63-02188	CAT CREEK	MOUNTAIN HOME IRRIGATION DISTR	2.840		1192.80	0.26
A63-02214	CASTLE ROCK CREEK	MOUNTAIN HOME IRRIGATION DISTR	1.800		756.00	0.16
A63-19893	LITTLE CAMAS CREEK	MOUNTAIN HOME IRRIGATION DISTR	19.000	0.004	9120.00	2.04
A63-20139	LITTLE CAMAS CREEK	MOUNTAIN HOME IRRIGATION DISTR			24000.00	5.39

MANNING EQUATION CHANNEL CAPACITY RESULTS

07-20-1994

File Number: A61-10034

Claimant: CHET TINDALL

Channel measured: SPRING

Date of measurement: 07/18/94 09:30

Measurement location:

NESESE S35

LOCATED ON EAST SIDE OF CANYON CREEK

Calculation prepared by: RON HOWERTON

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 190 feet.

The upstream and downstream rod readings are 3.04 and 4.93 feet.

The channel cross section is 1.22 ft-sq.

The wetted perimeter is 3.23 feet.

The hydraulic radius is 0.38 feet.

The slope is 0.0099

The roughness coefficient is 0.0350

The flow velocity is 2.221 ft/sec.

The rate of flow is 2.71 cfs.

CROSS SECTION NUMBER 1

For File Number A61-10034 for the SPRING

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.35	0.35	0.50
3	0.50	0.50	1.00
4	0.60	0.60	1.50
5	0.75	0.75	2.00
6	0.70	0.70	2.50
7	0.50	0.50	3.00
8	0.35	0.35	3.50
9	0.00	0.00	4.00

The area for this cross section is 1.87 square feet
and the wetted perimeter is 4.34 feet.

CROSS SECTION NUMBER 2

For File Number A61-10034 for the SPRING

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.40	0.40	0.50
3	0.45	0.45	1.00
4	0.35	0.35	1.50
5	0.00	0.00	1.80

The area for this cross section is 0.56 square feet
and the wetted perimeter is 2.11 feet.

MA 1 QUALITY DATA COLLECTION
Claim No(s): A61-10034

Name of Claimant: CHET TINDALL

Name of Ditch, Canal, or Stream: SPRING

Date of Measurement: 7-18-94 09:30 Data Collected By: RON HOWERTON

Measurement Location: NESESE 1/4 1/4 Section 35 T 25 R 6E

General Description and Comments

GRASSY

Cross-section Data

Basis: High water mark ☒ Maximum capacity ()

Note: A minimum of five readings is necessary; first and last rod reading must be equal or zero.

Depth or Rod Reading	Dist. from Initial Point	Depth or Rod Reading	Dist. from Initial Point
1. <u>0</u>	<u>0</u>	11. <u>0</u>	<u>0</u>
2. <u>.35</u>	<u>.5</u>	12. <u>.4</u>	<u>.5</u>
3. <u>.5</u>	<u>1.0</u>	13. <u>.45</u>	<u>1.0</u>
4. <u>.6</u>	<u>1.5</u>	14. <u>.35</u>	<u>1.5</u>
<u>.75</u>	<u>2.0</u>	15. <u>0</u>	<u>1.8</u>
6. <u>.7</u>	<u>2.5</u>	16. _____	_____
7. <u>.5</u>	<u>3.0</u>	17. _____	_____
8. <u>.35</u>	<u>3.5</u>	18. _____	_____
9. <u>0</u>	<u>4.0</u>	19. _____	_____
10. _____	_____	20. _____	_____

Slope Data

Basis: High water mark ☒ Channel bottom () Land surface ()

Channel length from cross section: Upstream 90 Downstream 100

Total channel length used for slope measurement: 190

Rod reading at engineers level: _____

Upstream rod reading 3.04 - High Water Mark(if taken from channel bottom) _____ = _____

Downstream rod reading 4.93 - High Water Mark(if taken from channel bottom) _____ = _____

Note: The downstream rod reading must be higher than the upstream rod reading.

Are maps and/or photos attached? Yes ☒

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	X	(1)	negligible	.000		(1)
rock	.025		(2)	minor	.010		(2)
fine gravel	.024		(3)		.015	X	(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
SURFACE IRREGULARITY				VEGETATION			
smooth	.000	X	(1)	low	.005		(1)
minor	.005		(2)		.010		(2)
moderate	.010		(3)	medium	.015	X	(3)
					.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	X	(1)	minor	1.00	X	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A61-11802	DOMESTIC	WARTHEN, MICHAEL D	FROM 01-01 TO 12-31	.040 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 5 ^{.03} x 0.02 CFS/ACRE = .15 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐) OR 5 ACRES OR LESS

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A
ACRES x CONSUMPTIVE VOL. AF/A FOR AREA =
TOTAL CONSUMPTIVE USE AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES x DIVERSION VOL. AF/A FOR AREA =
TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

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

WOS Intn Home Irr Dist.

QNT - Limit CFS to 1.4 with 61-00252A

POU1 - Limit total Acres of 70 when combined
with 61-00252A & 61-10033.

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
IRRIGATION	03-15 11-15	0.150		0.0
TOTAL FOR THIS RIGHT		0.150		0.0

REVIEWED BY: Rch DATE: Oct 21, 1998

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: 61-10034

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
-	A61-10034	0.150	-	-	-	-
TOTAL CFS		0.150				

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 EXAMINER
N	_____

NOTES:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

Sr Water Agent

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO 1974 IDWR ID NO. E-13	Y(X) N() (2 MAPS)
☐ TOPOGRAPHIC	DATE FIELD CHECKED IDWR ID NO.	Y() N()
☒ NAPP	DATE OF PHOTO 1987 IDWR ID NO. 2-13	Y(X) N()
☐ ASCS AERIAL PHOTO	DATE OF PHOTO	Y() N()
☐ ASCS COLOR SLIDE	DATE OF PHOTO	Y() N()
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO	Y() N()
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY	Y() N()
☐ SCS SOIL SURVEY MAP	DATE ISSUED	Y() N()
☐ SUBDIVISION PLAT MAP	DATE OF MAP	Y() N()
☒ OTHER OVERLAP REVIEW	DATE Oct 20, 1998	Y(X) N()
☒ OTHER STRIP MAP	DATE (ITD) 5 SHOWS COUNTY LOCATION OF POU map	Y(X) N()
☐ OTHER	DATE	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☐ LICENSING FIELD EXAM	DATE OF FIELD EXAM		
☐ WATER RIGHT LICENSE	DATE LICENSE SIGNED		
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED		
☒ SYSTEM DESCRIPTION	DATE DRAWN 7/18/94	1	PAGE 4 of CUR
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN 7/18/94	2	
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED		
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED		
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED		
☒ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED 7/18/94	3	
☒ OTHER AFFIDAVITS	DATE SEC ATTACHED	3	
☐ OTHER	DATE		

PICTURE #1

61-10034: FX 07/18/94. Photo's by RDH. Spring point of diversion. Spring comes up in ditch area. Located in T02S, R06E, S35, NESESE.



PICTURE #2

Plastic dam in ditch.



PICTURE #3

61-10034: FX 07/18/94. Photo's by RDH. Place of use. Located in T02S, R06E, S35, SESE.



PICTURE #4

Downstream X-Section measurement location. See ortho map in file for location.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:19:52
07/06/94

PAGE: 11
QUICKLOOK INFORMATION

276
CLAIM NUMBER: A61-10034

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS								

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:29:45
07/06/94
277

PAGE: 12
PROFILE REPORT

CLAIM NUMBER: A61-10034

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHESTER J. TINDALL 550 N. 8TH EAST MOUNTAIN HOME ID 83647 (208) 587-3798	12/31/1959	IRRIGATION	03-15 11-15	0.15 CFS	
					TOTAL DIVERSION:	0.15 CFS
Water Source: SPRING		Tributary to: CANYON CREEK			Stage: BENEFICIAL USE	
Point(s) of Diversion:		T02S R06E S35	NESESE		ELMORE County	
Place of use Legal Description for: IRRIGATION						
NE NW SW SE						
NENE NWNE SWNE SENE		: NENW NWNW SWNW SENW		: NESW NWSW SWSW SESW		: NESE NWSE SWSE SESE
T	R S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM

02S 06E 35		:	:	:	:	05 : 5.0
						TOTAL ACRES 5.0

POU County: ELMORE

Non-Irrigation Uses: INSTREAM STOCKWATERING

Other Rights: A61-10033, MOUNTAIN HOME IRRIG. DIST., A61-0252A

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

7-11-94

FIELD EXAM
TELEPHONE CONVERSATION MEMO

I.D. NUMBER A61-00252A, 10033, 10034, 10076

NAME OF CONTACT CAET TINDALL

PHONE NO. 587-3798 ADJ. AGENT 12-Howerton

DATE SET FOR EXAM July 18 & 19 9AM

LOCATION MEET AT HS. 2-MOBILE HOMES ON LEFT SIDE
OF CANYON CR ROAD. 1ST LEFT OFF-LET TO MTN
HOME, APPROX 3 MI FROM OVERPASS. (2ND TRAILER)

Diverting at full rates? NO

Type of measuring devices? NONE

Places to make measurements? DITCHES

Type of system? (pipeline, ditches) Ditches

How many laterals are used?

Length and size of mainline?

Size of Motor used for each P/D?

Estimate of depth to water?

Pressure at well?

Pressure at sprinkler head?

COMMENTS DITCHES TO MEASURE SPRING FLOW.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Date: July 5, 1994

Chester J Tindall
550 N 8TH E
Mountain Home, Id 83647

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RE: Field Exam Scheduling Letter for the following Adjudication Claims:

A61-00252A, A61-10033, A61-10034 & A61-10076

Dear Chester,

The Adjudication Staff of the Department of Water Resources will be conducting Snake River Basin Adjudication Claim Examinations for Elmore County from July through November 1994.

Information on your 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.

Although it is not mandatory that you accompany me, should questions arise during the exam, it would be most helpful for yourself or a knowledgeable representative to be available during the field exam. This will help in the accuracy of collecting specific information about your water right and speed up our findings.

I would appreciate your call **ASAP** to set-up a field exam date. I may also be calling to help speed up the scheduling due to the short field season this year.

If you have other questions prior to scheduling a date or about the field examination, feel free to call me on that too. **Please call today to set-up your exam!**

Sincerely,

Ron Howerton
ADJUDICATION STAFF
Department of Water Resources
Western Region Office
(208) 334-2190

RECEIVED

JUL 13 1993

Department of Water Resources
Western Regional Office

Chet Lindall

550 N. 8 E.

Intn Home Id. 83647

July 9, 1993

Dept of Water Resources

21735 airport way

Boise Ida 83705-5082

Dear Kathy Walker

Enclosed is the evidence of
priority for the claims A61-10033
and A61-10034 that your
office requested and that I
talked to you about. I'm
sorry to be so slow getting
it. Mr Hansen has returned
from Arizona and I was
able to contact him.

Thank you

Chester J Lindall

RECEIVED

JUL 13 1993

AFFIDAVIT OF LLOYD M. HANSEN

Department of Water Resources
Western Regional Office

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

RE; CHESTER J. TINDALL CLAIM TO A WATER RIGHT,
IDENTIFICATION A61-10033 and A61-10034

LLOYD M. HANSEN, being first duly sworn, deposes and
says:

That he is a citizen of the United States of America,
over the age of majority and that he formerly resided in
Elmore County, Idaho, but presently resides in Boise, Idaho.

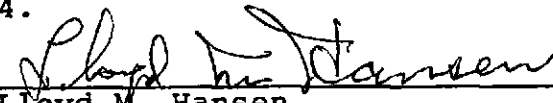
That he is a former owner of the real property herein-
after described, which he purchased from W. I. Hopson and
Nellie Rose Hopson, husband and wife, on April 15, 1968, and
sold said property to Chester J. Tindall and wife on June
20, 1980.

During the twelve years that he owned and operated said
property, he used and put to beneficial use spring waste
water, the point of diversion of which was located in the
Northeast Quarter of the Southeast Quarter of the Southeast
Quarter of Section Township Two South, Range Six East, Boise
Meridian, Elmore County, Idaho. This water was used for the
irrigation of twenty acres of land in the Northeast Quarter
of the Northeast Quarter and for the irrigation of an
additional twenty acres of land in the Northwest Quarter of
the Northeast Quarter, all in Section Two, Township Three
South, Range Six East, Boise Meridian, Elmore County, Idaho.
This water was collected and stored by means of a dam on
Canyon Creek. The amount of water used consisted of
1.200 c.f.s.

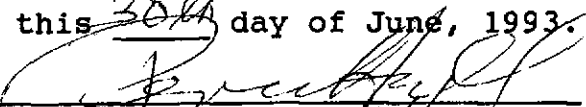
During the same period of time affiant used and put to beneficial use the water from a spring, the point of diversion being located in the Northeast Quarter of the Southeast Quarter of the Southeast Quarter of Section Thirty-five, Township Two South, Range Six East, Boise Meridian. The place of use for this water consisted of five acres located in the Southeast Quarter of the Southeast Quarter of Section Thirty-five, Township Two South, Range Six East, Boise Meridian, and the amount of water used was 0.150 c.f.s.

It is within the personal knowledge of affiant that W. I. Hopson, the previous owner of said property, used and put to beneficial use the same amounts of water mentioned above for irrigation of the same land for approximately ten years before affiant purchased the property from Hopson.

This affidavit is made in support of the claim of Chester J. Tindall to a water right, identified as No. A61-10034 and No. A61-10034.


Lloyd M. Hansen

SUBSCRIBED AND SWORN before me this 30th day of June, 1993.


Notary Public for Idaho
Residing at My Home, ID

MEMORANDUM

Date: 08-Feb-1993
To: File A61-10033, A61-10034
From: Roxanne McCarthy
Re: Evidence of Priority

=====

Mr. Tindall came into the office today. He explained that the person he needs to sign an affidavit is retired and spends winters in Arizona. This gentleman will be back in early summer. I told Mr. Tindall that we can wait until then for the evidence.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

January 28, 1993

Re: Claim No(s). AL61-10033

CECIL D. ANDRUS
GOVERNOR

AL61-10034

R. KEITH HIGGINSON
DIRECTOR

CHESTER J TINDALL
550 N 8TH ST
MT HOME ID 83647

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 either a "Statutory Claim" or "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 decree, license, 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 priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not 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 claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by March 15, 1993, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

BOISE TOWNE SQUARE
350 N. Milwaukee
375-5220

DOWNTOWN
170 N. 8th
344-8303



ORCHARD
1310 N. Orchard
377-3686

VISTA VILLAGE
936 Vista Village
343-8075

MOMENTS TO REMEMBER WITH PHOTOS

