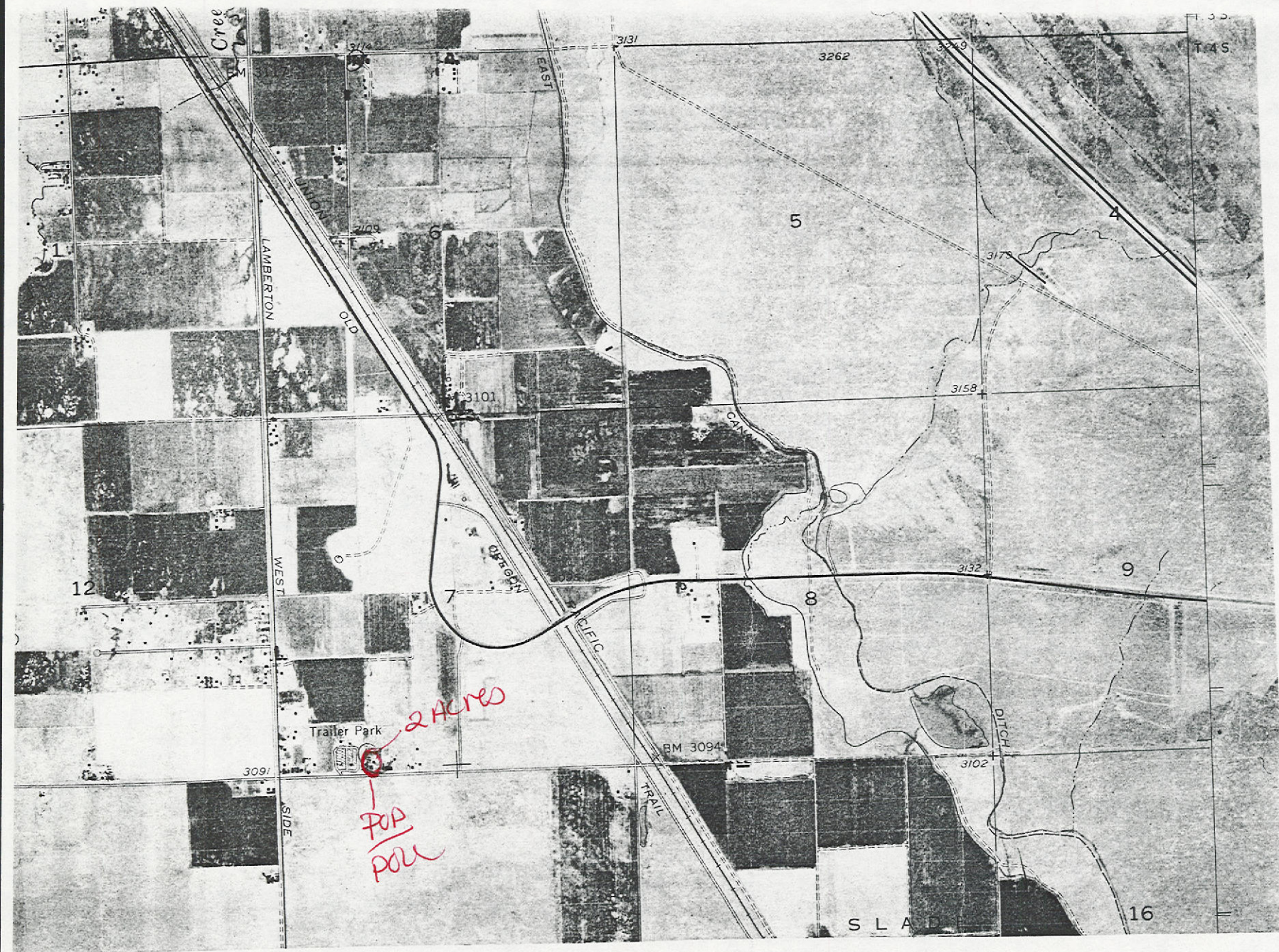


T4S



MICROFILMED

AUG 12 1992

Crain
T 45
R 7E
Sec. 7

1987 photo
ASCS

2 NHEL
18.3 NW

3
15.8

15.0

T-3257

LYNCEL
400



WHEEL

19

8 N 44
26-2

3 VHEL
41.7

14.6 NHCL

5. NHK
16%

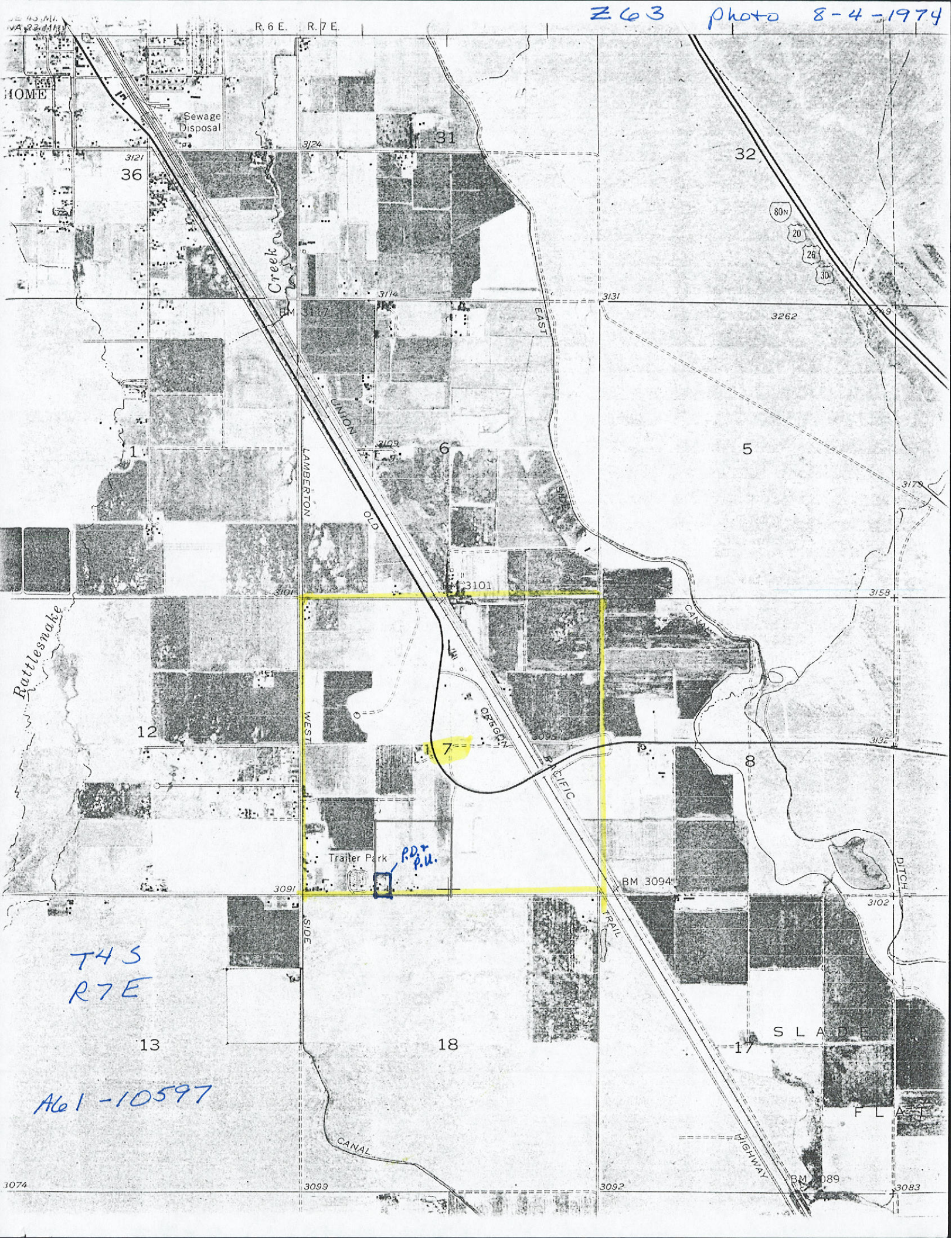
6 NHEL
24.5

7 MHE 2
36.0

7

18

Z 63 photo 8-4-1974

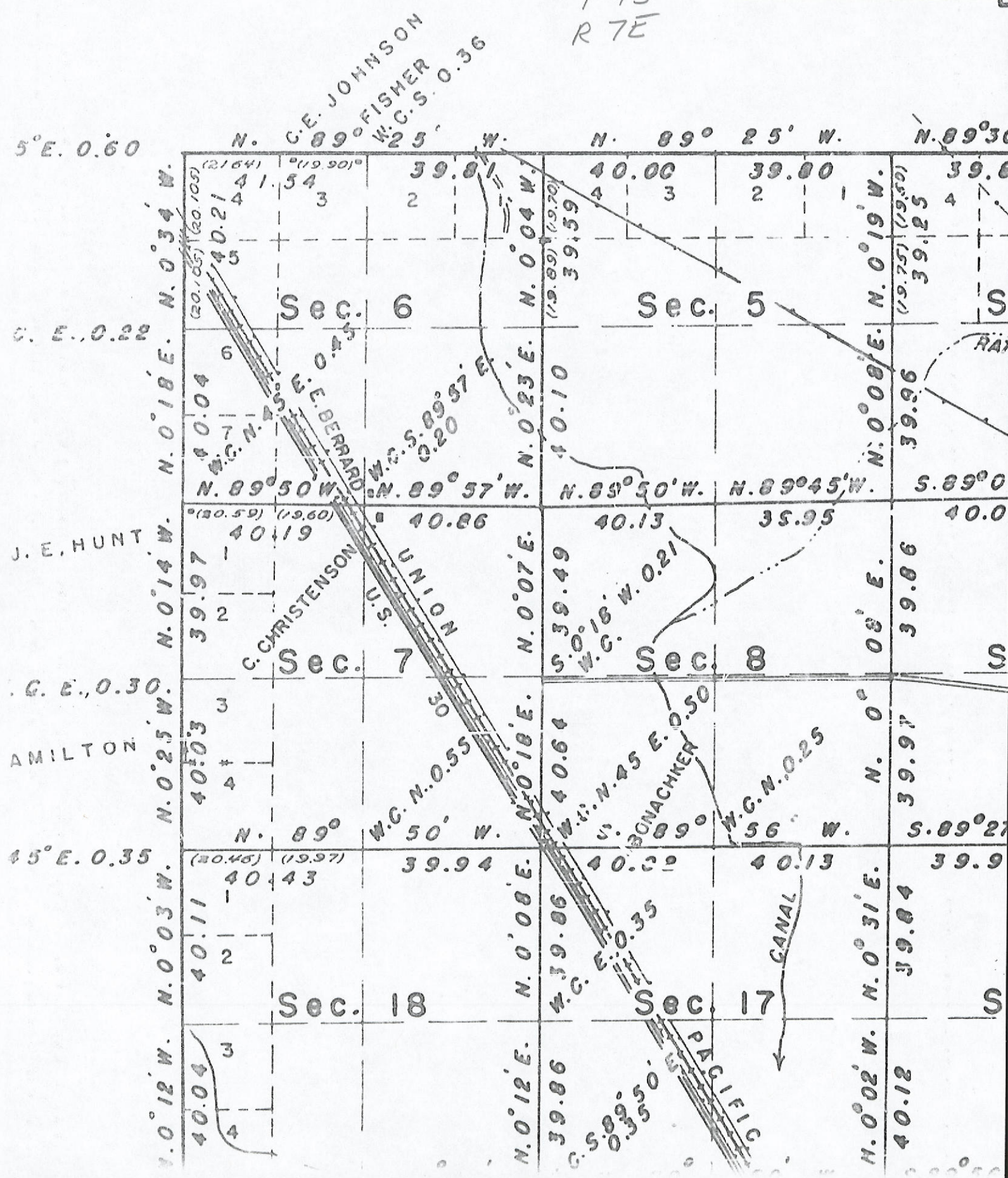


Approved 10-22-1946

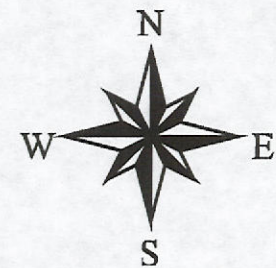
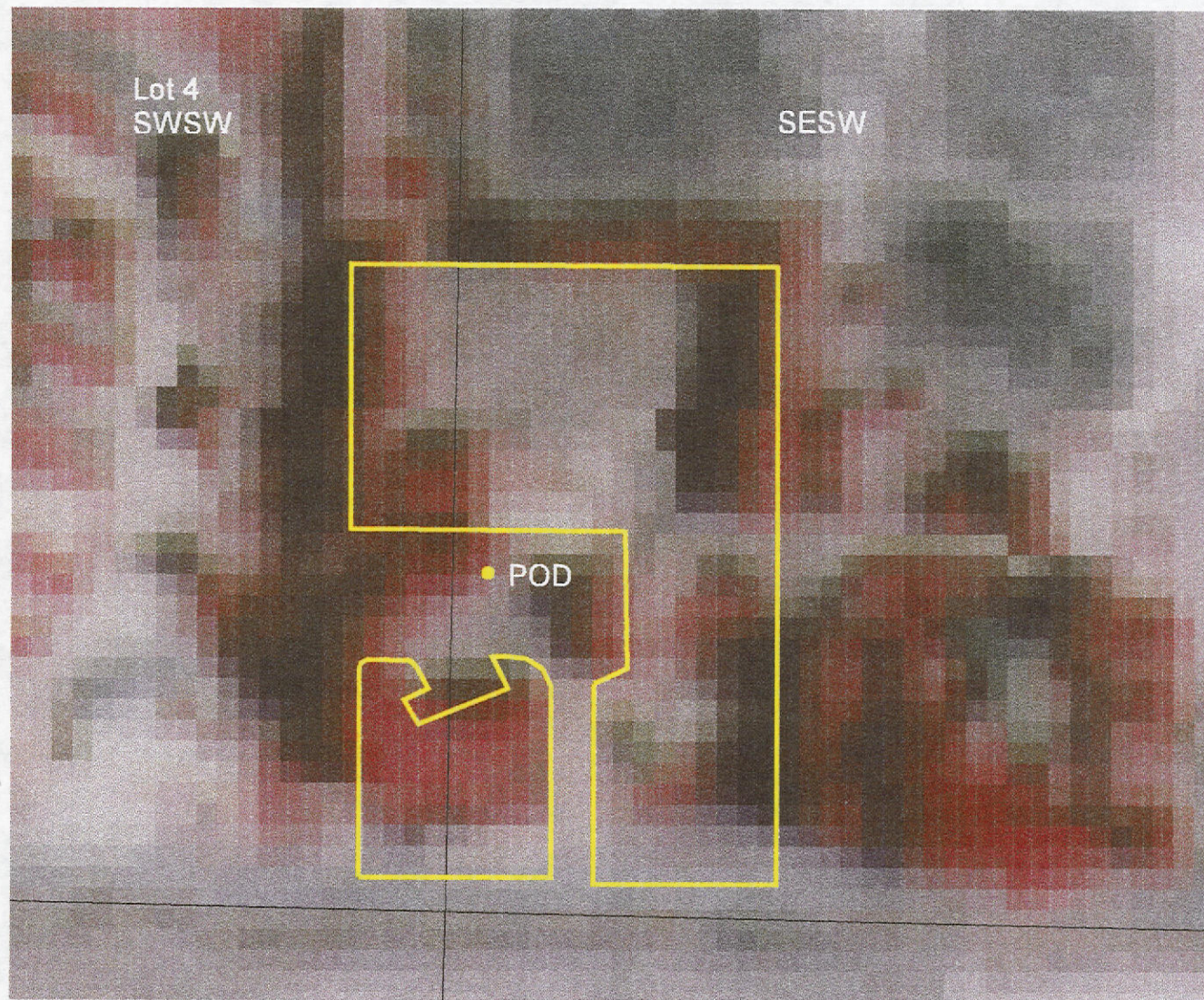
INSHIP N° 4 SOUTH, RANGE

A61-10597

T 4S
R 7E



61-10597



200 0 200 Feet

T04S R07E S07

Map prepared by: Carter Fritschle
Date prepared: 10/09/98
1987-1988 NAPP photography

Claim identification no. AGI-10597



CA 9-15-94

Looking north from approximately 15 ft south of the well



CA 9-15-94

Looking N.E. from the S.W. corner of the property.

Crain
9-15-94
A61-10597

Franklin Electric 5 HP Sub. pump
Mod. # 282 1139202

6" casing original well 35' deep
Original? trailer replaced

DeeDee Stephens - Crain's daughter was present
Judy Crain arrived home from work during examination

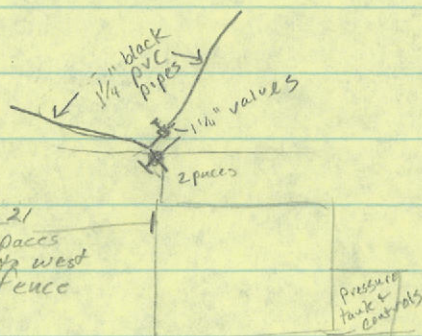
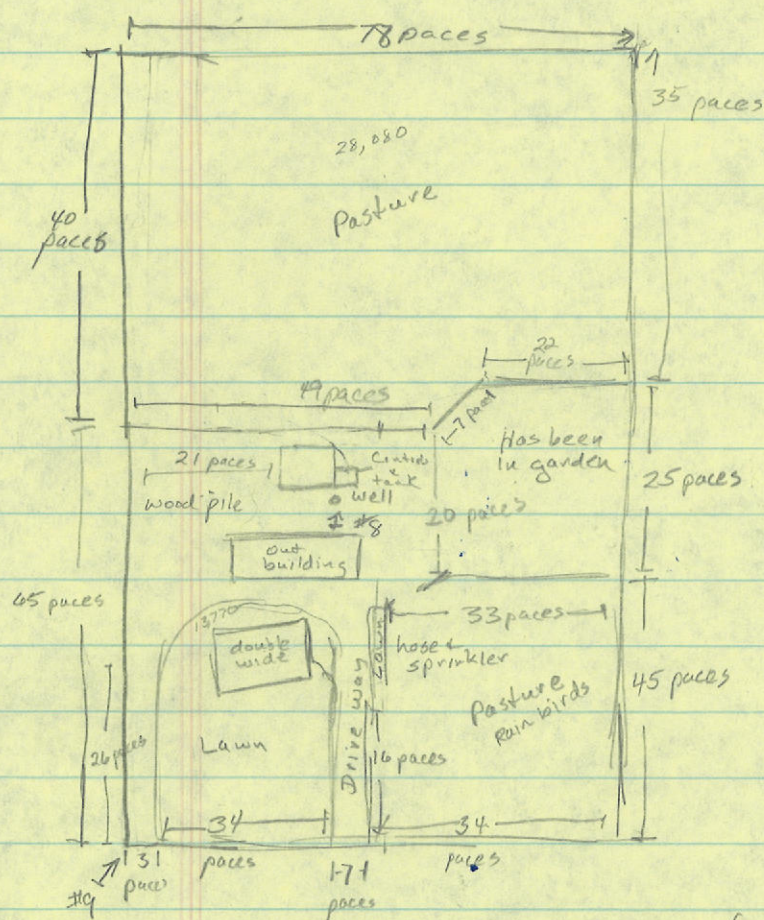
1 1/4" black PVC pipeline
to 1 1/2" "fire hose" to
"Y" reducer to 5/8" garden
hose 1 Rain bird 30
2 nozzle sprinkler head
3/32" and 1/64

1 Weather Tec 10-30

2 nozzle sprinkler head 9/64" &
and possibly 1/8" or smaller

Photo #8 Looking north from 15'
south of well.

Photo #9 Looking NE from SW corner
of property.



No MHID water.

Mrs. Crain will try to get more info to support the priority date.

RECEIVED

JUL 08 1996

Department of Water Resources

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: A61-10597

Date Received: 11/22/1989

Receipt No: C012963

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DARYEL D CRAIN 208-587-5827
Address: PO BOX 745
MT. HOME ID 83647

AND/OR

Name: JUDY M CRAIN 208-587-5827
Address: PO BOX 745
MT. HOME ID 83647

2. Date of Priority: MAY 30, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	07E	7	SW	SE	SW		ELMORE

5. Description of diverting works:
485' WELL, 6" PIPE, 5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
IRRIGATION	01/01	12/31	0.060		

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

A.F.A.

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	07E	7	SE	SW	DOMEST	
			SE	SW	IRR	2.0
					Section Acres	2.0
					Total Acres	2.0

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:
NONE

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): Judy M. Crain Date: 7-1-96
Daniel Crain Date: 7-1-96

State of Idaho)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of July 19 96

[Signature]
Notary Public

Seal

Residing at Mtn. Home, Idaho
My Commission Expires 7-13-99

RECEIVED

JUL 08 1996

Department of Water Resources

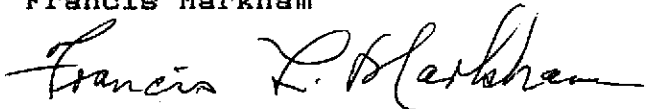
October 5, 1994

This statement is to affirm that I witched a well on the property now owned by Daryel and Judy Crain. This was a trench well and the property was irrigated in 1957.

Signed:

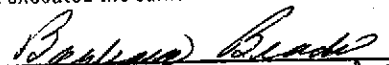


Francis Markham



State of Idaho }
County of Elmore } ss

On this 3 day of Feb, 1994, before me a notary public
in and for said County and State, personally appeared *FRANCIS L.*
MARKHAM, known to me to be the person whose name
scribed to the within instrument and acknowledged
to me that executed the same.


Notary Public *Mrs. Norma Jd*
My commission expires *5-27-02*

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: A61-10597
Date Received: 11/22/1989
Receipt No: C012963
Received By: DE JHL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARYEL D. CRAIN 208-587-5827
Address: P.O. BOX 745
MT. HOME, ID 83647

AND/OR

Name: JUDY M. CRAIN 208-587-5827
Address: P.O. BOX 745
MT. HOME, ID 83647

2. Date of Priority: MAY 30, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	07E	7	SW	SE	SW		ELMORE

5. Description of diverting works:
485' WELL, 6" PIPE, 5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
IRRIGATION	01/01	12/31	0.060		

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

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	07E	7	SE	SW	DOMEST	
			SE	SW	IRR	2.0
					Section Acres	2.0
					Total Acres	2.0

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments:

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
Date: _____

MICROFILMED
AUG 12 1992

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

CIVIL CASE NUMBER: 39576

Ident. Number Al-10597Date Received 11-22-89Receipt Number C012963NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 21 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) DARYEL D. AND/OR Judy M. CRAIN Phone (208) 587-5827Mailing Address P.O. Box 745 MTN. Home, Idaho Zip 836472. Date of Priority (Only one (1) per claim) MAY 30, 19593. Source of water supply (a) GROUND WATER

which is tributary to (b) _____

4 a. Location of existing point of diversion is: Township _____ Range _____ Section _____

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

Additional points of diversion if any: _____

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

Township 4S Range 7E Section 7, SW 1/4 of SE 1/4 of SW 1/4,Govt. Lot _____ B.M., County of ELMORE

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.REPLACED EXISTING WELL -
NEW WELL IN USE April 25, 1981 6" pipe, 5 hp pump
485' deep. Pipe to house

MICROFILMED

AUG 12 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from JAN 1 to DEC 31 amount 0.04 or _____

For IRRIGATION purposes from 3-15 to 11-15 amount 0.06 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 6 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 HOUSEHOLD

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>4S</u>	<u>7E</u>	<u>7</u>											<u>2</u>						<u>2</u>
													<u>D</u>						

Total number of acres irrigated 2

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

12. Do you own the property listed above as place of use? Yes X 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 (X)

14. Remarks:

Last Name _____ Ident No. _____

Copies: **MICROFILMED**
White - State, Yellow - Claimant

AUG 12 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.

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 X 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) X Judy M. Crain Date 11-6-89
Date _____

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

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 6th day of November 1989

SEAL

Notary Public Anna Baumbach

Residing at Anna Baumbach, Notary Public

Residing at Boise, Idaho

My Commission Expires My Commission Expires December 7, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

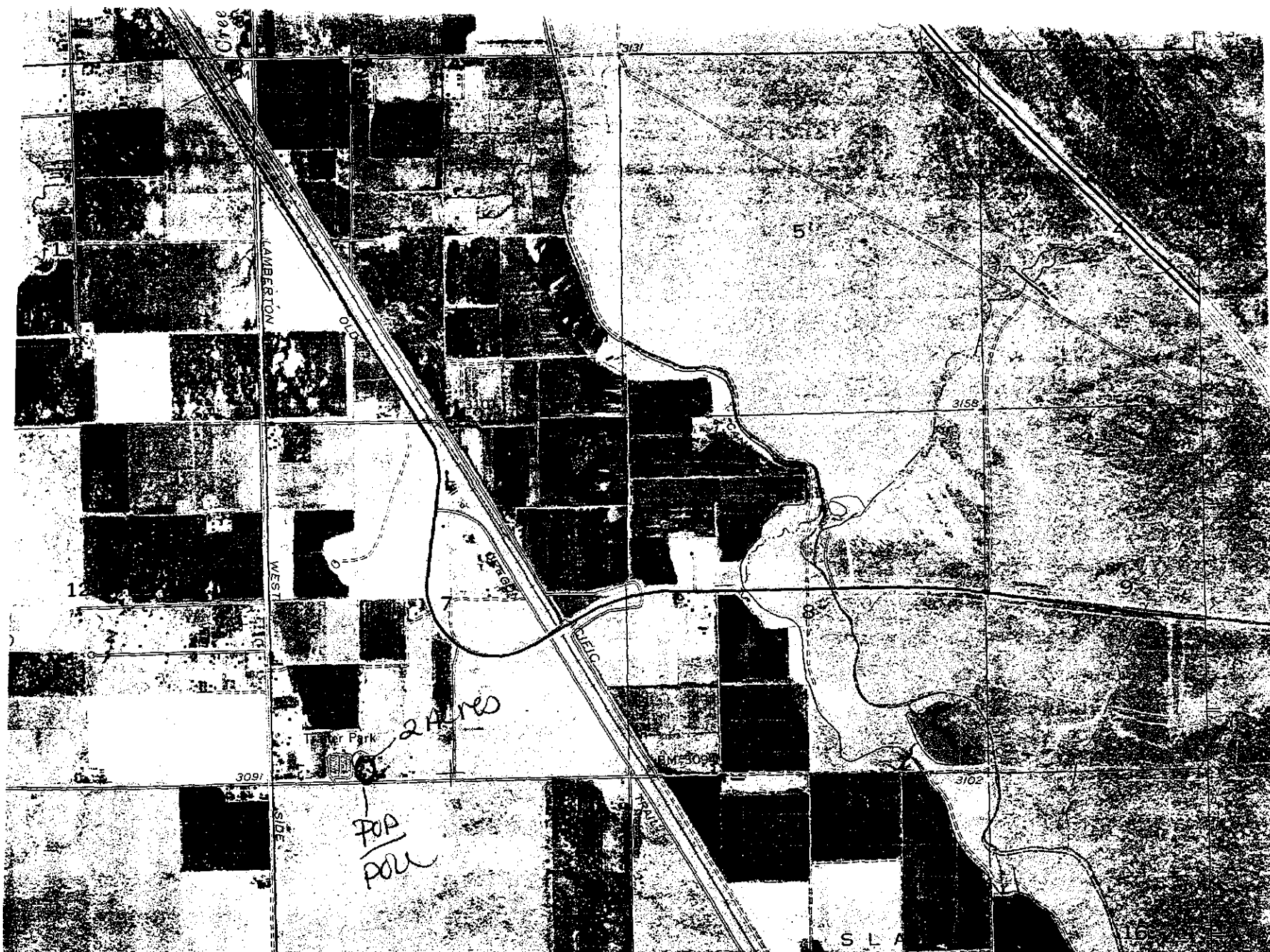
Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
AUG 12 1992

T4S



• MICROFILMED
• AUG 12 1992

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Crain, Daryl or Judy

CLAIM IDENT. NO.

Ala1-

DATE RECEIVED

11-22-89

CK #

7901

AMOUNT \$

52⁰⁰

Required

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

MICROFILMED

AUG 12 1992

23. Should this claim be receipted and data entered?

YES

NO

☒

☐

Claim checked by: LDV

Date: 1-29-91

Claim must be returned to claimant:

☐ (Yes) ☒ (No)

Claimant must be notified of modifications:

☐ (Yes) ☒ (No)

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

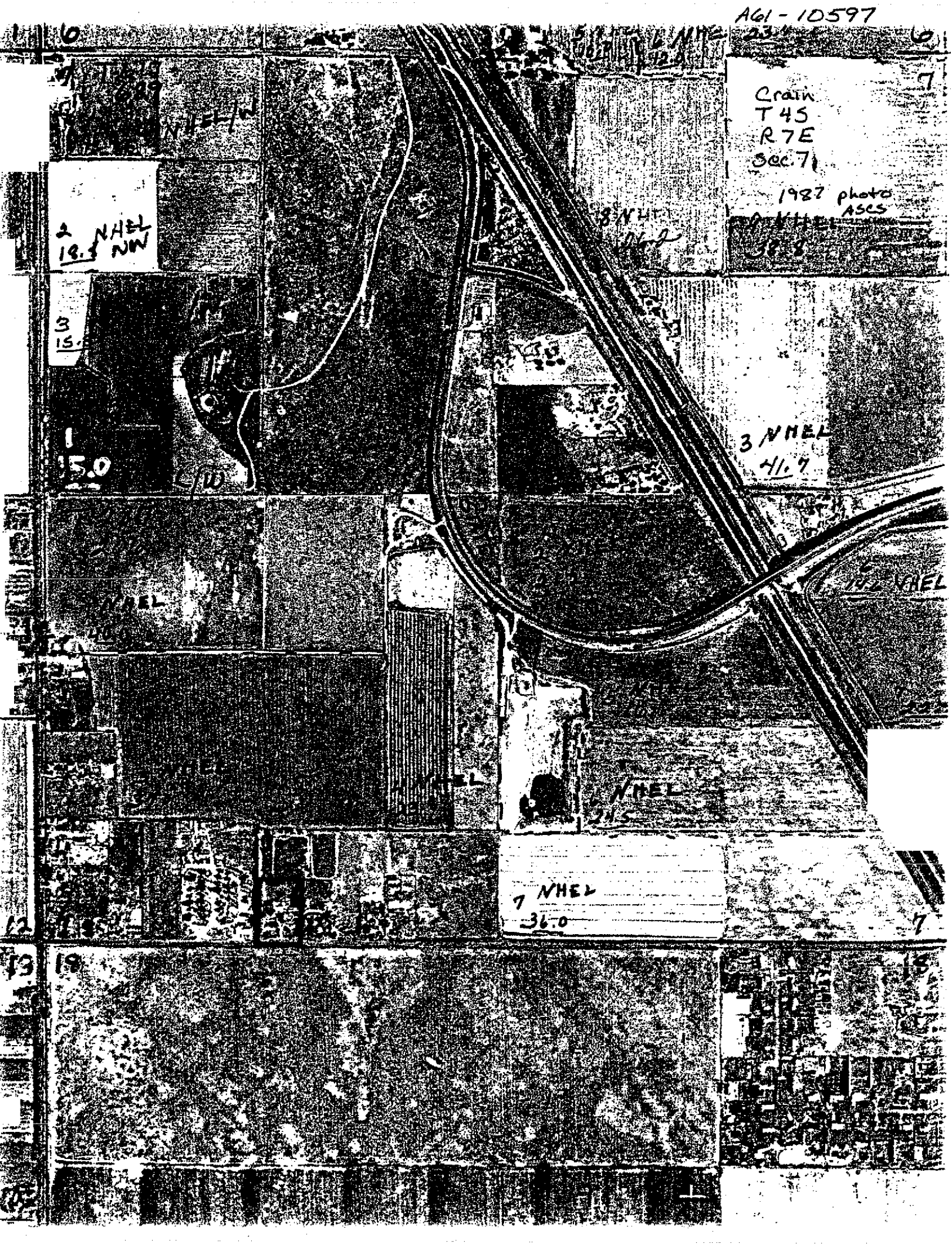
Checked by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Comments: check consumer use fee



Crain
T45
R7E
Sec. 7

1987 photo
ASCS

2 NHEL
18.5 NW

3
15.5

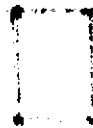
1
15.0

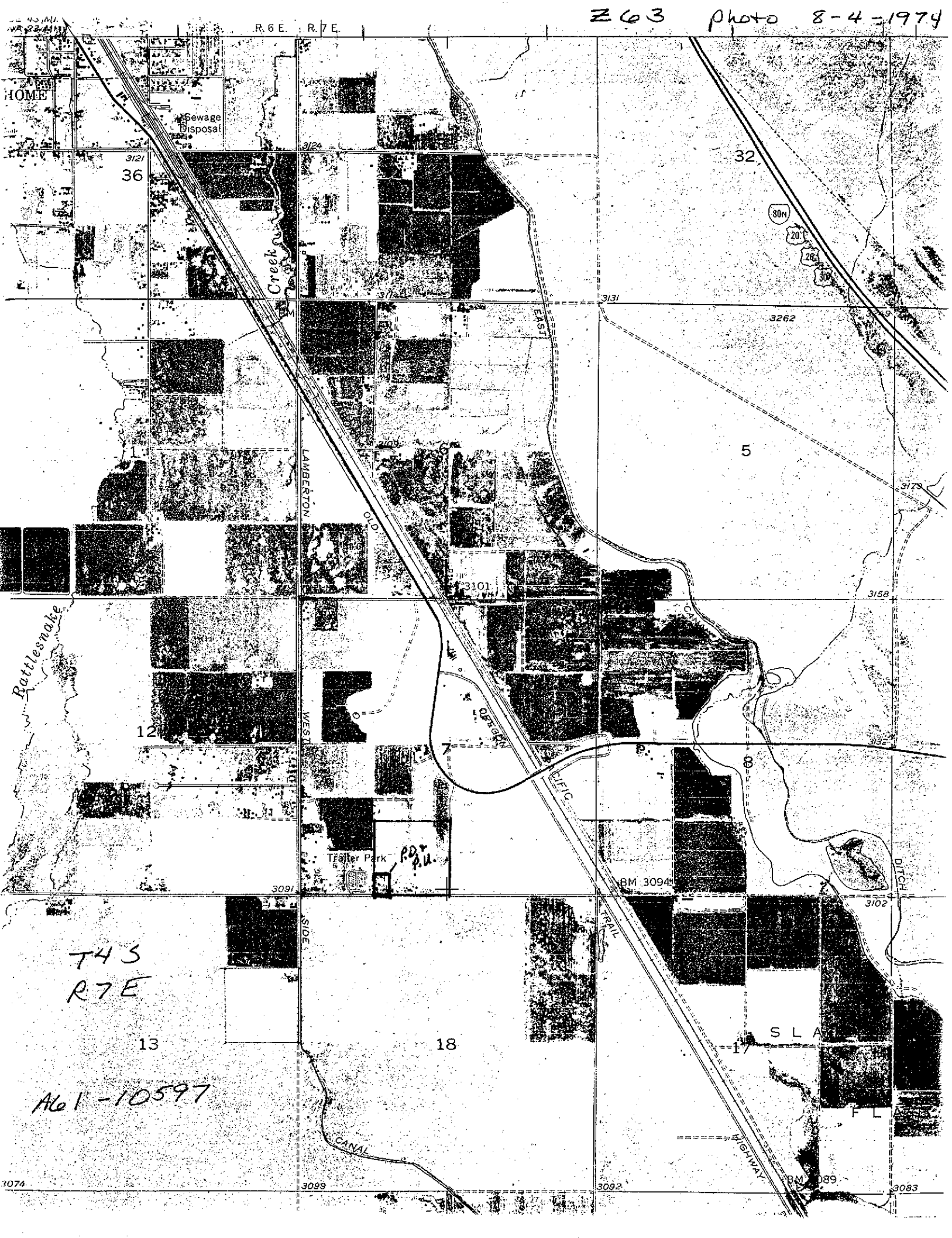
3 NHEL
41.7

7 NHEL
36.0

Approx. scale = $1'' = 660'$

$1'' = 1000'$ photo enlarged
1.51 times.

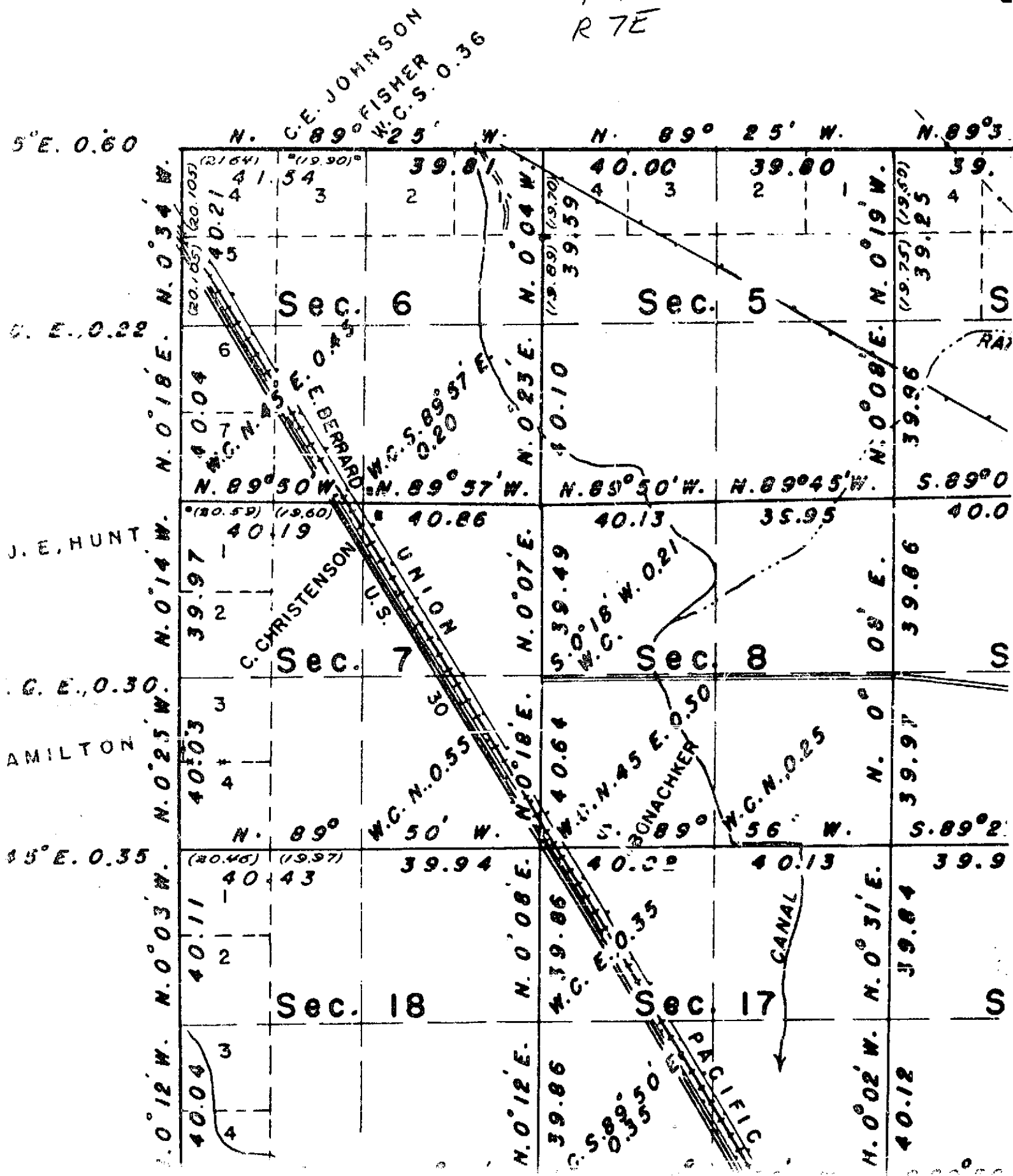




SHIP NO 4 SOUTH, RANGE

A61-10597

T 4S
R 7E



November 20, 1998

RECEIVED

DEC 08 1998

RECEIVED

NOV 30 1998

NOTICE OF ERROR

REPLY

Department of Water Resources

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: 61-10597

DARYEL D CRAIN
JUDY M CRAIN
PO BOX 745
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):

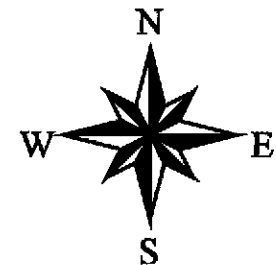
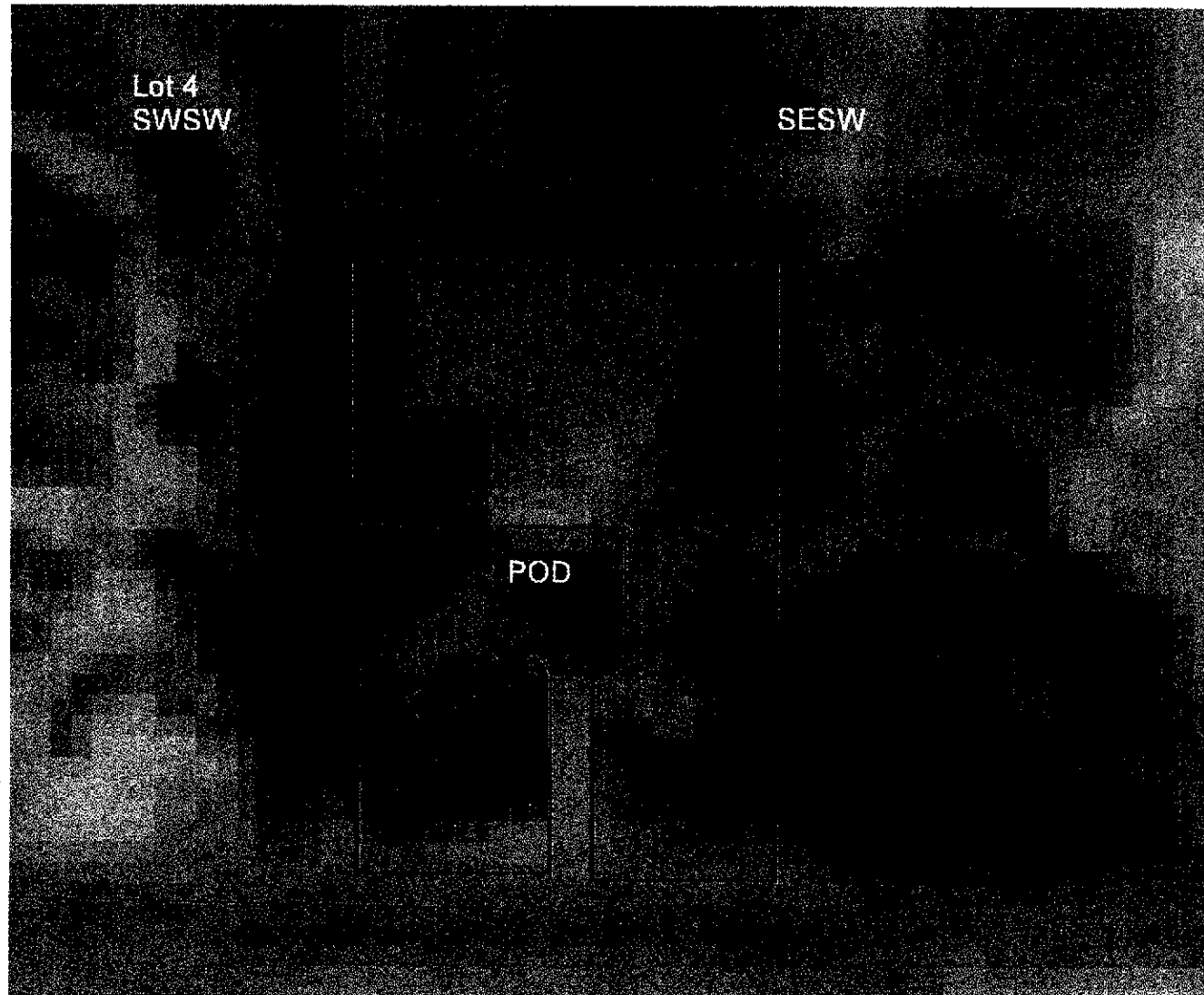
2. Describe the changes you wish to make in the proposed recommendation:

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: 11-27-98 SIGNATURE: Daryel D. Crain Judy M. Crain
Please print your name: DARYEL D. CRAIN Judy M. CRAIN

61-10597



200 0 200 Feet

T04S R07E S07

Map prepared by: Carter Fritschle
Date prepared: 10/09/98
1987-1988 NAPP photography

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R61-10597

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CRAIN

DARYEL D

1 - PO BOX 745

2 -

3 -

City- MOUNTAIN HOME

State- ID Zip- 83647

Phone - 208-587-5827

1 - PO BOX 745

2 -

3 -

City- MOUNTAIN HOME

State- ID Zip- 83647

Phone - 208-587-5827

CRAIN

JUDY M

+ - - Priority Date - - +
05/30/1957

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +
J - BENEFICIAL USE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
04S 07E 7 SW SE SW (39) ELMORE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040
01 - IRRIGATION 03/15 11/15 0.040 5.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.080 5.20 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
04S 07E 7 SW SW 4 0.2 01 IRRIGATION (39) ELMORE
04S 07E 7 SE SW 1.1 01 IRRIGATION (39) ELMORE
04S 07E 7 SW SW 4 43 DOMESTIC (39) ELMORE
04S 07E 7 SE SW 43 DOMESTIC (39) ELMORE

Total Acres: 1.3

+ - - Diversion Means - 485' WELL, 6" PIPE, 5 HP PUMP

+ - - Non-Irrigation Use - 1 HOME

+ - - Other Rights for Same Use - NONE

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

10/09/98 14:31:46
Page 2

Water right number - R61-10597

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found

+ - - - - 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.

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

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - - +
10/09/98 CFRITSCH

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 09/15/1994	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	- 11/22/1989	Last Amended Date	- 06/27/1996	Temporary Right	- P
		Receipt Number	- C012963	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

June 27, 1996

KARL J. DREHER
DIRECTOR

DARYEL D CRAIN
JUDY M CRAIN
PO BOX 745
MOUNTAIN HOME ID 83647

RE: Snake River Basin Adjudication - SRBA
Elmore County - Notice of Claim #A61-10597

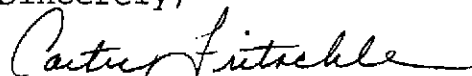
Dear Claimants:

I apologize for not corresponding with you sooner, but I do wish to give you the opportunity to amend the Notice of Claim to a Water Right you filed in the SRBA. The letter from Francis Markham that you submitted to support the priority date of your claim would be stronger evidence if Mr. Markham's signature were notarized. Therefore, I am returning the letter to you in hopes of you being able to have Mr. Markham's signature notarized. If this is not possible, I have retained a copy of the letter for our records, so you need not return the original letter, but you should retain it in your files.

Mr. Markham's letter also states that the irrigation use began in 1957. Since you claimed a 1959 priority date, I have enclosed a draft amended notice of claim that shows the 1957 priority date instead of the 1959 priority date. If you wish to claim the earlier priority date, please sign the amended claim before a notary public and return it to my attention at this office.

Again I wish to apologize for any inconvenience this delay in corresponding with you may have caused. If you have any questions, please contact me at (208) 327-7939.

Sincerely,


Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

CF:cf:ss:region

October 6, 1994

Claim A61-10597

RECEIVED

OCT 11 1994

Department of Water Resources

Mr. Fritschle,

Enclosed is a letter from Mr. Markham, who lives down the street from us. The gentleman who lived here at the time raised horses.

The May 30, 1959 date on our claim was an approximate date that I was told to put on the claim when we filled it out. We now know 1957 was the correct year.

Mr. Markham will write another letter if this one is not enough.

Thank You,
Judy Crain

P.O. Box 745

Mtn. Home, Ida. 83641

October 5, 1994

This statement is to affirm that I witched a well on the property now owned by Daryel and Judy Crain. This was a trench well and the property was irrigated in 1957.

Signed:

A handwritten signature in cursive script that reads "Francis L. Markham". The signature is written in dark ink and is positioned above the printed name.

Francis Markham

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:20:31
08/25/94

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QUICKLOOK INFORMATION

95
CLAIM NUMBER: A61-10597

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	ELEMENT DOCUMENTED WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		CA 7-11-96	N *	CA 7-11-96	CA 7-11-96	CA 7-11-96	CA 7-11-96
POINT OF DIV	Y		CA 9-15-94	N	CA 9-26-94		CA 9-26-94	
SOURCE	Y			N				
PLACE OF USE	Y			Y reduced acc.				
DIV. AMOUNT CFS/VOLUME	Y			Y				
CONSUMPTIVE USE	-			Y				
PURPOSES OF USE	Y			N				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM	Y			N				
REMARKS				N				

Revised
CA 10-9-98

* Claim amended
7-8-96

BARCODE UPDATED
WHOM/DATE

11-8-94 CIN 51 EN

CA 7-11-96

RR - 72

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:20:31
08/25/94

PAGE: 1
GENERAL INFORMATION

81
CLAIM NUMBER: A61-10597

LAST: CRAIN
ADDRESS: ~~P.O.~~ BOX 745
CITY: ~~MT.~~ HOME
PHONE NUMBER: 208-587-5827

FIRST: DARYEL D
STATE: ID ZIP: 83647

OWNER CODE: C

LAST: CRAIN
ADDRESS: ~~P.O.~~ BOX 745
CITY: ~~MT.~~ HOME
PHONE NUMBER: 208-587-5827

FIRST: JUDY M
STATE: ID ZIP: 83647

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER
N

CONTACT PERSON: Judy Crain

PHONE NUMBER: (208) 587-5827

DATE OF FIELD EXAM: 9/15/94

APPOINTMENT MADE: Y(☒) N(☐)

TIME: 3:00 A(☐) P(☒)

ACCOMPANIED BY: Dee Dee Stephens + Judy Crain

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: Daughter

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A61-10597 PRIORITY DATE: 05-30-1959 STAGE: J

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

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N(☒)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y() N()

FIELD EXAM COMPLETED N/A(☒) Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A(☒) Y() N()

LICENSE ISSUED N/A(☒) Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y(☒) N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N()

NOTES: Schedules A+B from a title insurance policy dated 9-7-1976
and a quit claim deed dated 1-17-1945 were submitted.
None of the documents provide any evidence to support
the priority date claimed.

Received statement from Francis Markham stating he "witched"
the well and "a trench well was dug and the property
irrigated in 1957.

Received amended claim and notarized copy of Mr. Francis
Markham's "affidavit" supporting the 1957 priority date.

RECOMMENDED PRIORITY DATE:

5 - 30 - 1957

REVIEWED BY

CA

DATE

7-11-96

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-10597	04S 07E	7	SW	SE	SW			ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A61-02093 R61-10319
A61-10319

WR RECORDS IN SAME 40 ACRE TRACT
61-02093

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. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A(☐) Y(☐) N(☒)

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY
ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☐) N(☒)

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y(☐) N(☒)

AJ FIELD EXAM (DATE OF FIELD EXAM 9-15-94 NAME OF EXAMINER C. Fritschle) Y(☒) N(☐)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: Replacement well drilled 1981

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
04S	07E	7	SW	SE	SW			ELMORE		

SOURCE: Groundwater

TRIB: _____

REVIEWED BY: CA

DATE: 9-26-94

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT (X)

A. ROOT WATER RIGHT NUMBERS: A61-10597

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	07E	7	SE	SW		CRAIN, DARYEL D.	A61-10597	/	32.0		
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-00264	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-10417	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-00263	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-02214	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-19893	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-20139	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-00266	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-10419	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-10421	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-02188	/15.5	-			
			SE	SW		OLIVER, MARILYN C	R61-10319	/			
			SE	SW		POULIN, ALICE W	A61-10040	/			
			SE	SW		SLADE, LARRY W	A61-11755	/			
			SE	SW		CONEY, ELLEN C	A61-10319	/			
04S	07E	7	SE	SW		CRAIN, DARYEL D.	A61-10597	/ 2.0	32.0		
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-00264	/15.5	-		1.3	1.3
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-10417	/15.5	-		1.1	1.1
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-00263	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-02214	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-19893	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-20139	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-00266	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-10419	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA61-10421	/15.5	-			
			SE	SW		MOUNTAIN HOME IRRIGATION DISTRA63-02188	/15.5	-			
			SE	SW		OLIVER, MARILYN C	R61-10319	/			
			SE	SW		POULIN, ALICE W	A61-10040	/			
			SE	SW		SLADE, LARRY W	A61-11755	/			
			SE	SW		CONEY, ELLEN C	A61-10319	/			

ADDITIONAL POU FOUND

4S 7E 7 Lot 4 (SWSW)
Lot 4 (SWSW) domestic *

.2 .2

* Mobile home straddles line between Lot 4 SWSW + SESW

TOTAL ACRES

A61-10597

2.00

64.00

1.3 1.3

GTS located 0.2 in lot 4 SWSW.

Property description states the SW corner of the Crain's property is 1320 ft west and 30 ft north of the SW corner of Sec. 7. The government plat of sec. 7 shows 20.46 chains (1350.36 ft) from the SW corner of Sec. 7 to the SW corner of the SESW of Sec. 7.

POU COUNTY: ELMORE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A61-10597	GROUNDWATER	CRAIN, DARYEL D.	0.100	0.050		
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
A61-10417	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

LIST OF ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION:

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A61-10597	DOMESTIC	CRAIN, DARYEL D.	FROM 01-01 TO 12-31	.040 CFS	
A61-10597	IRRIGATION	CRAIN, DARYEL D.	FROM 01-01 TO 12-31	.060 CFS	
R61-10319	DOMESTIC	OLIVER, MARILYN C	FROM 01-01 TO 12-31	.040 CFS	
R61-10319	STOCKWATER	OLIVER, MARILYN C	FROM 01-01 TO 12-31	.020 CFS	
A61-10040	DOMESTIC	POULIN, ALICE W	FROM 01-01 TO 12-31	.040 CFS	
A61-11755	DOMESTIC	SLADE, LARRY W	FROM 01-01 TO 12-31	.040 CFS	
A61-10319	DOMESTIC	CONEY, ELLEN C	FROM 01-01 TO 12-31	.040 CFS	
A61-10319	STOCKWATER	CONEY, ELLEN C	FROM 01-01 TO 12-31	.020 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N(~~X~~)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☒) N(☐)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT,
OR ANY PORTION OF THIS RIGHT?

Y(☐) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: ☒ ORTHOPHOTOQUAD, IDWR NO. 263; ☒ TOPOGRAPHIC QUAD, IDWR NO. 263;
() NAPP, IDWR NO. _____; ☒ ASCS PHOTO; ☒ OTHER GIS

NOTES: Irrigation 1.3 acres, Domestic, 1 home

RECOMMENDATIONS:

TOTAL ACRES: 1.3 N/A(☐)

REVIEWED BY: CA

DATE: 9-26-94

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-10597 DOMESTIC	FROM 01-01 TO 12-31	.040 CFS	
A61-10597 IRRIGATION	FROM ~~04-04~~ TO ~~12-31~~	.060 CFS	
	3-15 11-15		
TOTAL DIVERSION RATE/VOLUME		.100 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☐) N(☒)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☒) N(☐)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☒) N(☐)

NOTES: standard irrigation season 3-15 to 11-15

AJ CLAIM TOTAL DIVERSION RATE: 0.100 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A(☒) Y(☐) N(☐)

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y(☐) N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y(☒) N(☐)

E. FLOW MEASUREMENT

MEASUREMENT METHOD Calculation, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 1.3 x 0.03 CFS/ACRE = 0.04 CFS
(Taken from pou review) 0.03

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y(☐) N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☐) N(☐)

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 6.0 AF/A

ACRES 1.3 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 3.9 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 1.3 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 5.2 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW (☐) OR SEE ATTACHMENT (☐)

Domestic - allow 0.04 cfs

1b. CALCULATIONS

Est. 40 psi +
260' lift
$$\frac{(5 \text{ HP})(8.8)(0.70)}{260' + (2.31 \times 40 \text{ psi})} = 0.09$$

↑ from well log.

NOTES:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO		REC. DIV RATE CFS		REC. DIV VOL. AF/A		REC. CONS. USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
DOMESTIC IRRIGATION	01-01	12-31	0.040	<u>0.04</u>			6.0	
	~~01-01~~	~~12-31~~	~~0.060~~	<u>0.04</u>		<u>5.2</u>		<u>3.9</u>
	<u>3-15</u>	<u>11-15</u>						
TOTAL FOR THIS RIGHT				<u>0.08</u>		<u>5.2</u>		<u>3.9</u>

NON-IRRIGATION USES CLAIMED: DOMESTIC, 1 HOME

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (X) add comma

REVIEWED BY: CA DATE: 9-26-94 Re-reviewed 10-9-98

FLAG: _____

N/A STANDARD CONDITIONS (CODE):

N/A STANDARD REMARKS (CODE):

N/A EXPLANATORY CONDITIONS (CODE):

N/A EXPLANATORY REMARKS (CODE):

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: 61-10597

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
-	A61-10597	0.100	-		-	
TOTAL CFS		0.100				

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 DESCRIBED BELOW () OR SEE ATTACHMENT()?

DATABASE
N

FIELD
EXAMINER
Y() N()

NOTES:

N/A

AUTHENTICATION:

SIGNATURE:

Carter Fritschle

DATE:

7-11-96 + 10-9-98

NAME OF FIELD EXAMINER:

Carter Fritschle

TITLE:

W. R. Supervisor

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 <u>8-4-74</u> IDWR ID NO. <u>263</u>	Y(☒) N(☐)
☒ TOPOGRAPHIC	DATE FIELD CHECKED <u>1990</u> IDWR ID NO. <u>263</u>	Y(☒) N(☐)
☐ NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y(☐) N(☐)
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1987</u>	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 <u>Approved in 1946</u>	Y(☒) N(☐)
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y(☐) N(☐)
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y(☐) N(☐)
☒ OTHER <u>Drawing of p.o.u.</u>	DATE <u>9-22-94 (drawn from field notes)</u>	Y(☒) N(☐)
☒ OTHER <u>GIS Layout</u>	DATE <u>1987-1988 NAPP</u>	Y(☒) 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 _____	_____	_____
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN <u>9-15-94</u>	<u>1</u>	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>Field notes</u>	DATE <u>9-15-94</u>	<u>1</u>	_____
☒ OTHER <u>Well log</u>	DATE <u>5-1-81</u>	<u>1</u>	<u>Log for replacement well</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:22:32
08/25/94
97

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A61-10597

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																																																																																								
C	DARYEL D. CRAIN	05/30/1959	IRRIGATION	01-01 12-31	0.06 CFS																																																																																																																																									
C	JUDY M. CRAIN		DOMESTIC	01-01 12-31	0.04 CFS																																																																																																																																									
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CA 9-15-94

Looking north from approximately 15 ft south of the well



CA 9-15-94

Looking N.E. from the S.W. corner of the property.

40 SHEETS OF CLEAR 1/2 SQUARE
 100 SHEETS OF CLEAR 1/2 SQUARE
 200 SHEETS OF CLEAR 1/2 SQUARE
 400 SHEETS OF CLEAR 1/2 SQUARE
 800 SHEETS OF CLEAR 1/2 SQUARE
 1600 SHEETS OF CLEAR 1/2 SQUARE
 3200 SHEETS OF CLEAR 1/2 SQUARE
 6400 SHEETS OF CLEAR 1/2 SQUARE
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WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Darryl C. Cain</u> Address _____ Owner's Permit No. _____	7. WATER LEVEL Static water level <u>260</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ °F. Quality _____																																																																																																																																								
2. NATURE OF WORK ☒ New well ☐ Deepened ☒ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																																																																					
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr><td>8</td><td>0</td><td>20</td><td>Gravel</td><td></td><td></td></tr> <tr><td>8</td><td>20</td><td>27</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>27</td><td>70</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>75</td><td>82</td><td>Red lava</td><td></td><td></td></tr> <tr><td>6</td><td>82</td><td>87</td><td>Brown lava</td><td></td><td></td></tr> <tr><td>6</td><td>87</td><td>95</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>95</td><td>107</td><td>Brown lava</td><td></td><td></td></tr> <tr><td>6</td><td>107</td><td>115</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>115</td><td>116</td><td>Brown lava</td><td></td><td></td></tr> <tr><td>6</td><td>116</td><td>140</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>140</td><td>145</td><td>Brown cinders</td><td></td><td></td></tr> <tr><td>6</td><td>145</td><td>150</td><td>Gray cinders</td><td></td><td></td></tr> <tr><td>6</td><td>150</td><td>153</td><td>Loss Return</td><td></td><td></td></tr> <tr><td>6</td><td>153</td><td>155</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>155</td><td>175</td><td>Loss Return</td><td></td><td></td></tr> <tr><td>6</td><td>175</td><td>190</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>190</td><td>209</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>209</td><td>216</td><td>Gray cinders</td><td></td><td></td></tr> <tr><td>6</td><td>216</td><td>220</td><td>Gray lava</td><td></td><td></td></tr> <tr><td>6</td><td>220</td><td>230</td><td>Red cinders</td><td></td><td>X</td></tr> <tr><td>6</td><td>230</td><td>252</td><td>Loss Return</td><td></td><td>X</td></tr> </tbody> </table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	8	0	20	Gravel			8	20	27	Gray lava			6	27	70	Gray lava			6	75	82	Red lava			6	82	87	Brown lava			6	87	95	Gray lava			6	95	107	Brown lava			6	107	115	Gray lava			6	115	116	Brown lava			6	116	140	Gray lava			6	140	145	Brown cinders			6	145	150	Gray cinders			6	150	153	Loss Return			6	153	155	Gray lava			6	155	175	Loss Return			6	175	190	Gray lava			6	190	209	Gray lava			6	209	216	Gray cinders			6	216	220	Gray lava			6	220	230	Red cinders		X	6	230	252	Loss Return		X
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4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. Work started <u>4/27/81</u> finished <u>4/29/81</u>																																																																																																																																								
5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>25.0 inches</td> <td>6 5/8 inches</td> <td>1 foot</td> <td>27 feet</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>27</u> Material used in seal: ☐ Cement grout ☒ Puddling clay ☒ Well cuttings Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overhore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	25.0 inches	6 5/8 inches	1 foot	27 feet																	Number	From	To										11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Hiddleston Drilling</u> Firm No. <u>35</u> Address <u>MTN Home</u> Date <u>5/1/81</u> Signed by (Firm Official) <u>[Signature]</u> and (Operator) <u>[Signature]</u>																																																																																																				
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6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>ELMORE</u> <u>45</u> S.W. 1/4 NE 1/4 Sec. <u>7</u> T. <u>45</u> N. R. <u>7</u> E. <u>X</u>	12. DEPARTMENT OF WATER RESOURCES SEP 8 1981																																																																																																																																								

AGI-10597

Mod. # 282 1139202

Original? trailer replaced

Judy Crain arrived home from work during examination

hose 1 Reinforced 30
2 nozzle sprinkler head

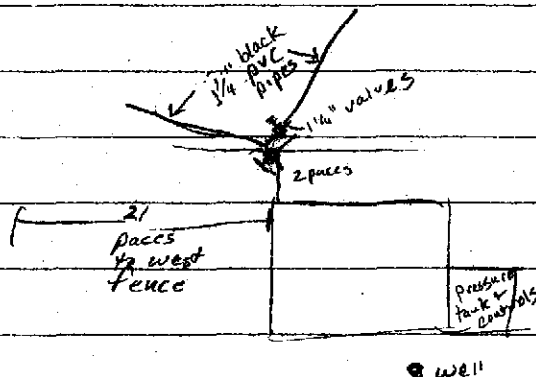
$\frac{3}{32}"$ and $\frac{1}{64}"$

1 Weather Tec 10-30

nozzle sprinkler head $9/64"$ +
and possibly $1/8"$ or smaller

Photo #8 Looking north from 15' south of well.

Photo #9 Looking NE from SW corner
of property.



No MHID water

Mrs. Crain will try to get more info to support the priority date.

IDWR
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED
MAR 15 1993

Re: claim A61-10597

Mar. 11, 1993

Department of Water Resources
Western Regional Office

When we bought this property in 1976 it had 2 wells. One was 35ft which serviced 2 houses and the yards. The other was 20ft which irrigated the pastures. When the 20ft well started filling in we replaced both wells with a deep well in 1981.

We know of people living here in the late 40"s and early 50"s but can't find anyone still in the area or still living. We can't find anyone that knows the exact date when wells were dug.

We are enclosing copies of ownership from the title company. We have no other way to show when the wells were dug other than ownership.

Sincerely
Daryel & Judy Crain
P.O. Box 745
Mtn. Home, Idaho 83647

Daryel Crain

Page 3

Policy No. 9-09158

Order No. 9-76-618

SCHEDULE A (Owners-Purchasers-Lessee)

1. Rights or claims of persons in possession claiming to be in possession of the premises which are not in possession of the insured.
Date of Policy: September 7, 1976 at 5:00 P.M. Amount of Insurance: \$ 22,000.00

1. Name of Insured:

DARYEL D. CRAIN AND JUDY M. CRAIN,

Agreements which are not of husband and wife, presumptively as community property.

2. The estate or interest in the land described herein and which is covered by this policy is

FEE SIMPLE

3. The estate or interest referred to herein is at Date of Policy vested in:

of Elmore County, Idaho, over, on and subject to the following:

EARL R. SWEARINGEN AND JOAN L. SWEARINGEN,

6. Easement dated to husband and wife, presumptively by Earl R. Swearingen and Joan L. Swearingen, husband and wife, as community property, February 8, 1965, in Book 43 of Miscellaneous and Records of Elmore County, Idaho, over, on and subject to the following:

4. The land referred to in this policy is described as follows:

A plot of ground commencing at a point 30 feet North and 1320 feet East of the Southwest corner of Section Seven, Township Four South, Range Seven East, Boise Meridian, Elmore County, Idaho, thence running East a distance of 256 feet, thence running North a distance of 340 feet, thence running West a distance of 256 feet, thence running South a distance of 340 feet to the point of beginning.

QUITCLAIM DEED

THIS INDENTURE, made the 17th day of January in the year of our Lord one thousand, nine hundred and forty-five between Clyde Forrey and Alice Forrey, husband and wife of Mountain Home, of the County of Elmore, State of Idaho, the parties of the first part, and Dillard Sawyers and Dick Benham of Bruneau, of the County of Owyhee and the State of Idaho, the parties of the second part,

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of One hundred and other good and valuable considerations Dollars, lawful money of the United States of America, to be in hand paid by the said parties of the second part, the receipt whereof is hereby acknowledged, do by these presents demise, release and forever quit-claim unto the said parties of the second part, and to their heirs and assigns all the those certain lots, peices or parcels of land situated in the County of Elmore, State of Idaho, and bounded and particularly described as follows, to-wit:

Lot four and the southeast quarter of the southwest quarter of Section seven, Township four south, Range seven east, Boise, Meridian.

Documentary Stamps
Paid and Cancelled.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

To have and to hold, all and singular, the said premises, together with the appurtenances unto the parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Witnessed, Sealed and Delivered in the Presence of
C. Anderson

Clyde Forrey (SEAL)
Alice Forrey (SEAL)

STATE OF IDAHO)
County of Elmore) ss.

On this 17th day of January in the year of 1945, before me the undersigned, a Notary Public for the State of Idaho, personally appeared Clyde Forrey and Alice Forrey, husband and wife known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in the certificate first above written.

My commission expires

CP Anderson
Notary Public.
Residing at Mountain Home, Idaho

My Seal.

Recorded at the request of Dillard Sawyers January 18, 1945, at 30 minutes past 4 o'clock P.M.
Book of Deeds Book (Quitclaim) page 315 Records of the County of Elmore, State of Idaho

James A. O'Neill
Recorder.
By Rose Castell
Deputy Recorder.



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). AW-10597

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DARYEL D CRAIN
JUDY CRAIN
PO BOX 745
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.

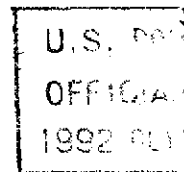
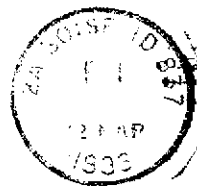
Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your 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

DARYEL CRAIN
P.O. BOX 745
MOUNTAIN HOME, ID 83647

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State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082