

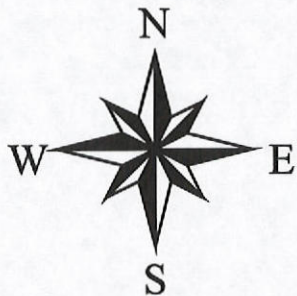
IDAHO DEPARTMENT OF WATER RESOURCES

T06N R01W S07

WATER RIGHT(S): 65-00038

PREPARED BY: Chris Duncan
29 JAN 2001

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION Boundary Lines
-  QQ Boundary Lines



NAPP 1987



0 0.1 0.2 0.3 0.4 0.5 Miles



gdi

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: A65-00038
Date Received: 2/12/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: INDEPENDENT SCHOOL DIST. #221 OF EMMETT 208-365-6301
Address: P.O. BOX 427
601 E. THIRD ST.
EMMETT, ID 83617

2. Date of Priority: JUN 01, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	7	NE	SE			GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01W	7	NE	SE		IRR	12.0
Section Acres							12.0

MICROFILMED
SEP 15 1992

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

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

CIVIL CASE NUMBER: 39576
Ident. No. ALS-00038

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly:

Name of Claimant(s) INDEPENDENT SCHOOL DIST. #221 OF EMMETT

Mailing Address P.O. BOX 427, 601 East Third St.
(include Zip Code) Emmett, Id 83617

Phone Number (208) 365 - 6301

MICROFILMED
SEP 15 1992



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

May 2, 2001

JAMES E. FISHER
ASST. SUPERINTENDENT
EMMETT SCHOOL DISTRICT #221
601 E THIRD ST.
EMMETT, ID 83617

Dear Mr. Fisher:

Enclosed are the documents you provided relating to the Emmett Middle School site. I researched our data base and found water right 65-38 is appurtenant to the parcel that was deeded to the school district in 1935. 65-38 describes the irrigation of 12 acres from a well as a supplement to Last Chance Ditch Co. water. I assume the internal culinary water for the school is provided by the local municipal system.

I did not find any water rights that relate specifically to the property conveyed to the district in the 1971 Deed. However, if there is irrigation on these lots I assume the Last Chance Ditch Co. shares would provide the irrigation water.

The documents we mailed you relating to water right 65-1790 in the names of James & Diane Martin do not appear to be part of the school districts property. The legal description for 65-1790 is not included in the two Deeds you provided but cover two lots West of the Emmett Middle School site. I am not returning to you the 65-1790 documents.

If you have any questions or additional discussion concerning this matter call me at the number below.

Cordially,

Mel Schulte
Sr. Water Rights Agent
208-334-2190

Encl.

INDEPENDENT SCHOOL DISTRICT OF EMMETT, #221

Board of Trustees

Chair: Carol Gardner
V Chair: Bob Suyehira
Treas: Phil Housley
Clerk: Cydni Waldner
Members: Ralph Kellogg
Doris Frish

Superintendent:

Dr. Bob Fontaine
Asst. Superintendent
Jim Fisher, Ed. D.

Emmett High School Black Canyon H.S.

Principal: Duane Horning
VP: Steve Beitia
Black Canyon Jim Hines

Emmett Junior High

Principal: Tom Carlsen
VP: Wade Carter

Butte View Elementary

Principal: Linda Larson

Carberry Elementary

Principal: Linda McKie

Shadow Butte Elem. Sweet Montour Elem. Ola Elementary

Principal: Matt Banning
Head Teachers:
Bonnie Ternes (S-M)
Gloria Sutton (Ola)

May 1, 2001

Department of Water Resources
Attention: Mel
2735 Airport Way
Boise, ID 83705-5082

Dear Mel:

As per your instructions, we are sending you the enclosed documents.

Thank you for reviewing these, and please notify us if you need further information.

Sincerely,


James E. Fisher, Ed. D.
Assistant Superintendent

Enclosures

RECEIVED

MAY 02 2001

WATER RESOURCES
WESTERN REGION

Mission Statement

"to create an environment where all children can learn, where all children are given the opportunity to reach their potential and where all children may strive to be productive, responsible citizens..."

601 E. Third St. Emmett, Idaho 83617 Phone (208) 365-6301
www.sd221.k12.id.

Fax (208) 365-2961

01/29/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-38

NAME AND ADDRESS: INDEPENDENT SCHOOL DIST #221 OF EMMETT
PO BOX 427
601 E THIRD ST
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.24 CFS

THIS RIGHT WHEN COMBINED WITH RIGHTS OF LAST CHANCE DITCH
CO. SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION: T06N R01W S7 NESE Within GEM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.24 CFS

THE USE IS AT THE EMMETT MIDDLE SCHOOL.

PLACE OF USE:

IRRIGATION Within GEM County
T06N R01W S7 NESE 12

12 ACRES TOTAL

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

USE OF THIS RIGHT IS COMBINED WITH WATER FROM LAST CHANCE
DITCH CO.

DATE: 07/28/00
PAGE: 6

Cond: C18 + W26

WR5809NP
No. 65-00038

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/19/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SCHOOL DISTRICT NO 221 518 E 1ST ST EMMETT ID 83617	06/01/1954	IRRIGATION	03/15 11/15	0.240 CFS	
TOTAL DIVERSION:					0.240 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T06N R01W S07

NESE

GEM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S		NESE	NWSE	SWSE	SESE	:	NENW	NWNW	SWNW	SESW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
06N	01W	7	:					:					:					:							
																			12					:	12.0
TOTAL ACRES																							12.0		

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-00812 65-00832 65-01109 65-01299 65-01659 65-01660 65-01678 65-01753 65-05125 65-05271

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

65-00054X 65-13609

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS OF LAST CHANCE DITCH CO.
SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Dates: App. Received: Priority Date: 06/01/1954
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT 07/20/89 CURTIS 09/22/90 RGNBR
10/06/94 SCURTIS

THIS INFORMATION WAS COMPILED
PRIOR TO SEPT. 1976 AND SHOULD
BE REVIEWED AGAIN BEFORE FINDINGS
ARE RECOMMENDED TO THE COURT.:

3/4/77

Emmett Senior High School
East 4th Street
Emmett, Idaho 83617

Claim #65-0038

Priority: April 1, 1954

Rate of Diversion: 0.24 c.f.s.

Quantity per Annum: 54.0 acre ft.

Acres Irrigated: 12 acres, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, Twp. 6N, Rge. 1W, B.M.

Source: Groundwater

Purpose: Irrigation

Period of Use: April 1 through October 31

Type and Point of Diversion: Pump and pipeline; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7,
Twp. 6N, Rge. 1W, B.M.

Supplemental water to Last Chance Ditch Company Water.

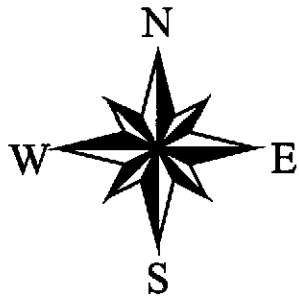
IDAHO DEPARTMENT OF WATER RESOURCES

T06N R01W S07

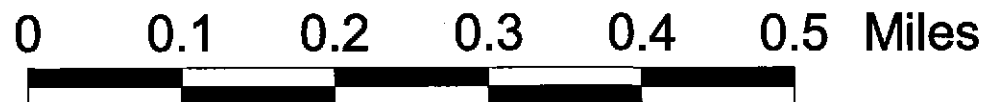
WATER RIGHT(S): 65-00038

PREPARED BY: Chris Duncan
29 JAN 2001

- POINT OF DIVERSION
- PLACE OF USE
- SECTION Boundary Lines
- QQ Boundary Lines



NAPP 1987



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: 65-00038
DATE RECEIVED: 2-12-90
RECEIPT NO: X999999
RECEIVED BY: -----

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: SCHOOL DISTRICT NUMBER 221
ADDRESS: 518 E. 1ST ST.
EMMETT, ID

83617

RECEIVED
FEB 12 1990

2. DATE OF PRIORITY: JUN 01, 1954

Department of Water Resources

3. SOURCE: GROUNDWATER

TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
06N	01W	7		NE	SE		GEM

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S	(OR)	A.F.A.
IRRIGATION	03/15	11/15	0.240		

7. TOTAL QUANTITY APPROPRIATED IS:
0.240 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4	LOT	USE	ACRES
06N	01W	7	NE	SE		IRR	12.0

SECTION ACRES 12.0

TOTAL ACRES 12.0

65-00038

PAGE 1

DATE: 10/28/89

25

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SEP 15 1992

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS: *Emmett Medley Schone*
THIS RIGHT WHEN COMBINED WITH RIGHTS OF LAST CHANCE DITCH CO.
SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

15. BASIS OF CLAIM: DECREED
CASE NUMBER:
COURT :
DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS
DECREE 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/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): _____ DATE: _____
_____ DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM SUPERINTENDENT OF
TITLE
INDEPENDENT SCHOOL DIST. #221 OF EMMETT THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS SUPERINTENDENT OF
TITLE
INDEPENDENT SCHOOL DIST. #221 OF EMMETT AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

Albert H. Vaughn
SIGNATURE OF AUTHORIZED AGENT

SUPERINTENDENT
TITLE AND ORGANIZATION

February 6, 1990
DATE

STATE OF IDAHO)
COUNTY OF Gem) SS.
)

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 6th DAY

OF February 19 90

Sherrell La Fodge
NOTARY PUBLIC

SEAL

RESIDING AT EMMETT, IDAHO

MY COMMISSION EXPIRES 4-17-93

DATE: 10/28/89 27

65-00038

PAGE 3

MICROFILMED

SEP 15 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

School District #221

CLAIM IDENT. NO.

AUS-00038

DATE RECEIVED

2-12-90

CK #

AMOUNT \$

exempt

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
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. ☐ YES ☐ NO *
3. (a) Is a source entered? ☐ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☐ YES ☐ NO N/A
4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO *
5. Is there a description of the diverting works? ☐ YES ☐ NO
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. ☐ YES ☐ NO *
- Is the period of use included? ☐ YES ☐ NO
- Is a quantity claimed for each use? ☐ YES ☐ NO *
7. Is a total quantity claimed entered? ☐ YES ☐ NO
8. If required is a consumptive use entered? ☐ YES ☐ NO N/A
- Is the consumptive use correct? ☐ YES ☐ NO N/A
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. ☐ YES ☐ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO *
11. Is (are) the county(ies) entered? ☐ YES ☐ NO
12. Is the ownership of p.u. checked? ☐ YES ☐ NO
13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO
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.) ☐ YES ☐ NO N/A
15. Is the basis of the claim indicated? ☐ YES ☐ NO
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☐ YES ☐ NO Exempt ☒ YES *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO N/A
22. Should this claim be data entered? ☒ YES ☐ NO

Claim checked by: act

Date:

4/2/90

Claim must be returned to claimant:

(Yes)

(No)

Claimant must be notified of modifications:

(Yes)

(No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

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SEP 15 1992