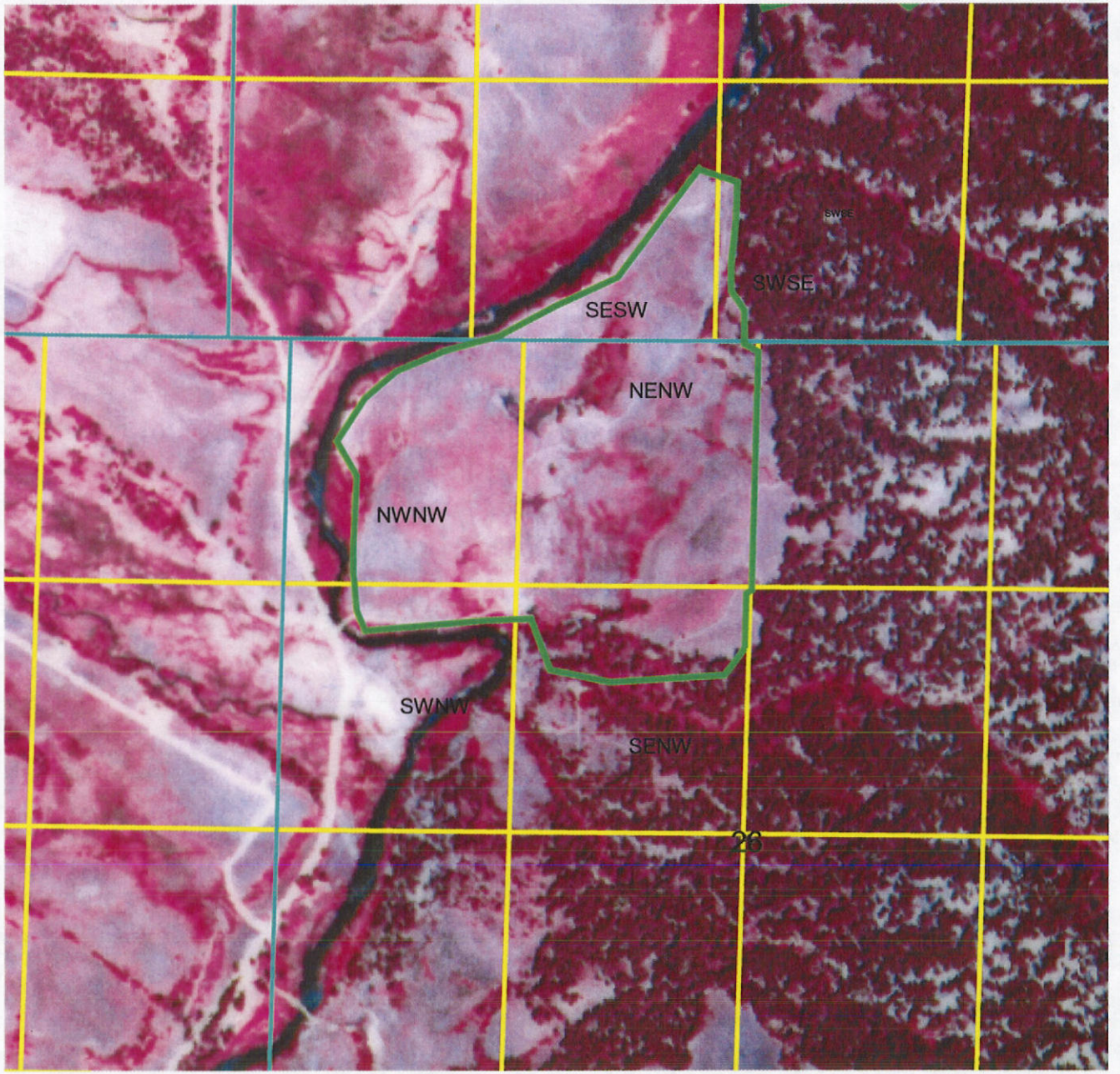
Claim No(s): 65-09968A
T10N, R04E, S 23, 26
Prepared by: Sue Bock
Date: 12/15/2000

Place of Use

Point of Diversion

Section lines

1/4 1/4 lines



0 0.1 0.2 Miles

1987 NAPP Photo

PARTIALLY SURVEYED TOWNSHIP 10 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO

BOISE COUNTY 015

BOISE DISTRICT (S.D.)

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS				
RESURVEY	ORIGINAL SURVEY			
TRACT NO	T.	R.	SEC.	SUBDIVISION

I 09 158 Ogd PL 167 (act of Cong 7/23/1955) completed 3/7/1964 all of surface & part of USFL

Survey Pending Group No 990
Partial To

Enlarged Diagram

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS

CURRENT TO OCT 27 1988	CURRENT TO

USE PLATS

SCALE in Chains

Lat. 44°09' N
Long. 115°55' W

Boise Mer
T. 10 N
R. 4E

SUE

Fax

June 22, 2000

TO: Jan Shurte, IDWR-Western
Roxanne Brown, IDWR-SO

FROM: Fred Price, BLM-ISO

RE: Basin 65 Irr, part II
BLM Objections
NEED FOR DETERMINATION OF EFFECT ON QUANTITY & STUFF
65-06305 Weilmunster
65-07140 Terrace Lakes Recreation Ranch, Inc.
65-09668A Evans

65-06305 Weilmunster:
Is there a reduction in quantity, if total acres are reduced by 3.97 ac?

	DIR RPT	? SF-5 ?
Total Quantity:	0.7 cfs	~~0.7~~ **0.62** cfs
	0.2 AFY	? **0.2** ? AFY

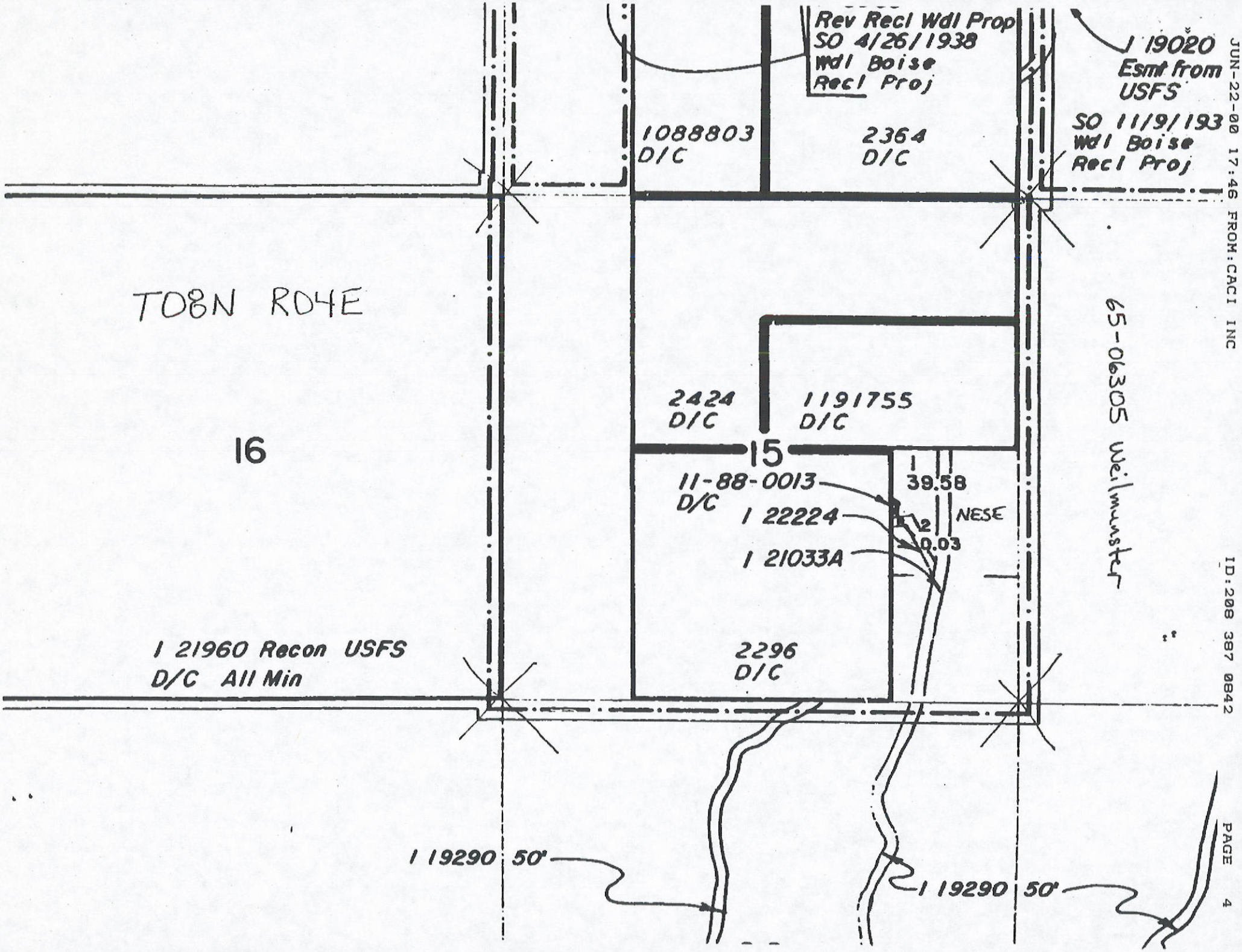
The duty of water recommended appears to be the standard 1"/ acre or 0.02 cfs.

4 ac recommended in NESE - 0.03 ac owned in NESE = 3.97 ac trespass on BLM
0.2 cfs/ac duty X (35 total ac - 3.97 ac trespass = 31.03 ac) = 0.62 cfs

The 0.2 AFY is associated with the stockwater use, but has the effect of limiting the entire right. This sure seems to be a severe limitation on the irrigation use? Should this claim also describe a separate AFY limitation for the irrigation purpose of use (ex. 31.03 ac X 4 AFY/ac duty = 124.12 AFY) so that it is clear that the irrigation quantity is not limited by the stockwater "volume"?

Quantity under Purpose:	0.7 cfs Irr	~~0.7~~ **0.62** cfs Irr
Place of Use:	NESE 4 ac	**Lot 2** (NESE) ~~4~~ **0.03** ac
Total Acres:	35 ac	~~35~~ **31.03** ac

The claimant only owns a small part of this POU, specifically 0.03 ac within the NESE and described as Lot 2. BLM owns the rest of the NESE which is described by Lot 1.


Rev Recl Wdl Prop
SO 4/26/1938
Wdl Boise
Recl Proj
I 19020
Esmt from
USFS
SO 11/9/193
Wdl Boise
Recl Proj
1088803
D/C
2364
D/C
T08N R04E
16
2424
D/C
1191755
D/C
15
11-88-0013
D/C
I 22224
I 21033A
39.58
NESE
2
0.03
65-06305 Weimunster
I 21960 Recon USFS
D/C All Min
2296
D/C
I 19290 50'
I 19290 50'

TOWNSHIP 9 NORTH RANGE 4

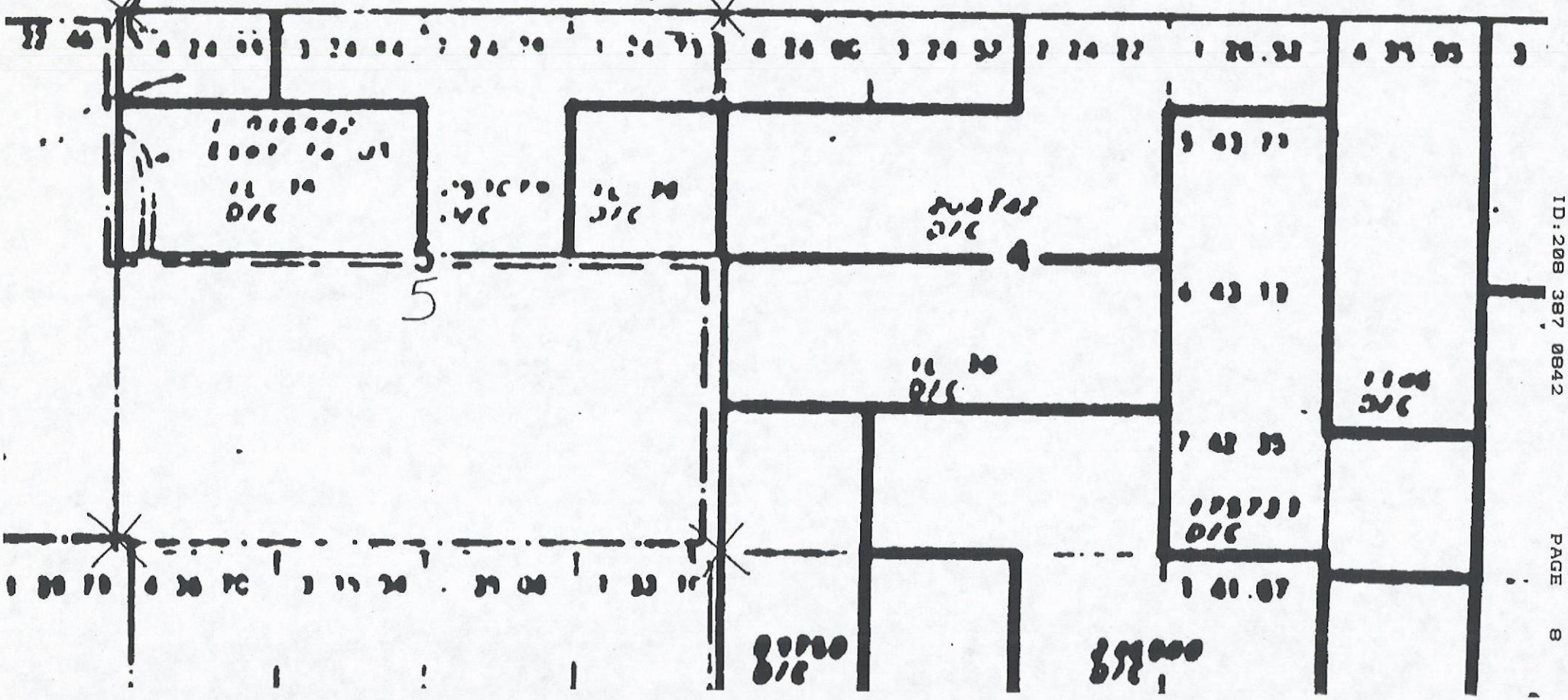
T09N R04E

BOISE COUNTY

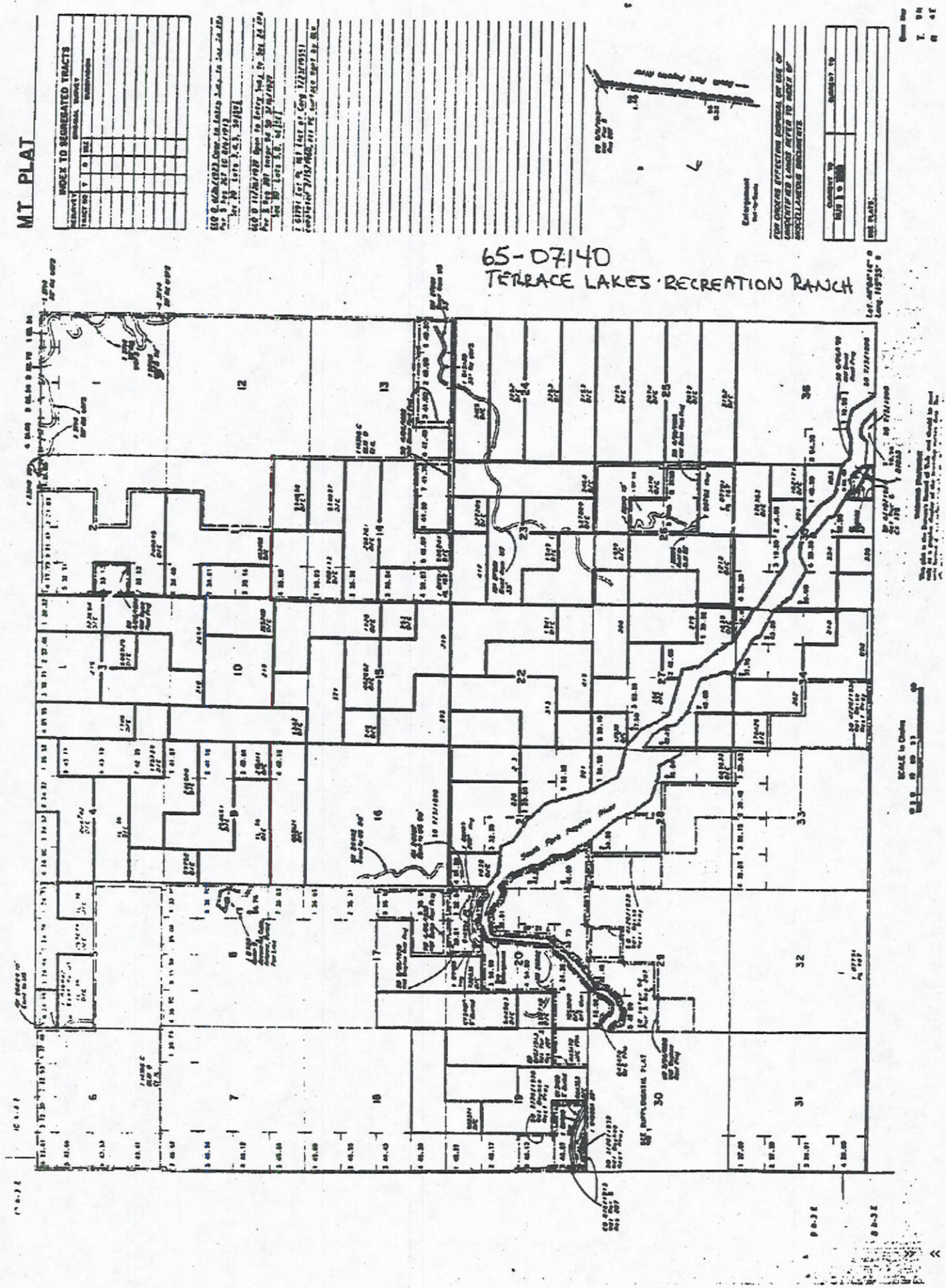
65-07140
Terrace Lakes
Recreation, Inc.

LOT 4 (NWNW)

LOT 1 (NENE)



JUN-22-00 17:47 FROM:CACI INC ID:208 387 0842 PAGE 8

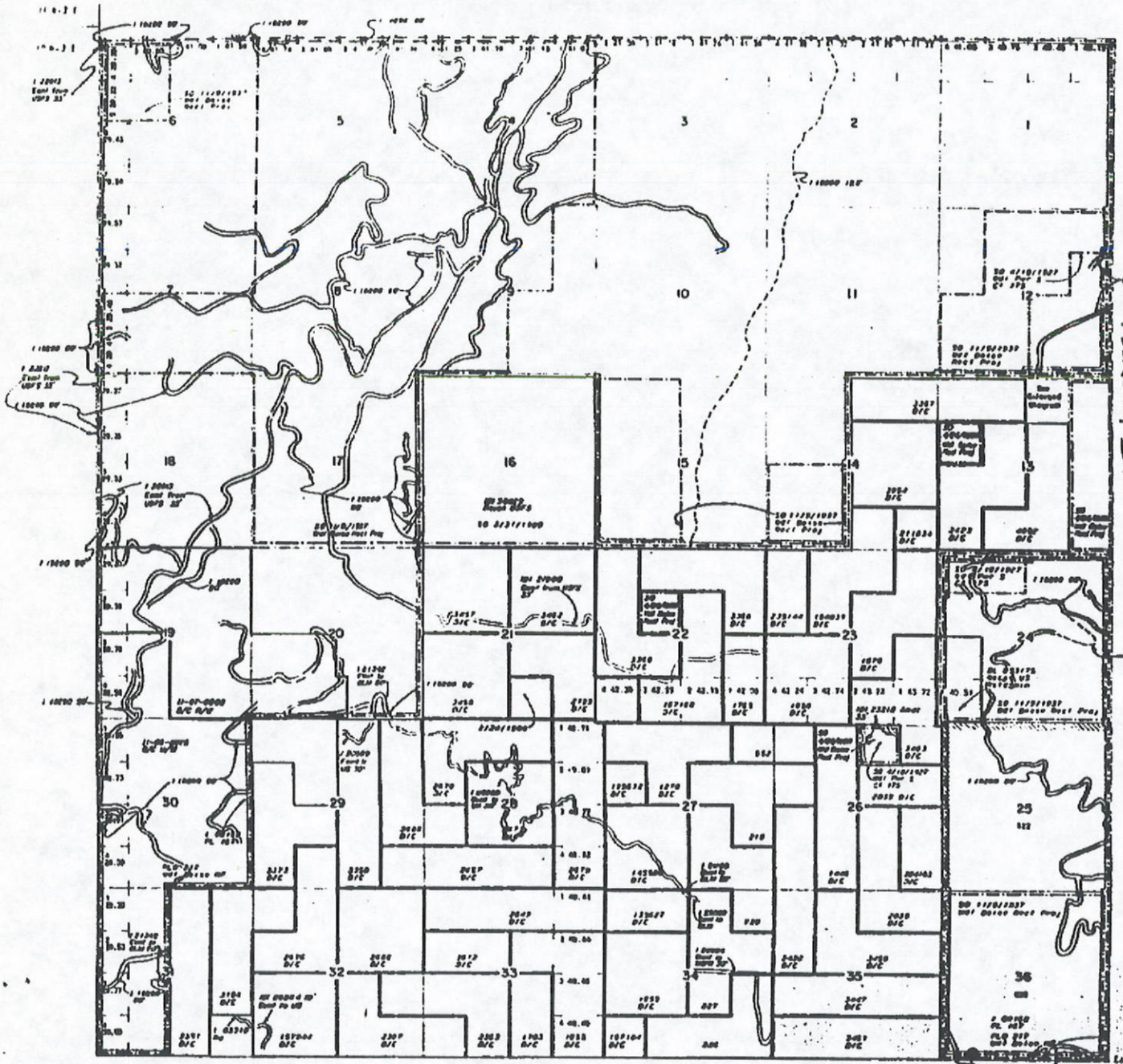

MT PLAT
STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES
INDEX TO SEGREGATED TRACTS
65-07140
TETRACE LAKES RECREATION RANCH
TOWNSHIP 9 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO
BOISE COUNTY 015

PARTIALLY SURVEYED TOWNSHIP 10 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO

Projection Diagram No 61 accepted 1/21/1957

BOISE COUNTY 005

BOISE DISTRICT SCALE 1



STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS

SURVEY	ORIGINAL SURVEY			
TRACT NO	T	R	SEC	SUBDIVISION

65-07140
Terrace Lakes Recreation Ranch, Inc.

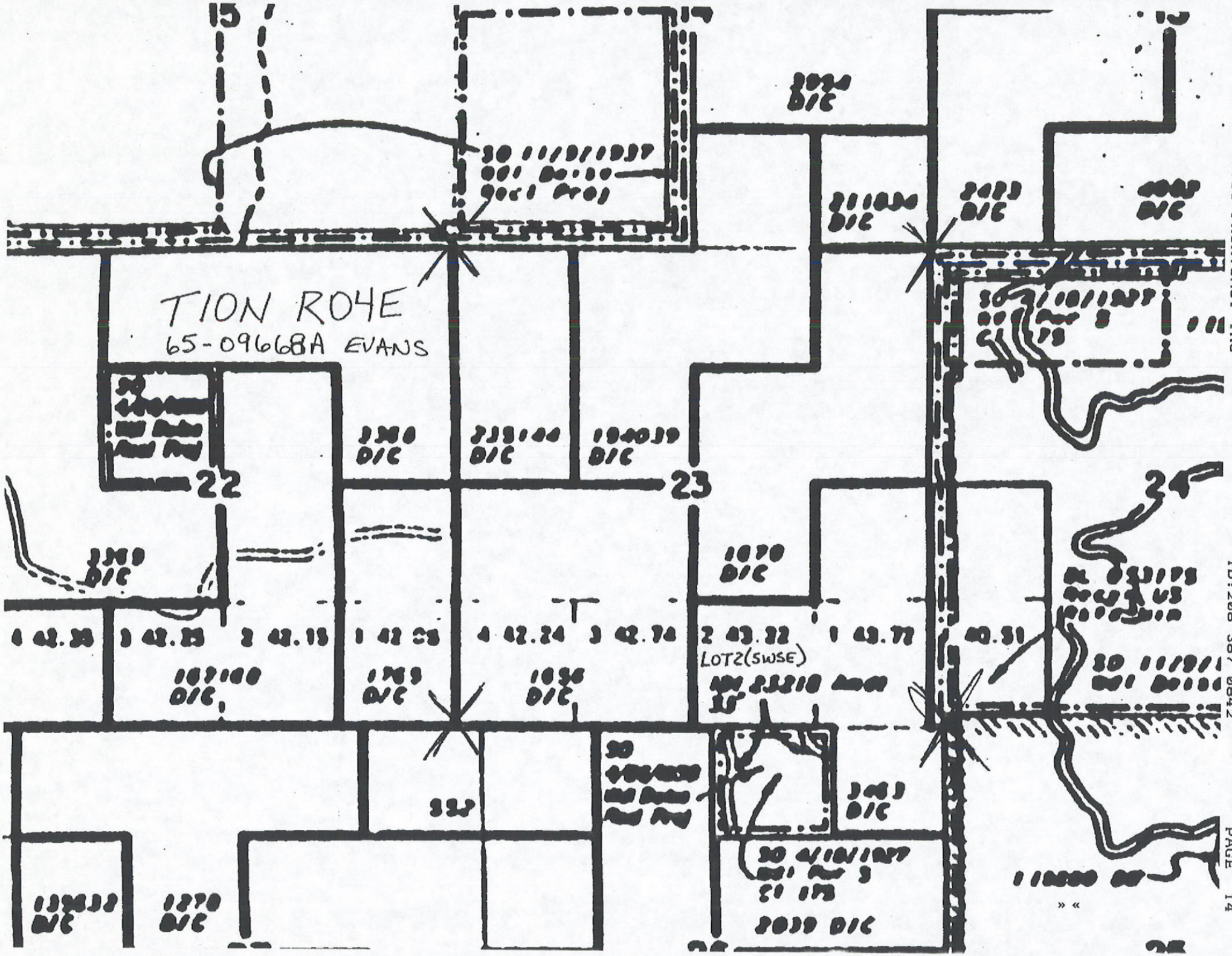
Enlarged Diagram

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS

CORRECT TO SEC 5 T 10N	CORRECT TO

LAND PLATS:

JUN-22-00 17:48 FROM:CACI INC ID:208 387 0842 PAGE 10


TION ROAE
65-09668A EVANS
22
23
LOT2(SWSE)

PARTIALLY SURVEYED TOWNSHIP 10 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO

BOISE COUNTY 05

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS

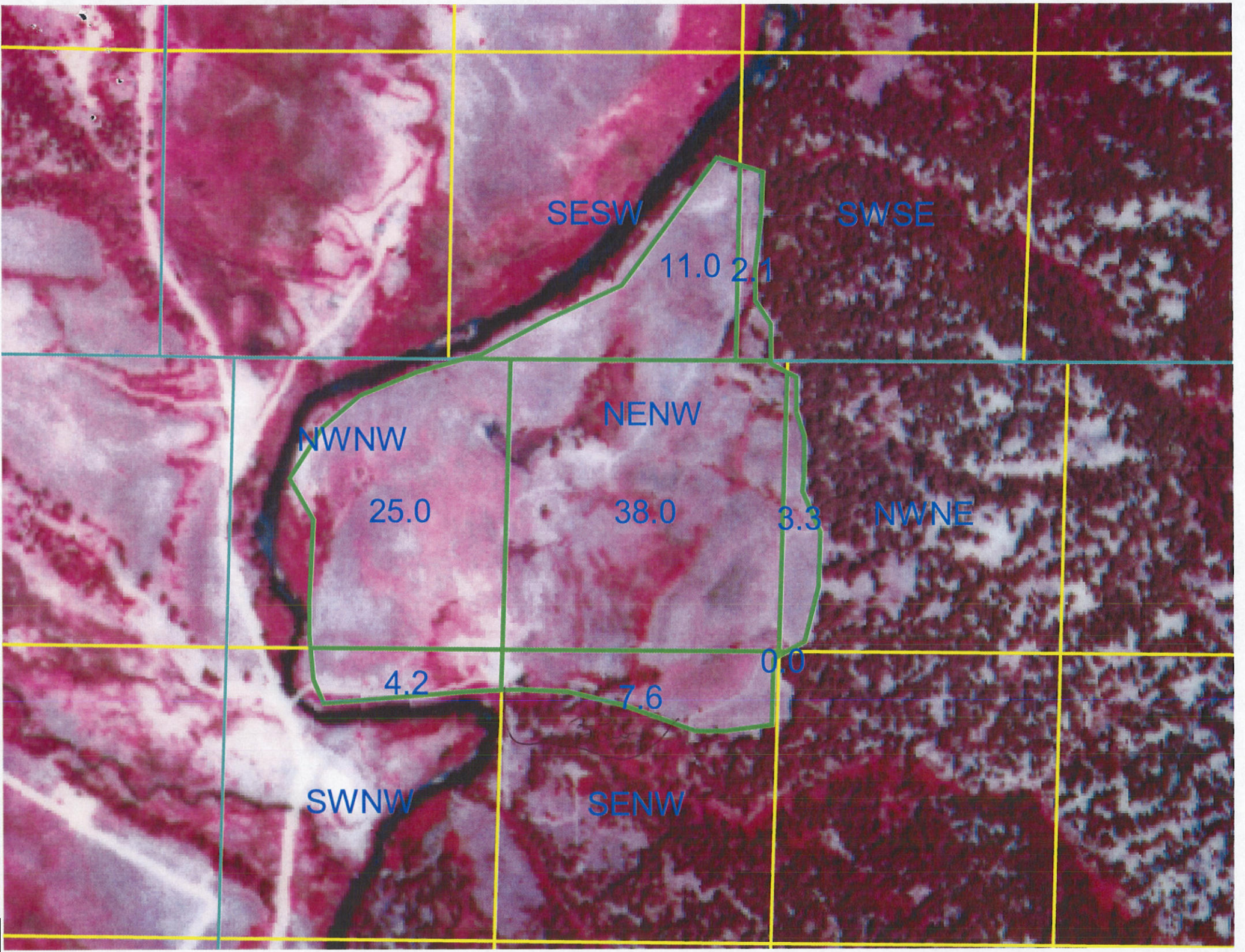
SEGREGATED TRACT NO.	T.	R.	SEC.	ORIGINAL SURVEY SUBDIVISION

65-96168A
EVANS

Enlarged Diagram

SCALE in Chains

JUN-22-00 17:50 FROM:CACI INC ID:208 387 0842 PAGE 15


SESW
SWSE
11.0
2.1
NENW
NWNW
25.0
38.0
3.3
NWNE
0.0
4.2
7.6
SWNW
SENW

Idaho Dept. of Water Resources

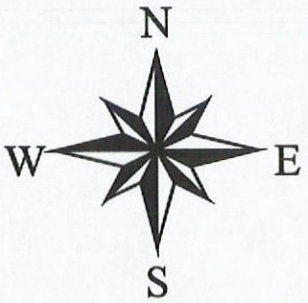
Claim No(s): 65-09968A
Claimant(s): Evans
T10N, R04E, S 23, 26
Prepared by: Sue Bock
Date: 10/04/1999

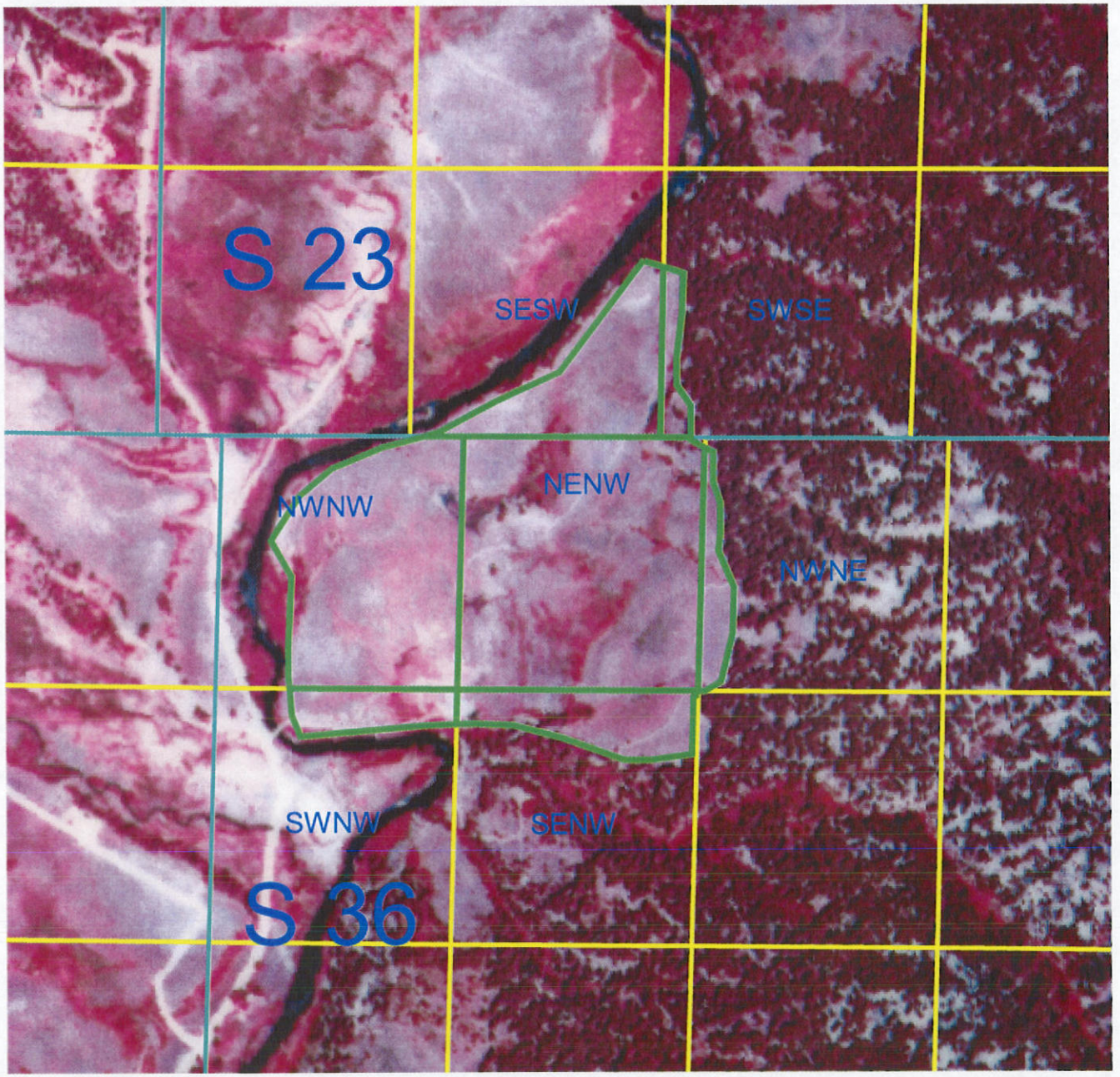
Place of Use

Point of Diversion

Section lines

1/4 1/4 lines





1987 NAPP Photo

0 0.3 0.6 Miles

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A65-09668A**
Date Received: 4/ 6/1989
Receipt No: X999999
Received By: _____

COPY FOR YOUR FILES | **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** | **COPY FOR YOUR FILES**

1. Name: EILENE H EVANS 208-462-3072
   Address: 11 ELK SPRINGS RD
   GARDEN VALLEY ID 83622
   AND/OR
   Name: CLINTON H EVANS 208-462-3072
   Address: 11 ELK SPRINGS RD
   GARDEN VALLEY ID 83622

2. Date of Priority: JUN 1, 1887

3. Source: LIGHTNING CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW NE		BOISE

5. Description of diverting works:
   HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.330		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   S/100 COWS

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
10N	04E	23	SE	SW	3	IRR	15.0
					Section Acres		15.0
		26	NW	NE		IRR	1.0
			NE	NW		IRR	38.0
			NW	NW		IRR	30.0
			SW	NW		IRR	2.0
			SE	NW		IRR	4.0
					Section Acres		75.0
					Total Acres		90.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:
A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.
*ADDRESS CHANGE 2/23/00 SB

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO
Decree Plaintiff

vs

A & C CORP., ET AL.
Decree Defendant

February 3, 2000

NOTICE OF ERROR
REPLY

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: March 3, 2000

Water right number: 65-09668A

Water right # 65-13555 also needs to be included - See attached paper work

EILENE H EVANS
CLINTON H EVANS
~~HC-76 BOX 2320~~ 11 Elk Springs Rd.
GARDEN VALLEY ID 83622

Daytime Telephone Number: 462-3072
Evening Telephone Number: 462-3072

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source): water right # 65-13555 needs to be included See Attached permit 1.12 CFS 55 acres

2. Describe the changes you wish to make in the proposed recommendation:
Add water right # 65-13555 needs to be included 1.12 CFS

3. Give a brief explanation as to why you disagree with these portions:
water right # 65-13555 needs to be included

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

DATE: 2-22-00 **SIGNATURE:** Clinton H Evans
Please print your name: Clinton H Evans

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

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: **A65-09668A**
Date Received: 4/06/1989
Receipt No: X999999
Received By: DE MH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EILENE H. EVANS 208-462-3072
   Address: HC 76 BOX 2320
   GARDEN VALLEY, ID 83622
   AND/OR
   Name: CLINTON H. EVANS 208-462-3072
   Address: HC 76 BOX 2320
   GARDEN VALLEY, ID 83622

2. Date of Priority: JUN 01, 1887

3. Source: LIGHTNING CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW NE		BOISE

5. Description of diverting works:
   HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.330		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   S/100 COWS

MICROFILMED
SEP 2 4 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
10N	04E	23	SE	SW	3	IRR	15.0
					Section Acres		15.0
		26	NW	NE		IRR	1.0
			NE	NW		IRR	38.0
			NW	NW		IRR	30.0
			SW	NW		IRR	2.0
			SE	NW		IRR	4.0
					Section Acres		75.0
					Total Acres		90.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:
A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO
Decree Plaintiff

vs

A & C CORP., ET AL.
Decree Defendant

MICROFILMED
SEP 24 1992

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
SEP 2 4 1992

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-09668A
Date Received: 4-6-89 (RECEIPT DATE)
Receipt No: 2099999
Received By: [illegible]

RECEIVED
MAY 31 1989
Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: EILENE H. EVANS 208-462-3072
   Address: HC 76 BOX 2320
   GARDEN VALLEY, ID 83622
   AND/OR
   Name: CLINTON H. EVANS 208-462-3072
   Address: HC 76 BOX 2320
   GARDEN VALLEY, ID 83622

2. Date of Priority: JUN 01, 1887

3. Source: LIGHTNING CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW ~~NW~~ NE		BOISE

5. Description of diverting works:
   HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.330		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   S/100 COWS

MICROFILMED
SEP 24 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
10N	04E	23	SE	SW	3	IRR	15.0
					Section Acres		15.0
		26	NW	NE		IRR	1.0
			NE	NW		IRR	38.0
			NW	NW		IRR	30.0
			SW	NW		IRR	2.0
			SE	NW		IRR	4.0
					Section Acres		75.0
					Total Acres		90.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:
A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO
Decree Plaintiff

vs

A & C CORP., ET AL.
Decree Defendant

MICROFILMED
SEP 24 1992

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): Clinton H Evans Date: 5-21-89

Eilene H Evans Date: May 21, 1989

State of Idaho)
) SS.
County of Boise)

Subscribed and sworn (or affirmed) before me this 21st day of May 19 89

Notary Public

Seal

Residing at Boise County

My Commission Expires 12-27-93

MICROFILMED
SEP 2 4 1992

DATA ENTRY BY Rat 3-2-89

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: A65-09668
Date Received: 2-28-89
Receipt No: X99999
Received By:
Rat 2-17-89

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

RECEIVED
FEB 28 1989
Department of Water Resources

1. Name: EILENE H. EVANS
   Address: HC 76, BOX 2320
   GARDEN VALLEY, ID 83622
   AND/OR
   Name: CLINTON H. EVANS
   Address: HC 76, BOX 2320
   GARDEN VALLEY, ID 83622

2. Date of Priority: JUN 01, 1887

3. Source: LIGHTNING CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW NW		BOISE

5. Description of diverting works: Head Gate

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.930		
STOCKWATER	01/01	12/31	0.060		3.50

7. Total Quantity Appropriated is:
   2.990 C.F.S. (and/or) 3.50 A.F.A.

8. Total consumptive use is (and/or)
   2.990 C.F.S. Acre Feet Per Annum. 3.50 A.F.A
9. Non-irrigation uses:

A65-09668 Page 1 Date: 02/17/89

Re phone conversation on 3-2-89.
There are 100 cows.
for claim no.
A65-09668
Rebecca
3-2-89

MICROFILMED
SEP 24 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
10N	04E	23	SE	SW	3	IRR	15.0
			NW	SE		IRR	23.0
					Section Acres		38.0
		26	NW	NE		IRR	1.0
			NE	NW		IRR	38.0
			NW	NW		IRR	30.0
			SW	NW		IRR	2.0
			SE	NW		IRR	4.0
					Section Acres		75.0
					Total Acres		113.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED
    Case Number:
    Court :
    Decree date:

STATE OF IDAHO
Decree Plaintiff

vs

A & C CORP., ET AL.
Decree Defendant

MICROFILMED
SEP 2 4 1992

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): Eileen M Evans Date: 2-25-89

Clinton M Evans Date: 2-25-89

State of Idaho)
) SS.
County of Boise)

Subscribed and sworn (or affirmed) before me this 25th day of February 1989

Seal

Notary Public

Residing at Boise County, Idaho

My Commission Expires 12-27-93

MICROFILMED
SEP 24 1992

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A65-09668
Date Received:
Receipt No: C006211
Received By:
Rat 2-17-89

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

APR 06 1989

Department of Water Resources

1. Name: EILENE H. EVANS
   Address: HC 76, BOX 2320
   GARDEN VALLEY, ID 83622
   AND/OR
   Name: CLINTON H. EVANS
   Address: HC 76, BOX 2320
   GARDEN VALLEY, ID 83622

2. Date of Priority: JUN 01, 1887

3. Source: LIGHTNING CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW ~~NW~~ NE		BOISE

5. Description of diverting works: Head gate

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.930		
STOCKWATER	01/01	12/31	0.060		3.50

7. Total Quantity Appropriated is:
   2.990 C.F.S. (and/or) 3.50 A.F.A.

8. Total consumptive use is: 2.990 C.F.S. (and/or) Acre Feet Per Annum. 3.50 A.F.A.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
10N	04E	23	SE	SW	3	IRR	15.0
			NW	SE		IRR	23.0
					Section Acres		38.0
		26	NW	NE		IRR	1.0
			NE	NW		IRR	38.0
			NW	NW		IRR	30.0
			SW	NW		IRR	2.0
			SE	NW		IRR	4.0
					Section Acres		75.0
					Total Acres		113.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks: To the best of our knowledge #4 Point of Diversion should read SW NE

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO
Decree Plaintiff

vs

A & C CORP., ET AL.
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 ✓ 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): Clinton H Evans Date: 4-3-89

Eilene H Evans Date: 4-3-89

State of Idaho)
)
County of Boise)

Subscribed and sworn (or affirmed) before me this 3rd day of APRIL 19 89

Notary Public

Seal

Residing at Boise County

My Commission Expires 12-27-89

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: A65-09668
Date Received: 2/28/1989
Receipt No: X999999 kat
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EILENE H. EVANS
   Address: HC 76, BOX 2320
   GARDEN VALLEY, ID 83622
   AND/OR
   Name: CLINTON H. EVANS
   Address: HC 76, BOX 2320
   GARDEN VALLEY, ID 83622

2. Date of Priority: JUN 01, 1887

3. Source: LIGHTNING CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW NW		BOISE

5. Description of diverting works:
   HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S (or)	A.F.A.
IRRIGATION	04/01	11/01	2.930	
STOCKWATER	01/01	12/31	0.060	3.50

7. Total Quantity Appropriated is:
   2.990 C.F.S. (and/or) 3.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   S/100 COWS

MICROFILMED
SEP 2 4 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
10N	04E	23	SE	SW	3	IRR	15.0
			NW	SE		IRR	23.0
					Section Acres		38.0
		26	NW	NE		IRR	1.0
			NE	NW		IRR	38.0
			NW	NW		IRR	30.0
			SW	NW		IRR	2.0
			SE	NW		IRR	4.0
					Section Acres		75.0
					Total Acres		113.0

11. Place of use in counties: BOISE

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: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO
Decree Plaintiff

vs

A & C CORP., ET AL.
Decree Defendant

MICROFILMED
SEP 24 1992

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
SEP 24 1992

Helen,

- Thanks for your help on this matter and prompt service. all of our records agreed with yours. Please note we had both claims notarized and are returning them to you

Thanks again - Eilene Evans
462-3072

1/30/1989 SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Evans CLAIM IDENT. NO. A65-09668A

DATE RECEIVED 4-6-89 CK # —— AMOUNT $ X999999

	YES	NO	Required 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) N/A	✓		
4. Is the legal description of the p.d. sufficient?	✓		See Comments
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? N/A	✓		
Is the consumptive use correct?	✓		
9. Are the non-irrigation uses listed short form, and more than one dome ship must be stated. If not under Adjudication Memo # 4.	✓		*
10. Is (are) the place(s) of use and	✓		*
11. Is (are) the county(ies) entered?	✓		
12. Is the ownership of p.u. checked?	✓		
13. Are other water rights listed or	✓		
14. If required, are remarks correct? the place of use, authority for f explained in the remarks.)	✓		
15. Is the basis of the claim indicat	✓		
16. If the claimant requested a month (If yes, describe payment status I?		✓	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	✓		*
18. Has the claim been signed, sealed, and dated by a notary?	✓		*
19. Was this claim filed on time, or was an extension granted?	✓		$25 received on 4/6/89 even though claim not date stamped?
20. Is the fee enclosed correct? Exempt	✓		
21. If this claim is based on an existing water right, has the identification number been entered? N/A	✓		
22. Should this claim be receipted and data entered?	✓		

Marci - Please put this in Remarks

Claim checked by: [signature] Date: 5/1/89

Claim must be returned to claimant: ___(Yes) ~~(No)~~

Claimant must be notified of modifications: ___(Yes) ~~(No)~~

Receipt Prepared by: N/A Date: N/A

Claim data entered by: —— Date: —— Checked by: —— Date: ——

Sent to claimant by: —— Date: ——

MICROFILMED SEP 24 1992

Comments: Remarks: No fee submitted even though pt. of diversion was changed from decree because App. for Permit filed instead to correct ~~LEGAL DESC.~~ now. No fee req'd on claim.

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Evans CLAIM IDENT. NO. A65-09668A

DATE RECEIVED 4-6-89 CK # ——— AMOUNT $ X999999

	YES	NO	Required 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) N/A	✓		
4. Is the legal description of the p.d. sufficient?	✓		See Comments
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? N/A	✓		
Is the consumptive use correct? 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. N/A	✓		*
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?	✓		
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.) N/A	✓		
15. Is the basis of the claim indicated?	✓		
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A			✓
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	✓		*
18. Has the claim been signed, sealed, and dated by a notary?	✓		*
19. Was this claim filed on time, or was an extension granted?	✓		$25 received on 4/6/89 even though claim not date stamped?
20. Is the fee enclosed correct? Exempt	✓		
21. If this claim is based on an existing water right, has the identification number been entered? N/A	✓		
22. Should this claim be receipted and data entered?	✓		

Claim checked by: [signature] Date: 5/1/89

Claim must be returned to claimant: ___(Yes) —(No)

Claimant must be notified of modifications: ___(Yes) —(No)

Receipt Prepared by: N/A Date: N/A

Claim data entered by: ——— Date: ———

Sent to claimant by: ——— Date: ———

Checked by: ——— Date: ———

MICROFILMED SEP 24 1992

Comments: Remarks: No fee submitted even though pt. of diversion was changed from decree because App. for Transfer filed instead to correct now. No fee req'd on claim. ~~LEGAL DESC.~~

MEMO TO SRBA CLAIM FILE NO. A65 - 09668A

CLAIMANT'S NAME: Evans, Eilene Blair Clinton DATE: 2/11/93

EMPLOYEE: Helen Harrington-Thornton

RECEIVED
FEB 22 1993
Department of Water Resources
Western Regional Office

RE: Claim A65-09668.

Apparently the claimant filed for a portion of this right (A65-09668A). Correspondence attached to A65-09668 discussed the option of withdrawing this claim and resubmitting A65-09668A. Also part of the discussion in the correspondence is the application of fees paid under A65-09668 to a transfer.

It appears the claimant did choose to file the 'A' portion and the transfer, but it appears this claim (A65-09668) was not returned with the correspondence.

Based on the filing of A65-09668A and the application of fees to a transfer filing, this claim has been replaced by A65-09668A

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

May 11, 1989

Mr. and Mrs. Clinton H. Evans
H.C. 76, Box 2320
Garden Valley, Idaho 83622

RE: Snake River Basin Adjudication
Claims #A65-09668/#A65-09668A Boise County

Dear Mr. & Mrs. Evans:

As Mrs. Evans discussed on the phone with Helen Harrington-Thornton, we are returning Notice of Claim #A65-09668 which you recently submitted in order to allow you the opportunity to withdraw and replace that claim with #A65-09668A, a claim for a portion of the originally decreed claim.

Also enclosed is a partially completed transfer form. This transfer form, as discussed on the phone, will cover the correction of the point of diversion. Please review the form and complete Item #6, Part 1 and Item #2, Part 2; and verify the information.

If you choose to submit Claim #A65-09668A, the claim is exempt from fees; therefore, we would have a balance of $25.00 on account. The fee for the filing of the transfer is $50. You may request that the $25.00 currently on account be applied to the transfer fee. Please include a check for $25.00 to pay the balance due on the transfer.

You will need to sign the claim form and have your signature(s) notarized. The transfer form also needs to be signed and notarized, and please include last year's tax notice or other proof of ownership.

Please return the documents to this office at the attention of Ms. Harrington. If you will make these corrections before June 11, 1989, you will not be assessed a late filing fee. Please do not hesitate to contact Ms. Harrington if you have any questions or concerns.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:HHT:mcc:state
Enclosures:
Claim #A65-09668
Claim #A65-09668A
Receipt #C006211
Transfer Form w/Instructions

West
Sue B.

RECEIVED
DEC 15 2000
WATER RESOURCES
WESTERN REGION

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	)	Subcase No. 65-09668A
	)	
	)	**Standard Form 5**
Case No. 39576	)	
	)	**STIPULATED ELEMENTS**
	)	**OF A WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:
Clinton H. Evans
Eilene H. Evans

12-11-00
Clinton H. Evans — Date

12-11-00
Eilene H. Evans — Date

OBJECTOR:
United States on behalf of the
Bureau of Land Management

12/07/00
Larry A. Brown FWP — Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

12-14-00
Date

IDWR CONCURRENCE:

12-14-00
APPROVED AS TO FORM
DEPUTY ATTY GENERAL — Date

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

RIGHTS FROM: SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

RIGHT NUMBER: 65-09668A

NAME & ADDRESS: CLINTON H EVANS
EILENE H EVANS
11 ELK SPRINGS RD
GARDEN VALLEY ID 83622

SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 2.38 CFS

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

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION: T10N R04E S24 SWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE		QUANTITY
IRRIGATION	04-01	11-01	2.33 CFS
STOCKWATER	01-01	12-31	0.05 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T10N R04E S23 Lot 3 (SESW) 11 LOT 2 (SWSE) 2
S26 ~~NWNE 3~~ NENW 38
NWNW 25 SWNW 4
SENW ~~7~~ 10

90 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

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

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

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 - DECREE
STOCKWATER, 100 RANGE CATTLE

CERTIFICATE OF MAILING

I certify that on _____, 2000 mailed the original and copies of this form, including all attachments, 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. Copy to:

   Idaho Department of Water Resources
   Adjudication Bureau
   1301 North Orchard Street
   Boise, Idaho 83706

   IDWR Document Depository
   P. O. Box 83720
   Boise, Idaho 83720-0098

   Chief, Natural Resources Division
   Office of the Attorney General
   State of Idaho
   P. O. Box 44449
   Boise, Idaho 83711-4449

3. Copies to all parties to the subcase (insert names and addresses):

   U.S., Department of Justice
   Environment and Natural Resources Div.
   General Litigation Section
   550 West Fort Street, MSC 033
   Boise, Idaho 83724

   Clinton H. & Eilene H. Evans
   11 Elk Springs Road
   Garden Valley, Idaho 83622

_____

Signature of person mailing the form

WESTERN REGION

OWNER (S): Evans

CLAIM NUMBERS: L65-69468A _____ _____

AGENT: Sue Bock **DATE** _____

				NE				NW				SW				SE			
RIGHT NO	TSP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

P.O.D. TOWNSHIP RANGE SEC. SOURCE

_____ _____ _____ _____

_____ _____ _____ _____

POLYGON CREATED ON 332

POLYGON # ( )( )( )( ) UPDATED BY sue

ATTRIBUTES OF B65-POU.SHP (1107)( )( )( )( )

ATTRIBUTES OF B65-POD.SHP (1107)( )( )( )( )

X **B65-DBPOU.DBF UPDATED BY sue**

X **B65-DBPOD.DBF UPDATED BY sue**

NOTES:

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

RIGHT NUMBER: 65-9668A

NAME AND ADDRESS: CLINTON H EVANS
EILENE H EVANS
11 ELK SPRINGS RD
GARDEN VALLEY, ID 83622

SOURCE: LIGHTNING CREEK TRIBUTARY: MIDDLE FORK PAYETTE RIVER

QUANTITY: 2.38 CFS

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

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION: T10N R04E S24 SWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4-01 11-01	2.33 CFS
STOCKWATER	1-01 12-31	0.05 CFS

PLACE OF USE:

IRRIGATION Within BOISE County

T10N R04E S23	LOT 2	SESW	11	T10N R04E S23	SWSE	2
T10N R04E S26		NENW	38	T10N R04E S26	NWNW	25
T10N R04E S26		SWNW	4	T10N R04E S26	SENW	10

STOCKWATER Use same as IRRIGATION

90 ACRES TOTAL

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

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

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

STOCKWATER, 100 RANGE CATTLE

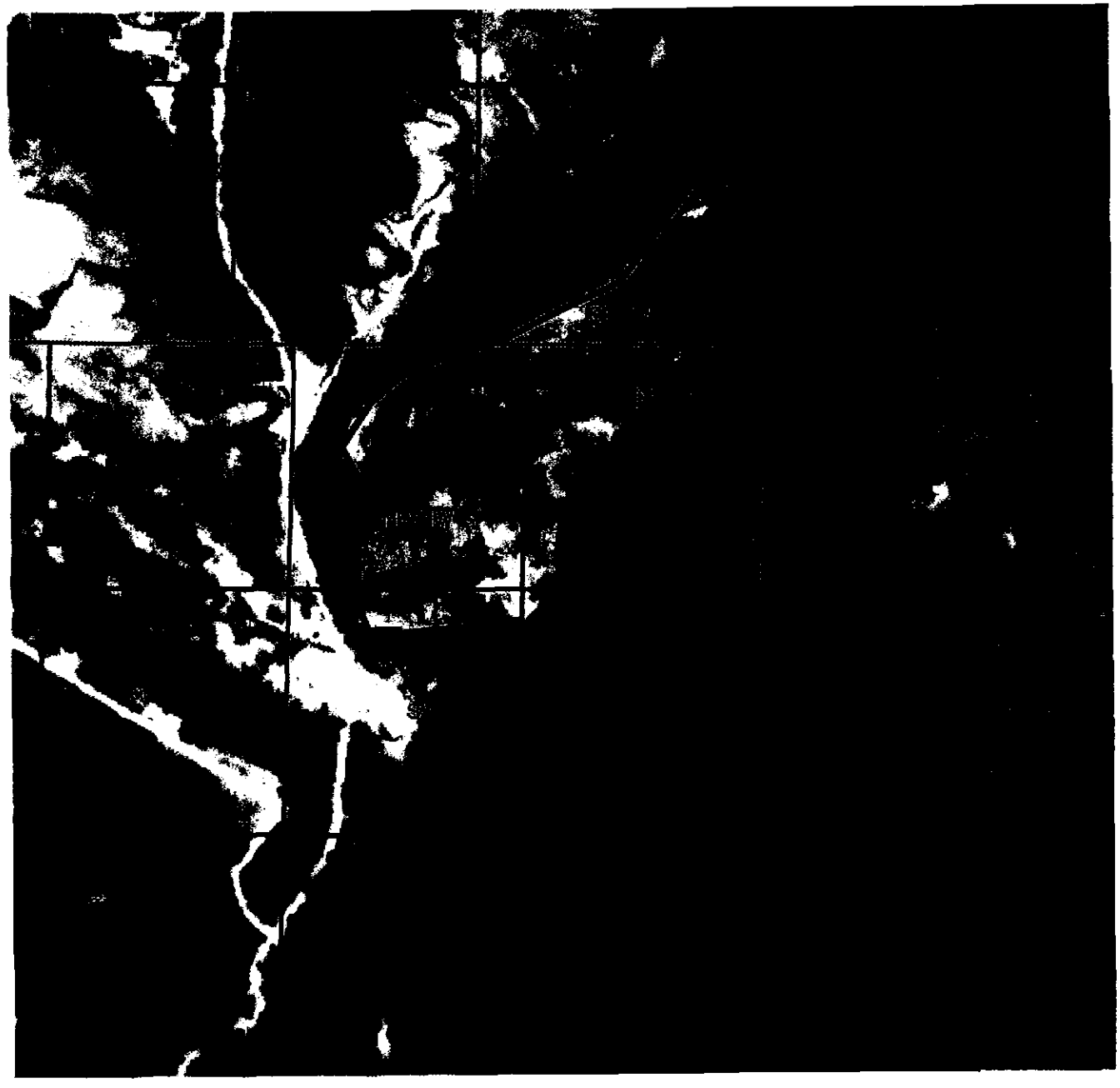
Claim No(s): 65-09968A
T10N, R04E, S 23, 26
Prepared by: Sue Bock
Date: 12/15/2000

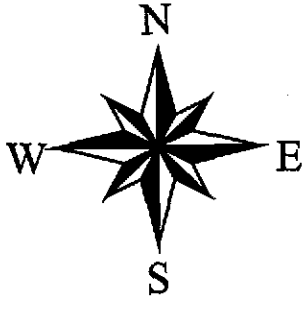
Place of Use

Point of Diversion

Section lines

1/4 1/4 lines





0 0.1 0.2 Miles

1987 NAPP Photo

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-9668A

Owner Type	Name and Address
Current Owner	CLINTON H EVANS
Current Owner	EILENE H EVANS
	11 ELK SPRINGS RD
	GARDEN VALLEY, ID 83622
	(208)462-3072
Original Owner	CECILE V BUNCH
Original Owner	HAROLD D BUNCH
	GARDEN VALLEY, ID 83622

Priority Date: 06/01/1887
Basis: Decreed
Status: Valid

Source	Tributary to
LIGHTNING CREEK	MIDDLE FORK PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	4/01	11/01	2.33 CFS		
STOCKWATER	1/01	12/31	0.05 CFS		
Total Diversion			2.38 CFS		

Point(s) of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW NE	0	BOISE

IRRIGATION Use:
Acre Limit: 90

Place(s) of use:

Place of Use Legal Description: IRRIGATION BOISE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10N	04E	23	3	SESW	11	2								
				SWSE	2									
		26		~~NWNE~~	3									
				NENW	38		NWNW	25		SWNW	4		SENW	~~7~~ 10

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 90

Conditions of Approval:

1. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. C18 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.

Remarks:

1. Explanatory STOCKWATER, 100 RANGE CATTLE

Comments:

Author	Date	Subject	Comment
SBOCK	9/27/99	COPIED FROM REMARKS	A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT. NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.
SBOCK	10/4/99	POU	MODIFIED TO FIT ACTUAL IRR. ACRES STILL REMAINS AT 90 ACRES AS DECREED.
AJU10-JS	1/31/00	AJU10 CONDITION UPDATE	CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
SBOCK	2/23/00	ADDRESS CORRECTION	PER NOE

Dates:

Licensed Date:
Claim Received Date: 04/06/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date: 01/21/1986
Date Filed with Court:

RECEIVED
JUN 30 2000
WATER RESOURCES
WESTERN REGION

RECEIVED
JUN 19 2000
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 SRBA)
)
Case No. 39576)
)
)
)
_____)

A. Subcase 65-09668A
(Insert water right number)

STANDARD FORM 1 OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of Land Management, Idaho State Office
Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657
Daytime Phone: see below
Name & Address of Attorney, if any:

Larry A. Brown (208) 331-5941 phone, (208) 387-0842 fax
United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Clinton H. & Eilene H. Evans
Address: 11 Elk Springs Road; Garden Valley, Idaho 83622
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
   Should be: _____

2. ☐ **Source**
   Should be: _____

3. ☐ **Quantity**
   Should be: _____

4. ☐ **Priority Date**
   Should be: _____

5. ☐ **Point(s) of Diversion**
   Should be: _____

6. ☐ **Instream Flow Description**
   Should be: _____

7. ☐ **Purpose(s) of Use**
   Should be: _____

8. ☐ **Period of Year**
   Should be: _____

9. ☒ **Place of Use**
   Should be: See attached. Remove S26 NWNE and 3 acres from this claim.

11. **I object because:**
   - ☐ This water right should not exist.
   - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F. **VERIFICATION** (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 16, 2000

Catherine D. Foster

CATHERINE D. FOSTER NOTARY PUBLIC STATE OF IDAHO

Catherine D. Foster
Notary Public for Idaho
Residing at: Boise
My Commission Expires: 03-14-2006

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on June 16, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Clinton H. & Eilene H. Evans
Address: 11 Elk Springs Road; Garden Valley, Idaho 83622
Name:
Address:;
Name:
Address:;
Name:
Address:;

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Signature of Objector or attorney mailing on Objector's behalf

RIGHTS FROM: SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

RIGHT NUMBER: 65-09668A

NAME & ADDRESS: CLINTON H EVANS
EILENE H EVANS
11 ELK SPRINGS RD
GARDEN VALLEY ID 83622

SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 2.38 CFS 2.30

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

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION: T10N R04E S24 SWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 11-01	2.33 CFS 2.25
STOCKWATER	01-01 12-31	0.05 CFS 0.05

PLACE OF USE: IRRIGATION Within BOISE County
T10N R04E S23 Lot 3 (SESW) 11 ✓ Lot 2 (SWSE) 2 ✓
S26 NWNE 3 - BLM NENW 38 ✓ NWNW 25 ✓ SWNW 4 ✓
SENW 7 ✓

90 ACRES TOTAL
90-3= 87ac (2.33 cfs/90 ac) x 87 ac = 2.25 cfs + 0.05 = 2.30 cfs total
Place of use for STOCKWATER is same as IRRIGATION

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

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

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 - DECREE
STOCKWATER, 100 RANGE CATTLE

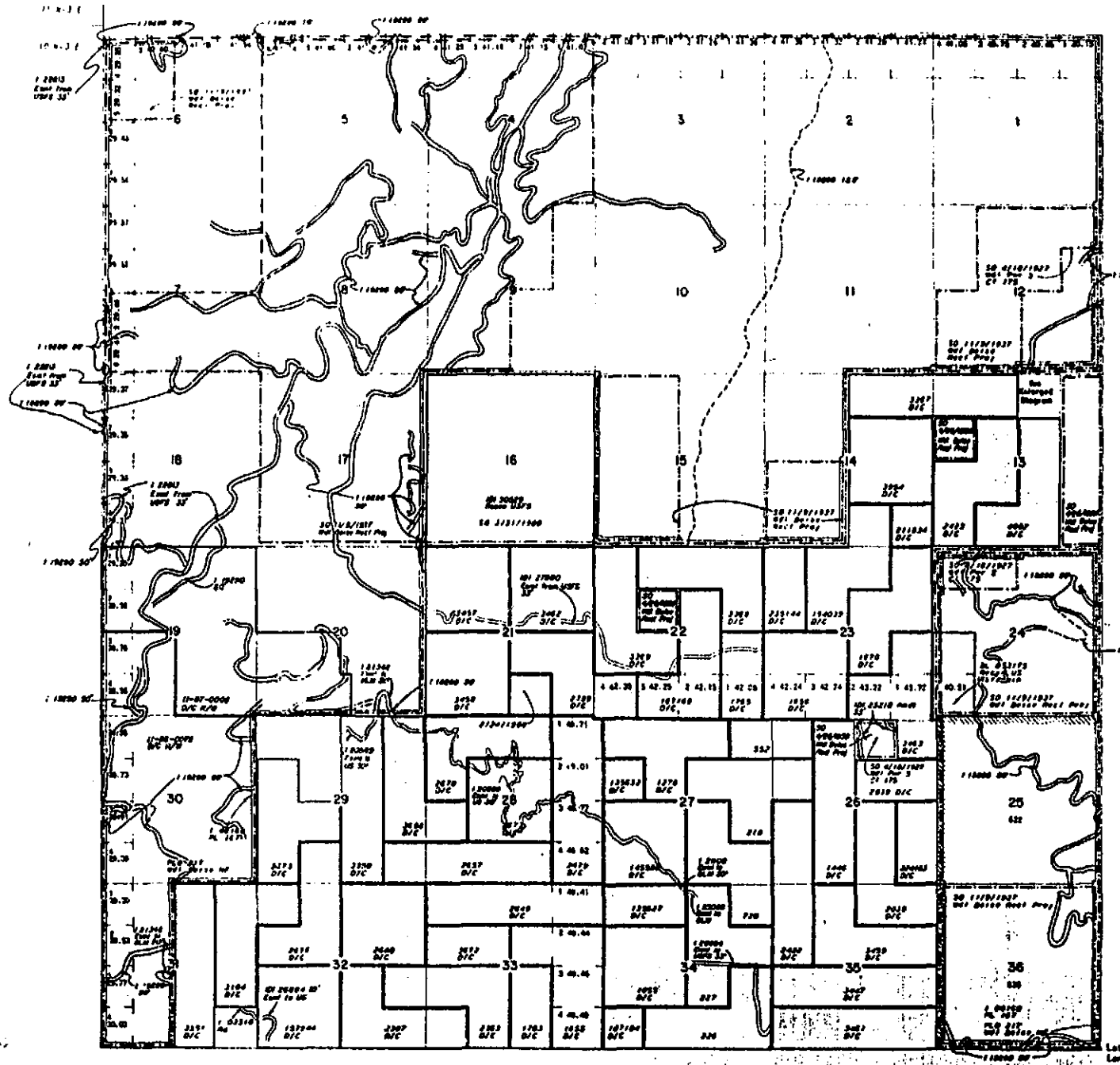
FARMING IS NOT AUTHORIZED ON BLM.
REMOVE 3 ACRES ON BLM FROM THIS CLAIM.
REMOVE STOCKWATER POU ON BLM FROM THIS CLAIM.

PARTIALLY SURVEYED TOWNSHIP 10 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO

BOISE COUNTY 015

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

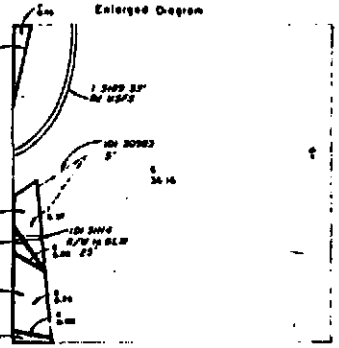
MT PLAT



INDEX TO SEGREGATED TRACTS

SEGREGATED TRACT NO.	T.	R.	MER.	ORIGINAL SURVEY SUBDIVISION

Enlarged Diagram



FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS

CLOSED TO	CLOSED TO
OCT 5 1988	

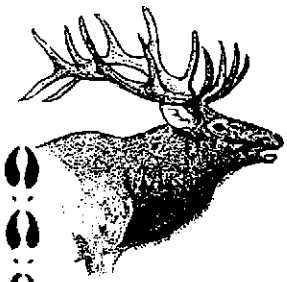
USE PLATS:

SCALE in Chains

Lat. 44°08' N.
Long. 115°55' W.

Boise Mer
T. 10 N
R. 4 E

RECEIVED
JUL - 5 2000
Department of Water Resources



Elk Springs Ranch, LLC

Purebred Registered Rocky Mountain Elk

Clint & Eilene Evans

11 Elk Springs Road • Garden Valley, Idaho 83622
Phone: 208-462-3072 • Fax: 208-462-3468
E-mail: elk4sale@micron.net
Web Site: http://www.elk4sale.net

RECEIVED
AUG 29 2000
WATER RESOURCES
WESTERN REGION

July 3, 2000

Department of Interior, Bureau of Land Management, Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657
And
Larry A. Brown
U S Dept. of Justice, General Litigation Section
550 West Fort Street MSC033
Boise, Idaho 83724

Subject: In Re SRBA Case No. 39576—Subcase 65-09668A

I am in receipt of the attached information claiming that my water rights should be changed. **I strongly object to this information.** The information claims that I am farming BLM land, which is not the case. All of my property is fenced where my livestock are kept and I don't farm any BLM Land.

My water right was granted in June of 1887 (long before the BLM was organized) and allowed for one acre of water right in section 26 NWNE for ditch loss because the Lighting Creek Irrigation Ditch Association ditch borders that section which latter became BLM lands.

In summary, all of my water rights are used on my property and I don't farm any BLM land. **Do not change my water rights.**

Clint Evans

Copies IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 4449
Boise, Id 83711-4449

US Dept. of Justice
Environment and Natural Resource Division
550 West Fort Street MSC 033
Boise, Id 83724

Senator Larry Craig United States Senate Washington DC 20510-1203

ELK FOR SALE

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

In Re SRBA)
)
Case No. 39576)
)
)
)

A. **Subcase** 65-09668A
(Insert water right number)

STANDARD FORM 1 OBJECTION

Please fill in the following information:

B. **NAME AND ADDRESS OF PERSON OBJECTING**

Name: United States of America acting through the Department of Interior, Bureau of Land Management, Idaho State Office
Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657
Daytime Phone: see below
Name & Address of Attorney, if any:

Larry A. Brown (208) 331-5941 phone, (208) 387-0842 fax
United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. **CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT**

Name: Clinton H. & Eilene H. Evans
Address: 11 Elk Springs Road; Garden Valley, Idaho 83622
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

F. **VERIFICATION** (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Tara G. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 16, 2000

Catherine D. Foster

CATHERINE D. FOSTER NOTARY PUBLIC STATE OF IDAHO

Catherine D. Foster
Notary Public for Idaho
Residing at: Boise
My Commission Expires: 03-14-2006

RIGHTS FROM: SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

RIGHT NUMBER: 65-09668A

NAME & ADDRESS: CLINTON H EVANS
EILENE H EVANS
11 ELK SPRINGS RD
GARDEN VALLEY ID 83622

SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 2.38 CFS 2.30

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

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION: T10N R04E S24 SWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 11-01	2.33 CFS 2.25
STOCKWATER	01-01 12-31	0.05 CFS 0.05

PLACE OF USE: IRRIGATION Within BOISE County
T10N R04E S23 Lot 3 (SESW)11 ✓ Lot 2 (SWSE) 2 ✓
S26 NWNE 3 – BLM NENW 38 ✓ NWNW 25 ✓ SWNW 4 ✓
SENW 7 ✓

90 ACRES TOTAL
90-3= 87ac (2.33 cfs / 90 ac) x 87ac = 2.25 cfs + 0.05 = 2.30 cfs total
Place of use for STOCKWATER is same as IRRIGATION

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

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

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 - DECREE
STOCKWATER, 100 RANGE CATTLE

FARMING IS NOT AUTHORIZED ON BLM.
REMOVE 3 ACRES ON BLM FROM THIS CLAIM.
REMOVE STOCKWATER POU ON BLM FROM THIS CLAIM.

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: A65-09668A
Date Received: 4/06/1989
Receipt No: X999999
Received By: DE MH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EILENE H. EVANS 208-462-3072
   Address: HC 76 BOX 2320
   GARDEN VALLEY, ID 83622
   AND/OR
   Name: CLINTON H. EVANS 208-462-3072
   Address: HC 76 BOX 2320
   GARDEN VALLEY, ID 83622

2. Date of Priority: JUN 01, 1887

3. Source: LIGHTNING CREEK Trib. to: PAYETTE RIVER, MIDDLE FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
10N	04E	24	SW NE		BOISE

5. Description of diverting works:
   HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.330		
STOCKWATER	01/01	12/31	0.050		

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

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:
   S/100 COWS

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
10N	04E	23	SE	SW	3	IRR	15.0
					Section Acres		15.0
		26	NW	NE		IRR	1.0
			NE	NW		IRR	38.0
			NW	NW		IRR	30.0
			SW	NW		IRR	2.0
			SE	NW		IRR	4.0
					Section Acres		75.0
					Total Acres		90.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:
A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

STATE OF IDAHO
Decree Plaintiff

vs

A & C CORP., ET AL.
Decree Defendant

SUE

Fax June 22, 2000

TO: Jan Shurte, IDWR-Western
Roxanne Brown, IDWR-SO

FROM: Fred Price, BLM-ISO

RE: Basin 65 Irr, part II
BLM Objections
NEED FOR DETERMINATION OF EFFECT ON QUANTITY & STUFF
65-06305 Weilmunster
65-07140 Terrace Lakes Recreation Ranch, Inc.
65-09668A Evans

65-06305 Weilmunster:
Is there a reduction in quantity, if total acres are reduced by 3.97 ac?

	DIR RPT	? SF-5 ?
Total Quantity:	0.7 cfs	~~0.7~~ **0.62** cfs
	0.2 AFY	? **0.2** ? AFY

The duty of water recommended appears to be the standard 1"/ acre or 0.02 cfs.

4 ac recommended in NESE - 0.03 ac owned in NESE = 3.97 ac trespass on BLM
0.2 cfs/ac duty X (35 total ac - 3.97 ac trespass = 31.03 ac) = 0.62 cfs

The 0.2 AFY is associated with the stockwater use, but has the effect of limiting the entire right. This sure seems to be a severe limitation on the irrigation use? Should this claim also describe a separate AFY limitation for the irrigation purpose of use (ex. 31.03 ac X 4 AFY/ac duty = 124.12 AFY) so that it is clear that the irrigation quantity is not limited by the stockwater "volume"?

Quantity under Purpose:	0.7 cfs Irr	~~0.7~~ **0.62** cfs Irr
Place of Use:	NESE 4 ac	**Lot 2** (NESE) ~~4~~ **0.03** ac
Total Acres:	35 ac	~~35~~ **31.03** ac

The claimant only owns a small part of this POU, specifically 0.03 ac within the NESE and described as Lot 2. BLM owns the rest of the NESE which is described by Lot 1.

AJ5856NP

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

DATE: APR-11-2000
PAGE: A-153

RIGHTS FROM: SOURCE: LONGS CREEK TRIBUTARY: ALDER CREEK

RIGHT NUMBER: 65-06305

NAME & ADDRESS: DON K WEILMUNSTER
PO BOX 4
GARDEN VALLEY ID 83622

SOURCE: LONGS CREEK TRIBUTARY: ALDER CREEK

35ac X 0.02 cfs/ac = 0.70 cfs = standard 1"/ac.

QUANTITY: 0.7 CFS 0.62 ?
0.2 AFY

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

PRIORITY DATE: 04/01/1932

POINT OF DIVERSION: T08N R04E S15 SESW Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE		QUANTITY	
IRRIGATION	04-01	11-01	0.7	CFS
STOCKWATER	01-01	12-31	0.02	CFS
			0.2	AFY
DOMESTIC 1 HOME	01-01	12-31	0.04	CFS
			1.2	AFY

0.62 ?

PLACE OF USE: IRRIGATION Within BOISE County
T08N R04E S15 NESW 10 NESE NWSE 21
35 ACRES TOTAL
35 - (4 - 0.03) = 35 - 3.97 = 31.03 ac x 0.02 cfs = 0.62 cfs
31.03ac
Place of use for STOCKWATER is same as IRRIGATION

0.03 Lot 1 = BLM = 39.58ac
Lot 2 = Private = 0.03 ac

Place of use for DOMESTIC is same as IRRIGATION

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

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

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 - DECREE

- THE NESE IS ENTIRELY DESCRIBED BY LOTS.
  LOT 1 = BLM
  LOT 2 = Private = 0.03ac
- DESCRIBE POU AS LOT 2 (NESE) 0.03 acres.
- REDUCE 4 AC POU by 3.97 ac of trespass on BLM TO 0.03 AC THAT IS PRIVATE LAND.

IDAHO DEPARTMENT OF WATER
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHTS FROM: SOURCE: LONGS CREEK TRIBUTARY: ALDER CREEK

RIGHT NUMBER: 65-06305

NAME & ADDRESS: DON K WEILMUNSTER
PO BOX 4
GARDEN VALLEY ID 83622

SOURCE: LONGS CREEK TRIBUTARY: ALDER CREEK

QUANTITY: ~~0.70~~ 0.62 ? CFS
0.20 AFY
DOES THIS LIMIT IRRIGATION USE?

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

PRIORITY DATE: 04/01/1932

POINT OF DIVERSION: T08N R04E S15 SESW Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY ?
IRRIGATION	04-01 11-01	~~0.70~~ 0.62 CFS
STOCKWATER	01-01 12-31	0.02 CFS
		0.20 AFY
DOMESTIC 1 HOME	01-01 12-31	0.04 CFS
		1.20 AFY

PLACE OF USE: IRRIGATION Within BOISE County
T08N R04E S15 NESW 10 ~~Lot 2~~ (NESE) ~~4~~ 0.03
NWSE 21

~~35~~ 31.03 ACRES TOTAL

Place of use for STOCKWATER is same as IRRIGATION

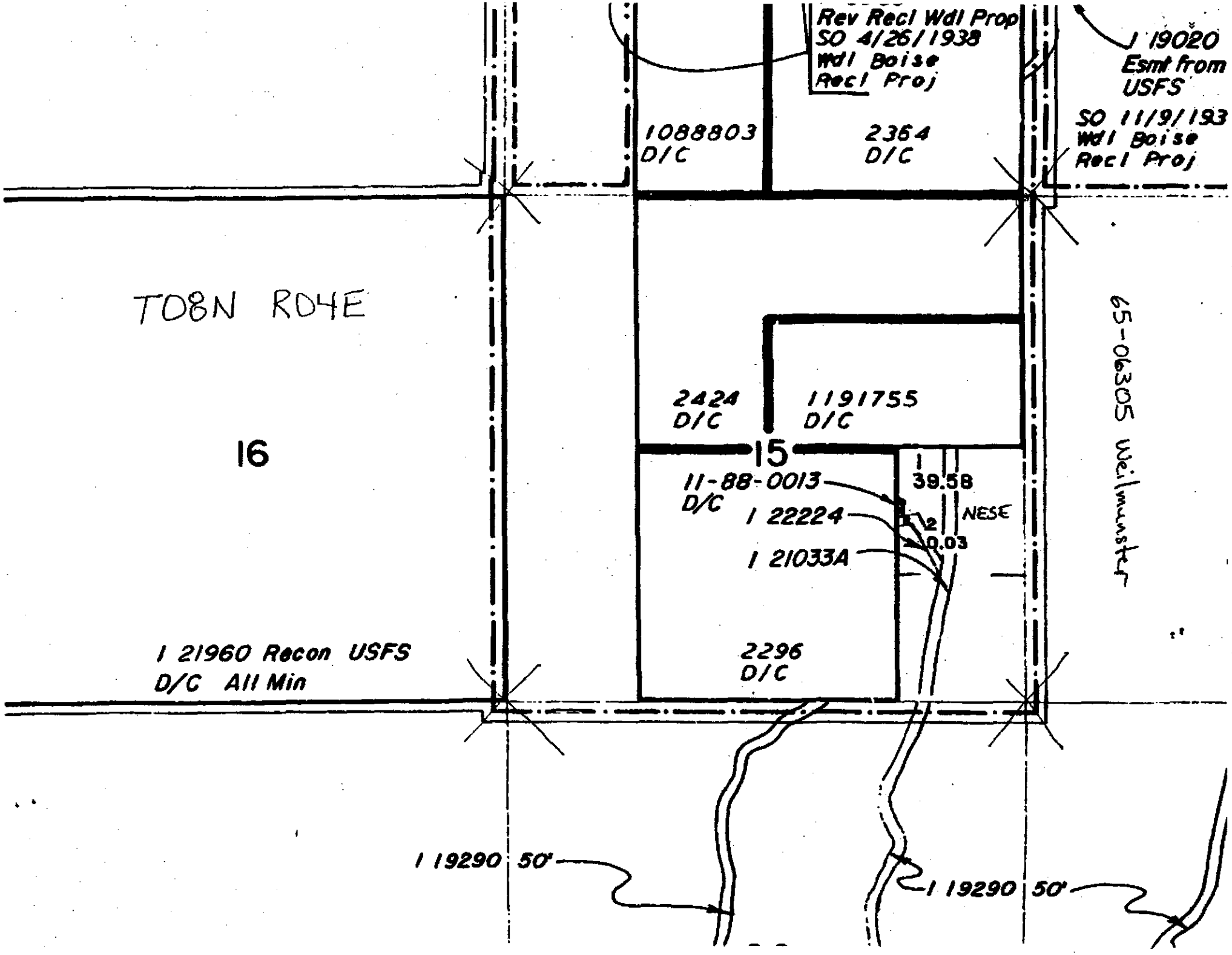
Place of use for DOMESTIC is same as IRRIGATION

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

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

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 - DECREE



JUN-22-00 17:46 FROM:CACI INC ID:208 387 0842 PAGE 4

65-07140 Terrace Lakes Recreation Ranch, Inc.:
The POD has an error, do your records indicate where the POD is supposed to be located?
The POU in T09N S33 is a typo and should be T10N. I think an SF-4 (Amended Claim) will be needed to fix the POU?

	DIR RPT	**? SF-5 ?**
POD:	Lot 1 (NWNW)	Lot 1 (**NENE**), or **Lot 4 (** NWNW), or Something else -entirely?

The "lot" and tract do not agree with each other: Lot 1 is in the NENE and the NWNW is in Lot 4. Does your file indicate where this POD really is?

POU: T09N R04E S33 Lot 2 (SENE) ~~**T09N**~~ **T10N** R04E S33 Lot 2 (SENE)

This has got to be a typo, as this POU is described in the Dir. Rpt. 6 miles away from all the other POUs. However, the claimant claimed it this way, so I guess this fix will require an SF-4 (Amended Claim)?

AJ5856NP

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

DATE: APR-11-2000
PAGE: A-154

RIGHTS FROM: SOURCE: MC BRIDE CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

RIGHT NUMBER: 65-07140

NAME & ADDRESS: TERRACE LAKES RECREATION RANCH INC
HC 76 BOX 4201
GARDEN VALLEY ID 83622

SOURCE: MC BRIDE CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.13 CFS
94.0 AFY

PRIORITY DATE: 05/26/1970

= NENE = private

= LOT 4 = private

POINT OF DIVERSION: T09N R04E S05 LOT 1 (NWNW) — LOT & TRACT DON'T AGREE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01-01 12-31	0.13 CFS
		94.0 AFY

DOMESTIC USE IS FOR 300 HOMES

PLACE OF USE: DOMESTIC Within BOISE County

T09N R04E S03	Lot 4	(NWNW)✓						
S04	Lot 1	(NENE)✓	Lot 2	(NWNE)✓	Lot 3	(NENW)✓		
S33	Lot 2	(SENE) — BLM						
T10N R04E S33		SWNE✓	Lot 3	(NESE)✓		NWSE✓		SWSE
	Lot 4	(SESE)✓						
S34		SWNW✓		NWSW✓				

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 - DECREE

THE PLACE OF USE DESCRIBED IN T09N R04E S33 LOT 2 (SENE) IS A TYPOGRAPHICAL ERROR AND SHOULD BE DECRIBED AS IN T10N.

THE POU ON BLM IS 6 MILES FROM THE OTHER POUs.

DO YOUR RECORDS INDICATE WHERE THE POD SHOULD BE?

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

RIGHTS FROM: SOURCE: MC BRIDE CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

RIGHT NUMBER: 65-07140

NAME & ADDRESS: TERRACE LAKES RECREATION RANCH INC
HC 76 BOX 4201
GARDEN VALLEY ID 83622

SOURCE: MC BRIDE CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.13 CFS
94.0 AFY

PRIORITY DATE: 05/26/1970

POINT OF DIVERSION: T09N R04E S05 LOT 1 (NWNW) Within BOISE County

DON'T AGREE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01-01 12-31	0.13 CFS 94.0 AFY

DOMESTIC USE IS FOR 300 HOMES

PLACE OF USE: DOMESTIC Within BOISE County

T09N	R04E	S03	Lot 4 (NWNW)	
		S04	Lot 1 (NENE)	Lot 2 (NWNE)
			Lot 3 (NENW)	
		~~S33~~	~~Lot 2 (SENE)~~	
T10N	R04E	S33	SWNE	Lot 2 (SENE)
			Lot 3 (NESE)	NWSE
			SWSE	Lot 4 (SESE)
		S34	SWNW	NWSW

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 - DECREE

TOWNSHIP 9 NORTH RANGE 4

T09N R04E

BOISE COUNTY

BOISE DISTRICT SEC 5

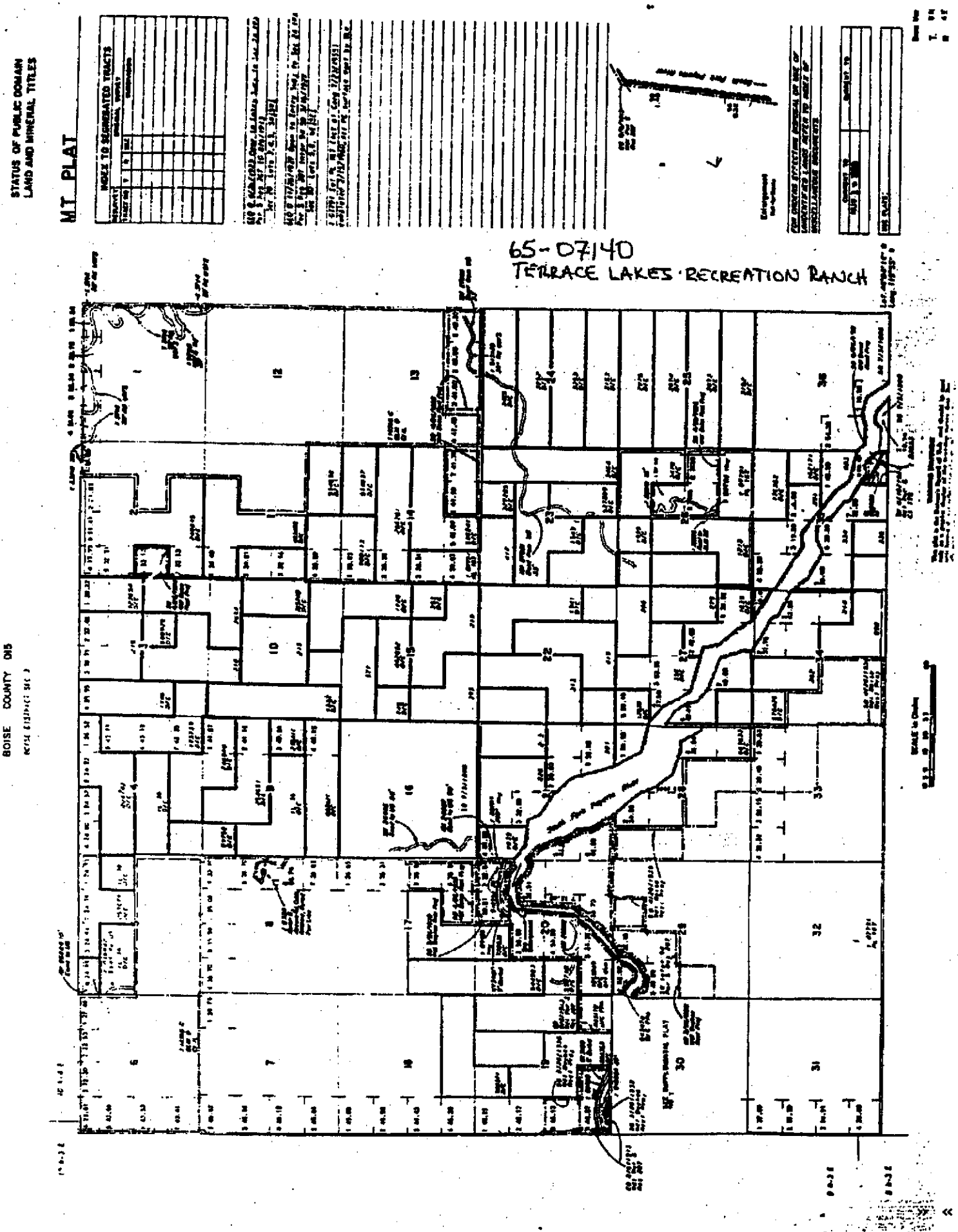
65-07140
Terrace Lakes
Recreation, Inc.

LOT 4 (NWNW)

LOT 1 (NENE)

5

JUN-22-00 17:47 FROM:CACI INC ID:208 387 0842 PAGE 8


MT PLAT
STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES
INDEX TO SEGREGATED TRACTS
65-07140
TERRACE LAKES RECREATION RANCH
TOWNSHIP 9 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO
BOISE COUNTY ID5

PARTIALLY SURVEYED TOWNSHIP 10 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO

BOISE COUNTY 05

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS

SEGREGATED TRACT NO.	T.	R.	SEC.	Subdivision

65-07140 Terrace Lakes Recreational Ranch, Inc.

Enlarged Diagram

FOR ORDERS EFFECTING DISPOSAL OR USE OF UNIDENTIFIED LANDS REFER TO INDEX OF MISCELLANEOUS DOCUMENTS

SCALE in Chains

JUN-22-00 17:48 FROM:CACI INC ID:208 387 0842 PAGE 10

65-09668A Evans:
Is there a reduction in quantity, if total acres are reduced by 3.0 ac?
Section 23 SWSE is actually a government lot and should be described as Lot 2 (SWSE).

	DIR RPT	**? SF-5 ?**
Total Quantity:	2.38 cfs	~~2.38~~ **2.30** cfs

The duty of water recommended appears to be slightly over the standard 1"/ acre at 0.0259 cfs/ac (2.33 cfs / 90 total ac = 0.0259 cfs/ac)?

A proportionate reduction in quantity may occur when the 3 ac POU in S26 NWNE is deleted from the claim:

0.0259 cfs/ac duty X (90.0 total ac -3.0 ac on BLM = 87.0 ac) = 2.25 cfs

2.25 cfs for irrigation + 0.05 cfs for stockwater = 2.30 cfs total

Quantity under Purpose:	2.33 cfs Irr	~~2.33~~ **2.25** cfs Irr
	0.05 cfs Stock	0.05 cfs Stock
Place of Use:	S23 SWSE 2 ac	S23 **Lot 2** (SWSE) 2 ac
	S26 NWNE 3 ac	~~S26 NWNE 3 ac~~

The SWSE in S23 is actually a government lot and should be described as Lot 2 (SWSE).

The POU described in S26 NWNE 3 ac represents an Unauthorized Use of federal public land and will need to be removed from the claim. This reduction of 3 acres may result in a proportionate reduction in quantity?

Total Acres:	90 ac	~~90~~ **87.0** ac

A95856NP

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

DATE: APR-11-2000
PAGE: A-144

RIGHTS FROM: SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

RIGHT NUMBER: 65-09668A

NAME & ADDRESS: CLINTON H EVANS
EILENE H EVANS
11 ELK SPRINGS RD
GARDEN VALLEY ID 83622

SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 2.30 CFS 2.30? 2.33 cfs/90ac = 0.0259 cfs/ac.

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

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION: T10N R04E S24 SWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 11-01	(2.33) CFS 2.25?
STOCKWATER	01-01 12-31	0.05 CFS 0.05

PLACE OF USE: IRRIGATION Within BOISE County
T10N R04E S23 Lot 3 (SESW) 11 ✓ Lot 2 (SWSE) 2 ✓
S26 NWNE 3 - BLM NENW 30 ✓ NWNW 25 ✓ SWNW 4 ✓
SENW 7 ✓

90 ACRES TOTAL
90-3 = 87 ac (2.33 cfs/90 ac) x 87 ac = 2.25 cfs + 0.05 = 2.30 cfs total
Place of use for STOCKWATER is same as IRRIGATION

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

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

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 - DECREE
STOCKWATER, 100 RANGE CATTLE

FARMING IS NOT AUTHORIZED ON BLM.
REMOVE 3 ACRES ON BLM FROM THIS CLAIM.
REMOVE STOCKWATER POL ON BLM FROM THIS CLAIM.

S23 SWSE IS ACTUALLY LOT 2.

IDAHO DEPARTMENT OF WATER RESOURCES DATE: APR-11-2000
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW PAGE: A-144

RIGHTS FROM: SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

RIGHT NUMBER: 65-09668A

NAME & ADDRESS: CLINTON H EVANS
EILENE H EVANS
11 ELK SPRINGS RD
GARDEN VALLEY ID 83622

SOURCE: LIGHTNING CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: ~~2.30~~ 2.30 CFS

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

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION: T10N R04E S24 SWNE Within BOISE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04-01 11-01	~~2.33~~ 2.25 CFS
STOCKWATER	01-01 12-31	0.05 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T10N R04E	S23	Lot 3 (SESW) 11	LOT 2 (SWSE) 2
	S26	~~NWNE 3~~	NENW 38
		NWNW 25	SWNW 4
		SENW 7	

~~90~~ 87 ACRES TOTAL

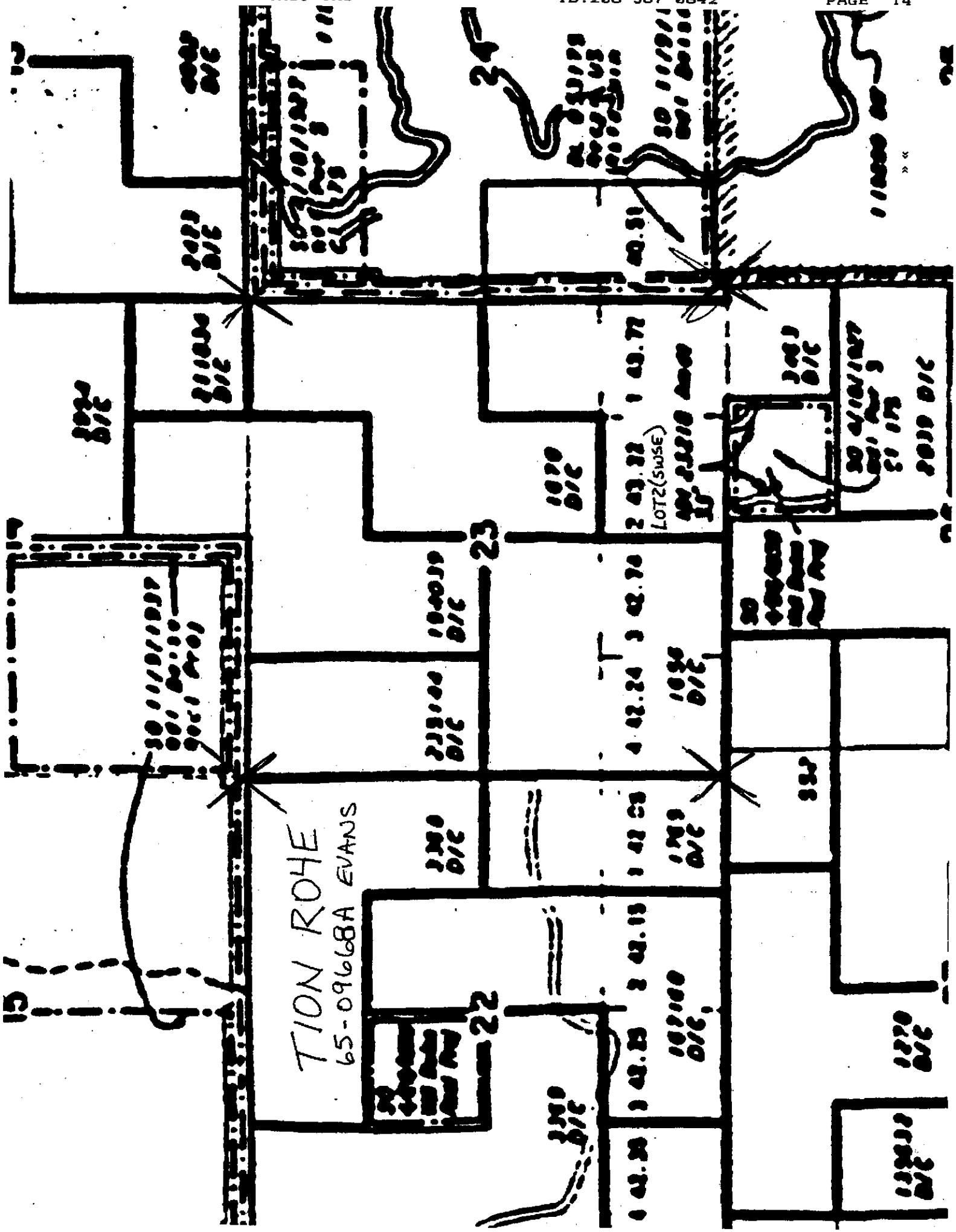
Place of use for STOCKWATER is same as IRRIGATION

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

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

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 - DECREE
STOCKWATER, 100 RANGE CATTLE


TION ROHE
65-09668A EVANS
LOT2(SW5E)

PARTIALLY SURVEYED TOWNSHIP 10 NORTH RANGE 4 EAST OF THE BOISE MERIDIAN, IDAHO

BOISE COUNTY 015

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS

65-09668A
EVANS

Enlarged Diagram

SCALE in Chains

JUN-22-00 17:50 FROM:CACI INC ID:208 387 0842 PAGE 15

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	EILENE H EVANS	06/01/1887	IRRIGATION	04-01	11-01	2.330 CFS	
C	CLINTON H EVANS		STOCKWATER	01-01	12-31	0.050 CFS	
	11 ELK SPRINGS RD						
	GARDEN VALLEY ID 83622			TOTAL DIVERSION:		2.380 CFS	
	(208) 462-3072						

Water Source: LIGHTNING CREEK Tributary to: PAYETTE RIVER, MIDDLE FORK Stage: DECREED

Point(s) of Diversion: T10N R04E S24 SWNE BOISE 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
10N	04E	23												03-11				02	13.0
10N	04E	26					38	25	04										77.0
																		TOTAL ACRES	90.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BOISE

Other Rights: NONE

Conditions of Approval:

N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.

N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

C18 - 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.

Remarks: EXP STOCKWATER, 100 RANGE CATTLE

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

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/27/1999 User-ID: SBOCK Subject: COPIED FROM REMARKS
A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT
THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT
POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL
CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED
FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT
LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.

Date: 10/04/1999 User-ID: SBOCK Subject: POU
MODIFIED TO FIT ACTUAL IRR. ACRES STILL REMAINS AT 90 ACRES AS
DECREED.

Date: 01/31/2000 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 02/23/2000 User-ID: SBOCK Subject: ADDRESS CORRECTION
PER NOE

Audit: 02/23/00 SBOCK

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	EILENE H EVANS	06/01/1887	IRRIGATION	04-01	11-01	2.330 CFS	
C	CLINTON H EVANS		STOCKWATER	01-01	12-31	0.050 CFS	
	HC 76 BOX 2320						
	GARDEN VALLEY ID 83622			TOTAL DIVERSION:		2.380 CFS	
	(208) 462-3072						

Water Source: LIGHTNING CREEK Tributary to: PAYETTE RIVER, MIDDLE FORK Stage: DECREED

Point(s) of Diversion: T10N R04E S24 SWNE BOISE 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
10N	04E	23														03-11				02		13.0
10N	04E	26		03				38	25	04	07											77.0
																				TOTAL ACRES		90.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BOISE

Other Rights: NONE

Conditions of Approval:

N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE - SHALL NOT EXCEED 13,000 GALLONS PER DAY.

N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR - STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL - USE.

Remarks: EXP STOCKWATER, 100 RANGE CATTLE

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

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/27/1999 User-ID: SBOCK Subject: COPIED FROM REMARKS
A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT
THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT
POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL
CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED
FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT
LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.

Date: 10/04/1999 User-ID: SBOCK Subject: POU
MODIFIED TO FIT ACTUAL IRR. ACRES STILL REMAINS AT 90 ACRES AS
DECREED.

Audit: 10/04/99 SBOCK

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	EILENE H EVANS	06/01/1887	IRRIGATION	04-01	11-01	2.33 CFS	
C	CLINTON H EVANS		STOCKWATER	01-01	12-31	0.05 CFS	
	HC 76 BOX 2320						
	GARDEN VALLEY ID 83622			TOTAL DIVERSION:		2.38 CFS	
	(208) 462-3072						

Water Source: LIGHTNING CREEK Tributary to: PAYETTE RIVER, MIDDLE FORK Stage: DECREED

Point(s) of Diversion: T10N R04E S24 ~~SWNE~~ BOISE 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
10N	04E	23												03-11			2		15.0
10N	04E	26	~~01~~ 3				38	~~30~~ 25	~~02~~ 4	~~04~~ 8									75.0
																	TOTAL ACRES		90.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BOISE

Non-Irrigation Uses: S/100 COWS

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A65-09668A A65-09668B R65-09668B

Other Water Rights Listing Overlapping Place(s) of Use:
A65-03221 A65-03222 A65-03223 A65-08290 A65-09668 A65-09668A A65-09716 R65-03221 R65-03222 R65-03223
R65-08290 R65-09716

Remarks: GEN A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.

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

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Audit: 03/26/99 JSHURTE

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	CECILE V. BUNCH	06/01/1887	IRRIGATION	04/01	11/01	0.600 CFS	
C	HAROLD D. BUNCH		STOCKWATER	01/01	12/31	0.010 CFS	
	GARDEN VALLEY ID 83622				TOTAL DIVERSION:	0.610 CFS	

Water Source: LIGHTNING CREEK Tributary to: PAYETTE RIVER, MIDDLE FORK Stage: DECREED

Point(s) of Diversion: T10N R04E S24 SWNW BOISE 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
10N	04E	23														03-23			23.0
																TOTAL ACRES			23.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: BOISE

Dates: App. Received: Priority Date: 06/01/1887
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

ADDRESS IS: HC76, Box 2320
GARDEN VALLEY
I DON'T KNOW IF YOU NEED THIS FOR A CHANGE?

INTER-DEPARTMENT MEMO — 1

FROM Jan Thiele

DATE 6/1/89

TO Debbie Allan

SUBJECT Change in Program Acct Class

Please change the attached receipt to the water right codes - the $25 has been added in for a transfer fee rather than an adjudication claim fee. The Code etc. should be 06 10 199/1238/6390 for App. for Transfer No. 65-09668A.

SIGNATURE

Thanks, Jan

MICROFILMED
SEP 24 1992

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

according to Don Shaff, this receipt (#C006211) needs to be changed from an adj. fee to the balance of the fee for the application for transfer. Debbie Allen can do this. Sent memo & copy of Receipt to Debbie 6/1/89 Kim ☺

Receipt No: C006211

Date: 04/06/89
Time: 11:35:21

Received
From: EVANS, EILENE H.

Type of Payment	Program Acct Class	Amount
~~ADJUDICATION FEES~~ APP. FOR TRANSFER No. 65-09668A	0410162 9337 6490	$25.00
	Total	$25.00

See copy of memo to Debbie Allen dated 6/1/89.

CHECK 234

WR/NO: A65-09668

Idaho Department of Water Resources

Region: STATE

Signature: K. Young

MICROFILMED
SEP 24 1992

Water Rights Contractor Checklist and Documentation Sheet Claim No. 65-096688A

X Print CVR

- Copy michrofiche license, field exam, decree or check permit status

X Verify POU/POD location with county subdivision plats and tax records, napp photograghy or ortho photo quads

X Create shape file

- Create and Print layout

- Complete CVR
  Overlap Review
  Second Round Notice Candidates

- Create "R" Record

- Organize file

Notes: RP 10N R04E 23 7190 A Sec. 23 15.8 ac. Tax 1 (SESW)
RP 10N R04E 26 2450 A Sec. 26 1.0 Acres Tax 188
RP 10N 04E 26 2451 A Sec. 26 E½NW Less Tax 188 79 acres
RP 10N 04E 26 3050 T Sec. 26 Tax 1 NWNW 48.94 ac.

Prepared By: _____
Date Completed: _____

GENERAL INFORMATION

126
CLAIM NUMBER: A65-09668A

LAST: BUNCH FIRST: CECILE V
ADDRESS:
CITY: GARDEN VALLEY STATE: ID ZIP: 83622
PHONE NUMBER: 208-000-0000

OWNER CODE: O

LAST: BUNCH FIRST: HAROLD D
ADDRESS:
CITY: GARDEN VALLEY STATE: ID ZIP: 83622
PHONE NUMBER: 208-000-0000

OWNER CODE: O

LAST: EVANS FIRST: EILENE H
ADDRESS: HC 76 BOX 2320
CITY: GARDEN VALLEY STATE: ID ZIP: 83622
PHONE NUMBER: 208-462-3072

OWNER CODE: C

LAST: EVANS FIRST: CLINTON H
ADDRESS: HC 76 BOX 2320
CITY: GARDEN VALLEY STATE: ID ZIP: 83622
PHONE NUMBER: 208-462-3072

OWNER CODE: C

FIELD EXAM REQUIRED?	DATABASE	FIELD EXAMINER
VERIFICATION REQUIRED DUE TO REMARKS?	Y	Y(___) N(___)

CLAIM REMARKS: GEN A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.

FIELD EXAMINATION INFORMATION CLAIM NUMBER: A65-09668A

CONTACT PERSON: _____ PHONE NUMBER: (___) ___-____

DATE OF FIELD EXAM: __/__/__ APPOINTMENT MADE: Y(__) N(__) TIME: ___:___ A(__) P(__)

ACCOMPANIED BY:_____ PHONE NUMBER: (___) ___-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

PRIORITY DATE REVIEW PAGE CLAIM NUMBER: A65-09668A

A. AJ CLAIM: # A65-09668A PRIORITY DATE: 06-01-1887 STAGE: D

B. WR RECORD: # 65-09668A PRIORITY DATE: 06-01-1887 STAGE: D

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

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

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

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

PROOF OF BENEFICIAL USE SUBMITTED N/A(X) Y(__) N(__)

FIELD EXAM COMPLETED N/A(X) Y(__) N(__)

FIELD EXAM SENT TO STATE OFFICE N/A(X) 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(X) 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(X) N(__)

NOTES: _____

RECOMMENDED PRIORITY DATE:

06-01-1887

REVIEWED BY _____ DATE 9/27/99

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
A65-09668A	10N	04E	24		SW	NE			BOISE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A65-09668B	R65-09668B

WR RECORDS IN SAME 40 ACRE TRACT

65-09667
65-09668B
65-13555

SOURCE: LIGHTNING CREEK TRIB: PAYETTE RIVER, MIDDLE FORK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-09668A	10N	04E	24		SW	NW			BOISE		

OTHER WR RECORDS WITH SAME WR POD

65-11213

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A65-11213A	R65-11213A
A65-11213B	R65-11213B
A65-11213C	R65-11213C

SOURCE: LIGHTNING CREEK TRIB: PAYETTE RIVER, MIDDLE FORK

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

* 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(X) N(___)

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y(___) N(___)

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y(___) N(___)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: POD was changed per transfer No. 35596. POD was not moved, water corrected.

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
10N	04E	24		SW	NE			BOISE		

SOURCE: LIGHTNING CREEK TRIB: PAYETTE RIVER, MIDDLE FORK

REVIEWED BY: SB DATE: 9/27/99

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

A. ROOT WATER RIGHT NUMBERS: A65-09668B
A65-09668A

R65-09668A

R65-09668B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10N	04E	23	SE	SW	3	EVANS, EILENE H	A65-09668A / 15.0	- /	33.0		
			SE	SW		PINE TREE RANCH INC	A65-03222 / 16.0	65-03222 / 16.0			
			SE	SW		PINE TREE RANCH INC	A65-08290 / 16.0	65-08290 / 16.0			
			SE	SW		PINE TREE RANCH INC	R65-03222 / 16.0	- /			
			SE	SW		PINE TREE RANCH INC	R65-08290 / 16.0	- /			
			SE	SW	3	EVANS, EILENE H	R65-09668A / 15.0	- /			
			SE	SW	3	EVANS, CLINTON H.		65-09668B / 15.0			
			SE	SW	3	EVANS, CLINTON H		65-13555 / 5.0			15
10N	04E	26	NW	NE		EVANS, EILENE H	A65-09668A / 1.0	- /			
			NW	NE		EVANS, EILENE H	R65-09668A / 1.0	- /			
			NW	NE		EVANS, CLINTON H.		65-09668B / 1.0			1
10N	04E	26	NE	NW		EVANS, EILENE H	A65-09668A / 38.0	- /	33.0		
			NE	NW		EVANS, EILENE	65-09667 /	- /			
			NE	NW		EVANS, EILENE	A65-09667 /	- /			
			NE	NW		EVANS, EILENE H	A65-18035 /	- /			
			NE	NW		EVANS, EILENE H	65-18035 /	- /			
			NE	NW		EVANS, EILENE H	R65-09668A / 38.0	- /			
			NE	NW		EVANS, CLINTON H		65-13555 / 2.0			
			NE	NW		EVANS, CLINTON H.		65-09668B / 38.0			38
10N	04E	26	NW	NW		EVANS, EILENE H	A65-09668A / 30.0	- /	38.0		
			NW	NW		EVANS, EILENE H	A65-18035 /	- /			
			NW	NW		PINE TREE RANCH INC	A65-03222 / 2.0	65-03222 / 2.0			
			NW	NW		PINE TREE RANCH INC	A65-08290 / 2.0	65-08290 / 2.0			
			NW	NW		EVANS, EILENE H	65-18035 /	- /			
			NW	NW		PINE TREE RANCH INC	R65-03222 / 2.0	- /			
			NW	NW		EVANS, EILENE H	R65-09668A / 30.0	- /			
			NW	NW		PINE TREE RANCH INC	R65-08290 / 2.0	- /			
			NW	NW		EVANS, CLINTON H		65-13555 / 2.0			30
			NW	NW		EVANS, CLINTON H.		65-09668B / 30.0			
10N	04E	26	SW	NW		EVANS, EILENE H	A65-09668A / 2.0	- /	24.0		
			SW	NW		PINE TREE RANCH INC	A65-03221 / 2.0	65-03221 / 2.0			
			SW	NW		EVANS, EILENE H	A65-18035 /	- /			02
			SW	NW		PINE TREE RANCH INC	A65-03222 / 1.0	65-03222 / 1.0			
			SW	NW		PINE TREE RANCH INC	A65-03223 / 4.0	65-03223 / 4.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES		WR #/ACRES		LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			SW	NW		PINE TREE RANCH INC	A65-08282 /		65-08282 /				
			SW	NW		PINE TREE RANCH INC	A65-08290 /	1.0	65-08290 /	1.0			
			SW	NW		LA PORTE, ANNE M	A65-09716 /	2.0	65-09716 /	2.0			
			SW	NW		LA PORTE, FRANCIS M	A65-18088 /		- /				
			SW	NW		SCRIVER WOODS HOMEOWNERS ASSOCA	65-12347 /		65-12347 /				
			SW	NW		LA PORTE, FRANCIS M	65-18088 /		- /				
			SW	NW		SCRIVER WOODS HOMEOWNERS ASSOCR	65-12103 /		65-12103 /				
			SW	NW		SCRIVER WOODS HOMEOWNERS ASSOCR	65-12347 /		- /				
			SW	NW		EVANS, EILENE H	65-18035 /		- /				
			SW	NW		PINE TREE RANCH INC	65-08282 /		- /				
			SW	NW		PINE TREE RANCH INC	R65-03221 /	2.0	- /				
			SW	NW		PINE TREE RANCH INC	R65-03222 /	1.0	- /				
			SW	NW		PINE TREE RANCH INC	R65-03223 /	4.0	- /				
			SW	NW		PINE TREE RANCH INC	R65-08290 /	1.0	- /				
			SW	NW		EVANS, EILENE H	R65-09668A /	2.0	- /				
			SW	NW		LA PORTE, ANNE M	R65-09716 /	2.0	- /				
			SW	NW		EVANS, CLINTON H.			65-09668B /	2.0			
			SW	NW		CANFIELD, ROBERT			65-13259 /	0.2			
			SW	NW		EVANS, CLINTON H			65-13555 /	8.0			
10N	04E	26	SE	NW		EVANS, EILENE H	A65-09668A /	4.0	- /		11.0		
			SE	NW		EVANS, EILENE H	A65-18035 /		- /				
			SE	NW		EVANS, EILENE H	65-18035 /		- /				
			SE	NW		EVANS, EILENE H	R65-09668A /	4.0	- /				
			SE	NW		EVANS, CLINTON H			65-13555 /	38.0			
			SE	NW		EVANS, CLINTON H.			65-09668B /	4.0			

ADDITIONAL POU FOUND

TOTAL ACRES A65-09668A 90.00 139.00

POU COUNTY: BOISE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED? Y(___) N(X)

* 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
A65-09668A	LIGHTNING CREEK	EVANS, EILENE H	2.380	0.026		
A65-03221	SCRIVER CREEK	PINE TREE RANCH INC	1.350	0.019		
R65-03221	SCRIVER CREEK	PINE TREE RANCH INC	1.350	0.019		
R65-03222	SCRIVER CREEK	PINE TREE RANCH INC	2.900	0.018		
A65-03222	SCRIVER CREEK	PINE TREE RANCH INC	2.900	0.018		
A65-03223	SCRIVER CREEK	PINE TREE RANCH INC	0.540	0.015		
R65-03223	SCRIVER CREEK	PINE TREE RANCH INC	0.540	0.015		
R65-08290	SCRIVER CREEK	PINE TREE RANCH INC	0.320	0.001		
A65-08290	SCRIVER CREEK	PINE TREE RANCH INC	0.320	0.001		
R65-09668A	LIGHTNING CREEK	EVANS, EILENE H	2.380	0.026		
A65-09716	PAYETTE RIVER, MIDDLE FORK	LA PORTE, ANNE M	0.020	0.010		
R65-09716	PAYETTE RIVER, MIDDLE FORK	LA PORTE, ANNE M	0.020	0.010		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY			RATE	VOLUME
A65-09668A	STOCKWATER	EVANS, EILENE H	FROM	01-01	TO 12-31	0.050 CFS	
65-09667	DOMESTIC	EVANS, EILENE	FROM	01-01	TO 12-31	0.120 CFS	3.60 AF/A
A65-09667	DOMESTIC	EVANS, EILENE	FROM	01-01	TO 12-31	0.120 CFS	3.60 AF/A
A65-18035	STOCKWATER	EVANS, EILENE H	FROM	01-01	TO 12-31	0.030 CFS	
65-18035	STOCKWATER	EVANS, EILENE H	FROM	01-01	TO 12-31	0.020 CFS	
A65-08282	STOCKWATER	PINE TREE RANCH INC	FROM	01-01	TO 12-31	0.100 CFS	9.40 AF/A
A65-18088	DOMESTIC	LA PORTE, FRANCIS M	FROM	01-01	TO 12-31	0.040 CFS	
A65-12347	DOMESTIC	SCRIVER WOODS HOMEOWNERS ASSOC	FROM	01-01	TO 12-31	0.200 CFS	120.00 AF/A
65-18088	DOMESTIC	LA PORTE, FRANCIS M	FROM	01-01	TO 12-31	0.040 CFS	
R65-12103	DOMESTIC	SCRIVER WOODS HOMEOWNERS ASSOC	FROM	01-01	TO 12-31	0.070 CFS	50.60 AF/A
R65-12347	DOMESTIC	SCRIVER WOODS HOMEOWNERS ASSOC	FROM	01-01	TO 12-31	0.200 CFS	120.00 AF/A
65-08282	STOCKWATER	PINE TREE RANCH INC	FROM	01-01	TO 12-31	0.100 CFS	9.40 AF/A

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y(___) N(X)

* 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(X) 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(0) N(___)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y(___) N(0)

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(X)

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CLAIM NUMBER: A65-09668A

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDWR NO. _____; ( ) TOPOGRAPHIC QUAD, IDWR NO. _____;

( ) NAPP, IDWR NO. _____; ( ) ASCS PHOTO; ( ) OTHER _____

NOTES: CBS Covered

RECOMMENDATIONS:

TOTAL ACRES: 90 N/A(__)

REVIEWED BY: SB DATE: 9/27/99

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CLAIM NUMBER: A65-09668A

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-09668A	IRRIGATION	FROM 04-01 TO 11-01	2.330 CFS	
A65-09668A	STOCKWATER	FROM 01-01 TO 12-31	0.050 CFS	
		TOTAL DIVERSION RATE/VOLUME	2.380 CFS	

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-09668A	IRRIGATION	FROM 04-01 TO 11-01	0.600 CFS	
65-09668A	STOCKWATER	FROM 01-01 TO 12-31	0.010 CFS	
		TOTAL DIVERSION RATE/VOLUME	0.610 CFS	

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

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

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

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

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 2.380 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.610 CFS

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

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

* 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(X)

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 90 x 0.02 CFS/ACRE = 1.8 CFS
(Taken from pou review)

1b. CALCULATIONS

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

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

as declared. POD as over 1 mile away from POD

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 225.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

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

NOTES: Ds Diamond

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

REC. PURPOSE OF USE	REC. PERIOD FROM	TO	REC. DIV RATE CFS DATABASE	EXAMINER	REC. DIV VOL. AF/A DATABASE	EXAMINER	REC. CONS. USE DATABASE	EXAMINER
IRRIGATION	04-01	11-01	2.330				225.0	
STOCKWATER	01-01	12-31	0.050				225.0	
TOTAL FOR THIS RIGHT			2.380				225.0	

NON-IRRIGATION USES CLAIMED: S/100 COWS

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: _____ DATE: _____

FLAG: ____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE): EXP-Stockwater NOS, NOS

EXPLANATORY CONDITIONS (CODE):

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: 65-09668

	DATABASE	EXAMINER	
TOTAL DIVERSION RATE OF WR SPLITS	2.990	_____	CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-09668A	2.380	R65-09668A	2.380	65-09668	
-	A65-09668B	0.610	R65-09668B	0.610	65-09668A	0.610
-	-		-		65-09668B	2.380
	TOTAL CFS	2.990		2.990		2.990

DIVERSION RATE REVIEW

	DATABASE	FIELD EXAMINER
DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)	N	Y(___) N(___)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW (___) OR SEE ATTACHMENT (___)?		

NOTES:

AUTHENTICATION:

SIGNATURE: Dan Boer DATE: 9/27/99

NAME OF FIELD EXAMINER: _____ TITLE: _____

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 _____ IDWR ID NO. _____	Y(___) N(___)
( ) TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(___) N(___)
( ) NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y(___) 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(___)
(X) OTHER GIS Map	DATE _____	Y(___) N(___)
( ) OTHER _____	DATE _____	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	_____	____	_____
( ) SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED	_____	____	_____
( ) HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED	_____	____	_____
( ) CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	_____	____	_____
( ) FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED	_____	____	_____
( ) OTHER _____	DATE	_____	____	_____
( ) OTHER _____	DATE	_____	____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

21:00:19
06/30/99

PAGE: 18
QUICKLOOK INFORMATION

143
CLAIM NUMBER: A65-09668A

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

BARCODE UPDATED
WHOM/DATE

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	EILENE H EVANS	06/01/1887	IRRIGATION	04-01	11-01	2.33 CFS	
C	CLINTON H EVANS		STOCKWATER	01-01	12-31	0.05 CFS	
					TOTAL DIVERSION:	2.38 CFS	
					CONSUMPTIVE USE:		225.00 AFA

Water Source: LIGHTNING CREEK Tributary to: PAYETTE RIVER, MIDDLE FORK Stage: DECREED

Point(s) of Diversion: T10N R04E S24 SWNE BOISE 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
10N	04E	23												03-15					15.0
10N	04E	26		01			38	30	02	04									75.0
																		TOTAL ACRES	90.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BOISE

Non-Irrigation Uses: S/100 COWS

Other Rights: NONE

Remarks: GEN A TRANSFER IS BEING FILED ON THIS CLAIM IN ORDER TO CORRECT THE POINT OF DIVERSION. RIGHT WAS DECREED WITH INCORRECT POINT OF DIVERSION; TRANSFER WILL NOT INVOLVE ANY PHYSICAL CHANGE IN THE ACTUAL WATER RIGHT.
NO FEE SUBMITTED EVEN THOUGH THE POINT OF DIVERSION WAS CHANGED FROM DECREE, BECAUSE APP. FOR TRANSFER FILED INSTEAD TO CORRECT LEGAL DESCRIPTION NOW. NO FEE REQUIRED ON CLAIM.

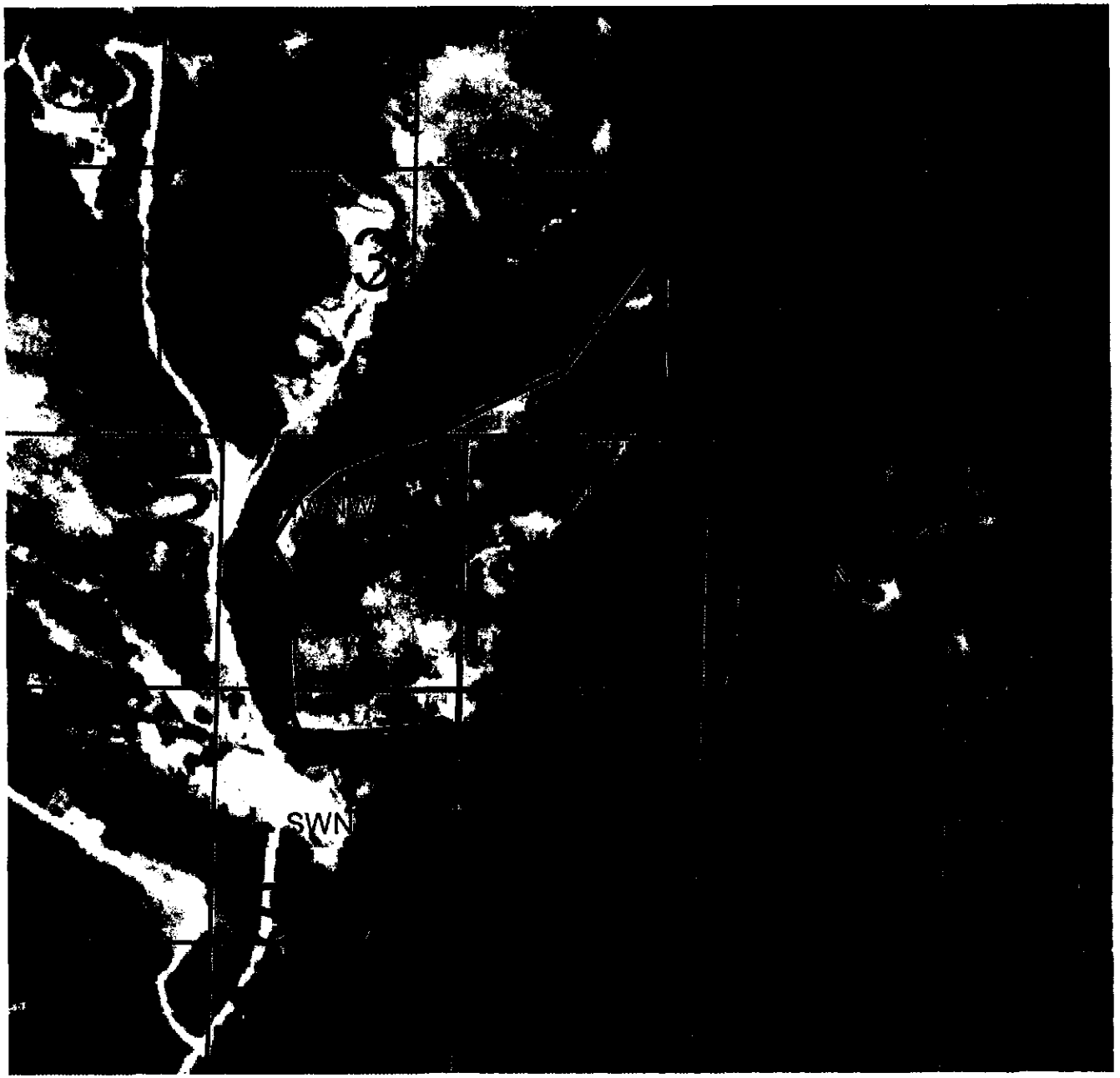
Dates: Exam Made Date: Verified Date: *Objection Filed Date:*

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

SWN

Idaho Dept. of Water Resources

Claim No(s): 65-09968A
Claimant(s): Evans
T10N, R04E, S 23, 26
Prepared by: Sue Bock
Date: 10/04/1999



Place of Use

Point of Diversion

Section lines

1/4 1/4 lines

N
W
E
S

1987 NAPP Photo

0 0.3 0.6 Miles