

12/01/2005

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

RIGHT NUMBER: 1-10482

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
REGIONAL DIRECTOR PN REGION
BUREAU OF RECLAMATION
1150 N CURTIS RD STE 100
BOISE ID 83706-1234

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.540 CFS

PRIORITY DATE: 04/01/1940

POINT OF DIVERSION:

T09S R25E S1 NENESW Lot 3 Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.540 CFS

PLACE OF USE: IRRIGATION Within MINIDOKA County

T08S R25E S36	SESE	0.4	T09S R25E S01 Lot 5 NENE	2.9
T09S R25E S01	NWNE	6.4	T09S R25E S01 Lot 8 SWNE	10.5
T09S R25E S01	NENW	6.8	T09S R25E S01 Lot 7 SENW	5.0

32 ACRES TOTAL

This right is limited to the irrigation of 27 acres within the place of use described above in a single irrigation season.

Right Nos. 1-4048 and 1-10482 are limited to the irrigation of a combined total of 32 acres in a single irrigation season.

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 - Beneficial Use
Property is also known as Walcott Park.

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: A01-10482
Date Received: 11/28/2005
Receipt No:
Received By: MWH

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

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH 208-378-5306
Address: REGIONAL DIRECTOR, P.N. REGION ATTN: PN-3100
BUREAU OF RECLAMATION
1150 NORTH CURTIS ROAD, SUITE 100
BOISE, ID 83706-1234

2. Date of Priority: APR 01, 1940

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	25E	1	NE	NE	SW	3	MINIDOKA

5. Description of diverting works:

WELL, PUMP, PIPE, SPRINKLERS, GRAVITY - MINIDOKA DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.000		

7. Total Quantity Appropriated is:

2.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 99.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08S	25E	36	SE SE		IRR	1.0
09S	25E	1	NW NE	5	IRR	4.0
			NE NW		IRR	9.0
				7	IRR	4.0
				8	IRR	8.0
				Section		33.0
				Total		33.0

11. Place of use in counties: MINIDOKA

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

13. Other Water Rights Used:

01-04048

14. Remarks:

5. TWO - PUMPS WITH 400 GPM CAPACITY EACH TO 8" PIPE AND SPRINKLER SYSTEM.

THE WATER IS PUMPED DIRECTLY OUT OF LAKE WALCOTT.

PRESIDENTIAL EXECUTIVE ORDERS NOS. 1032 DATED FEBRUARY 25, 1909, 1486 DATED FEBRUARY 21, 1912, 5375 DATED JUNE 23, 1930, 7417 DATED JULY 17, 1936, AND 8600 DATED NOVEMBER 20, 1940, RESERVED AND SET APART, SUBJECT TO THE BUREAU OF RECLAMATION USES UNDER THE PROVISIONS OF THE ACT APPROVED JUNE 17, 1902 (32 STAT. 388) AND TO ANY OTHER VALID EXISTING RIGHTS, THE MINIDOKA RESERVOIR SITE (AND THEREFORE THE WATER THEREON) FOR THE USE AS A PRESERVE AND BREEDING GROUND FOR BIRDS AND OTHER WILDLIFE.

15. Basis of Claim: CONSTITUTIONAL/BENEFICIAL USE

Case Number:

Court :

Decree date:

Decree Plaintiff

vs

Decree Defendant

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.)

✓ I/We do wish to receive and pay a small annual fee for monthly copies of the docket sheet.

For Organizations: I do solemnly swear or affirm that I am Snake River Area Office Manager
Title
of The Bureau of Reclamation, that I have signed the foregoing
Organization
document in the space below as Manager of Snake River Area Office, Bureau of Reclamation
Title Organization

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

Signature of Authorized Agent *[Signature]*

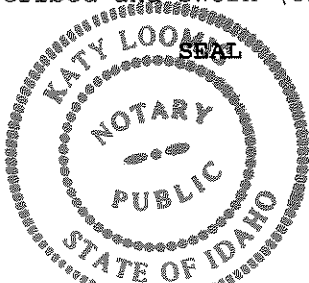
Title and Organization Manager, Snake River Area Office, Bureau of Reclamation

Date 11/15/05

State of Idaho)

County of Ada)

Subscribed and sworn (or affirmed) before me this 15th day of November



Notary Public *Katy Loomis*

Residing at Boise

My Commission Expires 10/17/2009

Please Print Name Katy Loomis

17. Notice of Appearance:

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

Signature _____

Address _____

Last Name _____ Ident. Number _____