

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 37-113F
Date Received: 7/18/1988
Receipt No: S000984
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT HEAD Phone: (208)788-3878
PO BOX 203
BELLEVUE ID 83313

2. Date of Priority: 07/10/1884

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	36	SE NE	BLAINE	

5. Description of diverting works:

WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.16	28.4

7. Total Quantity Appropriated is:
0.16 C.F.S. and/or 28.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	36	SE	NE	IRRIGATION	8.1
Section Acres						8.1
Total Acres						8.1

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

TRANSFER #2928 AND #2927 THIS CLAIM COMBINES WR 37-0113F & H TOGETHER.

** CLAIM AMENDED 11/9/95 PURSUANT TO APPROVED TRANSFER 4650: 1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37.

2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL ANNUALLY REPORT THE AMOUNT OF WATER DIVERTED TO THE DEPARTMENT.

5. RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.

6. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

7. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

8. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

9. DIVERSION OF GROUNDWATER IS LIMITED TO THOSE TIMES WATER IS AVAILABLE FOR DIVERSION UNDER THESE RIGHTS AND PRIORITY FROM THE ORIGINAL SOURCE, BIG WOOD RIVER.

10. THE PORTIONS OF RIGHT NO. 37-00113D DESCRIBED AS 1.02 CFS AND OF RIGHT NO. 37-00113E DESCRIBED AS 0.22 CFS HAVE BEEN ABANDONED THROUGH APPROVAL OF TRANSFER NO. 4650.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 26, 2004

ROB HEAD
PO BOX 203
BELLEVUE ID 83313

Re: SRBA Claim(s) 37-113F

Dear Mr. Head:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

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

RECEIVED
MAY 19 2004
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>37-113J</u>	<u>37-113F</u>	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Derris R. Head + Josephine Head
2654 W. Timber Dr., Eagle, ID 83616

4. New Owner/Claimant(s)

Rob Head dba Head Construction + Development

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 203

City, State and ZIP Code

Bellevue, ID 83313

New Telephone Number

(208) 720-2188 / 208 788-3878

5. Date you acquired the property

May 17, 2004

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Rob Head

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

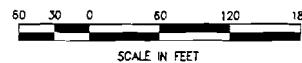
WHEREIN TAX LOTS 4951 AND 4952 ARE SUBDIVIDED

LOCATED WITHIN

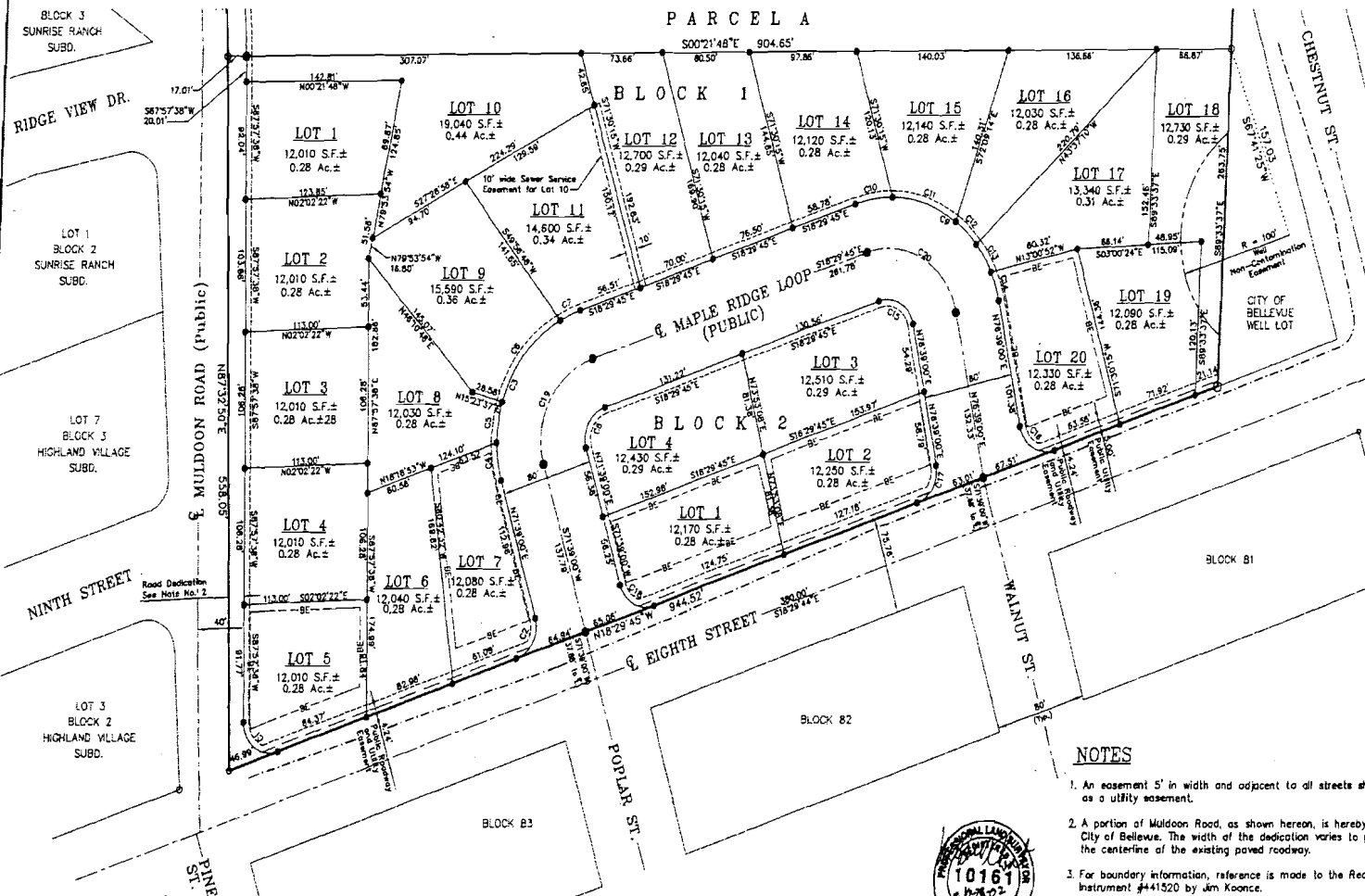
SECTION 36, T.2 N., R.18 E., B.M., CITY OF BELLEVUE, BLAINE COUNTY, IDAHO

OCTOBER 2002

SCALE
" = 60'



PARCEL A



HEALTH CERTIFICATE: Sanitary restrictions as required by Idaho Code Title 50, Ch. 13, have been satisfied. Sanitary restrictions may be reimposed in accordance with Idaho Code Title 50, Ch. 13, Sec. 50-1326, by issuance of Certificate of Disapproval.

10-25-2002
Date

South Central District Health Dept., EHS

NOTES

1. An easement 5' in width and adjacent to all streets shall be reserved as a utility easement.
2. A portion of Muldoon Road, as shown hereon, is hereby dedicated to the City of Bellevue. The width of the dedication varies to provide 40 feet from the centerline of the existing paved roadway.
3. For boundary information, reference is made to the Record of Survey, Instrument #441520 by Jim Koone.



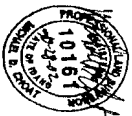
MICHAEL D. CHOAT, L.S. 10161

MAPLE RIDGE SUBDIVISION

GALENA ENGINEERING, INC.
KETCHUM, IDAHO

SHEET 1 OF 3

Job No. 3842.06



CERTIFICATE OF OWNERSHIP

This is to certify that the undersigned are the owners in fee simple of the following described parcel of land:
A parcel of land located within Section 36, Township 2 North, Range 18 East, Boise Meridian, City of Bellevue, Blaine County, Idaho, more particularly described as follows:

Beginning at a brass cap marking the northeast corner of said Section 36; Thence S 00°05'15" E, 2640.20 feet to a brass cap marking the E 1/4 Corner of Section 36, said point being the True Point of Beginning.
Thence N 88°33'37" W, 757.74 feet,
Thence N 18°29'45" W, 944.52 feet,
Thence N 87°32'50" E, 558.05 feet,
Thence N 85°46'05" E, 96.51 feet,
Thence N 83°24'59" E, 414.81 feet,
Thence S 00°05'15" E, 980.19 feet to the True Point of Beginning.

The easements indicated hereon are not dedicated to the public, but the right to use said easements is hereby reserved for the public utilities and for any other uses indicated hereon and no permanent structures are to be erected within the lines of said easements.

We do hereby certify that all lots in this plot will be eligible to receive water service from an existing water distribution system and that the existing water distribution system has agreed in writing to serve all of the lots shown within this plot.

Protective Covenants, Conditions, and Restrictions governing this plot are recorded under Instrument Number 473152, Records of Blaine County, Idaho.

It is the intent of the owners to hereby include said land in this plot.

Josephine Head
DERRIS HEAD

ACKNOWLEDGMENT

STATE OF Idaho
COUNTY OF Blaine

On this 25th day of October, 2002, before me, a Notary Public in and for said State, personally appeared Derris and Josephine Head, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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



Josephine Head
Residing in Boise Idaho
My Commission Expires 10/25/06

Ken Ward
KEN WARD

ACKNOWLEDGMENT

STATE OF Idaho
COUNTY OF Blaine

On this 31st day of October, 2002, before me, a Notary Public in and for said State, personally appeared Ken and Cynthia Ward, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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



Cynthia Ward
Residing in Idaho
My Commission Expires 3/17/2005

SURVEYOR'S CERTIFICATION

I, Michael D. Doot, a duly licensed Land Surveyor in the State of Idaho, do hereby certify that the foregoing plot is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with the Idaho State Code relating to plots and surveys.



BLAINE COUNTY SURVEYOR'S APPROVAL

I, Jim W. Koonce, County Surveyor for Blaine County, Idaho, have checked the foregoing plot and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.

Jim W. Koonce 10/26/02
Blaine County Surveyor

BELLEVUE CITY ENGINEER'S APPROVAL

The foregoing plot was approved by STEVEN R. YEMMELLY, City Engineer for the City of Bellevue on this 23 day of OCTOBER, 2002.

STEVEN R. YEMMELLY
City Engineer

BELLEVUE CITY COUNCIL APPROVAL

The foregoing plot was approved by the Bellevue City Council on this 25 day of October, 2002.

Liberty A. Barker
City Clerk

ACCEPTANCE OF DEDICATION BY THE CITY OF BELLEVUE

Dedication of the portion of Muldoon Road and Maple Ridge Loop as shown on this plot, was approved and accepted this 25 day of October, 2002 by the City of Bellevue.

Liberty A. Barker
City Clerk

BLAINE COUNTY TREASURER'S APPROVAL

The taxes on the foregoing parcel of land have been paid to this date and this plot is hereby approved this 4 day of November, 2002.

WILLIAM A. BARKER
Blaine County Treasurer

BLAINE COUNTY RECORDER'S CERTIFICATE

STATE OF IDAHO } ss
COUNTY OF BLAINE }
This is to certify that the foregoing plot was filed in the office of the Recorder of Blaine County, Idaho on this ___ day of ___, 2002, at ___ M., and duly recorded under Instrument Number _____.

Ex-Officio Recorder

Instrument # 473155
Recorded for: KEN MARSH RECORDS, Inc. 10/26/02
Notary Public, State of Idaho
My Commission Expires 10/25/06
Maple Ridge Subdivision
Golden Engineering, Inc.
Ketchum, Idaho
Sheet 3 of 3
Job No. 3842.06



First American Title Company

20A Bullion Street East / P.O. Box 427 • Hailey, Idaho 83333
TELEPHONE: (208)788-3010 • FAX: (208)788-3121
EMAIL: es.ketchum.id@firstam.com WEBPAGE: www.firstam.com

May 17, 2004

Idaho Department of Water Resources Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 8330-3380

RECEIVED
MAY 19 2004
Department of Water Resources
Southern Region

Re: Order No.: K28325
30 Muldoon Road, Bellevue, ID 83313

Dear Ladies and Gentlemen:

In reference to the order number mentioned above, please find attached our check number 5661 in the amount of \$25.00, representing water right filing fee

Also attached are originals/copies of the following documents:

- Notice of Change in Water Right Ownership

If you should have any questions please do not hesitate to contact the undersigned.

Sincerely,

Angela W. Burrell
Escrow Officer



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 19, 2004

ATTN ANGELA BURRELL
FIRST AMERICAN TITLE CO
PO BOX 427
HAILEY ID 83333

RE: Your Order No.: K28325
30 Muldoon Road, Bellevue
SRBA Claim Nos. 37-113F

Dear Angela:

I am in receipt of the Notice of Change of Water Right Ownership you recently submitted on the above listed transaction. Because the Snake River Basin Adjudication Court has not yet decreed this claim, no fee is due to process the owner change. I am herein returning First American Title Company's check no. 5661 in the amount of \$25.00.

Thanks and should you have any questions please feel free to give me a call.

Sincerely,

A handwritten signature in black ink, appearing to read 'Trish Fawcett', written over a horizontal line.

Trish Fawcett
Technical Records Specialist

Enc.

K28325

WARRANTY DEED

Instrument # 503616

HAILEY, BLAINE, IDAHO

2004-05-17

03:54:00 No. of Pages: 1

Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

For Value Received **Derris R. Head and Josephine Head, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Rob Head, an unmarried man dba Head Construction and Development

whose address is: **P.O. Box 203, Bellevue, ID 83313**

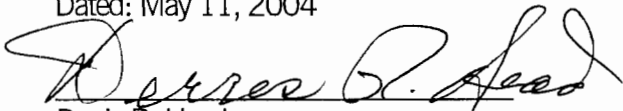
Hereinafter called the Grantee, the following described premises situated in **Blaine** County, Idaho, to-wit:

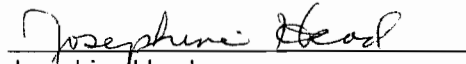
Parcel A of Maple Ridge Subdivision, according to the official plat thereof, recorded as Instrument No. 473153, records of Blaine County, Idaho.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

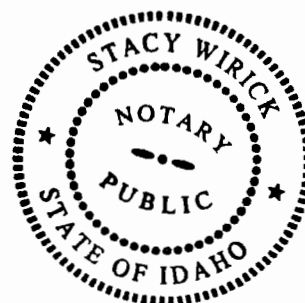
Dated: May 11, 2004


Derris R. Head

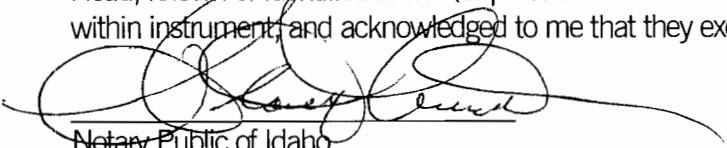

Josephine Head

STATE OF Idaho

COUNTY OF ~~BLAINE~~ *Ada*)ss.



On this 13th day of May, 2004, before me, the undersigned, personally appeared Derris R. Head and Josephine Head, known or identified to me (or proved to me on the oath of), to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho

Residing at: *Boise Idaho*

Commission Expires: *10/25/06*

RH

K28325

QUITCLAIM DEED

For Value Received **Derris R. Head and Josephine Head, husband and wife**

do hereby convey, release, remise and forever quit claim unto

Rob Head, an unmarried man dba Head Development and Construction

whose address is: **P.O. Box 203, Bellevue, ID 83313**

Hereinafter called the Grantee, the following described premises situated in **Blaine** County, Idaho, to-wit:

8 inches of Water Rights No. 37-113J / Adjudication Claim No. 37-113F appurtenant to the following described real property:

Parcel A of Maple Ridge Subdivision, according to the official plat thereof, recorded as Instrument No. 473153, records of Blaine County, Idaho.

together with its appurtenances.

Dated: May 12, 2004

Instrument # 503617

HAILEY, BLAINE, IDAHO

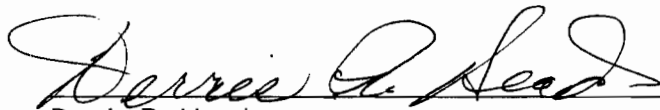
2004-05-17 03:54:00 No. of Pages: 1

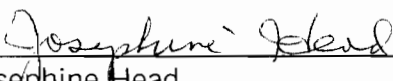
Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN Fee: 3.00

Ex-Officio Recorder Deputy

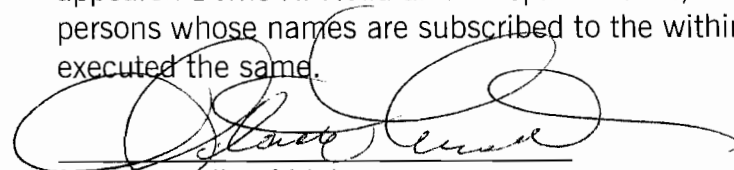
Index to: WTY/QC/CORP DEED

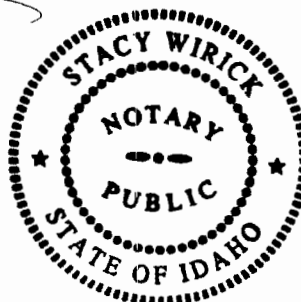

Derris R. Head


Josephine Head

STATE OF Idaho)
COUNTY OF Ada)ss.
)

On this 13th day of May, in the year of 2004, before me, Angela W. Burrell, personally appeared Derris R. Head and Josephine Head, known or identified to me (or proved to me), to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public of Idaho
Residing at: Boise Idaho
Commission Expires: 10/25/06



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: **A37-00113F**
Date Received: 7/18/1988
Receipt No: S000984
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DERRIS HEAD 208-726-4421
Address: C/O JAMES P SPECK ESQ
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

AND/OR

Name: JOSEPHINE HEAD 208-726-4421
Address: C/O JAMES P SPECK ESQ
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

2. Date of Priority: JUL 10, 1884

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	36	SE	NE			BLAINE

5. Description of diverting works:
WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.160		28.40

7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) 28.40 A.F.A.

8. Total consumptive use is 20.3 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	36	SE	NE		IRR	8.1
Section Acres							8.1
Total Acres							8.1

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:

TRANSFER #2928 AND #2927

THIS CLAIM COMBINES WR 37-0113F & H TOGETHER.

CLAIM AMENDED 11/9/95 PURSUANT TO APPROVED TRANSFER 4650:

1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37.

2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL ANNUALLY REPORT THE AMOUNT OF WATER DIVERTED TO THE DEPARTMENT.

5. RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.

6. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

7. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

8. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

9. DIVERSION OF GROUNDWATER IS LIMITED TO THOSE TIMES WATER IS AVAILABLE FOR DIVERSION UNDER THESE RIGHTS AND PRIORITY FROM THE ORIGINAL SOURCE, BIG WOOD RIVER.

10. THE PORTIONS OF RIGHT NO. 37-00113D DESCRIBED AS 1.02 CFS AND OF RIGHT NO. 37-00113E DESCRIBED AS 0.22 CFS HAVE BEEN ABANDONED THROUGH APPROVAL OF TRANSFER NO. 4650.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 11/19/1929

ANNIE I. HARRIS
Decree Plaintiff

SEWELL H. CHAPMAN, ET AL
vs Decree Defendant

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: A37-00113F
Date Received: 7/18/1988
Receipt No: S000984
Received By: JCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DERRIS HEAD 208-788-4123
Address: BOX 126
BELLVUE, ID 83313

OR

Name: JOSEPHINE HEAD 208-788-4123
Address: BOX 126
BELLVUE, ID 83313

2. Date of Priority: JUL 10, 1884

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	18E	16	SE	SW	NE		BLAINE

5. Description of diverting works:
HEADGATE AND COVE CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.400		

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

8. Total consumptive use is 24.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	18E	36	NW	NE		IRR	0.9
			SW	NE		IRR	3.0
			SE	NE		IRR	4.2
						Section Acres	8.1
						Total Acres	8.1

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:
TRANSFER #2928 AND #2927
THIS CLAIM COMBINES WR 37-0113F & H TOGETHER.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 11/19/1929

<u>ANNIE I. HARRIS</u>		<u>SEWELL H. CHAPMAN, ET AL</u>
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 _____ 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): Dennis Head Date: 7-18-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of July 19 88

Seal

Mary A. Baldwin
Notary Public

Residing at Gooding Id
My Commission Expires 10/16/1992



P.H.

Exact
Definition
Unknown

MICROFILMED
MAR 01 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION CLAIM VERIFICATION REPORT

FIELD REPORT LOGCLAIM NUMBER: A37-00113F

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT RECEIVED	COMPLETED REVIEW	COMPLETED DATA ENTRY
------------	-------------------	---------------------------------	---------------------	-------------------------

PRIORITY DATE	N		R.V. 2/ 3/5/90	
POINT OF DIV.	N			
SOURCE	N		R.V. 2/ 3/5/90	
PLACE OF USE	YES ✓		see 6-6-90	
DIV. AMOUNT	YES	8.75" / Ac.		
CONSUMPTIVE USE	N			
USES	N			
PERIOD OF USE	N			
BASIS OF CLAIM	N		R.V. 2/ 3/5/90	

REMARKS: EXCESS AMOUNT + A IN P/u

MICROFILMED

MAR 01 1993

12/17/2006

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

RIGHT NUMBER: 37-113F

NAME AND ADDRESS: ROBERT HEAD
PO BOX 203
BELLEVUE ID 83313

SOURCE: GROUND WATER

TRIBUTARY:

Diversion of groundwater is limited to those times water is available for diversion under these rights and priority from the original source, Big Wood River.

QUANTITY: 0.160 CFS
28.400 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 07/10/1884

POINT OF DIVERSION: T02N R18E S36 SENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.160 CFS 28.40 AFY

PLACE OF USE: IRRIGATION in BLAINE County
T02N R18E S36 Lot 4 SENE 8.10

8.1 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

The portions of Right No. 37-00113D described as 1.02 cfs and of Right No. 37-00113E described as 0.22 cfs have been abandoned through approval of Transfer No. 4650.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Idaho Department of Water Resources



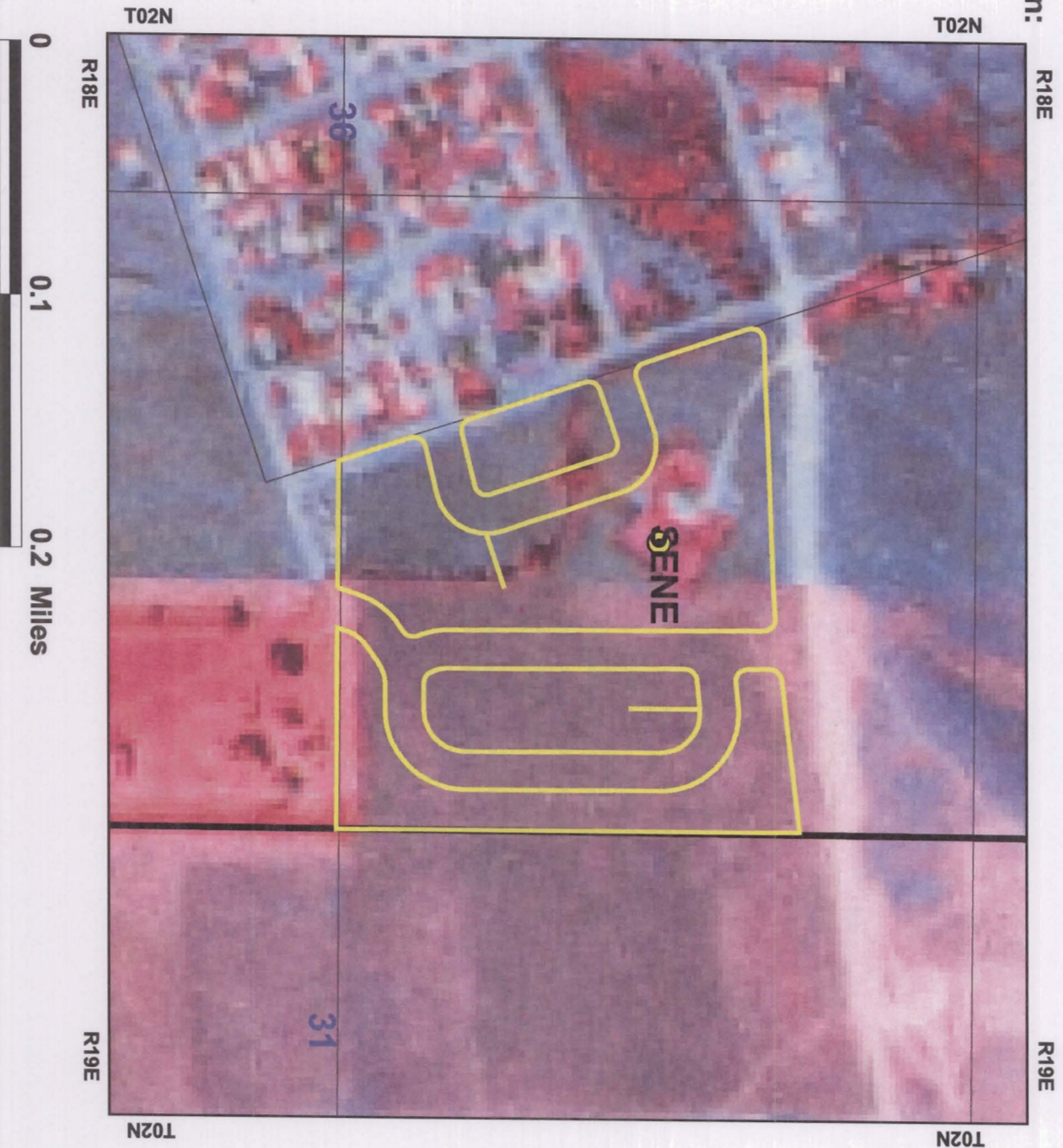
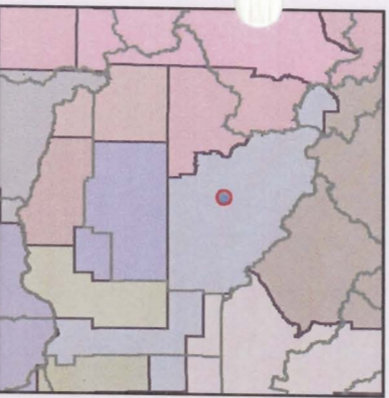
SRBA Recommendation:

37-113F

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Prepared by S. Keen
On Sunday, December 17, 2006
1987/88 Aerial Photography

Idaho Department of Water Resources

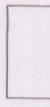


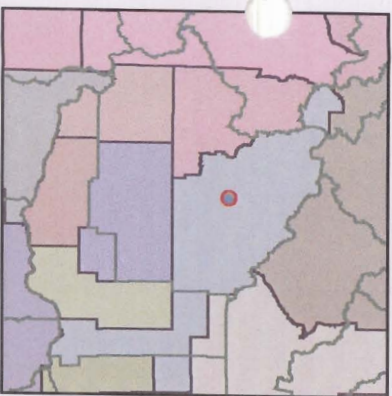
SRBA Recommendation:

37-113F

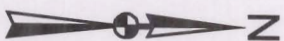
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



Prepared by S. Keen
On Sunday, December 17, 2006
1987/88 Aerial Photography

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE
OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

ANNIE I. HARRIS,

Plaintiff,

vs.

SEWELL H. CHAPMAN, Watermaster of
Water District 7A5, Big Wood River;
UNION CENTRAL LIFE INSURANCE COMPANY,
a corporation; BURLINGTON SAVINGS
BANK, a corporation; ROLAND SHEPHERD
and MRS. ROLAND SHEPHERD, husband
and wife; MARY FISHER, a widow; MRS.
THOMAS ROARK, a widow; WILLIAM WEARY
and MRS. WILLIAM WEARY, husband and
wife; ISABEL MORRIS and B. J. JOHN-
SON, heirs of H. P. Johnson, deceased;
NORTHWESTERN & PACIFIC HYPOTHECKBANK,
a corporation; UNKNOWN OWNERS of 780
inches of water decreed to R. F.
Buller and Rosa B. Buller with prior-
ity of July 10, 1884, appurtenant to
Whitton Ditch, by the District Court
of the Fourth Judicial District of
Idaho for Blaine County, in the case
of S. C. Frost, et al., plaintiffs, vs.
Alturas Water Company, et al., defend-
ants, on December 13th, 1909,

Defendants.

37-0113

DECREE

This cause came on regularly for trial on the 3th day of July, 1929, before
J. L. Downing, Presiding Judge, the plaintiff, Annie I. Harris, appearing by her counsel
James & Ryan, and L. M. Bresnahan, the defendant, The Union Central Life Insurance Com-
pany, appearing by its attorneys, McElroy & Chalfant and W. A. Brodhead, the cross-
complainants, Burlington Savings Bank, a corporation, by its attorney, J. J. McFadden,
the cross-defendant, Roland Shepherd and Mrs. Roland Shepherd, husband and wife, Mary
Fisher, a widow, Mrs. Thomas Roark, a widow, William Weary and Mrs. William Weary, hus-
band and wife, Isabel Morris and B. J. Johnson, heirs of H. P. Johnson, deceased, by
their attorneys, L. M. Bresnahan and James & Ryan, the cross-complainant, Northwestern
& Pacific Hypotheekbank, a corporation, by its attorneys, James & Ryan, Whereupon, evi-
dence was introduced upon the part of the plaintiff, the cross-complainant, the North-
western & Pacific Hypotheekbank, a corporation, and the defendant, the Union Central Lif
Insurance Company, and the rights of the remaining cross-complainants stipulated and
agreed upon in open court, the cause submitted on written briefs and the matter taken
under advisement by the court, and the court having heretofore rendered his Findings of
Fact and Conclusions of Law;

NOW THEREFORE, by reason of the premises, of said stipulation, and of said
Findings of Fact and Conclusions of Law;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the several parties hereto do
have judgment respectively for a right to use for irrigation purposes upon their respec-
tive lands hereinafter described the amount of water from Big Wood River set after their
respective names, the same being a portion of that certain 780 miners inches of water of
Big Wood River decreed to R. F. Buller and Rosa B. Buller, his wife, with a priority of
July 10, 1884, by the court in that certain case entitled S. C. Frost et al. vs. Alturas
Water Company et al., rendered on the 13th day of December, 1909, in the District Court
of the Fourth Judicial District of the State of Idaho, in and for the County of Lincoln,
all of said water to be diverted from what is known as the Whitton Canal in Blaine Count
Idaho in the vicinity of the Town of Bellevue, and known and described as Canal No. 33

on the records of the Watermaster of the water district in which said lands are situated. That said parties are entitled to a continuous flow of said water for irrigation purposes with a priority of July 10, 1884, and the amounts hereinafter awarded to the respective parties herein are to be measured at the point where said Canal 33 diverts or takes from Big Wood River, provided, however, that the rights hereby awarded to the cross-complainants, Roland Shepherd and Mrs. Roland Shepherd, husband and wife, Mary Fisher, Mrs. Thomas Roark, William Weary and Mrs. William Weary, husband and wife, and Isabel Morris and B. J. Johnson, heirs of H. P. Johnson, deceased, are rental rights merely, and subject to the limitations hereinafter set out.

1

7-0113 A To the plaintiff, Annie I. Harris, and to the cross-complainant, the Northwestern & Pacific Hypotheekbank, a corporation, jointly, eight (8) cubic feet per second of time, to-wit, 400 miners inches, which said water right is hereby made appurtenant to the following described land, situate in Blaine County, State of Idaho, and more particularly described as follows, to-wit:

"Lot Three (3); the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ of NW $\frac{1}{4}$); the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$); the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$); the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$); and the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$); of Section One (1), in Township One (1) North of Range Eighteen (18), East of the Boise Meridian; and all that part of Lot Two (2); the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) and the Northeast Quarter of the southeast Quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), or said Section 1, Township and Range aforesaid, lying westerly of the Wood River Branch of the Oregon Short-Line-Railway Co.; ALSO the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Twelve (12), Township One (1), North of Range Eighteen (18), East of Boise Meridian. Lots Two and Three (2 and 3); the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) and all that part of Lot One (1); the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) and the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Seven (7) in Township One (1) North of Range Nineteen (19) East of Boise Meridian, lying westerly of the aforesaid right-of-way.

37-1237

7-0113 B In addition to the above mentioned 400 miners inches, the plaintiff, Annie I. Harris, and the cross-complainant, the Northwestern & Pacific Hypotheekbank, a corporation, are also hereby jointly awarded and decreed the right to use upon the above described lands the waters of that certain spring located near the head or intake of said Whitten Ditch, and upon what is known as the Blaine County Poor Farm, situated westerly of the Town of Bellevue, in Blaine County, Idaho, not to exceed, however, three cubic feet per second of time of said waters, and the right to use said waters is hereby made appurtenant to the above described lands.

2

7-0113 B To the defendant, the Union Central Life Insurance Company, a corporation, three cubic feet per second of time, to-wit, 150 miners inches, which said water right

is hereby made appurtenant to the following described land, situate in Blaine County, State of Idaho, and more particularly described as follows, to-wit:

"The SE $\frac{1}{4}$ of SE $\frac{1}{4}$ and all that part of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 36, Twp. 2 N., Range 18 E. B. M. lying East of the right-of-way of the Oregon Short Line Railroad, and containing 64.40 acres, more or less. Also Lot 5 and all that part of Lot 6 of said Section 36, lying East of the right-of-way of the Oregon Short Line Railroad, containing 56.20 acres, more or less.

Excepting the following described tract of land:

Commencing at the NE corner of said Lot 5 and running thence South along the East line of said Lot 5 a distance of 1037 $\frac{1}{7}$ feet; thence at right angles West 420 feet; thence at right angles North 1037 $\frac{1}{7}$ feet; thence at right angles East 420 feet to place of beginning, and containing 10 acres of land, more or less. Also excepting, beginning at a point which is 1459 feet more or less, North and 139 feet, more or less, East of the South Quarter section corner of said Section 36, said point being 100 feet Easterly, measured at right angles from said center line of railroad tract; thence Southerly parallel to and 100 feet from said center line of railroad tract for a distance of 370 feet, more or less; thence continuing Southerly along a curve to the left, with a radius of 5629.6 feet, said curve being parallel to and 100 feet from said center line of tract, for a distance of 851 feet, more or less; thence Northerly 537 feet, more or less, to a point 133 feet Easterly, measured at right angles from said center line of tract; thence Easterly at right angles 191.5 feet; thence Northerly at right angles 133 feet; thence Westerly at right angles 191.5 feet; thence Northerly 530 feet, more or less, to the point of beginning, containing 1.12 acres, more or less.

The exceptions herein contain a total acreage of 11.12 acres, more or less, leaving a net acreage of 109.48 acres of land, more or less."

37-0113C

3

To the cross-complainant, the Burlington Savings Bank, a corporation, 1 cubic foot per second of time, to-wit, 50 miners inches, which said water right is hereby made appurtenant to the following described land, situate in Blaine County, State of Idaho, and more particularly described as follows, to-wit:

"Lots numbered four (4) and five (5) and the Southeast Quarter of the Northwest Quarter of Section Six (6) Township One (1) North Range Nineteen (19) East Boise Meridian, containing 118.17 acres more or less."

4

37-0113D

To the cross-complainants, Roland Shepherd and Mrs. Roland Shepherd, husband and wife, 1.16 cubic feet per second of time, to-wit, 58 miners inches, provided, however, that they shall be entitled to no more than 50 inches measured at the point of diversion from said Whitton Ditch, which said water right is hereby dedicated to the following described land, situate in Blaine County, State of Idaho, and more particularly described

"Block numbered Seventy-eight (78), Seventy-nine (79), Eighty-two (82) and Eighty-three (83) of the City of Bellevue in Blaine County, Idaho, according to the official plat of said City now on file in the office of the Recorder of said Blaine County,"

~~37-0113 F~~
under a rental thereof from the plaintiff, Annie I. Harris, and the said Roland Shepherd and Mrs. Roland Shepherd, husband and wife, their heirs, executors, administrators, successors, or assigns, shall not hereafter without his, her or their consent, be deprived of the annual use of said water when needed for irrigating said lands, provided, however, that payment of the annual rental charges thereon have been made to the said Annie I. Harris, her heirs, executors, administrators, successors or assigns.

5

37-0113 E
To the cross-complainant, Mary Fisher, .24 cubic feet per second of time, to-wit, 12 miners inches, provided, however, that she shall be entitled to no more than 10 inches measured at the point of diversion from said Whitton Ditch, which said water right is hereby dedicated to the following described land, situate in Blaine County, State of Idaho, and more particularly described as follows, to-wit:

"Lots numbered One, Two, Three, Four, Five and Six (1, 2, 3, 4, 5, and 6) in Block numbered Seventy-six (76) of the City of Bellevue, in Blaine County, State of Idaho, according to the official plat of said City now on file in the office of the Recorder of Blaine County, Idaho,"

~~37-0113 H~~
under a rental thereof from the plaintiff, Annie I. Harris, and the said Mary Fisher, her heirs, executors, administrators, successors, or assigns, shall not hereafter without his, her, or their consent, be deprived of the annual use of said water when needed for irrigating said lands, provided, however, that payment of the annual rental charges thereon have been made to the said Annie I. Harris, her heirs, executors, administrators successors, or assigns.

6

37-0113 F
To the cross-complainant, Mrs. Thomas Roark, a widow, .24 cubic feet per second of time, to-wit, 12 miners inches, provided, however, that she shall be entitled to no more than 10 inches measured at the point of diversion from said Whitton Ditch, which said water right is hereby dedicated to the following described land, situate in Blaine County, State of Idaho, and more particularly described as follows, to-wit:

"Lot One (1) of Section Twenty-five (25) Township Two (2) North Range Eighteen (18) East Boise Meridian,"

under a rental thereof from the plaintiff, Annie I. Harris, and the said Mrs. Thomas Roark, her heirs, executors, administrators, successors, or assigns, shall not hereafter without his, her or their consent, be deprived of the annual use of said water when needed for irrigating said lands, provided, however, that payment of the annual rental charges thereon have been made to the said Annie I. Harris, her heirs, executors, administrators, successors or assigns.

7

37-0113 G
To the cross-complainants, William Weary and Mrs. William Weary, husband and wife, .66 cubic feet per second of time, to-wit, 33 miners inches, provided, however, that they shall be entitled to no more than 28 inches measured at the point of diversion

from said Whitton Ditch, which said water right is hereby dedicated to the following described land, situate in Blaine County, State of Idaho, and more particularly described as follows, to-wit:

"Lots Numbered Seven to Twelve (7 to 12), both inclusive, in Block numbered Seventy-six (76); Block Numbered Seventy-seven (77); Block Numbered Eighty-four (84) and Block Numbered Eighty-five (85) of the City of Bellevue, in Blaine County, Idaho, according to the official plat of said City now on file in the office of the Recorder of Blaine County, Idaho."

under a rental thereof from the plaintiff, Annie I. Harris, and the said William Wear and Mrs. William Weary, their heirs, executors, administrators, successors, or assigns, shall not hereafter without his, her, or their consent, be deprived of the annual use of said water when needed for irrigating said lands, provided, however, that payment of the annual rental charges thereon have been made to the said Annie I. Harris, her heirs, executors, administrators, successors or assigns.

8

37-0113 H To the cross-complainants, Isabel Morris and B. J. Johnson, heirs of H. P. Johnson, deceased, .7 cubic feet per second of time, to-wit, 35 miners inches, provided, however, that they shall be entitled to no more than 30 inches measured at the point of diversion from said Whitton Ditch, which said water right is hereby dedicated to the following described land, situate in Blaine County, State of Idaho, and more particularly described as follows, to-wit:

~~Block Numbered Eighty-five (85) of the City of Bellevue, in Blaine County, State of Idaho, according to the official plat of said City now on file in the office of the Recorder of Blaine County, Idaho,"~~

under a rental thereof from the plaintiff, Annie I. Harris, and the said Isabel Morris and B. J. Johnson, heirs of H. P. Johnson, deceased, their heirs, executors, administrators, successors, or assigns, shall not hereafter without his, her, or their consent, be deprived of the annual use of said water when needed for irrigating said lands, provided, however, that payment of the annual rental charges thereon have been made to the said Annie I. Harris, her heirs, executors, administrators, successors, or assigns.

That all parties hereto shall divert water from the main Whitton-Ditch either by weir or gate showing the amount of water delivered or by a dividing box.

It is further ordered that the plaintiff and all of the cross-complainants herein have judgment against the defendant, The Union Central Life Insurance Company, for their costs incurred herein.

Dated this 19 day of November, 1929.

Jay L. Downing

District Judge.

Filed and Entered
Nov. 27, 1929.
B. P. Thamm
Clerk District Court,
Blaine County, Idaho.

Claim Review 37-113F = WR 37-113J

- See Transfer 37-113J (4650) approved 8/30/1995

- POU appears to be the lots of the Pine View Subdivision in the $E\frac{1}{2}SE\frac{1}{4}N\frac{1}{4}$, S 36, T2N, R18E. Prior to the transfer the POU was part of Bellevue City ~~lots~~^{Blocks} 78, 79, 82 + 83. Transfer apparently was granted because those city blocks appear to be irrigated prior to the transfer. The new POU was bare ground in 1987, and much of it still is, although some of the lots have been sold and developed.

POU also appears to include the lots of Maple Ridge Subdivision.

- Watermaster records show Rob Head, 0.16 cfs, 7/10/1994

- Right is not over-claimed

- Lots add up to about 14 acres in area. I suppose that if you eliminate the footprints of the houses and driveways, about 8.1 acres would be irrigated.

- SOU - transfer did not specifically address the SOU. It just used the standard current at the time. Adjust to current standard.

S-405

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4650
WATER RIGHT NO. 37-00113J

RECEIVED

SEP 1 1984

This is to certify that: **DERRIS HEAD**
JOSEPHINE HEAD
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

Department of Water Resources
Southern Region

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.16 CFS	28.4 AF

SOURCE

GROUNDWATER

Priority: 07/10/1884 *

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 36, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	18E	36	SENE	8.1		8.1
Total number of acres irrigated:						8.1

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

TRANSFER NO. 4650
WATER RIGHT NO. 37-00113J

CONDITIONS OF APPROVAL AND REMARKS

3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
7. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
8. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 9. Diversion of groundwater is limited to those times water is available for diversion under these rights and priority from the original source, Big Wood River.
10. The portions of Right No. 37-00113D described as 1.02 cfs and of Right No. 37-00113E described as 0.22 cfs have been abandoned through approval of Transfer No. 4650.

Dated this 30th day of August, 1995


Chief, Water Alloc. Bureau

AUG 07 1995

FROM: Allen Merritt

DATE: August 7, 1995

TO: Transfer File # 4650

SUBJECT: Review and Recommendation

The subject transfer proposes to change the source from the Big Wood River and divert the water from a well to be drilled. The original rights from the river are for a very large flow rate in excess of 1"/acre. Review of watermaster records and the lands show that the right has been maintained so forfeiture doesn't appear to be an issue.

I recommend that the transfer be approved subject to the following conditions:

-Subject to SRBA review.

-A measuring devices and a means of control must be installed at the new well head.

-The wells is under the control of the watermaster of water district 37 and the use of this right is subject to regulation with the priorities of rights on the Big Wood.

-The portion of these rights in excess of 1"/acre is forfeited. (1.40cfs - 0.16cfs) or shall remain in the river as mitigation for using groundwater.

-The new well must comply with the drilling permit requirements of §42-235, IDAHO CODE, and is subject to department's well construction standards.

-The diversion rate approved to be diverted from the well is 0.16 cfs.

37-00113D, 37-00113E, T # 4650

MEMORANDUM TO FILE

TO: APPLICATION FOR TRANSFER
DERRIS & JOSEPHINE HEAD
37-00113D 7 37-00113E

FROM: MEL SCHULTE *MTS*

DATE: MAY 16, 1995

1. THE APPLICATION PROPOSES TO CHANGE THE P/D & P/U IN ADDITION TO ALLOWING THE DIVERSION TO BE FROM A NEW WELL TO BE DRILLED ON THE NEW P/U. IF APPROVED THE NEW P/U WOULD COVER PART OF THE P/U UNDER PROTESTED APPLICATION FOR PERMIT 37-08749.
2. A FIELD INSPECTION WAS CONDUCTED ON MAY 12, 1995 WITH THE ASSISTANCE OF THE APPLICANT'S SON, ROB HEAD.
3. THE 8.1 ACRES PROPOSED TO BE DRIED UP ARE PART OF BELLEVUE CITY LOTS 78, 79, 82 & 83. ALL OF LOTS 78 & 83 AND PART OF THE NORTH SIDES OF LOTS 79 & 82 SHOW EVIDENCE OF RECENT IRRIGATION. PARTS OF LOTS 78 AND 83 ARE CURRENTLY BEING DEVELOPED WITH NEW HOMES BUT ALL OF LOTS 79 AND 82 HAVE BEEN DEVELOPED.
4. THE NEW P/U PROPOSED IS PART OF A FIELD ABOUT 16 ACRES IN SIZE. THE APPLICANT'S SON INDICATED THEY WOULD IRRIGATE ABOUT 8 ACRES OF THAT FIELD THAT LIES TO THE EAST OF THEIR HOME.
5. ACCORDING TO THE WATER MASTER'S RECORDS THE WATER WAS LAST DELIVERED AND ASSESSED IN 1990. THERE DOES NOT APPEAR TO BE CLEAR AND CONVINCING EVIDENCE TO ADDRESS THE ISSUE OF FORFEITURE OF ANY OF THE WATER.
6. THE APPLICANT'S SON INDICATED THEY WOULD SPRINKLE IRRIGATE THE NEW PLACE OF USE. THEREFORE, RECOMMENDATION FOR APPROVAL IS CONDITIONED TO ONE INCH PER ACRE OR .16 CFS TOTAL. THE REMAINING PART OF THE DIVERSION RATE (1.24 CFS) IS MOST LIKELY ATTRIBUTABLE TO CONVEYANCE LOSS SINCE THE DIVERSION HEADGATE FOR THE COVE CANAL IS ABOUT 4 MILES FROM THE OLD P/U.

MTS

1 of 6

RECEIVED

MAR 02 1995

Form 222
7/92Department of Water Resources
Southern Region

T# 4650

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant: Derris Head &/or Josephine Head Phone: 1-208-726-4421Post Office address: c/o James P. Speck, Hogue, Speck & Aanestad, P. O. Box 987, Ketchum, ID 83340**PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes: Applicant has difficulty getting these water rights to his property through the Cove Canal system and would like to use a new well to be drilled on his property as the new point of diversion.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.

Right Number	Priority	Amount	Nature	Period of Use	Volume
37-00113D	July 10, 1884	1.16 cfs	irrigation	April 1 to November 1	
37-00113E	July 10, 1884	0.24 cfs	irrigation	April 1 to November 1	

2. Total amount of water being transferred: 1.40 cubic feet/second and/or _____ acre-feet per annum.3. Source of water: groundwater tributary to Big Wood River

4. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
			SE	NE	36	2N	18E	Blaine	well

5. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	36				8.1												8.1	

Total acres: 8.1

8 6

T # 4650

6. General Information:

a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer: None.

c. Remarks: These two rights are claimed as one right (A37-00113F) in the SRBA. The rights were identified as 37-00113H in Transfer 2927 and 37-00113F in Transfer 2928. Place of use is within City of Bellevue, immediately east of Blocks 81, 82 and 83 and north of the City cemetery. The change in place of use is to move water from City Blocks 78, 79, 82 and 83, which will no longer be irrigated.

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT

1. amount _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total acres: _____

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 37-00113D

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/15 to 10/15	1.16 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BIG WOOD RIVER	MALAD RIVER

Priority: 07/10/1884

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 16, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N 18E 36	SWNE 3	SENE 4.2		7.2
Total number of acres irrigated:				7.2

CONDITIONS/REMARKS:

1. No more water can be diverted under this transfer than that amount which may be beneficially used.
2. Place of use is Blocks 78/79/82/83 in the City of Bellevue.

PART 2

TRANS NO. 4650

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 37-00113E

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/15 to 10/15	0.24 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BIG WOOD RIVER	MALAD RIVER

Priority: 07/10/1884

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 16, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	18E	36	Lot 4(SWNE)	0.9		0.9
Total number of acres irrigated:						0.9

CONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
3. No more water can be diverted under this transfer than that amount which may be beneficially used.

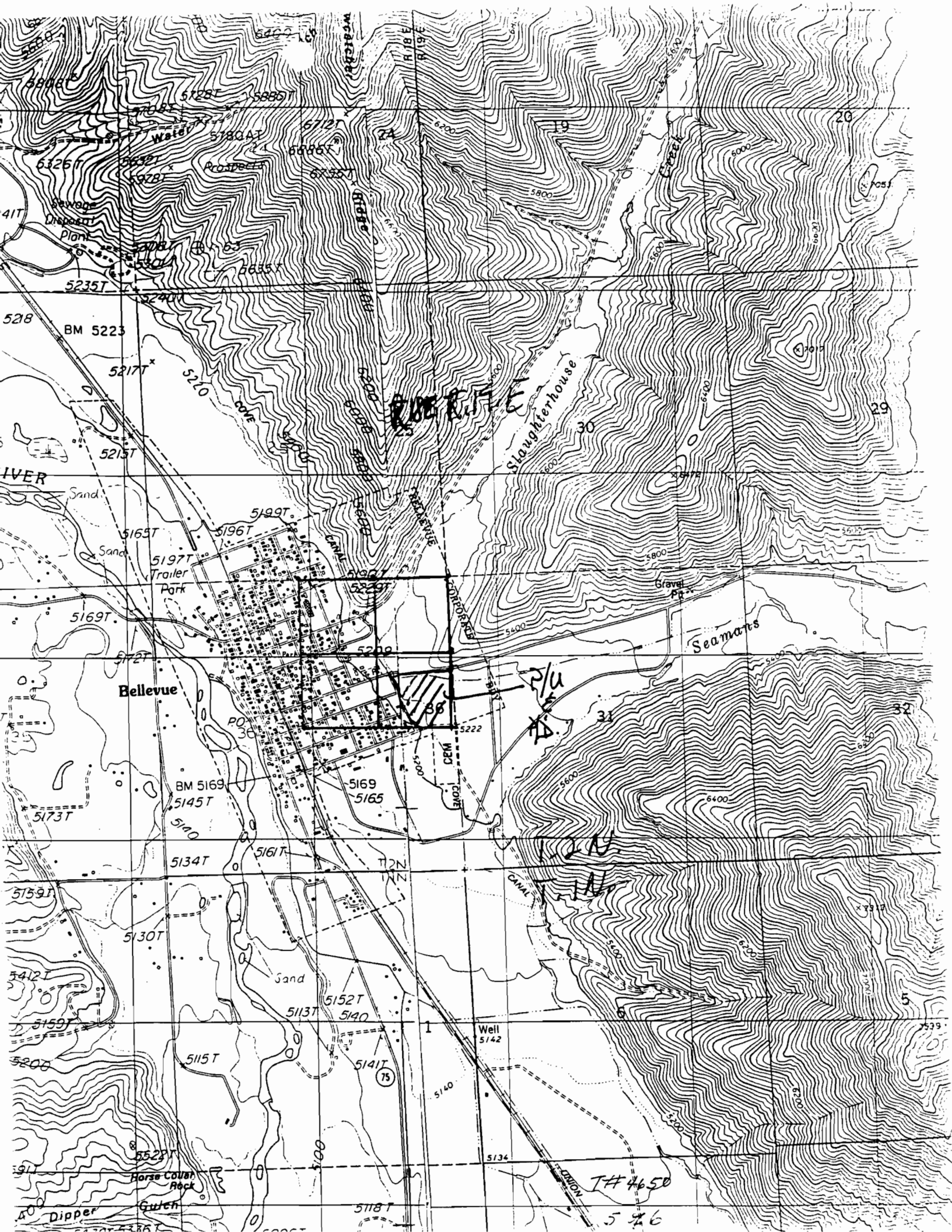
25/30
36/31



TS
44.7

25/31
25.8 11 116
46.9

TL4
1160
PB



25	30
36	31

Dennis Head Transfer
 37-00113D & 37-00113E

5.5
 11.5

Old P/U

A-213

A 15.7

New P/U

P/D - well site

2.8

10.4

36 31

A 19.8

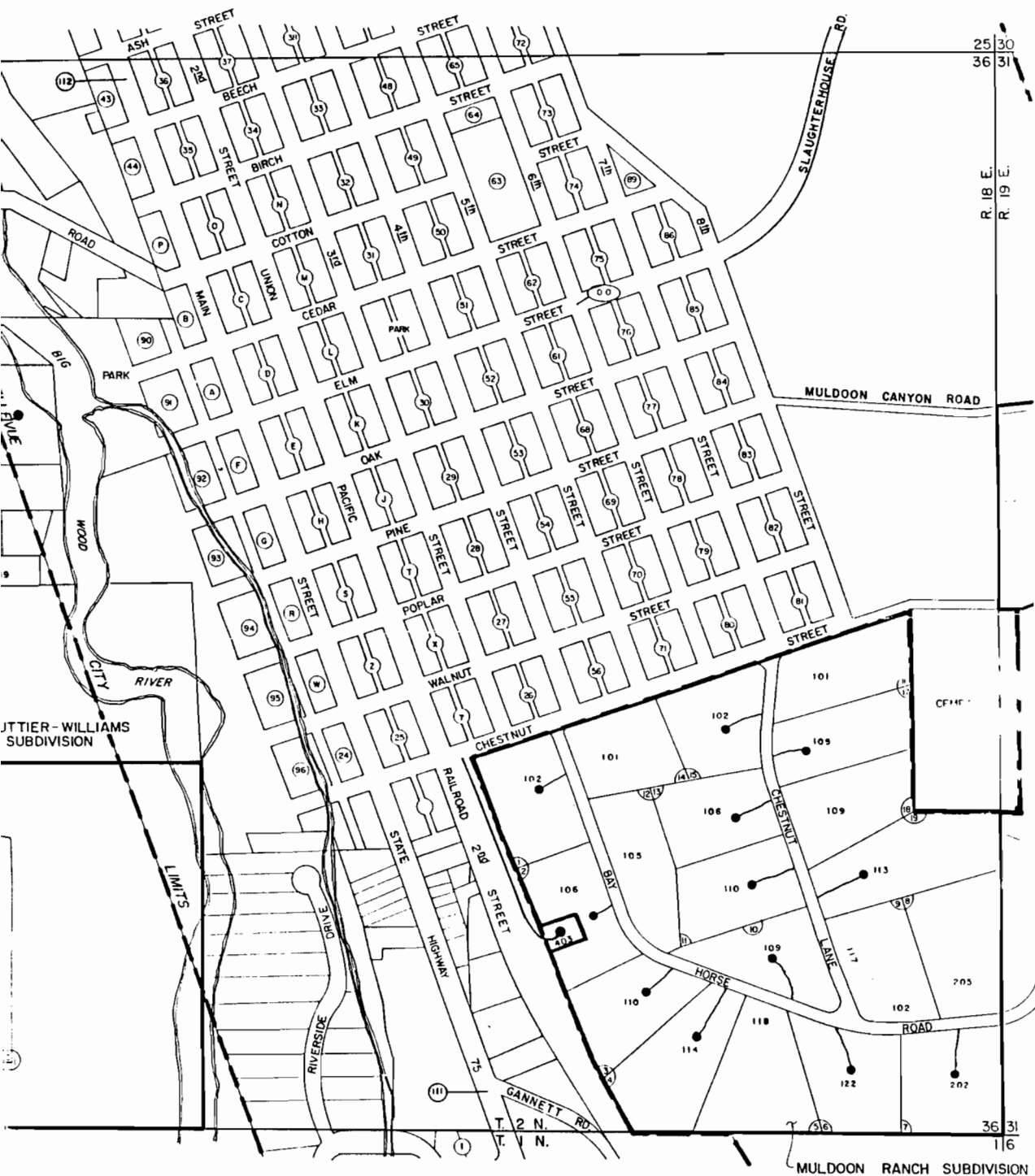
TED 222

C 322

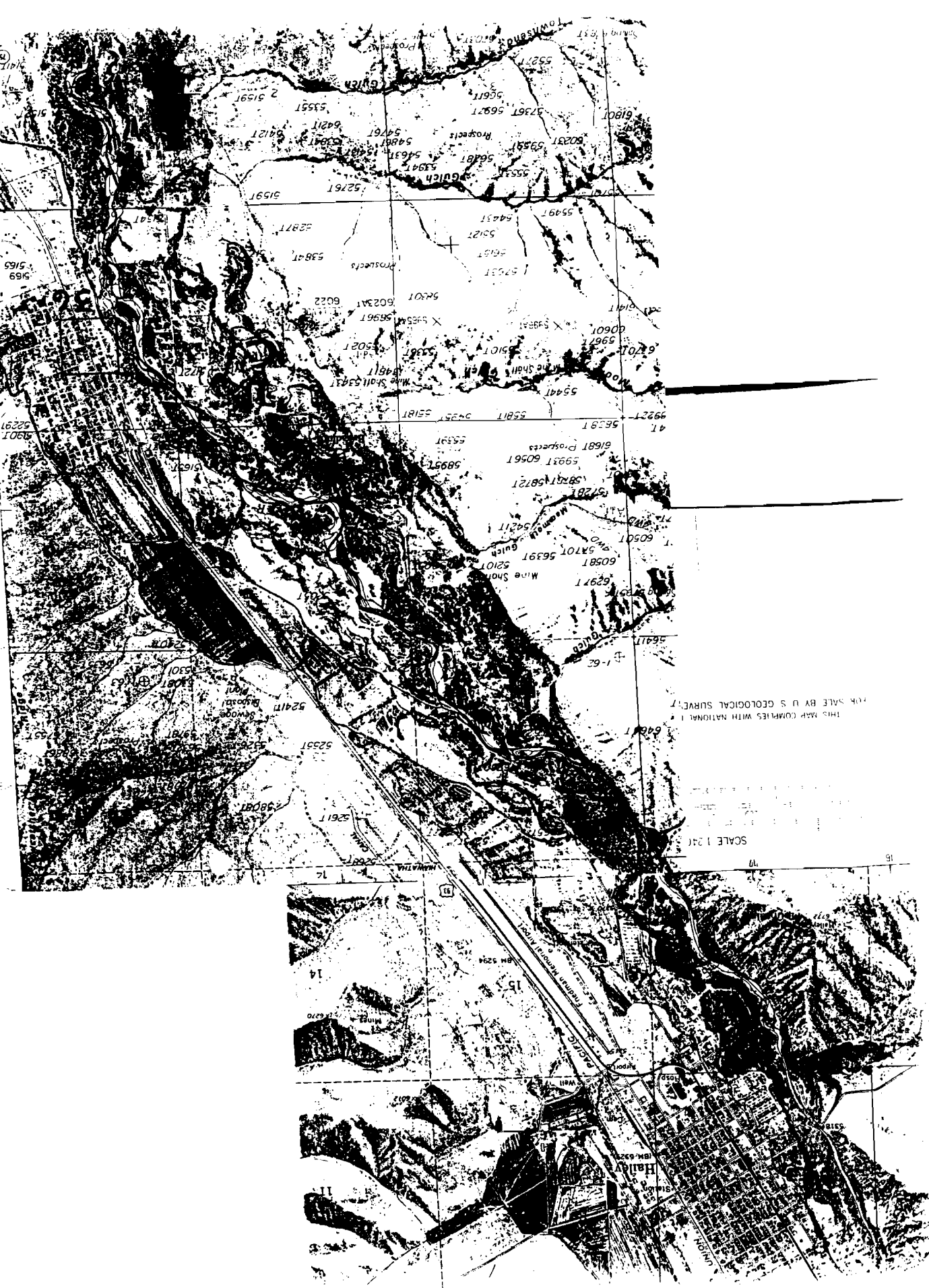
B 22.0

A 10.5

G 44



SEC. 36, T. 2 N., R. 18 E.



THIS MAP COMPLETES WITH NATIONAL 1:250,000 FOR SALE BY U.S. GEOLOGICAL SURVEY

SCALE 1:250,000

PART 3

A. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount (cfs/AF)</u>	<u>Hours/Days/Year</u>	<u>Period Of Use</u>
			to
			to
			to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Perkins R. Reed
(Signature of applicant)

Subscribed and sworn to before me this 27 day of February, 1995.

J. D. Reed
Notary Public for Idaho
Residing at Costa Mesa, CA
My commission expires 1/29/97

FOR DEPARTMENT USE ONLY

Received by *J. F. Stanton* Date 3-2-95
Prelim. check by *MTS* Fee \$100.00
Receipted *Yes* # 5017810
Published in *Wood River Journal*
Pub. dates 7/12 & 7/19/95 Recommend: approve deny
Watermaster recommendation requested 7/6/95 rec'd
Field exam conducted (required for statutory claims)

Protest filed by:

Hearing held by:

GENERAL INFORMATION

Claim number: A37-00113F

LAST: HEAD

FIRST: DERRIS

ADDRESS: Box 126

CITY: BELLVUE (SP) BELLEVUE

STATE: ID

ZIP: 83313

PHONE: (208) 788-4123

OWNER CODE: C

OWNER CONNECTOR: OR

LAST: HEAD

FIRST: JOSEPHINE

ADDRESS: BOX 126

CITY: BELLVUE (SP) BELLEVUE

STATE: ID

ZIP: 83313

PHONE: (208) 788-4123

OWNER CODE: C

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____ PHONE NUMBER () ____-

DATE OF FIELD EXAM: __/__/__ APPOINTMENT MADE? Y() N(), TIME: _____

ACCOMPANIED BY: _____ PHONE NUMBER () ____-

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

MICROFILMED

MAR 01 1993

A. SRBA CLAIM # A37-00113F PRIORITY DATE: 7/10/1884 STAGE D

B. IDWR RECORD # 37-00113F PRIORITY DATE: 7/10/1884 STAGE D

113H
also see 37-00113P, E, + G.
C. REVIEW - FIELD EXAM NEEDED? Y() N(☒)

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

REMARKS: _____

RECOMMENDED PRIORITY DATE: 7/10/1884

REVIEWED BY B. V. J.

DATE 3/5/90

MICROFILMED

MAR 01 1993

POINT OF DIVERSION AND SOURCE REVIEW SHEET

CLAIM # A37-DD113F

A. SRBA CLAIM POINT OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>16</u>	<u>SE</u>	<u>SW</u>	<u>NE</u>		<u>BLAINE</u>

SOURCE: BIG WOOD RIVER TRIB: MALAD RIVER

B. IDWR RECORD POINT OF DIVERSION RECORD AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
<u>2N</u>	<u>18E</u>	<u>16</u>		<u>SW</u>	<u>NE</u>		
<u>D1N</u>	<u>18E</u>	<u>25</u>		<u>NE</u>	<u>NW</u>		<u>13</u>

SOURCE: BIG WOOD RIVER TRIB: MALAD RIVERC. REVIEW - FIELD EXAM NEEDED? Y() N(☒)

VERIFIED	WITH:	ATTACHED	OR	SEE FILE
(☒)	TOPO MAP/ORTHO-PQ	YES(☒)	NO()	
()	ASCS MAP	YES()	NO()	
()	WATERMASTER RECORDS	YES()	NO()	
()	FIELD EXAM	YES()	NO()	
(☒)	OTHER <u>DEGREE</u>	YES()	NO(☒)	

REMARKS: DIV # 33 COVE CANAL

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>2N</u>	<u>18E</u>	<u>16</u>	<u>SE</u>	<u>SW</u>	<u>NE</u>		<u>13</u>

SOURCE: BIG WOOD RIVER TRIB: MALAD RIVERREVIEWED BY See DATE 5-3-90

MICROFILMED

MAR 01 1993

PLACE OF USE REVIEW SHEET (IRRIGATION)

CLAIM # A37-00113FFIELD EXAM REQUIRED: Y(☒) N(☐)PRESUMPTION FLAG: Y(☒) N(☐)ROOT WATER RIGHT NUMBERS 37-00113 F
37-00113 H

TWP RGE SEC 1/4 1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
<u>2N 18E 36 NW NE A37-11858/ .9</u>		<u>- - - - - / -</u>	<u>0</u>		
<u>- - - - - 00113F/ .9</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
<u>- - - - - / -</u>		<u>- - - - - / -</u>			
TOTAL ACRES					

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(☒) N(☐)
IF YES SEE ATTACHED SHEET:

REMARKS: 5.36 NENE 1 Ac.

NWNE 2 Ac.

SWNE 3 Ac.

SENE 2 Ac.

TOTAL 8.0

REVIEWED BY SLCDATE 5-3-90

MICROFILMED

MAR 01 1993

TWP	RGE	SEC	1/4	1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
-----	-----	-----	-----	-----	---------------------	--------------------	-----------------	----------------	------------------

2N	18E	36	SW	NE	A37-00113E/ 3	-	-	0	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	37-00113D/ 3	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
TOTAL ACRES					-	-	-	-	-

TWP	RGE	SEC	1/4	1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
-----	-----	-----	-----	-----	---------------------	--------------------	-----------------	----------------	------------------

2N	18E	36	SE	NE	A37-00113E/ 4.2	-	-	0	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	37-00113D/ 4	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
TOTAL ACRES					-	-	-	-	-

TWP	RGE	SEC	1/4	1/4	S.R.B.A. #/ACRES	I.D.W.R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
-----	-----	-----	-----	-----	---------------------	--------------------	-----------------	----------------	------------------

-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-
TOTAL ACRES					-	-	-	-	-

MICROFILME

MAR 01 1993

A. S.R.B.A CLAIMED USES:

PURPOSES	MONTH/DAY	RATE
FOR <u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>1.4</u> CFS
FOR _____	FROM ____ TO ____	____ CFS
FOR _____	FROM ____ TO ____	____ CFS

B. I.D.W.R. RECORDED USES:

PURPOSES	MONTH/DAY	RATE
FOR <u>IRRIGATION</u>	FROM <u>- -</u> TO <u>- -</u>	<u>0.64</u> CFS (H)
FOR <u>IRRIGATION</u>	FROM <u>- -</u> TO <u>- -</u>	<u>0.24</u> CFS (F)
FOR _____	FROM <u>- -</u> TO <u>- -</u>	____ CFS

PRESUMPTION FLAG: D

PERIOD OF USE:

IS PERIOD OF USE WITHIN THE RECOMMENDED SEASON? Y(☒) N(☐)

RECOMMENDED AS CLAIMED? Y(☒) N(☐)

RECOMMEND TO IDWR STANDARDS OR OTHER? Y(☐) N(☒)

REMARKS:

RECOMMENDED USES:

PURPOSES	MONTH/DAY	RATE
FOR <u>IRRIGATION</u>	FROM <u>4-1</u> TO <u>11-1</u>	<u>1.4</u> CFS
FOR _____	FROM ____ TO ____	____ CFS
FOR _____	FROM ____ TO ____	____ CFS

REVIEWED BY Sec

DATE 5-3-90

DIVERSION AMOUNT REVIEW SHEET

CLAIM # A37-00113FA. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N(☒)SRBA CLAIMED RATE: 1.4 CFSIDWR ROOT RIGHT RATE: 0.24 CFS

IF NO or IF STATUTORY CLAIM or BENEFICIAL USE field exam required.

IS FLOW MEASUREMENT REQUIRED?

Y() N()

B. FLOW MEASUREMENTS

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS

C. ARE OTHER WATER RIGHTS USED? Y() N(☒) If YES complete overlap review.OTHER RIGHTS LISTED IN CLAIM: _____

_____D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE.

ACRES 8.1 X 0.02 CFS/ACRE = 0.162 CFS.
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE?

Y(☒) N()***IF YES EXCESSIVE WATER USE FORM FILED AND ATTACHED? Y() N(☒)***

2. ANNUAL IRRIGATION CONSUMPTIVE USE & FIELD HEADGATE DIVERSION VOLUME.

ACRES 8.1 X CONSUMPTIVE RATE FOR AREA 2.5 A.F./ACRE =TOTAL CONSUMPTIVE USE 20.25 ACRE FEET/ANNUM

ACRES _____ X FIELD APPLIC. RATE FOR AREA _____ A.F./ACRE =

TOTAL FIELD APPLIC. _____ ACRE FEET/ANNUM

E. RATE/VOLUME CALCULATIONS: (OTHER USES)

CONTACT OWNER? Y() N() SEE ATTACHED SHEET? Y() N()

RECOMMENDED DIVERSION RATE: _____ CFS

RECOMMENDED CONSUMPTIVE USE: _____ AF/ANNUM

RECOMMENDED FIELD HEADGATE APPLICATION: _____ AF/ANNUM

REVIEWED BY _____ DATE _____

MICROFILME

MAR 01 1993

BASIS OF CLAIM ISSUES REVIEW SHEET

CLAIM # A37-00113F

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(X)	()
FORFEIT/ABANDON _____	(X)	()
EXCESSIVE AMOUNT _____	()	(X)

THIS SRBA CLAIM CFS/ACRE

0.173

OTHER SRBA CLAIMS CFS/ACRE

_____ - _____

_____ - _____

_____ - _____

**Excessive water use form filed and ATTACHED? Y(E) N(E)

B. SPLIT WATER RIGHT REVIEW

ROOT RIGHT # 37-00113

SPLITS # _____

_____ CFS

_____ CFS

_____ CFS

_____ CFS

_____ CFS

_____ CFS

TOTAL CFS

**Do the sum of the parts equal the whole?

Y() N()

**IF NO is the written review sheet ATTACHED?

Y() N()

REMARKS: _____

=====

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

=====

To Be
Reviewed
IN BASIN
WIDE
REVIEW

MICROFILME

MAR 01 1993

ADDITIONAL ACREAGE FORM

TWN.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	36		0.9	3	4.2													8.1

TOTAL NUMBER OF ACRES 8.1REMARKS: THIS CLAIM COMBINES WR 37-0113 F + H TOGETHER

REVIEWED BY _____

DATE _____

MICROFILM

MAR 01 1993

SD-42		PREFIX: A		BASIN: 37		STARTING WATER RIGHT: 0113		STATE	
WATER RIGHT NO.	NAME LAST, FIRST	O W N	PRIORITY DATE	STG/ STS	SOURCE	USE CODE	DESC		
A37-00113A	HARRIS, ANNIE I.	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
A37-00113C	NORTHWESTERN & PACIFIC	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
A37-00113F	KERR PACIFIC CORP.,	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
	HEAD, DERRIS	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
	HEAD, JOSEPHINE	C							
A37-00113G	FRIESTAD, ESTATE OF FR	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
	BECK, ROSE ELLA	C							
A37-00113H	MAC NICHOL, DOUGLAS A.	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
A37-00113K	WESTERN OUTFITTERS INC	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
	BLECHMANN, FREDERICK H	C							
A37-00113L	FREDERICK H. BLECHMANN	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
A37-00113M	WELCH, JR., RICHARD E.	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
	WELCH, JR., ELIZABETH	C							
	BLECHMANN, FREDERICK H	C							
A37-00113N	HAYOB, MEL	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
A37-00113O	SLATTER, CLIFFORD J.	C	07/10/1884	D/	BIG WOOD RIVER	43	DOMEST		
A37-00113O	SLATTER, GRACE	C	07/10/1884	D/					
A37-00113P	MC MAINES, CHARLES	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
	MC MAINES, HELEN	C							
	NORTHWESTERN & PACIFIC	C							
A37-00113Q	MC MAHAN, KATHRYN	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
A37-00113R	SWANSON, MELVIN	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		
A37-00113S	MC MAHAN, KATHRYN	C	07/10/1884	D/	BIG WOOD RIVER	01	IRR		

MICROFILM

MAR 0 1 199

55-C	E 38-C	WILLIAM SHERBINE	37-0434	HIRAM MACKAY	06-20-1884	34.10
55-C	E 38-E6	WILLIAM SHERBINE	37-0434	T.T. McNary	06-20-1884	225.00
22	D 39-A2	W R VALLEY ASSOCIATES	37-0334	HYRAM MACKAY	06-20-1884	34.10

WATER DIST. 37-0334

04/23/90

DIVER NO	DIST.	OWNER	ST. ID.	ORIG DECREE TO	PRIORITY DATE	INCHES	BWCC	#100 CUT	100 CUT
56-D	E 39-A1	A.W. MOLYNEUX	37-0334	ADAM IFLAND	06-30-1884	175.00			
32	D 39-A2A	W R VALLEY INVESTORS	37-0334	ADAM IFLAND	06-30-1884	21.08			
33	E 40-B7	DERRIS HEAD	37-0113	R.F. AND ROSA BUHLER	07-10-1884	70.00			
33	E 40-B15	EARL D. MANN	37-0113	R.F. AND ROSA BUHLER	07-10-1884	66.67			
33	E 40-B15	FREDRICK BLECHMAN	37-0113	R.F. AND ROSA BUHLER	07-10-1884	66.66			
33	E 40-B15	RICHARD WELCH, JR.	37-0113	R.F. AND ROSA BUHLER	07-10-1884	66.67			
33	E 40-B9	ROSE BECK	37-0113	R.F. AND ROSA BUHLER	07-10-1884	33.00			
33	E 40-C	WARREN TENNEY	37-0707	JOHN WONDERSHEK	07-10-1884	80.00			
44	E 40-B11	C.L. SCOTFIELD	37-0113	R.F. & ROSA BUHLER	07-10-1884	5.00			
45	E 40-A4	BELLEVUE FARMS	37-0664	UTAH & IDAHO IMP. CO.	07-10-1884	15.00			
45	E 40-A3	CHARLIE BROWNING	37-0664	UTAH & IDAHO IMP. CO.	07-10-1884	100.00			
45	E 40-B16	J H WALTON, JR	37-0113	R.F. & ROSA BUHLER	07-10-1884	50.00			
45	E 40-E5	MELVIN SWANSON	37-0113	R.F. & ROSA BUHLER	07-10-1884	144.00			
45	E 40-A1	TRIANGLE RCH%J. STEVENS	37-0664	UTAH & IDAHO IMP. CO.	07-10-1884	20.00			
45	E 40-B6	W.F. RCH. #2 %CHAS. FERRI	37-0113	R.F. & ROSA BUHLER	07-10-1884	200.00			
45	E 40-A2	WOOD RIVER RANCHES	37-0664	UTAH & IDAHO IMP. CO.	07-10-1884	85.00			
55-C	E 40-B8	ROBERT WARD	37-0113	R.F. AND ROSA BUHLER	07-10-1884	31.80			
0	X 40-B10	BIG WOOD RIVER	37-0113	R.F. & ROSA BUHLER	07-10-1884	7.00			

7.00" FROM "MABEL SPENCER" TO RIVER LOSS BY TRANSFER

FILED MED 1993

Water Right Number - A37-00113F

Adj. Flag Translation: Adjudication Temporary Work Area

Old (D) Number -

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

*** C - CURRENT OWNER ***
HEAD

DERRIS

1 - BOX 126
2 -
3 -

State- ID Zip- 83313

HEAD

JOSEPHINE

City- BELLVUE
Phone - 208-788-4123

State- ID Zip- 83313

+ - - Priority Date - - + + - - - Region - - - +
07/10/1884 { 17

+ - - - - Stage - - - +
D - DECREED

+ - - - - Status - - - +

SOURCE - - - - -
BIG WOOD RIVER

+ - - - - Tributary - - - - -
MALAD RIVER

+ - - - - Point of Diversion - - - - -
TwN Rng Sec Tract Lot Rflg County (Blank if no Index Code)

02N 18E 16 SE SW NE (13) BLAINE

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

04/01

11/01

1.400

+ - - Total Div. Rate - + + - - Total Div. Volume - +
1.400

+ - - Total Consumptive Use - + + - - KW Usage - +
24.0

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
02N	18E	36	NW NE		0.9		01	IRRIGATION	(13) BLAINE
02N	18E	36	SW NE		3.0		01	IRRIGATION	(13) BLAINE
02N	18E	36	SE NE		4.2		01	IRRIGATION	(13) BLAINE

Total Acres: 8.1

+ - - Diversion Means - HEADGATE AND COVE CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

TRANSFER #2928 AND #2927

Remarks - - - - -

MICROFILMED
MAR 0 1 1993

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

01/25/90 16:11:38
Page 2

Water right number - A37-00113F
Adj. flag translation: Adjudication Temporary Work Area

[illegible]

+ - - - - - - - - - - Conditions of Approval - -
No Conditions of Approval found.

| Decree Plaintiff | Decree Defendant | Decree Date |
|------------------|--------------------------|-------------|
| ANNIE I. HARRIS | SEWELL H. CHAPMAN, ET AL | 11/19/1929 |

+ - - Audit Fields -

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-----------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 07/18/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |

MICROFILMED
MAR 01 1993

Water Right Number - 37-00113F

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - -

+

*** C - CURRENT OWNER ***
ROARK

MRS. THOMAS

1 -
2 -
3 -
City-
phone -

State- Zip-

*** O - ORIGINAL OWNER ***
BULLER

R. F.

1 -
2 -
3 -
City-
phone -

State- Zip-

BULLER

ROSA B.

1 -
2 -
3 -
City-
phone -

State- Zip-

+ - - Priority Date - - +
07/10/1884

+ - - Region - - - +
17

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

Source - - - - -
BIG WOOD RIVER

Tributary - - - - -
MALAD RIVER

+ - - - - -
Twn Rng Sec Tract Lot RFlg County

02N 18E 16 SE SW NE (13) BLAINE

6K 3cc

Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

0.240

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.240

+ - - - - -
Twn Rng Sec Tract Lot Acres Code Description County

02N 18E 25 SW SE 01 IRRIGATION (13) BLAINE

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

MICROFILMED
MAR 0 1 1993

MICROFILMED
MAR 0 1 1993

| Water right number | 37-00113H | Adj. flag translation: | Standard Water Right Number |
|--------------------|-----------|------------------------|-----------------------------|
| Twn | Rng | Sec | Tract |
| | | | Lot |
| | | | Acres |
| | | | Code |
| | | | Description |
| | | | County |
| | | | Total Acres: |
| | | | 28.0 |

+ - - Diversion Means -

+ - - Non-Irrigation Use - -

+ - - Other Rights for Same Use -

| LINE | NO. | REMARKS |
|---|----------------------------|----------------------|
| P. D. & P. U. | CHANGED BY TRANSFER #1733. | LAND IS WEST OF BASE |
| LINE CANAL. | | |
| 9% CHANNEL LOSS IS ASSESSED TO THIS RT. & RATE OF DIV. FROM | | |
| BIG WOOD R. SHALL NOT EXCEED .64 CFS. | | |

R04 - - - - - Conditions of Approval - - - - -
- Use of water under this water right is subject to control by the
- watermaster of State Water District No. 37
01E - - - - -
- A measuring device and lockable controlling works of a type
- acceptable to the Department shall be permanently installed and
- maintained as part of the diverting works.

| | | | | | | | | |
|---------------|------------------|------|----|------------------|------|----|-------------|----|
| ++-- | Decree Plaintiff | --++ | +- | Decree Defendant | --++ | +- | Decree Date | -+ |
| HARRIS | | | | | | | | |
| CHAPMAN ET AL | | | | | | | | |
| 11/19/1929 | | | | | | | | |

- - Audit Fields -

| Water Rights Dates and Flags Area | | | | | | | | | |
|-----------------------------------|------------|-----------------|------------|------------------|----|--|--|--|--|
| Proof Due Date | 00/00/0000 | Field Exam Made | 00/00/0000 | Field Exam Fee | | | | | |
| Approved/Denied | 00/00/0000 | Protected Date | 00/00/0000 | Swan Falls | | | | | |
| Proof Made Date | 00/00/0000 | Hearing Date | 00/00/0000 | Temporary Right | P | | | | |
| Start Work Date | 00/00/0000 | Verified Date | 00/00/0000 | DLE/Carey Act | | | | | |
| Order Show Cause | 00/00/0000 | Receipt Number | | Water District | 37 | | | | |
| Licensed Date | 00/00/0000 | Appl Received | 00/00/0000 | Transfer/Amended | T | | | | |
| Decree Date | 11/19/1929 | | | | | | | | |

MICROFILMED
MAR 01 1993

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—

Old (D) Number -

☐ 1
☐ 2
☐ 3
☐ 4
☐ 5
☐ 6
☐ 7
☐ 8

State- ID Zip- 83340

State- ID Zip- 83340

+ - - - Status - - - +

+

.....

28.40

20.3

County

8.1

Remarks

SECRET

F & H TOGETHER.

TO APPROVED TRANSFER 4650:

EVER RIGHT WILL BE REGULATED BY THE

DISTRICT NO. 37.

TABLE CONTROLLING WORKS OF A TYPE

Water right number - R37-00113F

Prefix Translation: RESEARCH

APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL ANNUALLY REPORT THE AMOUNT OF WATER DIVERTED TO THE DEPARTMENT.

5. RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.

6. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

7. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

8. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

9. DIVERSION OF GROUNDWATER IS LIMITED TO THOSE TIMES WATER IS AVAILABLE FOR DIVERSION UNDER THESE RIGHTS AND PRIORITY FROM THE ORIGINAL SOURCE, BIG WOOD RIVER.

10. THE PORTIONS OF RIGHT NO. 37-00113D DESCRIBED AS 1.02 CFS AND OF RIGHT NO. 37-00113E DESCRIBED AS 0.22 CFS HAVE BEEN ABANDONED THROUGH APPROVAL OF TRANSFER NO. 4650.

Old Water Right Numbers

A3700113F
A3700113H

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff ANNIE I. HARRIS
Decree Defendant SEWELL H. CHAPMAN, ET AL
Decree Date 00/00/0000

Date: 11/09/1995 User Id: TFAWCETT Subject: AMENDED/TRANSFER CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 4650.

Audit Fields 11/09/95 TFAWCETT

Adjudication Rights Dates and Flags Area

| Court Report Filing | Field Inspection Made | Civil Case Number |
|-----------------------------------|------------------------------------|-----------------------------|
| Objection Filed Date - 00/00/0000 | Field Inspection Flag - 00/00/0000 | Old Case Number - 39576 |
| Response Filed Date - 00/00/0000 | Verified Date - 00/00/0000 | Old Judicial District - |
| Claim Received Date - 07/18/1988 | Last Amended Date - 00/00/0000 | Temporary Right - P |
| | Receipt Number - F000000 | Water District - 37 |
| | POU Ownership Flag - Y | Federal/State Indicator - S |
| | Name Connector - AND/OR | Presumption Flag - |



State of Idaho
DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

November 9, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

DERRIS AND JOSEPHINE HEAD
C/O JAMES P SPECK ESQ
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RE: Amendment of SRBA Claim A37-00113F

Dear Mr. Speck:

Pursuant to the approval of Transfer No. 4650, the above referenced Notice(s) of Claim in the Snake River Basin Adjudication have been amended to conform with the transfer. Please find enclosed a printout of the way your client's claim records have been modified. Please check these modified records over carefully to verify they correctly reflect the intended change. If you have questions please feel free to contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

From: DWR03::DSHAFF 12-JUL-1995 08:58:32.85
To: DWR60::DJONES
CC: DSHAFF
Subj: Trans. 4650

I'm looking at the New Water Right Listing report. In it is the Head transfer application for 37-00113_ (WRs 37-00113D & E or AJs A,R37-00113F). I am not saying the amount is wrong but I do question 1.24 cfs for conveyance loss with a switch to groundwater at a POD in the same tract as the new POU that consolidates the present POU. By comparison in the same report Transfer 4649 for 37-00159A loses 7.4 cfs and leaves an inch to the acre where the POU is scattered through the subdivision.

The purpose raising the flag is to make sure light is shed on the question in the review process in the early stages as the application makes its way to the State Office allocation section for action.

Thanks

A37-00113F

From: DWR60::DJONES 12-JUL-1995 11:05:45.31
To: DWR03::DSHAFF
CC: DJONES
Subj: transfers 4649, 4650

Don:

I have reviewed the transfers relative to your mail message and I don't understand what you are asking. Both users appear to be abandoning a large portion of their water rights as they switch sources (from surface to ground). It would seem that the watermaster (Lee Peterson) will retain jurisdiction and be able to shut off the wells when surface water would not be able to be delivered to the former diversions. This will be a source of annoyance to the watermaster and the water users. Allocation agents have reviewed the former useage, and though they (or an SRBA agent) have not done a claim review, it has been substantiated that there is not an issue of "clear and convincing" evidence of forfeiture (in the interpretation style recently applied to the Marathon Partners rights sold to Blaine County School and others in granting their new appropriation applications with "mitigation"). Is there something I'm missing? Is there an adjudication issue I haven't considered?

Thanks for the heads up.

Doug

A370113F

From: DWR03::DSHAFF 12-JUL-1995 11:59:45.68
To: DWR60::DJONES
CC: DSHAFF
Subj: RE: transfers 4649, 4650

The notice in the listing report that I presume is the copy for the legal ad. states "Approval of this pending transfer application will result in a conveyance loss of 1.24 cfs as well as change from surface water diversion to a groundwater diversion." Mary also put this point in her Comment in T37-00113D. From my view Water Allocation has the decision, but certainly AJ has the responsibility to provide input. Again my initial reaction is questioning whether the right when changed should have any conveyance loss at all.

A37-00113F

From: DWR60::DJONES 12-JUL-1995 12:31:28.82
To: DWR03::DSHAFF
CC: DJONES
Subj: RE: transfers 4649, 4650

Don:

I see where you're coming from. My review of the file indicates that the agent identified that the "conveyance loss" must have occurred thru passage down a long (~4 mi) ditch and that by converting to pressure irr from the well that a limit of 1 MI/ac is applied. The ambiguity lies in the terms used in the advertisement, a result of clerical interpretation of a technical fine point. It would have been best to say that the right will be reduced by 1.24 cfs previously attributable to conveyance loss. This change may adversely affect other users by reducing recharge to the aquifer as well as increasing ground water withdrawal, but that's what public notice is for. Allocations may or may not account for the cumulative effects and decide accordingly.

I don't think that I've totally addressed your concerns so please let me know what is on your mind and I'll pursue it with the agent or personally.

Thanks,

Doug

A37-0113F

From: DWR03::DSHAFF 12-JUL-1995 13:50:35.01
To: DWR60::DJONES
CC: DSHAFF
Subj: RE: transfers 4649, 4650

You have reached a point I thought I could if I looked into the matter. Yes, the input to the State Office (Allocations) from the region I would suggest is the approval for the transfer would be at only 1 MI/Ac. with 1.24 disappearing, unless the region finds other factors warranting slightly more than 1 MI/Ac.

My objective in bringing this one up has been met. Historically Allocations has not, in my view, been pro-active in reviewing transfers. Of late I have seen that habit changing through the prodding of staff outside the Allocations unit. Memories of the "fights" over transfers in the past are still lingering, however.

Jim and I have a cooperative working relationship, and an informal transfer policy says AJ and WR will work together initially at the region level and as necessary at the S.O. level to review transfer appls. By AJ investing in the process now avoids the potential pain of "administrative finality" if transfer approval is flaky and did not get a thorough review beforehand when the time for a Director's Report comes due.

Thanks for doing your part.

A37-00113F

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A37-00113F

00:00:42
05/19/90

LAST: HEAD
ADDRESS: BOX 126
CITY: BELLVUE
PHONE NUMBER: 208-788-4123
OWNER CODE: C
FIRST: DERRIS
STATE: ID ZIP: 83313

LAST: HEAD
ADDRESS: BOX 126
CITY: BELLVUE
PHONE NUMBER: 208-788-4123
OWNER CODE: C
FIRST: JOSEPHINE
STATE: ID ZIP: 83313

FIELD EXAMINATION INFORMATION

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 / REMARKS: _____

MICROFILMED
OCT 26 1994

A. AJ CLAIM: # A37-00113F PRIORITY DATE: 07-10-1884 STAGE: D

B. WR RECORD: # 37-00113F PRIORITY DATE: 07-10-1884 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD
Y EXAMINER

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

REMARKS:

RECOMMENDED PRIORITY DATE:

_____-_____-____

REVIEWED BY _____

DATE _____

MICROFILMED
OCT 26 1984

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|------------|------|------|------|-----|-----|-----|-----|--------|
| A37-00113F | 02N | 18E | 16 | SE | SW | NE | | BLAINE |

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

| | |
|-------------|------------|
| A37-00577BP | 37-00577BQ |
| A37-11858 | 37-00113D |
| A37-00481D | 37-00155 |
| A37-00482J | 37-00158B |
| A37-00483D | 37-00481 |
| A37-00158A | 37-00482A |
| A37-00577A | 37-00483 |
| A37-00833P | 37-00577AT |
| A37-00113G | 37-00577BF |
| R37-00577A | 37-00577BH |
| | 37-00577BJ |
| | 37-00577BK |
| | 37-00705 |
| | 37-00707 |
| | 37-00833J |

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| 37-00113F | 02N | 18E | 16 | | SW | NE | | BLAINE |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

| | |
|------------|-------------|
| 37-00577BQ | A37-10725 |
| 37-00113D | A37-00113K |
| 37-00155 | A37-00113L |
| 37-00158B | A37-00113M |
| 37-00481 | A37-00482C |
| 37-00482A | A37-00482D |
| 37-00483 | A37-00482E |
| 37-00577AT | A37-00705A |
| 37-00577BF | A37-00705B |
| 37-00577BH | A37-00705C |
| 37-00577BJ | A37-00577AQ |
| 37-00577BK | A37-00481A |
| 37-00705 | A37-00482F |
| 37-00707 | A37-00483A |
| 37-00833J | A37-11961 |
| | A37-00113O |
| | A37-00577CB |

MICROFILMED
OCT 26 1994

A37-00707
A37-00577BP
A37-11858
A37-00481D
A37-00482J
A37-00483D
A37-00158A
A37-00577A
A37-00833P
A37-00113G
R37-00577A

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

C. FIELD EXAM REQUIRED?

| DUE TO POD DISCREPANCY? | (Y/N) | DATABASE | FIELD EXAMINER |
|----------------------------|-------|----------|----------------|
| DUE TO SOURCE DISCREPANCY? | (Y/N) | Y | |
| | | N | |

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

SOURCE: BIG WOOD RIVER

TRIB: MALAD RIVER

REVIEWED BY:

DATE:

MICROFILMED
OCT 26 1994

A. ROOT WATER RIGHT NUMBERS:

A37-00113F
A37-00113K

A37-00113L

A37-00113M

A37-00113N

A37-00113O

A37-00113P

A37-00113R

A37-00113A

A37-00113H

A37-00113S

A37-00113Q

A37-00113C

A37-00113G

R37-00113F

R37-00113O

B. POU LISTING

TWP RING SEC 1/4 1/4 LOT NAME

AJ
#/ACRES

WR
#/ACRES

LANDSAT
DATA

FIELD
EXAM.

RECOMM.
ACRES

02N 18E 36 SW NE

HEAD, DERRIS A37-00113F / 3.0 -
FRIESTAD, ESTATE OF FRANCES A37-00113G / 4.0
HEAD, DERRIS R37-00113F / 3.0 37-00113G /
HEAD, DERRIS 37-00113D / 3.0
FISHER, MARY 37-00113E /

02N 18E 36 SE NE

HEAD, DERRIS A37-00113F / 4.2 -
HEAD, DERRIS R37-00113F / 4.2 37-00113D / 4.0
HEAD, DERRIS 37-00113G /
WEARY, WILLIAM 37-00577BA /
WOOD RIVER LAND CO.

02N 18E 36 NW NE

HEAD, DERRIS A37-00113F / 0.9 -
DUDLEY, DUANE A37-11858 / 0.9
SLATTER, CLIFFORD J. A37-00113O /
HEAD, DERRIS R37-00113F / 0.9
SLATTER, CLIFFORD J. R37-00113O /
DUDLEY, DUANE R37-11858 / 0.9
MYERS, KEITH 37-00886H / 1.0

MICROFILMED
OCT 26 1994

FISHER , MARY
WEARY , WILLIAM

37-00113E /
37-00113G /

TOTAL ACRES

37-00113F

8.10

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

MICROFILMED
OCT 26 1994

A. AJ CLAIMED USES:

PURPOSES
A37-00113F IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
1.400 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

1.400 CFS

B. WR RECORDED USES:

PURPOSES
37-00113F IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
.240 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.240 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

| | (Y/N) | DATABASE | FIELD EXAMINER |
|------------------------------------|-------|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? | (Y/N) | N | |
| DUE TO DIVERSION RATE DISCREPANCY? | (Y/N) | Y | |
| DUE TO PERIOD FROM/TO DISCREPANCY? | (Y/N) | Y | |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

MICROFILMED

OCT 26 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y () N ()

AD TOTAL CLAIMED DIVERSION RATE: 1.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.240 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

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

Y

FIELD
DATABASE EXAMINER

B.

MEASUREMENT METHOD

FLOW MEASUREMENT
SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|------------|----------------|------------------------------|-----------|----------------|-----------|----------------|
| A37-00113F | BIG WOOD RIVER | HEAD , DERRIS | 1.400 | 0.172 | | |
| A37-00113G | BIG WOOD RIVER | FRIESTAD , ESTATE OF FRANCES | 0.660 | 0.165 | | |
| A37-11858 | BIG WOOD RIVER | DUDLEY , DUANE | 0.110 | 0.122 | | |
| R37-11858 | BIG WOOD RIVER | DUDLEY , DUANE | 0.110 | 0.122 | | |

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

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|------------|----------|-----------------------|---------------------|----------|--------|
| A37-001130 | DOMESTIC | SLATTER , CLIFFORD J. | FROM 04-01 TO 11-01 | .020 CFS | |
| R37-001130 | DOMESTIC | SLATTER , CLIFFORD J. | FROM 04-01 TO 11-01 | .020 CFS | |

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D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 24.0 AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

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RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|----------------------------|-----------------------|---------------------------|
| IRRIGATION | 04-01 11-01 | DATABASE EXAMINER
1.400 | DATABASE EXAMINER | DATABASE EXAMINER
24.0 |
| TOTAL FOR THIS RIGHT | | 1.400 | | 24.0 |

REVIEWED BY: _____

DATE: _____

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ACCEPTED NEEDS
AS CLAIMED REVIEW

CES

DIVERSION
RATE

16.420

FIELD
EXAMINER

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=====

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:42
05/19/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A37-00113F

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

"VERIFIED BY" CODES

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

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

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