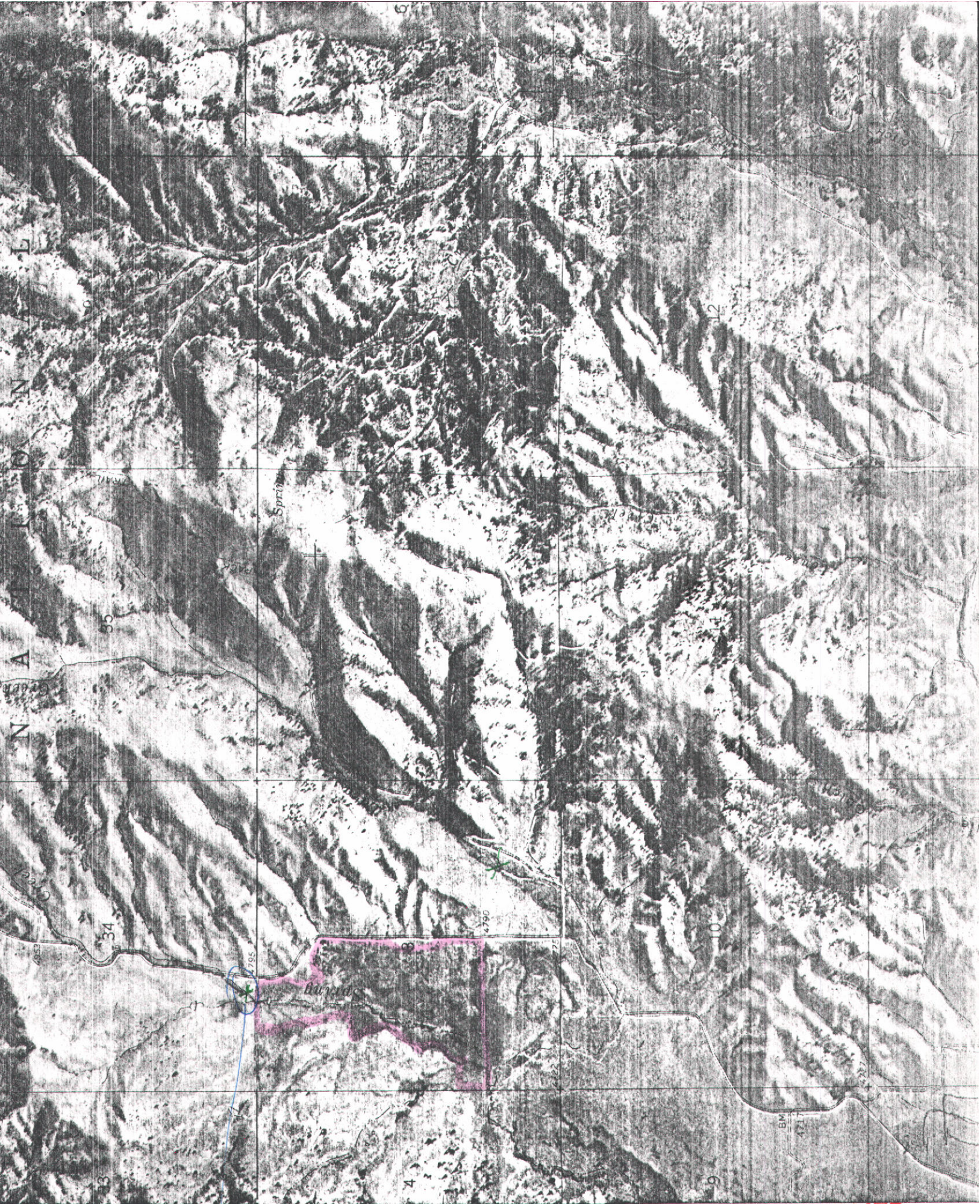




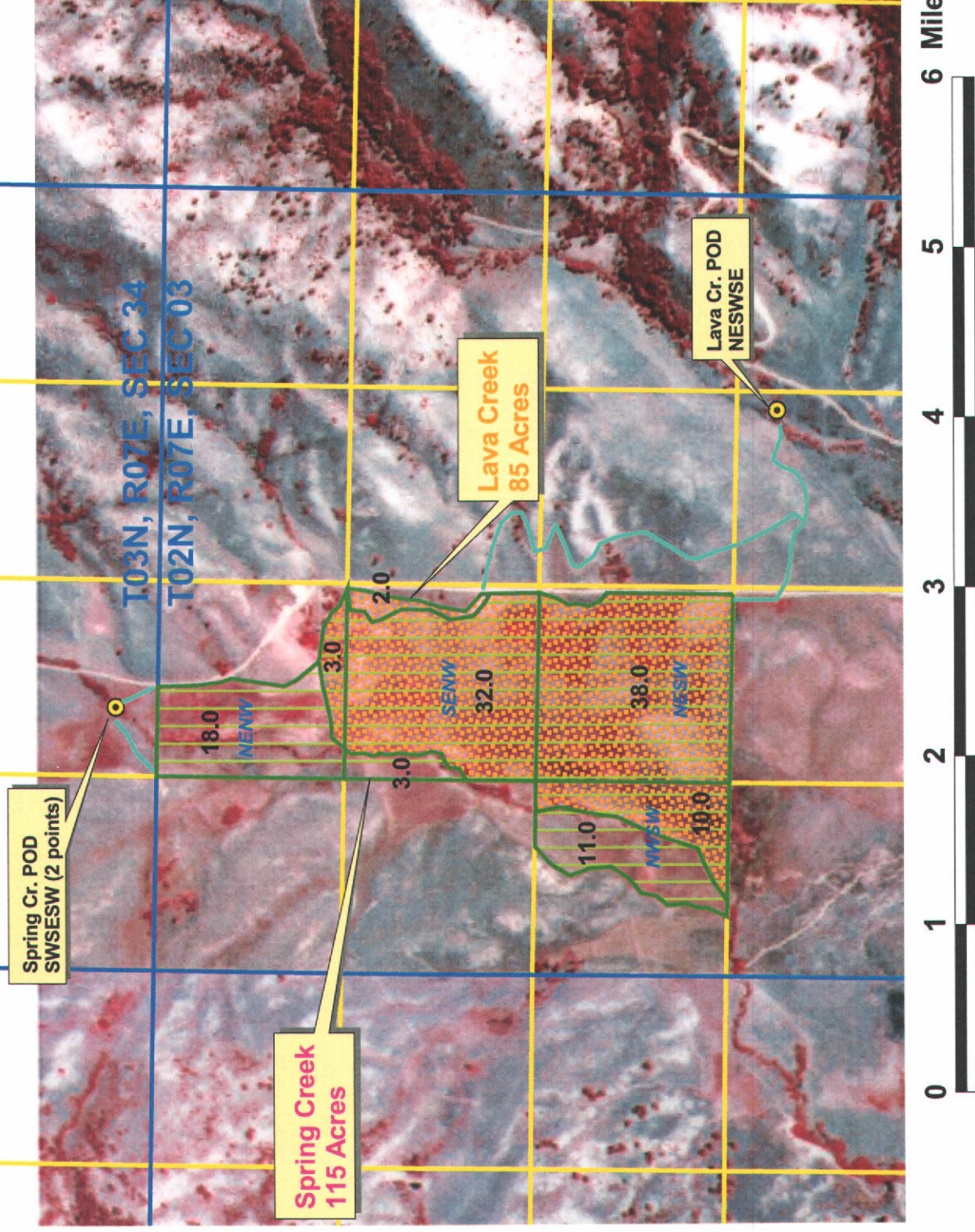
MICROFILMED

AUG 18 1992

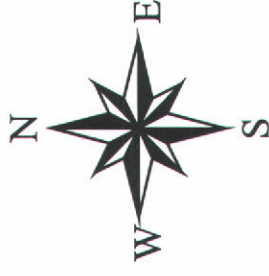
IDAHO DEPARTMENT OF WATER RESOURCES

OVERLAP MAP

63-2916 Licence (Spring Cr.)
63-2598 Permit (Spring Cr.)
63-4881 Statutory Claim (Lava Cr.)
Date Prepared: 01-31-02
Prepared By: Ron Howerton



T03N, R07E
S03



117 acres TOTAL

1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

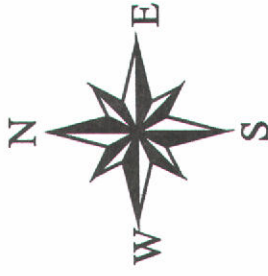
OVERLAP MAP

63-2916 Licence (Spring Cr.)
63-2598 Permit (Spring Cr.)
63-4881 Statutory Claim (Lava Cr.)

Date Prepared: 01-31-02

Prepared By: Ron Howerton

T03N, R07E
S03



- Point of Diversion
- Spring Creek POU
- Lava Creek POU
- Section
- 1/4 1/4
- Ditch

117 acres TOTAL

6 Miles

5

4

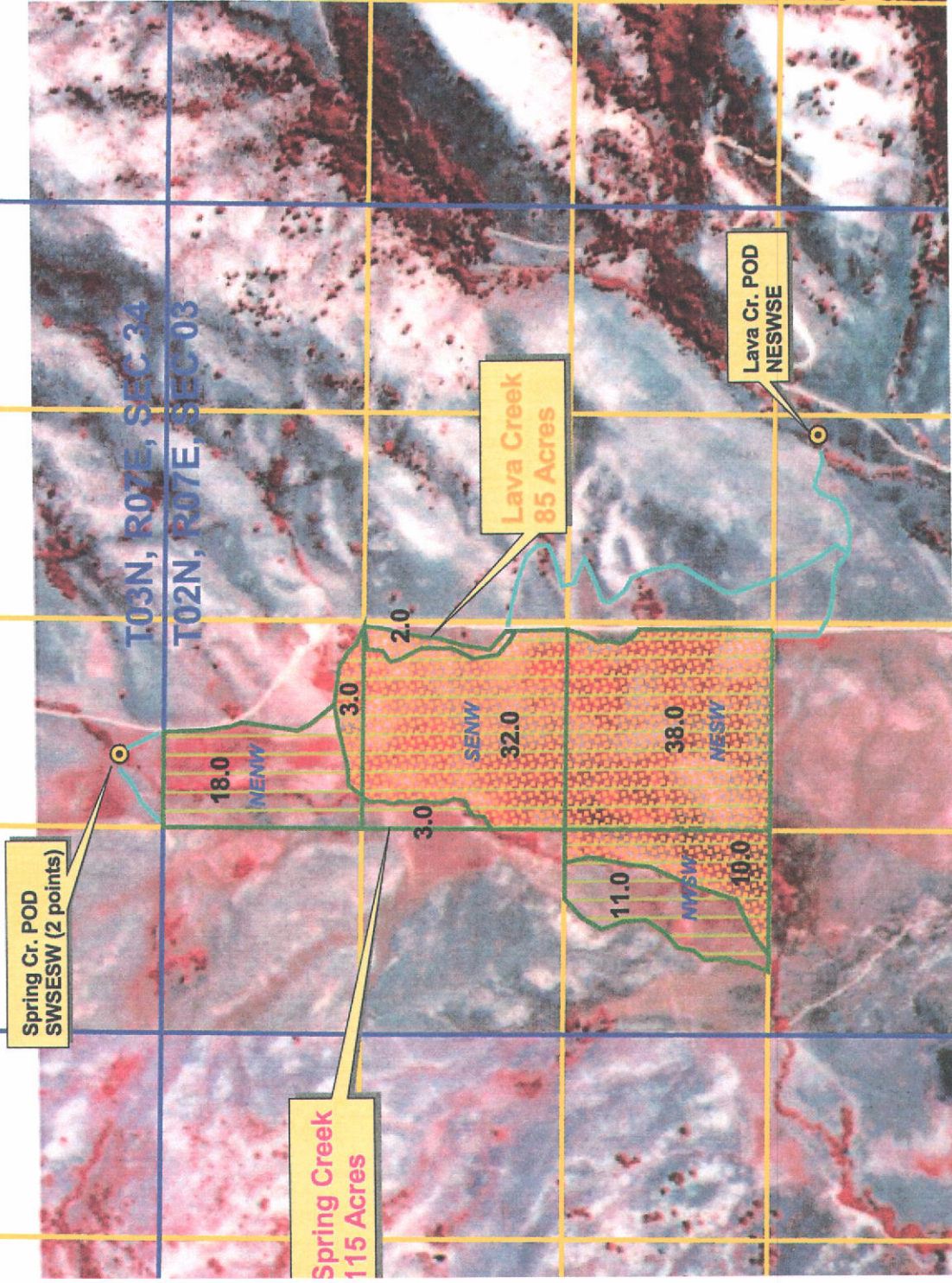
3

2

1

0

1987 NAPP

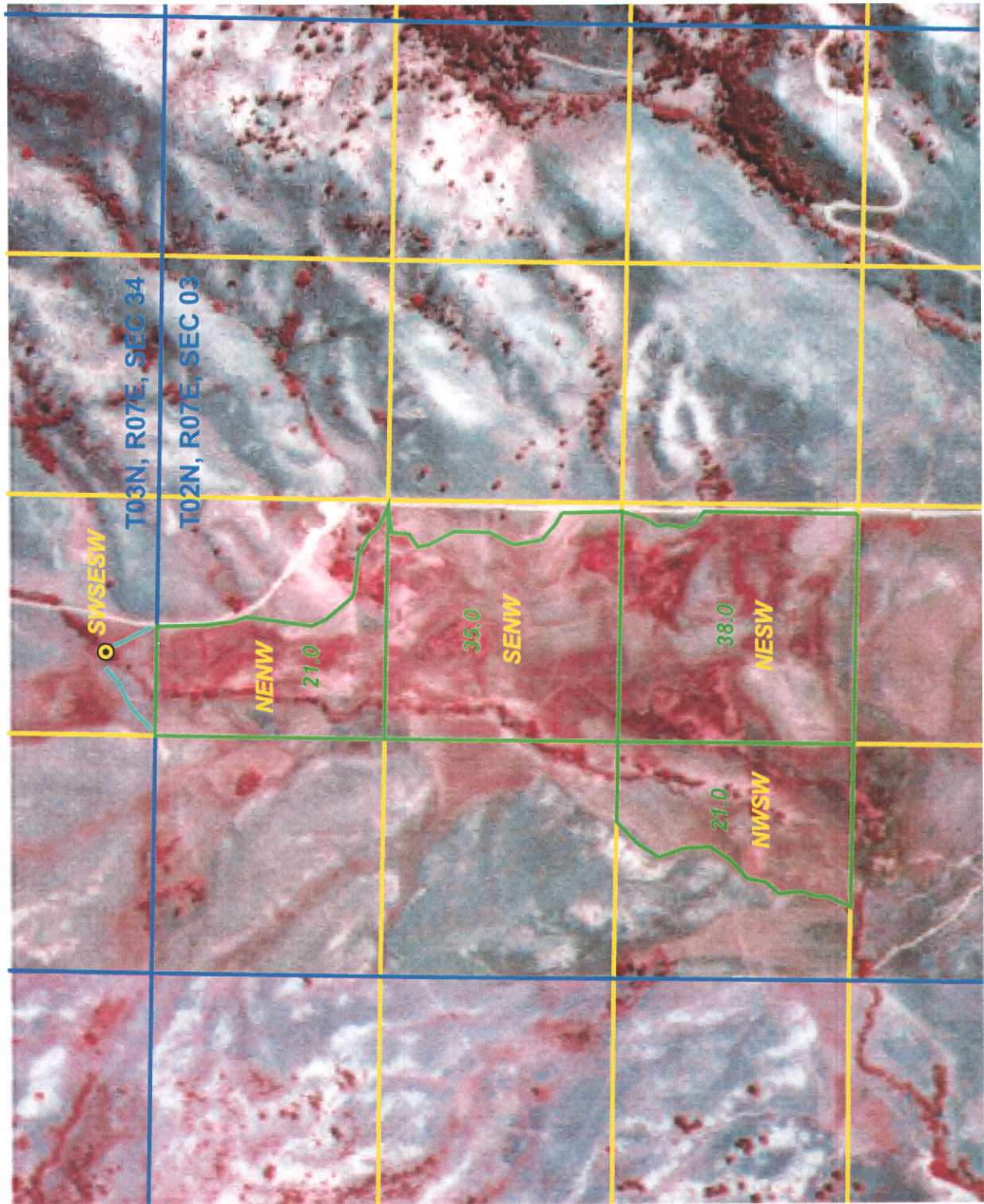


IDAHO DEPARTMENT OF WATER RESOURCES

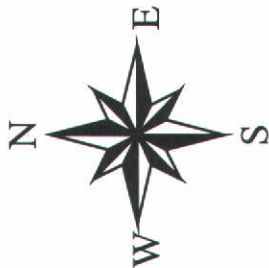
Claim: 63-2598

Date Prepared: 01-20-02

Prepared By: Ron Howerton



T02N, R07E
S03



Point of Diversion

Place of use

Section

Quarter/Quarter

Ditch

115 Acres

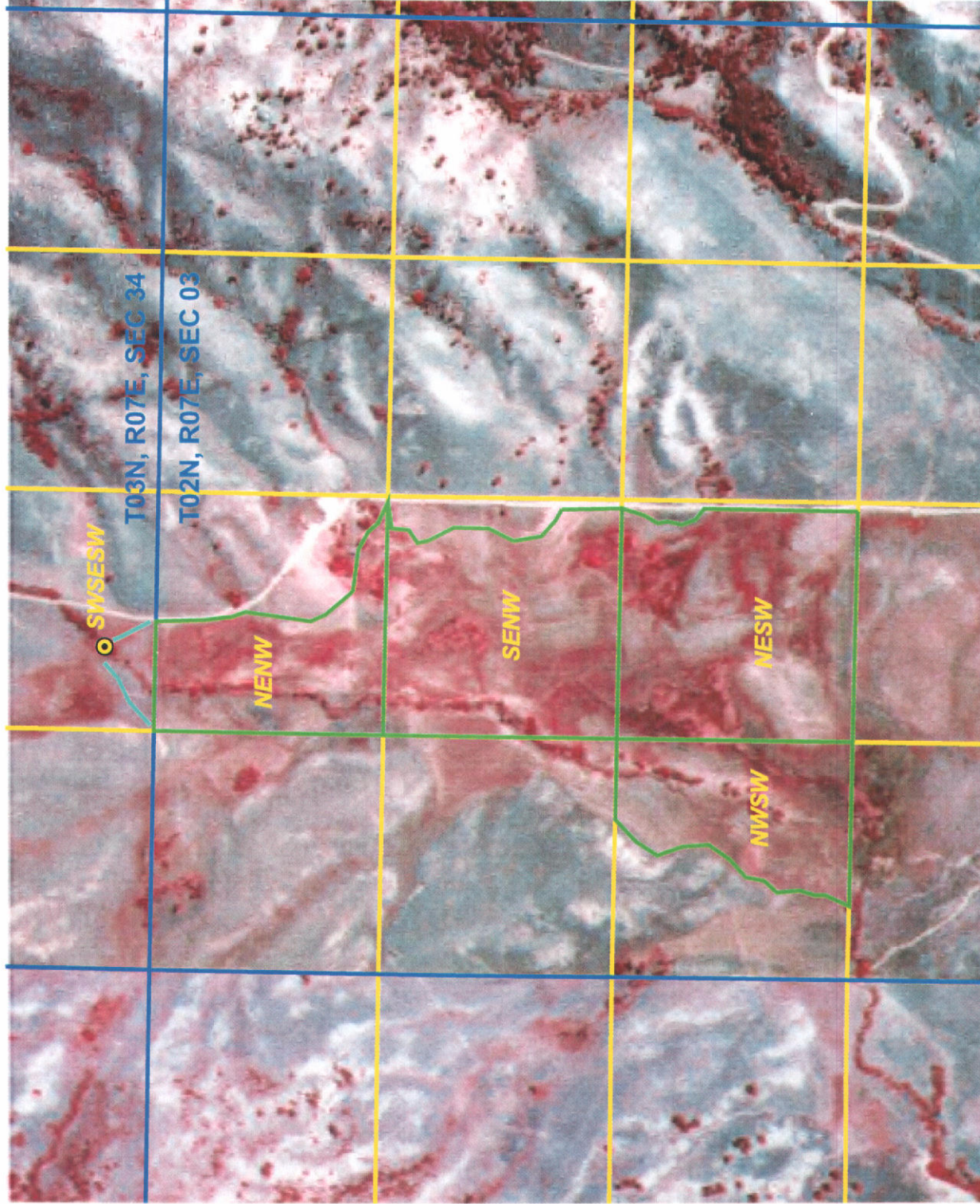
1987 NAPP

0 1 2 3 4 5 6 Miles

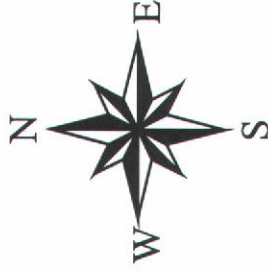


IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-2598
Date Prepared: 01-20-02
Prepared By: Ron Howerton



T02N, R07E
S03



- Point of Diversion
- Place of use
- Section
- Quarter/Quarter
- Ditch

1987 NAPP



DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19338

This proof is for Beneficial use

In Water District No.

1. Name of applicant Mrs. Elza Johnson, Vale, Oregon (Prairie, Idaho, formerly)

2. Source of water supply: Spring Creek, a tributary of Smith Creek

3. Location of point of diversion: Is in the Lot 3 of Section 3

T. 2 N. R. 7 E. County of Elmore

4. Describe works as they exist, giving dimensions and capacities of same: The dam was an earth fill dam but is now completely washed away. No means were provided to by-pass the dam. When spring floods began cutting the ditches away, the dam was allowed to wash out. Cross section of the creek at the head of the ditches is 8 to 9 feet deep and fifteen feet wide with nearly vertical sides. Evidence shows that the ditches were approximately one foot deep and two and one half feet wide with sloping sides. The west side ditch has washed and cut away for a length of nearly 500' to a cross section of 8 feet deep and 10 feet wide maximum with vertical sides. The east and west ditches are both approximately three fourths of a mile long. These ditches also collect water from springs and small creeks that they cross.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

367.30 201.10
E $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3, Township 2 North, Range 7 East, B. M. = 1600.

See Map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Boise River via Smith Creek

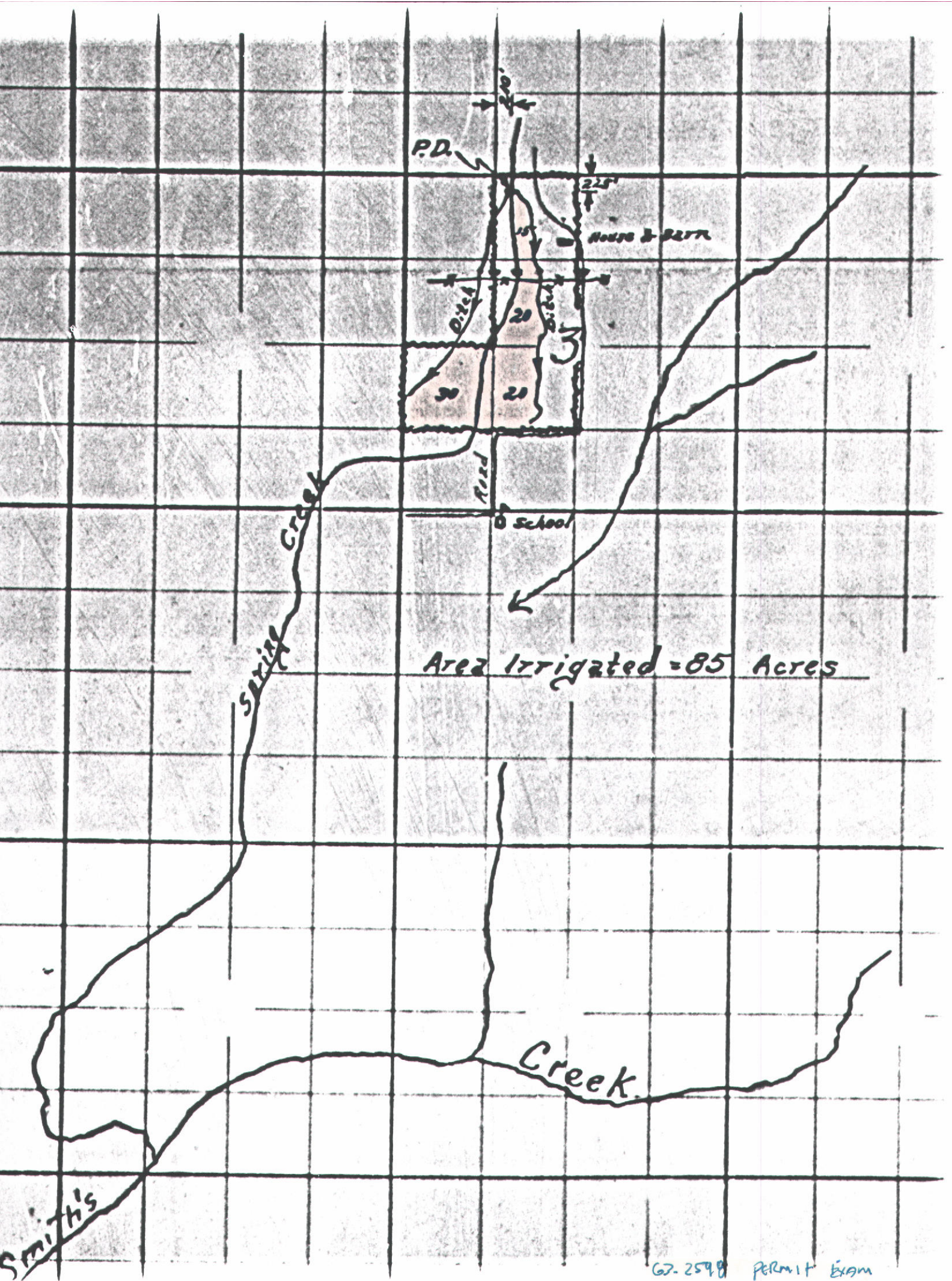
Remarks: T. F. Rieger of Prairie, Idaho is present owner of this land. He intends to rebuild the dam for irrigation purposes.

Principal crop is hay and pasture.

This examination was made on the 1st day of July 1952

(Signed)

Alfred E. Loom
Examiner.



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 63-2598
Date Received: 12/4/1989
Receipt No: C013184
Received By:

AMENDED

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

1. Name of Claimant(s)

L G DAVISON & SONS INC Phone: (208)868-3243
1969 PRAIRIE RD
PRAIRIE ID USA 83647-9803

2. Date of Priority: 07/27/1942

3. Source: SPRING CREEK Trib. to: SMITH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
03N	07E	34	SW	SE	SW	ELMORE	
03N	07E	34	SW	SE	SW	ELMORE	

5. Description of diverting works:

DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	2	

7. Total Quantity Appropriated is:
2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	07E	3	NE	NW	IRRIGATION	21
			SE	NW	IRRIGATION	35
			NE	SW	IRRIGATION	38
			NW	SW	IRRIGATION	21
					Section Acres	115
					Total Acres	115

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

CLAIM AMENDED BY LICENSE APPROVED JULY 9TH, 2002. RDH

SEE LICENSE IN FILE FOR CONDITIONS OF APPROVAL.

15. Basis of Claim: License

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 63-2598
Date Received: 12/4/1989
Receipt No: C013184
Received By:

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

1. Name of Claimant(s)

L G DAVISON & SONS INC Phone: (208) 868-3243
1969 PRAIRIE RD
PRAIRIE ID USA 83647-9803

2. Date of Priority: 07/27/1942

3. Source: SPRING CREEK Trib. to: SMITH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	07E	34	SW SE SW	ELMORE	

5. Description of diverting works:

DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2	

7. Total Quantity Appropriated is:

2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	07E	3	NE	NW	IRRIGATION	30
			SE	NW	IRRIGATION	30
			NE	SW	IRRIGATION	20
			NW	SW	IRRIGATION	20
					Section Acres	100
					Total Acres	100

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED BY RDH ON 12/14/01.

THIS CLAIM REFLECTS A CHANGE IN THE POINT OF DIVERSION FROM PREVIOUS RECORDS.

15. Basis of Claim: Permit

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: A63-02598
Date Received: 11/21/1989 12/4/89
Receipt No: CO 13184
Received By: John

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L. G. DAVISON & SONS, INC. 208-868-3243
Address: C/O PRAIRIE STATE
MOUNTAIN HOME, ID 83647

2. Date of Priority: JUL 27, 1942

3. Source: SPRING CREEK Trib. to: SMITH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	07E	34	SW	SE	SW		ELMORE

5. Description of diverting works:
DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 250.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	07E	3	NE	NW		IRR	30.0
			SE	NW		IRR	30.0
			NE	SW		IRR	20.0
			NW	SW		IRR	20.0

Section Acres 100.0

A63-02598

Page 1

Date: 11/21/89

MICROFILMED
AUG 18 1992

10. Place of Use: Continued

Total Acres 100.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
A63-04881, A63-02916

14. Remarks:
THIS CLAIM REFLECTS A CHANGE IN THE POINT OF DIVERSION FROM
PREVIOUS RECORDS.

15. Basis of Claim: PERMIT
Water Right Number: 19338

16. Signature(s)

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

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Asst. Sec. of _____ Title

L. G. DAVISON & Sons, INC. , that I have signed the foregoing Organization document in the space below as Asst. Sec. of _____ Title

L. G. DAVISON & Sons, INC. and that the statements contained in the Organization foregoing document are true and correct.

R. E. Davison
Signature of Authorized Agent

Asst. Sec. L. G. DAVISON & Sons, INC.
Title and Organization

11-21-89
Date

State of Idaho)
County of Ada) SS.

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

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

FAX TRANSMITTAL COVER SHEETDIRK KEMPTHORNE
GOVERNORKARL J. DREHER
DIRECTORDATE: 7.10.02TO: Ron HawertonFROM: Karl WalkerDOCUMENT
DESCRIPTION:WR license #63 ²⁵⁹⁸ ~~3167~~
for SRBA

COMMENTS:

COVER SHEET + 1 PAGESPLEASE CONTACT
ENTIRE DOCUMENT

IF YOU DON'T RECEIVE THIS

Kari Lepore
327-7941

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-02598

Priority: July 27, 1942

Maximum Diversion Rate: 2.00 CFS

It is hereby certified that L G DAVISON & SONS INC
1969 PRAIRIE RD

PRAIRIE ID 83647-9803 have complied with the terms and

conditions of the permit, issued pursuant to Application for Permit dated July 27, 1942; and have submitted Proof of Beneficial Use on June 02, 1948. An examination indicates that the works have a diversion capacity of 12.49 cfs of water from:

SOURCE

SPRING CREEK

Tributary: SMITH CREEK

and a water right has been established as follows:

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
04/01 to 10/31

DIVERSION RATE
2.00 CFS

LOCATION OF POINTS OF DIVERSION:

SPRING CREEK SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34, Twp. 03N, Rge 07E, B.M., ELMORE County

SPRING CREEK SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34, Twp. 03N, Rge 07E, B.M., ELMORE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SE				SW				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 07E 3					21.0				35.0	38.0	21.0						115.0

Total Acres: 115

CONDITIONS OF APPROVAL

1. Right 63-02916 is also diverted through the points of diversion described above.
2. Rights 63-02916 and 63-02598 when combined shall not exceed a total diversion rate of 2.30 cfs.
3. Rights 63-02916, 63-04881 and 63-02598 when combined shall not exceed a total annual maximum diversion volume of 468.0 af at the field headgate, and the irrigation of 117 acres.
4. This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 63B.

Page 2

State of Idaho
Department of Water Resources
Water Right License

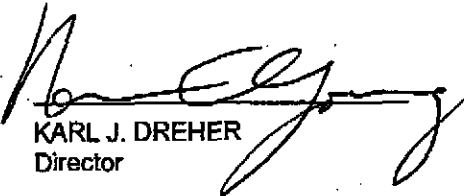
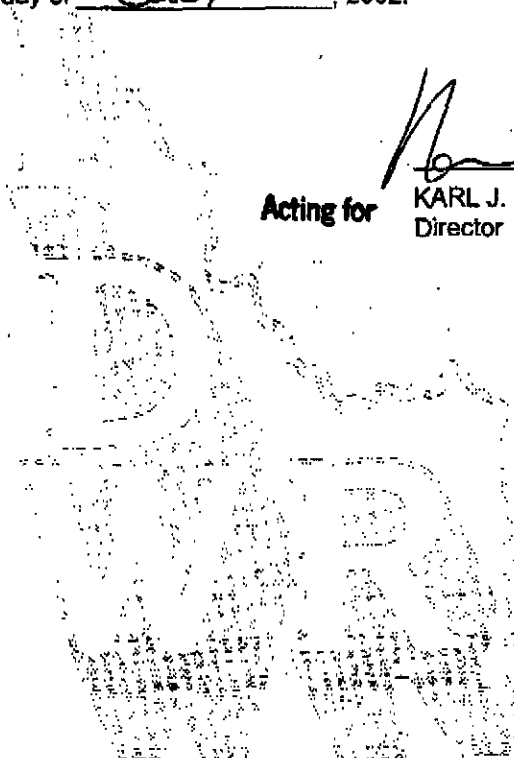
WATER RIGHT NO. 63-02598

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 9th day of July, 2002.

Acting for


KARL J. DREHER
Director

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s):

63-97, 63-101, 63-102, 63-103, 63-104, 63-105, 63-106, 63-114
63-2237, 63-2598, 63-2916, 63-3611, 63-4881, 63-7059, 63-19768
63-2477

Previous Mailing Address:

L. G. Davison & Sons, INC
c/o Prairie stage
MTN. Home, Id

63-19769
63-19770
63-19771
63-19772
63-30132

New Mailing Address:

L. G. Davison & Sons, INC.
1969 Prairie Rd.
Prairie, Id. 83647-9803

Telephone Number:

(208) 868-3243

Signature of Claimant(s):

L. E. Davison

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

NOTE: THIS WAS
A POST-
OFFICE CHANGE
IN ADDRESSING
THE ADDRESS OF
LOCATION —
HAS N'T
MOVED...
RCH



423

808

422

32 30"

421

420

MICROFILMED

AUG 18 1992

07/10/2002

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

RIGHT NUMBER: 63-2598

NAME AND ADDRESS: L G DAVISON & SONS INC
1969 PRAIRIE RD
PRAIRIE ID 83647-9803

SOURCE: SPRING CREEK

TRIBUTARY: SMITH CREEK

QUANTITY: 2.00 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-2916 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.3 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 468.0 AF. AT THE FIELD HEADGATE,
COMBINED RIGHT NOS.: 63-2916 & 63-4881

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 63-02916 & 63-4881 SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE
WHEN MEASURED AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS
BELOW.

PRIORITY DATE: 07/27/1942

POINT OF DIVERSION:

T03N R07E S34 SWSESW Within ELMORE County

T03N R07E S34 SWSESW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.000 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T02N R07E S03 Lot 3 NENW	21.0	T02N R07E S03	SENW	35.0	
T02N R07E S03	NESW	38.0	T02N R07E S03	NWSW	21.0

115 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 117.0 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 63-2916 & 63-4881

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100.0 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

EXPLANATORY MATERIAL: License

RIGHT NO. 63-2916 IS ALSO DIVERTED THROUGH THE POINTS OF
DIVERSION DESCRIBED ABOVE.

6

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-02598

RECEIVED

JUL 11 2002

WATER RESOURCES
WESTERN REGION

Priority: July 27, 1942

Maximum Diversion Rate: 2.00 CFS

It is hereby certified that L G DAVISON & SONS INC
1969 PRAIRIE RD
PRAIRIE ID 83647-9803

have complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 27, 1942; and have submitted Proof of Beneficial Use on June 02, 1948. An examination indicates that the works have a diversion capacity of 12.49 cfs of water from:

SOURCE

SPRING CREEK

Tributary: SMITH CREEK

and a water right has been established as follows:

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
04/01 to 10/31

DIVERSION RATE
2.00 CFS

LOCATION OF POINTS OF DIVERSION:

SPRING CREEK SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34, Twp 03N, Rge 07E, B.M., ELMORE County

SPRING CREEK SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34, Twp 03N, Rge 07E, B.M., ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	07E	3					21.0				35.0	38.0	21.0						115.0
							L 3												

Total Acres: 115

CONDITIONS OF APPROVAL

1. Right 63-02916 is also diverted through the points of diversion described above.
2. Rights 63-02916 and 63-02598 when combined shall not exceed a total diversion rate of 2.30 cfs.
3. Rights 63-02916, 63-04881 and 63-02598 when combined shall not exceed a total annual maximum diversion volume of 468.0 af at the field headgate, and the irrigation of 117 acres.
4. This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 63B.

State of Idaho
Department of Water Resources
Water Right License

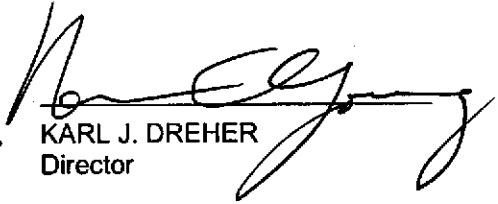
WATER RIGHT NO. 63-02598

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 9th day of July, 2002.

Acting for


KARL J. DREHER
Director

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 63-2598

WATER RIGHT NUMBER: 63-2598

Owner Type Name and Address
 Current Owner ELZA JOHNSON
 PRAIRIE, ID

Priority Date: 07/27/1942

Basis:

Status: Active

Source Tributary
 SPRING CREEK SMITH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	2.000 CFS	
	<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion

SPRING CREEK L3 NE1/4NW1/4 Sec. 3, Twp 02N, Rge 07E, B.M.
 ELMORE County

Place of UseIRRIGATION Within ELMORE County

T02N R07E S03	NENW	30.0	T02N R07E S03	SENE	30.0
T02N R07E S03	NESW	20.0	T02N R07E S03	NWSW	20.0
Total Acres: 100					

Conditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 63-2598

Dates and Other Information:

Permit Proof Due Date: 7/28/1943
Permit Proof Made Date: 1/1/1900
Permit Approved Date: 7/28/1942
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Field Exam Date: 7/1/1952
Date Sent to State Office: 9/2/1988
Date Received at State Office: 2/9/1988
State or Federal:
Owner Name Connector:
Water District Number: 63B
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

MEMORANDUM

TO: Shelley Keen

URGENT

FROM: Steve Lester 

DATE: June 10, 2002

RE: Licensing Permits 63-2598 & 63-3611 in Upper Boise River Basin

Attached are two follow-up exams conducted by Ron Howerton. Ron did his usual thorough and excellent work in completing these reports. The original exams, presumed to be at the State Office, were done several decades ago. The permits fall within Part 1 of Basin 63 for the SRBA Director's Report. Expedited licensing will serve SRBA interests.

Ron's exam reports include some items not normally forwarded to the State Office but included in this case to facilitate rapid licensing (computer printouts, post-it notes).

According to the database, data entry of the *exam done* and *exam forwarded to SO* steps were completed several years ago, leaving nothing further to do from the regional office in forwarding these reports.

Proofs of beneficial use were filed many years prior to the *exam fee* step introduced in 1986. I cannot find any trace of mid-1980s exam fee letters sent to the permit holders, probably because the original exams were already done by 1986. The exam fee is presumed to be not applicable in these two cases.

Please contact Ron with any questions about his reports. Thanks for your efforts in expeditious licensing.

CC: Ron Howerton

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION PERMIT OWNER: ELZA JOHNSON Permit No. 63-2598
CURRENT
 1. Owner: L.C. DAVISON & SONS INC Phone No. 868-3243
 Current Address: 1969 PRAIRIE RD., PRAIRIE, ID, 83647-9803
 2. Accompanied by: RON DAVISON EXAM DATE: 10/24/01
 Address: SAME AS ABOVE Phone No. _____
 Relationship to Permit Holder: CURRENT OWNER
 3. Source: SPRING CREEK tributary to SMITH CR

B. OVERLAP REVIEW

- Other water rights with the same place of use: 63-2916 & 63-4881
- Other water rights with the same point of diversion: 63-2916

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

(TWO POINTS OF DIVERSION)

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SE	SW	34	03N	07E	ELMORE	GPS & 1987 NAPP/2-POINTS

2. Place(s) of Use:

NOTE: Lot 3

Indicate Method of Determination GIS-ARC VIEW

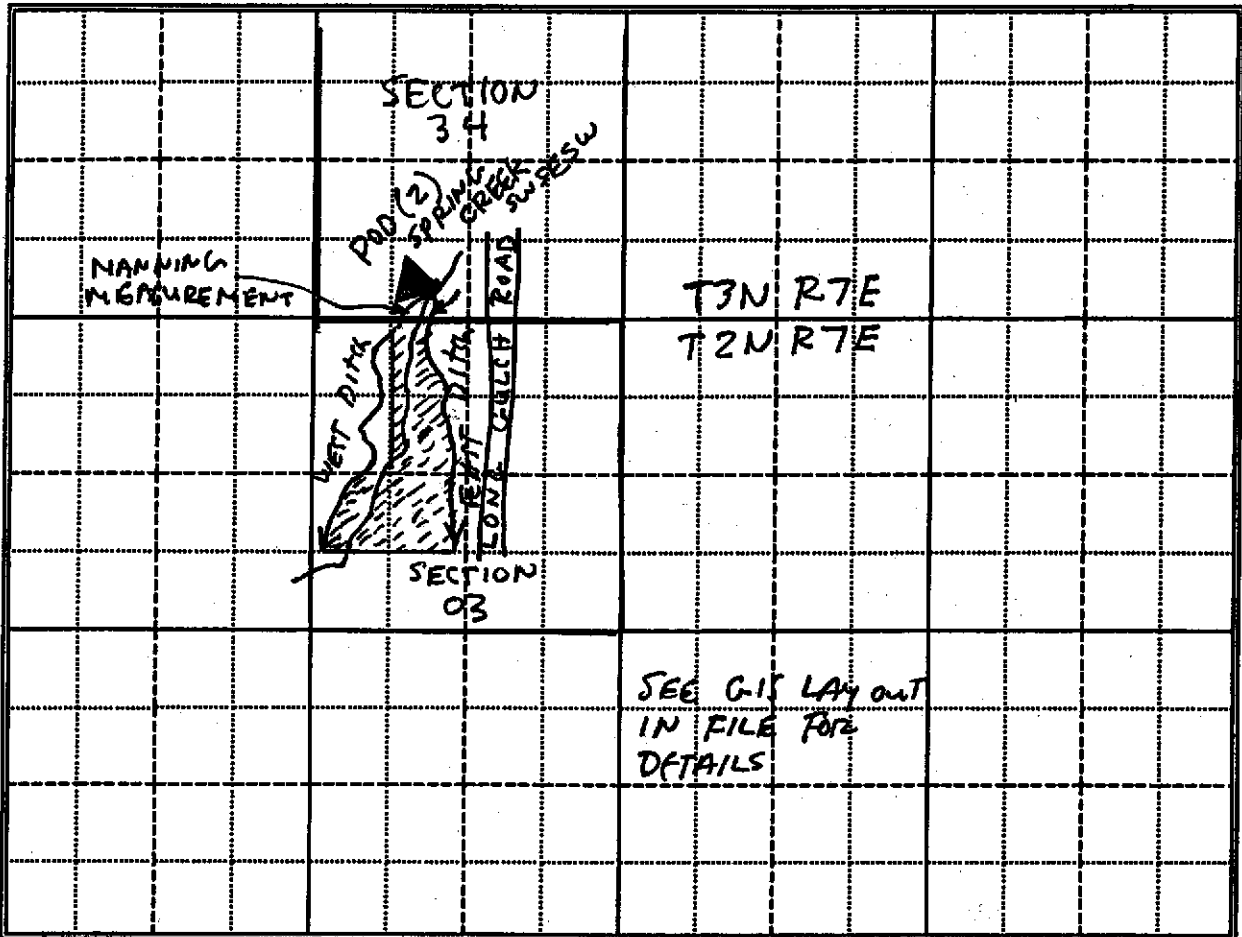
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	07E	03																	115

(PERMISTARCE PLACE OF USE)

TO BE LIMITED
TO 100 ACRES
WITH IN THE
115

LICENSE 63-2916 HAS SAME SOURCE, POINT OF DIVERSION AND PLACE OF USE. NO ADDITIONAL ACRES FOUND ONLY CFS WILL BE INCREASED TO AN INCH PER ACRE

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = NA

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4. 1987 NAPP

1987 NAPP

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<u>NA</u>					

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: MANNING MEASURED AT BEGINNING OF WEST AND EAST DITCH - SEE ATTACHED EQUATION CHANNEL RESULTS AND DATA COLLECTION SHEETS

E. NARRATIVE/REMARKS/COMMENTS

SEE ATTACHED NARRATIVE SHEET

PARCEL ID = RP02N07E032410

Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

Measured Method:

MANNING

X Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (100)(4 \text{ AFA}) = 400 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (2.0)(214)(1.9835) = 849$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} = 400 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrigation</u>	<u>4-1</u>	<u>10-31</u>	<u>2.028</u>	
Totals:			<u>2.028</u>	

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Ron Howerton

I. AUTHENTICATION

Field Examiner's Name

Ron Howerton Sr Water Agent

Date

10/24/01

Reviewer

Date

SEAL

**Idaho Department of Water Resources
NARRATIVE SHEET**

Updated: February 5, 2002

Date of Exam: 10/24/01

Field examiner:

**Ron Howerton
Senior Water Right Agent
Adjudication Bureau Western Region**

Water Right Nos.: 63-2598 Permit

Contacts: Ron Davison the current owner & president of (L. G. Davison & Sons Inc.) The Permit holder is Elza Johnson, whom is diseased according to Ron Davison.

Narrative:

Met with Ron Davison 10/24/01:

A Manning measurement of the west & east ditches was done 10/24/01, way more than permit amount of 2.0 CFS was found.

I used IDWR's GPS Garmin III plus to correctly locate the points of diversion.

DIVERTING WORKS & POD:

The POD(s) overlaps with license 63-2916. The ambiguous license did not list two points of diversion in POD. Two ditches are shown in the files field map. The license also may have error in the location of the POD because of poor maps available at that time. The SRBA recommendation recommends the POD as an accomplished POD transfers. Ok per 1987 NAPP photo. No injury found.

Earth rock dam(s) diverts into two ditches. West and east ditches. See photos 1 & 2 in file. The earth dams are within a few feet of each other. The 1987 NAPP photo layout shows system diagram. Gravity flow ditches for irrigation.

SOURCE:

Spring Creek tributary to: Smith Creek. See X63 TOPO map in file.

PERMIT 63-2598

SEASON OF USE:

I'm recommending the standard season the uses. IDWR has established the season of use geographically in Arc View for irrigation. (4/1-10/31) The ambiguous overlapping license did not list the season of use for irrigation uses.

PLACE OF USE:

The place of use is shown on 1987 NAPP photo layout in file.
Tax lot information in Arc View indicates it belongs to L. G. Davison & Sons Inc.

OVERLAP REVIEW:

Spring Creek license 63-2916 overlaps the same point of diversion and place of use. Total acre overlap, no additional acres. Recommending that permit is to be considered a permissible place of use with the license, with same POD & POU.

Overlapping other source is Lava Creek right 63-4881, all have a combined total acres of 117.

See Overlap map and review sheet in file.

COMBINED RIGHTS CONDITIONS:

The ambiguous license 63-2916 did not list volume. The licensed right 63-2916 CFS is 2.0 at 115 acres - no volume required in SRBA recommendation. (See copy of SRBA recommendation in file).

- The old licenses irrigation requirement could have been 460 AF.

The old permit right 63-2598 allowed 2.0 CFS at 100 acres.

- The permits irrigation requirement could be 400 AF. (See Volume calculations on Field report form.)

The statutory claim right 63- 4881 is being recommended for 1.7 CFS with no volume in the SRBA.

Because this right now is being considered as a combined right the volume could be recognized as 340 AF. It has an 85-acre total in which 83 acres overlap. (117 acres) (4 AF irrigation requirement) = 468 overall volume total

Total combined volume = (4 AF irrigation requirement) = 468 overall volume total
(See copy of SRBA recommendation in file).

I'm recommending a 115-acre permissible place of use for with these conditions:

- **This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.**
- **Use of this right with right Nos. 63-2916 and 63-4881 is limited to the irrigation of a combined total of 117 acres in a single irrigation season.**
- **This right when combined with right Nos. 63-2916 and 63-4881 shall provide no more than 0.02 CFS per acre.**
- **Use of this right with right Nos. 63-2916 and 63-4881 is limited to a total combined annual diversion volume of 468 AF.**

Claimed as a permit in the SNAKE RIVER BASIN ADJUDICATION, the license will amend the claim when the license is issued.

OWNER CODE C NAME & ADDRESS L G DAVISON & SONS INC PRAIRIE STATE MOUNTAIN HOME ID 83647 (208) 868-5243

[illegible][illegible]

POU County: ELMORE	Other Rights: A63-04881, A63-02916	REMARK	21	35	38	21	115	PPOU	TOTAL
		TWO POINTS OF DIVERSION IN POD							
		THIS CLAIM REFLECTS A CHANGE IN THE POINT OF DIVERSION FROM PREVIOUS RECORDS.							

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 638	Field Inspection Flag:	ACRES 646RUP LIC 2916
		Presumption Flag:	TOTAL

115 ACRES FOR 2.0 CFS

$$(115)(.02) = \underline{\underline{2.3 \text{ cfs}}}$$

AVAILABLE CFS
RECOMMEND
0.02 / ACRE
FOR TOTAL CFS

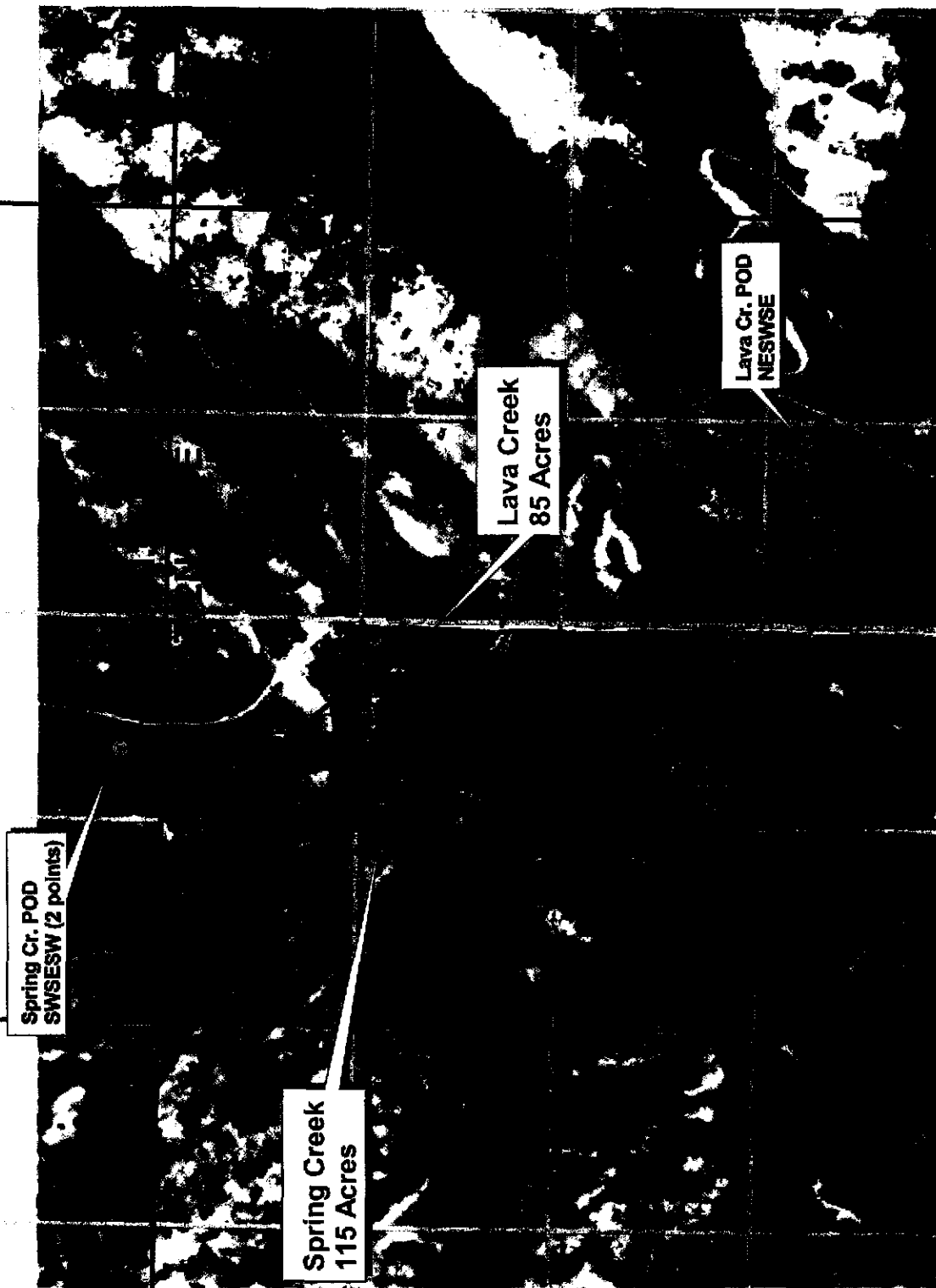
PERMIT CFS RECOMMEND = 3 CFS

COMBINED TOTAL 2.3 CFS

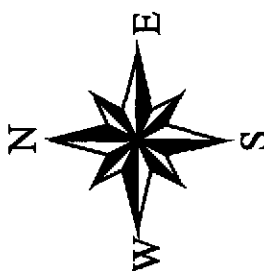
1884 - 25
447 441 m
447 441 m
447 441 m

IDAHO DEPARTMENT OF WATER RESOURCES

OVERLAP MAP
63-2916 Licence (Spring Cr.)
63-2598 Permit (Spring Cr.)
63-4881 Statutory Claim (Lava Cr.)
Date Prepared: 01-31-02
Prepared By: Ron Howerton



T03N, R07E
S03



- ④ Point of Diversion
- Spring Creek POU
- Lava Creek POU
- Section
- 1/4 1/4
- Ditch

117 acres TOTAL

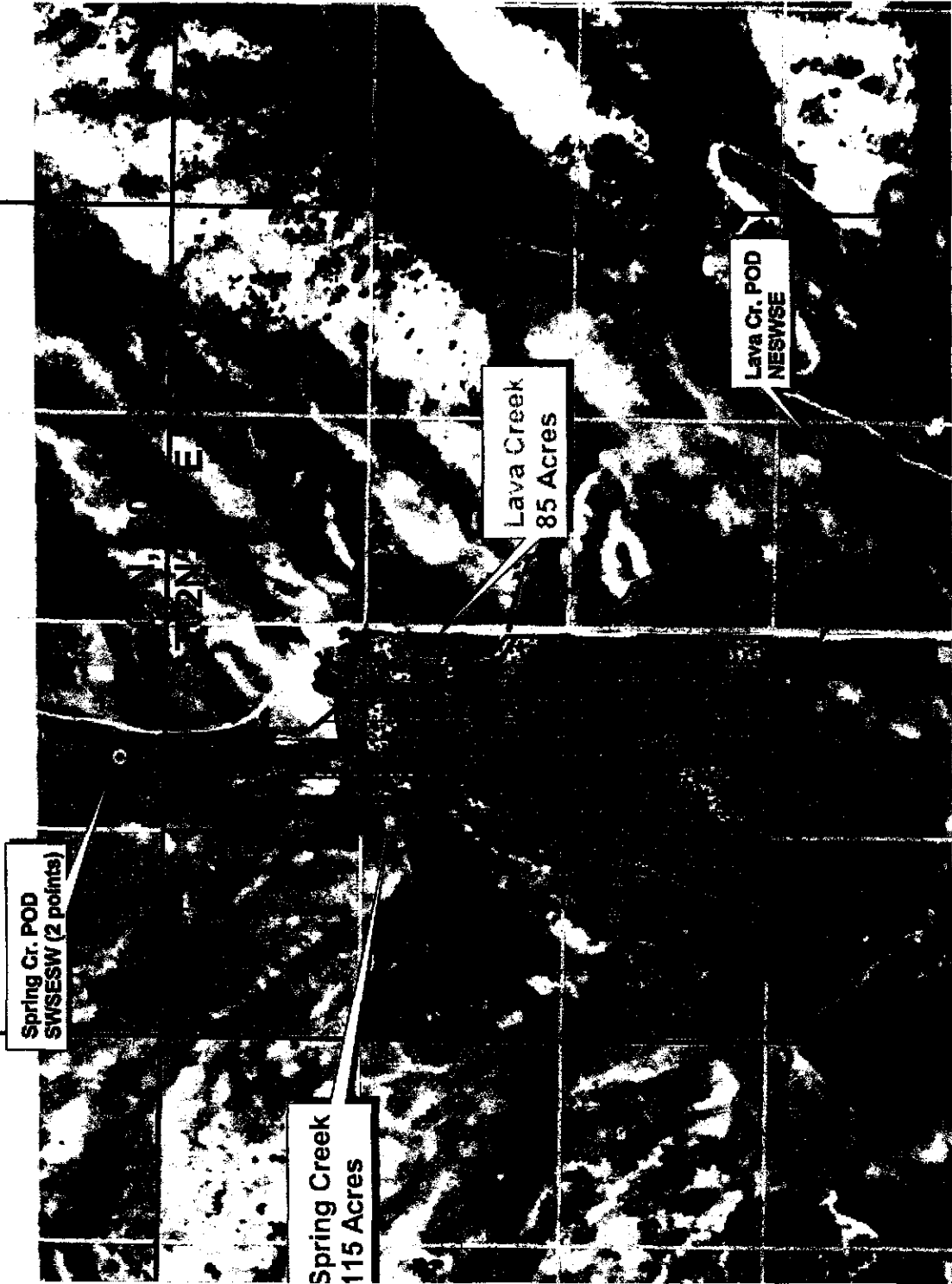


1987 NAPP

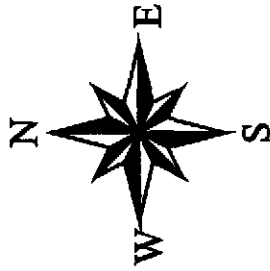
IDAHO DEPARTMENT OF WATER RESOURCES

OVERLAP MAP

63-2916 Licence (Spring Cr.)
 63-2598 Permit (Spring Cr.)
 63-4881 Statutory Claim (Lava Cr.)
 Date Prepared: 01-31-02
 Prepared By: Ron Howerton



T03N, R07E
 S03



⊙ Point of Diversion



Spring Creek POU



Lava Creek POU



Section

1/4 1/4



Ditch

117 acres TOTAL



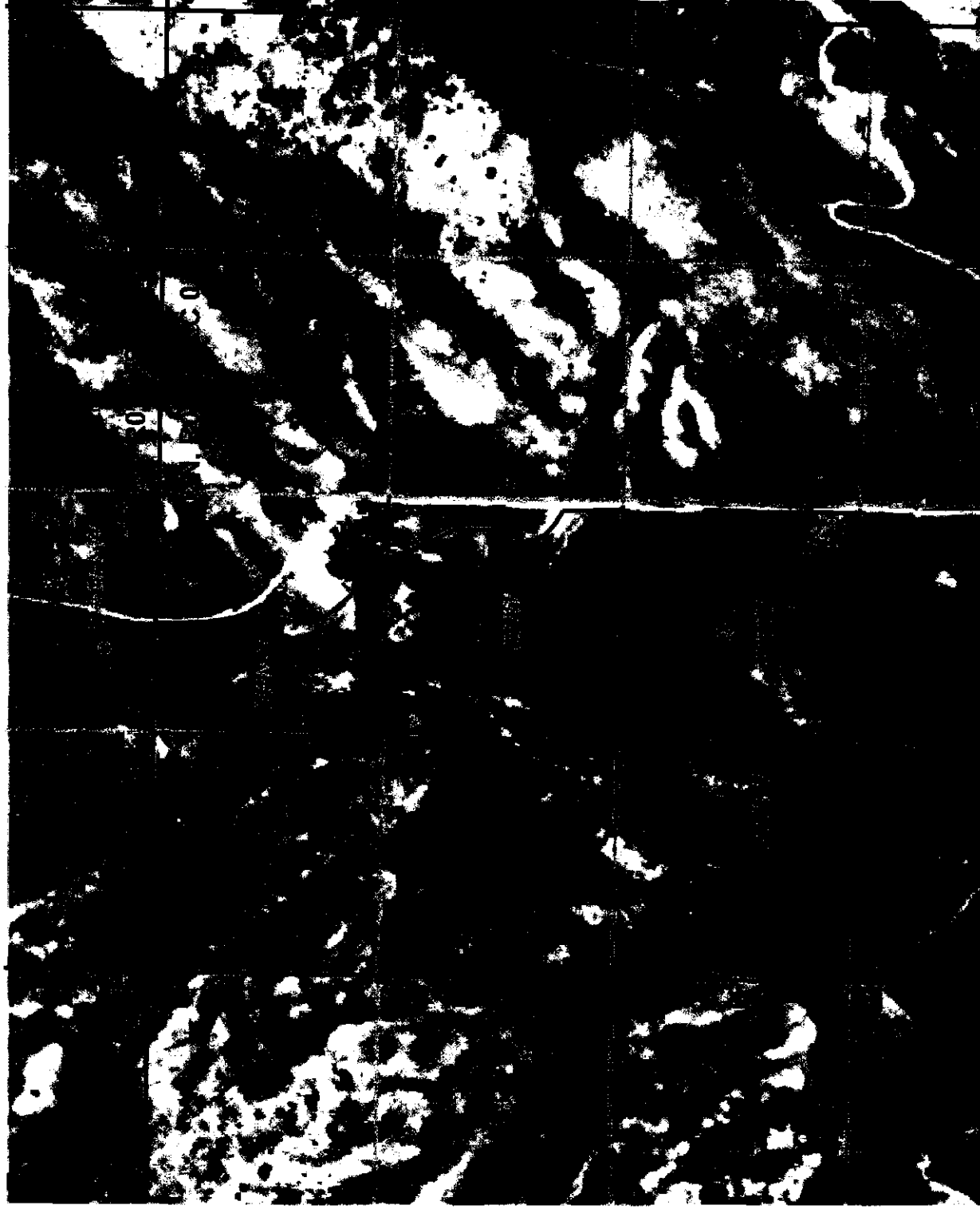
1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

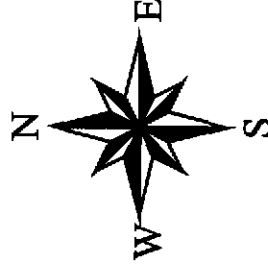
Claim: 63-2598

Date Prepared: 01-20-02

Prepared By: Ron Howerton



T02N, R07E
S03



● Point of Diversion



Place of use



Section



Quarter/Quarter



Ditch

115 Acres

1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

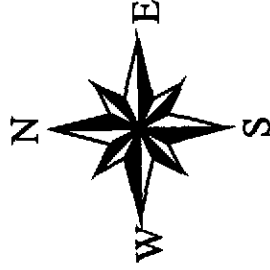
Claim: 63-2598

Date Prepared: 01-20-02

Prepared By: Ron Howerton



T02N, R07E
S03



● Point of Diversion

Place of use

Section

Quarter/Quarter

Ditch

1987 NAPP

0 1 2 3 4 5 6 Miles

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19332

This proof is for Beneficial use

In Water District No.

1. Name of applicant Mrs. Elza Johnson, Vale, Oregon (Prairie, Idaho, formerly)

2. Source of water supply: Spring Creek, a tributary of Smith Creek

3. Location of point of diversion: Is in the Lot 3 of Section 3

T. 2 N. R. 7 E. County of Elmore

4. Describe works as they exist, giving dimensions and capacities of same: The dam was an earth fill dam but is now completely washed away. No means were provided to by pass the dam.

When spring floods began cutting the ditches away, the dam was allowed to wash out.

Cross section of the creek at the head of the ditches is 8 to 9 feet deep and fifteen feet wide with nearly vertical sides. Evidence shows that the ditches were approximately one foot deep and two and one half feet wide with sloping sides.

The west side ditch has washed and cut away for a length of nearly 600' to a cross section of 8 feet deep and 10 feet wide maximum with vertical sides. The east and west ditches are both approximately three fourths of a mile long. These ditches

also collect water from springs and small creeks that they cross.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

30-30 40-10
E 1/4 NW 1/4, N 1/2 SW 1/4 Section 3, Township 2 North, Range 7 East, T. 2 N. R. 7 E.

See Map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Boise River via Smith Creek

Remarks: T. F. Rieger of Prairie, Idaho is present owner of this land. He intends to rebuild the dam for irrigation purposes.

Principal crop is hay and pasture.

This examination was made on the 1st day of July 1952

(Signed)

A. L. Loomis
Examiner

