

State of Idaho

License and Certificate of Water Right

Water License No. 20567

Amount 0.17 second foot

Water District No.

Priority July 20, 1948.

THIS IS TO CERTIFY that CARL P. BENTZ and ERVA BENTZ
of Middleton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 20, 1948; that Permit No. 20567
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on August 10, 1953, showing that said works
were completed on the 29th day of July, 1953; and that on the 30th
day of November, 1955,

IRA M. DILLON (Assignee)

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Little
Willow Creek, a tributary of Boise River, for the purpose of Irrigation
, under Use Permit No. 20567 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5661, on the 23rd day of February, 1956;
The right hereby confirmed dates from July 20, 1948;

The Point of Diversion is located

in the NW 1/4, NW 1/4, Sec. 26, Tp. 5 N., R. 2 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.17 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	2 W.	26	NW 1/4 NW 1/4	40	8 1/2

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

23rd day of February, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

63 2749

2710

Idaho Department of Water Resources

Claim Number: 63-02710
Legal: T05N, R02W, S26
Reviewed By:

● Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines

1987 Napp Photo



0 0.25 Miles



Idaho Department of Water Resources

Claim Number: 63-02710
Legal: T05N, R02W, S26
Reviewed By:

● Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines

1987 Napp Photo



0 0.25 Miles



X

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: A63-02710
Date Received: 3/19/1990
Receipt No: EO 1247
Received By: EW

RECEIVED
MAY 29 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HAROLD R. JONES 208-538-7207
Address: 503 SWAN VALLEY HWY.
RIRIE, ID 83443

OR

Name: LAREE JONES 208-538-7207
Address: 503 SWAN VALLEY HWY.
RIRIE, ID 83443

2. Date of Priority: JUL 20, 1948

3. Source: LITTLE WILLOW CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	02W	26	NW	NW			CANYON

5. Description of diverting works:
PUMPED FROM STREAM INTO OPEN DITCHES. FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.170		

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

8. Total consumptive use is 29.7 Acre Feet Per Annum.

9. Non-irrigation uses:
INCIDENTAL STOCKWATERING FOR 30 HEAD OF RANGE CATTLE

A63-02710

Page 1

Date: 03/19/90

MICROFILMED
AUG 18 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	02W	26	NW	NW	IRR	8.5
Section Acres						8.5
Total Acres						8.5

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 20567

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: 0

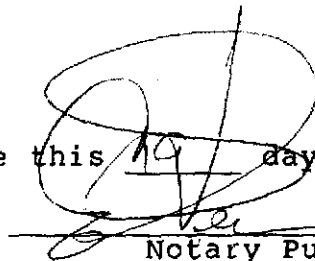
For Individuals:

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

Signature of Claimant(s): Harold R Jones Date: 3/19/90
Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19 day
of March 19 90


Notary Public

Seal

Residing at Sub Falls Bl.
My Commission Expires 22 Aug 1994

SPLIT CLAIM

Page 1

09/30/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2710

WATER RIGHT NUMBER: 63-2710

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CARL P BENTZ
	, ID
Original Owner	ERVA BENTZ
	, ID
Original Owner	IRA M DILLON RT 1 CALDWELL, ID 83605
Original Owner	LAREE JONES 503 SWAN VALLEY HWY RIRIE, ID 83443 (208)538-7207
Original Owner	HAROLD R JONES 503 SWAN VALLEY HWY RIRIE, ID 83443 (208)538-7207

Priority Date: 07/20/1948

Basis: License

Status: Parent

<u>Source</u>	<u>Tributary</u>
LITTLE WILLOW CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.170 CFS	
	<u>Total Diversion:</u>	0.170 CFS	

Location of Point(s) of Diversion

LITTLE WILLOW CREEK NW1/4NW1/4 Sec. 26, Twp 05N, Rge 02W, B.M. CANYON 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	
05N	02W	26																	8.5

Total Acres: 8.5

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-2710

Conditions of Approval:Remarks:

1. **General** This claim has been split. See nos. 63-31552 & 63-31553. DH 9/30/2002

Comments:Dates and Other Information:

Claim Received Date: 3/19/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 22, 2002

JUDE BACON
7860 EDNA LN
MIDDLETON ID 83644

RE: Notice of Change of Water Right Ownership No. 63-2710 & 63-21640

Dear Property Owner(s):

Enclosed is a copy of your Notice of Change of Water Right Ownership form that was recently submitted to our office. However, we cannot continue to process the ownership change without sufficient **proof of ownership**. This proof can be a copy of a warranty deed(s), sales contract or tax assessment in your name(s), which includes the **legal description of the property by ¼ ¼, Section, Township and Range**.

Please submit a copy of your proof of ownership, and we will be able to complete the ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

DH: dh

Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 15, 2000

DAVE SIMMONS
25850 KINGSBURY
MIDDLETON ID 83644

RE: Snake River Basin Adjudication (SRBA)
Water Right No. A63-02710

Dear Property Owner(s):

Thank you for advising the Department you are the new owner of the property with the water right referenced above. Enclosed is a profile report for your review.

In order to modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions on the back of the form and return to our office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Denise Buffington

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

State of Idaho

License and Certificate of Water Right

Water License No. 20567

Amount 0.17 second foot

Water District No.

Priority July 20, 1948

THIS IS TO CERTIFY that CARL P. BENTZ and MAVA BENTZ
of Middleton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 20, 1948; that Permit No. 20567
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.5 second feet, was issued thereunder on August 10, 1953, showing that said works
were completed on the 29th day of July, 1953; and that on the 30th
day of November, 1955,

IRA M. DILLON (Assignee)

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Little
Willow Creek, a tributary of Boise River, for the purpose of Irrigation
, under Use Permit No. 20567 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5661, on the 23rd day of February, 1956;
The right hereby confirmed dates from July 20, 1948;

The Point of Diversion is located

in the 14th Range, 14th Sec. 26, Tp. 5 N., R. 2 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.17 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	2 W.	26	NW 1/4 NW 1/4	40	8 1/2

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
23rd day of February, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

63 27

2710

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

63-2710

APPLICATION No. 28191
PERMIT No. 20567
DISTRICT No.

1. Name of Applicant: CARL P. BENTZ and ERVA BENTZ

Postoffice address: Middleton

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 65 inches or 1.3

cubic feet per second.

3. Source of water supply: Little Willow Creek

which is a tributary of Boise River

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 36 , T. 5 N. , R. 2 W. , B.M., County of Canyon

5. Water is to be used for Irrigation, domestic and stock watering purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$500.00

8. Kind of works: Pump and ditch

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width 3 feet; height 6 feet.

11. Ditch: Width at bottom 1.5 feet; width at water line 3 feet; depth of water 2 feet;
dimensions of flume:

Diameter of pipe inches; length of conduit 30 rods miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is One (1) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

CARL P. BENTZ
ERVA BENTZ

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 5:15 P. M. July 20, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20567

Recorded in Book 74 Page 20567 Approved July 31, 1948

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before October 1, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before January 31, 1951

The whole of said work to be completed on or before July 31, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before July 31, 1954

WITNESS My hand this 31st day of July, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBERTS, Governor of the State of Idaho,
and J. D. "DICK" PRICE, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....31st.....

day of July 1948

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By C. A. ROBIN3

Governor,

Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5 N.	2 W.	23 26						40					40						40 40
			Total Number of Acres to be Irrigated - -																80
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 20567 Comes Now CARL P. BENTZ, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 20567, and the list of lands to be irrigated, as described in said permit, be changed to read as follows: 32 NW¼, N2 SW¼ All in Township 5 North, Range 2 West, B.M., making a total of 81 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected. Signed at Lindsay Calif. this 3rd day of June, 1953. Carl P. Bentz Date of receipt at Office of Department of Reclamation June 8, 1953. APPROVAL OF STATE RECLAMATION ENGINEER I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application to Permit to appropriate the Public Waters of the State of Idaho, No. 20567. This approval constitutes a new amendment to the original permit, to which it refers, and of which it becomes a part, and said application is insofar as the rights of others will not be adversely affected thereby. MARK R. KULP State Reclamation Engineer																			

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20567

This proof is for Beneficial Use

In Water District No.

1. Name of applicant. Ira M. Dillon
2. Source of water supply: Little Willow Creek
3. Location of point of diversion: Is in the South east corner of NW 1/4 of Section 26.
T. 5N R. 2W B.M. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: This is a diversion from Little Willow Creek by use of a No. 4 Parma Water Lifter Pump driven by a single phase 3 hp Wagner Electric Motor. Water is lifted through an 8" pipe 40' long to a ditch to the fields by gravity. The lift is estimated at 8 feet.
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):
See the map
NW 1/4 NW 1/4, Section 26, Twp. 5 North, Range 2 W., B.M.

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

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Dillon intends to irrigate some additional land within this 40 on the North side of Willow Creek but has not yet extended his pipe line across the Creek and made water available on that side. He will make an additional proof in the future.

This examination was made on the 16th day of February, 19 56.(Signed) E. H. Humphrey Examiner.20567

Ira. M. Dillon
Route # 1, Caldwell, Idaho

Permit No. 20597

Examination for Beneficial Use

County Canyon

26-5N-2W.

Q. 1.3 c. s.

S. 6. 1/2 Sec. 10, T. 26 N., R. 20 W.

1/4 Sec. 10, T. 26 N., R. 20 W.

6 1/2 cu ft to 1 cu ft

6 1/2 cu ft to 1 cu ft

Filed - July 20, 1948

Amended - Sept. 30, 1956 (Ex. 1)

C/W = 8-10-53

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

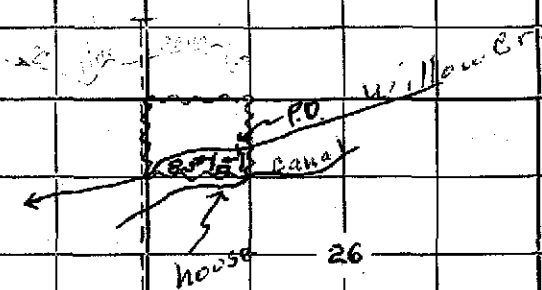
RECEIVED
FEB 17 1956

Department of Reclamation

1750 1/4
Wagner Motor
1 ph. 3 hp 8801017
Farma Under 1000 ft
8" pipe X 40'
1/2" 5' to fields by
gravity

R-12W.

T.
5
N.



Subdivisions = One

Area = $8\frac{1}{2}$ acres.

Q = $8\frac{1}{2}$ inches.

An additional proof will eventually
be made for some land on
the north side of the stream.

20567

~~20567~~
~~20567~~

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20567

REPORT ON PROOF OF Beneficial Use

0.17 ck
mark

app. 12.5 ft

1.25

8 1/2 ft

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-02710

Date: 12-11-01

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	5N	2W	26						8.5											8.5
GIS									8.0											8.0
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1 NW/NE

Total Claimed Acres: 8.5

Overlapping POU Claim #'s:

Total GIS Acres: 8.0

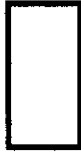
COMMENTS:

Per claim map + county data.

Idaho Department of Water Resources

Claim Number: 63-02710
Legal: T05N, R02W, S26
Reviewed By:

 Point of Diversion

 Place of Use

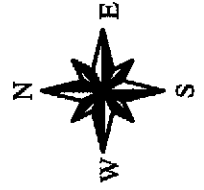
 Section Lines

 Quarter Quarter Lines

1987 Napp Photo



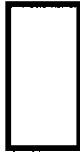
0 0.25 Miles



Idaho Department of Water Resources

Claim Number: 63-02710
Legal: T05N, R02W, S26
Reviewed By:

 Point of Diversion

 Place of Use

 Section Lines

 Quarter Quarter Lines

1987 Napp Photo



0 0.25 Miles

