

BASIN	Sequence Number	Basis	Status	Source List	Water Use List	Owner List	Version Number	Source Table
✓ 37	2694 <i>excavated pond</i>	License	Active	GROUND WATER	IRRIGATION, STOCKWATER	GWINN RICE RANCH INC (Current) <i>Carnas Creek</i>		wrAdjudicationClaim
✓ 37	7024	License	Active	SPRINGS	STOCKWATER <i>Section 8</i>	GWINN RICE RANCH INC (Current) <i>Carnas Co</i>		wrAdjudicationClaim
✓ 37	7025	License	Active	SPRINGS	STOCKWATER	GWINN RICE RANCH INC (Current) <i>Carnas Co.</i>		wrAdjudicationClaim
✓ 63	4286	Statutory Claim	Active	BIRD CREEK	IRRIGATION	RICE, GWINN F (Current); RICE, LENA (Current)		wrAdjudicationClaim
✓ 63	<i>Decreed</i> 15180	Beneficial Use	Active	SPRING	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current) <i>9/20/00 Co</i>	<i>7/20/00 Special</i>	wrAdjudicationClaim
✓ 63	<i>Decreed</i> 19269	Beneficial Use	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)	<i>8/20/00 Co</i>	wrAdjudicationClaim
✓ 63	<i>Decreed</i> 19270	Beneficial Use	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)	<i>8/20/00 Co</i>	wrAdjudicationClaim
✓ 37	<i>Carnas</i> 7024	License	Active	SPRINGS	STOCKWATER	GWINN RICE RANCH INC (Current) <i>Carnas Co</i>	1	wrAdjudicationRecommendation
✓ 37	7025	License	Active	SPRINGS	STOCKWATER	GWINN RICE RANCH INC (Current) <i>Carnas Co.</i>	1	wrAdjudicationRecommendation
✓ 63	<i>Decreed</i> 15180	Beneficial Use	Active	SPRING	<i>Beneficial</i> DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current) <i>7/20/00 Spring</i>	<i>8/20/00 Co.</i>	wrAdjudicationRecommendation
✓ 37	2694	License	Active	GROUND WATER	DOMESTIC, IRRIGATION, STOCKWATER	<i>Carnas Creek</i>		
✓ 37	7024	License	Active	SPRINGS	STOCKWATER	RICE, GWINN F (Current)	<i>Carnas</i>	wrWaterRight
✓ 37	7025	License	Active	SPRINGS	STOCKWATER	RICE, GWINN F (Current)	<i>Carnas</i>	wrWaterRight
✓ 37	7026	License	Active	SPRINGS	STOCKWATER	RICE, GWINN F (Current)	<i>Carnas</i>	wrWaterRight
✓ 63	4286	Statutory Claim	Active	BIRD CREEK	AESTHETIC, IRRIGATION	RICE, GWINN F (Current); RICE, LENA (Current)		wrWaterRight
✓ 63	<i>No A.S. cum 19270</i>	Statutory Claim	Active	SPRING	<i>Beneficial</i> DOMESTIC	BUCHANAN, DIANE (Current); RICE, GWINN F (Current)		wrWaterRight
✓ 63	<i>No A.S. cum 19270</i>	Statutory Claim	Active	BIRD CREEK	IRRIGATION	BUCHANAN, DIANE (Current); RICE, GWINN F (Current)		wrWaterRight

NOTE:

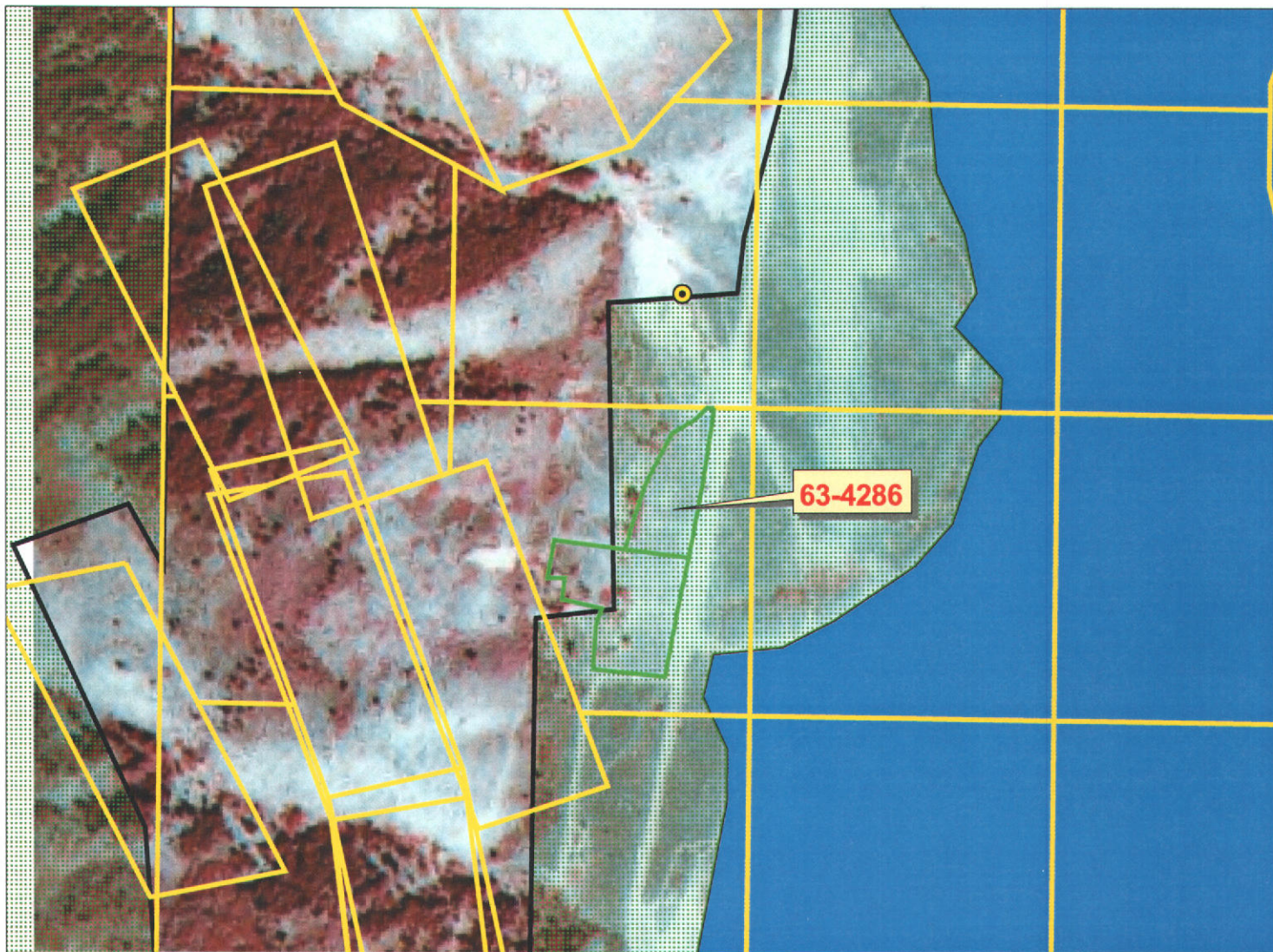
REPLACE HIS NAME - GWINN F with LENA RICE
LEAVE BUCHANAN ON

BASIN	Sequence Number	Basis	Status	Source List	Water Use List	Owner List	Version Number	Source Table
✓ 63	Decreed 19269	Decreed	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)		wrWaterRight
✓ 63	Decreed 19270	Decreed	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)		wrWaterRight

63-4286
CLAIM
CFS 25.35
PRIORITY
1908
IRR - AG
GWINN FOR LENA RICE
TZN RICE SEC 31



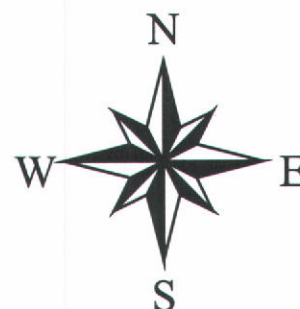
MICROFILMED
APR 20 1992



0 0.25 0.5 0.75 1 Miles

- Pod
- Pou
- 1/4 1/4
- Idown
- B.L.M.
- Bureau of Indian Affairs
- Department of Energy
- Forest Service
- Military Reservations
- National Parks & Monuments
- Open water
- Private
- State of Idaho
- U.S. Fish & Wildlife Service

T02N, R10E, S31
NESW



IN THE MATTER OF:

Claim to a Water Right in the name
of Gwinn &/or Lena Rice

State of Idaho

County of Elmore

RECEIVED

DEC 8 1974

AFFIDAVIT Department of Water Resources

JAMES L. DAVIDSON

being first duly sworn,

deposes and says:

The water has been running in this ditch since 1949 when I purchased the property and was being used by the trees and for aesthetic value ever since I have lived on water was being used when I sold the property to Gwinn Rice.

This ditch is from Bird Creek and runs across the NW 1/4 NE 1/4 SW 1/4 NW 1/4 NE 1/4 SW 1/4 Sec. 31 2N 10E Elmore County State of Idaho

James L. Davidson
(signature)

Subscribed and sworn to before me this 4th day of December 19 74.

Wernis H. Wetheren
(notary public)

Residing at Mountain Home, Idaho
My commission expires 5-15-78

Rice claim: 63-4286

SEPT 10, 2001 0930 AM

Tr. b.

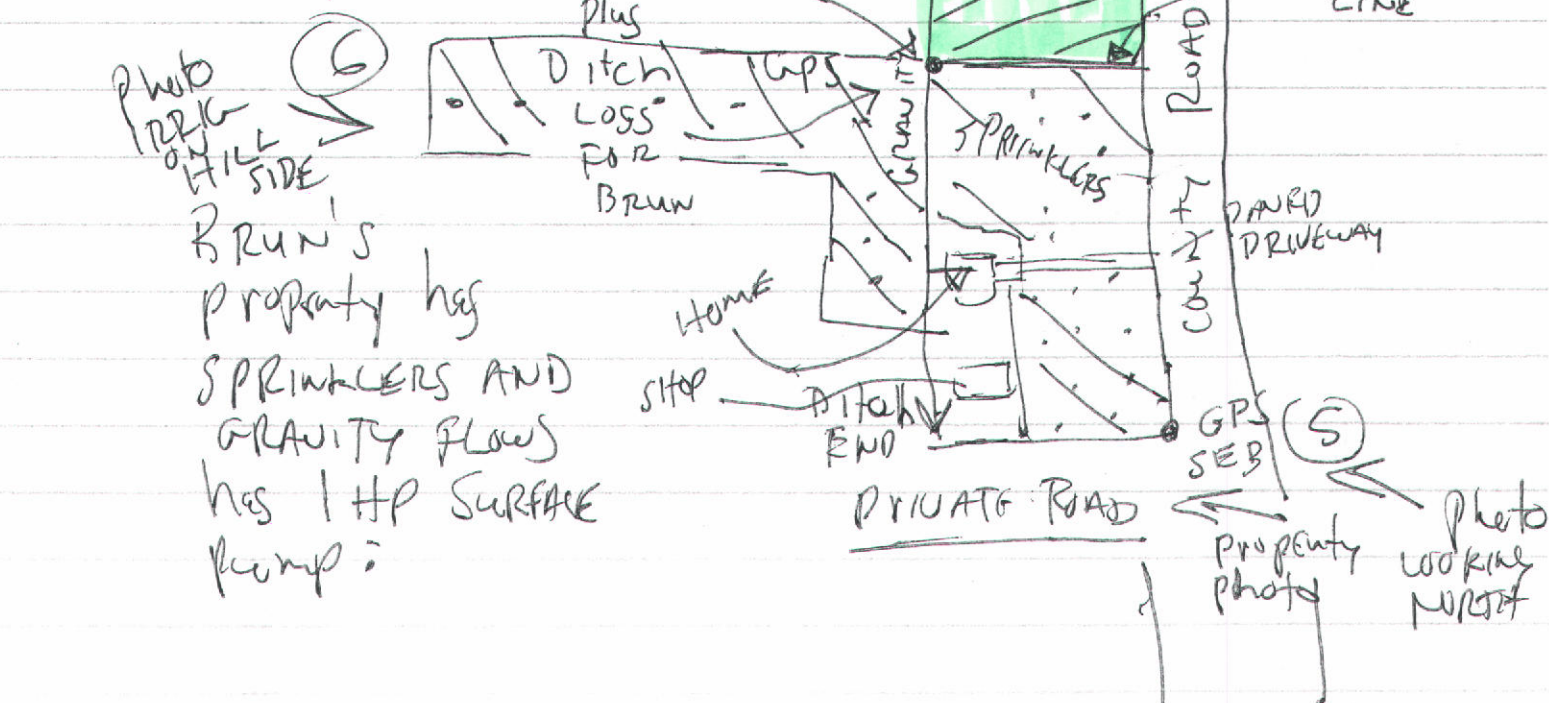




Photo 1. FX Sept 10, 2001. Photos by RDH. Photo of point of diversion, T02N, R10E, S31, SENW. Rock in center right of bush is part of rock dam. 63-4139 & 63-4286 rights.



Photo 2. View from POD to south, ditch is in center bush area.



Photo 3. FX Sept 10, 2001. Photos by RDH. Photo of beginning of Rice POU and calculation of ditch loss $\frac{1}{2}$ for 63-4139 & 63-4286 rights.



Photo 4. Divide of property line of Rice on left and Brun on right of fence. Also end of ditch loss calculation for Brun.



Photo 5. FX Sept 10, 2001. Photos by RDH. Brun POU view from county road, view to NW from SE corner, for 63-4139.



Photo 6. Hillside POU of Brun, sprinkler irrigation pumped from ditch.

Idaho Department of Water Resources

**T02N R10E
S31**

**Claim: 63-4286
Updated: 10 Sep 01
By: Ron Howerton**

 Place of use

 POD

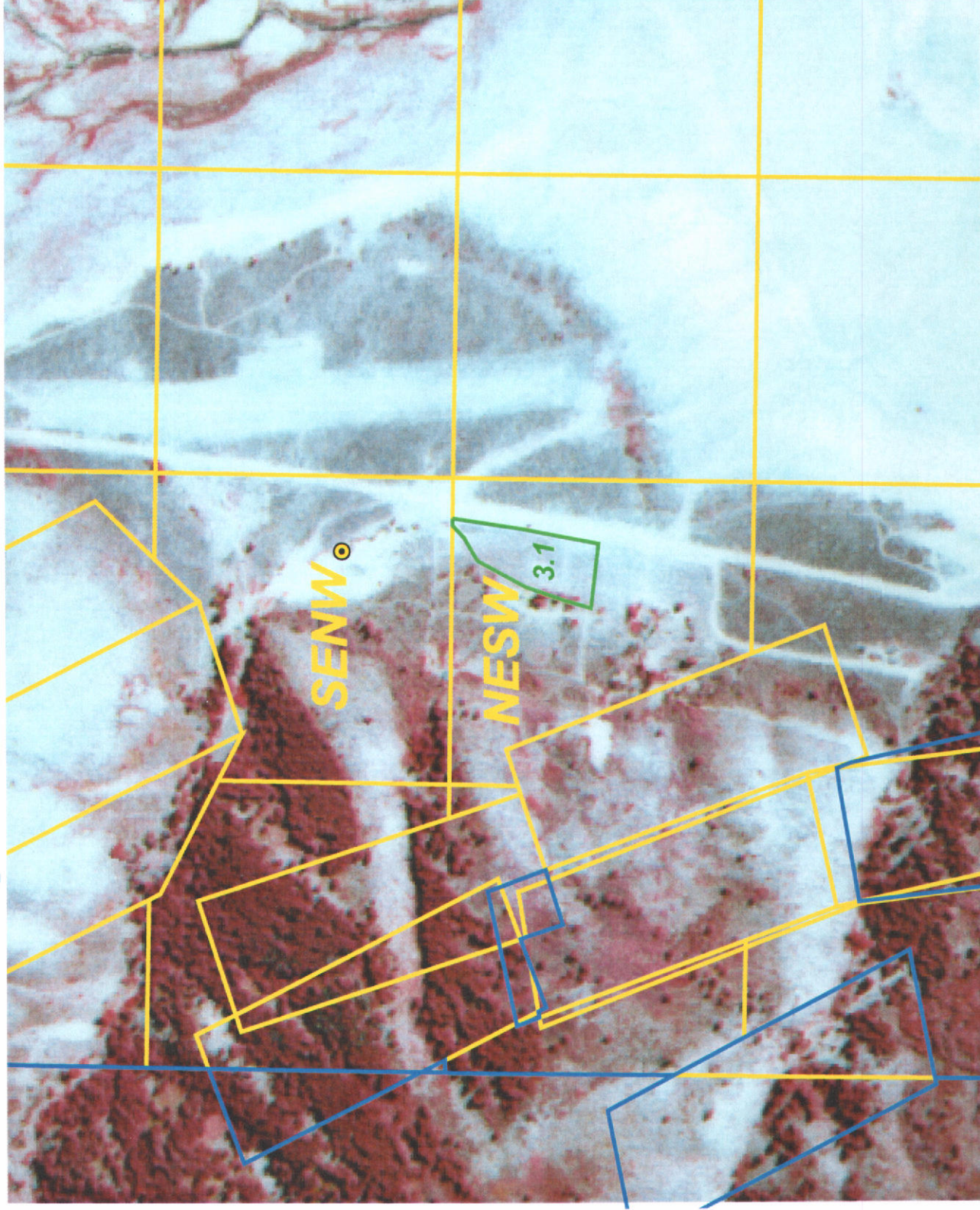
 SECTION

 1/4 1/4

3.1 Acres



1987 NAPP



Idaho Department of Water Resources

**T02N R10E
S31**

**Claim: 63-4286
Updated: 10 Sep 01
By: Ron Howerton**

 Place of use

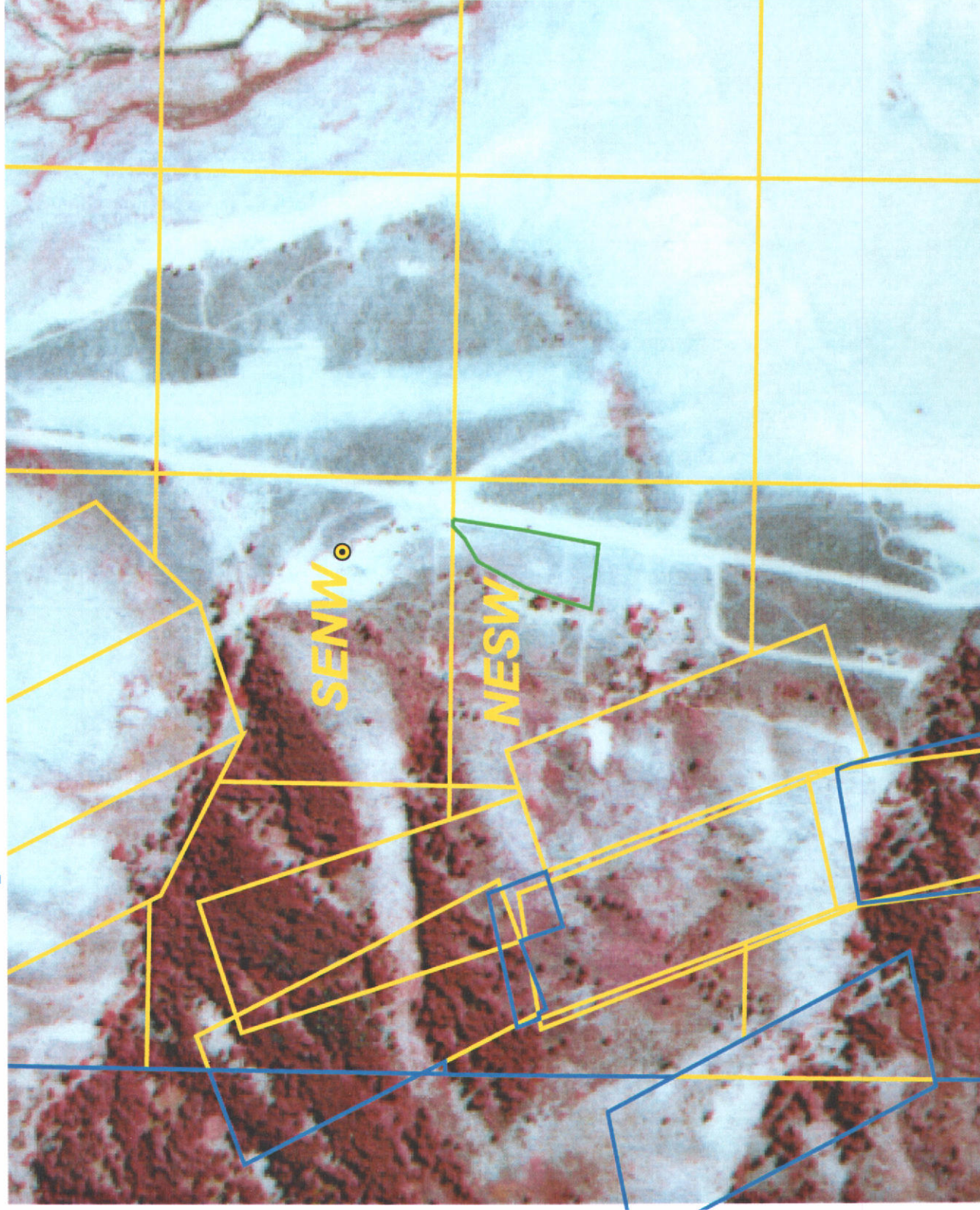
 POD

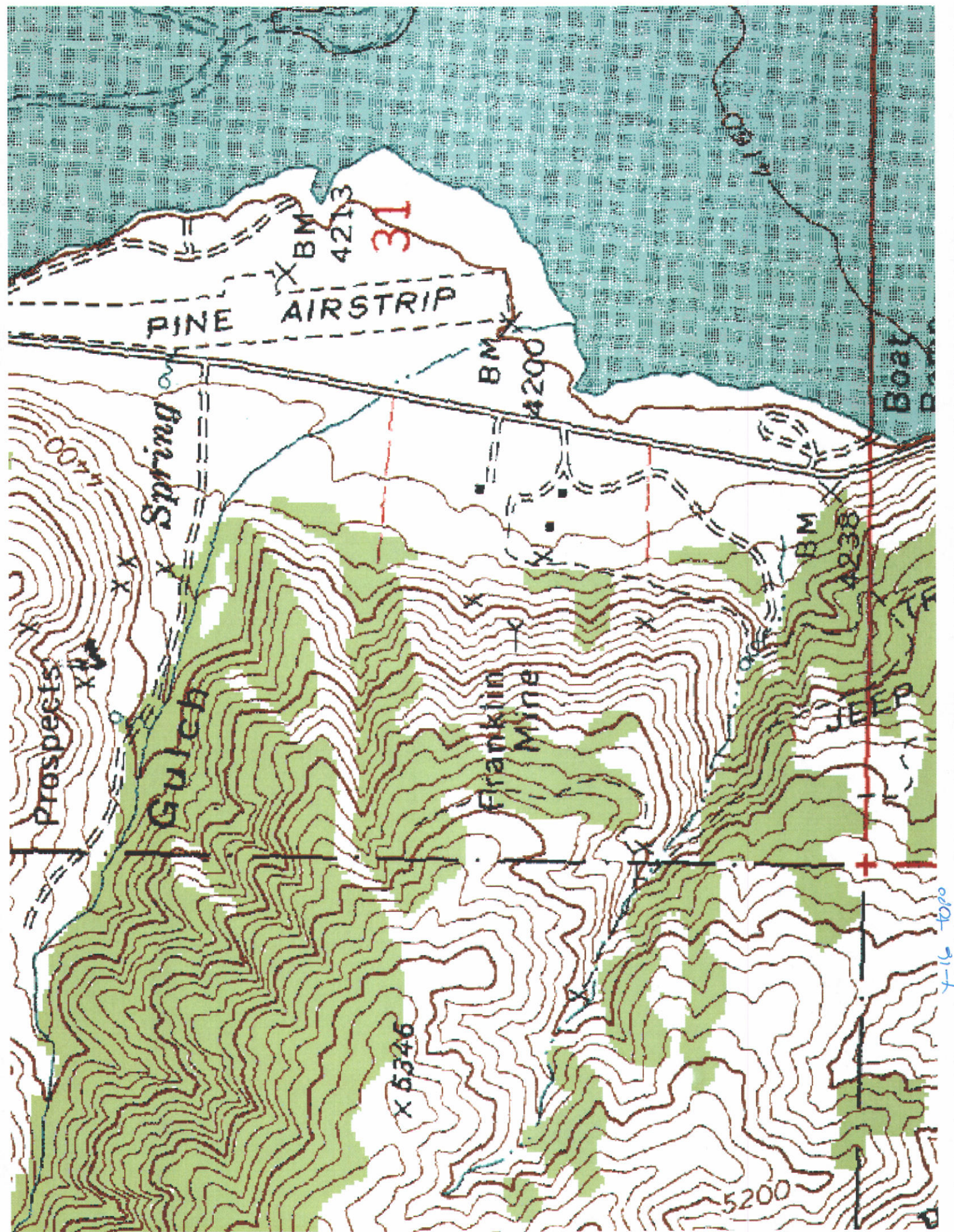
 SECTION

 1/4 1/4



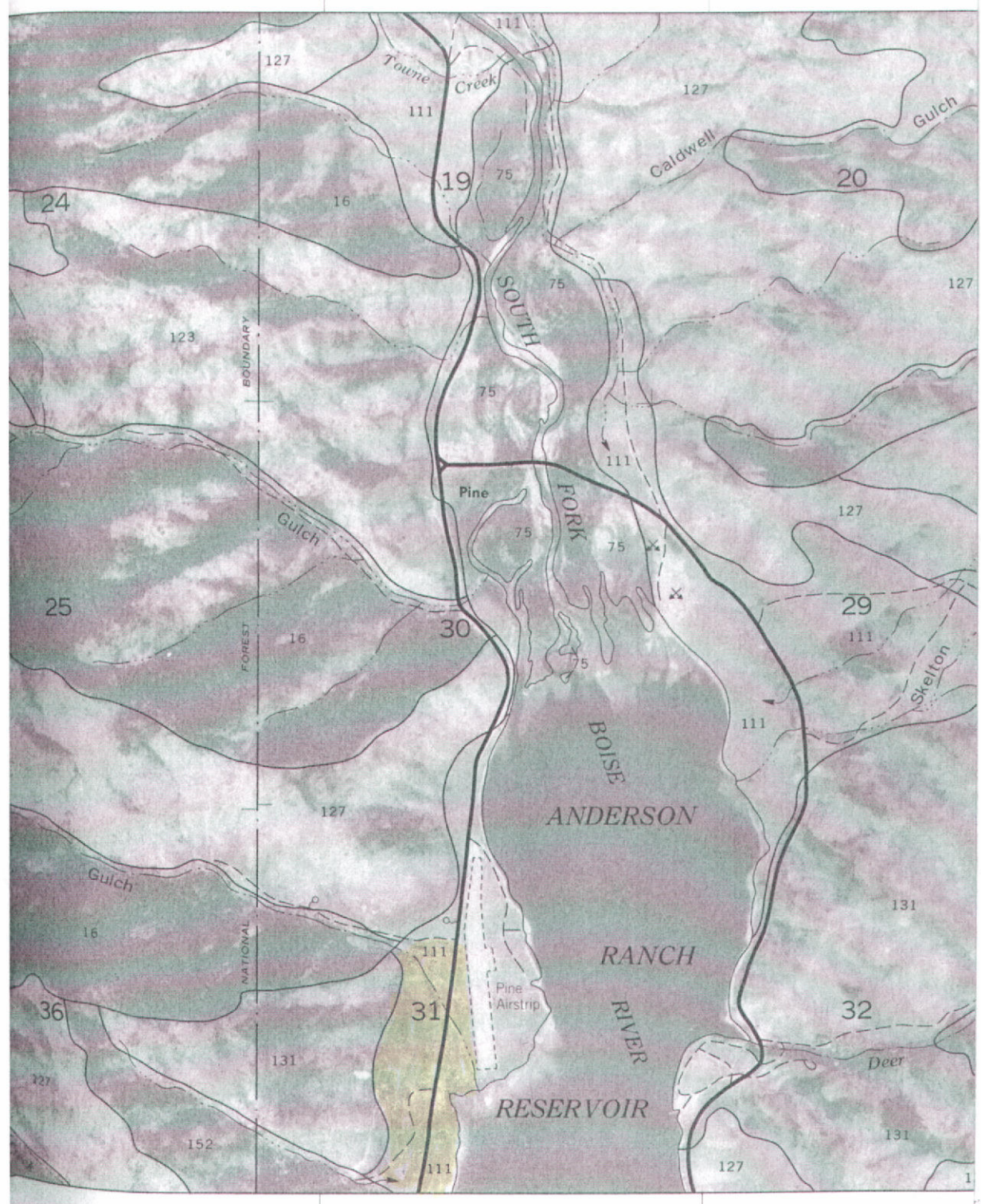
1987 NAPP







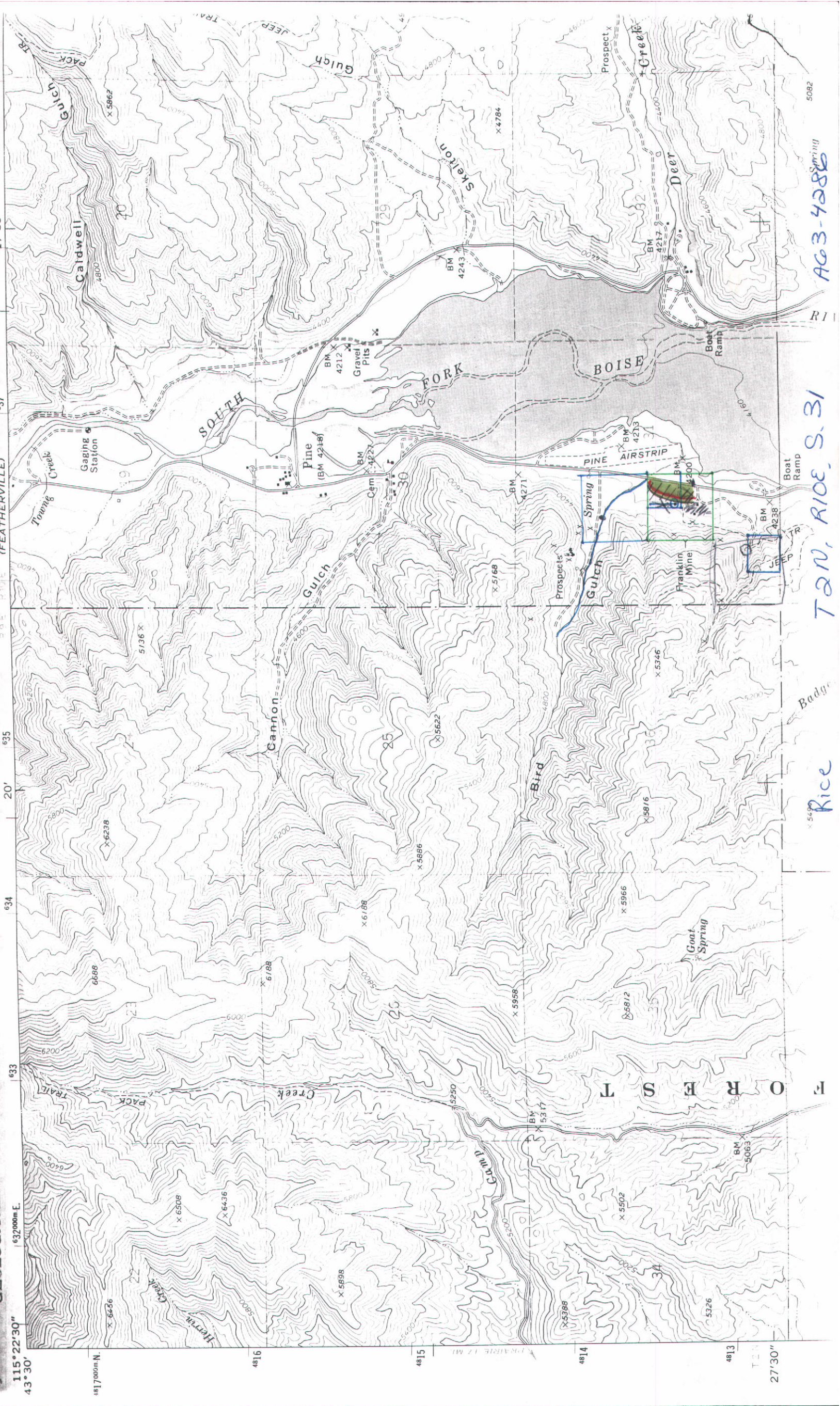
R. 9 E. | R. 10 E.



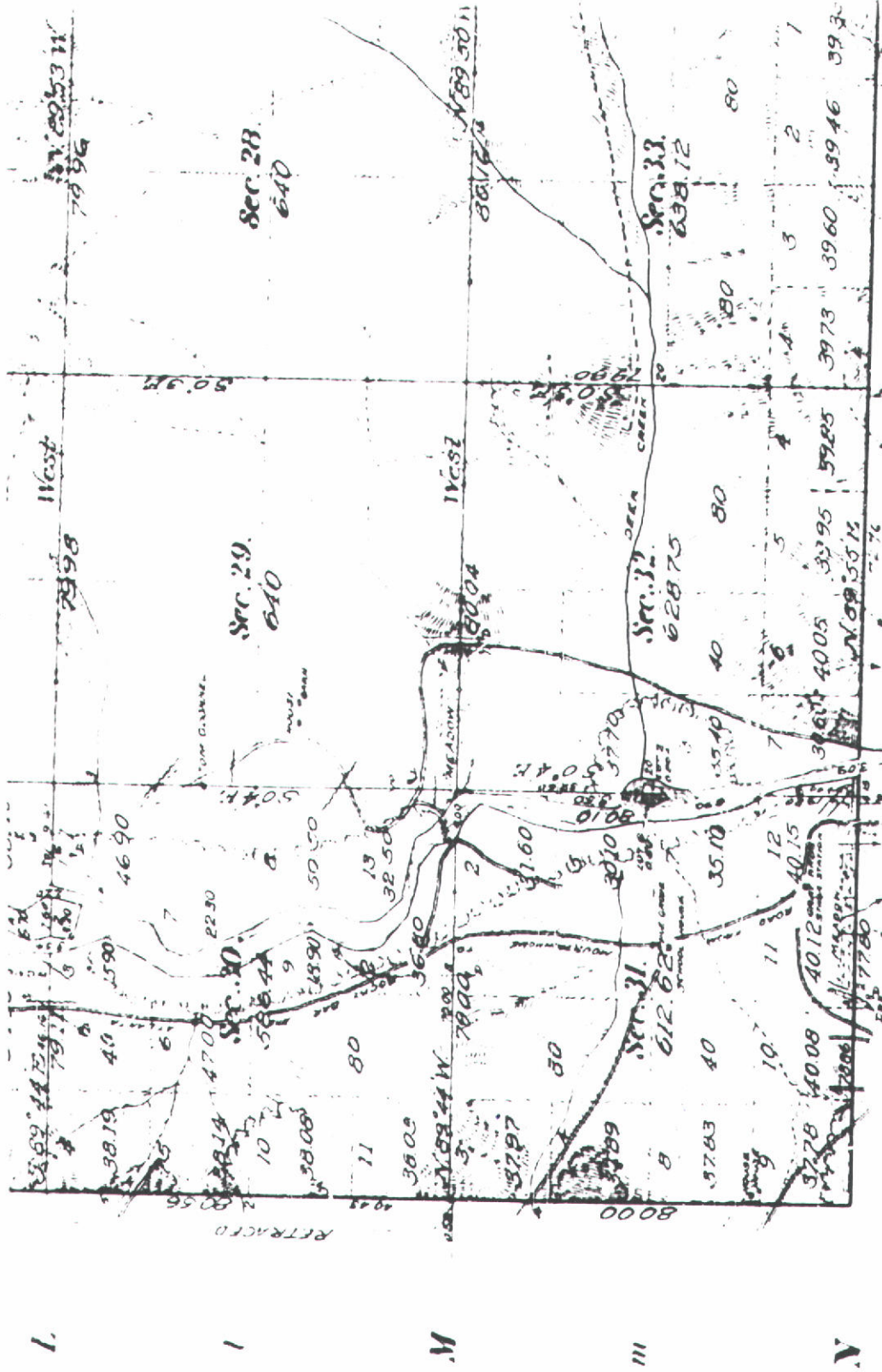
"30"



Scale 1:24 000



T2N
R10E
S.31



Area of Watersurface 237.08 A - of Public Land 22735.8 A

Survey Designated	By Whom Surveyed	Date of Contract	Amount of Survey M	When Surveyed	Total number of Acres
S. and E. Township lines	Reynolds and Kimmel	May 19, 1894	8	June 4 - 9, 1895	
Subdivisions	William Alley and David B. Wickersham	June 11, 1904	59	Aug. 24 Sept. 18, 1904	
North body Res			5	August 25, 27, 1904	
South body Retr.			4	Aug. 22 Sept. 18, 1904	
Connections			12	Sept. 4, 17, 1904	
Wickersham's			15	Sept. 18, 22, 1904	
West Body	Henry Kippel	Mar. 28, 1903	5	Aug. 23, 24, 1903	

AG 3-04286



8-18-94 LRW

Dirt diversion on Bird creek. Creek on left, ditch on right.



8-18-94 LRW

Place of Use. Northern edge of field. Looking towards diversion.

A63-04286

3



8-18-94 LRW

Place of use - Section 31, N&SW. This picture shows a little more area than picture no. 2

4



8-18-94 LRW

Place of Use - same Section as picture 3, Southerly

AG3-04286

5
/



8-18-94 LRW

A birds-eye view of the place of use.

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 63-4286
Date Received: 10/20/1989
Receipt No: C012443
Received By:

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

1. Name of Claimant(s): LENA RICE Phone: (208)764-2593
PO BOX 131
HILL CITY ID USA 83337

2. Date of Priority: 07/25/1905

3. Source: BIRD CREEK Trib. to: BOISE RIVER SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	10E	31	NE SE NW	ELMORE	

5. Description of diverting works:

ROCK AND DIRT DIVERSION, DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.35	

7. Total Quantity Appropriated is:
0.7 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	10E	31	NE SW		IRRIGATION	15
					Section Acres	15
					Total Acres	15

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:

Name removal (Gwinn Rice) per attached death certificate. DB 10/10/2001

15. Basis of Claim: Statutory Claim

RECEIVED**SEP 25 2001****WATER RESOURCES
WESTERN REGION**

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

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, 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
SEE ATTACHED LIST					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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.**
- DEATH NOTICE OR SIMILAR DOCUMENT**
- 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) are 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) GWINN OR LENA RICE
BOX 131 HILL CITY ID 83337
4. New Owner/Claimant(s) LENA RICE
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
PO BOX 131
 New Mailing Address
HILL CITY ID 83337
 City, State and ZIP Code
 New Telephone Number (208) 764-2593 LONG DIST
5. Date you acquired the property (DECEASED HUSBAND GWINN RICE)

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)

Lena H. Rice

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 _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

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: A63-04286
Date Received: 10/20/89
Receipt No: C012443
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GWINN RICE 208-764-2593
Address: BOX 131
HILL CITY, ID 83337
OR
Name: LENA RICE 208-764-2593
Address: BOX 131
HILL CITY, ID 83337
2. Date of Priority: JUL 25, 1905
3. Source: BIRD CREEK Trib. to: BOISE RIVER, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	10E	31	NE	SE	NW		ELMORE
5. Description of diverting works:
ROCK AND DIRT DIVERSION, DITCH TO PLACE OF USE
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.350		
7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 37.5 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	10E	31	NE SW		IRR	15.0
Section Acres						15.0
Total Acres						15.0

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:
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: 1

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): Guerra Rice Date: Oct 20, 1989

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of OCTOBER 19 89

Jeff Peppersack
Notary Public

Seal

Residing at _____

My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO IDAHO DEPARTMENT OF HEALTH AND WELFARE CENTER FOR VITAL STATISTICS AND HEALTH POLICY

DEC 12 2000

State of Idaho CERTIFICATE OF DEATH

State File No. **8561**

Local Reg. No.

ONLY A COPY OF THIS DOCUMENT, CERTIFIED BY THE STATE REGISTRAR, WITH THE OFFICE OF HEALTH & WELFARE STAMPED SEAL, SHALL BE USED AS PROOF FOR EVIDENCE OF THIS DEATH UNDER BOARD ORDER 30-24101 & 30-271

DECEDENT	DECEDENT - NAME		Gwinn Francis Rice		SEX	Male	DATE OF DEATH (Month, Day, Year)	December 7, 2000
	SOCIAL SECURITY NUMBER		519-10-0634		AGE - Last Birthday (Yrs.)	83	DATE OF BIRTH (Month, Day, Year)	May 17, 1917
	WAS DECEDENT EVER IN U.S. ARMED FORCES?		☐ Yes ☒ No		PLACE OF DEATH (Check only one)		☐ (1) Inpatient ☐ (2) Outpatient (3) DCA ☐ (4) Long-term Care Facility ☐ (5) Own Residence ☐ (6) Other Private Residence ☐ (7) Other (Specify)	
	FACILITY NAME AND ADDRESS (If not a hospital, enter name of place, street and number)		1711 Woodbridge Lane		CITY, TOWN OR LOCATION OF DEATH		Boise	
PARENTS	FATHER - NAME		Dale E. Rice		BIRTHPLACE		Missouri	
	MOTHER - FULL MAIDEN NAME		Jessie Francis		BIRTHPLACE		Nebraska	
	MARRIAGE STATUS - Married, Never Married, Widowed, Divorced (Specify)		Married		SURVIVING SPOUSE (If with, give maiden name)		Lena Nash	
	DECEASED'S USUAL OCCUPATION (Give kind of work done during most of working life. Do not use retired)		Owner/Operator		KIND OF BUSINESS / INDUSTRY		Agriculture	
INFORMANT	RESIDENCE STATE		Idaho		COUNTY		Ada	
	CITY, TOWN OR LOCATION		Boise		STREET AND NUMBER		1711 Woodbridge Lane	
	ZIP CODE		83706		INSIDE CITY LIMITS?		☒ Yes ☐ No	
	WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes - if yes, specify Cuban, Mexican, Puerto Rican, etc.)		☐ Yes ☒ No		RACE - American Indian, Black, Japanese, White, etc. (Specify)		White	
DISPOSITION	METHODOF DISPOSITION		☒ Burial ☐ Cremation ☐ Removal from Idaho		PLACE OF DISPOSITION (Name of cemetery, funeral home, or other place)		Terrace Lawn Memorial Gardens	
	LOCATION - City or Town, State		Boise, Idaho		SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH		M-810	
	NAME AND ADDRESS OF FACILITY		Cloverdale Funeral Home		1208 N. Cloverdale Road		Boise, ID 83713	
	DATE OF DEATH		December 7, 2000		TIME OF DEATH		2:15 AM	
CAUSE OF DEATH	27. PART I Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line.		IMMEDIATE CAUSE		MANNER OF DEATH (Check only one)		☒ Natural ☐ Homicide ☐ Suicide ☐ Accident ☐ Pending Investigation ☐ Could Not Be Determined	
	a. nephrotic syndrome		b. 6 mos.		27. PART II Other Significant Conditions contributing to death but not resulting in the underlying cause given in Part I.			
	c. DUE TO (or as a consequence of)		d. DUE TO (or as a consequence of)		e. DUE TO (or as a consequence of)		f. DUE TO (or as a consequence of)	
	g. DUE TO (or as a consequence of)		h. DUE TO (or as a consequence of)		i. DUE TO (or as a consequence of)		j. DUE TO (or as a consequence of)	
CERTIFIER	CERTIFIER (Check only one)		☒ PHYSICIAN - To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.		☐ CORONER - On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.			
	SIGNATURE AND TITLE OF CERTIFIER		Kathleen Romito, M.D.		LICENSE NUMBER		M 7149	
	NAME AND ADDRESS OF CERTIFIER (Type Print)		520 Eagle Meridian, ID 83642		DATE SIGNED (Month, Day, Year)		12/11/00	
	DATE OF INJURY (Mo., Day, Yr.)		HOUR OF INJURY		DESCRIBE HOW INJURY OCCURRED			
TO BE USED FOR EXTERNAL CAUSES ONLY	INJURY AT WORK?		☐ Yes ☒ No		IF TRANSPORTATION ACCIDENT, Specify		☐ Driver ☐ Passenger ☐ Pedestrian ☐ Other	
	PLACE OF INJURY - At home, farm, street, factory, office building, etc. (Specify)				LOCATION (Street or Route Number, City/Town, or County, and State)			
	CORONER'S REVIEW AREA		CORONER'S ACTION		CORONER'S SIGNATURE		DATE SIGNED (Month, Day, Year)	
	REGISTRAR'S SIGNATURE		REGISTRAR'S REVIEW AREA		REGISTRAR'S SIGNATURE		DATE SIGNED (Month, Day, Year)	

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DEC 12 2000

DATE ISSUED:

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

CONVERSATION MEMORANDUM



SUBJECT OWNERSHIP CHANGE
WITH LENA RICE
Claim/WR # SEE ATTACHED LIST
Agent: RON HOWERTON
Date: 9-11-01

- I printed a list of rights from our Query tools and found many with the name of GWINN RICE.
- LENA HUSBAND PASSED AWAY AND SHE NEEDS TO PUT EVERYTHING THAT WAS IN ~~HER~~^{HIS} NAME IN HERS (EXCEPT FOR THE RIGHTS LISTED AS "GWINN RICE RANCH INC")
- I SENT A LIST FOR HER TO REVIEW
- THIS SHOULD JUST BE A NAME CHANGE NOT AN OWNERSHIP CHANGE THAT DOESN'T NEED FEE'S TO CORRECT

Sept 25, 2001

- I RECEIVED THE OWNERSHIP CHANGE FORM AND DEATH CERTIFICATE FOR GWINN RICE.

✓ 37	2694	License	Active	GROUND WATER	IRRIGATION, STOCKWATER	GWINN RICE RANCH INC (Current)	Version Number	Source
✓ 37	2694	License	Active	GROUND WATER	IRRIGATION, STOCKWATER	GWINN RICE RANCH INC (Current)		wrAdjudicationClaim
✓ 37	7024	License	Active	SPRINGS	STOCKWATER	GWINN RICE RANCH INC (Current)		wrAdjudicationClaim
✓ 37	7025	License	Active	SPRINGS	STOCKWATER	GWINN RICE RANCH INC (Current)		wrAdjudicationClaim
✓ 63	4286	Statutory Claim	Active	BIRD CREEK	IRRIGATION	RICE, GWINN F (Current); RICE, LENA (Current)		wrAdjudicationClaim
✓ 63	Decreed 15180	Beneficial Use	Active	SPRING	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)	Franklin Spout	wrAdjudicationClaim
✓ 63	Decreed 19269	Beneficial Use	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)	Franklin Spout	wrAdjudicationClaim
✓ 63	Decreed 19270	Beneficial Use	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)	Franklin Spout	wrAdjudicationClaim
✓ 37	7024	License	Active	SPRINGS	STOCKWATER	GWINN RICE RANCH INC (Current)	1	wrAdjudicationRecommendation
✓ 37	7025	License	Active	SPRINGS	STOCKWATER	GWINN RICE RANCH INC (Current)	1	wrAdjudicationRecommendation
✓ 63	Decreed 15180	Beneficial Use	Active	SPRING	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)	Franklin Spout	wrAdjudicationRecommendation
✓ 37	2694	License	Active	GROUND WATER	IRRIGATION, STOCKWATER	RICE, GWINN F (Current)	Franklin Spout	wrWaterRight
✓ 37	7024	License	Active	SPRINGS	STOCKWATER	RICE, GWINN F (Current)	Franklin Spout	wrWaterRight
✓ 37	7025	License	Active	SPRINGS	STOCKWATER	RICE, GWINN F (Current)	Franklin Spout	wrWaterRight
✓ 37	7026	License	Active	SPRINGS	STOCKWATER	RICE, GWINN F (Current)	Franklin Spout	wrWaterRight
✓ 63	4286	Statutory Claim	Active	BIRD CREEK	AESTHETIC, IRRIGATION	RICE, GWINN F (Current); RICE, LENA (Current)		wrWaterRight
✓ 63	No A-5 CUM 6010	Statutory Claim	Active	SPRING	DOMESTIC	BUCHANAN, DIANE (Current); RICE, GWINN F (Current)		wrWaterRight
✓ 63	No A-4 CUM 6010	Statutory Claim	Active	BIRD CREEK	IRRIGATION	BUCHANAN, DIANE (Current); RICE, GWINN F (Current)		wrWaterRight

NOTE:

REPLACE
HIS NAME - GWINN F
with LENA RICE
Leave Buchanan on

✓ 63	Decreed 19269	Decreed	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)		wrWaterRight
✓ 63	Decreed 19270	Decreed	Active	GROUND WATER	DOMESTIC	RICE, GWINN F (Current); RICE, LENA (Current)		wrWaterRight

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

RECEIVED

AUG 04 2004

WATER RESOURCES
WESTERN 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
63-19269					
63-15180					
63-19270					
63-4286					

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)

Lena Rice

P.O. Box 131 Hill City, ID 83337

4. New Owner/Claimant(s)

Norma and/or John Odiago

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

New Mailing Address

215 E. 350 S.

City, State and ZIP Code

Jerome, ID 83338

New Telephone Number

(208) 324-3006

5. Date you acquired the property

June 4, 2004

Note: Originals sent to S.O. to process
 decreed 7/2003

SCANNED

AUG 04 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) Norma Odiaga
(include title if applicable) _____

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 DB Date 8-4-04 Fee \$25- ea.
 Received by DB Date 8-4-04 Receipt No. W032085
 Processed by _____ AJ Date _____ WR _____ Date _____

RECEIVED

AUG 04 2004

WATER RESOURCES
WESTERN REGION

Instrument # 357159
Elmore County, Idaho
02:47pm Jun.04.2004
For: LENA RICE
No. of Pages: 3 Fee: \$9.00
GAIL L. BEST, Recorder
Deputy: DLE

TRUSTEES' DEED

Gwinn F. Rice and Lena N. Rice, Co-Trustees, or their successors in Trust of the Gwinn F. and Lena N. Rice Trust, U/T/A dated the 16th day of February, 1999, and any amendments thereto, grantors and party of the first part, and, Norma Odiaga and John Odiaga, Jr., wife and husband whose address is 215 E 350 S, Jerome, Idaho 83338, grantees and party of the second part, WITNESSETH, that the said party of the first part, for good and other valuable consideration, to them in hand paid by said party of the second part, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell and convey without warranty unto the said party of the second part the following property situated in Elmore County, State of Idaho, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

Together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging, or other wise appertaining, and all estate, right, title and interest in and to the said property.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises, together with appurtenances, unto the party of the second part and their heirs and assigns forever.

DATED this 13th day of November, 2003.

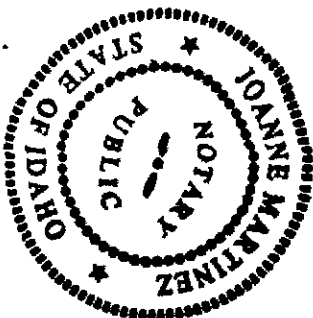
Gwinn F. and Lena N. Rice Trust

By Lena N. Rice
Lena N. Rice, trustee

STATE OF IDAHO)
) ss.
COUNTY OF ELMORE)

On this 4th day of June, 2004 before me a Notary Public in and for said State, personally appeared Lena N. Rice, known to me to be the person whose name is subscribed to the within instrument as trustee of the Gwinn F. and Lena N. Rice Trust, and acknowledged to me she 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.



Joanne Martinez
Notary Public for Idaho
Residing at: 2000 N. 1st St.
Commission expires: 11/13/2006

A parcel of land lying in the N1/2NE1/4SW1/4 of Section 31, T2N, R10E, B.M., Elmore County, Idaho said parcel being more particularly described under Record of Survey Instrument No. 345789, records of the Elmore County Recorder, Mountain Home, Idaho, said parcel being more particularly described as follows:

Commencing at the Brass Cap marking the south ¼ corner of Section 31, T2N, R10E, B.M., Elmore County, Idaho; thence, N00°14'24"E, 2649.60 feet to the Brass Cap marking the Center ¼ corner of said Section 31; thence, S89°36'37"W, 333.42 feet along the north line of said SW1/4 to an iron pin; thence, S00°13'16"W, 20.00 feet to an iron pin marking the POINT OF BEGINNING;

Thence along the following courses and distances to iron pin;

Continuing, S00°13'16"W, 642.00 feet;

Thence, S89°40'43"W, 999.57 feet;

Thence, N00°09'48"E, 410.80 feet;

Thence, N89°36'37"E, 623.27 feet;

Thence, N00°09'48"E, 230.00 feet;

Thence, N89°36'37"E, 376.95 feet to the POINT OF BEGINNING, said parcel containing 11.43 acres.

314448

Susan M. Graham Law
Time 11:33 AM
Date April 5, 1999
GAIL L. BEST, Recorder

QUIT CLAIM DEED

For no consideration, GWINN RICE and LENA RICE, a married couple, as Grantors do hereby convey, release, remise and forever quit claim unto

"GWINN F. RICE and LENA N. RICE, Co-Trustees, or their successors in Trust, of the GWINN F. AND LENA N. RICE TRUST, U/T/A dated the 16th day of February, 1999, and any amendments thereto." as the Grantee

whose current address is 1711 Woodbridge Lane, Boise, Idaho 83706, the following described premises, in ELMORE County, Idaho, to-wit:

The Northwest Quarter of the Northeast Quarter of the Southwest Quarter and the West Half of the Northeast Quarter of the Northeast Quarter of the Southwest Quarter of Section Thirty-one, Township Two North, Range Ten East, Boise Meridian, including all mineral rights

together with their appurtenances.

DATED the 31st day of March, 1999.

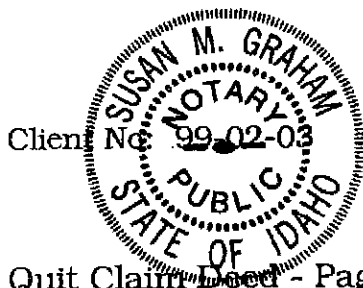
Gwinn F. Rice
GWINN RICE

Lena N. Rice
LENA RICE

STATE OF IDAHO)
: ss.
County of Ada)

On this 31st day of March, 1999 before me personally appeared GWINN RICE and LENA RICE, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Susan M. Graham
Notary Public in and for Idaho
Residing at Boise, Idaho.
My commission expires: 4-14-2004 8-6-99

Quit Claim Deed - Page 1

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 02/21/03 12:25 PM
DEPUTY Michelle Turner
RECORDED--REQUEST OF
Owen Orndorff
AMOUNT 9.00

3



PERSONAL REPRESENTATIVE'S DEED

THIS DEED, undivided and one-half interest, made by Lena N. Rice, as Personal Representative of the Estate of Gwinn F. Rice, deceased, Grantor, to The Gwinn F. and Lena N. Rice Trust dated February 16, 1999, Grantee, whose current address is 1711 Woodbridge Lane, Boise, Idaho 83706.

WHEREAS, Grantor is the qualified Personal Representative of said Estate, filed as Case No. SP IE 0000 641M, in Ada County, Idaho;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee an undivided one-half interest in the following described real property in Elmore County, Idaho:

Township 2 North, Range 10 East, Boise Meridian, Elmore County, Idaho.

Section 31: Northwest $\frac{1}{4}$ Northeast $\frac{1}{4}$ Southwest $\frac{1}{4}$ and the West $\frac{1}{2}$
Northeast $\frac{1}{4}$ Northeast $\frac{1}{4}$ Southwest $\frac{1}{4}$

The Elmore County Assessor classifies the property as follows:
Account No. 12367, Parcel No. RP02N10E314820,
Legal Pt. SW 31-2N-10E.

with all appurtenances.

EXECUTED this 14th day of February, 2003.

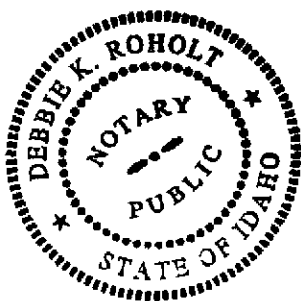
Instrument # 344742
Elmore County, Idaho
11:03am Mar. 31, 2003
For: OWEN H ORNDORFF ATTORNEY
No. of Pages: 3 Fee: \$9.00
GAIL L. BEST, Recorder
Deputy: DLE


Lena N. Rice, Personal Representative
of the Estate of Gwinn Rice

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 14th day of February, 2003, before me, the undersigned, a notary public in and for said state, personally appeared Lena N. Rice, identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Gwinn Rice, deceased, and acknowledged to me that she executed the same as such Personal Representative.

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



Debbie K. Roholt
Notary Public for Idaho
Residing in Boise, Idaho
Commission Expires: 4/14/2004

OWEN H. ORNDORFF
ORNDORFF LAW OFFICES
1087 W. River Street, Ste. 230
Boise, Idaho 83702
Telephone: (208) 343-8880
Facsimile: (208) 345-0314

Attorneys for Petitioner

NO COPY
AM FILED

JAN 09 2001

J. DAVID NAVARRO, Clerk
By ALAN N. STEWART
DEPUTY

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

IN THE MATTER OF THE ESTATE OF:)

GWINN RICE,)

Deceased.)

Case No. SP 15 0000641M

LETTERS TESTAMENTARY

The Will of GWINN RICE, having been admitted to informal probate and LENA N. RICE is hereby appointed Personal Representative of the estate herein.

WITNESS: _____, Magistrate of the District Court,
County of Ada, State of Idaho, with the seal of the Court affixed the 8 day of Jan
2001.

JOHN DUTCHER
Magistrate

STATE OF IDAHO
COUNTY OF ADA
J. David Navarro, Clerk of the District Court, Fourth
Judicial District of the State of Idaho, in and for the County
of Ada, do hereby certify that the foregoing is a true and
correct copy of the original on file in this office, in
witness whereof, I have hereunto set my hand and affixed
the seal of this Court at Boise, Idaho, this 9th day of
January, 2001.
By Alan N. Stewart
J. DAVID NAVARRO, Clerk
By Alan N. Stewart Deputy

(Optional)

Recorded ☐	Platted ☐	Key Punched ☐	To Treasurer ☐
Microfilmed ☐	Deed Card ☐	Master File ☐	
Indexed ☐	Compared ☐	Abstracted ☐	

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

of Hill City County of Camas GRANTOR(S)
hereby CONVEYS or GRANTS and WARRANTS TO NORMA G. RICE State of Idaho

The Northwest Quarter of the Northeast Quarter of the Southwest
Quarter and the West Half of the Northeast Quarter of the Northeast
Quarter of the Southwest Quarter of Section Thirty-one, Township Two
North, Range Ten East, Boise Meridian, including all mineral
rights, County of Elmore GRANTEE(S)
of Mountain Home State of Idaho
for the sum of Ten Dollars Dollars (\$ --10.00--)
the following described tract(s) of land in County, State of Idaho:

Location of above described property _____
House No. _____ Street _____

WITNESS the hands of said Grantors this

29th day of May A.D. 1975

Gwinn F. Rice

(NOTARY SEAL)

State of Idaho } ss On the 29th day of MAY A.D. 1975
County of CAMAS }

personally appeared before me

Gwinn F. RICE

the signer(s) of the within instrument, who duly acknowledged to me that he executed the same.

Residing at: *Boise Idaho*

My Commission expires:

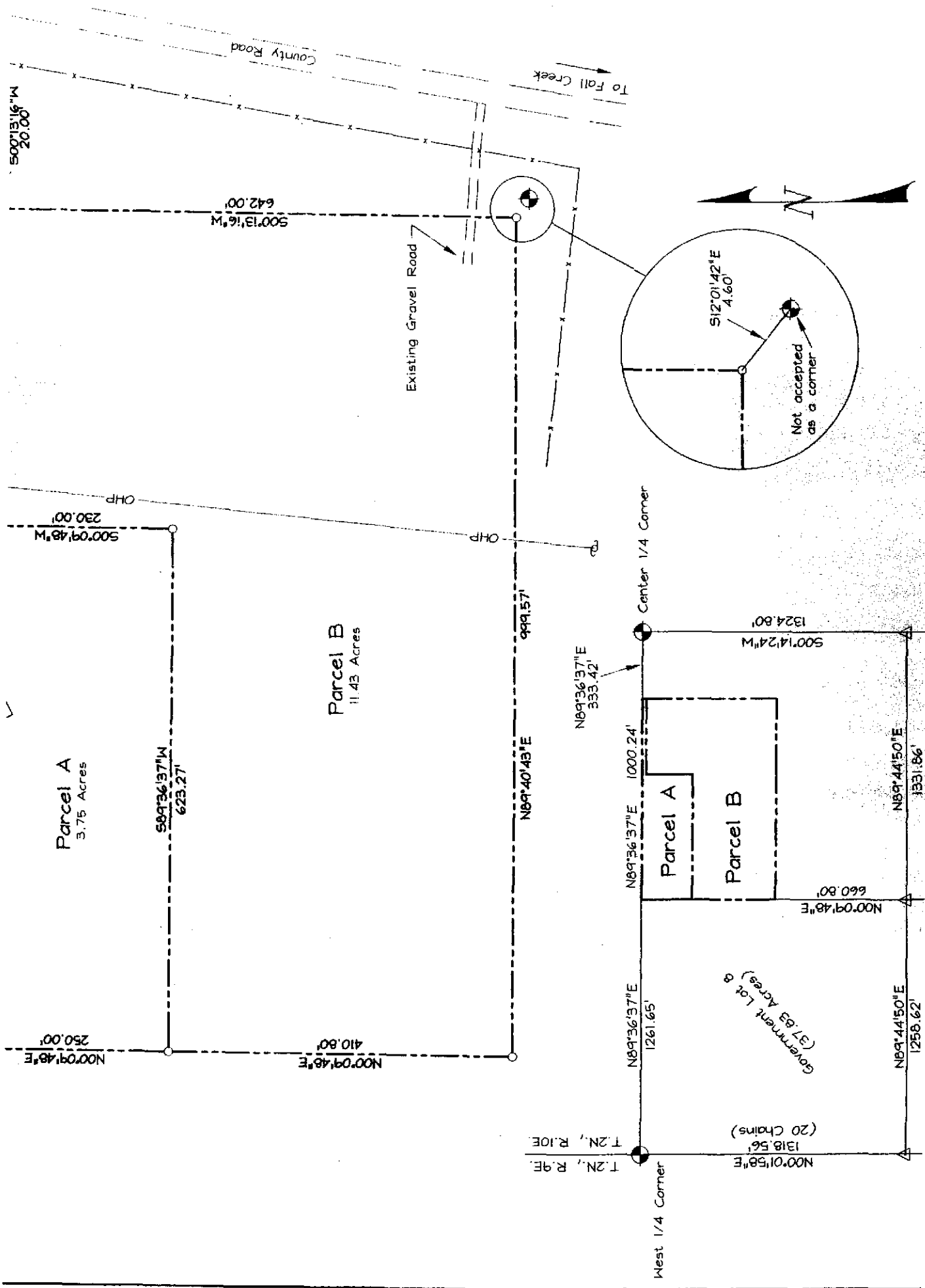
FEB. 20, 1976

MAIL DEED TO:

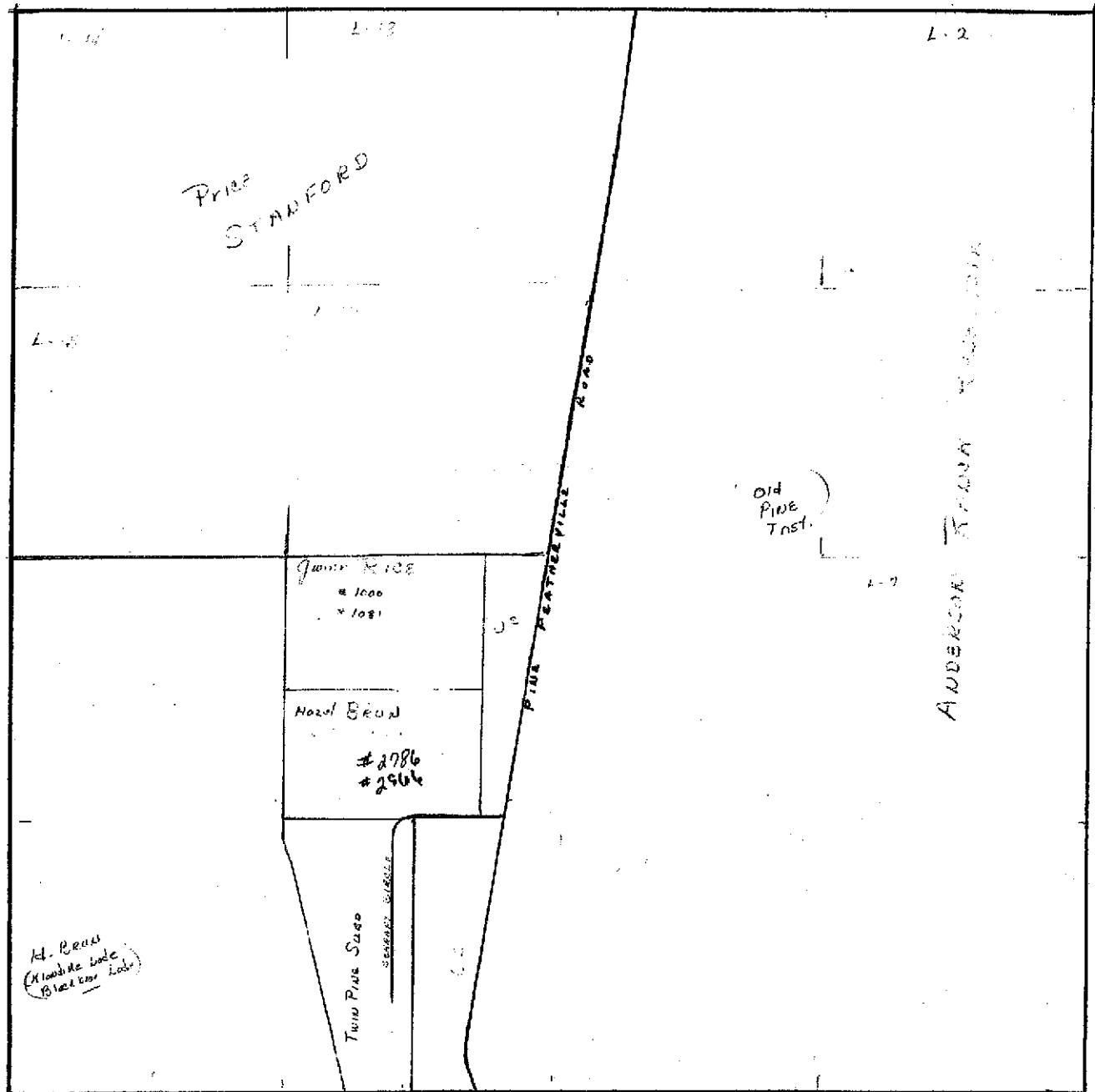
MAIL TAX NOTICE TO:

Name _____

Address _____



Section 31 Township 2 North Range 10 East



**PROPERTY DESCRIPTION FOR
PARCEL B
GWINN RICE RANCH**

A parcel of land lying in the North $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.2N., R.10E., B.M., Elmore County, Idaho, said parcel being more particularly described under Record of Survey Instrument Number 345789, records of the Elmore County Recorder, Mountain Home, Idaho, said parcel being more particularly described as follows:

Commencing at the Brass Cap marking the south $\frac{1}{4}$ corner of Section 31, T.2N., R.10E., B.M., Elmore County, Idaho; thence, N.00°14'24"E. 2649.60 feet to the Brass Cap marking the Center $\frac{1}{4}$ corner of said Section 31; thence, S.89°36'37"W. 333.42 feet along the north line of said SW $\frac{1}{4}$ to an iron pin; thence, S.00°13'16"W. 20.00 feet to an iron pin marking the *point of beginning*;

Thence along the following courses and distances to iron pins:

Continuing, S.00°13'16"W. 642.00 feet;

thence, S.89°40'43"W. 999.57 feet;

thence, N.00°09'48"E. 410.80 feet;

thence, N.89°36'37"E. 623.27 feet;

thence, N.00°09'48"E. 230.00 feet;

thence, N.89°36'37"E. 376.95 feet to the *point of beginning*, said parcel containing 11.43 acres.



JJ Howard

**PROPERTY DESCRIPTION FOR
PARCEL B
GWINN RICE RANCH**

A parcel of land lying in the North $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.2N., R.10E., B.M., Elmore County, Idaho, said parcel being more particularly described under Record of Survey Instrument Number 345789, records of the Elmore County Recorder, Mountain Home, Idaho, said parcel being more particularly described as follows:

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Thence along the following courses and distances to iron pins:

Continuing, S.00°13'16"W. 642.00 feet;

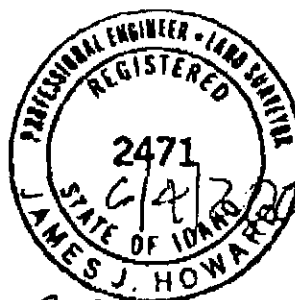
thence, S.89°40'43"W. 999.57 feet;

thence, N.00°09'48"E. 410.80 feet;

thence, N.89°36'37"E. 623.27 feet;

thence, N.00°09'48"E. 230.00 feet;

thence, N.89°36'37"E. 376.95 feet to the *point of beginning*, said parcel containing 11.43 acres.



JJ Howard

**ZONING PERMIT APPLICATION
ELMORE COUNTY PLANNING AND ZONING**

Date Received: 4 June 04

\$20.00 Fee: (Pd Receipt 4519)

Power Release Permit Building Permit

1. Name of Property Owner: Gwin^{F!} Lena A. Trust
2. Site Address: NW4NE4SW4 W2NE4NE4SW4 Sec 31 T2N R10E
3. Telephone numbers of owner: 208-764-2593 daytime other
4. Name, address, and telephone numbers of Applicant (if different from property owner):
P.O. Box 131 Hill City ID 83338
5. Legal description property. Attach a copy of the deed or assessors office's parcel inquiry:

6. Method used to verify legal lot: ☐ Platted Sub ☐ Administrative Parcel Split ☐ LOI ☒ Existing Parcel in 1999

7. Total acreage of property site: 15.18 Acres Current Zoning and District: ACC & AGB

Required Minimum Setbacks: Street Front Street Side Side Rear
(all setbacks measured from the road right-of-way)

8. List existing structures (i.e.: barn, 2 houses, shop, etc): 3 cabins, chicken coop, 3 storage sheds

9. List proposed land use and/or structures: Recreational - admin. lot split

a. What is the proposed land use and/or structure use for?: Recreational / Res

10. Proposed Setbacks: Street right-of-way Front Side street right-of-way Side Rear

11. Manufactured Home? ☐ yes ☒ no Year Manufactured Home Constructed? (If 1976, include month)

a. If manufactured home was constructed prior to June 15, 1976, applicant has provided an Idaho State Certificate of Compliance from the Division of Building Safety Administrator? ☐ yes ☐ no.

b. Will the manufactured home be occupied on the above-described legal description: ☐ yes ☐ no If yes, Central District Health approval will be required prior to occupancy - .

c. Is manufactured home currently in Elmore County or, before it was moved, was it in Elmore County? ☐ yes ☐ no. If yes, Elmore County Assessor requires notification (see reverse).

? 12. Is the site or land use within an airport hazard zone? ☐ yes ☒ no. If yes, applicant informed there may be FAA requirements and/or FAA forms provided to applicant or applicant submitted a letter from the FAA or Idaho Dept. of Aeronautics and Transportation (IDAT) permitting the structure and/or land use. - .

13. Is site within the Mtn. Home Area of City Impact or within 1-mile of the city limits of Glens Ferry? ☐ yes ☒ no. If yes, conditional use review procedures or notice to the city for comment and compliance may be required .

14. Is the site in the Pine/Featherville area? ☒ yes ☐ no If yes, applicant acknowledges there will be no construction waste dumping at the county waste transfer facility.

? 15. In Floodplain? ☐ yes ☒ no. Flood Insurance Rate Map # . If yes, applicant provided floodplain development permit application and elevation certificate form/information. .

16. Hillside Involved (10% or greater grade to building envelope) ☐ yes ☒ no.
If yes, applicant acknowledges being informed there can be little to no gouging of hillside - ~~XXXX~~ ~~XXXX~~

17. Does another agency require a permit? ☐ yes ☒ no. If yes, who? _____

18. Submit a plot plan, if applicable, drawn to a professional standard and to scale showing the following:
- a. parcel dimensions and proposed changes
 - b. location and setbacks of existing buildings, proposed buildings and/or additions/alterations.
 - c. proposed and existing driveways, easements, and waterways;
 - d. proposed and existing building heights;

An approved zoning permit is valid for (1) year of approval date. Upon written request the Commission may grant an extension.

The owner and/or applicant affirm the application is completed in its entirety to include all required information and the information contained herein is true and correct as of the date it is received in the Planning and Zoning office.

X Lena H. Rice
Signature of property owner (required)

X Lena H. Rice
Signature of Applicant (required)

Agency approvals (comments may be attached):

Central District Health Sewer Permit Approval

Date _____

Comment: _____

X Carl Cook
Assessor's office

6-5-09
Date

Highway Dist./Transportation Dept./Forest Service Signature

Date _____

Fire District Approval

Date _____

.....

For Growth and Development Use

This application is ☒ approved; ☐ approved pending approval of other permit; ☐ denied

Remarks: _____

DEO'Donnell
Approval of Planning and Zoning Authority

Dated this 4 day of June, 2009

Idaho Department of Water Resources Receipt

Receipt ID W032085

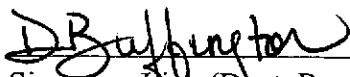
Payment Amount \$100.00 Date Received 8/4/2004 11:22:14 AM Region Western Status ☐
Payment Type Cash

Payer ODIAGA, NORMA

Comment CHANGE OF OWNERSHIP: (\$25 EA) 63-19269, 63-15180,
63-19270 & 63-4286

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	62140	1155



Signature Line (Dept. Representative)

SRBA

PARTIAL DECREE 63-04286

Issued on 07-29-2003. THIS PARTIAL DECREE MAY HAVE BEEN AMENDED.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS:	UNITED STATES OF AMERICA ACTIN		
	USDA FOREST SERVICE		
	550 W FORT ST MSC 033		
	BOISE, ID 83724		
SOURCE:	DUTCH CREEK TRIBUTARY: MIDDLE FORK BOISE RIVER		
QUANTITY:	0.04 CFS		
PRIORITY DATE:	05/29/1905		
POINT OF DIVERSION:	T06N R09E S35	NWSW	Within Boise County
PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTIT
	Administrative	01-01 TO 12-31	0.04 C
PLACE OF USE:	Administrative		Within Boise C
	T06N R09E S34	SESE	
	S35	NESW	NWSW
		SWSW	SESW

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

THIS WATER RIGHT IS A FEDERAL RESERVED WATER RIGHT.

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

[Return to SRBA Home Page](#)

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

3.1 ACRES TOTAL

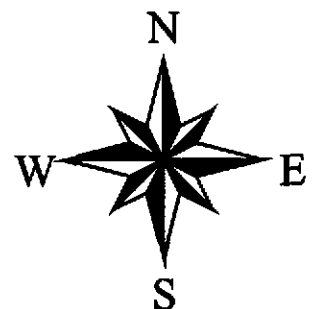
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

EXPLANATORY MATERIAL: Beneficial Use



- Pod
- Pou
- 1/4 1/4
- Idown
- B.L.M.
- Bureau of Indian Affairs
- Department of Energy
- Forest Service
- Military Reservations
- National Parks & Monuments
- Open water
- Private
- State of Idaho
- U.S. Fish & Wildlife Service

T02N, R10E, S31
NESW



03/01/2002

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 5, 2002

Water right number: 63-4286

LENA RICE

PO BOX 131

HILL CITY ID 83337

Telephone Number: (208) 764-2593

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

March 19, 2002

SIGNATURE: X

Lena Rice

Please print your name:

Lena Rice

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

RECEIVED

MAR 19 2002

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 63-4206

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☐ No Change ADDRESS
☐ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: SEE AFFIDAVIT "July 25, 1905"
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☐ No Change — SAME SOURCE
☒ Source is different than that claimed:

Source found: BIRD "Creek" Not Creek (SEE TOPO)

4. ☐ No Change — POINT OF DIVERSION
☒ Point of diversion is different than the claim and/or new P/D's:

GPS ✓

Township 2N Range 10E Section 31 1/4 SE 1/4 NW
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☒ Incomplete description, list below:

Rock Dam, Gravity Ditch

6. ☐ No Change - WATER USES

☒ Different uses, (list uses found):

* CORRECTED Irrig Season with Standards

Use irr From 4/1 To 10/31 Amount .17 CFS AFA
 Use From To Amount CFS AFA
 Use From To Amount CFS AFA

7. ☐ No Change - TOTAL VOLUME

SEE MANNINGS - MEASURED BY LINDA WERNER 8/18/94

☐ Incomplete on claim, the total is, Amount CFS AFA

cfs

☒ Changes found, the new total is, Amount CFS AFA (3.1 ac)(0.03) = .09

8. ☒ No Change - NON-IRRIGATION USES:

plus
conveyance = .08
loss

☐ Changes Exam found:

TOTAL = .17 CFS

Domestic # of homes: Stock # List types:

Additional comments: POD OVERLAP WITH 63-4139

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

RECOMMENDED
TOTAL IS:

Use: irr Township 2N Range 10E Section 31 1/4 PE 1/4 SW
 Use: Township Range Section 1/4 1/4
 Use: Township Range Section 1/4 1/4
 Use: Township Range Section 1/4 1/4

3.1 ACRES

Remarks: (Comments pertinent to field examination) See additional attachment

ORIGINAL CLAIM WAS FOR .35 cfs FOR 15 ACRES = .3 cfs FOR 15 ACRES,
THUS .05 cfs REMAINED FOR CONVEYANCE LOSS. .08 cfs WAS FOUND AND
IS ADDED BECAUSE OF REDUCTION FROM ORIGINAL CLAIMED cfs OF .35.

ALSO CAN ALLOW .03 cfs/ACRE SINCE UNDER 5 ACRES. TOTAL.

☒ SYSTEM DIAGRAM INCLUDED

☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: SEPT 10, 2001

FIELD EXAMINER:

Ron HAWERTON

Print Name

Ron HAWERTON

Signature

C18

E28 with
.03 cfs/acre

CONVEYANCE LOSS COMMENT

SEE PHOTOS OF POA TAKEN BY LINDA WERNER 8-18-94
§ MINE 9-10-2001

* ADDED MODIFIED
442 CONDITION
TO SHOW NO
BAR LANDS 5/21/02

WR5809NP
No. 63-04286

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/05/01
PAGE: 1

OWNER CODE NAME & ADDRESS
C GHINN RICE
C LENA RICE
P.O. BOX 131
HILL CITY ID 83337

PRIORITY DATE WATER USE
06/01/1949 IRRIGATION
AESTHETIC

USE PERIOD FROM TO
04/15 10/15
04/15 10/15

DIVERSION RATE
0.350 CFS
0.700 CFS

DIVERSION VOLUME
0.17
NOT CLAIMED

TOTAL DIVERSION: 0.700 CFS

7/25/1905
PER AFFIDAVIT

Water Source: BIRD CREEK GULCH
Tributary to: BOISE RIVER, SOUTH FORK
Stage: STATUTORY CLAIM

ELMORE County

Point(s) of Diversion: T02N R10E S31

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
		NENE		NNNE		SENE		NNNW		SNNW		SESW		NWSW		SWSE		
		Lt AC		Lt AC		Lt AC		Lt AC		Lt AC		Lt AC		Lt AC		Lt AC		
T	R S	: Lt AC		: Lt AC		: Lt AC		: Lt AC		: Lt AC		: Lt AC		: Lt AC		: Lt AC		SUM
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RECEIVED

AUG 29 2001

WATER RESOURCE
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

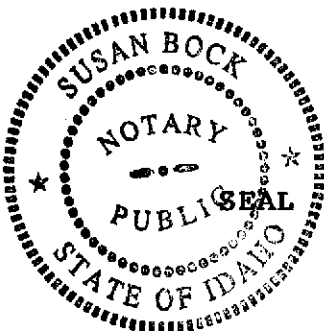
AFFIDAVIT

63-4286)
63-15180)

State of Idaho)
County of _____)

Lena N. Rice being first duly sworn,
deposes and says: The beneficial use of the
water right referred to as Claim No. 63-4286
dates back to ^{July 25,} 1905, which is the priority
date for this claim, which has been in continual
use since that time.

The priority date for Claim No. A63-15180
also dates back to ^{July 25,} 1905 for beneficial use,
and this water right has been in continual
use since that time.



Lena N. Rice
(Signature)

Subscribed and sworn to before me this
day 30 of August, 2001.

Susan Bock
(Notary Public)

Residing at Idaho.

My Commission Expires 10/23/2004.

IN THE MATTER OF
Claim to a Water Right in the name
of Gwinn &/or Lena Rice

State of Idaho
County of Elmore

DEC 6 1974
Department of Water Resources
AFFIDAVIT

JAMES L. DAVIDSON

being first duly sworn,

deposes and says:

The water has been running in this ditch since 1949 when I purchased the property and was being used by the trees and for livestock. I have never since I have lived on the property. The Gwinn Rice. This ditch is from Bird Creek and runs across the NW 1/4 NE 1/4 SW 1/4 NW 1/4 NE 1/4 SW 1/4 31 2N 10E Elmore County, State of Idaho.

James L. Davidson
(signature)

Subscribed and sworn to before me this 4th day of December 19 74.

Wernis H. Wetherell
(notary public)

Residing at Mountain Home, Idaho
My commission expires 5-15-78

BRUN CLAIM: 63-4139

RICE CLAIM: 63-4286

FX MEET WITH RAYMOND BRUN

SEPT 10, 2001 0930 AM

Prior FX by LINDA WERNER
MEASURED MANNING BUT NOT
CONVEYANCE LOSS.

ALSO BETTER LAND

MAPS NOW FOR

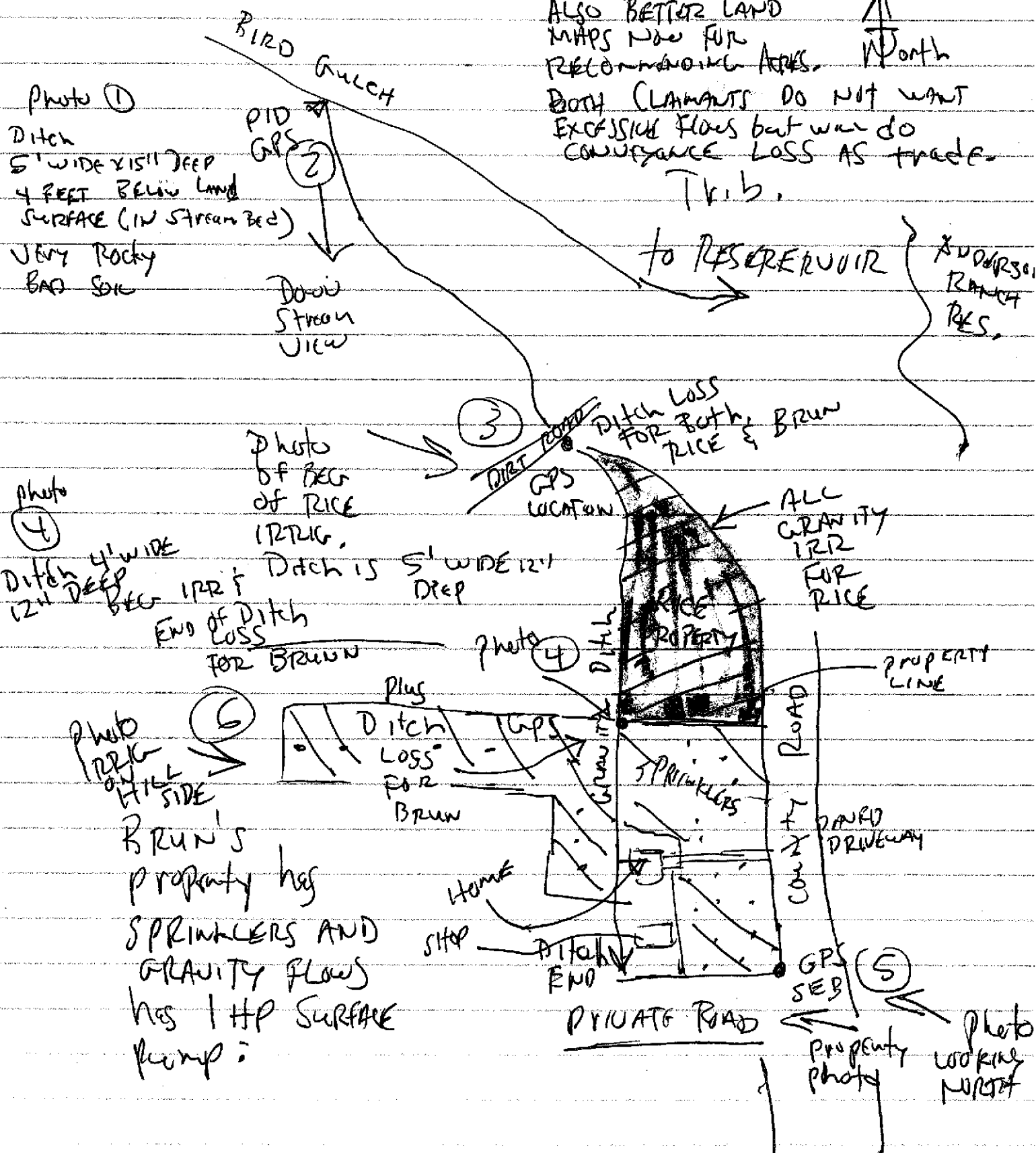
RECOMMENDATION APPEARS.

BOTH CLAIMANTS DO NOT WANT

EXCESSIVE FLOWS but will do

CONVEYANCE LOSS AS trade.

Trib.



CONVEYANCE LOSS - WORSTELL

NAME OF DITCH: BIRD GULCH 63-4286 BY: RDH DATE: SEPT 10, 2001

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	530	5.0	2.50	0.08		0.00	0.0000	0.00	0.08
2				0.00		0.00	0.0000	0.00	0.00
3				0.00		0.00	0.0000	0.00	0.00
4				0.00		0.00	0.0000	0.00	0.00
5				0.00		0.00	0.0000	0.00	0.00
6				0.00		0.00	0.0000	0.00	0.00
7				0.00		0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	530			0.08	0.00			0.00	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE WIDTH = AVERAGE TOP WIDTH OF WATER SURFACE IN REACH

SEEPAGE = SOIL SEEPAGE RATE OF REACH

WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY;
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH;
IF MULTIPLE RIGHTS WITHIN REACH, DELIVERY LOSSES SHOULD BE
PRORATED BASED ON SIZE OF DELIVERY FOR EACH RIGHT WITHIN REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER:

RON HOWERTON

FIELD EXAM DATE:

Sept 10, 2001

FOR CLAIM(S)

63-4286

FORMULA: $S = (W)(i)(0.0667)$

Where: S = Loss in CFS per Mile

W = The top width of the high water mark in feet

i = The loss rate in feet per day (see table)

0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0

REACH IS 530 FT

WORK SHEET

W = () FT) i = () FT/DAY)(0.0667)

S = CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = () CFS/MILE)() MILE)

CONVEYANCE LOSS =

1.08

TOP OF DITCH = W

MAP MEASUREMENT

Section 1 = 5

Length in Inches = = A

Section 2 = 5

Section 3 =

Map Scale: In. = 1 Mile = B

Total... = 10

A/X: B/5,280 = Ft./5,280 = Mile

/2or 3... = 5 = W

SEE WORKSHEET
SPREAD SHEET

FIELD EXAM
TELEPHONE CONVERSATION MEMORANDUM

DATE OF CONVERSATION: 9-7-01

DATE SET FOR EXAM: 10 AM SEPT 10th 2001

NAME OF CONTACT: Lena Rice

ADDRESS CHANGE: OK NO CHANGE

PHONE NUMBER: (208) 764-2593 Long Dist.

LOCATION/DIRECTIONS: Back to Mtn Home turn on Hwy 20
DRIVE TO MILE MARKER 127 by metal bldg turn
left then approx 30 min to pine, turn left at
restaurant/bar, then continue 1 mile past one room
SCHOOL HS, next to home with white fence. 1:45 min. DRIVE
TIME EST.

TYPE OF SYSTEM: Gravity Flow Ditch

OTHER NOTES: STENO OWNERSHIP CHANGE SO SHE IS the
only owner, Husband passed away.
• DOESN'T want EXCESSIVE FLOWS, Ditch loss OK

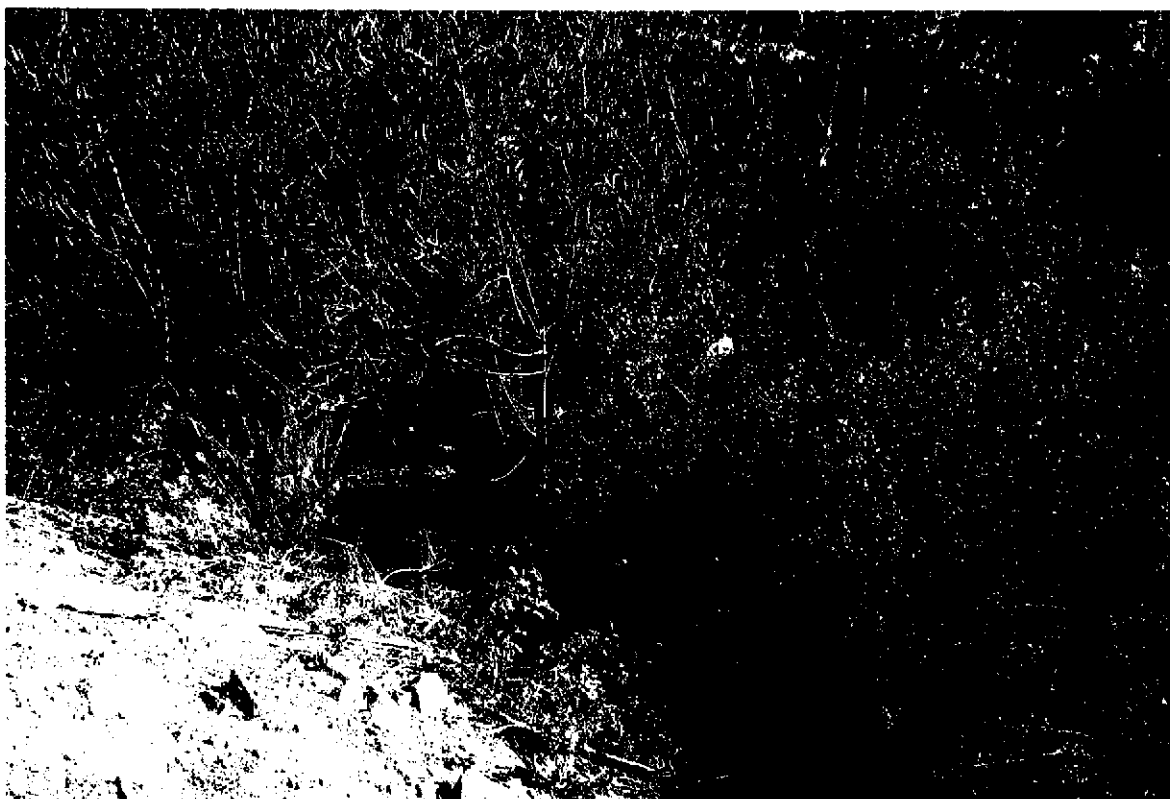


Photo 1. FX Sept 10, 2001. Photos by RDH. Photo of point of diversion, T02N, R10E, S31, SENW. Rock in center right of bush is part of rock dam. 63-4139 & 63-4286 rights.



Photo 2. View from POD to south, ditch is in center bush area.

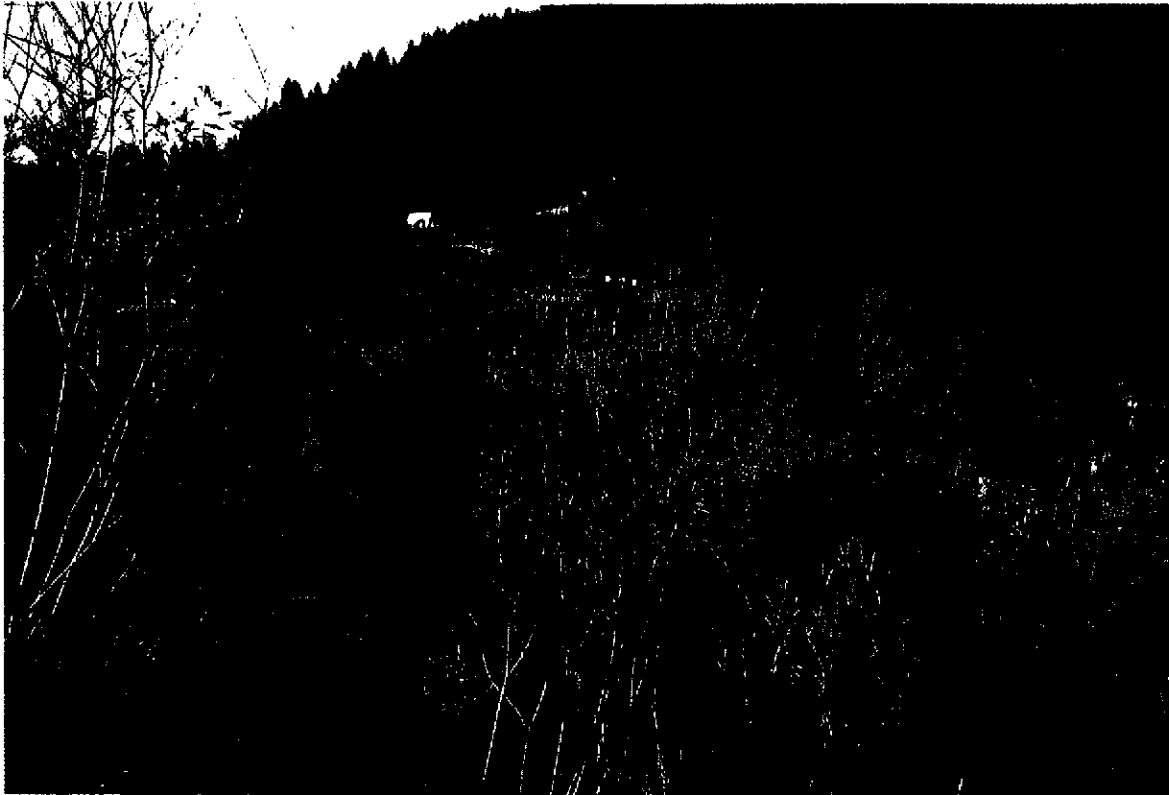


Photo 3. FX Sept 10, 2001. Photos by RDH. Photo of beginning of Rice POU and calculation of ditch loss $\frac{1}{2}$ for 63-4139 & 63-4286 rights.

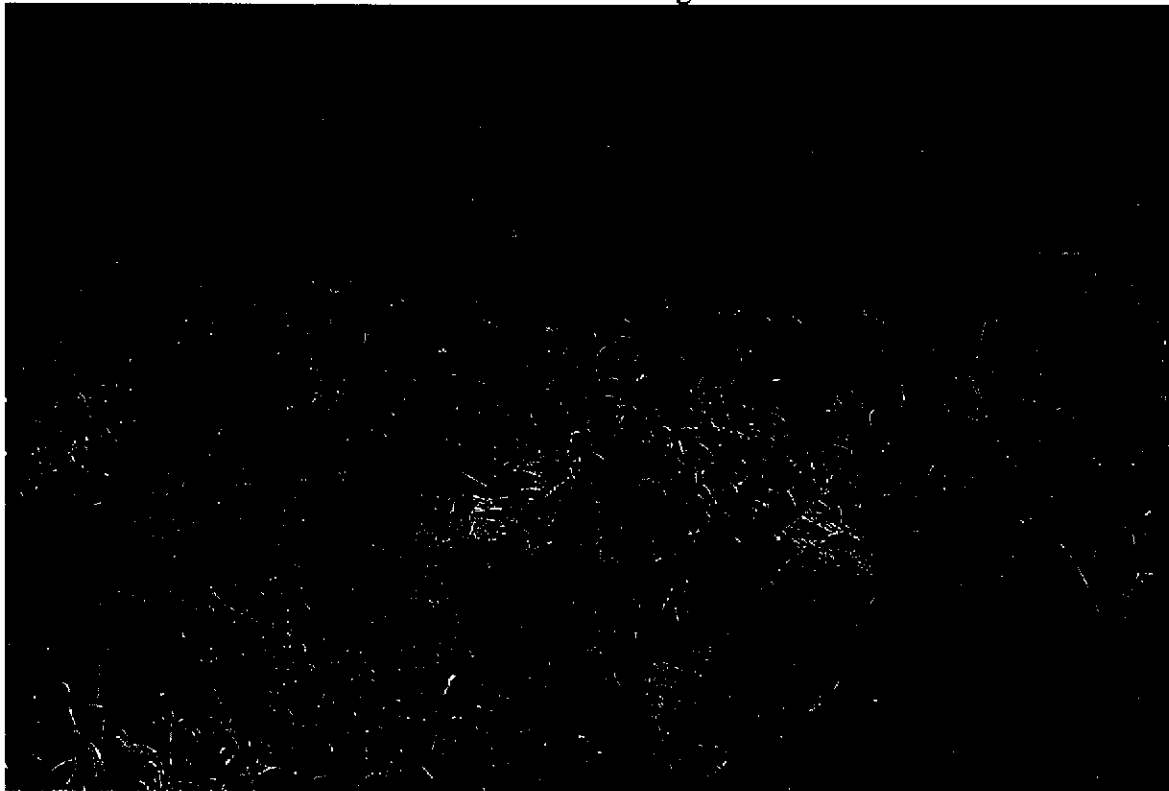


Photo 4. Divide of property line of Rice on left and Brun on right of fence. Also end of ditch loss calculation for Brun.



Photo 5. FX Sept 10, 2001. Photos by RDH. Brun POU view from county road, view to NW from SE corner, for 63-4139.

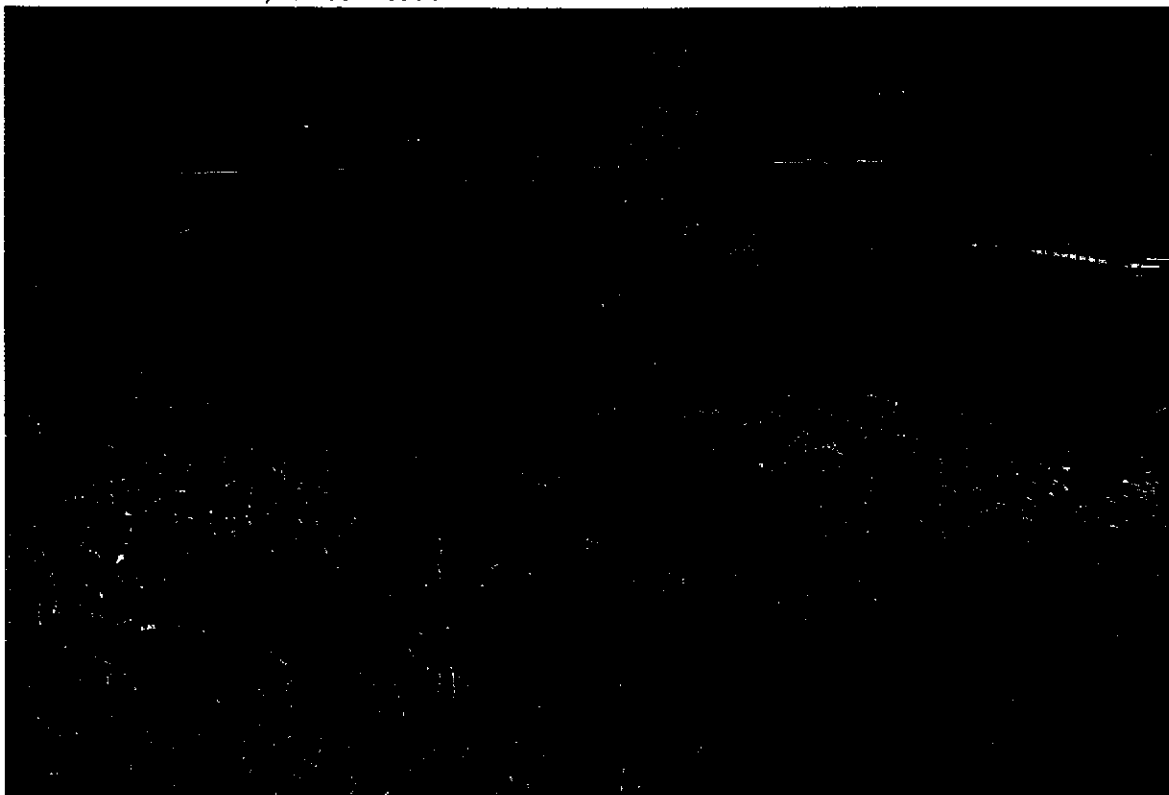


Photo 6. Hillside POU of Brun, sprinkler irrigation pumped from ditch.

Idaho Department of Water Resources

**T02N R10E
S31**

**Claim: 63-4286
Updated: 10 Sep 01
By: Ron Howerton**

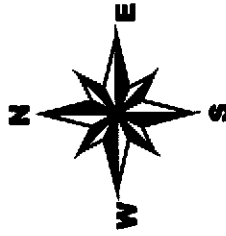
 Place of use

● POD

 SECTION

 1/4 1/4

3.1 Acres



1987 NAPP



Idaho Department of Water Resources

T02N R10E
S31

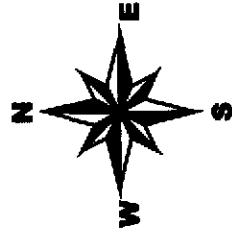
Claim: 63-4286
Updated: 10 Sep 01
By: Ron Howerton

☐ Place of use

● POD

∩ SECTION

☐ 1/4 1/4



1987 NAPP





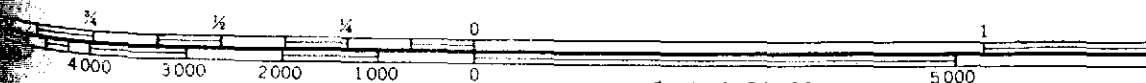
27

N

R. 9 E. | R. 10 E.



"30"



Scale 1:24 000

Most seepage formulas use a unit seepage rate which some call "C" and others call "i". In English units these coefficients are expressed as cubic feet per square foot per day or simply feet per day.

The following table of "C" values is from American Civil Engineering Practice:²⁵

<u>Kind of Material</u>	<u>Loss per Day</u> (in feet)
Cemented gravel and hardpan with sandy loam	0.34
Clay and clay loam	0.41
Sandy loam	0.66
Volcanic ash	0.68
Volcanic ash with some sand	0.98
Sand and volcanic ash or clay	1.20
Sandy soil with some rock	1.68
Sandy and gravelly soil	2.20
Concrete lining	0.33

The following table of "i" values is taken from the California Department of Water Resources Inspection Manual for use with the Etcheverry formula.

<u>Kind of Material</u>	<u>Loss per Day</u> (in feet)
Impervious clay loam	0.25 - 0.35
Medium clay loam underlaid with hardpan at depth of not over 2 to 3 ft. below bed	0.35 - 0.50
Ordinary clay loam, silt soil or lava ash loam	0.50 - 0.75
Gravelly clay loam, sandy clay loam, cemented gravel, sand or clay	0.75 - 1.00
Sandy loam	1.00 - 1.50
Loose sandy soils	1.50 - 1.75
Gravelly sandy soils	2.00 - 2.50
Porous sandy soils	2.50 - 3.00
Very gravelly soils	3.00 - 6.00

The following tables of "Average Seepage Rates" is from

²⁵ Abbett, Robert W., American Civil Engineering Practice, John Wiley & Sons, Inc., New York, 1956, Vol. II, pp. 17-31, 17-32.

TABLE 12.--ENGINEERING INDEX PROPERTIES--Continued

pth	USDA texture	Classification		Frag- ments > 3 inches Pct	Percentage passing sieve number--				Liquid limit Pct	Plas- ticity index
		Unified	AASHTO		4	10	40	200		
n										
-8	Sandy loam-----	ML, SM	A-4	0	95-100	90-100	55-75	45-60	15-25	NP-5
-36	Loam, very fine sandy loam.	CL-ML, CL	A-4	0	100	95-100	85-95	60-75	25-35	5-15
-60	Sandy loam-----	SM, SM-SC	A-2, A-4	0	100	95-100	55-70	25-40	20-30	NP-10
-6	Silt loam-----	CL-ML	A-4	0	100	100	85-100	60-90	20-30	5-10
-60	Stratified fine sandy loam to clay.	CL	A-6	0	90-100	85-100	75-100	50-80	30-40	10-15
7	Gravelly sandy loam.	SM-SC	A-2	0-5	65-85	60-75	40-60	20-30	20-30	5-10
20	Gravelly sandy loam, gravelly sandy clay loam, very gravelly sandy loam.	SM-SC, SC, GM-GC, GC	A-2	5-10	50-70	45-65	35-50	15-30	20-30	5-15
41	Very gravelly sandy loam, very stony sandy loam.	SM, GM	A-1	10-30	40-65	40-60	25-45	10-25	15-20	NP-5
15	Unweathered bedrock.	---	---	---	---	---	---	---	---	---
1	Very cobbly sandy loam.	GM	A-1, A-2	30-40	45-60	35-55	30-50	20-35	15-25	NP-5
4	Very cobbly sandy loam, very gravelly sandy loam.	GM	A-1, A-2	20-40	45-60	35-55	30-50	20-30	15-25	NP-5
8	Unweathered bedrock.	---	---	---	---	---	---	---	---	---
1	Gravelly coarse sandy loam.	SM	A-2, A-1	0-5	65-85	60-75	30-50	20-35	20-25	NP-5
2	Sandy loam, coarse sandy loam, gravelly coarse sandy loam.	SM	A-2, A-4	0-5	70-95	70-90	40-60	25-45	20-25	NP-5
1	Unweathered bedrock.	---	---	---	---	---	---	---	---	---
0.17	Gravelly loam----	SM-SC, GM-GC	A-4	0-10	65-85	60-75	45-65	35-50	20-30	5-10
17.23	Gravelly loam, very gravelly loam, very cobbly loam.	GM, SM	A-4, A-2, A-1	0-35	55-85	35-65	30-60	20-50	20-30	NP-5
23-60	Very cobbly sandy loam, very gravelly sandy loam, extremely gravelly sandy loam.	GM, GP-GM	A-1	15-40	40-55	30-50	15-35	10-20	---	NP

of table. 5010111



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

October 10, 2001

LENA RICE
PO BOX 131
HILL CITY ID 83337

Re: Notice of Claim to a Water Right No. 63-04286

Dear Claimant:

Enclosed is a copy of the above referenced claim, which reflects the necessary name changes for the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

This information has been forwarded to our State Office to process water right numbers 63-05176, 63-05317, 63-15180, 63-19269 and 63-19270, as the files are at that office. Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

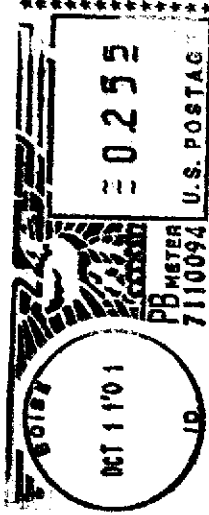
Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB: db

Enclosure

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE
REQUESTED



RECEIVED

OCT 22 2001

WATER RESOURCES
WESTERN REGION

Rice 131

63-4286

LENA RICE
PO BOX 131
HILL CITY ID 83337

RICE131 T633372010 1A01 06 10/18/01
RETURN TO SENDER
RICE TEMPORARILY AWAY
RETURN TO SENDER

41015 433375/5082



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

August 15, 2001

GWINN F RICE
LENA RICE
PO BOX 131
HILL CITY ID 83337-0131

Re: Claim No(s) 63-4286

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. ~~Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.~~

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures

Shel City, Idaho
Aug. 19, 2001

Sue Bock
Water Resources
2735 Airport Way
Boise, Idaho 83705

RECEIVED

AUG 10 2001

WATER RESOURCES
WESTERN REGION

Dear Sue Bock:

I am very concerned that the water rights
Dwinn & I have had at Pine are protected
for our continuing use.

From James L. Davidson

We bought the Pine Property in 1971^A and
the water right #63-15188 with it. We
have continually used the water for
the grounds and originally for house
use also.

We are now sharing this right in a draft
between us and certain homeowners in the Twin
Pines subdivision in return for them putting
in a storage tank. In the draft there is to
be no interference with the water available
for Dwinn and Rice.

Please inform me if there is anything
further I should do to protect my water
rights. My husband, Dwinn Rice, passed away
Dec. 7, 2000. He treasured his water rights so
I wish to protect them.

Sincerely,

Jena F. Rice
PO Box 131
Shel City, Idaho 83337

Phone # 208-764-2593

Affidavit

RECEIVED

AUG 23 1994

WATER RESOURCES
WESTERN REGION

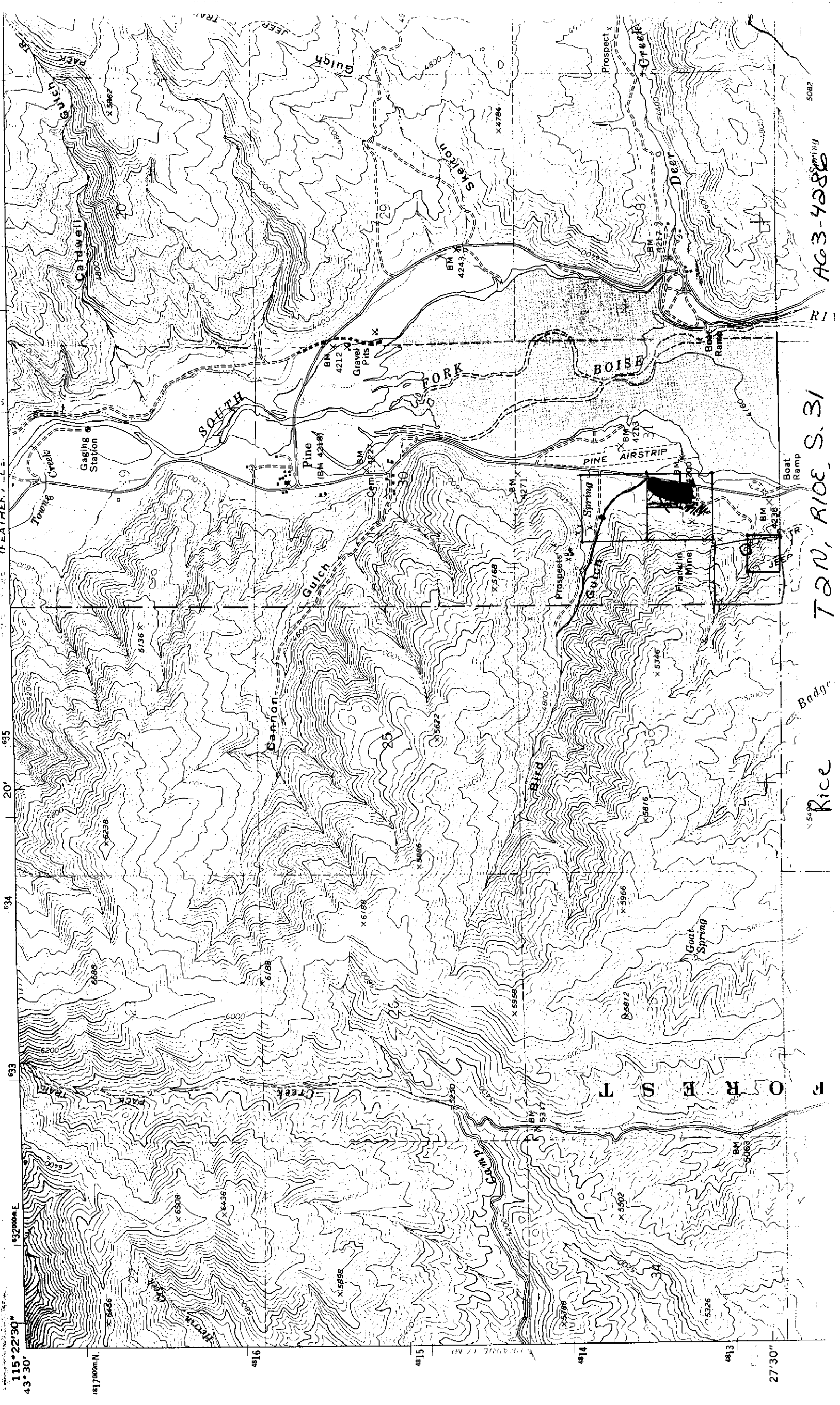
Linda Werner
Sr Water Resources Agent
adjudication Section

Date Aug 21, 1994

Dear Linda

I have known Jim Davidson
25 years. He moved from down
on the river to the Cabin they moved
and lived there as soon as the Dam
was built. Mr. Davidson irrigated
and used water for livestock from Bird
Creek thru a diversion dam he & Mr Schraft
built. Edwin Rice bought the property
and has irrigated & used the water continually
since that time.

Patricia Graybeal
H/O 87 Box 480
Heathsville Ida 83647



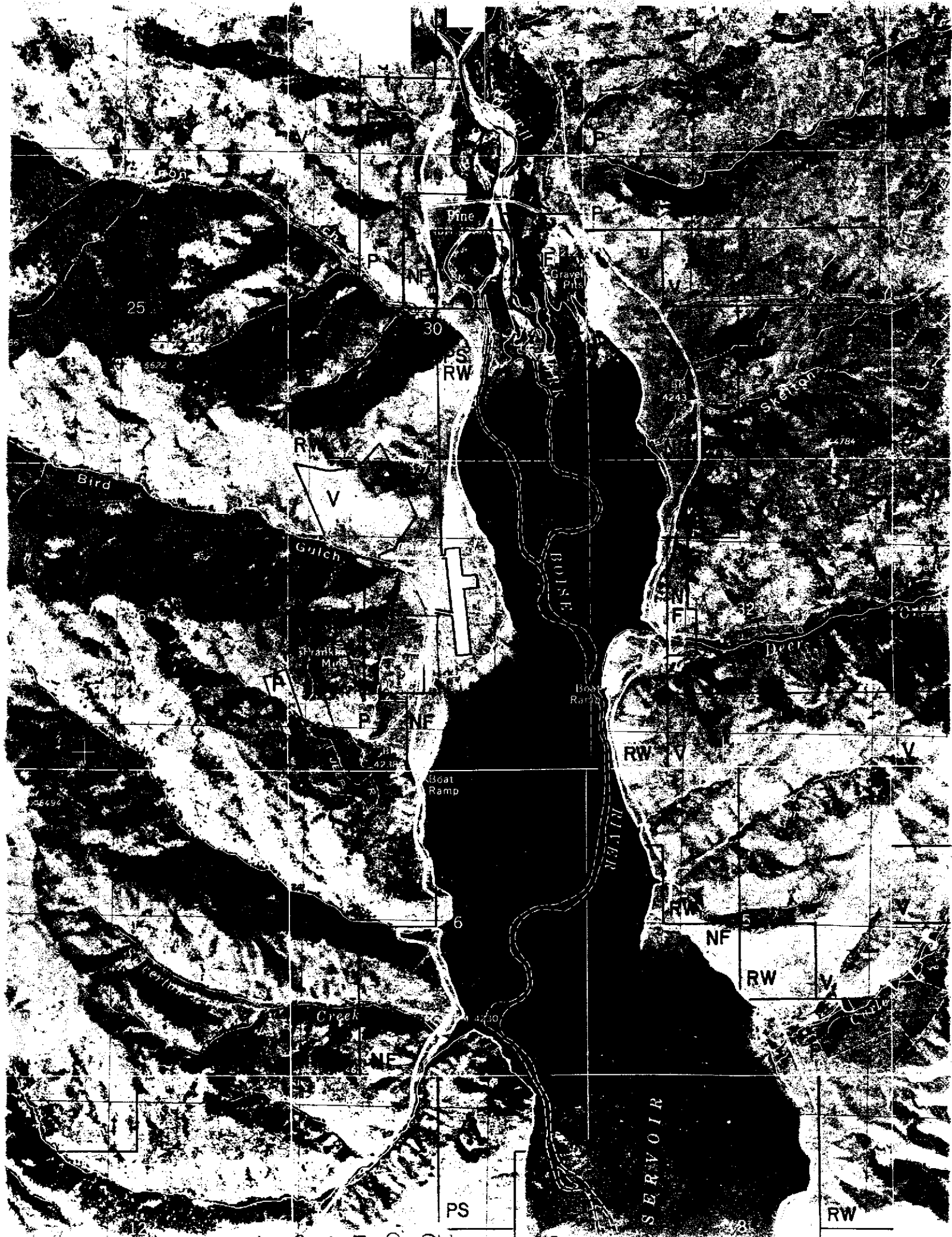
Rice

Badger

T2N, R10E, S.31

AG 3-4286

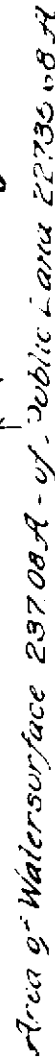
5082



TAN, RICE, S. 31

Rice

AG3-4286



THE MORRIS PETER COLLECTION WASHINGTON D C

MANNING EQUATION CHANNEL CAPACITY RESULTS

08-19-1994

File Number: A63-04286
Claimant: G RICE
Channel measured: DITCH FROM CREEK
Date of measurement: 8/18/94
Measurement location:

Calculation prepared by: LINDA WERNER
Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 187 feet.
The upstream and downstream rod readings are 4.09 and 6.02 feet.
The channel cross section is 2.37 ft-sq.
The wetted perimeter is 6.14 feet.
The hydraulic radius is 0.39 feet.
The slope is 0.0103
The roughness coefficient is 0.0740
The flow velocity is 1.085 ft/sec.
The rate of flow is 2.57 cfs.

CROSS SECTION NUMBER 1

For File Number A63-04286 for the DITCH FROM CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.26	0.26	0.60
3	0.48	0.48	1.00
4	0.65	0.65	2.00
5	0.65	0.65	3.50
6	0.45	0.45	3.80
7	0.00	0.00	5.50

The area for this cross section is 2.31 square feet
and the wetted perimeter is 5.74 feet.

CROSS SECTION NUMBER 2

For File Number A63-04286 for the DITCH FROM CREEK

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.27	0.27	1.00
3	0.48	0.48	2.00
4	0.54	0.54	3.00
5	0.60	0.60	4.00
6	0.30	0.30	5.60
7	0.00	0.00	6.40

The area for this cross section is 2.43 square feet
and the wetted perimeter is 6.54 feet.

MANNING EQUATION - DATA COLLECTION

Claim Number(s): AG3-4286 & 63-4139

Name of Claimant(s): M Rice

Name of Ditch, Canal, or Stream: Ditch from creek (Bird Gulch)

Date of Measurement: 8-18 Data Collected By: _____

Measurement Location: _____ 1/4 _____ 1/4 Section _____ T _____ R _____

Cross Section Data

Basis: high water mark() maximum capacity()

Note: minimum of five depth or rod readings; first and last must be equal or zero

depth on rod reading	distance from initial point	depth or rod reading	distance from initial point
1. <u>LED 0</u>	<u>0</u>	<u>RED 0</u>	<u>5.5</u>
2. <u>.26</u>	<u>.6</u>	<u>.27 1.0</u>	
3. <u>.48</u>	<u>1.0</u>	<u>.48 2.0</u>	
4. <u>.65</u>	<u>2.0</u>	<u>.60 4.0</u>	
5. <u>.65</u>	<u>3.5</u>	<u>.30 5.6</u>	
6. <u>.45</u>	<u>3.8</u>	<u>LED 0 1.6.4</u>	
		12. _____	

Slope Data

Basis: high water mark() channel bottom() land surface()

Level Readings: upstream downstream

upper stadia 4.58 6.46

center 4.09 6.02

lower stadia 3.59 5.58

stadia difference (99' + 88') x 100 = 187

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes()

$$\begin{array}{r} 6.02 \\ 4.09 \\ \hline 1.93 \end{array} + \begin{array}{r} 99 \\ 88 \\ \hline 187 \end{array}$$

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS							
earth	.020		(1)	negligible	.000		(1)				
rock	.025		(2)	minor	.010		(2)				
fine gravel	.024	/	(3)		.015	/	(3)				
coarse gravel	.028		(4)	appreciable	.020		(4)				
					.030		(5)				
				severe	.040		(6)				
					.050		(7)				
					.060		(8)				
SURFACE IRREGULARITY				VEGETATION							
smooth	.000		(1)	low	.005		(1)				
minor	.005		(2)		.010		(2)				
moderate	.010	/	(3)	medium	.015		(3)				
severe	.020		(4)		.020	/	(4)				
					.025		(5)				
				high	.030		(6)				
					.040		(7)				
					.050		(8)				
				very high	.060		(9)				
					.075		(10)				
					.100		(11)				
				VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
				gradual	.000		(1)	minor	1.00	/	(1)
				occasional	.005	/	(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)				
	.015		(4)								

AG 3-04286



8-18-94 LRU

Dirt diversion on Bird creek. Creek on left, ditch on right.

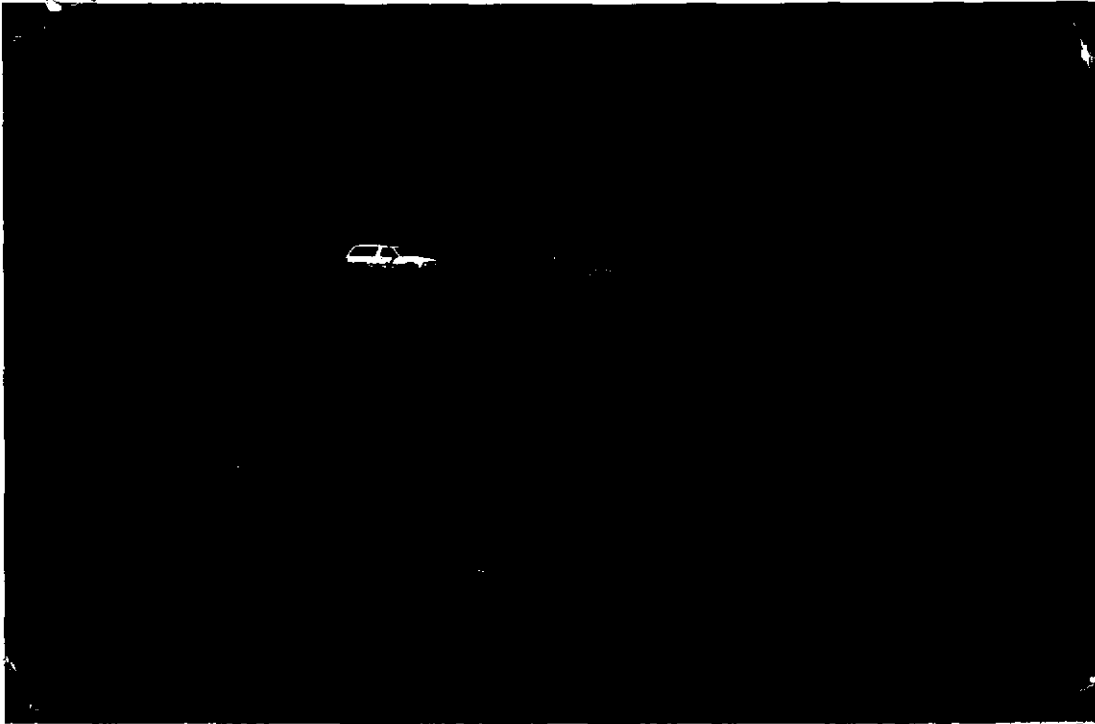


8-18-94 LRU

Place of Use - Northern edge of field. Looking towards diversion.

AG3-04286

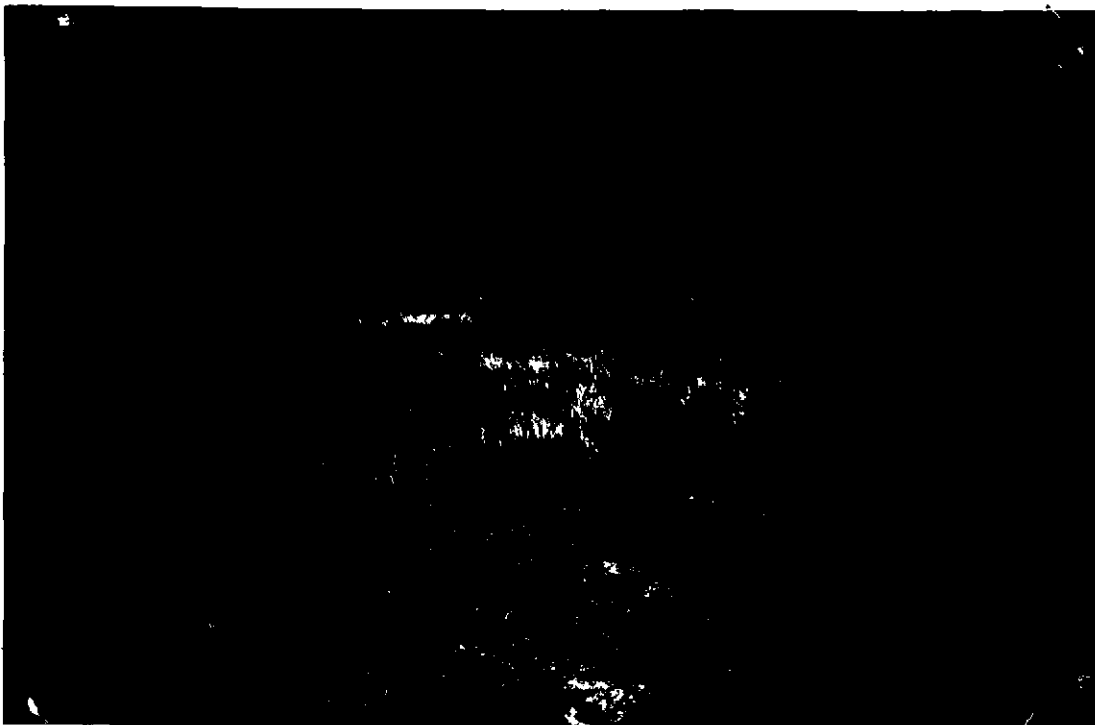
3/
1



8-18-94 LRW

Place of use - Section 31, NESW. This picture shows a little more area than picture no. 2

4/
1



8-18-94 LRW

Place of Use - same Section as picture 3.
Southerly

AG3-04286

15



8-18-94 LRW.

A birds-eye view of the place of use.

Rice - Bird creek

1. Changed priority date. 1949 → 1905.
Will need evidence of priority.
Affidavit discussed

2. Two other stat. claims on Bird Creek
63-4139 - Same 1/4 1/4 - still used?

63-5317 - Buchanan / Rice - still used?

3. Spring - Domestic use

4. Two more claims on wells for domestic
1 well or 2. 1 house or 2.

63-4139 - Ray Brun. Owns prop. -
Will call me. → Send him copy to sign & notarize
63-5317 - unnecessary -

* Ranch - Hill City - Higgin Rice Ranch, Inc.
Also - check to see what other rights
are in the area. TIS, RIDE, Dec. 22
37-7697 - ~~Turning~~ Falls? SWSW
They may need to talk to Southern

Use aerial pic. to help determine acreage.
Brun place just S. of Rice place. Both
places were joint owned at one time. Brun &
Rice each own 15 acres. Trees, etc.

• \$2 mi. from beginning of prop. to end



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

RECEIVED
MAR 02 1999

3-1-99
He called. Do NOT change
records. Lives in both places.
February 26, 1999

WATER RESOURCES
GOVERNOR

KARL J. DREHER
DIRECTOR

LENA RICE AND GWINN RICE
1711 WOODBRIDGE LN
BOISE ID 83706-3172

Re: Snake River Basin Adjudication (SRBA)
Adjudication Claims #A63-04286, 63-15180, 63-19269 & 63-19270
Change of Address

Dear Claimants:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by March 12, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right(s) referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Claimant Signature

Telephone No.

return
to sender

fee due 50¢

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

PB METER
7078757 U.S. POSTAGE

IMPORTANT WATER RIGHT INFORMATION

63-19269 → 63-19209
LENA RICE
GWINN RICE
PO BOX 131
HILL CITY ID 83337

Rice 131 + 63-15180, ~~63-19269~~

63-19270,
A63-04286

RICE131 633372004 1898 08 11/07/98
FORM 3547
RICE WOODBRIDGE LN
BOISE ID 83706-3172

83337X0131



U.S. POSTAL SERVICE
PS FORM 3547



return
to sender

fee due 50¢

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

PB METER
7078757 U.S. POSTAGE

IMPORTANT WATER RIGHT INFORMATION

63-15180
LENA RICE
GWINN RICE
PO BOX 131
HILL CITY ID 83337

Rice 131 + 63-19269
63-19270

A63-04286
~~63-19269~~

RICE131 633372004 1898 08 11/07/98
FORM 3547
RICE WOODBRIDGE LN
BOISE ID 83706-3172

83337X0131



U.S. POSTAL SERVICE
PS FORM 3547



RECEIVED
AUG 23 1994
WATER RESOURCES
WESTERN REGION

Gwinn Rice
Aug 22, 1994

Linda Werner
Sr Water Resources Agent

Dear Linda

I was able to get Ray Brunn about 7:30 Sunday and he said he would get things fixed up and notarized and mailed Aug 22, 1994. He couldn't remember when he purchased the property but would try to find out. He said it is a miracle he is alive. He had six months to live and made his funeral arrangements but seems good now. He was glad you helped me get all the things in line. I said be sure to notarize and send the money.

~~On~~ the mine spring be sure to include my irrigating trees & yard
Thank you Sincerely, Gwinn Rice



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 19, 1994

GWINN RICE
BOX 131
HILL CITY ID 83337

Dear Mr. Rice;

Enclosed you will find the information relative to our discussion during my field exam of Thursday, August 18.

I have included claim number A63-04139 which is the claim originally filed by Oscar Schraft. Mr. Brun needs to sign this claim and have it notarized. He should also complete the change of ownership form which I have included. This will allow us to make the name change from Schraft to Brun.

It appears from the information we have in our file that both Mr. Schraft and Mr. Brun received notice of the necessity of filing claims in the adjudication. Since both appear to own property in Elmore county I can't tell whether a late fee is required or not. If Mr. Brun purchased the property after September, 1989, then no late fee will be required. The regular fee will be \$65.00. If a late fee is needed it will be an additional \$50.00. Please be sure to submit this claim, to my attention, as soon as possible.

Also enclosed is a print out of the rights filed by the Gwinn Rice Ranch. These rights are located in our Southern Region. For information relating to the well situation contact Mel Schulte at 736-3033.

The water measurement I did yielded a quantity of 2.57 cfs or 128.5 inches. This is more than enough water to satisfy the requirement for both properties, so another measurement will not be necessary.

I hope the enclosed information is sufficient. Don't hesitate to contact me if you have any other questions or concerns.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

FIELD EXAM
TELEPHONE CONVERSATION MEMORANDUM

NAME OF CONTACT Rice, Lema

PHONE NUMBER 764-2593 ADJ. AGENT Linda

DATE SET FOR EXAM 9:30 - Thurs. 8-18

LOCATION/DIRECTIONS To Pine - Mo towards schoolhouse.
oil ends, first gate into right. Across from
airport Red roof.

Diverting at full rates? _____

Type of measuring devices? _____

Places to make measurements? _____

Type of System? (pipelines, ditches) _____

How many laterals are used? _____

Length and size of mainline? _____

Size of motor used for each P/D? _____

Estimate of depth to water? _____

Pressure at well? _____

Pressure at sprinkler heads? _____

COMMENTS Spring for domestic