

Idaho Department of Water Resources

**T04N, R01W,
S13 & S24**

Claim No: 63-132K

Prepared By: Kimberly Brown

Date: May 20, 2005



Place of Use



Section Lines

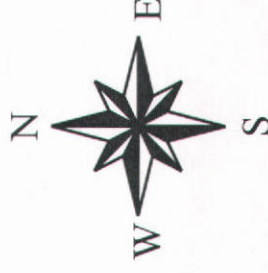


1/4 1/4



Point of Diversion

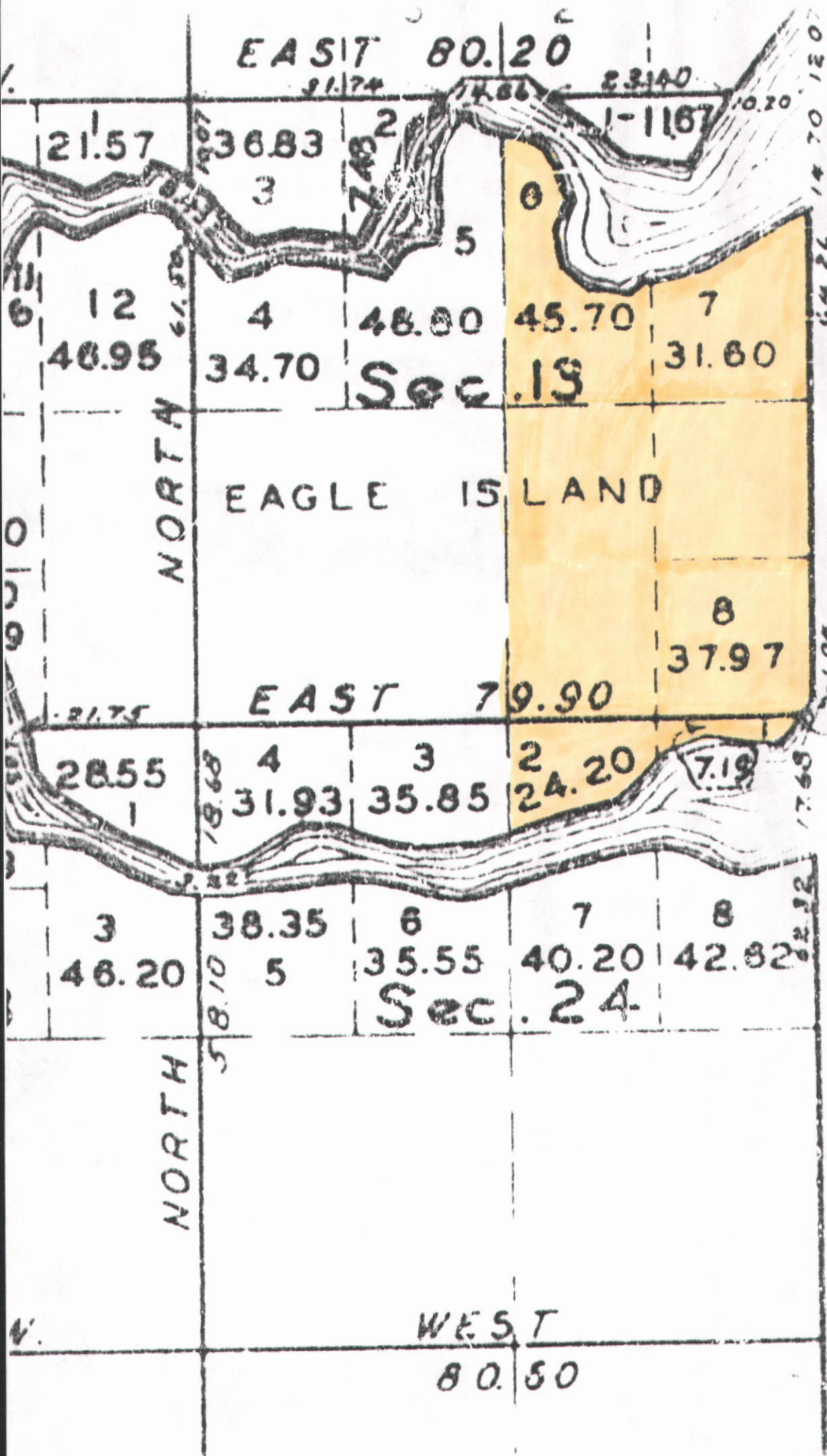
Acres Irrigated = 23.6

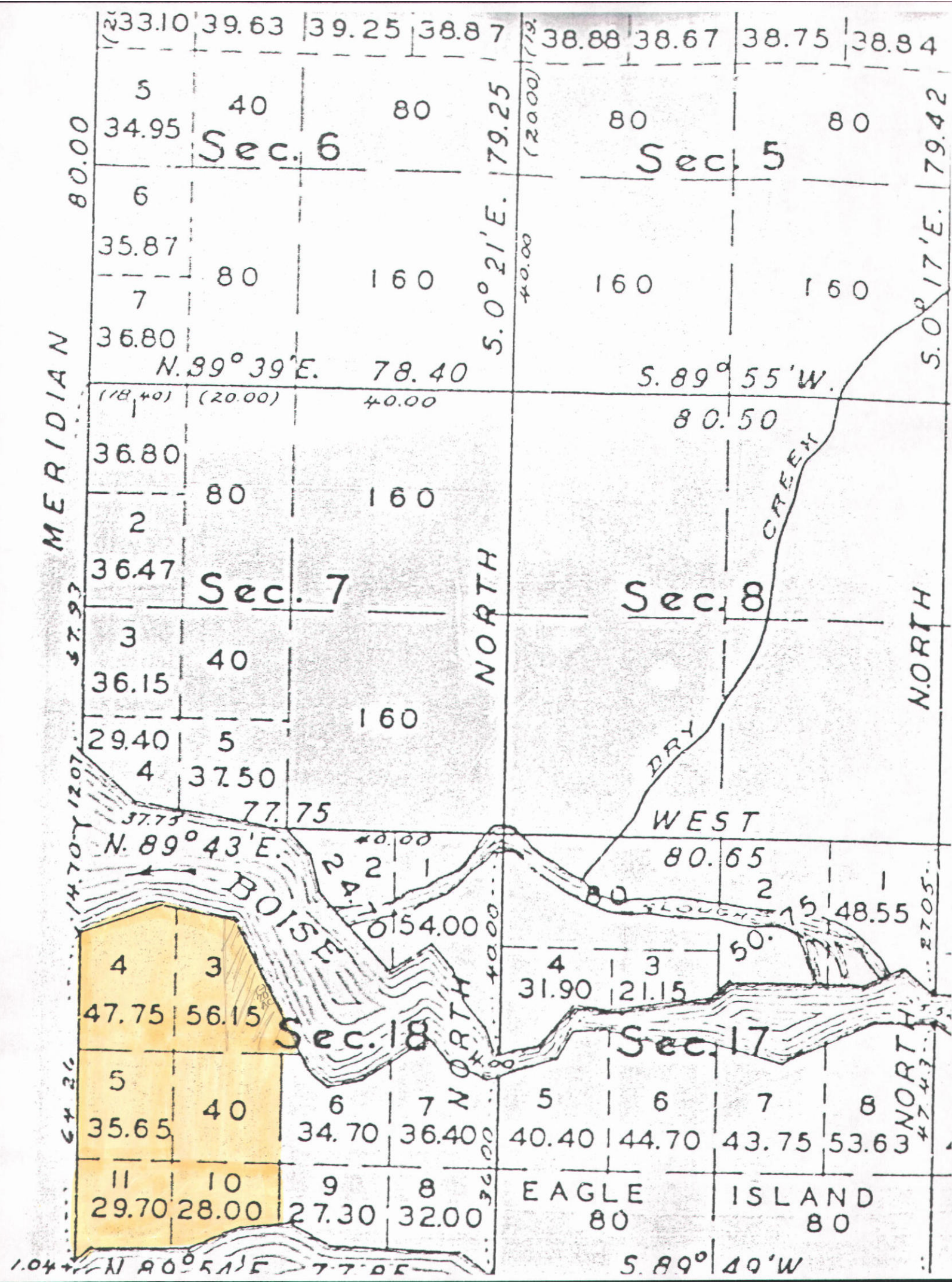


1987 NAPP



0.0002 Miles





Idaho Department of Water Resources

Claim Number: 63-00132K

Legal: T4N, R1W, S13

Reviewed By: *Karan Waters*

● Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines

1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 63-00132K
Legal: T4N, R1W, S13
Reviewed By:

● Point of Diversion



Place of Use

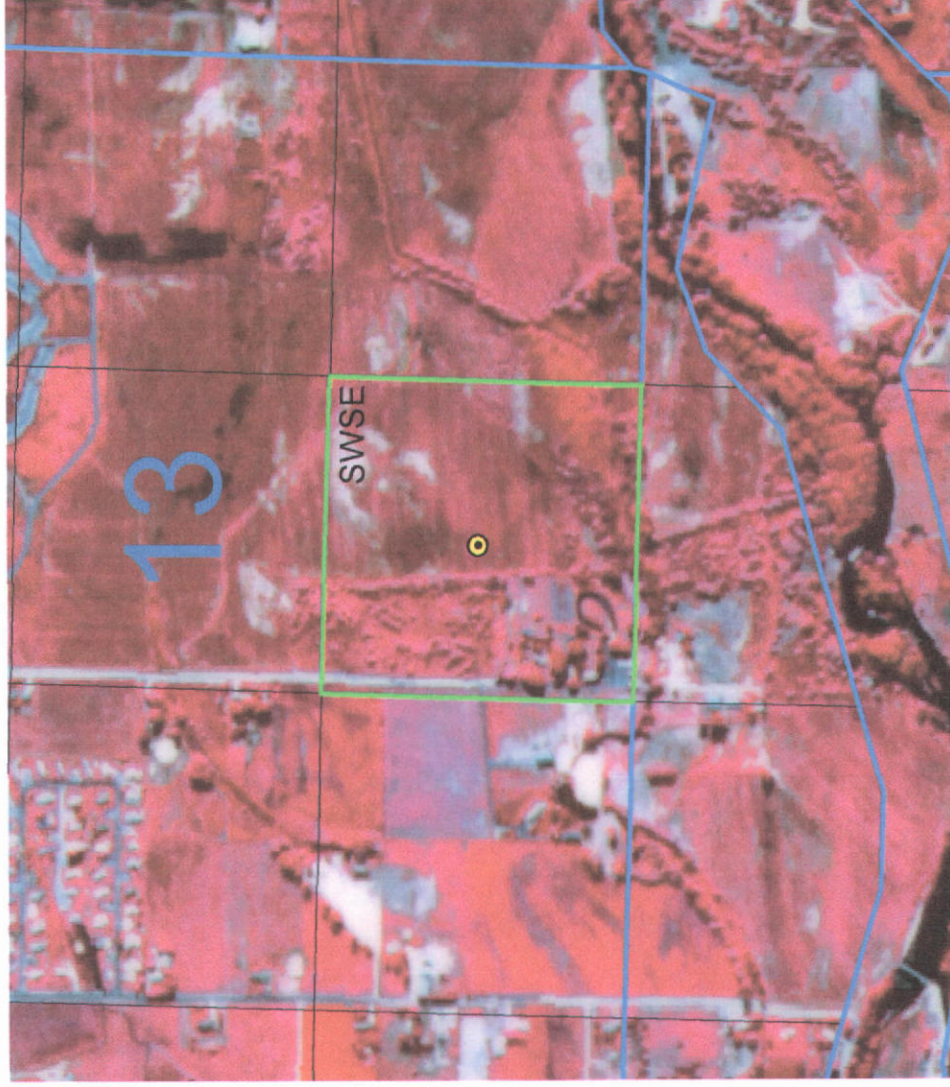


Section Lines

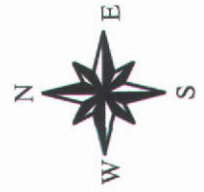


Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles



8

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: A63-00132K
Date Received: 9-28-90
Receipt No: C018457
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: DEPT. OF FISH & GAME
BOX 25
BOISE, ID

83707

2. Date of Priority: JUN 01, 1864

3. Source: BOISE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	16	SE	SW			ADA

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.160		

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

A.F.A.

8. Total consumptive use is 45.1 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	13	SW	SE		IRR	12.9

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	12.9
					Total Acres	12.9

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-0132L, 63-0133K & 63-0133L.

14. Remarks:
NOT TO EXCEED .16 CFS WHEN COMBINED WITH 63-0132L.
TRANS. 179.
DIVERTING WORKS: ROCK WEIR ACROSS RIVER DIVERTS WATER INTO A
WOODEN HEADGATE AND THEN INTO SEVEN SUCKERS DITCH. FLOOD
IRRIGATION FROM DITCH.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FARMERS CO-OP DITCH CO.
Decree Plaintiff

vs

RIVERSIDE IRR. DIST.
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____ Organization
document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
_____ Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 15 1987

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: A63-00132K
Date Received: 2/15/1989
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: DEPT. OF FISH & GAME
BOX 25
BOISE, ID

83707

2. Date of Priority: JUN 01, 1864

3. Source: BOISE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	16	SE	SW			ADA

5. Description of diverting works: Rock weir across river diverts water into a wooden headgate and then into Seven Suckers Ditch. Flood irrigation from ditch.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	3/15	11/15	0.160		

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

A.F.A.

8. Total consumptive use is 45.15 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	13	SW	SE		IRR	12.9
		~~24~~	~~NW~~	~~NE~~	~~2~~	~~IRR~~	

11. Place of use in counties: ADA

A63-00132K

Page 1

Date: 02/15/89

MICROFILMED
AUG 14 1992

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

13. Other Water Rights Used:
63-0132L, 63-0133K & 63-0133L.

14. Remarks:
NOT TO EXCEED .16 CFS WHEN COMBINED WITH 63-0132L.
TRANS. 179.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

FARMERS CO-OP DITCH CO.
Decree Plaintiff

vs

RIVERSIDE IRR. DIST.
Decree Defendant

MICROFILMED

AUG 14 1992

MICROFILMED

AUG 14 1992

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

For Organizations:

I do solemnly swear or affirm that I am Director of
Title
IDAHO DEPT. OF FISH & GAME, that I have signed the foregoing
Organization
document in the space below as Director of
Title
IDAHO DEPT. OF FISH & GAME and that the statements contained in the
Organization
foregoing document are true and correct.

Director, IDAHO DEPT. OF FISH & GAME
Signature of Authorized Agent
Title and Organization
6-21-90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of June 19 90

Larry L. Vinkola
Notary Public

Seal

Residing at Emmett Idaho
My Commission Expires 8-15-93
3 Date: 02/15/89

A63-00132K

Page

MICROFILMED

AUG 14 1992

05/20/2005

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

RIGHT NUMBER: 63-132K

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.168 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1864

POINT OF DIVERSION:
T04N R01W S24 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.168 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S13 SWSE 12.9

T04N R01W S24 Lot 2 NWNE 10.7

23.6 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Property is also known as the Eagle Fish Hatchery.

This right is also designated as Water Right No. 5 in the Boise River Stewart Decree and Boise River Water Distribution Report.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources

T04N, R01W,
S13 & S24

Claim No: 63-132K
Prepared By: Kimberly Brown
Date: May 20, 2005



Place of Use

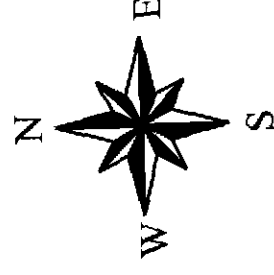


Section Lines

1/4 1/4

○ Point of Diversion

Acres Irrigated = 23.6



0.00002 Miles

1987 NAPP



05/31/2005

RECEIVED

JUL 13 2005

WATER RESOURCES
WESTERN REGION

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: July 15, 2005

Water right number: 63-132K

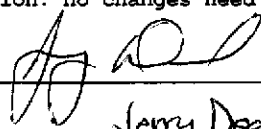
STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707
Telephone Number: (208)334-2920

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: 6/23/05 SIGNATURE: 

Please print your name: Jerry Deal

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

#5 in the Boise River Stewart Decree

Page 1

02/10/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-132K ✓

WATER RIGHT NUMBER: 63-132K ✓

Owner Type Name and Address ✓
Current Owner STATE OF IDAHO ✓
 DEPT OF FISH & GAME
 PO BOX 25
 BOISE, ID 83707
 (208)334-2920
Original Owner POLETTE MACE

$$63-132K + 63-133L = 0.24 \text{ cfs}$$

Original Owner , ZZ
 T C CATLIN

Property Address:
1800 S. Trout Rd.
Eagle

Priority Date: 06/01/1864 ✓

Basis: Decreed ✓

Status: Active

CFS FACTOR - 0.007118644

Source

BOISE RIVER ✓

Tributary

SNAKE RIVER ✓

Beneficial Use

IRRIGATION ✓

change
to 3/1

From To

3/15 to 11/15 ✓

Diversion Rate

0.168 ~~0.160~~ CFS ✓

Annual Volume

Total Diversion:

~~0.160~~ CFS ✓
0.168

Location of Point(s) of Diversion

BOISE RIVER

ADA County ✓

~~SE 1/4 SW 1/4~~ ✓

NE NE

(no Govt. lot)

Sec. 46, Twp 04N, Rge 01E, B.M. ✓

S. 24

(Seven Suckers Ditch)

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 04N	01W	13	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	12.9
		24																	(No Govt. lot)
			10.7																12.9
			L2																
			23.6																

Conditions of Approval:

ADD 345 -

Remarks:

ADD Condition 155 -

ADD - This right is also designated as Right No. 5 in the Boise River Stewart Decree and Boise River Water Distribution Report.

ADD C03 - POB Accomplished Transfer
C05 - POB " "

ADD J01 - Place of use also known as Eagle Fish Hatchery.

Parcel No: a portion of S0413438407.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-132K

1. General NOT TO EXCEED .16 CFS WHEN COMBINED WITH 63-0132L. (-L portion Disallowed)
TRANS. 179.
DIVERTING WORKS: ROCK WEIR ACROSS RIVER DIVERTS WATER INTO A WOODEN
HEADGATE AND THEN INTO SEVEN SUCKERS DITCH. FLOOD IRRIGATION FROM
DITCH.

Comments:Dates and Other Information:

Claim Received Date: 9/28/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
Water District Number: 63
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

Combined Use Limits:Element Reviewed/Verified Dates:

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

Verification Log:

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

#5 in Boise River Stewart Decree

Field Exam Date 5.19.05

(in office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$63.00
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☐ Evidence of Priority - if none, talk with claimant N/A

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) A63-132 K

Owner: State of Id - Fish & Game Phone No. (208) 334-2920

Current Address: P.O. Box 25, Boise 83707

Property Address:
S. Trout Rd.
Eagle

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property?

Accompanied by: N/A

PRIORITY DATE

- ☒ No change - Complete evidence submitted or not necessary
- ☐ Incomplete - Claimant should be asked when water was first used and submit proof of date.
- ☒ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 06/01/1864 (as per decree)

(If priority date, based on your exam, seems questionable, explain below.)

Source: Boise River Tributary to Snake River

- ☒ No Change - SAME SOURCE
- ☐ Source found is different than claimed:

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: Seven Suckers Ditch
NE 1/4 NE 1/4, Sec. 24, T04N, R01W
- ☐ If different, when did POD change?

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
	—		NE	NE	24	4N	1W		Seven Suckers Ditch

Description of diverting works

Rock weir across river diverts water into a wooden headgate and then into Seven Suckers Ditch.

OVERLAP REVIEW

Other water rights with the same point of diversion: N/A

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

☐ No change

☐ Different Uses

Season of use is 3/1 to 11/15.

Use _____ From 3/1 To _____ Amount 0.168 CFS _____ AFA surface water right - no volume

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

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

☒ Changes found, the new total is, Amount 0.168 CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below:

*no project map submitted by F&G - unable to determine specific POU.

ADD: 10.7 acres in NWNE, Sec. 24, T4N, R1W L2 (from #63-132L) over →

a portion of

The person who helped the Fish and Game file their 63-133 claims split it up into portions -K & -L and they did not need to split them up. The -L portion was disallowed and the 10.7 acres in Sec. 24 are added to the -K portion and

recommended as such.

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1W	24		10.7															23.6
				L2															

Overlap with other water rights: 63-132 L / 63-10627, 63-2635, 63-2850

GW sources for Commercial + fish propa

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

63-132 L was disallowed and the 10.7 acres claimed were added to this claim, 63-132 K. (* See POU overlap review sheet in file.)

Delivery System Narrative: Flood irrigation from ditch.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(OVER)

Season of use is 8/1 to 11/15.

this right is designated as Right No. 5 in the Boise River Steward Decree.

ADD 845

ADD Condition 155

ADD C03 - POD Accomplished Transfer

Place of use also known as Eagle Fish Hatchery.

Parcel No: a portion of S0413438407.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 5.20.05 (in office review)

FIELD EXAMINER: Kimberly Brown

**Land Records**
[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)
Property Details for Parcel S0413438407

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

General Information

Property Acres: 33.156
Zone Code: RUT
Primary Code Area: 100 Tax Districts
Group Type: SECT
Subdivision: 4N 1W 13
Section: 4N1W13

Property Description

PAR #8407 @ SW COR SE4
 SEC 13 4N 1W &
 NW COR NE4
 SEC 24 4N 1W
 #438405-B

Property Address

S TROUT RD
 EAGLE, ID 83616


[Click to View Interactive Map](#)
Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	810-GOVERNMENT EXEMPTION	33.156	\$0	MARKET

Total Assessed Value: \$0

Parcel Valuation History

Assessed value for year 2004 \$0

Ada County Links

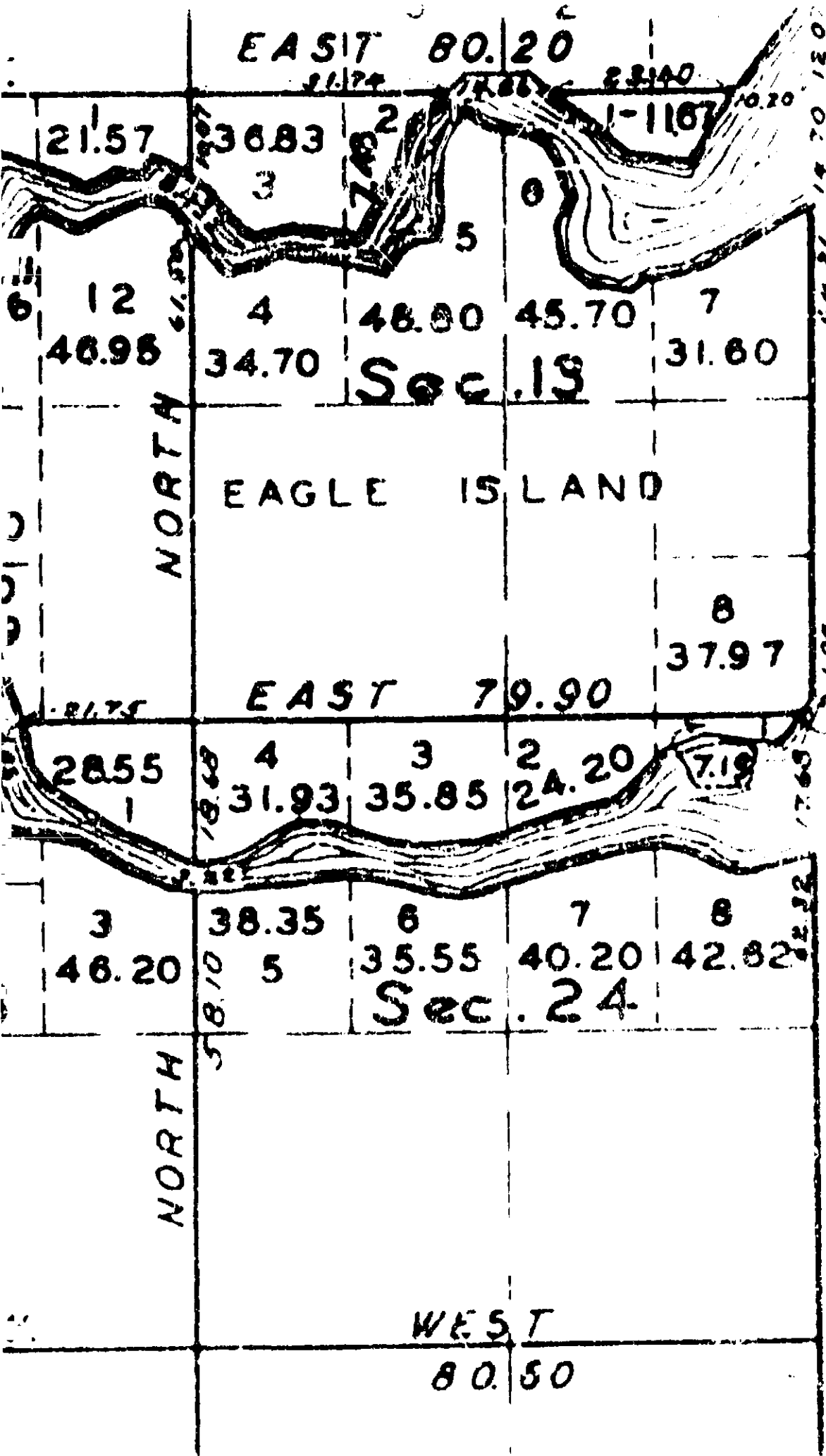
- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

Property Characteristics

Land

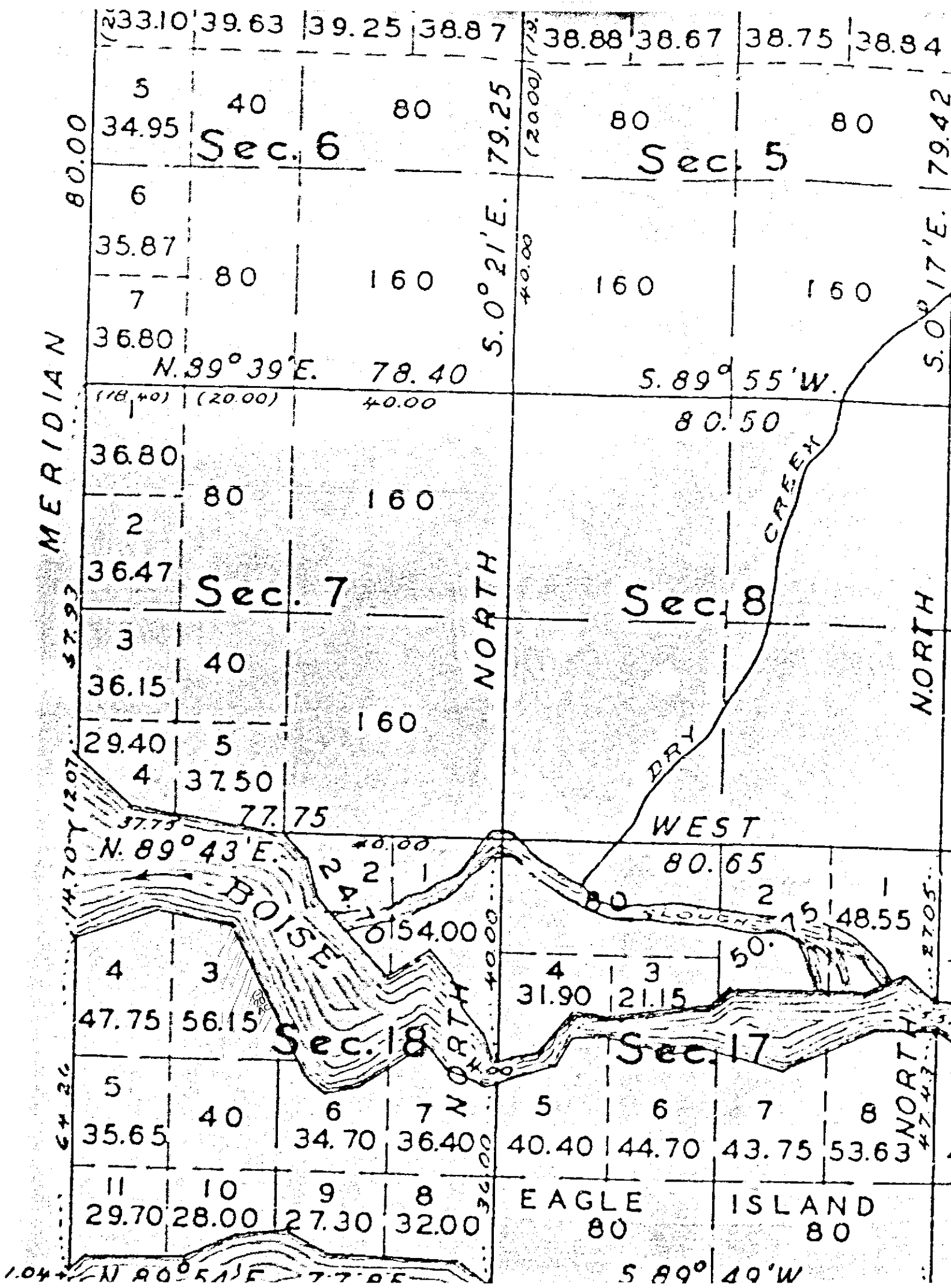
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4N 1W

Transfer No.
179



STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF CHANGE IN POINT OF DIVERSION OF DECREED WATER RIGHT
No. 179

THIS IS TO CERTIFY THAT IDAHO FISH & GAME DEPARTMENT, of Boise, Idaho, is the owner of and using cert in water rights in the Boise River, County of Ada, State of Idaho, described as follows: Right No. 3, for 0.168 cubic foot per second, with priority of June 1, 1886, and Right No. 88, for 0.465 cubic foot per second, with priority of June 1, 1871; said rights being decreed to T. C. and Valeria Catlin, by decree of Judge George H. Stewart, of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, in the case of

PEWEE'S COOPERATIVE DITCH COMPANY, a corporation,

Plaintiff,

vs.

RIVERSIDE IRRIGATION DISTRICT, LTD., a corporation, et al,

Defendants

being appurtenant to the following described lands, to-wit:

Lots 6, 7 & 8, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15;
Lots 1 & 2, Section 24; Township 4 North,
Range 1 West, B.M. and

Lots 3, 4, 5, 10 & 11, NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18,
Township 4 North, Range 1 East, B.M., excepting
20 acres, more or less in Lot 3, last above de-
scribed.

That the said decree bears date of January 28, 1906, and is entered in the records of the Department of Reclamation in Volume 5 of Decrees, at page 410 thereof.

That the said applicant, Idaho State Fish & Game Department, has become the owner of a portion of Lot 2, Section 24, Township 4 North, Range 1 West, B.M., and a portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 13, Township 4 North, Range 1 West, B.M., 'y purchase.

That now, upon the application of Idaho State Fish & Game Department, of Boise, Idaho, for a Certificate of Change in Point of Diversion, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to change the point of diversion of 0.64 of a second foot of the above described water rights is hereby granted.

That said change in point of diversion shall not modify in effect said decrees, water rights, or place of use. Said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.64 of a second foot of the above described water
rights, with priorities as above stated.

That said water rights are appurtenant to the following described lands,
to-wit:

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application on

IDAHO FISH & GAME DEPARTMENT,
Boise, Idaho

ORDER GRANTING CHANGE

No. 179

For a change of Point of Diversion on
Boise River, Water District No. 12-A,
Ada County

WHEREAS, On the 2nd day of February, 1945, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, the application of the Idaho Fish & Game Department, of Boise, Idaho, for a change of point of diversion on Boise River as regularly for hearing, pursuant to published notice, in due and statutory form, and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that it is impractical to irrigate the land from the present point of diversion, and that no other decreed water right or water user will be injured thereby; and,

WHEREAS, The said change in point of diversion has been approved by the Watermaster of the Boise River, and the said ditch from which the water is being transferred is an unincorporated community ditch;

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be and the same is hereby granted, and that Certificate of Change in Point of Diversion be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 31st day of March, A. D. 1945.

MARK R. KULP
State Reclamation Engineer
By

Ray W. Thompson
Supervisor of Water Distribution

2 - Aquatic
Hatchery

WHEREAS the Interdepartmental transfer from the Idaho State Penitentiary to the Idaho Department of Fish and Game under date of June 23, 1943 conveyed to the Game Department 32.1 acres as described in said transfer;

and WHEREAS it was intended that a proportionate share of the water rights appertenant to said Penitentiary should also be transferred to said Game Department;

and WHEREAS said proportionate share of said water rights is 31.56 inches of water out of decreed rights Numbers 5 and 52 as follows:

Right No. 5	8.40 inches
Right No. 52	<u>23.16</u> inches
Total to Game Department	31.56 inches

THEREFORE BE IT RESOLVED by the State Board of Prison Commissioners that said Board hereby authorizes the transfer of water from the State Prison Farm to the State Fish and Game Department as follows:

Right No. 5	8.40 inches
Right No. 52	<u>23.16</u> inches
Total	31.56 inches

The above resolution was adopted by the State Board of Prison Commissioners on December 17, 1944.

Ed. T. Teller
Chairman
Geo. T. Teller
Secretary

III.

That the defendant THE MIDDLETON MILL DITCH COMPANY, a corporation, be and it is hereby awarded the use of the waters of Boise River, diverted from said river at a point near the farm of Davis & Hart, Sec 13, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amounts from the following dates;

- 63 0124 ^{T 300, 301, 347, 349, 350, 391, 393} 1840 inches, from June 1, 1864; and hereby designated as Right No. 3
 63 0125 ^{T 300, 301, 391, 393} 1885 inches, from June 1, 1871; and hereby designated as Right No. 54.
 63 0128 350 inches, from June 1, 1891; and hereby designated as Right No. 120.
^{300, 301, 393}

And adjudged to pay \$222.25 costs, in addition to the costs incurred by it.

IV.

That the defendant THOMAS ANDREWS be and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in SE $\frac{1}{4}$ of Sec. 25 and in SW $\frac{1}{4}$ of Sec. 30, T. 5 N. R. 5 W. B.M., for use upon the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 23, E. $\frac{1}{2}$ of SE $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, E. $\frac{1}{2}$ of NW $\frac{1}{4}$, and lot 2, Sec. 22, all in T. 5 N. R. 5 W. B.M., in the following amounts from the following

- 63 0127 ^{Sec. 22} 135 inches, from June 1, 1864; and hereby designated as Right No. 4.
 63 0128 300 inches, from June 1, 1865; and hereby designated as Right No. 29.
 63 0129 35 inches, from June 1, 1870; and hereby designated as Right No. 51.
 63 0130 45 inches, from June 1, 1889; and hereby designated as Right No. 104.
 63 0131 175 inches, from June 1, 1891; and hereby designated as Right No. 121.
^{Sec. 22}

And adjudged to pay \$52.50 costs, in addition to the costs incurred by him.

V.

That the defendants T. C. CATLIN and POLETTE MACE be and they are hereby awarded the use of the waters of Boise River, diverted from a point on the south bank of said river, on Lot 3, Sec. 17, T. 4 N. R. 1 E. B.M., for use on their lands on Eagle Island, Ada County, Idaho, in the following amounts from the following dates;

- 63 0132 ^{T 143, 179} 143 inches, from June 1, 1864; and hereby designated as Right No. 5.
 63 0133 343 inches, from June 1, 1871; and hereby designated as Right No. 53.
¹⁴³

And adjudged to pay \$37.52 costs, in addition to the costs incurred by them.

VI.

That the defendant T. C. CATLIN be and he is hereby awarded the use of the waters of Boise River, diverted near the center of the NE $\frac{1}{4}$ of Sec. 13, T. 4 N. R. 1 E. B.M., through what is known as the Davis & Hart ditch, for use upon lands lying under said ditch on Eagle Island, Ada County, Idaho, in the following amount from the following date;

- 63 0134 165 inches, from June 1, 1864.

And adjudged to pay \$11.55 costs, in addition to the costs incurred by him.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-132K

WATER RIGHT NUMBER: 63-132K

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE, ID 83707 (208)334-2920
Original Owner	T C CATLIN
	, ZZ
Original Owner	POLETTE MACE
	, ZZ

Priority Date: 06/01/1864

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.160 CFS	
	<u>Total Diversion:</u>	0.160 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SE1/4SW1/4	Sec. 16, Twp 04N, Rge 01E, B.M.
ADA 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	
04N	01W	13															X		
04N	01W	24		X															
				L 2															

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-132K

1. General NOT TO EXCEED .16 CFS WHEN COMBINED WITH 63-0132L.
TRANS. 179.

Comments:Dates and Other Information:

Licensed Date:
Decreed Date: 1/18/1906
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 63
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Riverside Irrigation District, Ltd, et al
Decree Plaintiff: Farmers Cooperative Ditch Co
Civil Case Number:
Judicial District: Seventh District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits: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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Receipt Details for ID C018457

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/28/1990 8:14:59 AM	9/28/1990	State	\$16,936.09	Warrant
Payer		IDAHO, STATE OF		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
35599			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE/FISH & GAME

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$16,936.09	ADJUDICATION FEE/FISH & GAME	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3125		\$51.00	Claim
35	2048		\$255.00	Claim
31	2448		\$1,340.00	Claim
71	10189		\$25.00	Claim
36	2159		\$250.00	Claim
36	2158		\$260.00	Claim
36	2056		\$80.00	Claim
36	2055		\$690.00	Claim
35	3021		\$60.00	Claim

31	2316		\$1,446.00	Claim
21	2159		\$52.08	Claim
35	53		\$100.00	Claim
21	2153		\$50.89	Claim
35	2054	A	\$72.00	Claim
35	2890		\$300.00	Claim
35	2050		\$1,000.00	Claim
65	12828		\$58.63	Claim
21	4006		\$83.21	Claim
34	861	B	\$92.00	Claim
36	49	A	\$126.66	Claim
85	4232		\$61.07	Claim
85	11789		\$58.00	Claim
36	28		\$68.00	Claim
37	426	B	\$78.00	Claim
71	7078		\$170.00	Claim
34	10919		\$315.00	Claim
71	10170		\$25.00	Claim
72	10491		\$58.00	Claim
72	10492		\$58.00	Claim
72	10493		\$58.00	Claim
72	10494		\$58.00	Claim
72	10495		\$58.00	Claim
72	10496		\$58.00	Claim
75	10937		\$58.00	Claim
3	2059		\$220.00	Claim
21	14		\$60.00	Claim
21	15		\$52.00	Claim
21	2040		\$53.00	Claim
21	2099		\$150.00	Claim
21	2100		\$110.00	Claim
34	861	A	\$120.00	Claim
35	2916		\$191.00	Claim
35	8631		\$52.77	Claim
36	2706		\$504.00	Claim
36	2711		\$64.00	Claim
36	4020		\$583.00	Claim
36	4065		\$155.00	Claim

36	7234		\$172.00	Claim
36	7249		\$290.00	Claim
37	2489		\$200.00	Claim
37	2695		\$290.00	Claim
37	7038		\$70.00	Claim
37	8271		\$80.00	Claim
63	132	K	\$63.00	Claim
63	133	K	\$63.00	Claim
63	2191		\$85.00	Claim
63	7879		\$300.00	Claim
63	9194		\$100.00	Claim
63	10220		\$56.38	Claim
71	2088		\$300.00	Claim
71	7079		\$400.00	Claim
72	7185		\$200.00	Claim
74	7010		\$290.00	Claim
75	2142		\$150.00	Claim
75	2154		\$25.00	Claim
77	2083		\$55.00	Claim
77	2121		\$440.00	Claim
77	2124		\$65.00	Claim
77	2135		\$2,550.00	Claim
77	2138		\$250.00	Claim
77	7078		\$250.00	Claim
82	7048		\$90.00	Claim
82	7156		\$100.00	Claim
85	2123		\$52.40	Claim
63	132	L	\$61.00	Claim

[Print Report](#)

overlap review -

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-132K**

02/10/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~132K~~	Claim	04N	01W	13	SW	SE		IRRIGATION	12.9/12.9	~~STATE OF IDAHO~~
133K	Claim	04N	01W	13	SW	SE	DISALLOWED	IRRIGATION	12.9/12.9	STATE OF IDAHO
133L	Claim	04N	01W	13	SW	SE		IRRIGATION	12.9/23.6	STATE OF IDAHO
134	Claim	04N	01W	13	SW	SE		IRRIGATION	38/843	HART-DAVIS DITCH CO INC
1822	Claim	04N	01W	13	SW	SE		IRRIGATION	7.3/49	STATE OF IDAHO
~~132K~~	Water Right	04N	01W	13	SW	SE		IRRIGATION		~~STATE OF IDAHO~~
132L	Water Right	04N	01W	13	SW	SE	DISALLOWED	IRRIGATION		STATE OF IDAHO
133K	Water Right	04N	01W	13	SW	SE		IRRIGATION		STATE OF IDAHO
133L	Water Right	04N	01W	13	SW	SE		IRRIGATION		STATE OF IDAHO
1822	Claim	04N	01W	13	SW	SE		STOCKWATER		STATE OF IDAHO
10627	Claim	04N	01W	13	SW	SE		COMMERCIAL		US DEPT OF DEFENSE
10627	Water Right	04N	01W	13	SW	SE		COMMERCIAL		US DEPT OF DEFENSE
2635	Claim	04N	01W	13	SW	SE		FISH PROPAGATION ✓		STATE OF IDAHO
2850	Claim	04N	01W	13	SW	SE		FISH PROPAGATION ✓		STATE OF IDAHO

$$63-132K + 63-133L = 0.24cfs$$

63-2635 > 63-2850 GW sources for fish propagation at Eagle Fish Hatchery

no overlap -

LDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: A63-00132K Date: 4-17-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	1W	13															12.9		12.9
GIS																				40
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 12.9

Total GIS Acres: 40

Overlapping POU Claim #'s:

63-00133K, 63-00133L, 63-00132L

COMMENTS:

no map

Idaho Department of Water Resources

Claim Number: 63-00132K

Legal: T4N, R1W, S13

Reviewed By: *Karen Waters*

⊙ Point of Diversion

Place of Use

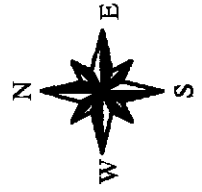
Section Lines

Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles



Idaho Department of Water Resources

Claim Number: 63-00132K

Legal: T4N, R1W, S13

Reviewed By:

⊙ Point of Diversion



Place of Use



Section Lines

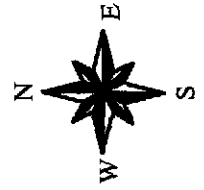


Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles



STEWART AND BRYAN DECREES GROUPED UNDER CANAL HEADINGS

CHART NO. 3

NAME OF CANAL	CHANGE IN P. OF D.	TRANSFER	PRIORITY		AMOUNT DECREED				TOTAL SEC. FT.
			NO.	DATE	INTERVENORS				
					STEWART DECREE	STEWART DECREE	BRYAN DECREE	INCHES	
SETTLERS			92	10-17-1884	99.06			4953	
			122	6-1-1891	73.44			3672	
		347	3	6-1-1864	.14			7	
		349	3	6-1-1864	.14			7	
		350	3	6-1-1864	.14			7	
		357	65	6-1-1877	.20			10	
		412	81	6-1-1882	.40			20	
	76		85-B	4-1-1883		1.00		50	
	83		85-A	6-1-1882		.72		36	
		430	65	6-1-1877	.25			12.5	
		595	1	6-1-1864	.20			10	
		654	30	5-1-1866	.50			25	
					1.00			50	
					.50			25	
		694	30	5-1-1866	.16			8	
					.12			6	
					.14			7	
					.26			13	
		702	30	5-1-1866	.60			30	
		712	30	5-1-1866	.20			10	
					.20			10	
					.50			25	
		720	30	5-1-1866	1.34			67	
		736	37	6-1-1868	1.00			50	
		737	30	5-1-1866	1.10			55	
		739	30	5-1-1866	.15			7.5	
		753	30	5-1-1866	.46			23	
		829	30	5-1-1866	.48			24	
		871	36	6-1-1868	.288			14.4	
		872	36	6-1-1868	.22			11	
		873	30	5-1-1866	.20			10	
		890	30	5-1-1866	.10			5	
		906	30	5-1-1866	.10			5	
		917	30	5-1-1866	.20			10	
		918	30	5-1-1866	.025			1.25	
		940	30	5-1-1866	.05			2.5	
		977	30	5-1-1866	.20			10	
		979	30	5-1-1866	.10			5	
		980	30	5-1-1866	.12			6	
		989	30	5-1-1866	.20			10	
		990	30	5-1-1866	.03			4	
		991	30	5-1-1866	.16			8	
		1711	67	5-1-1878	.40			20	
SEVEN SUCKERS	38)		57	6-1-1872	.54			27	
	39)		58	6-1-1872	.50			25	
	179		51	6-1-1864	.168			8.4	
			52)	6-1-1871	.072			3.6	1.28

*SUBTRACT