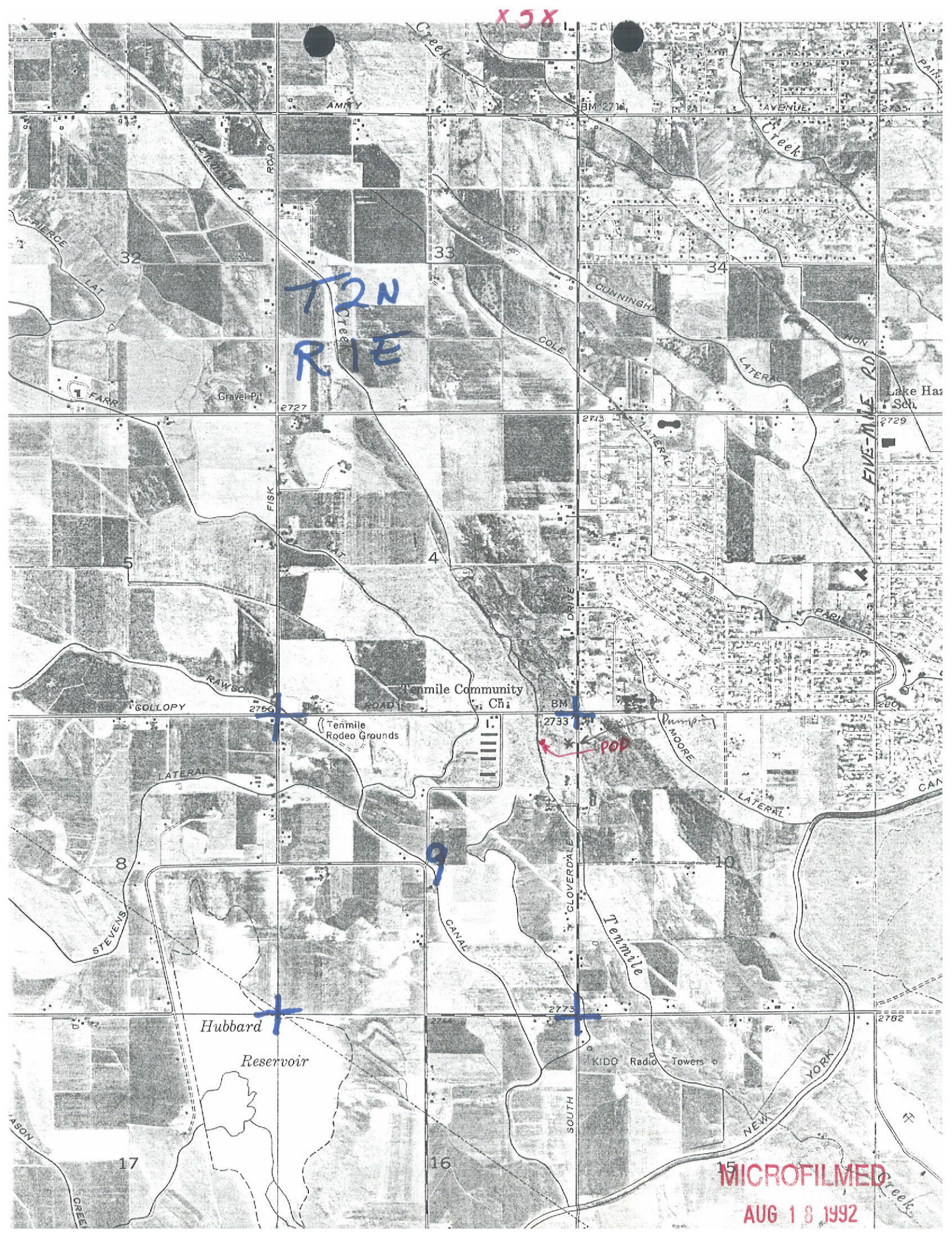




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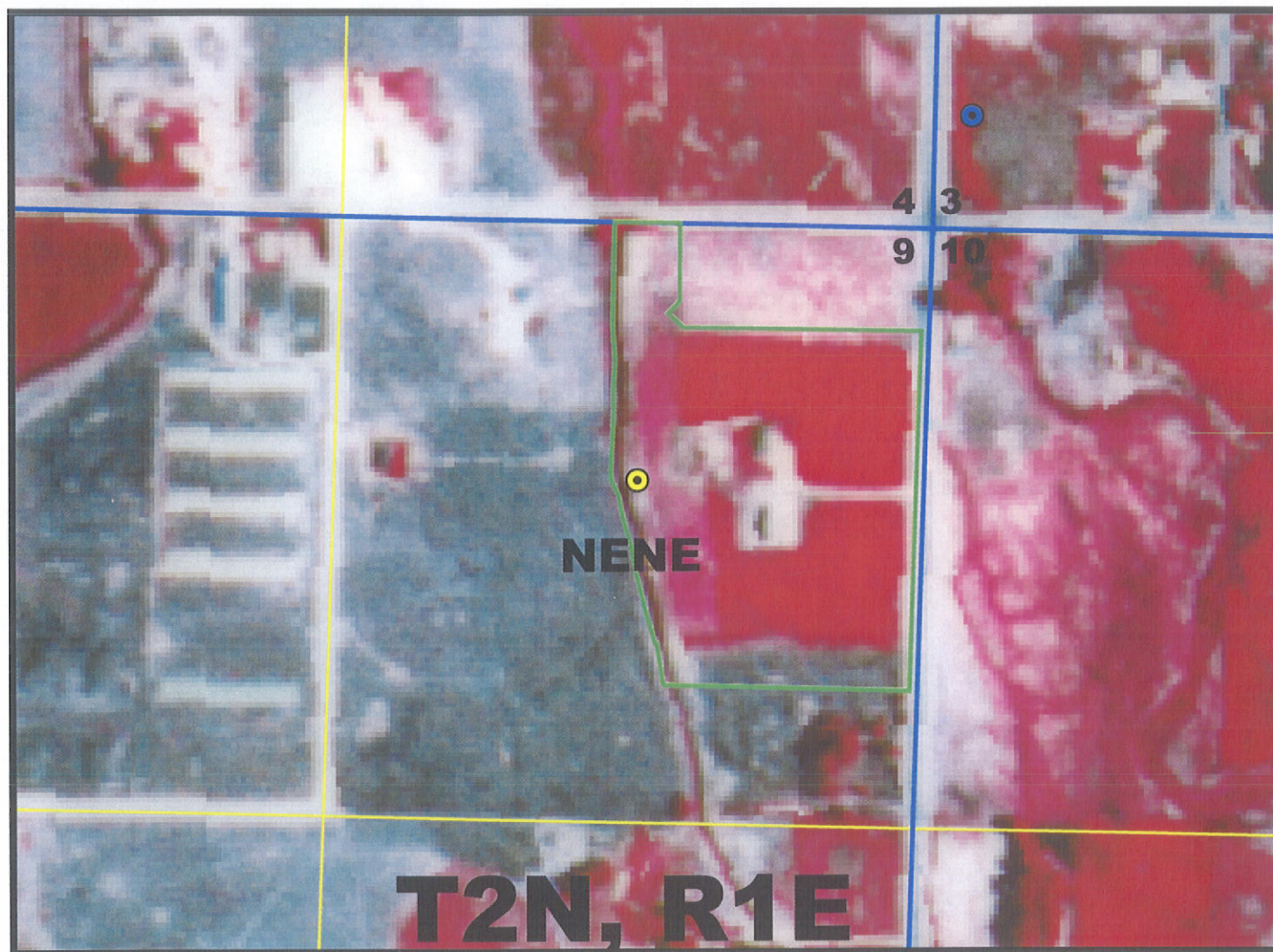
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STATE OF IDAHO

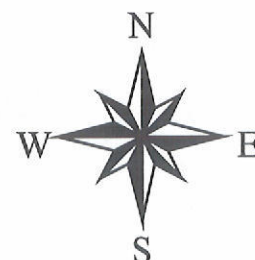
Department of Water Resources
Western Region

Water Right(s): 63-02131

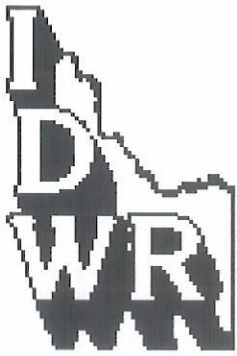


Total Irrigated Acres: 13.0

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



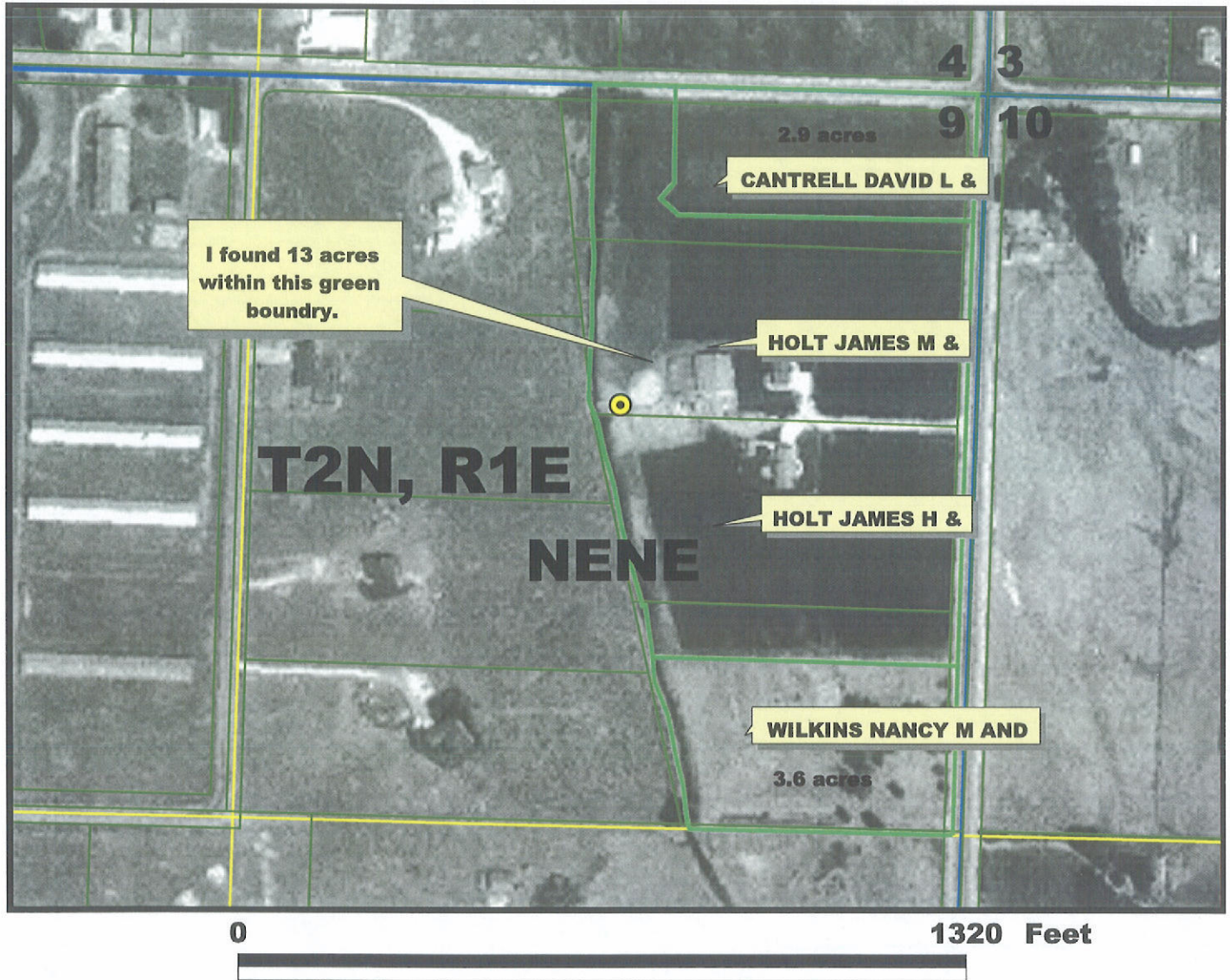
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: September 2004



63-02131

POU and POD Map

1992 Photography



● Point of Diversion

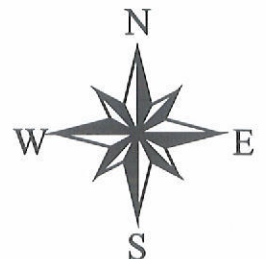
□ Claimed Place of Use

□ Ada County Tax Lot Data

□ Quarter Quarter Lines

□ Section Lines

Total Claimed Acres: 20.0



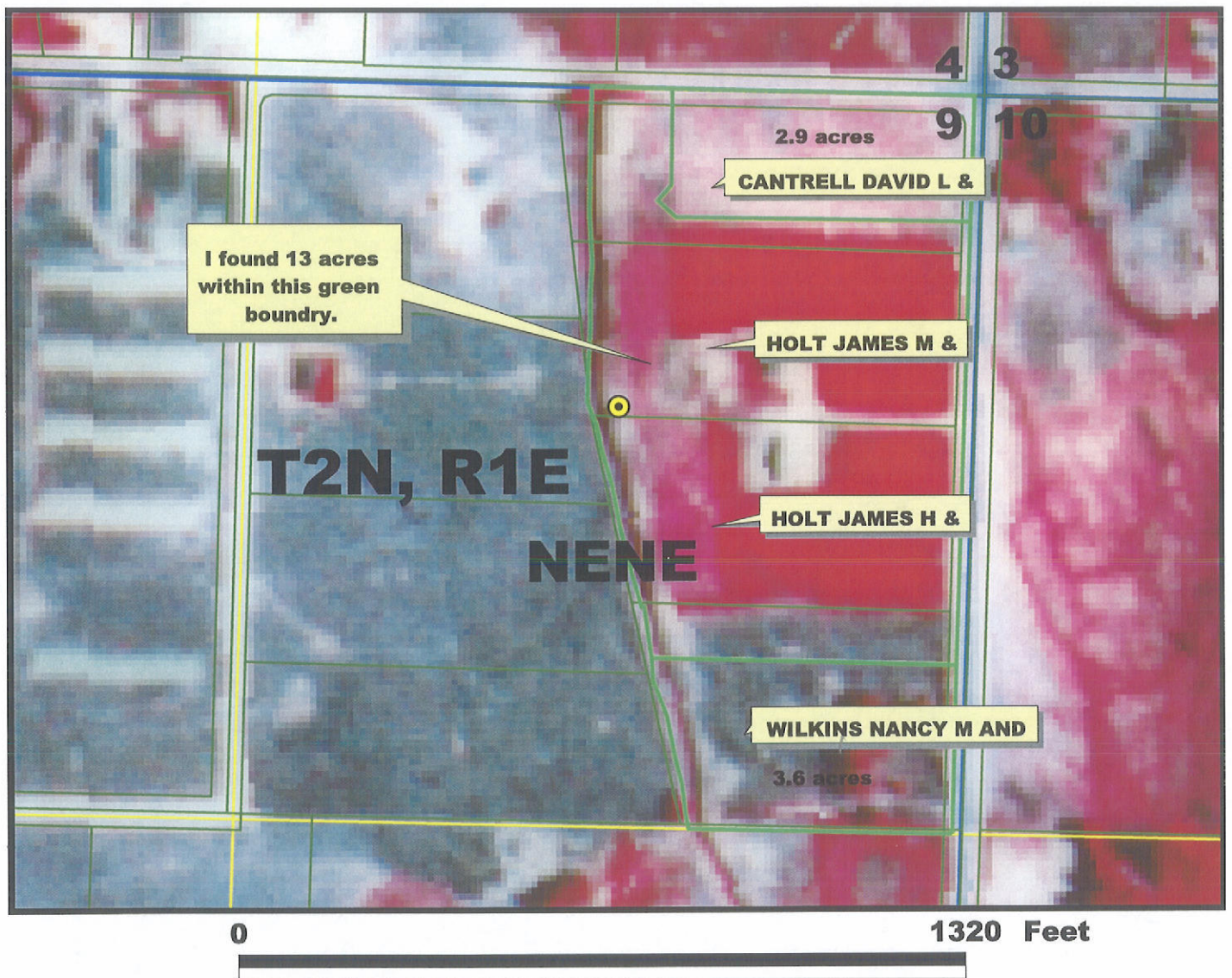
Prepared by: C. Saxton
Date: August 2004



63-02131

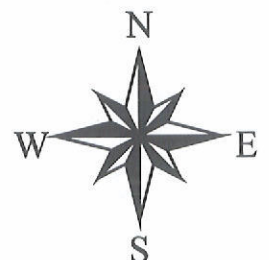
POU and POD Map

1987 Photography



- Point of Diversion
- Claimed Place of Use
- Ada County Tax Lot Data
- Quarter Quarter Lines
- Section Lines

Total Claimed Acres: 20.0



Prepared by: C. Saxton
Date: August 2004



63-02131

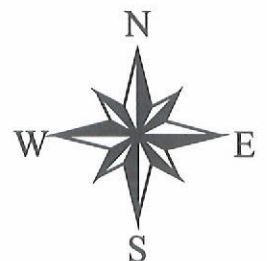
POU and POD Map

2000 Photography



- Point of Diversion
- Claimed Place of Use
- Ada County Tax Lot Data
- Quarter Quarter Lines
- Section Lines

Total Claimed Acres: 20.0



Prepared by: C. Saxton
Date: August 2004

Idaho Department of Water Resources

Claim Number: 63-02131

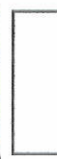
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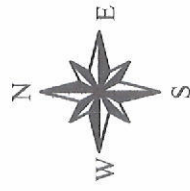
Reviewed By: 

 Point of Diversion

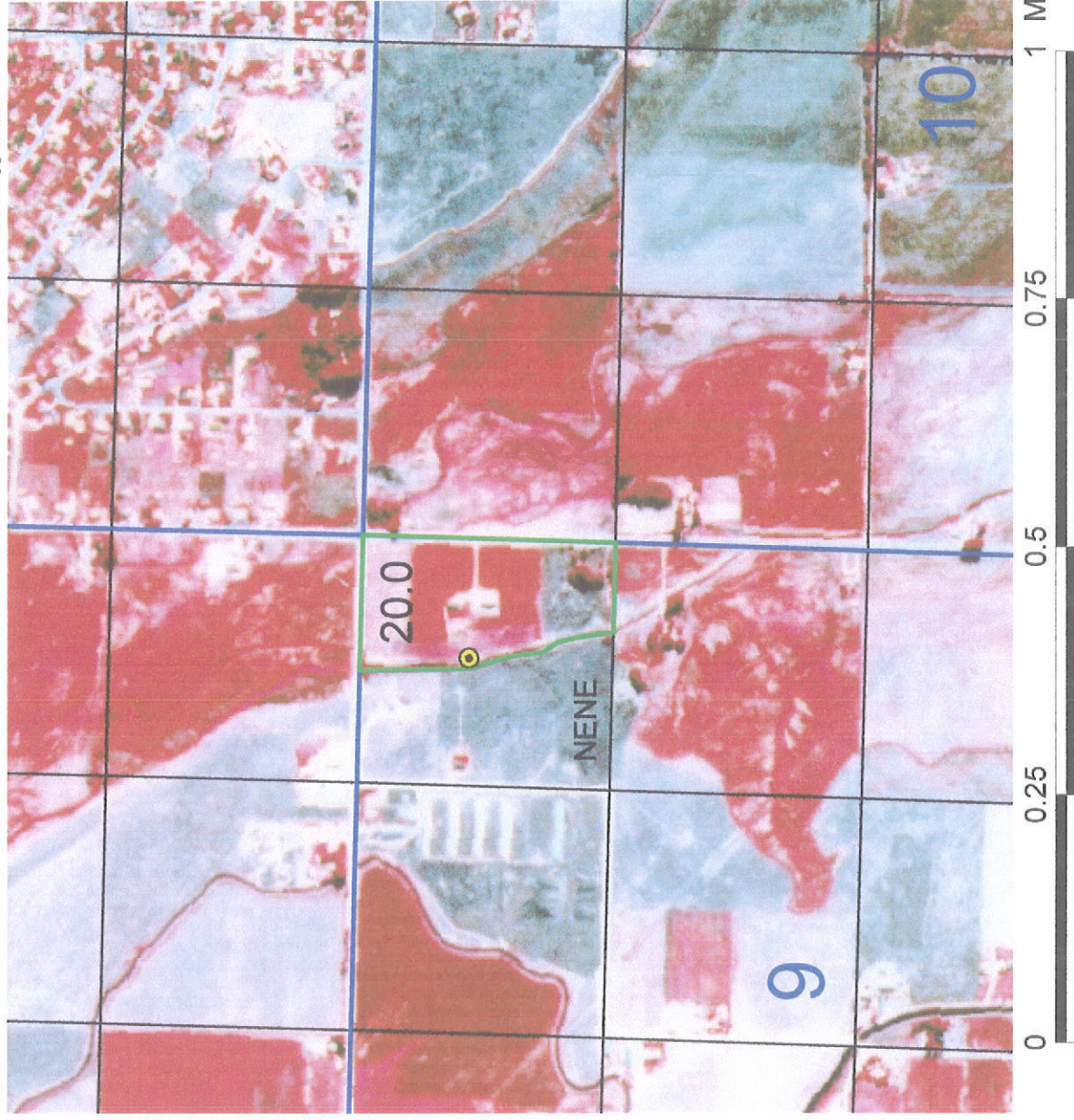
 Place of Use

 Section Lines

 Quarter Quarter Lines



1987 Napp Photo



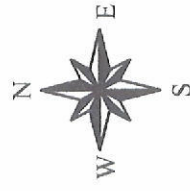
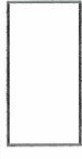
Idaho Department of Water Resources

Claim Number: 63-02131

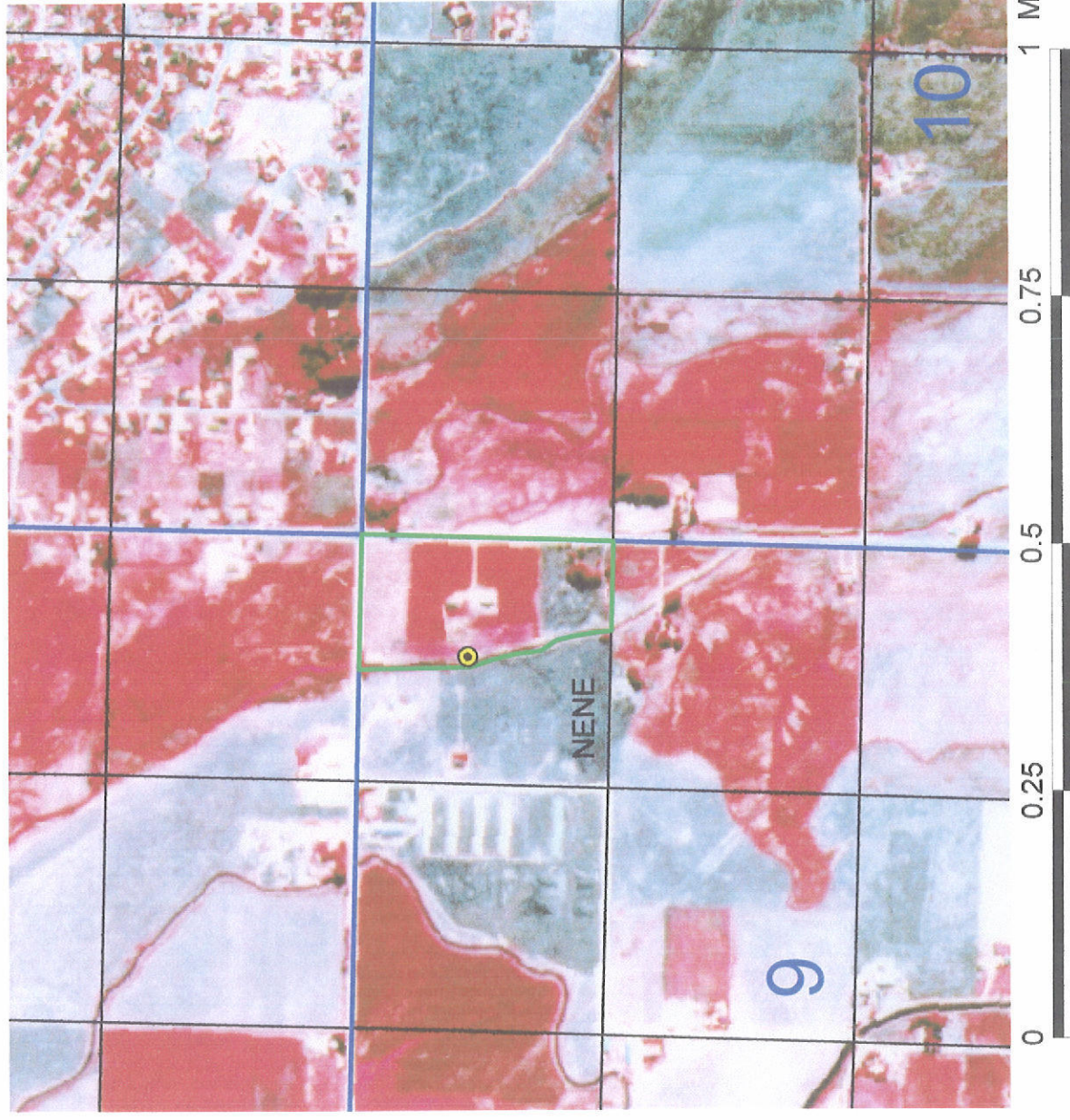
Legal: T02N, R01E, S9

Reviewed By: ●

● Point of Diversion



1987 Napp Photo





Not To Scale

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: A63-02131
Date Received: 4/05/1990
Receipt No: W011824
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES M. HOLT 208-362-5399
Address: 7983 SOUTH CLOVERDALE
BOISE, ID 83709

OR

Name: LINDA S. HOLT 208-362-5399
Address: 7983 SOUTH CLOVERDALE
BOISE, ID 83709

2. Date of Priority: MAY 14, 1910

3. Source: TENMILE CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01E	9	NE	NE	NE		ADA

5. Description of diverting works:
20 HP PUMP, PIPELINE, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
DOMESTIC	01/01	12/31	0.020	= 180 gpm	

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1/D HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01E	9	NE NE	NE NE	IRR DOMEST	20.0
Section Acres						20.0
Total Acres						20.0

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:
ADJUDICATION CLAIM FOR DOMESTIC USE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 6199

16. Signature(s)

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

Number of attachments: _____

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): *[Signature]* Date: 4-5-90
_____ Date: _____

State of Idaho)
County of ADA) ss.

Subscribed and sworn (or affirmed) before me this 5th day
of April 19 90

[Signature]
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 9-2-1994

AUG 18 1992

Ada County *
Ten Mile Creek *
1/10th second-foot *
Irrigation *
Priority 5/14/1910 *

S T A T E O F I D A H O

Water License No. 6199

WHEREAS, On the 14th day of May, A.D. 1910, CARRIE M. CALLISON, of Meridian, County of Ada, State of Idaho, duly made application (No. 8850) to me for a permit to use 4/10 of 1 cubic foot per second of the waters of TEN MILE CREEK, County of Ada, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 18th day of June, A.D. 1910, Permit No. 6199 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 18th day of December, A.D. 1910, and for the application to beneficial use of said water on or before the 18th day of December, A.D. 1911, and,

WHEREAS, On the 14th day of December, A.D. 1910, CARRIE M. CALLISON, the holder of said permit, duly made proof of the completion of adequate works for the diversion of 4/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 6199, dated May 17, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4/10 of 1 cubic foot per second of water, with date of priority of May 14, 1910, and,

WHEREAS, On the 18th day of December, A.D. 1911, Carrie M. Callison transferred all her right, title and interest in and to said permit to John L. Fountain, of Meridian, Ada County, Idaho, and,

WHEREAS, On the 18th day of December, A.D. 1911, JOHN L. FOUNTAIN, the holder of said permit, duly made proof of the application to beneficial use of 4/10 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to JOHN L. FOUNTAIN, of Meridian, County of Ada, State of Idaho, the holder and owner of said Permit No. 6199, a perpetual right, dating from May 14, 1910, to the use of four-tenths (4/10) of one cubic foot per second of the waters of TEN MILE CREEK, in the County of Ada and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point about 600 feet South of southeast corner of Northeast quarter of Northeast quarter (NE4 NE4) Section 9, Township 2 North, Range 1 East of Boise Meridian, and conducted to and upon 20 acres in the East half of Northeast quarter of Northeast quarter (E2 of NE4 of NE4) Section 9, Township 2 North, Range 1 East of Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 17th day of May, A.D. Nineteen hundred and twelve.

(SEAL)

A. E. Robinson
State Engineer.

63 2181

63-2131

No. 8850

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Carrie M. Callison

Postoffice address: Meridian, R.F.D.#2

County: Ada State: Idaho

2. The quantity of water claimed is 4/10 cubic foot per second.

3. Source of water supply: Ten Mile Creek

County of Ada

4. Location of point of diversion: About 600 feet S. of S.E. corner of NE4 of NE4 of Sec. 9,
Twp. 2 N. 1 E.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 20 acres

(b) In the following legal subdivisions: E2 NE4 NE4 Sec. 9, 2 N. 1 E.

6. Estimated cost of works: \$50.00

7. Description of works for diversion:

I. Kind of works: Diverting dam & ditch

II. Dimensions of works:

(a) Height of dam 3 feet, length of dam at top 30 feet, length of dam at bottom
25 feet, material used in construction: Earth and stone

(c) Size of headgate: Width 2½ feet, height 2 feet.

(d) Conduit ditch, width at bottom 2 feet, width at water line 2 feet, depth of
water one foot. Average grade per mile is 4 feet. Length of conduit is 600
feet, and it crosses the following quarter sections: SE4 NE4 Sec. 9, 2 N. 1 E.,
to land described in 5 I (b) above which is the point of intended use.

8. The time required for the completion of the construction of such work is 6 months.

9. Time required for the complete application of the water to the proposed use is one
additional year.

BE IT KNOWN, That the undersigned hereby makes application for a permit to appropriate the
public waters of the State of Idaho as herein set forth.

Carrie M. Callison,

Applicant

APPROVAL OF STATE ENGINEER

The number of this permit is 6199

Date of first receipt of application: 2:35 P.M. May 14, 1910

Returned to applicant for correction: May 16, 1910

Corrected application received: June 3, 1910

Recorded in Book 18. Page 6199. Approved June 18, 1910

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

Work to begin on or before August 17, 1910, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before September 18, 1910.

The whole of said work to be completed on or before December 18, 1910.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to December 18, 1911.

Witness my hand this eighteenth day of June, 1910.

D.G. Martin,
State Engineer

0159

THIS INDEMNITY, Made this eighteenth day of December, in the year of our Lord one thousand nine hundred and eleven between Carrie M. Callison, unmarried, of Boise, County of Ada, State of Idaho, the party of the first part, and John L. Fountain, of Boise, County of Ada, State of Idaho, the party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of THIRTY-FIVE HUNDRED and NO/100 (\$3500.00) DOLLARS, lawful money of the United States of America, to her in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs, and assigns forever, all the following described real estate, situate in Ada County, State of Idaho, to-wit: The Northeast quarter (NE $\frac{1}{4}$) of the Northeast quarter (NE $\frac{1}{4}$) of Section numbered Nine (9), Township numbered Two (2) North of Range numbered One (1) East, Boise Meridian, Idaho, together with any all water rights and rights in laterals and ditches thereunto belonging or in any wise appertaining thereto, and particularly that certain water right described in and represented by Permit #6199, issued by the State Engineer of the State of Idaho. This deed is given for the purpose of more fully describing the water right belonging to the land herein conveyed. This deed is made and accepted subject to the taxes for the year 1911.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and her heirs, the said premises in the quiet and peaceful possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and her heirs and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND, As of Mar. 27, 1911.

IN WITNESS WHEREOF, The said party of the first part has hereunto set her hand and seal the day and year first above written.

Signed, Sealed and Delivered

Carrie M. Callison (SEAL)

in the presence of

E. C. Pfaffle.

State of Idaho.)
County of Ada.) ss

On this 26th day of December in the year 1911 before me E. C. Pfaffle, a

Notary Public in and for said County, personally appeared Carrie M. Callison, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that 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.

(SEAL)

E. C. Pfaffle,
Notary Public.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9.00 a.m. December 28, 1911.

A. E. Robinson,
State Engineer.

Notice of Proof of Completion of Works received October 10th, 1910, fixing December 14th, 1910, as date, and Boise, Idaho, as place of proof.

Publication Notice mailed the Capital News at Boise, November 10th, 1910.

Deposition blanks mailed Notary Public on November 10th, 1910.

Water Commissioner authorized to make examination of works and report November 10th, 1910.

Depositions and affidavit of publication received December 14th, 1910.

Certificate held pending receipt of fee and water commissioner's report.

Permit No. 6199 transferred to John L. Fountain December 18th, 1911.

Notice of Proof of Beneficial Use of Water filed by John L. Fountain, fixing December 18th, 1911, as date, and Boise as place of proof.

Publication Notice mailed the Meridian Times on November 14th, 1911.

Water Commissioner notified on November 14th, 1911, to make examination of works.

Depositions and affidavit of publication received December 18th, 1911.

Report of Water Commissioner received May 8th, 1912.

Fees for both proof of completion of works and beneficial use of water received May 8th, 1912.

Certificate and License issued May 17th, 1912.

License issued for 4/10ths of one second-foot.

Permit No. 6199

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Carrie M. Callison, of Meridian, County of Ada, and State of Idaho, the holder of Permit No. 6199, issued upon Application No. 8850, bearing date of priority of May 14, 1910, authorizing the diversion of 4/10 of 1 second foot of the waters of TEN MILE CREEK, County of Ada, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 4/10 of 1 second foot of the waters of TEN MILE CREEK; that the point of diversion of said waters is at a point about 600 feet south of southeast corner of northeast quarter of northeast quarter (NE4 NE4) Section 9, Township 2 North, Range 1 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: East half of Northeast quarter of Northeast quarter (E2 of NE4 of NE4) Section 9, Township 2 North, Range 1 East of Boise Meridian.

Witness my hand this 17th day of May, A. D. 1912.

A. E. Robinson,
State Engineer.

License issued for 4/10 second foot
Pag...

STATE OF IDAHO,)
) ss.
County of Ada.)

John L. Fountain, being first duly sworn, deposes and says;

That he is the owner of a water right appurtenant to the following described land, to-wit: East half of the Northeast quarter of Northeast quarter (~~NE4 NE4~~) Section 9, Township 2 North, Range 1 East of Boise Meridian, as evidenced by the Water License No. 6199, dated 17th day of May, 1912.

That he is the owner and holder of Permit to appropriate the public waters of the State of Idaho No. 6199.

That he intends to change the point of diversion, as described in said permit, to the following described point: About 660 feet west of the Southeast corner of the Northeast Quarter of the Northeast quarter, Section 9, Township 2 North, Range 1 East of Boise Meridian.

That such change will be made for the following reasons, to-wit: That under the present manner of diverting water from the point described in said Permit No. 6199, the waters back

up in Ten Mile Creek and such rising of the water in said stream displeases the owner of land adjacent thereto and he claims that he is likely to be damaged thereby.

That no one will be injured by such change and that deponent will make such change at his own risk.

And further deponent saith not.

John L. Fountain.

Subscribed and sworn to before me this 22nd day of April, 1915.

(SEAL)

J. P. Pope.

My commission expires July 10, 1918.

Received and filed for record in the office of the State Engineer at Boise, Idaho, at
2:30 P.M. Apr. 22, 1915.

J. H. Smith,

State Engineer.

REPORT OF ENGINEER

1. State name of applicant and number of permit: J. L. Fountain - Permit 6199
2. State source of water supply: Ten Mile creek
3. Location of point of diversion: About 600 ft. S. of S.E. cor. of NE4 of NE4 of Sec. 9, T. 2 N., R. 1 E.B.M.
4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit: Yes dam and ditch both are built and land seeded
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: one foot
 - (b) Width at water line: twentyone inches
 - (c) Depth of water: nine inches
 - (d) Grade per mile: 4.75 ft. per mile or .09 per 100 ft.
 - (e) Capacity of ditch: eight-tenths second ft. if full second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent:
The ditch has not been cleaned out this spring but judging from the crop of alfalfa growing there has been no difficulty in getting a good head of water for irrigation as it is the best alfalfa I have seen.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: E2 of NE4 of NE4 Sec. 9, T. 2 N., R. 1 E.B.M. There is 20.75 acres in cultivation in the NE4 of NE4 sec. 9 T 2 N R 1 E B.B.&M. as follows Alfalfa 17.84 Pasture 1.70 House lot 1.21 total 20.75
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.
- Remarks: The ditch has not been cleaned out and is not in shape to carry water until it has been shoveled out, but the alfalfa is growing finely and is the best stand I have seen any where. Including the stable lot there is about 28 acres that can be irrigated also one or one and onehalf more acres can be put in next to the creek by leveling and clearing off the willows. Dam at point of diversion is earth & rock with plank core 44 ft long 2ft high.

STATE OF IDAHO,

County of ADA

ss.

C.C. Stevenson, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 8th. day of May 1912.

My Commission Expires

Aug. 22, 1913

Notary Public.

6199

7-24 P1E

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U.S. DEPARTMENT OF AGRICULTURE

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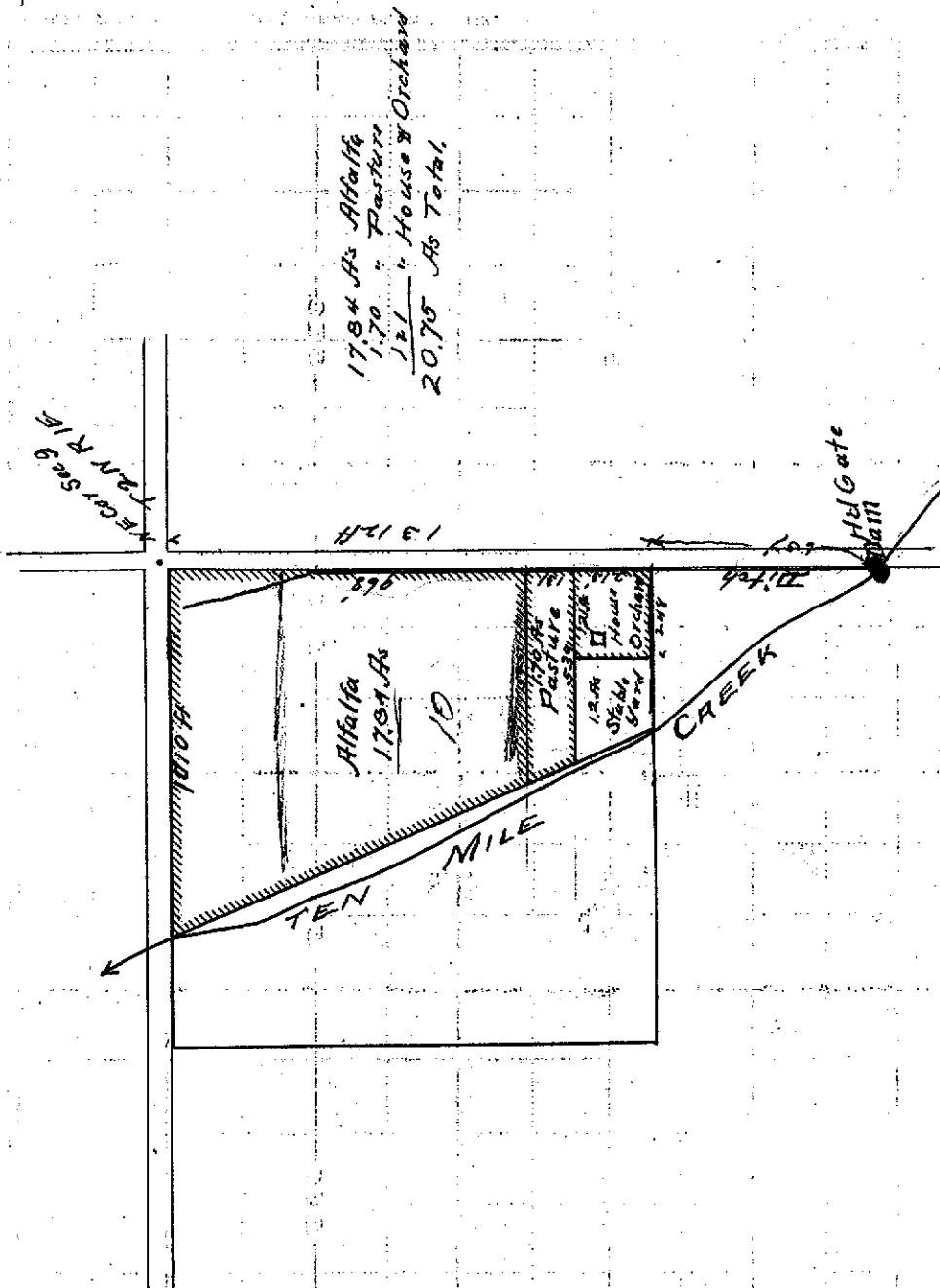
See back of this sheet
for larger plot.

RECEIVED

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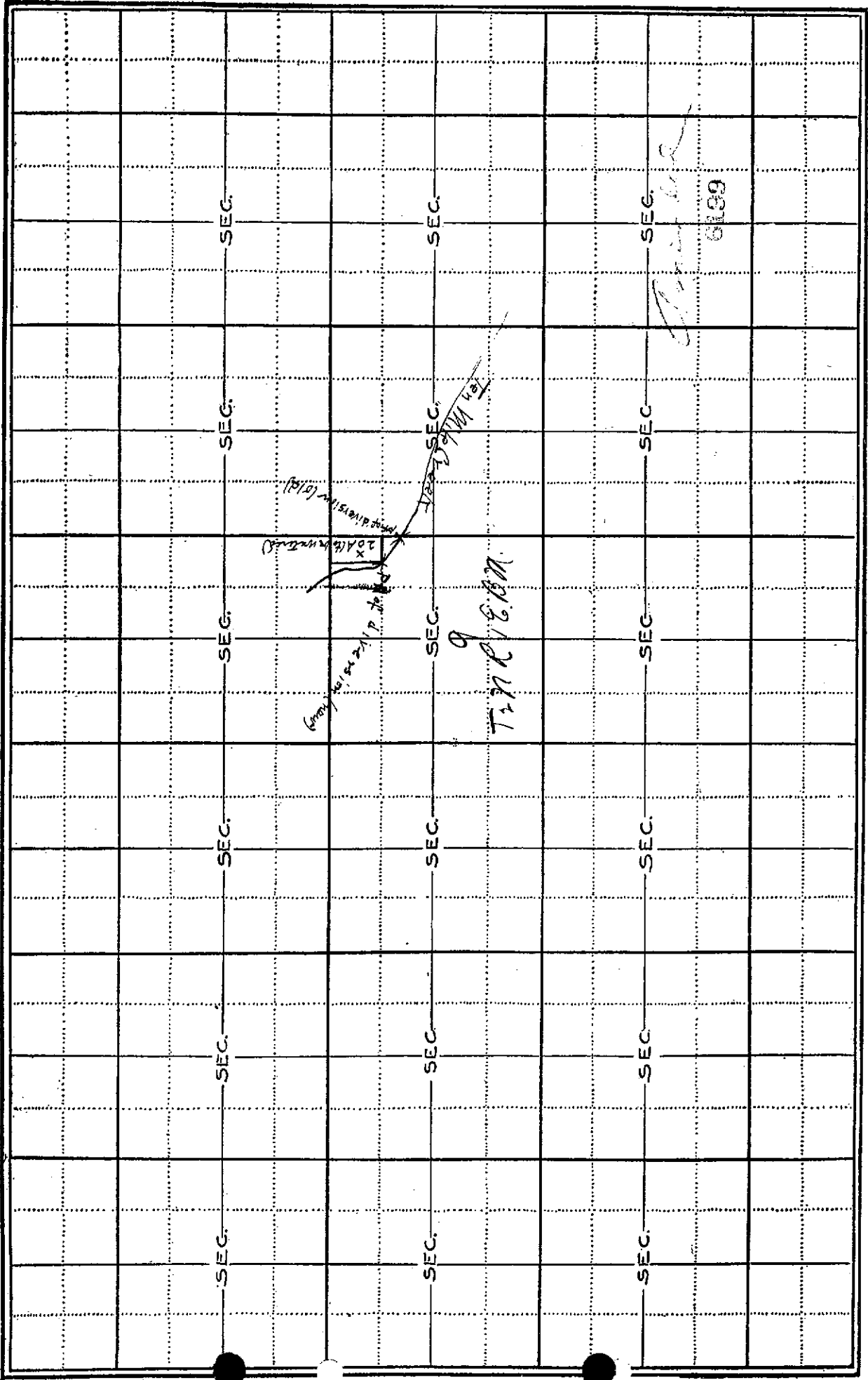
CONFIDENTIAL

Name of Applicant..



6199

Moved in 1984



Name of Applicant: John L. Fountain Sec 9 T2N R1E M. 9



STATE OF IDAHO

Department of Water Resources
Western Region

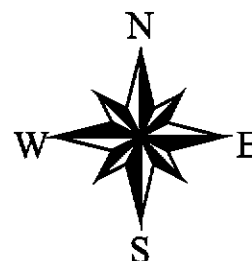
Water Right(s): 63-02131



0 1320 Feet

Total Irrigated Acres: 13.0

- Point of Diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: September 2004

09/14/2004

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

RIGHT NUMBER: 63-2131

NAME AND ADDRESS: LINDA S HOLT
7983 S CLOVERDALE
BOISE ID 83709

JAMES M HOLT
7983 S CLOVERDALE
BOISE ID 83709

SOURCE: TENMILE CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.280 CFS

PRIORITY DATE: 05/14/1910

POINT OF DIVERSION:

T02N R01E S9 NENENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	03/01 11/15	0.260 CFS

Domestic use is for household stock.

PLACE OF USE: DOMESTIC Within ADA County

T02N R01E S09 NENE

IRRIGATION Within ADA County

T02N R01E S09 NENE 13.0

13 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: License

Parcel #: R3610500030

Adjudication Recommendation Report 63-2131 V1

WATER RIGHT NUMBER: 63-2131 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LINDA S HOLT 7983 S CLOVERDALE BOISE, ID 83709 (208)362-5399
Current Owner	JAMES M HOLT 7983 S CLOVERDALE BOISE, ID 83709 (208)362-5399
Original Owner	JOHN L FOUNTAIN MERIDIAN, ID 83642
Original Owner	CARRIE M CALLISON . ID

Status: Active

<u>Source</u>	<u>Tributary</u>
TENMILE CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.020 CFS	
IRRIGATION	03/01 to 11/15	0.260 CFS	
	Total Diversion:	0.280 CFS	

TENMILE CREEK NE1/4NE1/4NE1/4 Sec. 9, Twp 02N, Rge 01E, B.M.
ADA County

DOMESTIC

[illegible]

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2131 V1

Total Acres: 13

Conditions of Approval:

1. C18 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.
2. X01 Domestic use is for household stock.

Remarks:

1. Explanatory Parcel #: R3610500030

Comments:

1. csaxton 9/14/2004 Field Exam

Comment: Field exam on 8-11-03, but somehow lost the pictures. Still have date of the GPS POD and notes from the exam.

2. csaxton 9/14/2004 Stock

Comment: During FE on 8/11/03 claimant stated that despite claiming domestic as a use, he only uses the domestic portion as stock water use. I solicited amended claims on 2 different occasions with no response. Recommend domestic use with use for "house hold stock".

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
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>
Contacts	9/14/2004 3:00:17 PM	csaxton			Active
Contacts	9/14/2004 3:00:31 PM	csaxton			Active
Priority Date	9/14/2004 3:00:50 PM	csaxton			Active
POD	9/14/2004 3:01:00 PM	csaxton			Active
Source	9/14/2004 3:06:27 PM	csaxton			Active
POU	9/14/2004 3:06:44 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2131 V1

Use	9/14/2004 3:08:12 PM	csaxton	Active
Season	9/14/2004 3:11:17 PM	csaxton	Active
Quantity	9/14/2004 3:12:24 PM	csaxton	Active
Summary	09/14/2004	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/14/2004 3:05:35 PM	csaxton	Edited point location
POD	9/14/2004 3:05:54 PM	csaxton	Edited point location
Contacts	9/14/2004 3:00:18 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE on 8/11/03.
Contacts	9/14/2004 3:00:31 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: FE on 8/11/03.
Priority Date	9/14/2004 3:00:51 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	9/14/2004 3:01:01 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	9/14/2004 3:06:06 PM	csaxton	Edited PLS
POD	9/14/2004 3:01:44 PM	csaxton	Edited point location
Source	9/14/2004 3:06:28 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2131 V1

POU	9/14/2004 3:06:44 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	9/14/2004 3:07:09 PM	csaxton	Edited shape boundary
Use	9/14/2004 3:08:12 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Summary	9/14/2004 3:14:21 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	9/14/2004 3:07:22 PM	csaxton	Edited PLS
POU	9/14/2004 3:07:45 PM	csaxton	Edited shape boundary
Quantity	9/14/2004 3:12:25 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2131 V1

Season	9/14/2004 3:11:18 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
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Adjudication Claim Report 63-2131

<u>Owner Type</u>	<u>Name and Address</u>	
Current Owner	LINDA S HOLT 7983 S CLOVERDALE BOISE, ID 83709 (208)362-5399	✓
Current Owner	JAMES M HOLT 7983 S CLOVERDALE BOISE, ID 83709 (208)362-5399	✓

Priority Date: 05/14/1910 ✓
Basis: License ✓
Status: Active ✓

<u>Source</u>	<u>Tributary</u>
TENMILE CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC ✓	1/01	to 12/31	0.020 CFS ✓	N-code
IRRIGATION ✓	~~3/15~~	to ~~11/15~~	~~0.400 CFS~~	58.5
	3-1	11-15	0.26	
	<u>Total Diversion:</u>		0.400 CFS	
			0.28	58.5
<u>Location of Point(s) of Diversion</u>	✓	✓	✓	
TENMILE CREEK ✓	NE1/4	NE1/4	NE1/4	Sec. 9, Twp 02N, Rge 01E, B.M.
ADA County ✓				

Place of Use
DOMESTIC

[illegible]

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2131

Total Acres: 20

Conditions of Approval:

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 4/5/1990

State or Federal: S

Owner Name Connector: OR

Water District Number: 63

Mitigation Plan: False

C18
X#1: House hold stock
Parcel #: R 36605000 30

**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
- ☐ 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 *None*
- ☐ Evidence of Priority – if none, talk with claimant *N/A*

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-02131

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

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: Good

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ 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

Description of diverting works

OVERLAP REVIEWOther water rights with the same point of diversion: None

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

WATER USES☐ No change☒ Different Uses

Use Domestic From 1-1 To 12-31 Amount 0.02 CFS N-codes AFA

Use liv From 3-1 To 11-15 Amount 0.26 CFS 58.5 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount see above CFS _____ AFA☐ Changes found, the new total is, Amount _____ 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 0 Stock # Household

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

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	

Overlap with other water rights: _____

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

Delivery System Narrative: Pump in Creek, 10 HP, Model B2TRM
Berkeley, SN: P0691

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
<u>No Tag</u>					

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Met with claimant. 8-11-03. He showed me ROW
and POB. He irrigates part of properties N & S of
his two parcels. He claimed Domestic as it was
on the license, but uses it for stock. Rec Domestic
use as stock-household.

[illegible]

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: 8-11-03

FIELD EXAMINER: Wally L. Gash

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
W011824	70.00	63	2131		Claim

8-11-03 : 63-18090 + 63-18092 PO'd GW

: Overlap with united water

: 120 GPM

8-11-03: 10 Hp
FE Model B2TPM
Berkeley
5N PP 691

: South of Wilkous is a Greg ——— old owner
Vee ——— something

: Claimant Claimed irrigated Ground owned by
David Cantrell
4715 E Columbia Rd
Meridian ID 83642
+
Nancy Wilkins
6417 York St
Boise ID 83704

Portions of these Properties will be recommended
under this claim. a c/o needs to be filed
by the above mentioned Persons.

: Claimant moved to property in 1994 and put
current POB in place @ that time. CP 3

: Amended Claim sent to claimant to claim Stock
instead of Domestic.

8-18-04 : Spoke with Claimant about his concerns about
Irrigated POB. I sent him better and maps
for his review

9-14-04 : Called Claimant Buck could fold him in a message
that I was sticking with recommending the right
based on the information I gathered during the FE.

Also spoke with Jan and can rec stock under
Domestic use claimed



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 19, 2004

JAMES M HOLT
LINDA S HOLT
7893 S CLOVERDALE
BOISE ID 83709

RE: Claim 63-02131

Dear Mr. and Ms. Holt,

Per our telephone conversation on August 18, 2004, I printed off a couple of maps to show you what I am looking at. Red on the 1987 map shows evapo-transpiration, or simply, what is irrigated. The 2000 and 1992 photographs show signs of irrigation but what I wanted to show you is most of the property to the south of you doesn't look like it has been irrigated for 17 years. I am going to have a hard time recommending that as irrigated ground.

I am also attaching a copy of a map that you drew the irrigated place of use on during our field exam on 8-17-03. So I guess what I am asking is if when looking through these maps, everything looks accurate.

In addition, I did solicit an amended claim from you to change the claimed domestic use to stock water use. I have not received that yet. Enclosed is an amended claim. Look over the claim and initial any changes you wish to make. Please note in the highlighted area how many stock you water from the creek. When satisfied, sign the claim in front of a notary and return it to this office as soon as possible.

Please feel free to contact me if you have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton'.

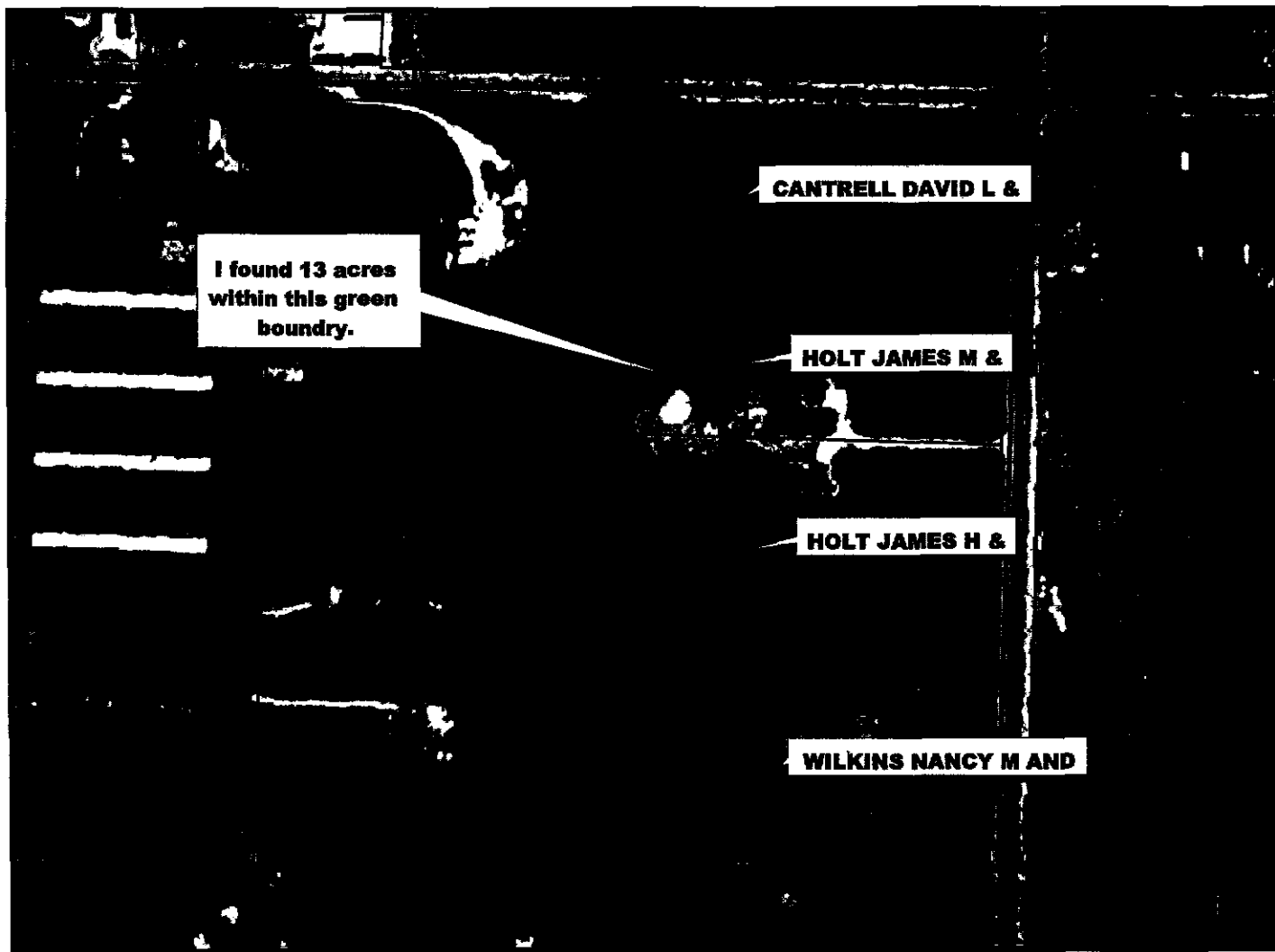
Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau



63-02131

POU and POD Map

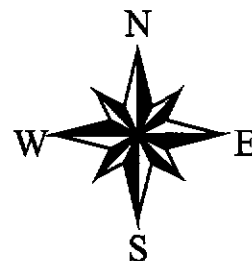
1992 Photography



0 1320 Feet

- Point of Diversion
- Claimed Place of Use
- Ada County Tax Lot Data
- Quarter Quarter Lines
- Section Lines

Total Claimed Acres: 20.0



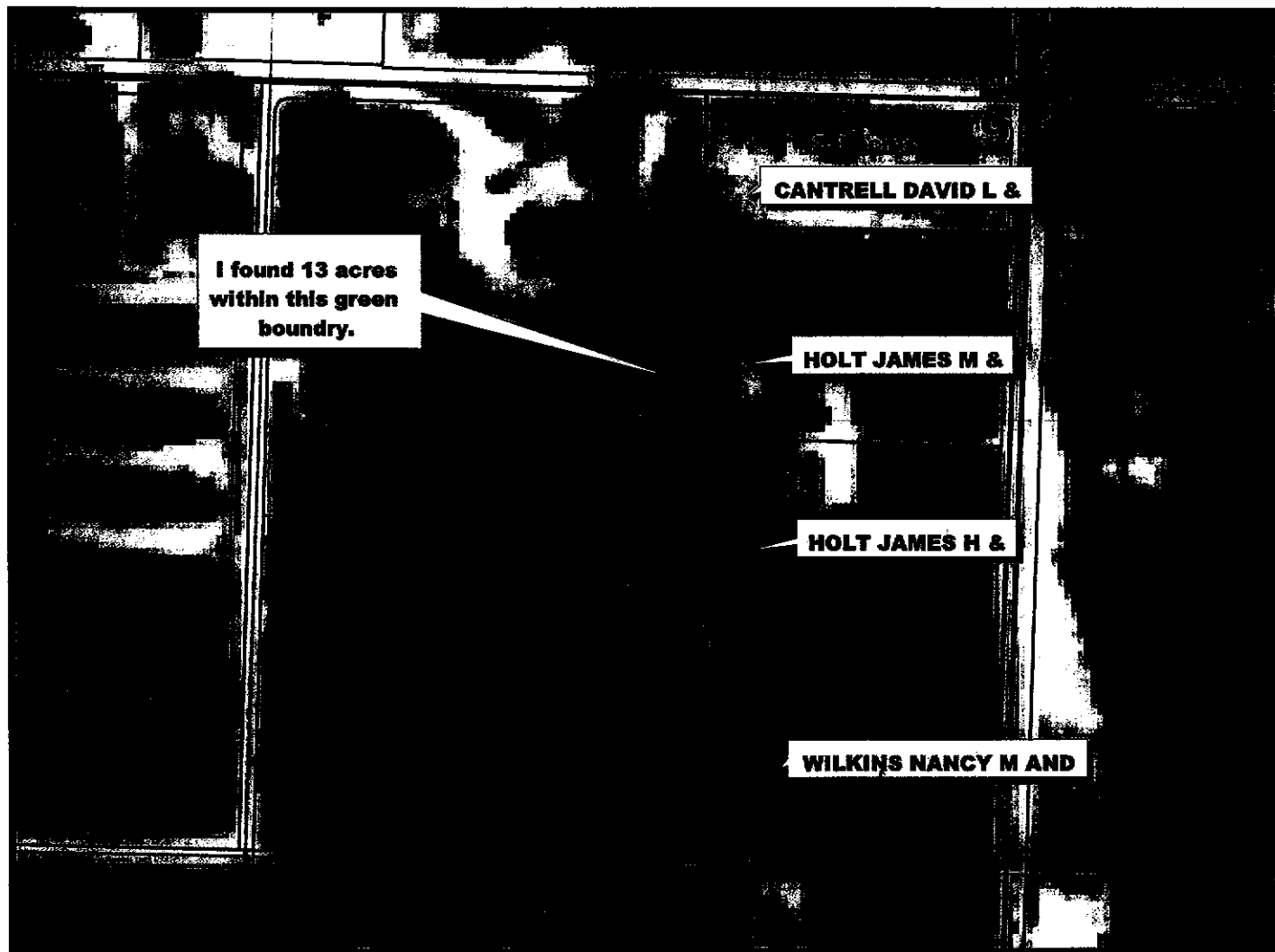
Prepared by: C. Saxton
Date: August 2004



63-02131

POU and POD Map

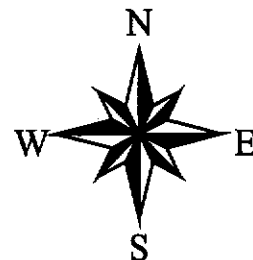
1987 Photography



0 1320 Feet

- Point of Diversion
- Claimed Place of Use
- Ada County Tax Lot Data
- Quarter Quarter Lines
- Section Lines

Total Claimed Acres: 20.0



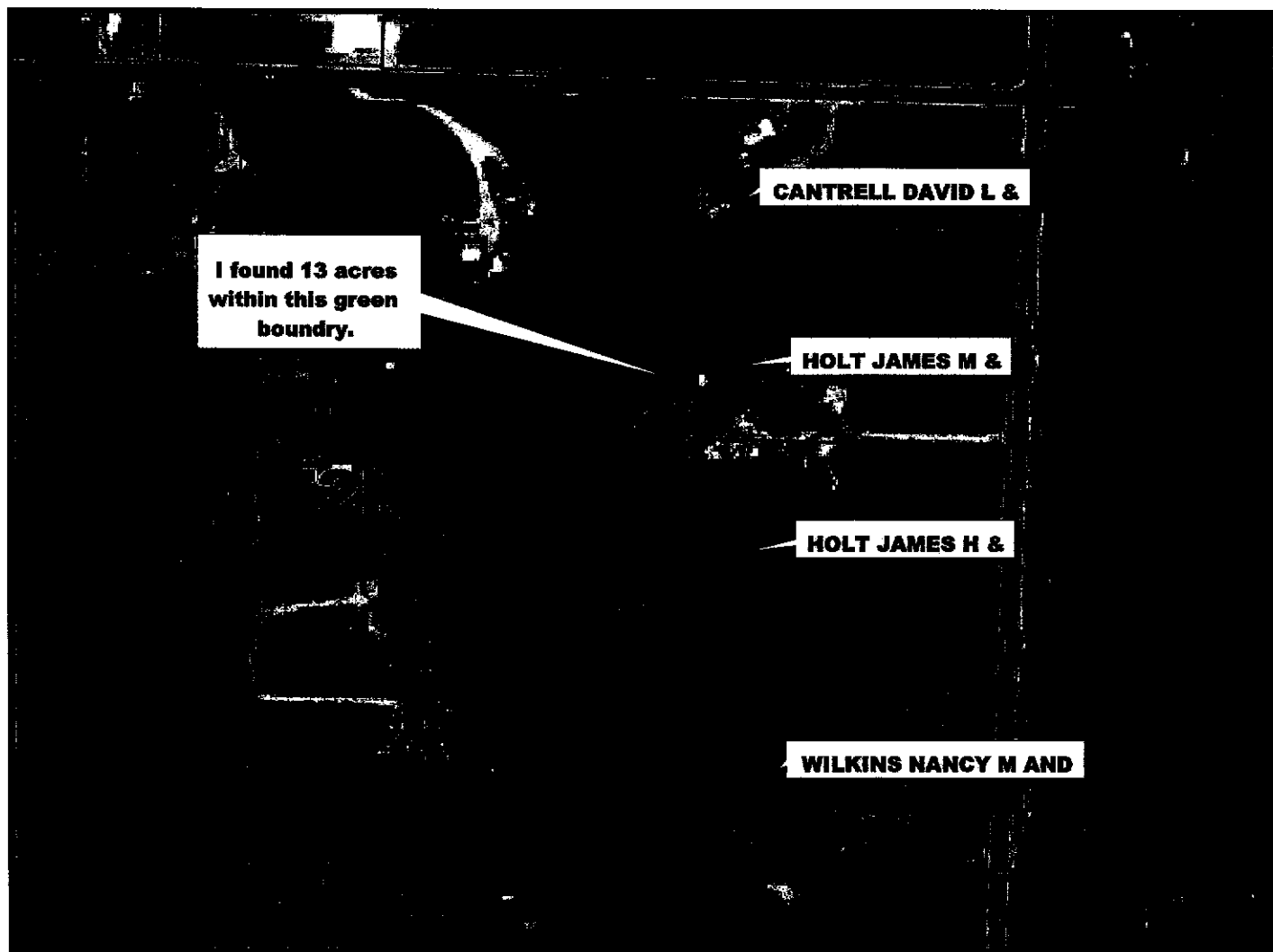
Prepared by: C. Saxton
Date: August 2004



63-02131

POU and POD Map

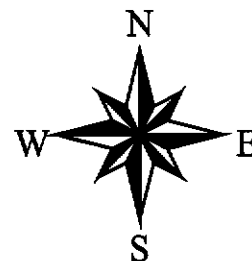
2000 Photography



0 1320 Feet

- Point of Diversion
- Claimed Place of Use
- Ada County Tax Lot Data
- Quarter Quarter Lines
- Section Lines

Total Claimed Acres: 20.0



Prepared by: C. Saxton
Date: August 2004



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, 2003

JAMES M HOLT
LINDA S HOLT
7893 S CLOVERDALE
BOISE ID 83709

RE: Amendment of Snake River Basin Adjudication claim (SRBA) 63-02131

Dear Mr. and Ms. Holt,

Per our meeting on August 11, 2003, I checked into your question about watering stock from Ten Mile Creek. The original license that your claim is based on spoke of domestic and irrigation uses. As we discussed, stockwater use can be included in the domestic definition. Since you already have two water rights for Domestic use (enclosed), and irrigation under this claim will cover your garden, I think it would be cleaner to amend claim 63-02131 to show stockwater as a use instead of domestic.

Enclosed is an amended claim. Look over the claim and initial any changes you wish to make. Please note in the highlighted area how many stock you water from the creek. When satisfied, sign the claim in front of a notary and return it to this office by August 29, 2003.

Please feel free to contact me if you have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Craig L. Saxton', is written over a horizontal line.

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

CONTRACTOR: Karan Waters

Date: 12-27-00

[illegible]

Idaho Department of Water Resources

Claim Number: 63-02131
Legal: T02N, R01E, S9
Reviewed By: ●

◎ Point of Diversion



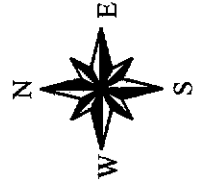
Place of Use



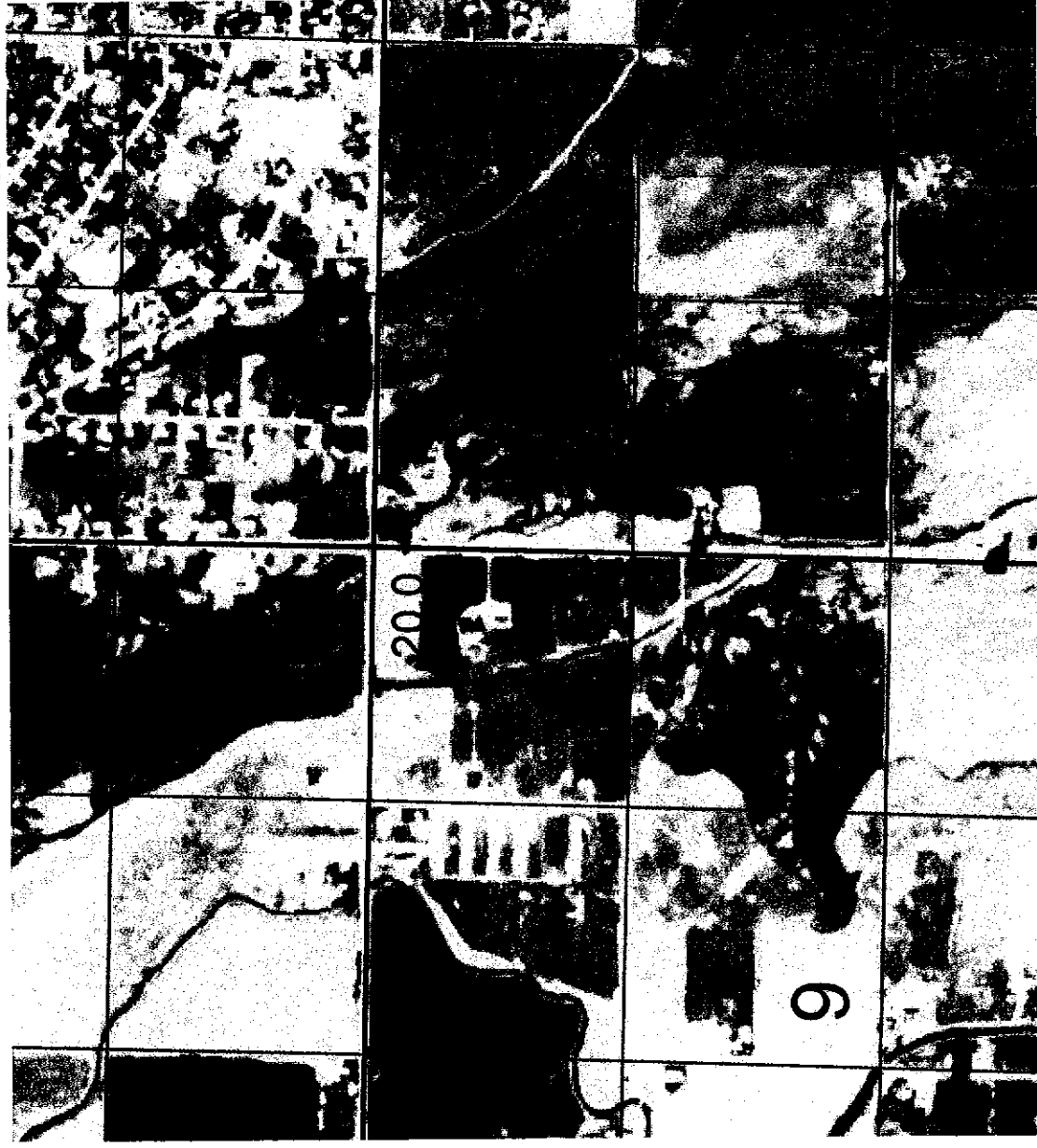
Section Lines



Quarter Quarter Lines



1987 Napp Photo



0 0.25 0.5 0.75 1 Mile

Idaho Department of Water Resources

Claim Number: 63-02131

Legal: T02N, R01E, S9

Reviewed By: ●

☉ Point of Diversion

●
☐

Place of Use

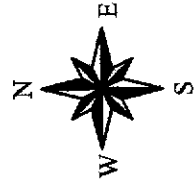
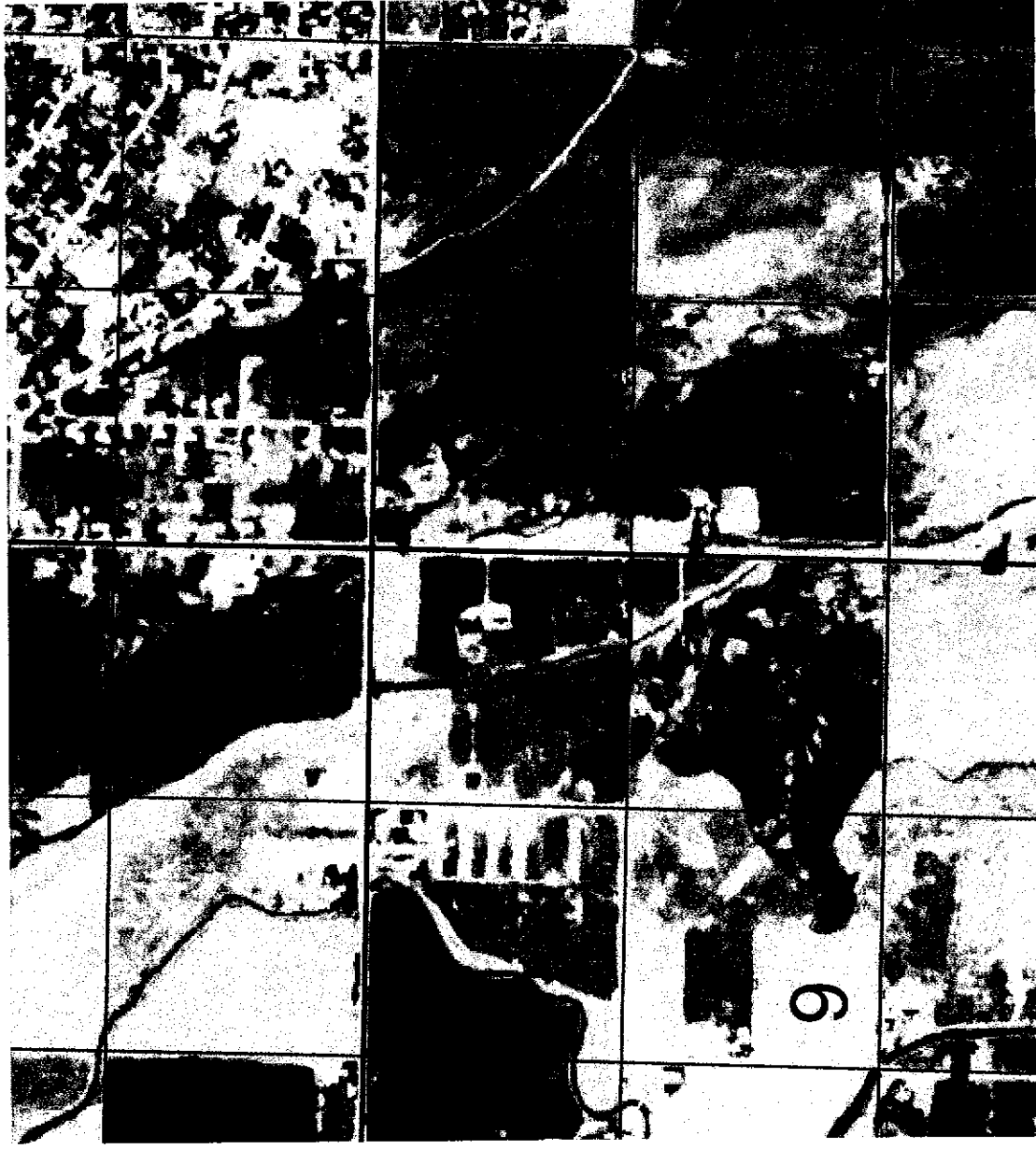
☐

Section Lines

☐

Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 1 Mile

DATE: 11/13/00
PAGE: 19

Water Source:	TENMILE CREEK	Tributary to:	BOISE RIVER	Stage:	LICENSE
Point of diversion:	T02N R01E S09	NENE		ADA County	

ADA County

[illegible][illegible]

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):	63-18090	63-18092	63-26042	A63-18090	A63-18092	A63-26042

Audit:	04/06/90	GIBSON	03/30/95	POST-STD
--------	----------	--------	----------	----------

Water Right Number - 63-02131

Prefix Translation: WATER RIGHT

Old (D) Number - 6199

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

*** C - CURRENT OWNER ***
FOUNTAIN

JOHN L.

1 -
2 -
3 -

State- ID Zip- 83642

City- MERIDIAN
Phone -

*** O - ORIGINAL OWNER ***
CALLISON

CARRIE M.

1 -
2 -
3 -

State- Zip-

City-
Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/14/1910 14 WESTERN L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
TENMILE CREEK BOISE-RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Diversion Name Diversion Rate Diversion No.

02N 04E 9 NE NE (1) ADA

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +
Code Period From Period To
01 - IRRIGATION 0.400
43 - DOMESTIC

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +
0.400

+ - - - - Place of Use - - - - - Description - - - - - County - - - - - +
Twn Rng Sec Tract Lot Acres Code
02N 04E 9 NE NE 20.0 01 IRRIGATION (1) ADA

Total Acres: 20.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - No Remarks found. - - - - - +

WATER RIGHT

[illegible]

Water Right Number - A63-02131

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 6199

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

*** C - CURRENT OWNER ***
HOLT

JAMES M

1 - 7983 SOUTH CLOVERDALE

HOLT
LINDA S

City- BOISE
Phone - 208-362-5399
1 - 7983 SOUTH CLOVERDALE
2 -
3 -
State- ID Zip- 83709

*** O - ORIGINAL OWNER ***
CALLISON

CARRIE M

City- BOISE
Phone - 208-362-5399
State- ID Zip- 83709

FOUNTAIN

JOHN L

City- 00000
Phone - 208-000-0000
State- ID Zip- 0000

City- MERIDIAN
Phone - 208-000-0000
State- ID Zip- 83642

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/14/1910 14 WESTERN L - LICENSE

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
TENMILE CREEK BOISE RIVER

+ - - - - Point of Diversion - - - - - +
Tw Rng Sec Tract Lot Rflg County Diversion Name

02N 01E 9 NE NE NE (1) ADA

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - -
Code Period From Period To
01 - IRRIGATION 03/15 11/15 0.400
43 - DOMESTIC 01/01 12/31 0.020

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Div. Capacity - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
0.400 0.0

+ - - - - Place of Use - - - - - County - - - - -
Tw Rng Sec Tract Lot Acres Code Description
02N 01E 9 NE NE 20.0 01 IRRIGATION (1) ADA
02N 01E 9 NE NE 43 DOMESTIC (1) ADA

Total Acres: 20.0

Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - 20 HP PUMP, PIPELINE, SPRINKLERS

+ - - Non-Irrigation Use - 1/D HOUSEHOLD

+ - - Other Rights for Same Use - ADJUDICATION CLAIM FOR DOMESTIC USE

	Remarks	
	No Remarks found.	

+ - - - - - Old Water Right Numbers A6302131

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

+ - - -	- Decree Plaintiff	- - - +	+ - - -	- Decree Defendant	- . . +	+ - Decree Date	- +
						00/00/0000	

+ - - Audit Fields - 04/06/90 GIBSON 03/30/95 POST-STD

+ +
-Comments-
No Comments Found

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

| | | | | | | | | |
|------------------------|---|------------|-----------------------|---|------------|-------------------------|---|-------|
| Court Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number | - | 39576 |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | - | Old Case Number | - | - |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | 04/08/1985 | Old Judicial District | - | - |
| Claim Received Date | - | 04/05/1990 | Last Amended Date | - | 00/00/0000 | Temporary Right | - | P |
| Proof Due Date | - | 00/00/0000 | Proof Made Date | - | 00/00/0000 | Water District | - | 63 |
| Licensed Date | - | 00/00/0000 | Receipt Number | - | 0011824 | Federal/State Indicator | - | S |
| Claims Tape Error Flag | - | - | POU Ownership Flag | - | Y | Presumption Flag | - | - |
| Fee Exempt Flag | - | - | Name Connector | - | - | Notice of Error Flag | - | - |
| | - | - | | - | - | | - | - |
| | - | - | | - | - | | - | - |

