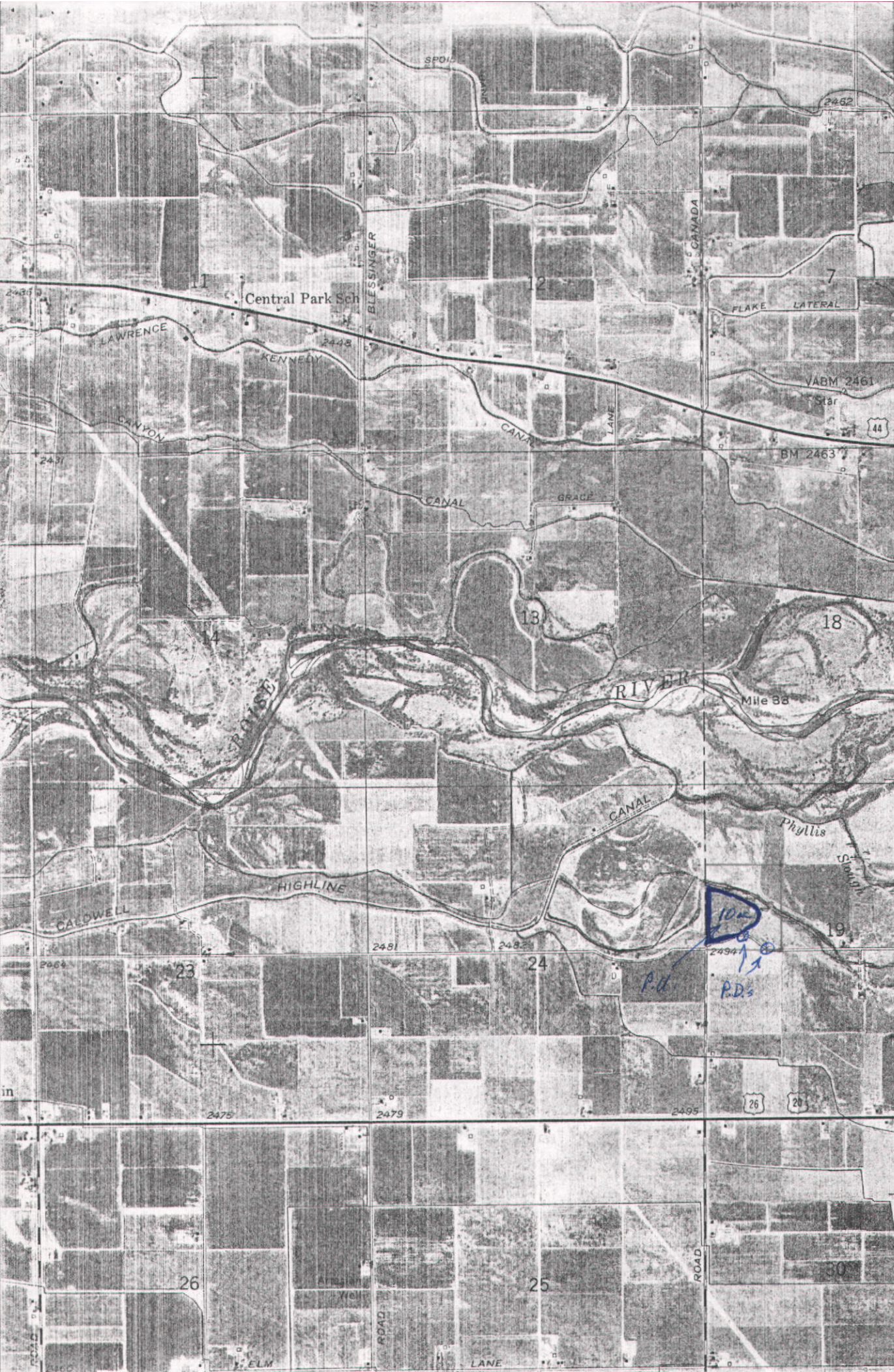




42' 30"

4839

4838

4837

4836

4835

40'

4834

T4N
R1W

A63-04817

MICROFILMED
AUG 20 1992

Idaho Department of Water Resources

T04N, R01W,
S19

Claim No: 63-4817

Prepared By: Kimberly Brown

Date: December 6, 2005



Place of Use



Section Lines



1/4 1/4



Point of Diversion

Acres Irrigated = 10.0



1987 NAPP

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 63-04817
Legal: T4N, R1W, S19
Reviewed By:

● Point of Diversion



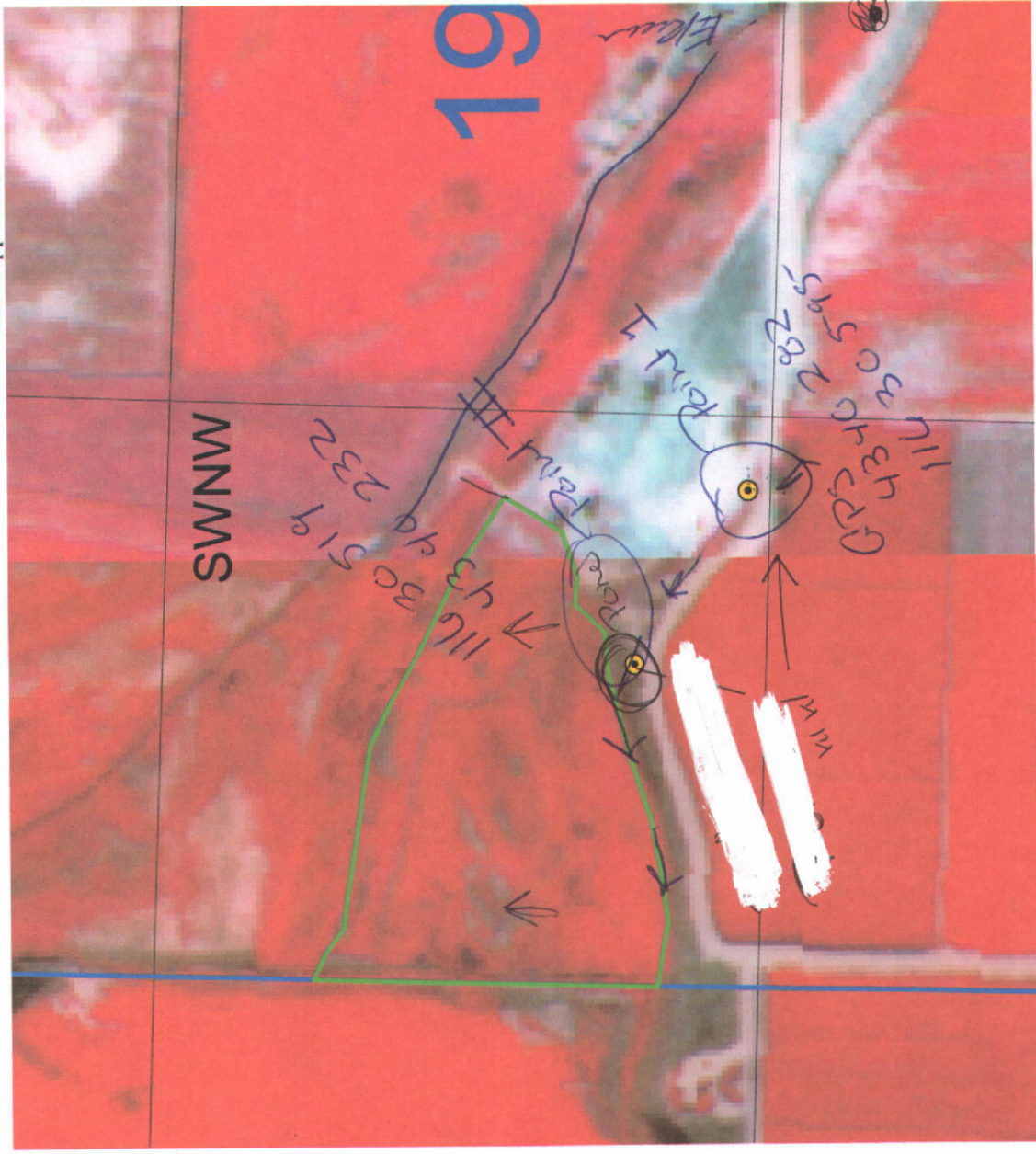
Place of Use



Section Lines



Quarter Quarter Lines



0 0.25 Miles

River



GPS 43 40 282
116 30 545



Pioneer waste water joins into one pond for
Irr. & stock water

GPS 116 30 519
43 40 232

SWNW

#63-4817
2003 NAPP

Pioneer
18 inch pipe

116 30 519
43 40 232

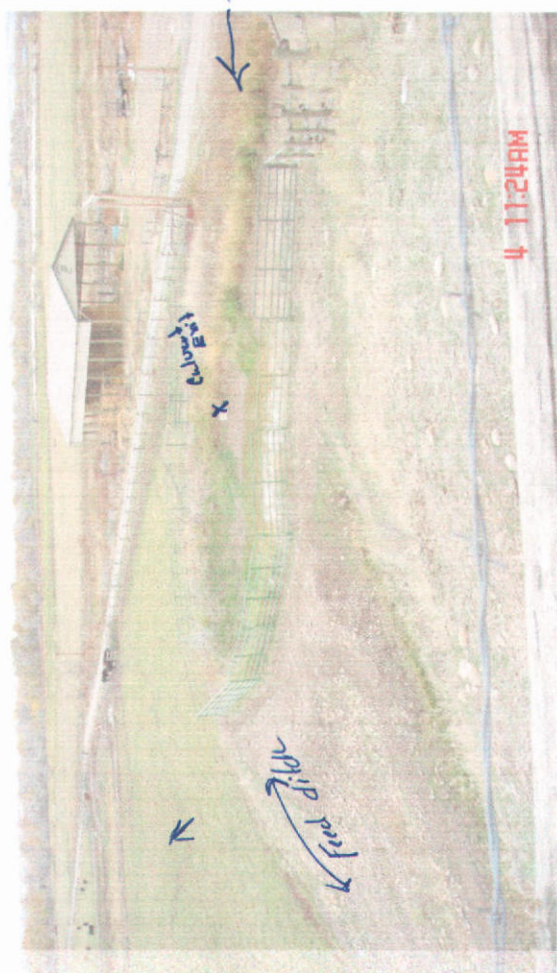
Pioneer
waste water
Box w/ 18 inch
GPS - 43 40 282
116 30 595

Highway Drainage

Drain

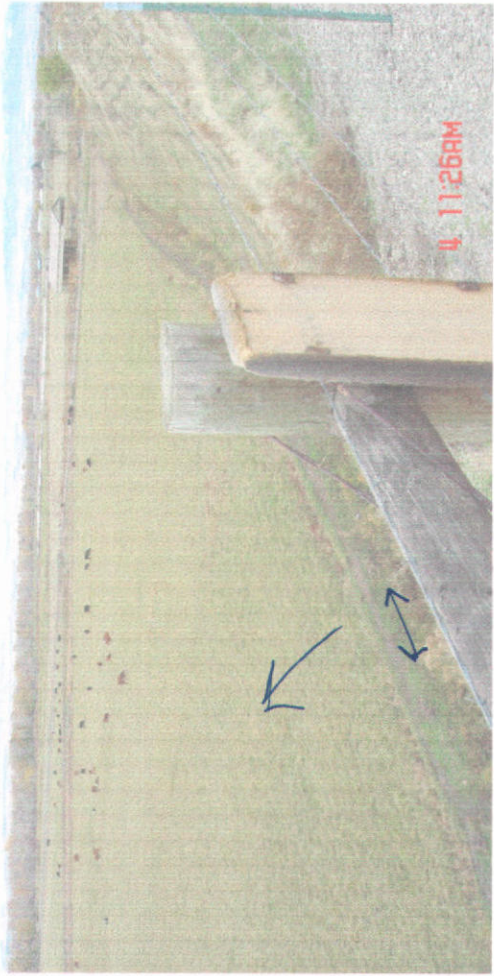
10-28-01
DMA

AG3-04817





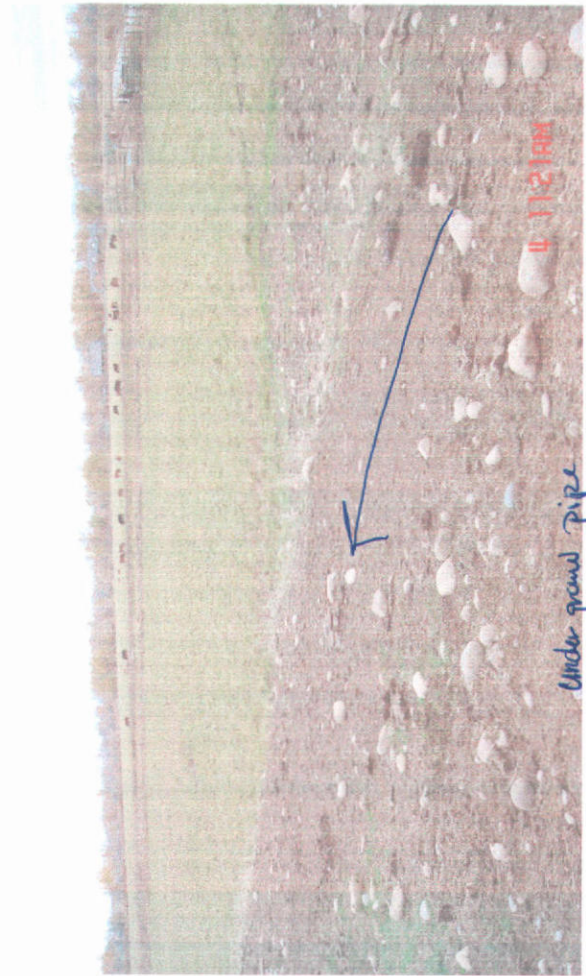
used
GWR
A63-04817



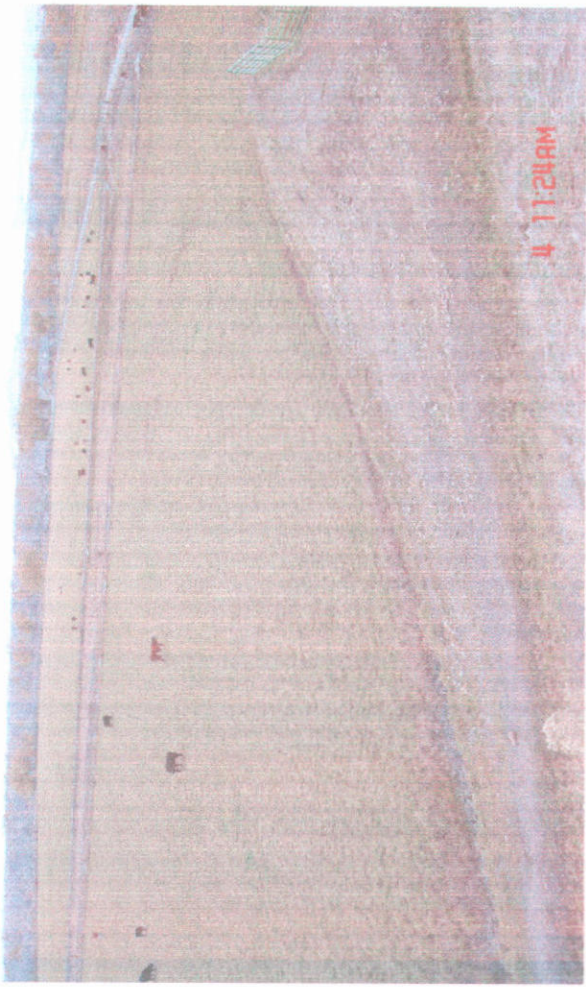
feed ditch



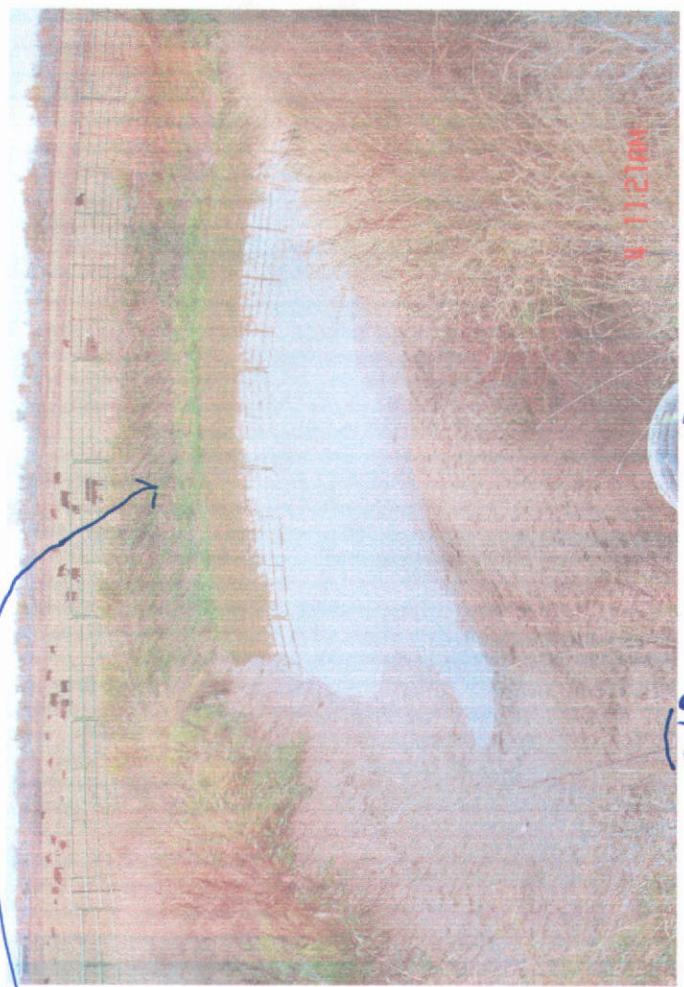
W



Under ground pipe



Clouds Site



Under ground pipe

Under ground pipe

10-20-20
JMG
A63-04817

Idaho Department of Water Resources

Claim Number: 63-04817
Legal: T4N, R1W, S19
Reviewed By:

● Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines



1987 Napp Photo



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 63-4817
Date Received: 5/17/1989
Receipt No: C006866
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JANA DANCER Phone: (208)286-7545
P.O. BOX 367
STAR ID USA 83669

NORRIS DANCER Phone: (208)286-7545
PO BOX 367
STAR ID USA 83669

2. Date of Priority: 03/15/1900

3. Source: WASTE WATER Trib. to: PHYLLIS SLOUGH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
04N	01W	19	SE	SW	NW 3	ADA	

5. Description of diverting works:

HEADGATE & DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.4	

7. Total Quantity Appropriated is:
0.4 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	
04N	01W	19	SW	NW	3	IRRIGATION	10
						Section Acres	10
						Total Acres	10

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:

14. Remarks:

2 POINTS OF DIVERSION

CHANGE OF OWNERSHIP LG 9/15/05

15. Basis of Claim: Statutory Claim

RECEIVED

JUL 18 2005

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

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
	63-4813				
	63-4817				

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) Trabert Land and Livestock Inc.
8900 W. Joplin Rd. Mendon Id. 83642
4. New Owner/Claimant(s) Norris & Jana Dancer
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 367
- City, State and ZIP Code Star Idaho 83669
- New Telephone Number 208 286-7545
5. Date you acquired the property October 15, 1993

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)

Nomi Danner
Jana Danner

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 7/18/05 Date KLB Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

888 North Cole Road / Boise, Idaho 83704 / Telephone (208) 377-2700

WARRANTY DEED

(CORPORATE FORM)

UNAGA EUSTI ENTERPRISES, INC. DBA G B REDI MIX, a corporation
organized and existing under the laws of the State of Idaho, with its principal office at 6701 E. FLAMINGO AVENUE
NAMPA, ID 83687 of County of CANYON, State of Idaho,
grantor, hereby CONVEYS or GRANTS and WARRANTS TO NORRIS R. DANCER AND JANA R. DANCER,
HUSBAND AND WIFE

of 411 E. KARCHER ROAD, NAMPA, ID 83687
TEN DOLLARS AND NO/100

grantee
for the sum of

DOLLARS,

the following described tract(s) of land in ADA County, State of Idaho:
GOVERNMENT LOTS 3 AND 4 IN THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 4
NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, AS MORE PARTICULARLY SET
FORTH IN LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE,
MARKED AS EXHIBIT A AND COMPRISING 1 PAGE.

Location of above described property GOVERNMENT LOTS 3 AND 4 NW1/4 S19, T4N, R1W, BOISE
House No. Street

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized
under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a
quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized
officers this 15 day of October, A.D. 19 93

UNAGA EUSTI ENTERPRISES, INC.

(CORPORATE NAME)

By: Michael R. Smith

Vice PRESIDENT

Attest: Jamara J. DeBor Sec - Treas
SECRETARY

STATE OF IDAHO, County of ADA, ss.

On this 15 day of October, in the year of 1993, before me THE UNDERSIGNED, a notary public, per-
sonally appeared _____,
known or identified to me to be the person who executed the instrument on behalf of said corporation, and acknowledged
to me that such corporation executed the same.

Notary Public: _____
Residing at: NAMPA
My Commission Expires: 11-2-1994

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: A63-04817
Date Received: 5-17-89
Receipt No: C006866
Received By: CF

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TRABERT LAND & LIVESTOCK INC. 208-286-7225
Address: 8900 WEST JOPLIN RD.
MERIDIAN, ID 83642

2. Date of Priority: MAR 15, 1900

3. Source: WASTE WATER Trib. to: PHYLLIS SLOUGH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	19	SE	SW	NW	3	ADA

5. Description of diverting works:
HEADGATE & DITCHES.

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		

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

8. Total consumptive use is 35.0 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	19	SW	NW	3	IRR	10.0
Section Acres							10.0
Total Acres							10.0

A63-04817

Page 1

Date: 05/17/89

MICROFILMED
AUG 20 1992

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:
NONE

14. Remarks:
2 POINTS OF DIVERSION

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 Organizations:

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

Stanley J. Records
Signature of Authorized Agent

President Trabert Land & Livestock Inc.
Title and Organization

May 17 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 17th day

of May 19 89

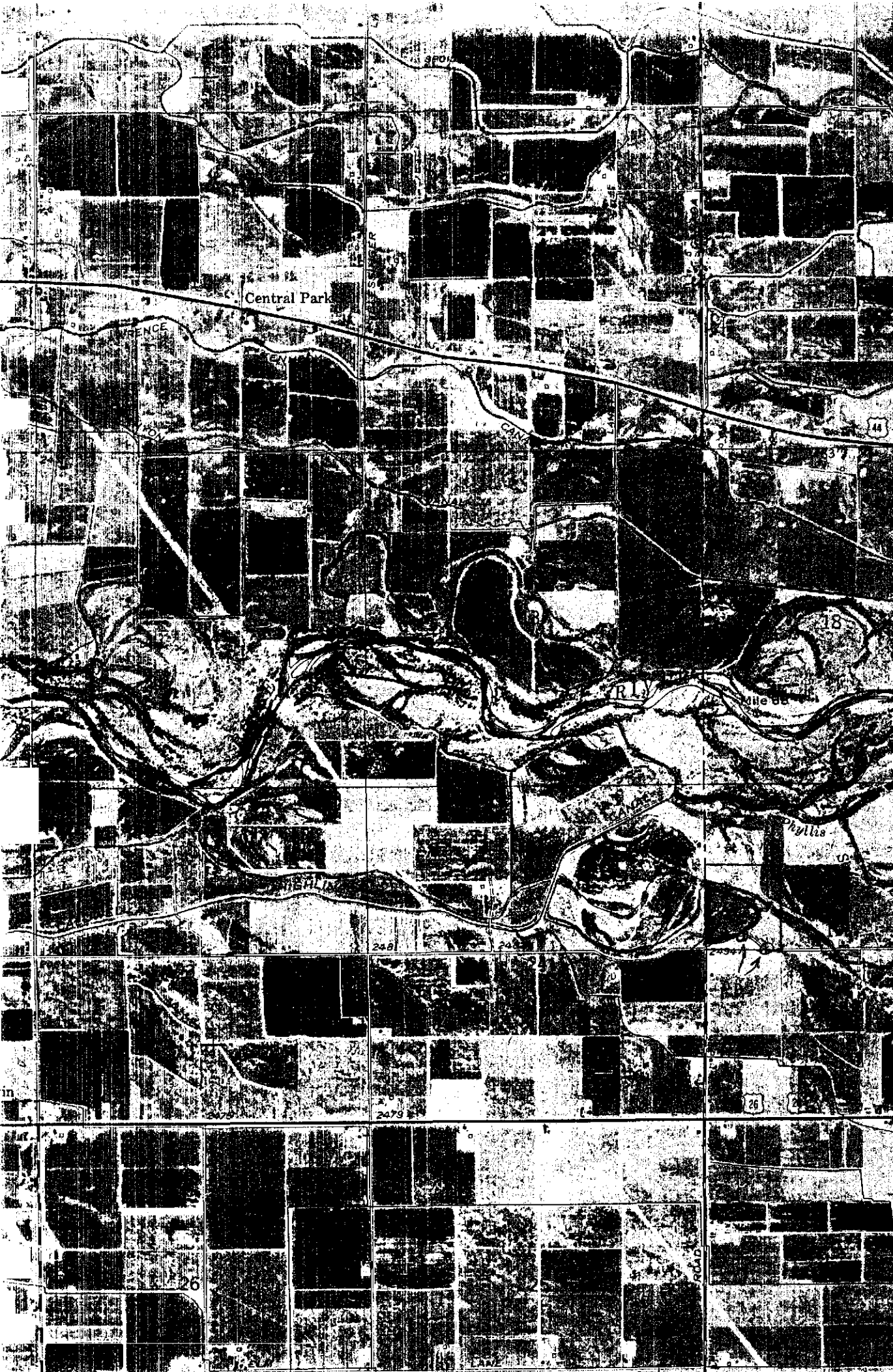
Seal

Carter Fritschle
Notary Public

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994



42' 30"

4839

Central Park

4838

4837

4836

T 4 N
R 1 W

A63-04817

4835

40'

483

MICROFILMED

AUG 20 1992

12/07/2005

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

RIGHT NUMBER: 63-4817

NAME AND ADDRESS: NORRIS DANCER
PO BOX 367
STAR ID 83669

JANA DANCER
P.O. BOX 367
STAR ID 83669

SOURCE: WASTE WATER

TRIBUTARY: BOISE RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 03/01/1900

POINT OF DIVERSION:

T04N R01W S19 SESWNW Lot 3 Within ADA County

T04N R01W S19 SESWNW Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.200 CFS

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S19 Lot 3 SWNW 10.0

10 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 - Beneficial Use

Use of this right is combined with water from Eureka Water Co.

Idaho Department of Water Resources

T04N, R01W, S19

Claim No: 63-4817
Prepared By: Kimberly Brown
Date: December 6, 2005



Place of Use

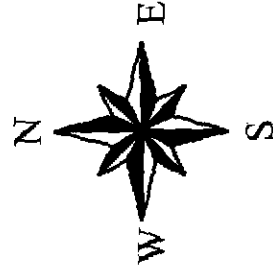


Section Lines

1/4 1/4

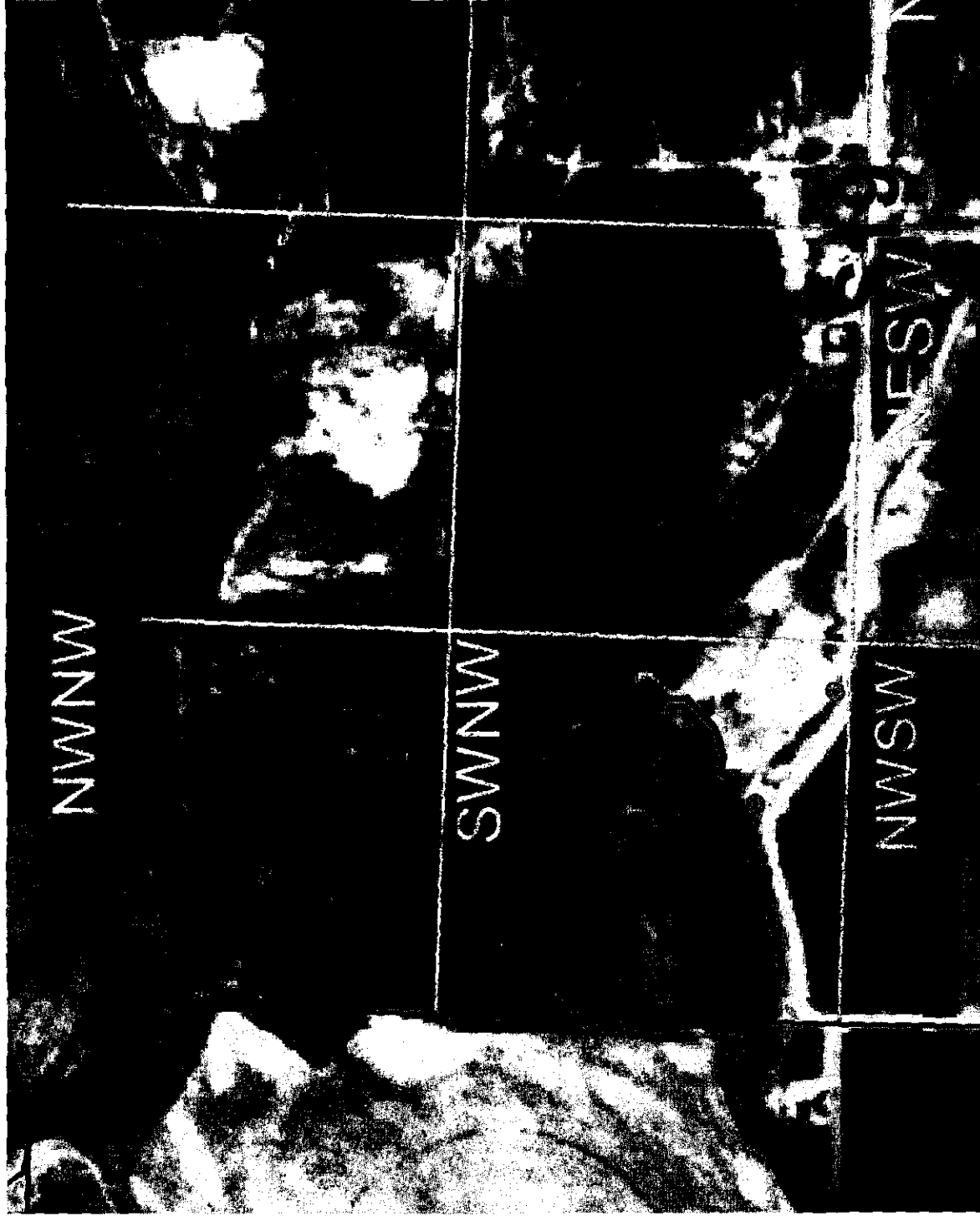
⊙ Point of Diversion

Acres Irrigated = 10.0



300 0 300 600 Feet

1987 NAPP



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4817

12/06/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-4817	Claim	04N	01W	19	SW	NW	3	WASTE WATER PHYLLIS SLOUGH	JANA DANCER
63-4817	Water Right	04N	01W	19	SW	NW	3	WASTE WATER PHYLLIS SLOUGH	TRABERT LAND & LIVESTOCK INC

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4817**

12/06/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-145	Claim	04N	01W	19	SW	NW	2	IRRIGATION	8/1826	EUREKA WATER CO
16383	Claim	04N	01W	19	SW	NW	2	IRRIGATION	8/1826	EUREKA WATER CO
4813	Claim	04N	01W	19	SW	NW	3	IRRIGATION	10/32	NORRIS DANCER
4817	Claim	04N	01W	19	SW	NW	3	IRRIGATION	10/10	JANA DANCER
32062	Claim	04N	01W	19	SW	NW	3	IRRIGATION	2.5/40	DALE A VONSTEEN & JOAN G VONSTEI REVOCABLE LIVING TRUST
4813	Water Right	04N	01W	19	SW	NW	3	IRRIGATION	10/32	TRABERT LAND & LIVESTOCK INC
4817	Water Right	04N	01W	19	SW	NW	3	IRRIGATION	10/10	TRABERT LAND & LIVESTOCK INC

**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)
- ☐ 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

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) AG3-04817Owner: TRABERT LAND - Livestock Phone No. 208-286-7225Current Address: 8900 W Joplin Rd Meridian ID 83642

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER DAN Norris - JANA DANCER 208-286-7545
- ☐ No change Address
- ☒ NEW ADDRESS 8900 W Joplin Rd Meridian ID 83642
- ☒ How long owned property? 13 yrs

Accompanied by: Norris Dancer**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: _____

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

Gave Norris Dancer Affidavit of Priority to have signedSource: Pioneer Water District West Water Tributary to Boise river

- ☐ 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
	3	SE	SW	NW	19	4N	1W	Ada	

Description of diverting works

2 18in. culverts run under Joplin Rd. to A holding pond that feeds down a 24in pipe to a feed ditch that waters 10 acres

OVERLAP REVIEWOther water rights with the same point of diversion: Eureka Irrigation Dist. 150 shares

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 irr. From 3/15 To 11/15 Amount 1,400 CFS AFA
 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 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:

See Attachments

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

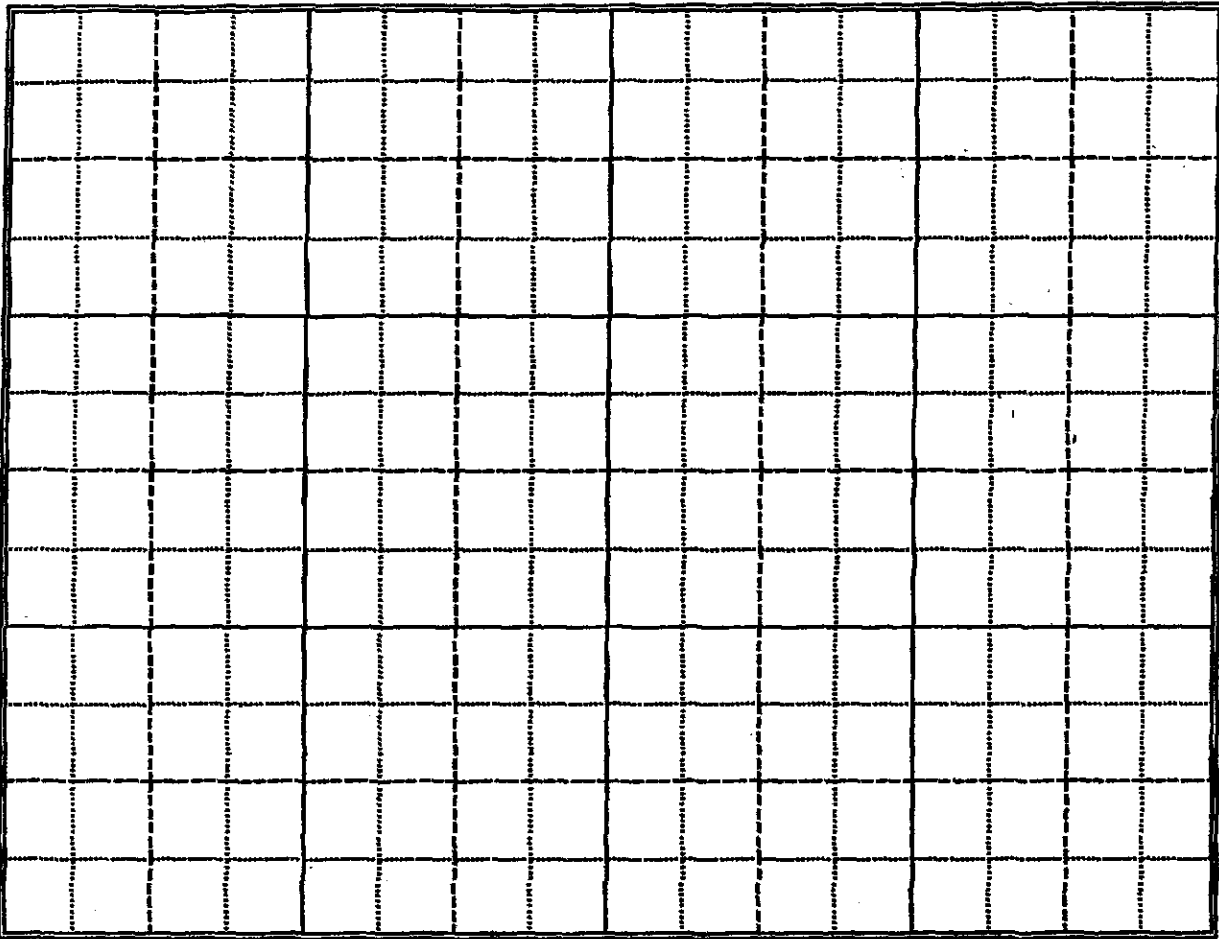
DATE EXAM CONDUCTED:

9/28/05

FIELD EXAMINER:

J. Markina Bishop

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



Scale: 1" = _____

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

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

☒ Photo of Diversion and System Attached

See Attachment

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

No water running at time of exam

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{4cm}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{4cm}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\hspace{4cm}}$$

2. Volume Calculations for Other Uses:

Total Capacity of flow could be 8.83 cfs from 18 inch pipes.

$$Q = 5 \pi r^2$$

$$18/12 \div 23.1416 = 8.83 \text{ cfs}$$

Norris, Jana Dancer
63-4813
9326 west Joplin Rd
Meridian Idaho

Exam Date 9-28-05

1. **63-4817** runs from (point 1) Pioneer Water District waste water runoff from natural drain and farm's, then under West Joplin Road into a 24 inch box from an 18 inch culver in the ground then proceeds under ground down a step slop into a pond for stock water and irrigation. GPS W116.30.519 N43.40232 350
2. (Point 2) also runs under West Joplin Road from an 18 inch pipe and empties into the same pond GPS 116.30519 43.40.232 and then waters 10.0 acres of farm ground and is also used for stock
3. Systems Capacity no water was running at time of Field Exam, culvert are 18 inches. *See Attachments*
4. Norris And Janna Dancer own 150 shares in Eureka Irrigation District to supplement this right
5. There where two POD for 63-4817 Point 1 GPS was 43.40282-116.30.595 Point 2 GPS was 1163019-4340232.
6. Calculations for Systems capacity see attachment
7. No changes to system have been made after 1987.

Idaho Department of Water Resources

Claim Number: 63-04817
Legal: T4N, R1W, S19
Reviewed By:

⊙ Point of Diversion



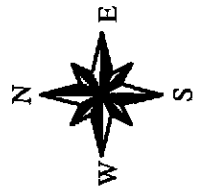
Place of Use



Section Lines



Quarter Quarter Lines



1987 Napp Photo



0 0.25 Miles



4
River
water



GPS 43 40282
116 30545
28 6:13PM
Point #1



18 Pipe from
Point #1

Pioneer waste water joins into one pond for
drinking stock water
GPS 116.30519
117 11 222

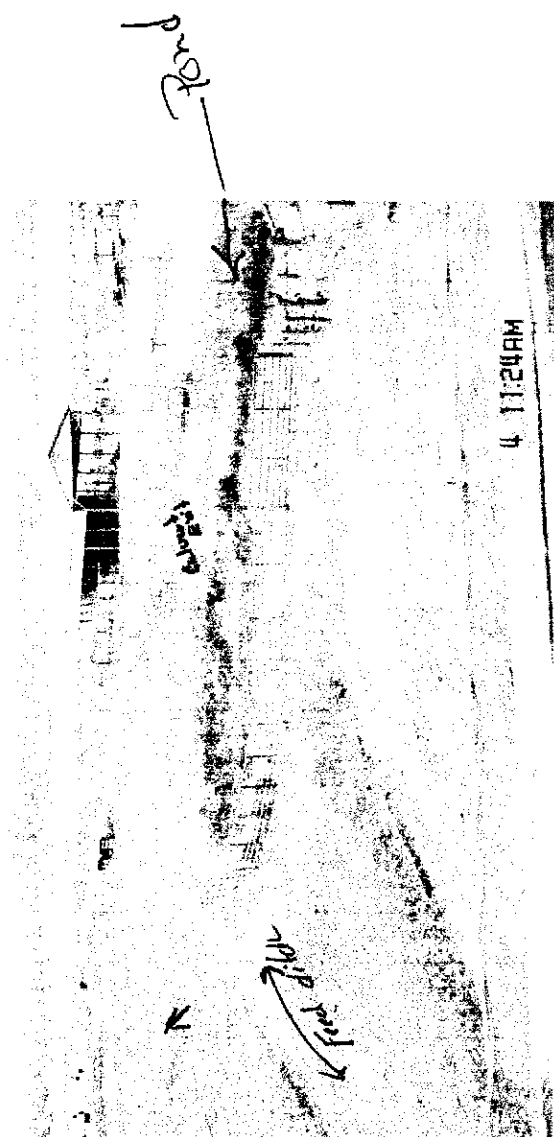
SWINW

11

Boy
P.S.

Highway 12

2/1/22



AG3-04817
Dma
103601



AG3-04817
KMP
4/8/80



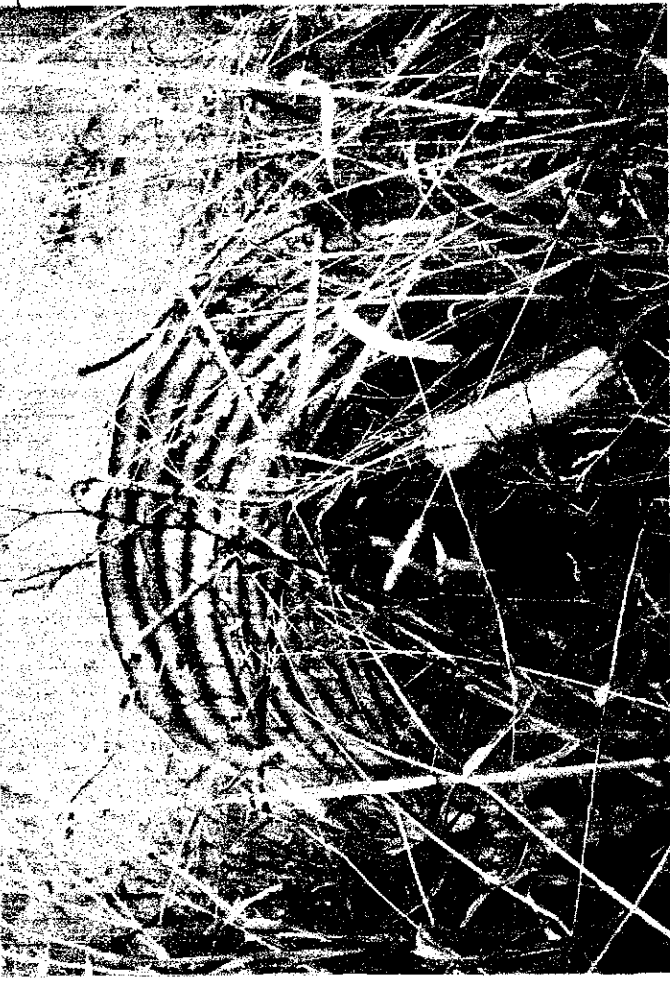
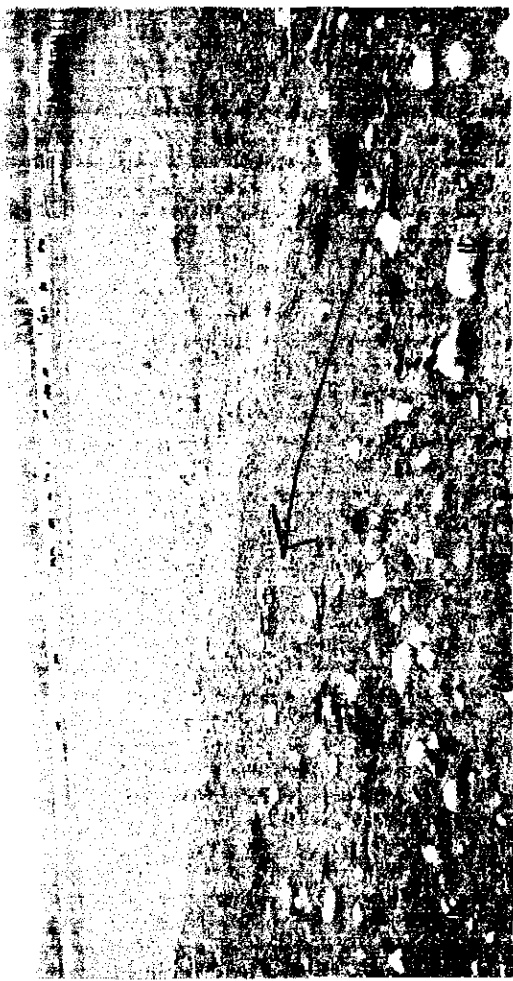
feed ditch



3
4
5



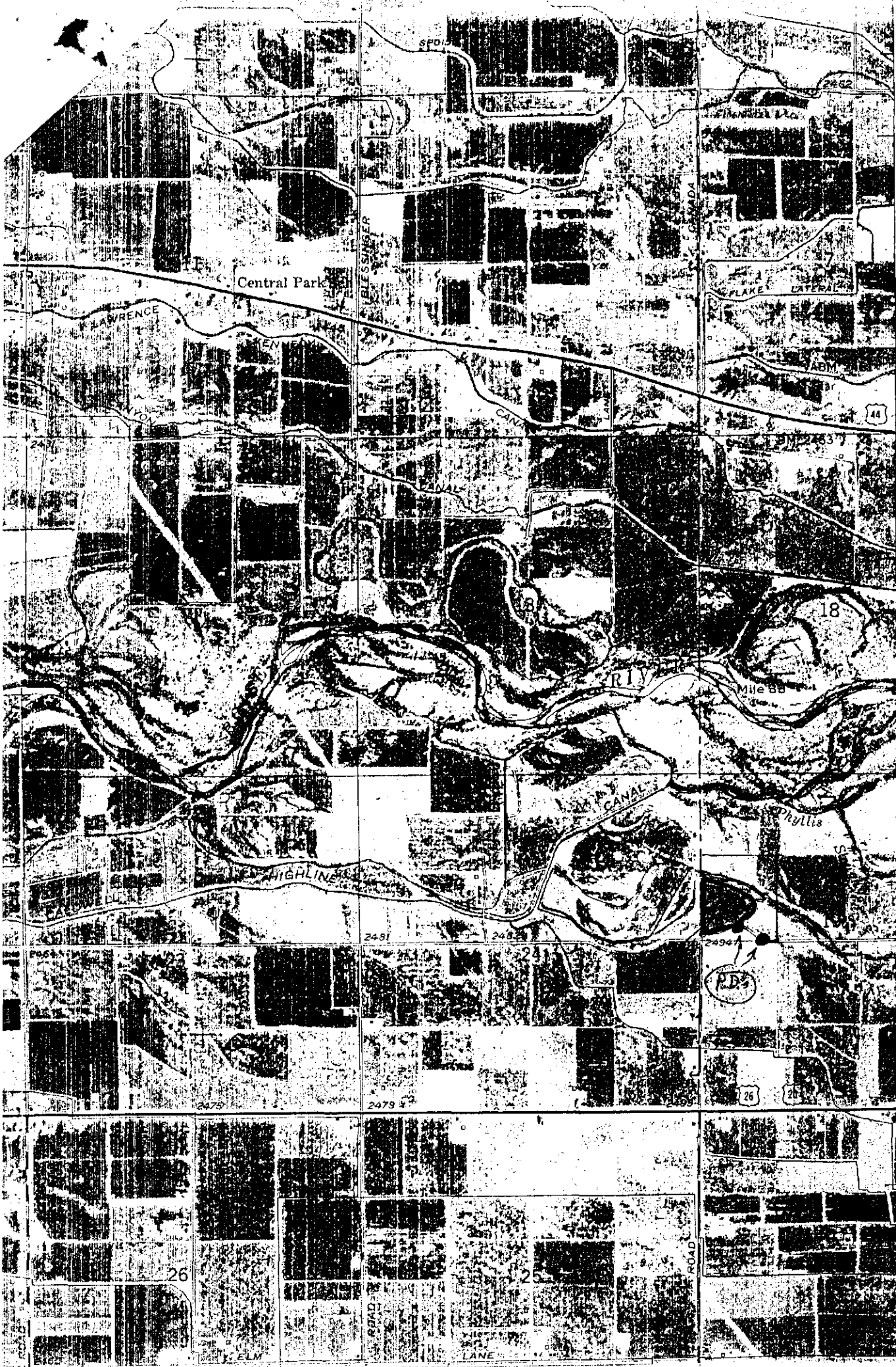
Clouds



pod

pod

AG3-04817



42' 30"

4839

4838

4837

4836

4835

40'

4834

T4N
R1W

A63-04817

MICROFILMED
AUG 20 1992

* TAKES PRECEDENCE OVER CANYON Co. Merfaine —

TWO CLAIMS —

A63-4813 & -4817 Field Exam Request:

Dancer

Contact:

07/19/2005

** Do the field investigations for 63-4813 and 63-4817 at the same time.

These two water rights are no longer owned by Trabert Land & Livestock.

Contact **Norris or Jana Dancer** at #286-7545 to set up a field exam for these two claims and find out the correct property address (below).

Property Address: two possible locations:

8900 West Joplin Rd.
Meridian

OR

9326 West Joplin Rd.
Meridian

Requests:

Please verify all the elements of this right.

In addition, please verify:

- The sources claimed for these two rights is **PHYLLIS SLOUGH** for 63-4813 and **WASTE WATER** for 63-4817. Please verify these two **sources** are correct.
- Is **Eureka Irrigation District** water used to supplement this right?
- Calculate **each system's capacity** (2.0 cfs from the Phyllis Slough and 0.4 cfs from the waste water ditches).
- Are **350 range cattle** currently present on the land corresponding to 63-4813? If not, **how many** and **when** was the last time 350 cattle "ranged" the area?
- Are there **two points of diversion** for 63-4817 (see project map attached to the *Notice of Claim*)? GPS all the points of diversion for these two claims.

Kimberly Brown
Sr. Water Resource Agent
IDWR - Western Region

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: A63-04817
Date Received: 5-17-89
Receipt No: C006866
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

NORRIS & JANA DANCER

1. Name: ~~TRABERT LAND & LIVESTOCK INC.~~
Address: 8900 WEST JOPLIN RD.
MERIDIAN, ID

83642

~~208-286-7225~~
#286-7545

2. Date of Priority: MAR 15, 1900

3. Source: WASTE WATER

Trib. to: PHYLLIS SLOUGH

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01W	19	SE	SW	NW	3	ADA

5. Description of diverting works:
HEADGATE & DITCHES.

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		

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

A.F.A.

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	01W	19	SW	NW	3	IRR	10.0

Section Acres 10.0

Total Acres 10.0

A63-04817

Page 1

Date: 05/17/89

MICROFILMED
AUG 20 1992

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:

NONE

14. Remarks:

2 POINTS OF DIVERSION

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 Organizations:

I do solemnly swear or affirm that I am President of _____ Title

Trabert Land & Livestock, Inc. that I have signed the foregoing Organization

document in the space below as President of _____ Title

Trabert Land & Livestock, Inc. and that the statements contained in the Organization

foregoing document are true and correct.

Stanley J. Resnick
Signature of Authorized Agent

President Trabert Land & Livestock, Inc.
Title and Organization

May 17 1989
Date

TWO CLAIMS -
A63-4813 & -4817 Field Exam Request:
Dancer

Contact:

07/19/2005

** Do the field investigations for 63-4813 and 63-4817 at the same time.
These two water rights are no longer owned by Trabert Land & Livestock.
Contact **Norris or Jana Dancer** at #286-7545 to set up a field exam for these two claims and find out the correct property address (below).

Property Address: **two possible locations:**

8900 West Joplin Rd. **OR** 9326 West Joplin Rd.
Meridian Meridian

Requests:

Please verify all the elements of this right.

In addition, please verify:

- The sources claimed for these two rights is **PHYLLIS SLOUGH** for 63-4813 and **WASTE WATER** for 63-4817. Please verify these two **sources** are correct.
- Is **Eureka Irrigation District** water used to supplement this right?
- Calculate **each system's capacity** (2.0 cfs from the Phyllis Slough and 0.4 cfs from the waste water ditches).
- Are **350 range cattle** currently present on the land corresponding to 63-4813? If not, **how many** and **when** was the last time 350 cattle "ranged" the area?
- Are there **two points of diversion** for 63-4817 (see project map attached to the *Notice of Claim*)? GPS all the points of diversion for these two claims.

Kimberly Brown
Sr. Water Resource Agent
IDWR - Western Region

*Contractor Bourke
Schuler never
picked-up this
request, so I
eventually had
Merline Bishop
conduct the field
exam. -KRB*



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

September 14, 2005

Norris and Jana Dancer
PO Box 367
Star ID 83669

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-4817

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

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 information, please feel free to contact this office.

Sincerely,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

06/01/2005 RECEIVED

NOTICE OF ERROR
REPLY

JUL 18 2005

WATER RESOURCES
WESTERN REGION

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: 63-4817

TRABERT LAND & LIVESTOCK INC
8900 W JOPLIN RD
MERIDIAN ID 83642
Telephone Number: (208)286-7225

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:

Name Change on Water Right.

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: 7-14-05

SIGNATURE: *Nom Dana*

Please print your name: _____

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

05/31/2005

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
63-4817	TRABERT LAND & LIVESTOCK INC 8900 W JOPLIN RD MERIDIAN ID 83642	Disallowed	NO BENEFICIAL USE FOUND: This is included for a claim based on beneficial use that is PROPOSED to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right No. A63-4813 & -4817

July 13, 2005

Norris Dancer, #286-7545, called in response to the *Notice of Error* packet he received in the mail and the disallowal of his two water rights. I mentioned that three letters requesting evidence of priority were sent and that he called me on February 13, 2004 after he received the evidence of priority letter resent to: Norris and Jana Dancer @ P.O. Box 367, Star (which he agreed is his current address). I reminded him that we had spoken about the need for evidence of priority and the various ways to supply it (see Conversation Memo, 2/13/04). I had given Mr. Norris until March 13, 2004 to provide evidence and explained that I disallowed both claims because nothing was provided to substantiate the claimed priority date. (Before disallowing these claims, I attempted to locate some evidence myself and went to the *Ada County Assessor's Land Records* (see file), but unfortunately, this information did not suffice.)

During our conversation this morning, I reiterated the various means that evidence could be provided (affidavit from neighbor, etc.) and, once again, gave Mr. Norris the telephone number I found in the 2004-2005 *imPact Boise Telephone Directory* for Stanley T. Records (see Conversation Memo, 2/13/04). Mr. Norris stated that he did not call Mr. Records after our last conversation in Feb. 2004 because he thought Mr. Records had passed away. I suggested that he call the number I found for Mr. Records and see if he is the same person who filled out the *Notice of Claim*. Otherwise, I suggested an affidavit from a neighbor.

Mr. Dancer called 30 minutes later to inform me that he called #887-5452 and that it was the very Stanley T. Records that signed the *Notice of Claim*. Mr. Records is willing to give a statement and sign the affidavit for evidence of priority.

Kimberly Brown
Senior Water Resource Agent
Western Region

(*) In addition to Mr. Records' Affidavit, I also suggested that Mr. Dancer submit the Change in W.R. Ownership form, along with the necessary legal document(s), that was included in the *Notice of Error* packet he recently received.

-KB

63-4817

To Whom it May Concern July 14, 2005

I, Stanley Records filed for water rights in August of 1981 on said property, Sec. 19 4N 1W & property 32 acres & 10 acres with information provided from previous owners, Mr. Pollard made claim water was used on these properties as of March 15, 1900.

Stanley T. Records
~~Stanley T. Records~~

RECEIVED

JUL 18 2005

WATER RESOURCES
WESTERN REGION

COPY

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4817 V1

WATER RIGHT NUMBER: 63-4817 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TRABERT LAND & LIVESTOCK INC 8900 W JOPLIN RD MERIDIAN, ID 83642 (208)286-7225

Priority Date: 03/15/1900

Basis: **Beneficial Use**

Status: Disallowed

← Basis needs to be removed by Jan. 4/5/05

<u>Source</u>	<u>Tributary</u>
WASTE WATER	PHYLLIS SLOUGH

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

WASTE WATER	L3 (SE1/4SW1/4NW1/4)	Sec. 19, Twp 04N, Rge 01W, 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	19																	10.0
																			L 3

Total Acres: 10

Conditions of Approval:

1. P03 NO BENEFICIAL USE FOUND: This is included for a claim based on beneficial use that is PROPOSED to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

Remarks:

1. Explanatory NO BENEFICIAL USE FOUND.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4817 V1

Comments:

1. kbrown 4/5/2005 Reason for Disallowal

Comment: Three letters requesting evidence of priority have been sent. The letter sent to Norris & Jana Dancer at PO Box 367, Star was received by these new owners. I spoke with Mr. Dancer about evidence on 2/13/04 (see Conversation Memo). As of this date, no evidence has been submitted, therefore, this claim is being recommended as disallowed.

2. kbrown 4/5/2005 Parcel Number

Comment: PARCEL NO: A PORTION OF S0419244620.

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:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

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>
Summary			02/11/2005	lharris	Disallowed
Contacts	4/5/2005 12:04:20 PM	kbrown			Disallowed
Summary			04/05/2005	kbrown	Disallowed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	4/5/2005 12:04:21 PM	kbrown	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Disallowed.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4817 V1

Summary	4/5/2005 12:07:52 PM	kbrown	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (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?
Summary	2/11/2005 12:15:03 PM	lharris	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?

DISALLOWED *along with (+63-4813)*

Page 1

* *requires a field exam if evidence is received*

02/11/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4817

WATER RIGHT NUMBER: 63-4817 ✓

Owner Type
Current Owner

Name and Address
TRABERT LAND & LIVESTOCK INC ✓
8900 W JOPLIN RD
MERIDIAN, ID 83642
(208)286-7225

Priority Date: 03/15/1900 ✓

Basis: ~~Statutory Claim~~ ✓

Beneficial Use

Status: Active

Source

WASTE WATER ✓

Tributary

~~PHYLLIS SLOUGH~~ ✓ *Boise River*

Beneficial Use

IRRIGATION ✓

change to 3/1

From To

3/15 to 11/15 ✓

Diversion Rate

0.2 ~~0.400~~ CFS ✓

Annual Volume

Total Diversion: ~~0.400~~ CFS ✓

0.2

Location of Point(s) of Diversion

WASTE WATER

ADA County ✓

L3 (SE1/4SW1/4NW1/4) ✓

Sec. 19, Twp 04N, Rge 01W, B.M. ✓

ADD to eCVR:

2 PODS - L3 (SE SW NW)

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE				NW ✓				SW				SE				Totals
✓ 04N	01W	19	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	10.0
									10.0										10.0
									L3										

Total Acres: 10 ✓

Conditions of Approval:

Remarks:

1. General 2 POINTS OF DIVERSION ✓

Comments:

ADD W 47 - Use of this right is combined with water from Fureka Water Co.

Dates and Other Information:

Parcel No: a portion of 30419244620.

DISALLOWED

Field Exam Date 4.5.05

(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 \$60.⁰⁰
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information Govt. lot 3 in 8WNW, S19
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-4817

Owner: Trabert Land & Livestock Inc Phone No. (208) 286-7225

Current Address: 8900 West Joplin, Meridian 83642

Property Address:

9326 W. Joplin Rd
Meridian
83642

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Norris R. Dancer
- ☐ No change Address
- ☒ NEW ADDRESS P.O. Box 367, Star 83669-0367
- ☒ How long owned property? 1991

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: 3/15/1900 ^{or beginning of irrigation season of use}

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

I have sent 3 evidence of priority letters. The letter sent to Norris & Jana Dancer at P.O. Box 367 (per Ada Co. Tax lot information) was received by the new owners Mr. Dancer called and we spoke about providing evidence (see Conversation Memo). As of this date, no evidence has been submitted by the Dancers. Therefore, this claim is being recommended as disallowed.

Source: Tributary to Boise River

- ☐ No Change – SAME SOURCE
- ☒ Source found is different than claimed: trib. to Boise River

POINT OF DIVERSION

- ☐ No change
- ☐ POD found is different than claimed: Govt. lot 3
- ☐ If different, when did POD change?

2 PODs – ADD additional

L3 (SE 8W NW) in eCVR.

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

2 PODs**OVERLAP REVIEW**Other 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 UsesUse Irrigation From 8/1 To Amount 0.2 CFS AFAUse From To Amount CFS AFAUse From To Amount CFS AFA

10 AC
 $.02 \text{ cfs/acre}$
0.20 cfs

AFA not applicable - surface water source

TOTAL VOLUME - Groundwater only☒ Incomplete on claim, the total is, Amount CFS AFA☒ Changes found, the new total is, Amount 0.2 CFS AFA☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)(claimant claimed 0.04 cfs/acre)**NON-IRRIGATION USES:**☒ No changeNone☐ Changes Exam found: Domestic # of homes Stock # Types Additional comments: **PLACE OF USE:**☐ No Change☐ Changes shown below:Parcel No: a portion of S0419244620.Govt. lot 3

JUSTIFICATION FOR DISALLOWAL -

see Priority Date Remarks, pg. 1.

Use of this right is combined with water from
Eureka Irrigation/Water Company.

Parcel No: a portion of S0419244620.

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: 4.5.05 (in office review)

FIELD EXAMINER: Kimberly Brown

DISALLOWED

4.15.05 -

Since Lori Horis activated the eCVR and input the
basis of claim, I am unable to remove the Beneficial Use
basis for this disallowal. Jan Swarte instructed me
to leave it in; as she and Don Schaff are unable to
remove it. -KLB

**Land Records**
[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)
Property Details for Parcel S0419244620

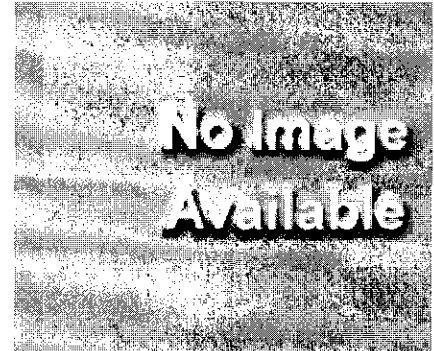
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General Information

Property Acres: 73.710
Zone Code: RR
Primary Code Area: 103 Tax Districts
Group Type: SECT
Subdivision: 4N 1W 19
Section: 4N1W19

Property Description

PAR #4620 OF W'LY POR NW4
 SEC 19 4N 1W
 #244615-B

**Property Address**

9326 W JOPLIN RD
 MERIDIAN, ID 83642

[Click to View Interactive Map](#)
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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	100-HOMESITE ON AG	2.000	\$205,200	MARKET
Primary	10-IRRIGATED AG	71.710	\$68,200	INCOME
Primary	310-RES IMPROVEMENT	0.000	\$363,500	COST
Total Assessed Value:			\$636,900	

Parcel Valuation History

Assessed value for year 2005 \$636,900

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Property Characteristics

Residential
 Agriculture
 Land

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Residential Characteristics 1 for Parcel "S0419244620"

Occupancy Date:	No Date Available
Year Built:	1995
Year Remodel:	0
Effective Age:	0
Construction Class:	4
Number of Bedrooms:	4
Number Bathrooms:	3.5
Number of Fireplaces:	3
Air Conditioning:	Y
Car Storage Sq Ft #1:	1484
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	450
Deck Sq Ft:	552
Deck Covered:	N
Patio Sq Ft:	0
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	3775
Main Floor Sq Ft:	2700
Upper Floor Sq Ft:	1075
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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**Agriculture Characteristics 1 for Parcel "S0419244620"****Irrigated Acres:**

Capability Class 1:	0.0
Capability Class 2:	0.0
Capability Class 3:	0.0
Capability Class 4:	71.71

Non-Irrigated Acres:

Capability Class 1:	0.0
Capability Class 2:	0.0
Capability Class 3:	0.0
Capability Class 4:	0.0

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- [Exemptions and Reductions](#)
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Waste Acres:

Capability Class 8:	0.0
----------------------------	-----

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**Land Characteristics 1 for Parcel "S0419244620"**

Residential Acres:	2.000
Commercial Acres:	0.000
Other Acres:	0.000
MLS Area:	Zero
Street:	Not Available
Utility:	Not Available
Water Source:	Not Available
Sewer:	Not Available
Sidewalks:	N
Curb-Gutters:	N
Topography:	Not Available
View:	Not Available
Water Influence:	None
Water Frontage Feet:	0
Corner:	N

Assessor Links

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

Ada County Links

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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4817

02/11/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
18423	Claim	04N	01W	19	SW	NW		IRRIGATION	2.5/77	HARROLD RUBY V LIFE EST
-145	Claim	04N	01W	19	SW	NW	2	IRRIGATION	8/1826	EUREKA WATER CO
16383	Claim	04N	01W	19	SW	NW	2	IRRIGATION	8/1826	EUREKA WATER CO
4813	Claim	04N	01W	19	SW	NW	3	IRRIGATION	10/32	TRABERT LAND & LIVESTOCK INC
~~4817~~	~~Claim~~	~~04N~~	~~01W~~	~~19~~	~~SW~~	~~NW~~	~~3~~	~~IRRIGATION~~	~~10/10~~	~~TRABERT LAND & LIVESTOCK INC~~
4813	Water Right	04N	01W	19	SW	NW	3	IRRIGATION	10/32	TRABERT LAND & LIVESTOCK INC
~~4817~~	~~Water Right~~	~~04N~~	~~01W~~	~~19~~	~~SW~~	~~NW~~	~~3~~	~~IRRIGATION~~	~~10/10~~	~~TRABERT LAND & LIVESTOCK INC~~
4813	Claim	04N	01W	19	SW	NW	3	STOCKWATER		TRABERT LAND & LIVESTOCK INC

- 4813 covers separate POU; no overlap

Receipt Details for ID C006866

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/17/1989 1:38:04 PM	5/17/1989	State	\$167.00	Check
Payer		TRABERT LAND & LIVESTOCK		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2325			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$167.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	4814		\$25.00	Claim
63	4813		\$82.00	Claim
63	4817		\$60.00	Claim

[Print Report](#)

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right No. A63-4813 & -4817
Evidence of Priority**

February 13, 2004

Norris

~~Norm~~ Dancer called in response to the evidence of priority letter I recently sent to him. (Since I have not received anything from Trabert Land & Livestock Inc. at 8900 West Joplin Rd., I used 2002 Ada County Tax Lot information to find the listing of the current owner: **Norris R. and Jana R. Dancer at P.O. Box 367, Star**. This information is obviously correct.) Mr. Dancer said that he bought this property in 1991. When I asked if he uses any irrigation district water to supplement his claim, he said that he uses Eureka water.

Regarding the topic of evidence of priority, I explained the purpose and need of supplying evidence and gave him several examples of different ways he can obtain sufficient evidence. I looked at the original *Notice of Claim* and found that Stanley T. Records signed it as the President of Trabert Land and Livestock Inc. Therefore, I suggested to Mr. Dancer that he could obtain an affidavit from Mr. Records; since he was the one who came up with the 1900 priority date. (The 2004-2005 *imPact Boise Telephone Directory* lists Stanley T. Records at 2013 Turnberry Way, Meridian 83642 - #887-5452). Mr. Dancer also spoke of a "Bill Clayton" as someone who may be able to provide evidence.

At the end of our conversation, Mr. Dancer requested extra time to submit evidence; since his due date is February 25. He explained that he has a place in southern California, that he will be going down there soon, and will be back by the 1st of March. Therefore, I gave him until March 13th (two weeks after he returns) to provide evidence.

Kimberly Brown
Senior Water Resource Agent
Western Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 28, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

NORRIS R. DANCER OR
JANA R. DANCER
P.O. BOX 367
STAR, ID 83669-0367

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): **A63-04813 & A63-04817**

Dear Claimant(s),

In the past, Trabert Land & Livestock Inc. submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. Trabert Land & Livestock Inc. 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 historical use of the water for a beneficial use 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.

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. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date.**"

If no evidence of your priority date 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 SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by February 25, 2004. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.



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

In addition, since it is our goal to decree the historical water rights within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents to verify claims in this area. Therefore, either Mr. Bryce Scholer or Mr. Gene Gibson will be contacting you within the next few weeks to schedule a field exam.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Kimberly L. Brown".

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-04813 & A63-04817

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.



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 30, 2003

APRIL & GREG DANCER
8900 WEST JOPLIN RD.
MERIDIAN, ID 83642

4/5/2005
← this may be a brother or
father of Norris Dancer

← this must be the original farm house/
address for the property in this
area; it is located in the

Mrs. and Mr. Dancer,

According to our 2002 Tax Lot information, you are the current residents at this address. SE NW,
If you are the current owners of this property, please read the enclosed envelope's
contents. S19.

Sincerely,

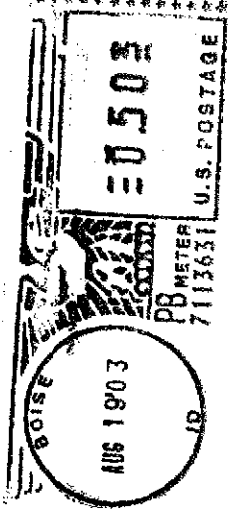
Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Western Region

-KLB

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

RETURN SERVICE
REQUESTED



RECEIVED

AUG 28 2003

WATER RESOURCES
WESTERN REGION

Order
**DELIVERY ATTEMPTED,
NOT KNOWN**

Evidence of Priority letter at this address

A63-4813 # -4817

4N 1W

TRABERT LAND & LIVESTOCK INC.
8900 WEST JOPLIN RD.
MERIDIAN, ID 83642

83642 83642 83642 83642 83642 83642 83642 83642 83642 83642

8-30-03 Checked 2002 Tax lot information: lists "Prisoner" as -

April & Greg Dancer
8900 West Joplin Rd.
Meridian, ID 83642

8-30-03 resent Ev. of Priority letter to address above

-KLB



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, 2003

TRABERT LAND & LIVESTOCK INC.
8900 WEST JOPLIN RD.
MERIDIAN, ID 83642

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-04813 & A63-04817

Dear Claimant(s),

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. You 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 historical use of the water for a beneficial use 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.

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.

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

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 SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future. Since it is our goal to decree the historical water rights within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents to verify claims in this area.

The required evidence supporting the priority date(s) requested needs to be submitted by September 16, 2003. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above. In addition, please contact me at the Western Region office as soon as possible to set up a field exam.



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

Respectfully Submitted,

Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-04813 & A63-04817

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: A63-04817

Date: 5-09-01

	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	19							10										10
GIS										12										12
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 2

Total Claimed Acres: 10

Total GIS Acres: 12

Overlapping POU Claim #'s:

COMMENTS:

per claim map

Idaho Department of Water Resources

Claim Number: 63-04817
Legal: T4N, R1W, S19
Reviewed By:

⊙ Point of Diversion



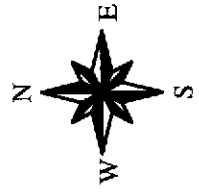
Place of Use



Section Lines



Quarter Quarter Lines



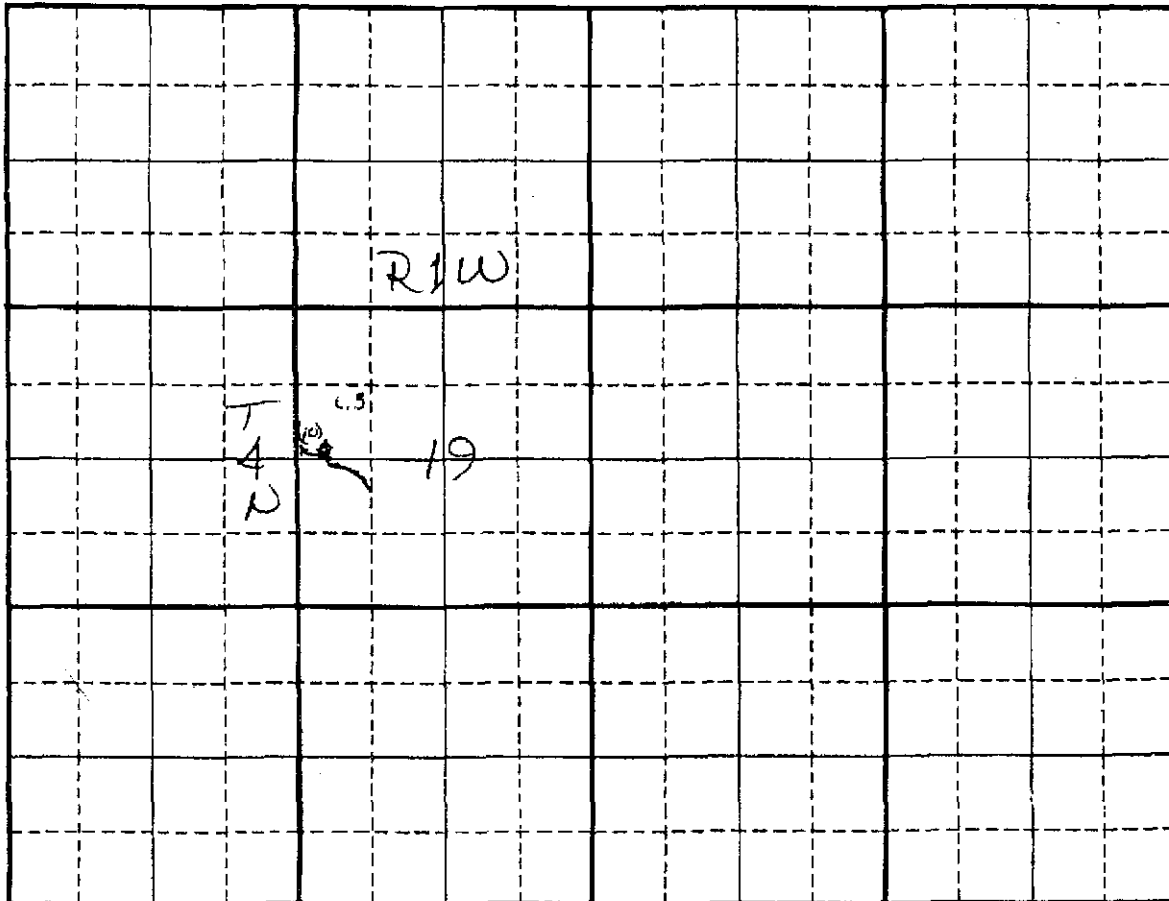
1987 Napp Photo



0 0.25 Miles



(8) Remarks Details of water right supplied by Adrian Pollard, about 70 years old.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Subscribed and sworn to me
by Stanley J. Records
(Claimant)

Sworn to before me this 25th day of August, 19 81

[Signature]
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 8/25/81 Exception filed by: _____ Date _____
Prelim. check by [Signature] Date 8/27/81 Forwarded to claimant by: _____
\$30.00 fee received by [Signature] Date 8/25/81
Published in Stationer _____
Dates Sept. 22-30 - 1981 _____