



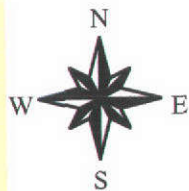
MICROFILMED
AUG 25 1992
NOO

Idaho Department of Water Resources

Claim Number: 63-15603
Legal: T03N, R01E, S32
Reviewed By:

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

*Waiting for response
from claimant.
See memo.*



0 0.25 0.5 0.75 Miles

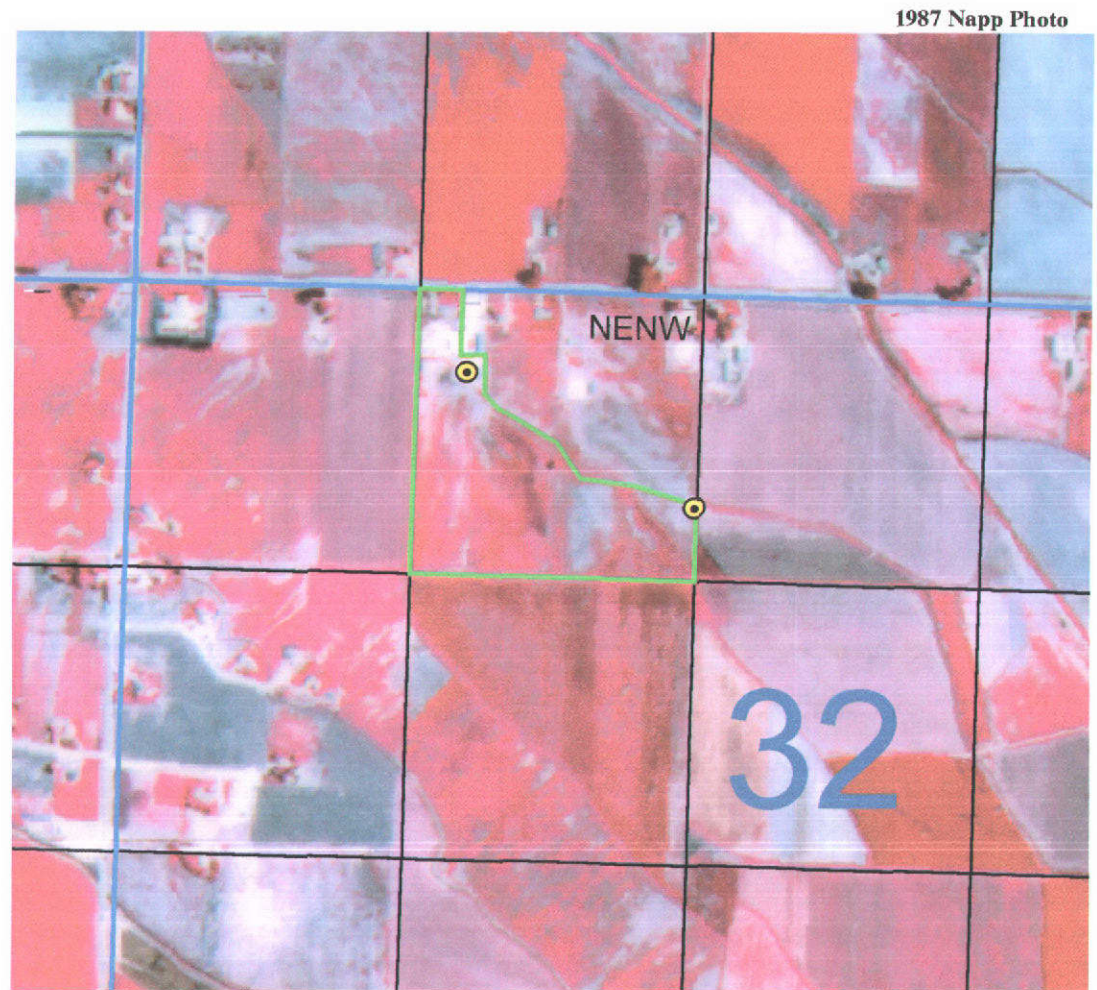
Idaho Department of Water Resources

Claim Number: 63-15603

Legal: T03N, R01E, S32

Reviewed By:

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



0 0.25 0.5 0.75 Miles



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: A63-15603

Date Received: 6/07/1989

Receipt No: W003137 (A63)

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN HUFFMAN 208-888-0099
Address: 2045 E. AMITY RD.
MERIDIAN, ID 83642

OR

Name: HELEN L. HUFFMAN 208-888-0099
Address: 2045 E. AMITY RD.
MERIDIAN, ID 83642

2. Date of Priority: MAY 01, 1905

3. Source: UNNAMED DRAIN Trib. to: BOISE RIVER
WASTEWATER BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	01E	32	NE	NW			ADA

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.260		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

A63-15603

Page 1

Date: 06/07/89

MICROFILMED
AUG 25 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	01E	32	NE	NW		IRR	13.0
Section Acres							13.0
Total Acres							13.0

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:

CLAIM NO. A63-15606 - GROUNDWATER.

14. Remarks:

DESC. OF DIVERTING WORKS - THIS SYSTEM CONSISTS OF A 3/4-1 HP PUMP IN THE UNN. DRAIN WITH A PIPELINE FOR FLOOD AND SPRINKLER IRRIGATION. THE WASTEWATER COMES FROM A WASTE DITCH AND IS DIVERTED BY HEADGATES AND CANVAS DAMS FOR FLOOD IRRIGATION. THE POINTS OF DIVERSION ARE IN THE SAME 1/41/4, HOWEVER, THE WASTE DITCH AND UNNAMED DRAIN ARE TWO DIFFERENT STREAMS USED IN THE SAME IRRIGATION SYSTEM.

15. Basis of Claim: BENEFICIAL USE

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: 1

For Individuals:

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

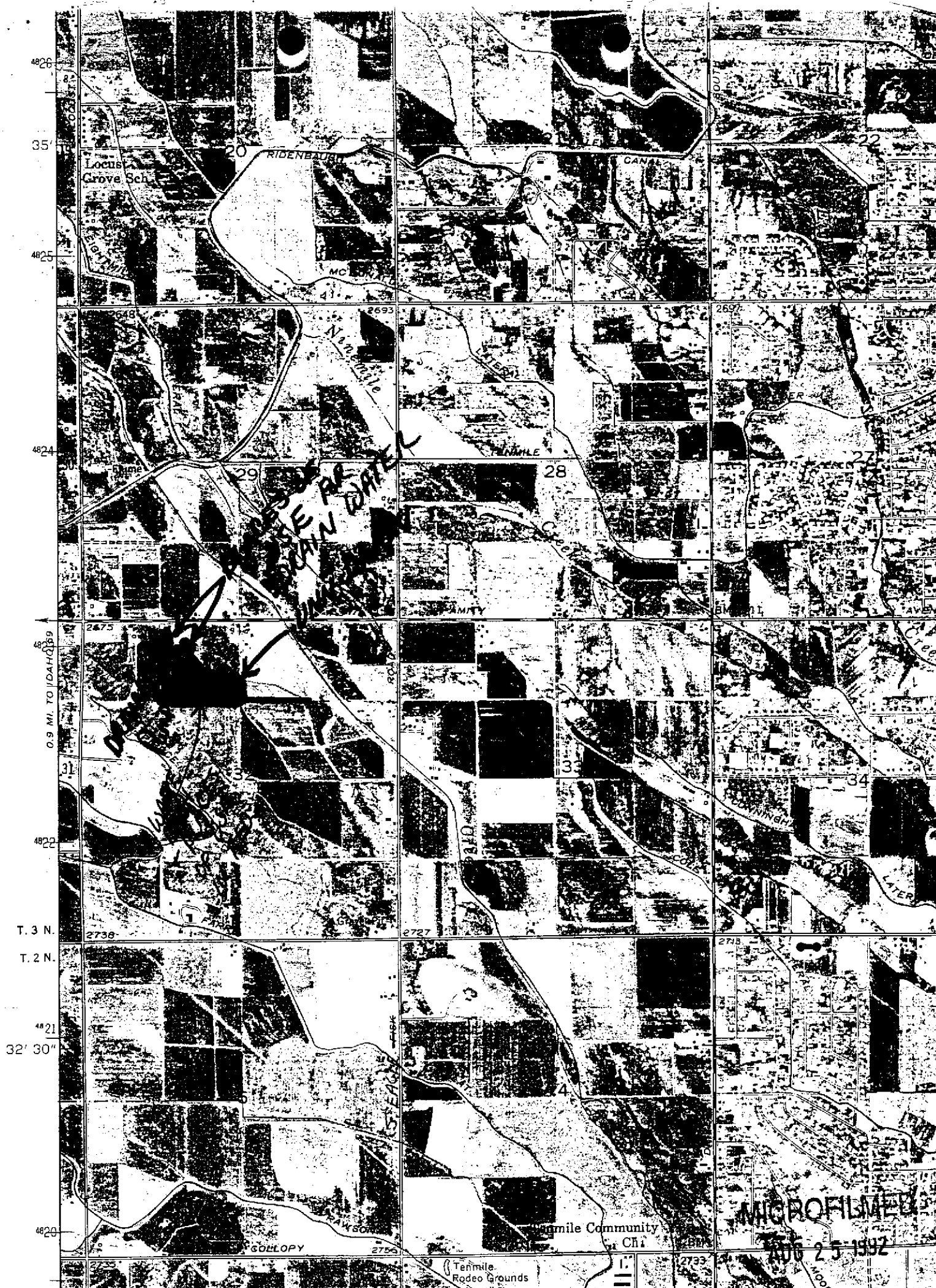
Signature of Claimant(s): Helene L. Hoffmann Date: 6/7/89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of June 19 89
Seal
Residing at Meridian ID
My Commission Expires 9-14-94

Jan Hunt
Notary Public



ReceiptID	Amount	BasinNumber	SequenceNuml	SplitSuffix	Type
W003137	63.00	63	15603		Claim
W003137	25.00	63	15606		Claim

2006 AUG 16 AM 9:07

DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED 

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase 63-15603
	)	
Case No. 39576	)	ORDER GRANTING MOTION TO
	)	AMEND STANDARD FORM 1
_____	)	OBJECTION

On May 15, 2006, the New York Irrigation District, by and through their attorneys of record McDevitt & Miller, LLP, filed a *Motion to Amend Standard Form 1 Objection*, together with a proposed *Amended Standard Form 1 Objection*. Pursuant to Idaho Rule of Civil Procedure 15(a), and good cause appearing, the *Motion* is hereby **granted**.

The Clerk of the Court is instructed to file the *Amended Objection*, which shall replace the objection previously filed on April 21, 2006.

Dated August 14, 2006



THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO AMEND STANDARD FORM 1 OBJECTION was mailed on August 16, 2006, with sufficient first-class postage to the following:

NEW YORK IRRIGATION DISTRICT

Represented by:
CHARLES F MC DEVITT
420 W BANNOCK ST
PO BOX 2564
BOISE, ID 83701
Phone: 208-343-7500

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

HELEN L HUFFMAN

JOHN HUFFMAN
2045 E AMITY RD
MERIDIAN, ID 83642
Phone: 208-888-0099


Deputy Clerk

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA)

A. Subcase 63-15603

(Insert water right number
from the Objection Form)

Case No. 39576)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: E. Gail McGarry
United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, ID 83706 -1234
Daytime Phone: (208) 378-5306

Name & Address of Attorney, if any:

David W. Gehlert (303) 844-1386 Trial Attorney,
Natural Resources Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street - 8th Floor
Denver, CO 80294

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: New York Irrigation District
C/O Chas F. McDevitt
McDevitt & Miller LLP
Address: 420 W. Bannock
P.O. Box 2564-83701
Boise, ID 83702

D. I am responding to the objections to the following elements. (Please check the appropriate box (es)).

1. ☐ Name and Address
2. ☒ Source
3. ☐ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☐ Place of Use
10. Recommendation
 - ☒ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

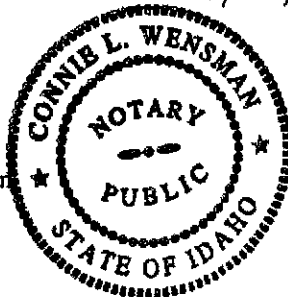
Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this response as defined by I.C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

[Signature]
(Signature of person filing response)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/23/06 Connie L. Wensman



Notary Public for: Idaho
Residing at: Meridian
My Commission Expires: 10/06/10

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

I certify that on 6-23, 2006, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Helen & John Huffman
Address: 2045 E. Amity Road
Meridian, ID 83642

3. One copy to the party who filed the objection at the following address:

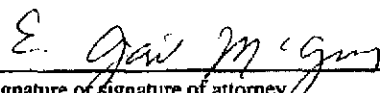
Name: Name: New York Irrigation District
C/O Chas F. McDevitt, McDevitt & Miller LLP
Address: P.O. Box 2564-83701, Boise, ID 83702

4. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 4449
Boise, ID 83711-4449

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724


Your signature or signature of attorney
mailing on your behalf

COPY

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) A. Subcase 63-15603
(Insert water right number)
)
Case No. 39576) STANDARD FORM 1
) OBJECTION
)

NAME AND ADDRESS OF PERSON OBJECTING

Name: New York Irrigation District
Address: 6616 Overland Road
Boise, ID 83709
Daytime Phone: 208-378-1023

Name & Address of Attorney, if any:
Chas F. McDevitt & Miller LLP
McDevitt & Miller LLP
420 W. Bannock
P.O. Box 2564-83701
Boise, ID 83702

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Helen L. Huffman
John Huffman
Address: 2045 E. Amity Road
Meridian, ID 83642

I object to the following elements as recommended in the Director's Report.

1. ☐ **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: The waste waters claimed belong to the Boise-Kuna Irrigation District.
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
☒ This water right Should not exist.
☐ This water right was not recommended, but Should be recommended with
the elements described above.

REASONS SUPPORTING OBJECTIONS(S):

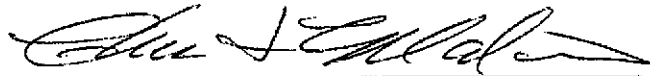
There has been no lawful appropriation of this right. The waste waters belong to the Boise-Kuna Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Boise-Kuna Irrigation District.

VERIFICATION

State of Idaho)
)ss.
County of Ada)

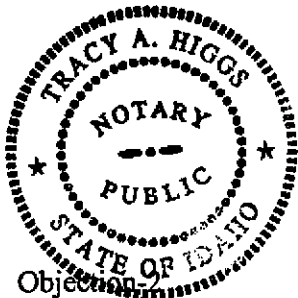
Chas F. McDevitt, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



Chas F. McDevitt
McDEVITT & MILLER LLP

Subscribed and sworn to before me on: 4-21-06 Tracy A. Higgs



Notary Public for State of ID
Residing at: Boise ID
My Commission Expires: 6/2007

CERTIFICATE OF MAILING

I certify that on April 21st, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Helen L. Huffman
John Huffman
Address: 2045 E. Amity Road
Meridian, ID 83642

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449

Heather Hauke, legal assistant
McDEVITT & MILLER LLP

02/01/2005

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

RIGHT NUMBER: 63-15603

NAME AND ADDRESS: HELEN L HUFFMAN
2045 E AMITY RD
MERIDIAN ID 83642

JOHN HUFFMAN
2045 E AMITY RD
MERIDIAN ID 83642

SOURCE: UNNAMED DRAIN
WASTE WATER

TRIBUTARY: BOISE RIVER
TRIBUTARY: BOISE RIVER

QUANTITY: 0.260 CFS

PRIORITY DATE: 05/01/1905

POINT OF DIVERSION:

T03N R01E S32 NENW Within ADA County

T03N R01E S32 NENW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
0.260 CFS

PLACE OF USE: IRRIGATION Within ADA County

T03N R01E S32 NENW 13.0

13 ACRES TOTAL

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

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.

No beneficial use found.

EXPLANATORY MATERIAL: Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-15603 V1

WATER RIGHT NUMBER: 63-15603 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HELEN L HUFFMAN 2045 E AMITY RD MERIDIAN, ID 83642 (208)888-0099
Current Owner	JOHN HUFFMAN 2045 E AMITY RD MERIDIAN, ID 83642 (208)888-0099

Priority Date: 05/01/1905

Basis: Beneficial Use

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	BOISE RIVER
WASTE WATER	BOISE RIVER

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

Location of Point(s) of Diversion

UNNAMED DRAIN	NE1/4NW1/4	Sec. 32, Twp 03N, Rge 01E, B.M.
ADA County		
WASTE WATER	NE1/4NW1/4	Sec. 32, Twp 03N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T03N R01E S32 NENW 13.0

Total Acres: 13

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. General No beneficial use found.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-15603 V1

Comments:

1. vmusic 2/1/2005 1939 AERIAL

Comment: LOOKS CULTIVATED IN 1939 AERIAL

2. vmusic 2/1/2005 EVIDENCE OF PRIORITY

Comment: SEVERAL REQUESTS WERE MADE BY PHONE AND MAIL FOR EVIDENCE OF PRIORITY. NONE SUBMITTED BY CLAIMANT.

3. vmusic 2/1/2005 FIELD EXAM

Comment: CLAIMANT CONTACTED BY MAIL RE NEED FOR FIELD EXAM. NO RESPONSE.

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	2/1/2005 3:43:44 PM	vmusic			Disallowed
Priority Date	2/1/2005 3:51:40 PM	vmusic			Disallowed
POD	2/1/2005 3:52:18 PM	vmusic			Disallowed
Source	2/1/2005 3:52:40 PM	vmusic			Disallowed
POU	2/1/2005 3:53:45 PM	vmusic			Disallowed
Use	2/1/2005 3:54:09 PM	vmusic			Disallowed
Season	2/1/2005 3:55:03 PM	vmusic			Disallowed
Quantity	2/1/2005 3:55:44 PM	vmusic			Disallowed
Summary			02/01/2005	vmusic	Disallowed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	2/1/2005 3:43:44 PM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: DESKTOP REVIEW
Summary	2/1/2005 4:01:12 PM	vmusic	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-15603 V1

Use	2/1/2005 3:54:09 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (No) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	2/1/2005 3:55:04 PM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (No) 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?
Priority Date	2/1/2005 3:51:40 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (No) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 13. Has additional evidence of priority date been submitted? (No) 14. Can any portion of the claim be recommended as a valid water right? Description for Question 12/13 - CLAIMANT HAS NOT RESPONDED TO SEVERAL CORRESPONDENCE AND PHONE CONVERSATIONS REQUESTING EVIDENCE OF PRIORITY.
POD	2/1/2005 3:52:18 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (No) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-15603 V1

Source	2/1/2005 3:52:40 PM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (No) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
POU	2/1/2005 3:53:45 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (No) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required?
Quantity	2/1/2005 3:55:44 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (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?



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

December 7, 2004

RECEIVED

DEC 10 2004

WATER RESOURCES
WESTERN REGION

HELEN L AND JOHN HUFFMAN
2045 E AMITY RD
MERIDIAN ID 83642

Re: SRBA Claim No. 63-15603

Dear Mr. and Mrs. Huffman:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 63 in the Snake River Basin Adjudication.

The Department of Water Resources has previously contacted you regarding information on the priority date for the above SRBA claim. In order to make positive recommendations of this water right, each element of the water right must be proven.

The Department plans to issue its Preliminary Recommendations on this water right early next year. If the Department does not receive all the necessary evidence for this claim, it will have no option but to recommend to the SRBA Court that this water right be disallowed, meaning that the water right will not be valid.

Please contact Vicky Music at the Western Regional Office for the Idaho Department of Water Resources at (208) 334-2190. **If we do not hear from you by January 7, 2005 then your water right will be recommended as disallowed.**

Very truly yours,

A handwritten signature in black ink, reading "Nick Spencer", is written over a horizontal line.

NICHOLAS B. SPENCER
Deputy Attorney General
Idaho Department of Water Resources

NBS/pm

cc: Vicky Music

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-15603

02/01/2005

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-15606	Claim	03N	01E	32	NE	NW		GROUND WATER	HELEN L HUFFMAN
63-17668	Claim	03N	01E	32	NE	NW		GROUND WATER	DONNA B FRISCH
63-15603	Claim	03N	01E	32	NE	NW		UNNAMED DRAIN BOISE RIVER	HELEN L HUFFMAN
63-15603	Claim	03N	01E	32	NE	NW		WASTE WATER BOISE RIVER	HELEN L HUFFMAN
63-19789	Claim	03N	01E	32	NE	NW		GROUND WATER	RONA ISHAM
63-15606	Water Right	03N	01E	32	NE	NW		GROUND WATER	JOHN HUFFMAN
63-15672	Water Right	03N	01E	32	NE	NW		GROUND WATER	BRENT O PATRICK
63-17668	Water Right	03N	01E	32	NE	NW		GROUND WATER	DONNA B FRISCH
63-4584	Water Right	03N	01E	32	NE	NW		UNNAMED DRAIN TENMILE CREEK	JUDITH C SEEWALD
63-19789	Water Right	03N	01E	32	NE	NW		GROUND WATER	RONA ISHAM

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-15603

02/01/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
15603	Claim	03N	01E	32	NE	NW		IRRIGATION	13/13	HELEN L HUFFMAN
4584	Water Right	03N	01E	32	NE	NW		IRRIGATION	19/19	JUDITH C SEEWALD
15606	Water Right	03N	01E	32	NE	NW		STOCKWATER		JOHN HUFFMAN
15672	Water Right	03N	01E	32	NE	NW		STOCKWATER		BRENT O PATRICK
17668	Water Right	03N	01E	32	NE	NW		STOCKWATER		DONNA B FRISCH
19789	Water Right	03N	01E	32	NE	NW		STOCKWATER		RONA ISHAM
15606	Water Right	03N	01E	32	NE	NW		DOMESTIC		JOHN HUFFMAN
15672	Water Right	03N	01E	32	NE	NW		DOMESTIC		BRENT O PATRICK
17668	Water Right	03N	01E	32	NE	NW		DOMESTIC		DONNA B FRISCH
19789	Water Right	03N	01E	32	NE	NW		DOMESTIC		RONA ISHAM

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-15603

WATER RIGHT NUMBER: 63-15603

Owner Type Name and Address
 Current Owner HELEN L HUFFMAN
 2045 E AMITY RD
 MERIDIAN, ID 83642
 (208)888-0099

Current Owner JOHN HUFFMAN
 2045 E AMITY RD
 MERIDIAN, ID 83642
 (208)888-0099

Priority Date: 05/01/1905

Basis: Beneficial Use

Status: Active

SourceUNNAMED DRAIN
WASTE WATERTributaryBOISE RIVER
BOISE RIVERBeneficial Use

IRRIGATION

From To
 3/15 to 11/15

Diversion Rate

0.260 CFS

Annual VolumeTotal Diversion:

0.260 CFS

Location of Point(s) of Diversion

UNNAMED DRAIN

NE1/4NW1/4

Sec. 32, Twp 03N, Rge 01E, B.M.

ADA County

WASTE WATER

NE1/4NW1/4

Sec. 32, Twp 03N, Rge 01E, B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T03N R01E S32 NENW 13.0

Total Acres: 13

Conditions of Approval:Remarks:

1. General

DESC. OF DIVERTING WORKS - THIS SYSTEM CONSISTS OF A 3/4-1 HP PUMP IN THE UNN. DRAIN WITH A PIPELINE FOR FLOOD AND SPRINKLER IRRIGATION. THE WASTEWATER COMES FROM A WASTE DITCH AND IS DIVERTED BY HEADGATES AND CANVAS DAMS FOR FLOOD IRRIGATION. THE POINTS OF DIVERSION ARE IN THE SAME 1/41/4, HOWEVER, THE WASTE DITCH AND UNNAMED DRAIN ARE TWO DIFFERENT STREAMS USED IN THE SAME IRRIGATION SYSTEM.

PO3 no b/u found

desktop review/vlm

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

disallowed -

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 - none
- ☐ 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) 63-15003

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: _____

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

repeated efforts have been made to get evidence of priority. Claimants haven't responded. mail not returned

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 REVIEW

Other water rights with the same point of diversion: _____

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 _____ From _____ To _____ Amount _____ 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:

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: _____

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

complete
 707
 rele 707
 Digallow - no blu found.

[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:

2-1-05

FIELD EXAMINER:

DUPLICATE: 2-1-05
WICK WALL

Idaho Department of Water Resources

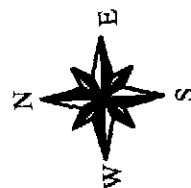
Claim Number: 63-15603
Legal: T03N, R01E, S32
Reviewed By:

⊙ Point of Diversion

☐ Place of Use

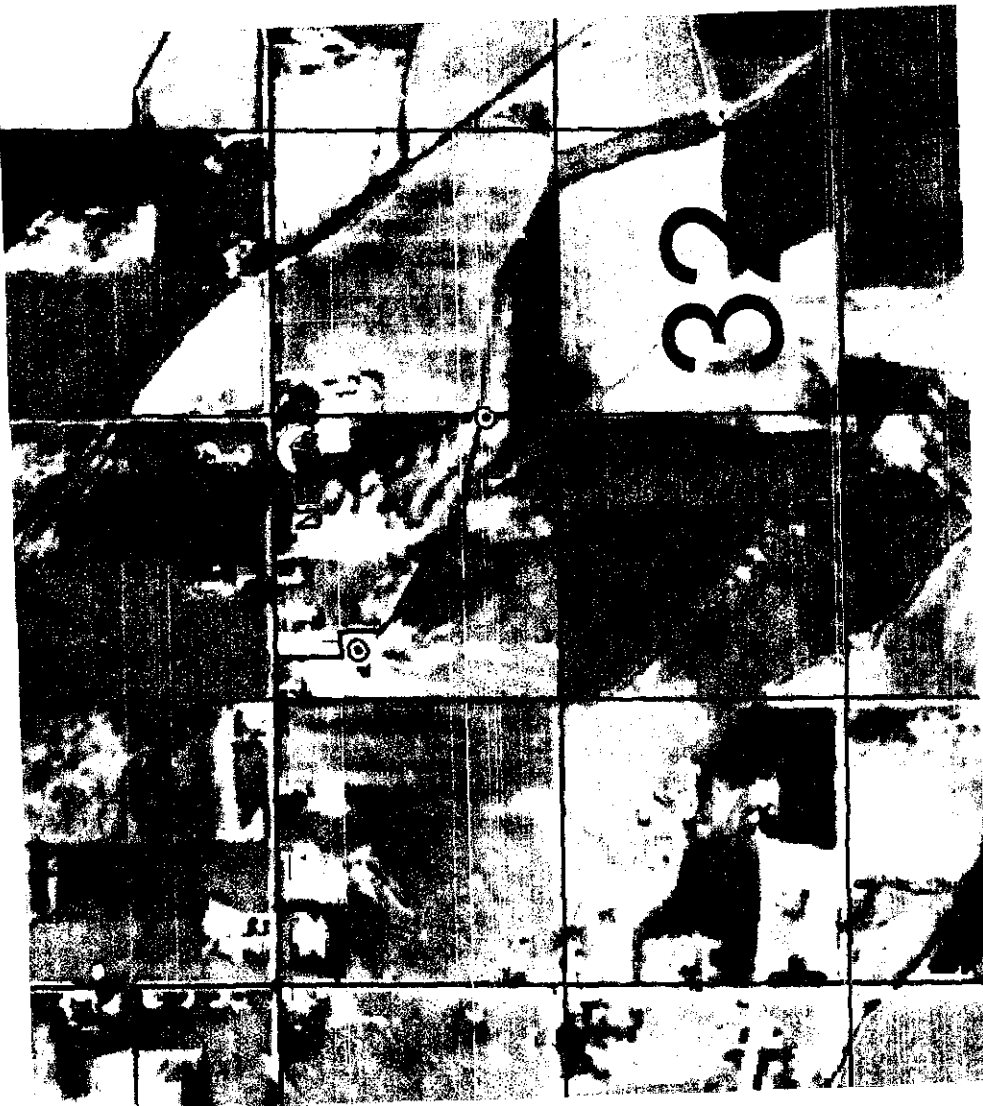
☐ Section Lines

☐ Quarter Quarter Lines



*Waiting for response
from Claimant.
See memo.*

1987 Napp Photo



Music, Vicky

From: Harvey, Becky
Sent: Friday, December 03, 2004 2:10 PM
To: Music, Vicky
Subject: RE: B 63 letters

Will do.

-----Original Message-----

From: Music, Vicky
Sent: Friday, December 03, 2004 2:08 PM
To: Spencer, Nick; Harvey, Becky
Subject: B 63 letters

Hi - I received a great response from the last batch of letters you sent for me -thanks! I need more ! Below is some information but let me know if it is not enough. Also, will you please ask that they have the info to me sometime in the first week of Jan 2005?

1 - 63-4993 and 63- 4994. EOP/ field exam letter sent 8/24 and have been in touch since but has not given me info.

attn: Lee Hanson

CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS
REAL ESTATE DIVISION
12TH FLOOR EAST
50 E NORTH TEMPLE

SALT LAKE CITY, UT 84150-6312

2 - 63-5274. EOP/filed exam letter sent 8/24. No response - sent to all 3 guys.

J R SIMPLOT CO
C/O RON GRAVES
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707
(208)336-2110

Attorney

J R SIMPLOT CO
ENV AND REGULATORY AFFAIRS
ATTN: GRAY YOUNG OR TERRY UHLING
PO BOX 27
BOISE, ID 83707-0027
(208)389-7318

3 - 63-4815/ EOP letter sent 10/15. No response.

Current Owner LINDA RUSH
MICHAEL RUSH
9412 W WRIGHT ST
BOISE, ID 83709
(208)362-4348

4 - 63-15603. EOP/ field exam letter sent 10/15. No response.

HELEN L HUFFMAN
JOHN HUFFMAN
2045 E AMITY RD
MERIDIAN, ID 83642
(208)888-0099

5 - 63-18687. EOP letter sent 10/15. No response.

AARON W KREGER
JANICE KREGER
4410 E FRANKLIN RD
MERIDIAN, ID 83642
(208)322-0346

6 - 63-4995. EOP letter sent 10/12. No response. [new address per Ada co assessor info]

JOHN JOSEPH SMILEY, trustee
2825 Sophie Lake Rd
Eureka ,MT 59917

7 - EOP letter sent 11/8. No response.

WYMOSA WATER TRUST
4900 WYMOSA
BOISE, ID 83703
(208)344-0045

Thanks again - Vicky M



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 15, 2004

JOHN HUFFMAN
HELEN HUFFMAN
2045 E AMITY RD.
MERIDIAN, ID 83642

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-15603

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.

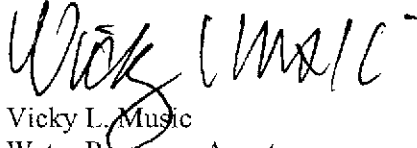
Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two 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 November 1, 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.

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. Burke 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 black ink, appearing to read "Vicky L. Music". The signature is stylized with a large, looped "V" and a cursive "L".

Vicky L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-15603

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.

CONVERSATION MEMORANDUM

Date: 11-19-02

Employee Initials: GL

File #: 63-15603

Name of Party: Helen L. Huffman

I called and left message at (208) 888-0099. Mrs. Huffman returned my call. We discussed their claim and the way it was filed. She stated that she did not have the time to come in today but would as soon as she could. She stated that they did not own the far east parcel shown on the map. It belongs to Donna Frisch. Will look at maps and Ada County Tax map when she comes in. We also need proof of Ben. use date.

Need to do Field Exam

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: A63-15603

Date Received: 6/07/1989

Receipt No: WDD 3137 (A63)

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN HUFFMAN 208-888-0099
Address: 2045 E. AMITY RD.
MERIDIAN, ID 83642

OR

Name: HELEN L. HUFFMAN 208-888-0099
Address: 2045 E. AMITY RD.
MERIDIAN, ID 83642

2. Date of Priority: MAY 01, 1905 *Need Proof*

3. Source: UNNAMED DRAIN Trib. to: BOISE RIVER
WASTEWATER BOISE RIVER

4. Point of Diversion: *Need on-site or
office review*

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
03N	01E	32	NE NW		ADA

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.260		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

A63-15603

Page 1

Date: 06/07/89

MICROFILMED
AUG 25 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	01E	32	NE NW		IRR	13.0
Section Acres						13.0
Total Acres						13.0

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:

CLAIM NO. A63-15606 - GROUNDWATER.

14. Remarks:

DESC. OF DIVERTING WORKS - THIS SYSTEM CONSISTS OF A 3/4-1 HP PUMP IN THE UNN. DRAIN WITH A PIPELINE FOR FLOOD AND SPRINKLER IRRIGATION. THE WASTEWATER COMES FROM A WASTE DITCH AND IS DIVERTED BY HEADGATES AND CANVAS DAMS FOR FLOOD IRRIGATION. THE POINTS OF DIVERSION ARE IN THE SAME 1/41/4, HOWEVER, THE WASTE DITCH AND UNNAMED DRAIN ARE TWO DIFFERENT STREAMS USED IN THE SAME IRRIGATION SYSTEM.

15. Basis of Claim: BENEFICIAL USE

Idaho Department of Water Resources

Claim Number: 63-15603

Legal: T03N, R01E, S32

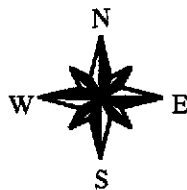
Reviewed By:

1987 Napp Photo

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



0 0.25 0.5 0.75 Miles



KWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-15603 Date: 3-14-01

	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	3N	1E	32					13												13
GIS								22												22
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 2

Total Claimed Acres: 13

Overlapping POU Claim #'s:

Total GIS Acres: 22

COMMENTS:

per claim map