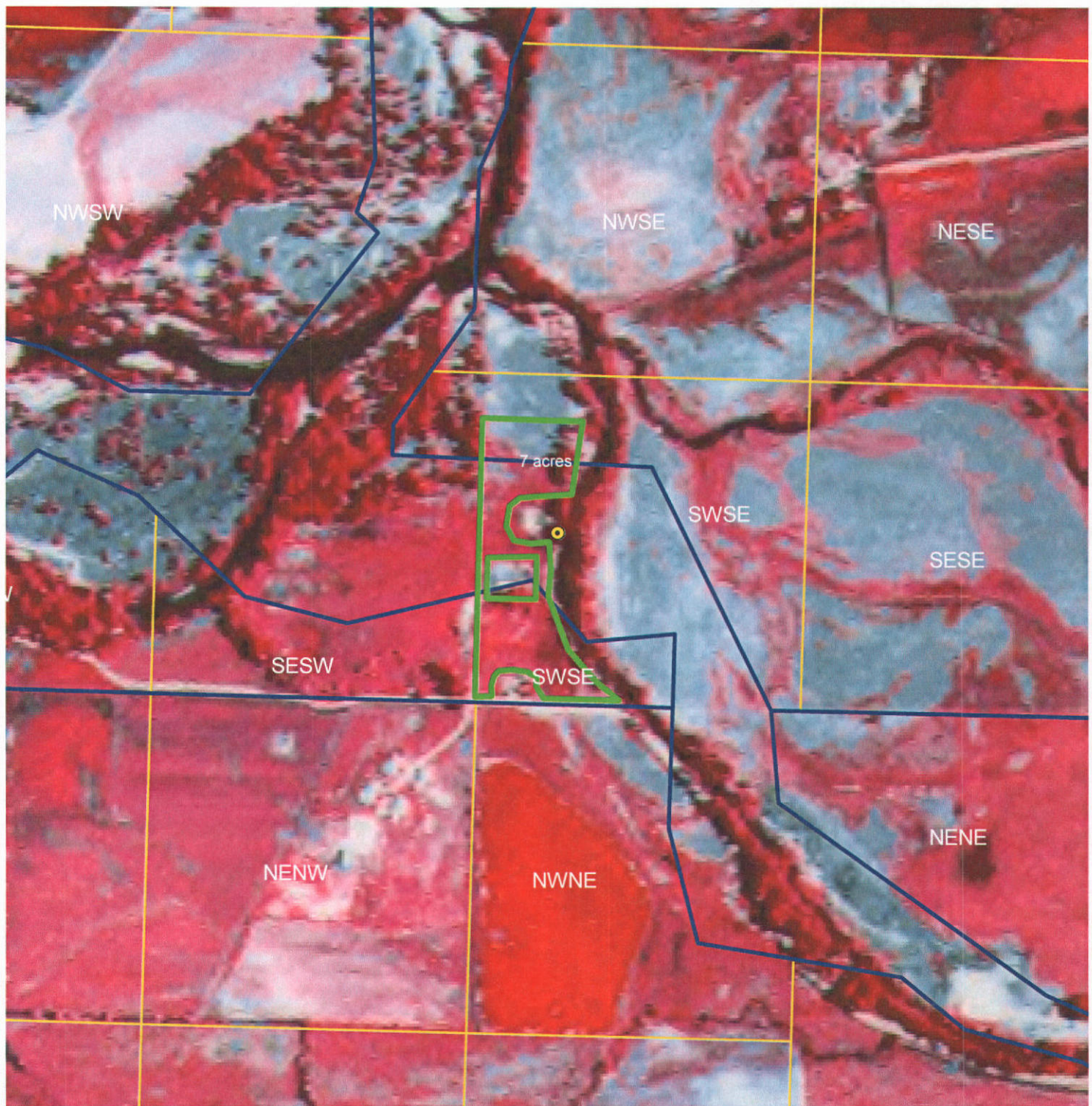




Idaho Department of Water Resources

63-5173

T04N R01W S14



-  Point of Diversion
-  Place of Use
-  Sections
-  Quarter Quarter



600 0 600 Feet

IDWR

Prepared by: Sandy Egbert

Date: 7-27-05

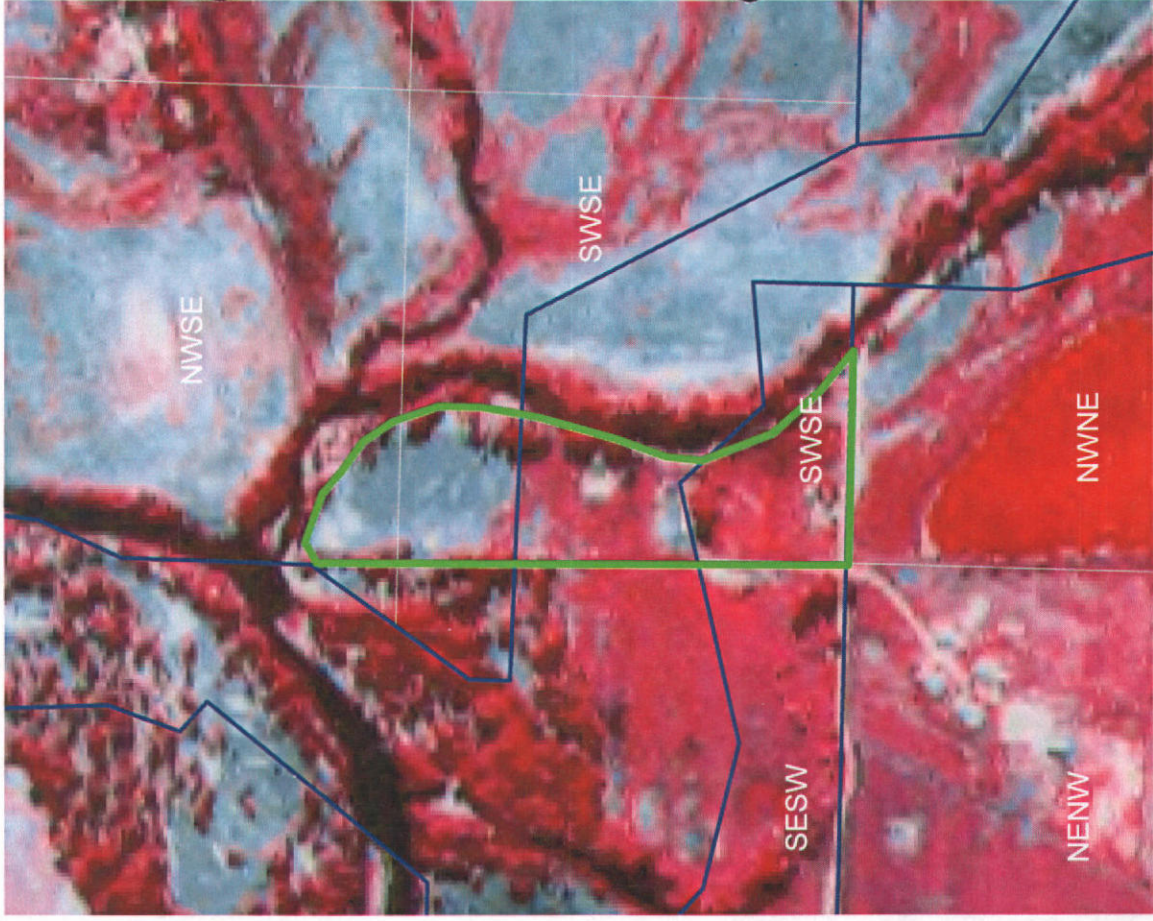
1987 NAPP Photography

63-5173 & 63-5174

2003 Photography



1987 Photography



Yellow lines are tax lots Blue are section lines

05 25 2005





Pump Suction in South
Fork of Boise River

Pump Setup
3 H.P. Belt Driven

06 25 2005



Pump discharging into
Irrigation Ditch

06 25 2005

63-5173 / 5174 Timmons

Looking Southwest
From pump

Both Rights P.O.V.

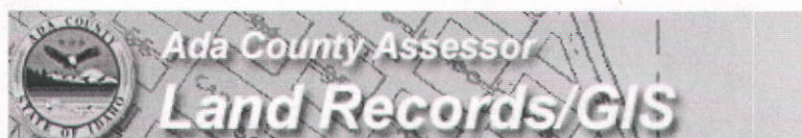


06 25 2005

P.O.V. (Both Rights)



06 25 2005

**Land Records**
[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)
Property Details for Parcel S0414427800

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

General Information

Property Acres: 7.850
Zone Code: RR
Primary Code Area: 105 Tax Districts
Group Type: SECT
Subdivision: 4N 1W 14
Section: 4N1W14

Property Description

PAR #7800 OF LOTS 9 & 10
 SEC 14 4N 1W
 #9055704
 #130000-S

Property Address

2228 W DUCK ALLEY RD
 EAGLE, ID 83616


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

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

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	10-IRRIGATED AG	7.850	\$10,800	INCOME

Total Assessed Value: \$10,800

Parcel Valuation History

Assessed value for year 2004	\$10,800
Assessed value for year 2003	\$49,500
Assessed value for year 2002	\$49,500
Assessed value for year 2001	\$47,100
Assessed value for year 2000	\$32,000

Ada County Links

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

Property Characteristics

Agriculture
 Land

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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 63-5173
Date Received: 5/13/2004
Receipt No: W031695
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GERALD W TIMMONS Phone: (208)888-5371
2228 W DUCK ALLEY RD
EAGLE ID USA 83616

LYNNE TIMMONS Phone: (208)888-5371
2228 W DUCK ALLEY RD
EAGLE ID USA 83616

2. Date of Priority: 07/01/1958

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	14	SW SE 9	ADA	

5. Description of diverting works:

3.5 hp electric motor, 3 inch pump, gravity irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.27	

7. Total Quantity Appropriated is:
0.27 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	14	NW	SE	10	IRRIGATION	2
			SW	SE	9	IRRIGATION	5
						Section Acres	7
						Total Acres	7

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Claimant owns over 12.8 acres of Lots 8, 9, 10 and some accretion land with claims 63-5173 and 63-5174. Due to gravelly river bottom soil, more than 1 inch per acre is needed, plus ditch loss.

15. Basis of Claim: Beneficial Use

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

**IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM**

CIVIL CASE NUMBER: 39576
Ident. Number 63-5123
Date Received 5-13-04
Receipt Number W031695

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

Please type or print clearly

1. Name of Claimant (s) Lynne + Gerald W Timmons Phone (208) 888-5371
Mailing Address 2228 W Duck Alley Rd Eagle, Id Zip 83616

2. Date of Priority (Only one (1) per claim) 7-1-1958

3. Source of water supply (a) Boise River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 4N Range 1W Section 14,
SW 1/4 of SE 1/4 of 1/4, Govt. Lot 8, ~~9~~ B.M., County of Ada

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 3.5 hp electric motor 3 inch pump
gravity irrigation

SCANNED

JUN 04 2004

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .20 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1W	14														2	5		7
																L10	L978		

Total number of acres irrigated 7

11. In which county (ies) are lands listed above as place of use located? ada

12. Do you own the property listed above as place of use? Yes X No _____
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: We own over 12.30 acres of Lots 8, 9, 10 + some
alluviation land with claims 63-5174, 63-5173 + ~~some~~
filing for 5 acres worth of 63-187. DUE TO GRAVELLY
RIVER BOTTOM SOIL MORE THAN 1/4 ACRE IS KEPT, PLUS
DITCH LOSS.

Last Name Timmons Ident No. 63-5173
 Claim #.

SCANNED

JUN 04 2004 Copy - White - State, Yellow - Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

[illegible]

JUN 04 2004

Copies: White-State, Yellow-Claimant



SCANNED
JUN 04 2004

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled

"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____

wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) *Donald W. Timmerman*

Date *May 13 - 2004*

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of *ADA*) SS.

Subscribed and sworn (or affirmed) before me this *13th* day of *May* 19 *2004*

Notary Public *Jan Shurtz*

Residing at *Meridian ID*

My Commission Expires *9-14-2006*

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

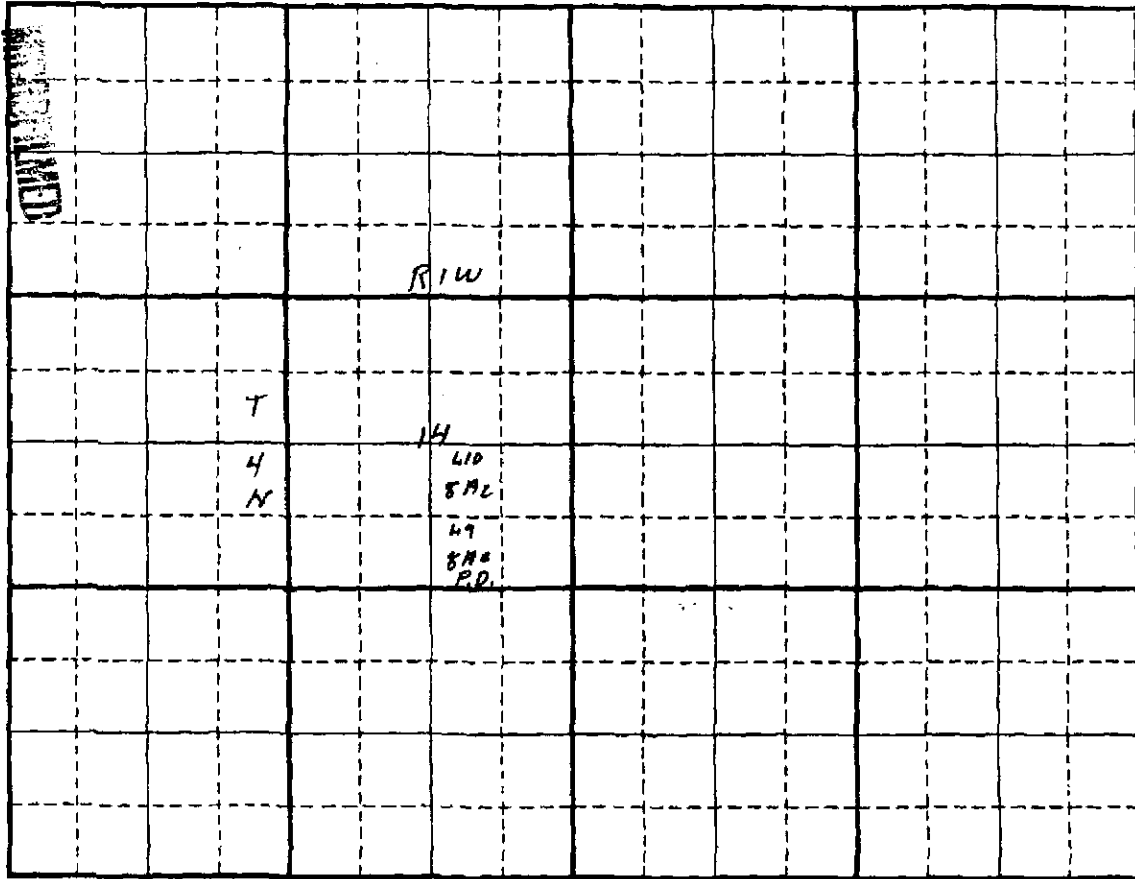
SCANNED

JUN 04 2004

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

(8) Remarks _____



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.

Sworn to before me this 22 day of June, 1883.
Reuben W. Timmons
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by JKN Date 6/22/83 Exception filed by: _____ Date _____
Prelim. check by GLS Date 11/4/83
\$30.00 fee received by JKN Date 30.00 # 31120
Published in Idaho Star
Dates 12/21/82

RECEIVED

JUN 07 2005

WATER RESOURCES
WESTERN REGION

well - 635174

4.
THE UNITED STATES
OF AMERICA

to

Walter Ferguson

P A T E N T

Dated December 5th, 1916

Recorded June 22nd, 1945 at 10:25 A.M.

Book 6 of Patents at Page 476

For the Lot eight of Section fourteen in Township four north of range one west of the Boise Meridian, Idaho, containing six and twenty-four-hundredths acres, according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General;

* Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

(SEAL)
Patent Number 557073

(Signed) By the President:
Woodrow Wilson
By M. K. Gulick, Assistant
Secretary
L. Q. C. Lamar, Recorder of
the General Land Office

This is our land.

Wyette R. Simmons

I believe this shows
irrigation ditches for the
irrig dist.

Form 42-1409(10)-1

-5/89

Date Received 5-13-04

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED

MAY 18 2004

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

GERALD W. TIMMONS 208 888-5371
Name of Claimant Phone Number

2228 W DUCK ANNE RD. EAGLE ID 83616
Mailing Address City State Zip

ADA
County(s) where place of use is located

Date claim originally due

63-5173 + 63-5174
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

UNDELIVERABLE AT THE TIME OF FIRST MAILING
TO ROUTE #1, EAGLE, ID.

Claimant requests an extension to 5-13-04 19

Gerald W. Timmons 5-13-04 19
Signature Date of request

OWNER
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby ☒ granted ☐ denied for the following reasons:

Acceptable reason provided.

and if granted the filing deadline is extended to June 30, 2004 19

Signed this 19th day of May 19 2004

David R. Tuttle
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

SCANNED

JUN 04 2004

11/02/2005

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

RIGHT NUMBER: 63-5173

NAME AND ADDRESS: GERALD W TIMMONS
2228 W DUCK ALLEY RD
EAGLE ID 83616

LYNNE TIMMONS
2228 W DUCK ALLEY RD
EAGLE ID 83616

SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.190 CFS

Right Nos. 63-5173 and 63-5174 are limited to a total combined diversion rate of .20 cfs.

PRIORITY DATE: 07/01/1958

POINT OF DIVERSION:

T04N R01W S14 SWSE Lot 9 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.190 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S14 Lot 8 SWSE 7.0

7 ACRES TOTAL

Right Nos. 63-5173 and 63-5174 are limited to the irrigation of a combined total of 7 acres in a single irrigation season.

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.

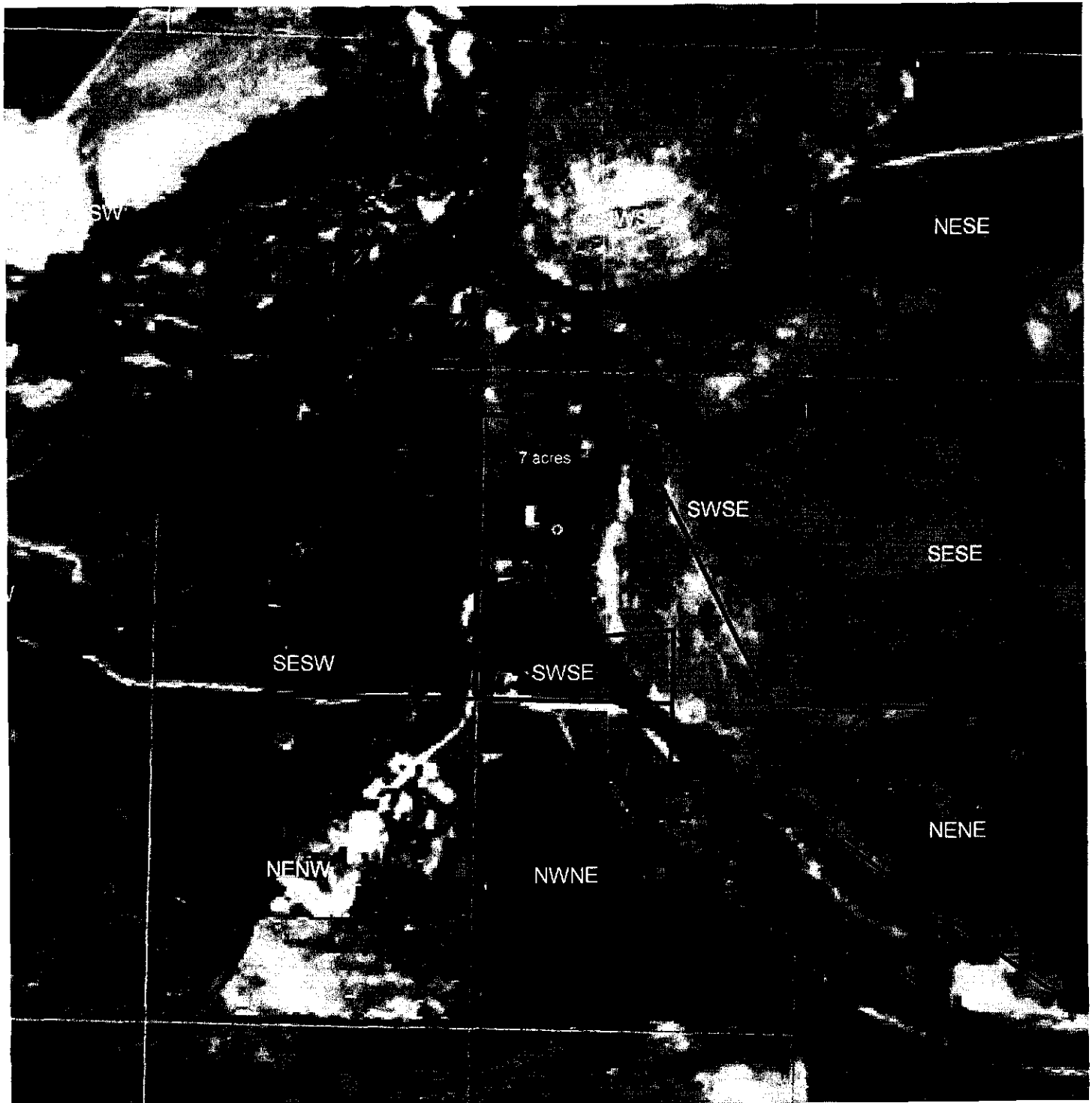
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel Nos: S0414438500, S0414427800

Idaho Department of Water Resources

63-5173

T04N R01W S14



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



600 0 600 Feet

IDWR

Prepared by: Sandy Egbert

Date: 7-27-05

1987 NAPP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5173 V1

WATER RIGHT NUMBER: 63-5173 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GERALD W TIMMONS 2228 W DUCK ALLEY RD EAGLE, ID 83616 (208)888-5371
Current Owner	LYNNE TIMMONS 2228 W DUCK ALLEY RD EAGLE, ID 83616 (208)888-5371

Priority Date: 07/01/1958

Basis: Beneficial Use

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.190 CFS	
<u>Total Diversion:</u>		0.190 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L9 (SW1/4SE1/4)	Sec. 14, 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	14															7.0		7.0
																	L 8		

Total Acres: 7

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E51 Right Nos. 63-5173 and 63-5174 are limited to a total combined diversion rate of .20 cfs.
3. Parcel Nos: S0414438500, S0414427800
4. E55 Right Nos. 63-5173 and 63-5174 are limited to the irrigation of a combined total of 7 acres in a single irrigation season.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5173 V1

5. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

Remarks:Comments:

1. segbert 7/27/2005 Quantity
 Comment: Quantity includes .04 cfs conveyance loss. Worksheet in file

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:
 Owner Name Connector: OR
 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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.2		7

Combined Water Rights: 63-5173 , 63-5174

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			03/17/2005	lharris	Active
Priority Date	7/27/2005 8:30:35 AM	segbert			Active
POD	7/27/2005 8:31:14 AM	segbert			Active
Source	7/27/2005 8:38:16 AM	segbert			Active
POU	7/27/2005 8:39:53 AM	segbert			Active
Use	7/27/2005 8:41:48 AM	segbert			Active
Season	7/27/2005 8:42:33 AM	segbert			Active
Quantity	7/27/2005 8:45:31 AM	segbert			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5173 V1

Summary

07/27/2005

segbert

Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	3/17/2005 12:06:21 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?
General	7/27/2005 8:30:35 AM	segbert	(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 of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? Description for Question 12/13 - Affidavits in file
POD	7/27/2005 8:31:15 AM	segbert	(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? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	7/27/2005 8:36:22 AM	segbert	Updated shape
Source	7/27/2005 8:38:17 AM	segbert	(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? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - field exam
POU	7/27/2005 8:39:53 AM	segbert	(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? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - field exam

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5173 V1

Use	7/27/2005 8:41:48 AM	segbert	(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? (Yes) 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	7/27/2005 8:42:34 AM	segbert	(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? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administrativly determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	7/27/2005 8:45:32 AM	segbert	(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?
POU	7/27/2005 8:40:58 AM	segbert	Updated shape for Active POU
Summary	7/27/2005 9:13:56 AM	segbert	(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? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 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?

Water Supply Bank:

Adjudication Claim Report 63-5173

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GERALD W TIMMONS 2228 W DUCK ALLEY RD EAGLE, ID 83616 (208)888-5371
Current Owner	LYNNE TIMMONS 2228 W DUCK ALLEY RD EAGLE, ID 83616 (208)888-5371

Priority Date: 07/01/1958 ✓
Basis: Beneficial Use ✓
Status: Active ✓

Tributary
SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15	to 11/15	0.270 CFS	= 122 GPM
	3-1		0.15	
		<u>Total Diversion:</u>	0.270 CFS	
			0.19	

BOISE RIVER L9 (SW1/4SE1/4) Sec. 14, Twp 04N, Rge 01W, B.M.
ADA County

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
04N	01W	14														20	50	7	7.0
																170	48	8	

Conditions of Approval:

1. **Explanatory** Claimant owns over 12.8 acres of Lots 8, 9, 10 and some accretion land with claims 63-5173 and 63-5174. Due to gravelly river bottom soil, more than 1 inch per acre is needed, plus ditch loss.

Dates and Other Information:

and Other Information:
 545 Parcel 50414438500
 27800
 combined with 63-5174 - limit to 19 cfs & 7 acres
 well tag A0002498

ESTIMATING CONVEYANCE LOSS

Formula: $S = (W)(i)(0.0667)$ where: S is loss in cfs per mile
 W is the top width of the high water mark in feet
 i is the loss rate in feet per day (see Table)
 0.0667 is a factor used to convert to cfs per mile

Table:

Type of soil	Loss rate i (ft/day)
medium clay loam	0.5 to 1.5
impervious clay	0.5
medium soils	1.0
somewhat pervious soils	1.5 to 2.0
gravel	2.5 to 5.0

Worksheet:

$S = (3 \text{ ft}) (4.0 \text{ ft/day}) (0.0667)$

$S = 8004 \text{ cfs/mi}$

Conveyance loss = $(S)(\text{length of ditch in miles})$

Conveyance loss = $(8004 \text{ cfs/mi}) (25 \text{ mi})$

Conveyance loss = 200100 cfs

**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) 63-5173Owner: GERALD & LYNN TIMMONS Phone No. CELL 6031-6451
888-5371Current Address: 2228 W. DUCK ALLEY RD EAGLE ID 83616☒ No change NAME IS THE SAME☐ NEW OWNER☒ No change Address☐ NEW ADDRESS☐ How long owned property? _____Accompanied by: GERALD**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: 7/1/58 - HE WILL GET AFFIDAVIT & MAIL DIRECT TO SANDY(If priority date, based on your exam, seems questionable, explain below.)

_____Source: BOISE RIVER Tributary to SNAKE RIVER☒ No Change – SAME SOURCE☐ Source found is different than claimed: _____**POINT OF DIVERSION**☒ No change☐ POD found is different than claimed: _____☐ If different, when did POD change? _____

GPS = 2304734 # 81 RIVER PUMP
1389990

DIVERSION AND DELIVERY SYSTEM

SITE TAG = A0002498

Points of Diversion:

ID #	Govt Lot #	1/4 NW	1/4 SW	1/4 SE	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
1		NW	SW	SE	14	4N	1W	ADA	GPS + NAPP PHOTO

Description of diverting works

3HP BELT DRIVEN CENTRIFUGAL PUMP PUMPS FROM RIVER
OVER BANK INTO HIS DITCHES - IRRIGATION IS SURFACE FLOOD.

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 Uses

Use IRRIGATION From 3/15 To 11/15 Amount .27 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)

Reduced cfs because too much water was claimed for the 7 acres.

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 has not changed -
Field exam shows the 7 irrigated
acres in the SW SE only*

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1W	14															7.2		7.2

7.2

Overlap with other water rights: 63-5174

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

IT TAKES BOTH SOURCES TO IRRIGATE THIS ACREAGE.

Delivery System Narrative: WATER IS PUMPED FROM THE SOUTH FORK OF BOISE RIVER. WATER IS DISCHARGED INTO IRRIGATION DITCH AND WATERS THE FIELD BY FLOODING METHOD. PUMPED WATER CAN IRRIGATE ABOUT ALL OF THE 7.2 ACRES. THE ARTESIAN WELL CAN IRRIGATE ABOUT 1/2 OF THE 7.2 ACRES, BUT CAN BE COMBINED ON MOST OF THE FARM.

THIS IS VERY OLD EQUIPMENT AND THERE IS NO NAME PLATE ON EITHER

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size	PUMP OR MOTOR
	UNKNOWN	3	UNKNOWN	UNKNOWN	3.5" O.D.	

BELT DRIVEN PUMP = MOTOR PULLEY 4.5" - PUMP PULLEY 9" [1:2 RATIO]

FLOW MEASUREMENTS: SEE ATTACHED SHEET

APPROX. 200 GPM OR 44 CFS

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

WATER FROM THE SOUTH FORK OF THE BOISE RIVER IS PUMP INTO AN IRRIGATION DITCH AND IS USED FOR IRRIGATION ON ABOUT 7.2 AC

THIS WATER IS SOMETIMES COMBINED WITH 63-5173 (ARTESIAN WELL WATER) FOR SURFACE IRRIGATION.

If claimant objects to the reduction in cfs he will have to pay to have a Habble Analysis done - per form

Water right 63-5173

RECEIVED

JUL 26 2005

WATER RESOURCES
WESTERN REGION

To whom it may concern:

We have pumped water from the Boise River well before 1954 for irrigation & water for cattle.

Prior to 1954 my aunt & uncle did the same when they moved here in the mid 1940's. (Anderson's)

We have used water diverting & pumping each year!

Regards

Gerald W Timmons

July 19 - 2005

Water Rights for Gerald W. & Lynn
Timmons

2228 W Duck Alley Rd.
Eagle, Id. 83616

water right # 63-5175

To whom it may concern

we have been asked to explain
what we ~~is~~
what year we can remember what
year water was being pumped
from the Boise river for irrigation
on the property which is now
owned by Gerald Timmer
address 2226 Duck Alley Rd.
Eagle Idaho.

As far back as we can remember
when the property was owned
by Ervin & Hazel Anderson
they pumped water from the
river to irrigate.
this was in the early 50's.

Sadie & Walter Barker bought
the property in 1954 &
they also ^{pumped} water from the river.

daughter of Sadie Barker
Leona Dayton

RECEIVED

JUL 25 2005

WATER RESOURCES
WESTERN REGION

W 5/25
4.5

Field Exam Questions

Water Right No. 63-5173 & 63-5174

Current Owner on Claim: Gerald & Lynne Timmons

- Where is the well? — GPS — ALONG BT HOUSE ON DUCK ALLEY
- Where is the surface water diversion
- Evidence of priority. — WILL OBTAIN AFFIDAVIT & RETURN TO SANDY
Flow measurement

3.0 HP NO PLATE MOTOR OLD

PUMP VERY OLD NO NAMEPLATE

PULLEY RATIO: 4 1/2 : 1

3.5" DISCHARGE O.D.

3.5" SUCTION — W/ FOOT VALVE

$$K_h = 7.9$$
$$6.9' / \text{rev} \quad \frac{69}{10}$$
$$10 \text{ rev}$$

$$KW = \frac{(3.6)(7.9)(10)}{69 \text{ sec}} \quad \frac{412}{1.34 = 5.5 \times 4.4}$$

GPS = 2304734 #81
1389790

SITETAG A0002499

$$GPM = \frac{(3.0)(.55)(3960)}{15} =$$

@ ARTESIAN WELL SITETAG A0002499

GPS = 23046894
1389122 82

4" DIA WELL

$$.144448.83 \quad 62.8 \text{ GPM}$$

$$EST = 30 \text{ GPM } 5/25/05$$

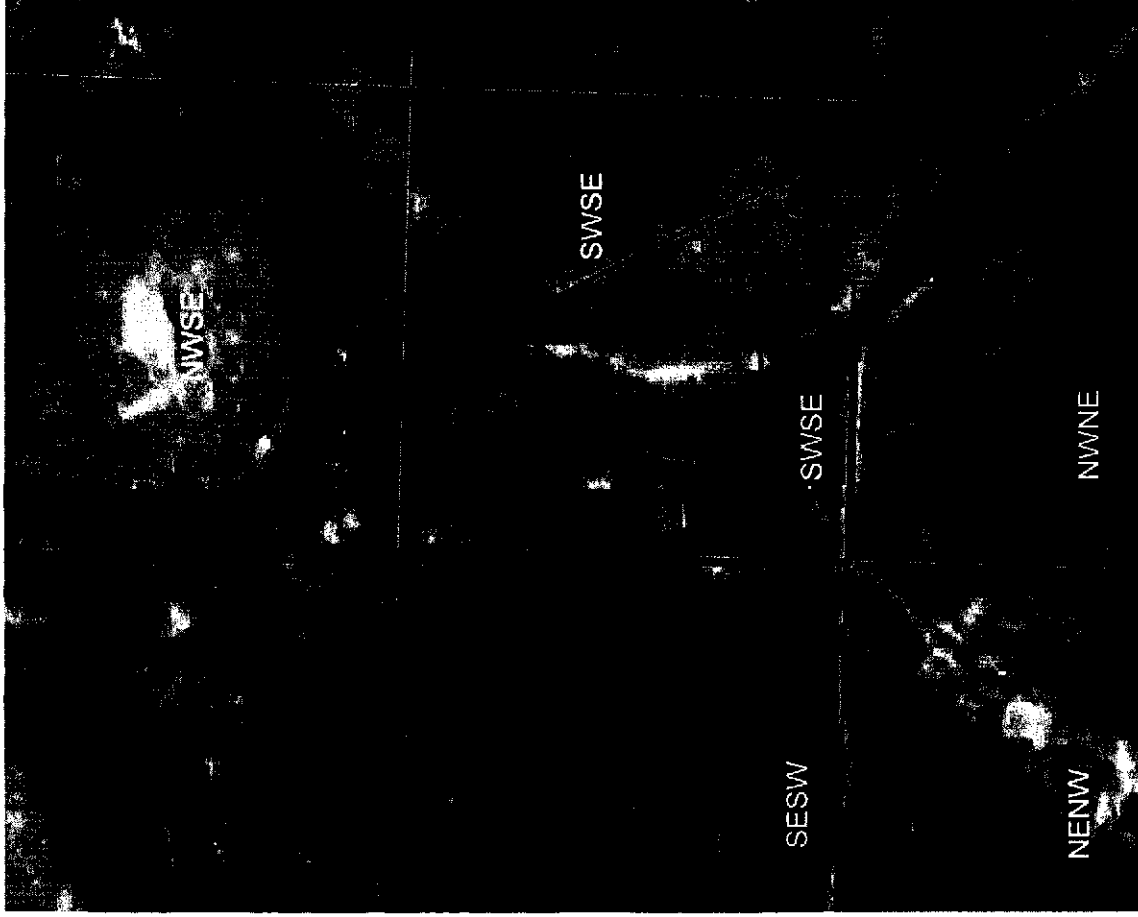
Sandy

63-5173 & 63-5174

2003 Photography



1987 Photography



Yellow lines are tax lots Blue arsestion lines

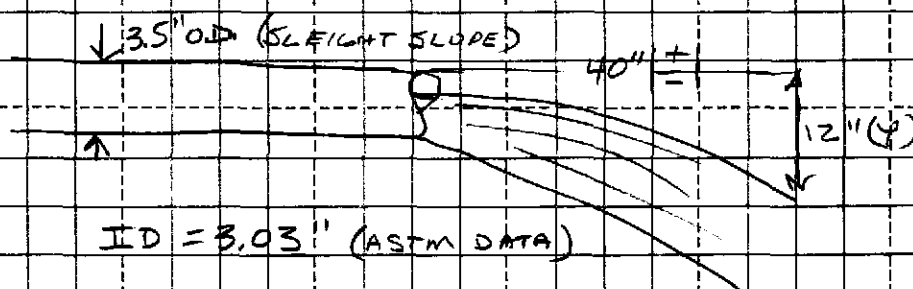
GEROLD TIMMONS - 5/25/00

PREPARED BY BHS

DATE 6/20/05

FIELD EXAM. FLOW RATE 63-5173PUMP THEORETICAL FLOW RATE AND
TRAJECTORY METHOD - (CALCULATED FROM SCS TABLES) 7-N-16000-5-1THEORETICAL USING PUMP INFORMATION3 HP BELT DRIVEN CENTRIFUGAL PUMP (VERY OLD NO PUMP)
LIFT-INCLUDING LOSSES. ABOUT 15'

$$Q = \frac{(HP)(EFF)}{TDH} \times 3960 = \frac{(3)(25)}{15} \times 3960 = 1980 \text{ GPM} = 1.44 \text{ CFS}$$

EFFICIENCY COMBINED WITH MOTOR, BELT & PUMP
ABOUT 25% (.75)(.7)(.5)TRAJECTORY METHOD

ID = 3.03" (ASTM DATA)

PARTIAL PIPE FLOW = ABOUT 1/3 FREEBOARD

Y = 12" X = 40"

FREEBOARD = 1.06" F/D = .35 A = 7.1

EFFECTIVE AREA FACTOR = 0.688

$$EQ = \frac{(3.61)(AREA)(EFF. AREA)}{\sqrt{X}} \times Y = \frac{(3.61)(7.1)(.688)(40")}{\sqrt{12} = 3.46} = 204.145 \text{ GPM (CFS)}$$





Pump Suction in South
Fork of Boise River

Pump Setup
3 H.P. Belt Driven



Pump discharging into
Irrigation Ditch

63-5173 / 5174

Timmons

Looking Southwest
From pump

Both Rights P.O.U.



P.O.U. (Both Rights)



**Land Records**
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Property Details for Parcel S0414427800

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General Information

Property Acres: 7.850
Zone Code: RR
Primary Code Area: 105 Tax Districts
Group Type: SECT
Subdivision: 4N 1W 14
Section: 4N1W14

Property Description

PAR #7800 OF LOTS 9 & 10
 SEC 14 4N 1W
 #9055704
 #130000-S

Property Address

2228 W DUCK ALLEY RD
 EAGLE, ID 83616


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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	10-IRRIGATED AG	7.850	\$10,800	INCOME

Total Assessed Value: \$10,800

Parcel Valuation History

Assessed value for year 2004 \$10,800
Assessed value for year 2003 \$49,500
Assessed value for year 2002 \$49,500
Assessed value for year 2001 \$47,100
Assessed value for year 2000 \$32,000

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-5173

03/17/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-134	Claim	04N	01W	14	NW	SE		IRRIGATION	10/843	HART-DAVIS DITCH CO INC
-187	Water Right	04N	01W	14	NW	SE		IRRIGATION		ED HART
134A	Claim	04N	01W	14	NW	SE	10	IRRIGATION	42.8/174	RON SALI
186A	Claim	04N	01W	14	NW	SE	10	IRRIGATION	42.8/174	RON SALI
5173	Claim	04N	01W	14	NW	SE	10	IRRIGATION	2/7	GERALD W TIMMONS
5174	Claim	04N	01W	14	NW	SE	10	IRRIGATION	2/7	GERALD W TIMMONS
-187	Water Right	04N	01W	14	NW	SE	10	IRRIGATION		ED HART
5173	Water Right	04N	01W	14	NW	SE	10	IRRIGATION	8/16	GERALD W TIMMONS
26995	Claim	04N	01W	14	NW	SE	10	STOCKWATER		RON SALI
26994	Water Right	04N	01W	14	NW	SE	10	DOMESTIC		RON SALI
-145	Claim	04N	01W	14	SW	SE		IRRIGATION	5/1826	EUREKA WATER CO
16383	Claim	04N	01W	14	SW	SE		IRRIGATION	5/1826	EUREKA WATER CO
5174	Claim	04N	01W	14	SW	SE	8	IRRIGATION	5/7	GERALD W TIMMONS
5174	Water Right	04N	01W	14	SW	SE	8	IRRIGATION	7/7	GERALD W TIMMONS
5174	Claim	04N	01W	14	SW	SE	8	STOCKWATER		GERALD W TIMMONS
5174	Claim	04N	01W	14	SW	SE	8	DOMESTIC		GERALD W TIMMONS
134B	Claim	04N	01W	14	SW	SE	9	IRRIGATION	22.6/60.6	RON SALI PROPERTIES INC
186B	Claim	04N	01W	14	SW	SE	9	IRRIGATION	22.6/60.6	RON SALI PROPERTIES INC
5173	Claim	04N	01W	14	SW	SE	9	IRRIGATION	5/7	GERALD W TIMMONS
-187	Water Right	04N	01W	14	SW	SE	9	IRRIGATION		ED HART
5173	Water Right	04N	01W	14	SW	SE	9	IRRIGATION	8/16	GERALD W TIMMONS
11381	Water Right	04N	01W	14	SW	SE	9	IRRIGATION	18/51.2	RON SALI PROPERTIES INC

Receipt Details for ID W031695

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/13/2004 3:41:29 PM	5/14/2004 2:44:00 PM	WESTERN	\$107.00	Check
Payer		GERALD TIMMONS		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6425			
Card Expiration Date	Credit Card Transaction #		

Comment Claim fee for Claim Nos. 63-5173 & 63-5174

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$107.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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