

Idaho Department of Water Resources

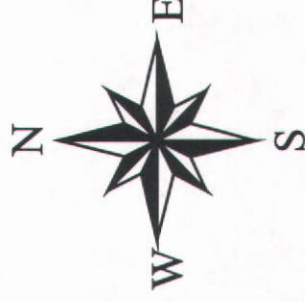
T04N, R01E,
S16

Claim No: 63-07316
Prepared By: Kimberly Brown
Date: February 4, 2004

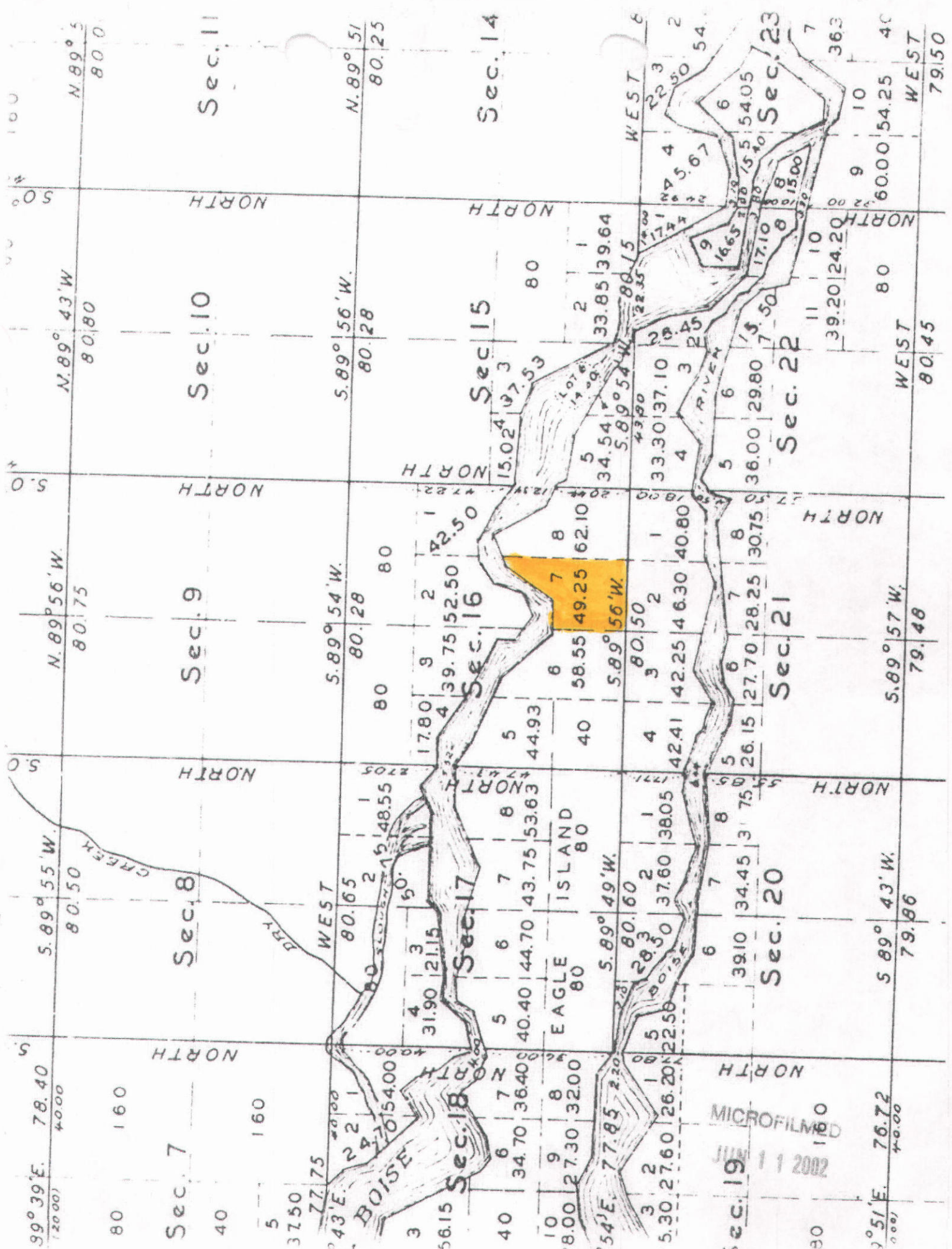


- Point of Diversion
- Place of Use
- Section Lines
- 1/4 1/4

Acres Irrigated = 29.0



1987 NAPP



99°39'E. 78.40
(20.00) 40.00

80 160

Sec. 7

40

5 3750

77.75

43'E. 22.1

7015.400

3

56.15

Sec. 18

40

34.70

36.40

32.00

8.00

27.30

32.00

54'E. 77.85

2.20

5.30

27.60

26.20

22.50

30.35

6

39.10

34.45

5.89°55'W. 80.50

80.50

Sec. 8

160

Sec. 9

80.75

80.75

5.89°56'W. 80.75

80.75

Sec. 10

80.80

80.80

5.89°43'W. 80.80

80.80

Sec. 11

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 12

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 13

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 14

5.89°55'W. 80.50

80.50

Sec. 15

80.75

80.75

5.89°56'W. 80.75

80.75

Sec. 16

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 17

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 18

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 19

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 20

80.25

80.25

5.89°55'W. 80.50

80.50

Sec. 21

80.75

80.75

5.89°56'W. 80.75

80.75

Sec. 22

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 23

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 24

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 25

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 26

80.25

80.25

5.89°55'W. 80.50

80.50

Sec. 27

80.75

80.75

5.89°56'W. 80.75

80.75

Sec. 28

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 29

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 30

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 31

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 32

80.25

80.25

5.89°55'W. 80.50

80.50

Sec. 33

80.75

80.75

5.89°56'W. 80.75

80.75

Sec. 34

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 35

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 36

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 37

80.25

80.25

5.89°56'W. 80.25

80.25

Sec. 38

80.25

80.25

LEZEN

WVWVWV

WENN

NWNE

WZEN

MANNA

SWINW

SWNW

SENW

SWNE

SENE

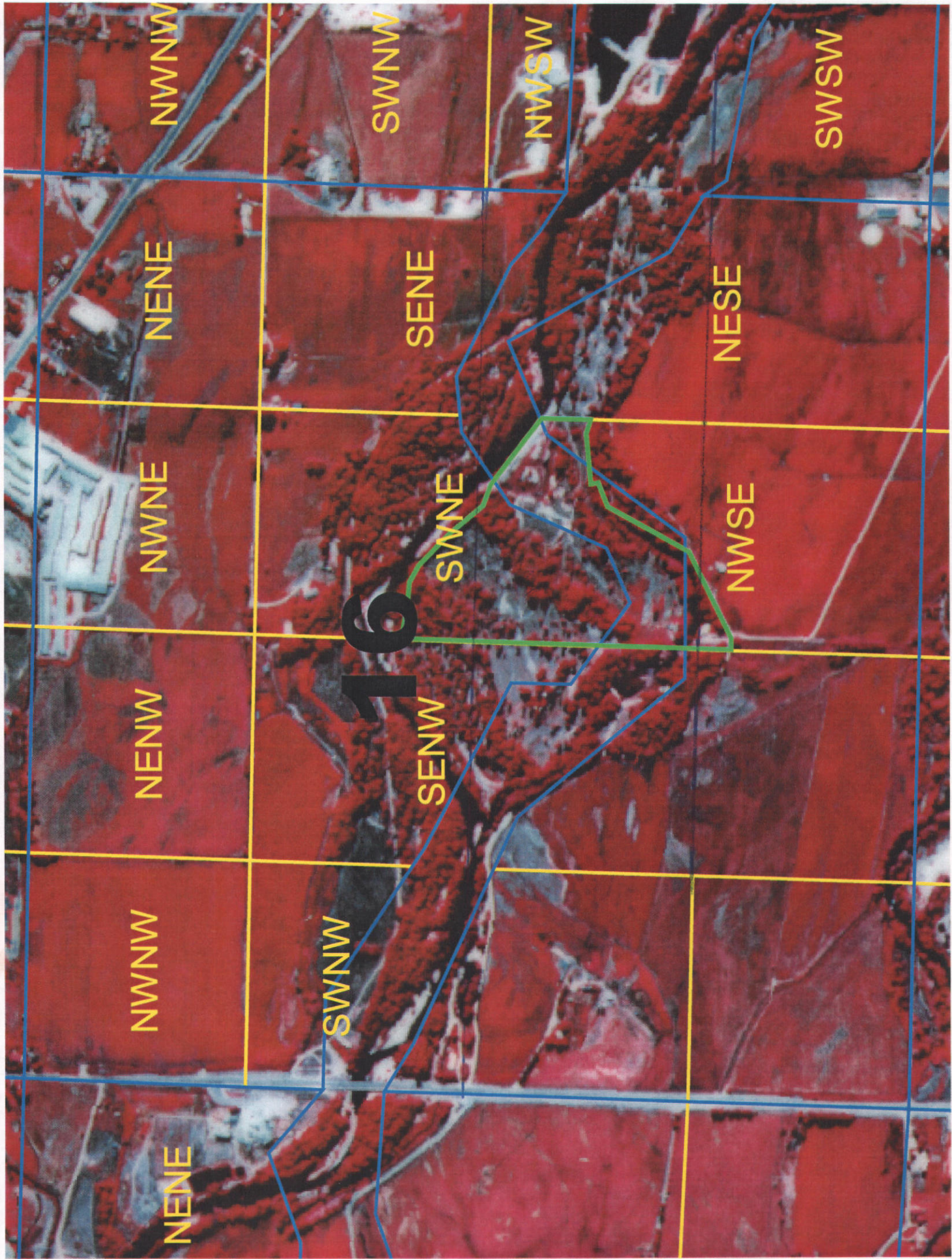
NWSW

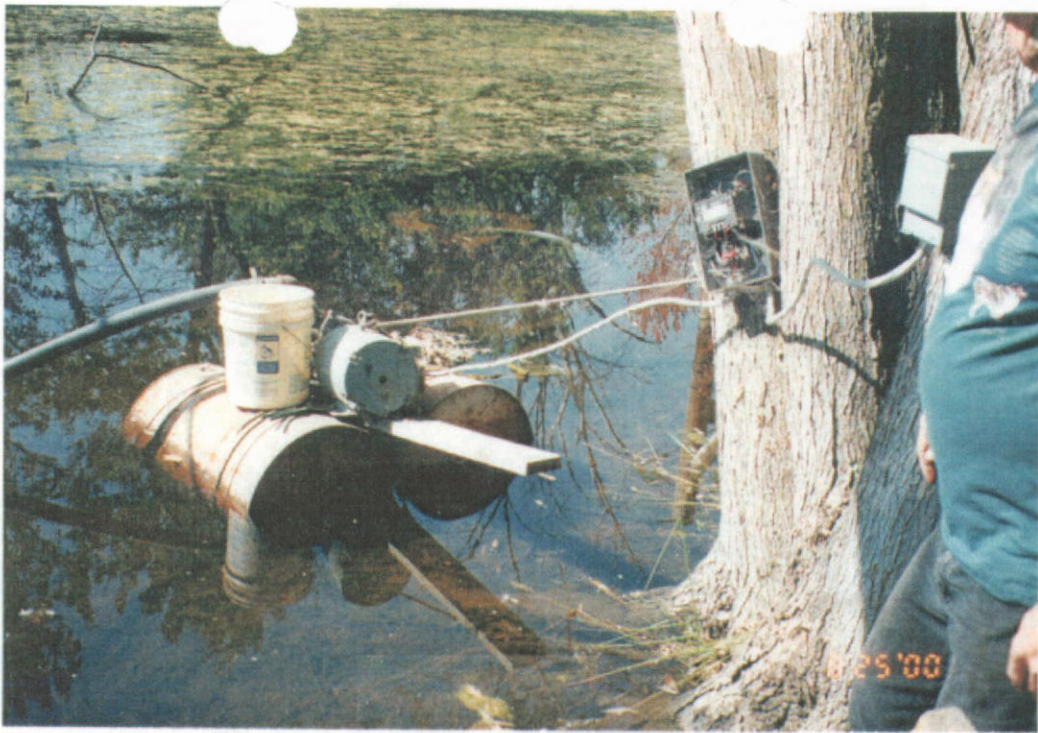
MSWS

SENSE

NWSE

Total average
owned by
claimant.





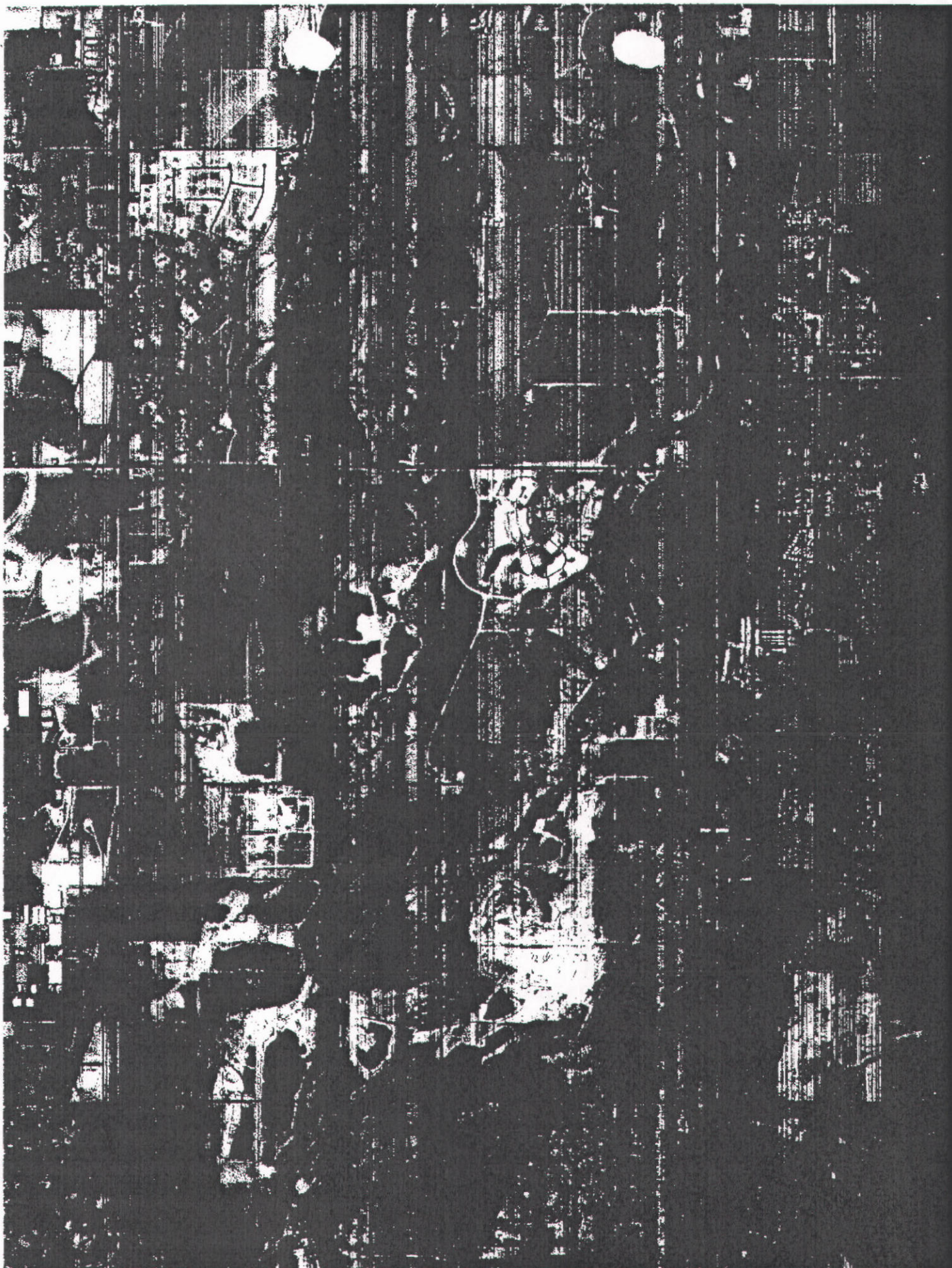
7.5 HP
PUMP

MAINLINE, (PORTABLE)

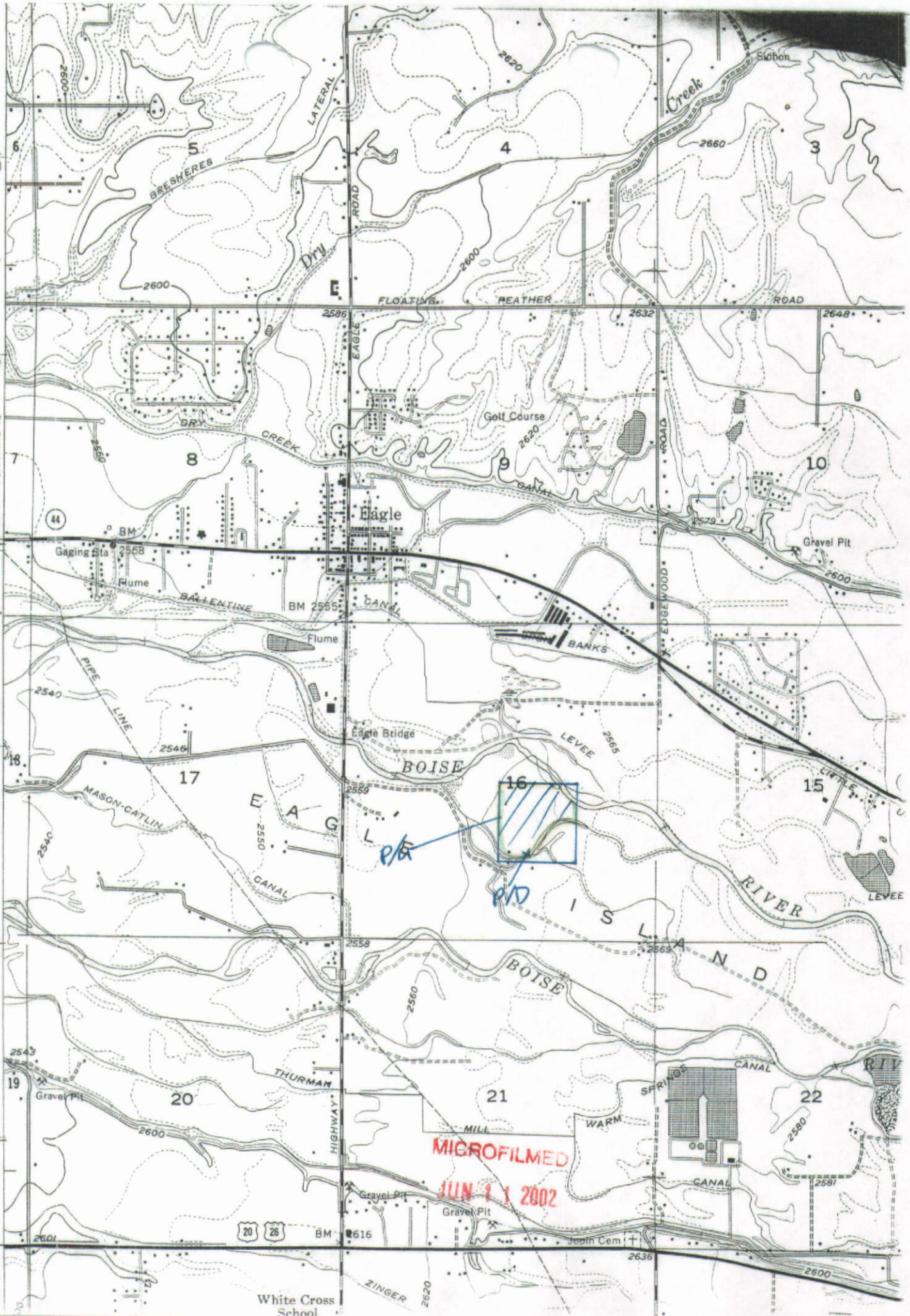
MICROFILMED

JUN 11 2002





T. 4 N.
4840
42'30"
4839
4838
2771 III NW
(STAR)
4836
4835
40'
NMA 32 MI.
JOY 15 MI.



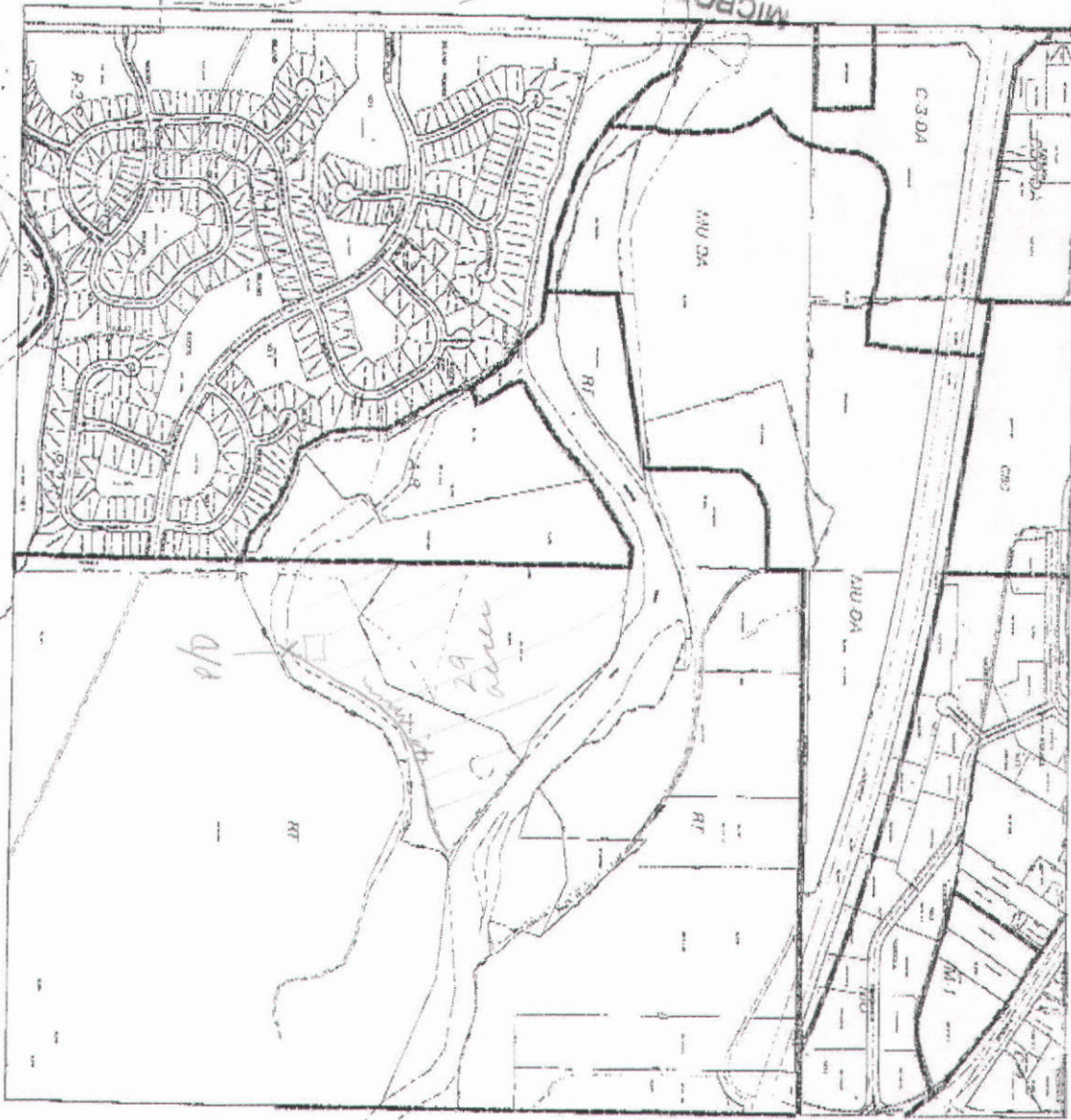
MICROFILMED
JUN 11 2002

White Cross
School

MICROFILMED
JUN 1 2002

Map of Land Use, prepared by ADA County Assessor, for the purpose of assessing property taxes. The map is based on the best available information and is not a warranty of accuracy. The map is subject to change without notice.

SECTION 16, T4N R1E



S + 2
E

7-5 HP
213 P/R 7014 MURCFL

CONH

213 + C

25 hds, 9/4, 20 P/A

2" discharge
4" main

2.65 GPM x 25 hds @ 20 PSI =
66.25 GPM = 15 cfs

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 63-7316
Date Received: 12/13/2000
Receipt No: W027211
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LARRY FLYNN Phone: (208)939-9179
PO BOX 564
EAGLE ID USA 83616

2. Date of Priority: 06/29/1971

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	01E	16	NW SE 7	ADA	

5. Description of diverting works:

7 1/2 HP pump, 2" intake, 4" mainline, portable handline sprinklers.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.15	73.2

7. Total Quantity Appropriated is:

0.15 C.F.S. and/or 73.2 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	16	NW	SE 7	IRRIGATION	29
Section Acres						29
Total Acres						29

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:

CLAIM AMENDED PER LICENSE ISSUED 5/16/02.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

15. Basis of Claim: License

Western

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-07316

RECEIVED

MAY 21 2002

WATER RESOURCES
WESTERN REGION

Priority: June 29, 1971

Maximum Diversion Rate: 0.15 CFS
Maximum Diversion Volume: 73.2 AF

It is hereby certified that JANET B PERKINS-WELLS
PO BOX 1068
PAUMA VALLEY CA 92601 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 31, 1970; and has
submitted Proof of Beneficial Use on June 30, 1977. An examination indicates that the works have a
diversion capacity of 0.15 cfs of water from:

SOURCE

BOISE RIVER

Tributary: SNAKE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	3/15 to 11/15	0.15 CFS	73.2 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER L7 NW¼SE¼ Sec. 16, Twp 4N, Rge 1E, 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 01E 16																	29.0
																	L7

Total Acres: 29

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. Prior to diverting water under this water right each year, the right holder shall seek approval of the watermaster. No water shall be diverted under this right without prior approval of the watermaster.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 16TH day of MAY, 2002.

Acting for

KARL J. DREHER
Director

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 63-7316
Date Received: 12/13/00
Receipt No: W027211
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LARRY FLYNN Phone: (208)939-9179

PO BOX 564
EAGLE ID USA 83616

2. Date of Priority: 06/29/1971

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
04N	01E	16	NW SE 7	ADA

5. Description of diverting works:

7 1/2 HP pump, 2" intake, 4" mainline, portable handline sprinklers.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	05/01	10/15	0.15	

7. Total Quantity Appropriated is:
0.15 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	01E	16	NW	SE 7	IRRIGATION	29
Section Acres						29
Total Acres						29

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: Domestic well for home.

14. Remarks:

15. Basis of Claim: Permit

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 63-07316
Date Received 12/13/00
Receipt Number 79⁰⁰ K4 W027211

RECEIVED

DEC 13 2000

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) LARRY FLYNN Phone (208) 939-9179
Mailing Address PO BOX 564, EAGLE ID 83616-0564 Zip 83616

2. Date of Priority (Only one (1) per claim) 6/29/1971

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 1E Section 16,
1/4 of NW 1/4 of SE 1/4, Govt. Lot, 7 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. 7 1/2 HP PUMP, 2" INTAKE,

4" MAINLINE, PORTABLE HANDLINE SPRINKLERS

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 5/1 to 10/15 amount .15 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .15 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 50 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:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	1E	16														29			29

Total number of acres irrigated 29

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 ☒ 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.
DOMESTIC WELL FOR HOME or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: 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.

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.

X Signature of Claimant (s) [Signature] Date 12-13-00

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

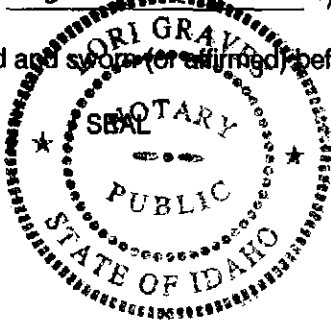
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn to before me this 43rd day of Dec 2000



Notary Public Lori Granger

Residing at Boise

My Commission Expires 6/18/04

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 _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

02/05/2004

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

RIGHT NUMBER: 63-7316

NAME AND ADDRESS: LARRY FLYNN
PO BOX 564
EAGLE ID 83616

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.150 CFS
73.200 AFY

PRIORITY DATE: 06/29/1971

POINT OF DIVERSION:

T04N R01E S16 NWSE Lot 7 Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.150 CFS
73.20 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01E S16 Lot 7 NWSE 29.0

29 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: License

Use of water under this water right will be regulated by the watermaster of State Water District No. 63.

Prior to diverting water under this water right each year, the right holder shall seek approval of the watermaster. No water right shall be diverted under this right without prior approval of the watermaster.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7316 V1

WATER RIGHT NUMBER: 63-7316 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LARRY FLYNN PO BOX 564 EAGLE, ID 83616

Priority Date: 06/29/1971

Basis: License

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	03/15 to 11/15	0.150 CFS	73.20 AF
	<u>Total Diversion:</u>	0.150 CFS	73.20 AF

Location of Point(s) of Diversion

BOISE RIVER	L7 (NW1/4SE1/4)	Sec. 16, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	16																	29.0
																	L 7		

Total Acres: 29

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.

Remarks:

1. Explanatory Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. Explanatory Prior to diverting water under this water right each year, the right holder shall seek approval of the watermaster. No water right shall be diverted under this right without prior approval of the watermaster.
3. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7316 V1

Comments:

1. kbrown 2/5/2004 Parcel Number

Comment: Parcel No: S0516131506.

2. kbrown 2/5/2004 Amended Claim

Comment: Claim amended per license issued 5/16/02.

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:

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:

Idaho Department of Water Resources

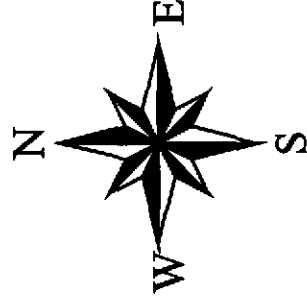
T04N, R01E,
S16

Claim No: 63-07316
Prepared By: Kimberly Brown
Date: February 4, 2004

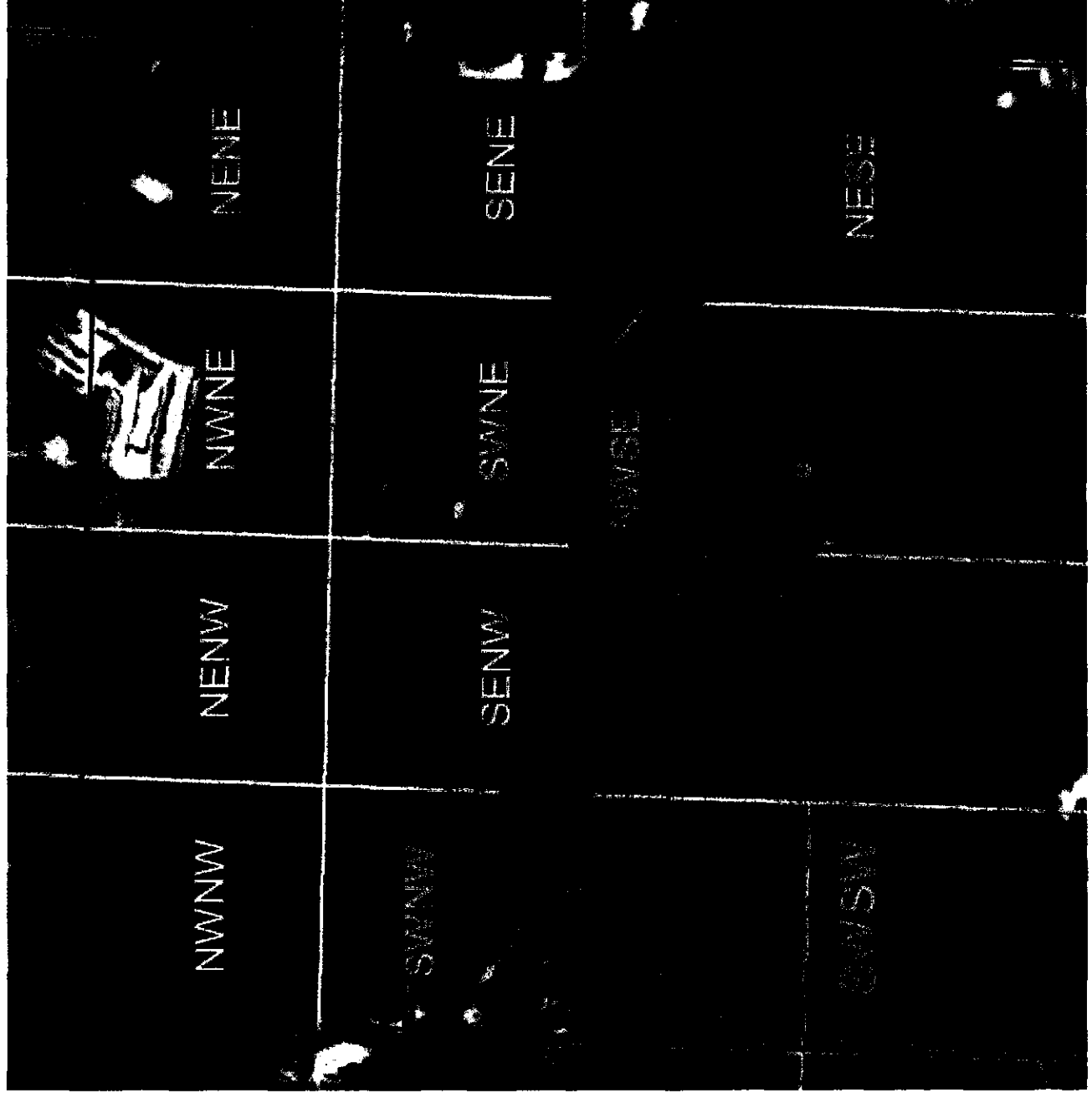
☉ Point of Diversion
□ Place of Use
□ Section Lines

1/4 1/4

Acres Irrigated = 29.0



1987 NAPP



02/04/2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7316

WATER RIGHT NUMBER: 63-7316 ✓

29 AC
 .02 cfs
 0.58 cfs

Owner Type

Current Owner

Name and Address

LARRY FLYNN
 PO BOX 564
 EAGLE, ID 83616

$$0.15 \text{ cfs} \times 1.9835 \times 246 \text{ days} = 73.2 \text{ AF}$$

VS.

Priority Date: 06/29/1971 ✓

939- 9/79

Basis: License ✓

Status: Active

$$29 \text{ AC} \times 4.5 \text{ FHR} = 130.5 \text{ AF}$$

Source

BOISE RIVER ✓ (side channel of river)

Tributary

SNAKE RIVER ✓

Beneficial Use

IRRIGATION ✓

From To

03/15 to 11/15 ✓

Diversion Rate

0.150 CFS ✓

Annual Volume

73.20 AF ✓

Total Diversion:

0.150 CFS ✓

73.20 AF ✓

Location of Point(s) of Diversion

BOISE RIVER

ADA County ✓

L7 (NW1/4SE1/4) ✓

Sec. 16, Twp 04N, Rge 01E, B.M. ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	01E	16	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	29.0
																			L7
																			✓

Total Acres: 29 ✓

Conditions of Approval:Remarks:

- General CLAIM AMENDED PER LICENSE ISSUED 5/16/02.
- ~~Quantity~~ THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

Comments:

ADD S04 - Season of use is 3/1 to 11/15.

Dates and Other Information:

ADD R04 - Use of water under this right will be regulated by the watermaster of State Water District No. 63.

* Prior to diverting water under this right each year, the right holder shall seek approval of the water master. No water shall be diverted under this right without prior approval of the watermaster.

Parcel # S0516131506.

licensed - 7315: Domestic well for home/cabin (lot 2)

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7316

Dates and Other Information:

Claim Received Date: 12/13/2000
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
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:

ⓧ electronic back file available.

Field Exam Date 2.4.04

(in office)

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 \$79.⁰⁰ (\$50.⁰⁰ flat fee + 2 acres irrigation)
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information Govt. Lot 7
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☐ Evidence of Priority - if none, talk with claimant N/A

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) A63-07316

Owner: Larry Flynn Phone No. (208) 939-9179

Current Address: P.O. Box 564 Eagle, 83616

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

* 2002 Ada County Tax lot information lists property owner as Rancho Del Rio Inc. with same P.O. Box number.

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: 6/29/1971

* See Order of Reinstatement (10/30/90)

(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?

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

See attached Field Report.**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 USESSeason of use is 3/1 to 11/15.☒ No change☐ Different Uses(Based on license.)

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

0.15 cfs x 1.9835 x 246 days = 73.2 af (v) 29 AC x 4.5 FHR = 130.5 af**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:**(None)☒ 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: None 63-7315 Domestic use (licensed)
Perkins-Wells

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
no other water rights are used

Delivery System Narrative: Refer to Beneficial Use Field Report.

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

FLOW MEASUREMENTS: N/A - licensed.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS (OVER)

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

Use of water under this right will be regulated by the watermaster of State Water District No. 63.

Prior to diverting water under this right each year, the right holder shall seek approval of the water master. No water shall be diverted under this right without prior approval of the water master.

Parcel No: 80516131506.

Claim amended per license issued 5/16/02.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☐ GPS readings None
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED:

2.4.04

(in office)

FIELD EXAMINER:

Kimberly Brown

MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-7316
Notice of Error Reply**

August 16, 2005

In response to the *Notice of Error Reply* received from Larry Flynn and the cover letter received from Scott King of SPF Water Engineering, I am unable to make any changes to my recommendation; which is based upon the license. Since the applicant had a specific window of 10 days to object to the license and he did not make any objection, no changes can or will be made to the license (and as a result, the recommendation).

Kimberly Brown
Senior Water Resource Agent
Western Region

**SPF**Water Engineering, LLC
water resource consultants

RECEIVED

AUG 03 2005

WATER RESOURCES
WESTERN REGION

August 1, 2005

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

AUG 03 2005

WATER RESOURCES
WESTERN REGION

Attn: Kimberly Brown

Subject: Notice of Error and Amended Claim for right 63-7316 / Larry Flynn

Dear Kimberly,

On behalf of Larry Flynn, enclosed is a notice of error and amended claim for water right 63-7316. Mr. Flynn is objecting to the recommended diversion rate, which is the rate licensed. However, it appears that the flow determination made for the licensing exam is in error, and that actual system capacity is significantly higher. A copy of a pump curve is included, which describes a pump with capacity of about 0.42 cfs.

I understand that changing the recommendation to exceed the licensed quantity may require additional information. Please let me know if anything further is required.

Sincerely,

Scott N. King, P.E.
Senior Project Engineer

File: 342.0010

NOTICE OF ERROR

REPLY

RECEIVED

AUG 03 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: 63-7316

LARRY FLYNN

PO BOX 564

EAGLE ID 83616

Telephone Number: (208) 939-9179

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Disagree with the recommended quantity of 0.15 cfs / 73.2 afy.

$$0.15 \text{ cfs} \times 1.9835 \times 246 \text{ days} = \underline{73.2 \text{ af}}$$

2. Describe the changes you wish to make in the proposed recommendation:

The recommended quantity should be 0.42 cfs / 130.5 afy.

$$\begin{array}{l} \textcircled{V} \\ 29 \text{ AC} \times 4.5 \text{ FHR} = \\ 130.5 \text{ AF} \\ \text{(take lesser of two)} \end{array}$$

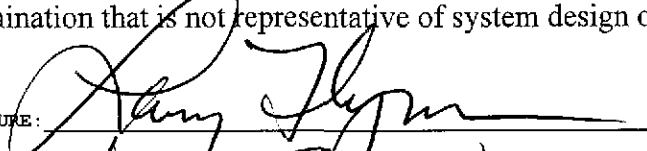
3. Give a brief explanation as to why you disagree with these portions:

It appears that the licensing exam for this right is in error and the flow determination not representative of system design. The licensed flow is based on an estimate from sprinkler count / pressure / nozzle size. The pump curve for this system is a Griswold model 75GM2T, which is similar to the curve enclosed per Griswold Pump Co. This pump with a 7.5-hp motor and 6 7/8" impeller diameter is designed to produce 190 gpm at 50 psi plus minor losses. It is likely that a combination of a worn pump not operating at capacity, worn sprinkler nozzles, and significant system leaks resulted in a flow determination that is not representative of system design or actual development of this right.

DATE:

7-25-05

SIGNATURE:



Please print your name:

Larry Flynn

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

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 63-07316
Date Received:
Receipt No: W027211
Received By:

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

1. Name of Claimant(s)

LARRY FLYNN Phone: (208)939-9179

PO BOX 564
EAGLE ID USA 83616

2. Date of Priority: 06/29/1971

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	01E	16	NW SE 7	ADA	

5. Description of diverting works:

7.5 HP PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.42	

7. Total Quantity Appropriated is:
0.42 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	01E	16	NW	SE 7	IRRIGATION	29
					Section Acres	29
					Total Acres	29

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:

FLOW DETERMINATION FOR IDWR LICENSING EXAM IS IN ERROR. THE SYSTEM IS DESIGNED TO DIVERT 190 GPM PER GRISWOLD PUMP CURVE MODEL R2GM WITH 6 7/8" DIAMETER IMPELLER TRIM.

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

H. Eden Island

03/11/2004 14:05 2292265567

GRISWOLD PUMP CO

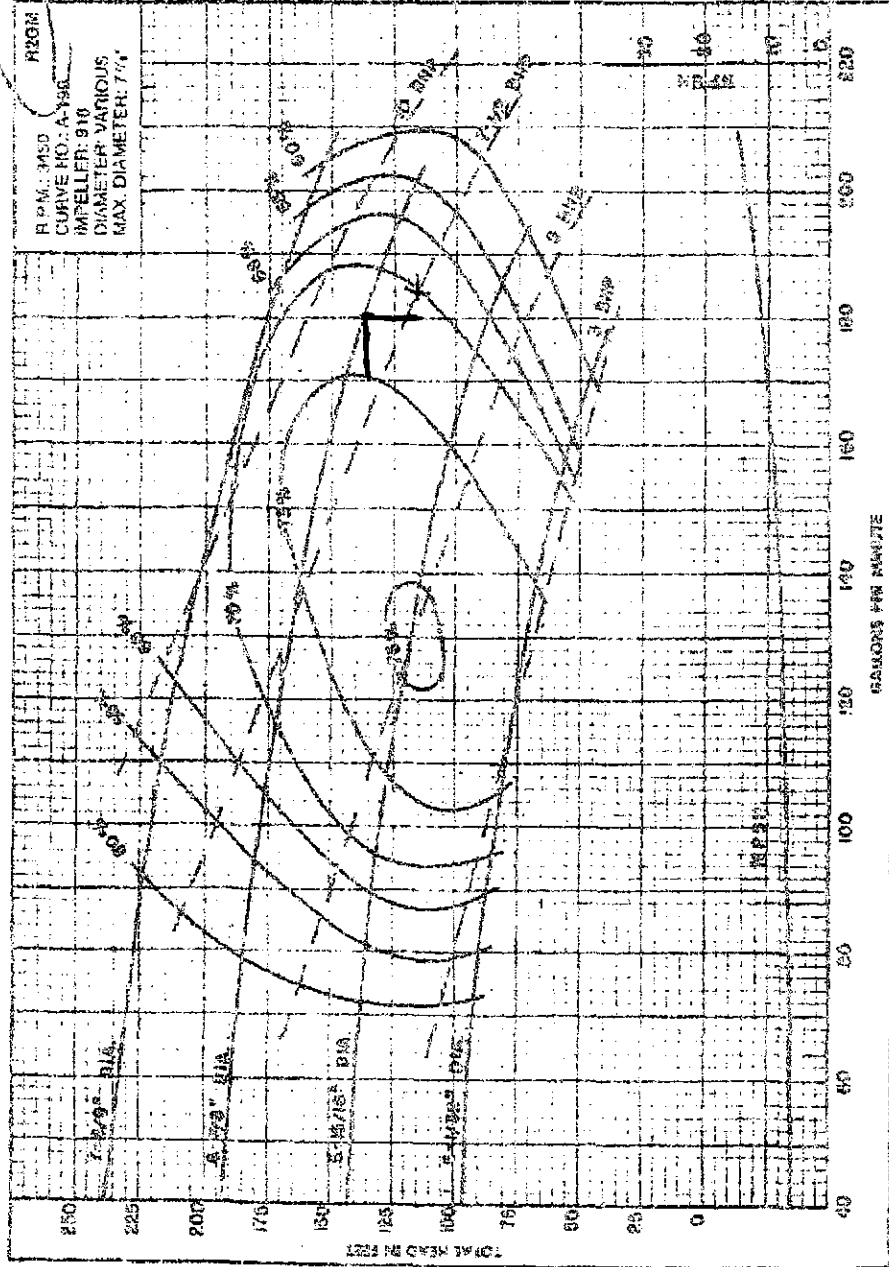
PAGE 01

CENTRIFUGALS Performance Curve

Shore AS
150m2T

Griswold
Industrial Pumps
To - Robin
208/454-5554

R2GM and R2GH



Flow (GPM)	Head (Feet)	RPM	Curve No.
0	250	1750	A-190
0	200	1500	A-190
0	150	1250	A-190
0	100	1000	A-190
0	75	750	A-190
0	50	500	A-190

To - Terry Hendrix
From - Rick & Deborah
Drilling
866-0259

IMPORTANT MESSAGE

FOR

Kimberly

DATE

7/15

TIME

A.M.
P.M.

WHILE YOU WERE OUT

M

Scott King

OF

PHONE NO.

383-4140 X209

TELEPHONED

PLEASE CALL

CALLED TO SEE YOU

WILL CALL AGAIN

WANTS TO SEE YOU

RUSH

RETURNED YOUR CALL

MESSAGE

needs original

claim faxed to him
for 63-7316

fax # 383-4156

SIGNED

Lg

HighMark

PG-A2334

PRINTED IN U.S.A.

* * * Memory TX Result Report (Jul. 15. 2005 12:59PM) * * *

1) Idaho Dept. of Water Resources
2)

Date/Time: Jul. 15. 2005 12:58PM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
1660 Memory TX	93834156	P. 4	OK	

Reason for error

E. 1) Hang up or line fail
E. 3) No answer
E. 5) Exceeded max. E-mail size

E. 2) Busy
E. 4) No facsimile connection



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

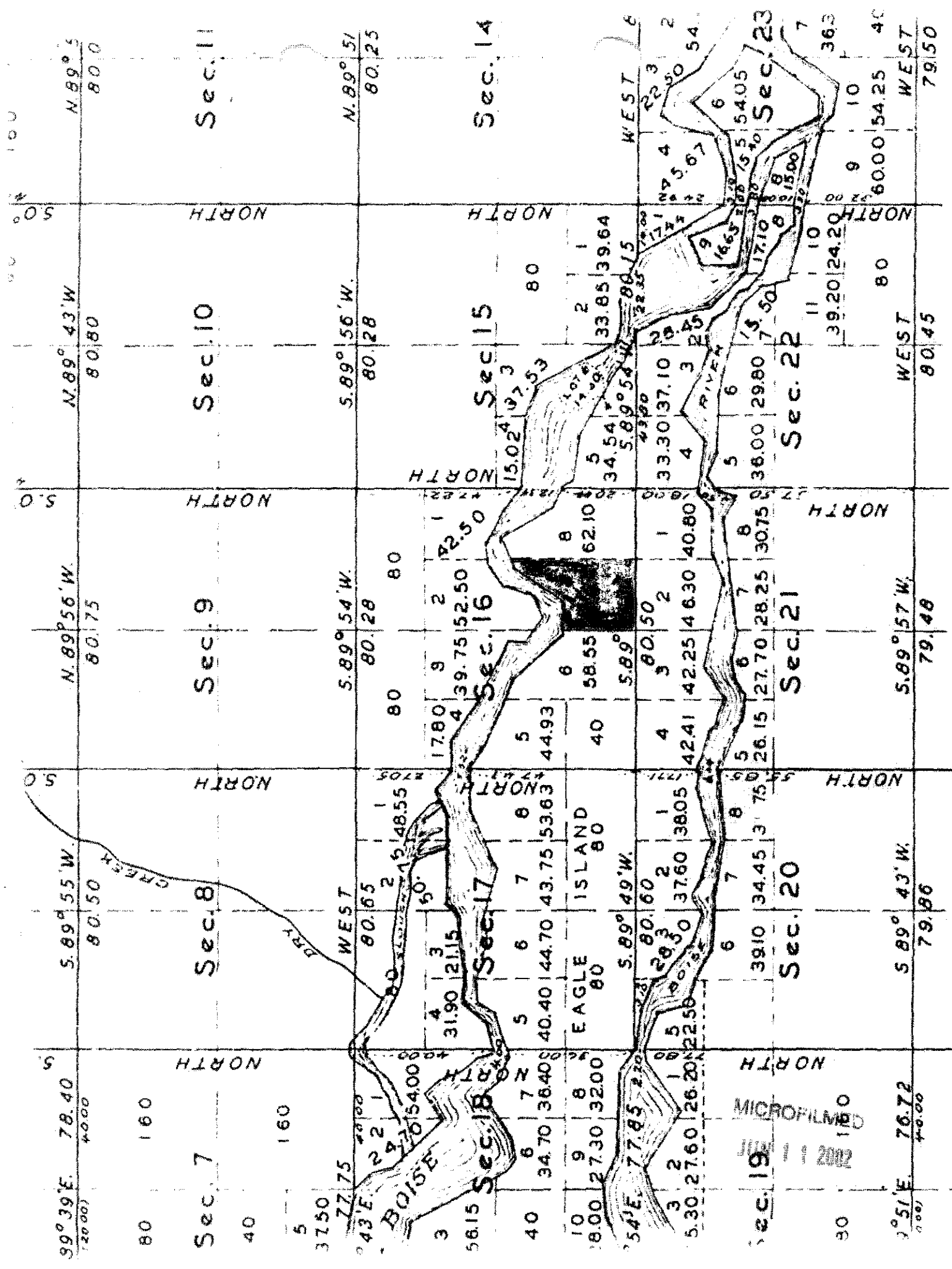
DERK KEMPTHORNE
Governor
KARL J. BREWER
Director

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 7-15-05TO: Scott KingFROM: K. Brown* 383-4156DOCUMENT DESCRIPTION: # 63-7516TOTAL PAGES SENT: 2 + COVER SHEET

CONTACT: _____



MICROFILMED
2002

NENE

NWNNW

NENW

NWNE

NENE

NWNNW

SWNNW

SENW

SWNE

SENE

SWNNW

NWNNW

NESE

NWSE

SWSW

Total average
owned by
claimant.

NENE

NWNNW

NENW

NWNE

NENE

NWNNW

SWNNW

SENNW

SWNE

SENE

SWNNW

SWNNW

NWSE

NESE

SWSW

Harris, Lori

From: Shaff, Don
Sent: Wednesday, May 22, 2002 4:03 PM
To: Harris, Lori
Subject: RE: License Name

Please leave the claim in the name of the claimant (new owner/purchaser). WR has this approach that is reasonable that the License can only be issued in the name of the permit holder. Many new owner could care less or cannot get the permit holder to assign the permit to them and accept the license in the old owner's name. The name is one area where you are correct to question amending the claim to match the license.

Don
dshaff@idwr.state.id.us
208/327-7932

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

From: Harris, Lori
Sent: Wednesday, May 22, 2002 3:47 PM
To: Shaff, Don
Subject: License Name

Don,

I know that typically when a license is issued we amend the claim to match the license, name included. I just received a copy of a new license that I noticed that the claim was filed in 2000 and the name was different than that on the license. I checked the WR file for an assignment, but instead found a memo from Pam in 1990 regarding the original permit holder not wishing to do an assignment until the land sale agreement was fulfilled.

It is the new owner/purchaser that paid for the exam fee and filed the claim. So, my question is, do I leave the claim in the name of the claimant (new owner) or change it to match the license (original owner)?

Let me know your thoughts.

Thanks,

Lori

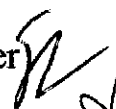
RECEIVED

JUL 14 1998

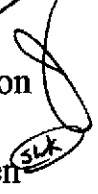
WATER RESOURCES
WESTERN REGION

MEMORANDUM

DATE: July 9, 1998

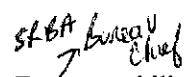
TO: Steve Lester 

THROUGH: Jim Johnson

FROM: Shelley W. Keen 

RE: Field exams for permits not claimed in the SRBA

I have reviewed your suggestion that we void permit 63-07316 because no SRBA claim has been filed. For the following reasons I think it is premature to void this permit without conducting a field inspection.

1. §42-219, *Idaho Code*, directs IDWR to conduct an examination if proof has been submitted and an examination fee has been paid. An examination fee was received August 14, 1990.
2. A claim may still be filed in the SRBA.
3. A field inspection may show that a deferrable use has been developed. In this scenario, a license should be issued but a claim would not be required.
4. A field inspection provides a good opportunity for IDWR to remind a permit holder that a claim is required. 
5. On March 18, 1998, Dave Tuthill notified Glen Saxton that ~~the~~ Judge Hurlbutt agreed to enter an order disallowing unclaimed rights as action is completed in a basin. This appears to be the best method to formally clear our records of unclaimed rights.
6. We faced this same issue in April with permit 29-07744. In that case, we issued the license despite having no claim.
7. Correspondence in the water right file suggests that as of 1990 the permit holder wanted a license issued.

MEMORANDUM

TO: FILE 61-7316

FROM: PAM SKAGGS *as*

RE: REINSTATEMENT OF FILE

DATE: 9-OCT-1990

=====
Janet Wells contacted this office to inquire as to the status of this permit. She was aware that Larry Flynn had paid an examination fee and was attempting to have the permit reinstated. She has no desire to assign the permit to Mr. Flynn at this time. She did indicate that at the time Mr. Wells fulfils the land sale agreement between them, she would have no problem with assigning the permit to him.

Ms. Wells confirmed her address as P.O. Box 1068, Pauma Valley, CA, 92061.

MICROFILMED

NOV 02 1990

ELAM, BURKE AND BOYD

ATTORNEYS AND COUNSELORS AT LAW

FIRST INTERSTATE BUILDING
702 WEST IDAHO
POST OFFICE BOX 1559
BOISE, IDAHO 83701
TELEPHONE 208-343-5454
TELECOPIER 208-343-5454

LAUREL E. ELAM (1888-1974)	MELVILLE W. FISHER II
CARL A. BURKE (1898-1961)	WILLIAM G. DRYDEN
CARL P. BURKE	TODD J. WILCOX
PETER J. BOYD	PETER C. K. MARSHALL
J. RAY DURTSCHI	KENNETH M. SEBBY
M. ALLYN DINGEL, JR.	TRUDY HANSON FOUER
JACK S. GJORDING	D. ALAN KOFOED
JOHN MAGEL	SCOTT L. CAMPBELL
DAVID B. LINCOLN	BOBBI KILLIAN DOMINICK
RICHARD C. MELLON, JR.	W. DALLAS BURKHALTER
ROBERT M. TYLER, JR.	ALAN CONILOGUE
JAMES D. LARUE	ELAINE D. HANSON
RANDALL A. PETERMAN	JEFFERY J. VENTRELLA
WILLIAM J. RUSSELL	BRENDA G. MEIER
KAYE L. O'RIORDAN	JOHN J. JANIS
RYAN P. ARMBRUSTER	WENDY E.D. SMITH
DAVID E. COMSTOCK	

July 21, 1987

State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

RE: Janet Wells (JBW Trust)
Reference No: 63-7316

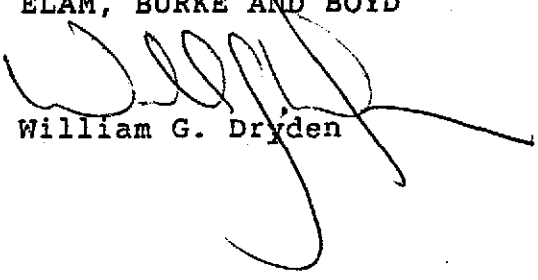
To Whom It May Concern:

Enclosed please find the examination fee information.
Please contact me when someone is ready to conduct the field
examination on behalf of the Department.

Thank you.

Very truly yours,

ELAM, BURKE AND BOYD


William G. Dryden

WGD/mrh
Enclosure

RECEIVED
JUL 23 1987

Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-07316

Priority: June 29, 1971

Maximum Diversion Rate: 0.15 CFS
Maximum Diversion Volume: 73.2 AF

It is hereby certified that JANET B PERKINS-WELLS
PO BOX 1068
PAUMA VALLEY CA 92601 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated March 31, 1970; and has
submitted Proof of Beneficial Use on June 30, 1977. An examination indicates that the works have a
diversion capacity of 0.15 cfs of water from:

SOURCE

BOISE RIVER

Tributary: SNAKE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	3/15 to 11/15	0.15 CFS	73.2 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER L7 NW¼SE¼ Sec. 16, Twp 4N, Rge 1E, 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 01E 16														29.0			29.0
														L 7			

Total Acres: 29

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. Prior to diverting water under this water right each year, the right holder shall seek approval of the watermaster. No water shall be diverted under this right without prior approval of the watermaster.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 16TH day of MAY, 2002.

MICROFILMED

JUN 11 2002

Acting for

KARL J. DREHER
Director





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 17, 2002

JANET B PERKINS-WELLS
PO BOX 1068
PAUMA VALLEY CA 92601

RE: License No. 63-7316 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license. Condition No. 2 is of particular importance. During the irrigation season the natural flow of the Boise River is usually fully appropriated by water rights senior to yours. Water is not usually available for appropriation under a 1971 priority date except when the storage system is being operated in flood control mode. **Condition No. 2** requires you to contact the watermaster of Water District No. 63 to find out if you are authorized to divert water either because the system is in flood control mode or because there is storage water available for rental from the Boise River rental pool. Under all other conditions, you will not be authorized to divert water under this water right. The watermaster currently is Lee Sisco. His telephone number is 378-0246.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

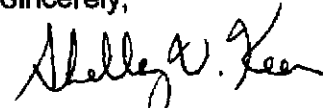
Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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JUN 11 2002

If you have any questions, please contact me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

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JUN 11 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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JUN 11 2002

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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JUN 11 2002

LICENSE REVIEW CHECKLIST

Permit No. 63-7316 Date: 5-7-2002 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)
W36 (overlap)
W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)
W27 (ppu acre limit)

Overlaps: Right(s): none
File reviewed Profile reports printed

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.50 cfs
Fee Limit 1.0 cfs
Measured 0.15 cfs
Theoretical 0.15 cfs

Recommended Total Diversion Rate 0.15

Water Uses OK

Change (P46)

Season of Use per new Standards

3-15 11-15

Irrigation 0.15 cfs 73.2 af
Stockwater 0.15 cfs 73.2 af
Domestic 0.15 cfs 73.2 af
Total 0.15 cfs 73.2 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/D65/104)
overlap spec combined rts (W35)
≤1 acre (W31)
Domestic (W01/wb5/07Q/071/075)
Power (W42 or W43/025/027/R22 or R23)
Fish (042)
Fire (077)
Water Quality (106/R07)
Payette - (W22/047/27A)
Stockwater for US (R37)

Volume Determination

0.15 cfs x 1.9835 x 241 days = 73.2 af (vs) 29 acres x 4.5 (FHR) = 130.5 af
3.5(con)

Remarks:

Additional Conditions yes Watermaster Control
GW Measurement/Measuring Device
Other
Trust R55 - remove 051)
Non-trust (048)

GW Dist?
Water Msmt. Dist?
Crit. GWMA?
GWMA?
Government Lots?

Advance Priority? yes If yes, explain why below.
no

SRBA Claim? yes-pending

Adjust memo

Amend Letters P87, S06 Second Amendment Notice S06

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	NR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SEWN	NE5W	NWSW	SWSW	SE5W	NE5E	NWSE	SWSE	SESE	Total
Claim	63 270	BARBARA A WILLIAMSON, SYLVAN D WILLIAMSON, LARRY FLYNN	BOISE RIVER	04N01E16													25	5	35	35	100
Claim	63 7318	JANET B PERKINS-WELLS	BOISE RIVER	04N01E16														28	28	28	28
Right	63 7316	JANET B PERKINS-WELLS	BOISE RIVER	04N01E16														28	28	28	28
Claim	63 1268	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 1268	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 146	NEW UNION DITCH CO.	BOISE RIVER	04N01E16	37	31	16	35	38												167
Claim	63 16238	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 1611	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 17468	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 18746	NEW UNION DITCH CO.	BOISE RIVER	04N01E16	37	31	16	35	38												157
Claim	63 195	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 196	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16										35	40	40	40				155
Claim	63 198	LOIS L JOPLIN	BOISE RIVER	04N01E16										35	40	40	40				155
Claim	63 197	LOIS L JOPLIN	BOISE RIVER	04N01E16																	64
Claim	63 184A	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 205	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 206	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 207	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 234	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 250A	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 2568	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 259	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 2608	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 263	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 284	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 285	BALLENTYNE DITCH COMPANY LTD.	BOISE RIVER	04N01E16						40	12	12									64
Claim	63 286	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 288B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 28877	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E16	3																3
Claim	63 5208	GALAN R MERRILL, NANCY MERRILL	GROUND WATER	04N01E16	1																1
Right	63 195	THOMAS H Aiken	BOISE RIVER	04N01E16						X											0
Right	63 198	W H CONWAY	BOISE RIVER	04N01E16									X	X	X	X					0
Right	63 197	W H CONWAY	BOISE RIVER	04N01E16									X	X	X	X					0
Right	63 2408	DRAINAGE DISTRICT NO 2	WASTE WATER	04N01E16	38	40	3	34	40	38	14	5									213
Right	63 2588	ELIZABETH CHARTERS, W D CHARTERS	BOISE RIVER	04N01E16						X											0
Right	63 2898	C H SCHMELZER	BOISE RIVER	04N01E16						X											0
Right	63 270	LOUISE SIMONSON	BOISE RIVER	04N01E16															X	X	0
Right	63 265	HARRY E WINNER	BOISE RIVER	04N01E16																	0
Right	63 5208	MERRILL'S EGG FARM INC.	GROUND WATER	04N01E16	1						4										4
Right	63 7314	JANET B PERKINS-WELLS	PINE SLOUGH	04N01E16										1							1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP - 8 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-07316

1. Owner: Janet Wells Phone No. _____

Current Address: PO Box 1068, Pauma Valley CA 92601

2. Accompanied by: Larry Flynn EXAM DATE: 8/25/00

Address: PO Box 564, Eagle ID 83616-0564 Phone No. 939-9179

Relationship to Permit Holder: New Owner

3. Source: Boise River tributary to Snake River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	7		NW	SE	16	4N	1E	Ada	USGS Quad, Exam, 1994 Aerial Photo

2. Place(s) of Use:

Indicate Method of Determination same as above + 1994 photo

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	16														29			29
																It 7			

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

SEE ATTACHED ASSESSOR'S PLAT MAP

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

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

Y Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		7.5	DE213PCDR 7014AAWC WF1		

*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
Pressure Gage						

2. Measurements: Twenty five 9/64" nozzles @ 20psi = 2.65 gpm/nozzle x 25 = 66.25 gpm

= 0.1476056 cfs

E. NARRATIVE/REMARKS/COMMENTS

A 7.5 hp pump, located on a side channel of the Boise River, supplies water to 29 acres via 4" mainline and portable handline sprinklers. The side channel resembles more of a slough than part of the Boise River, however looking at the 1994 aerial photo, the channel does originate from the Boise River. The capacity of the system is .15 cfs/50afa, which can provide ~11 acres with full diversion volume. These amounts are based on a 168 day season of use as listed on the permit. However the property is located on Eagle Island, adjacent to the Boise River. The ground is subby, allowing applicant to irrigate additional acres with less water. A well supplies domestic water for the cabin. No other water rights are used.

Larry Flynn plans to file SRBA claim based on field exam findings.

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Have conditions of permit approval been met? Y yes no

F. FLOW CALCULATIONS

N Additional Computation Sheets Attached

Measured Method:

25 heads @ 20 psi = 2.65 gpm

2.65 gpm x 25 hds = 66.25 gpm = .15 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 29 \times 4.5 = 130.5$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .15 \times 168 \times 1.9835 = 50$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 50$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Annual Volume	
	From	To	Q (cfs)	V (afa)
Irrigation	5/1	10/15	.15	50
Totals:			.15	50

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Lori Graves - Senior Agent

Field Examiner's Name

Lori Graves

Date

8/28/00

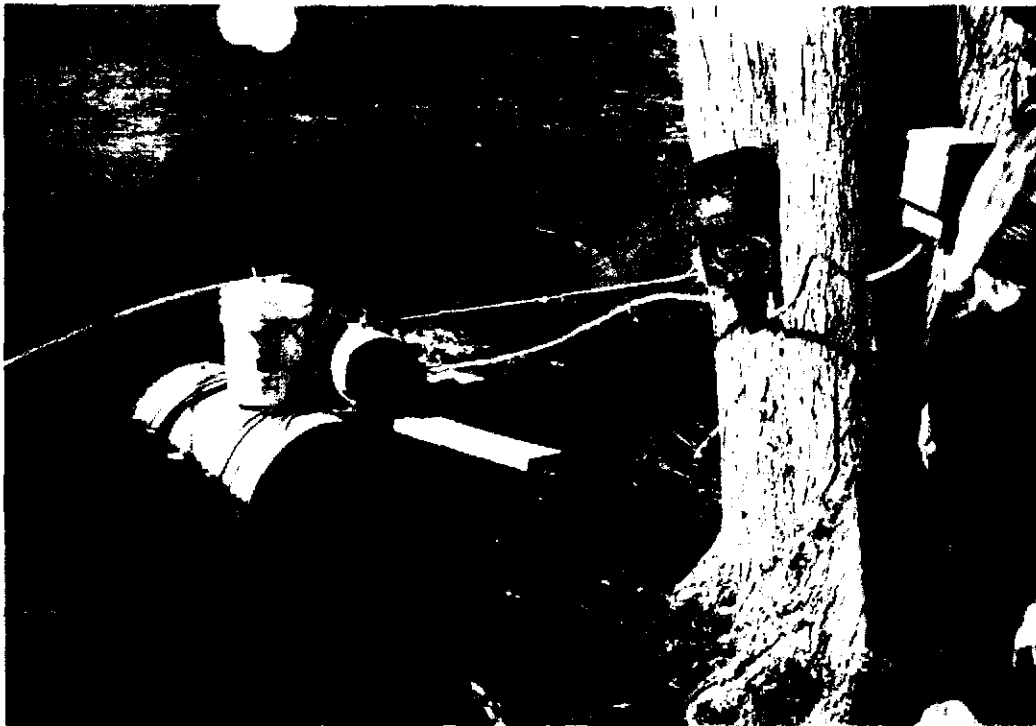
Reviewer

Date

SEAL

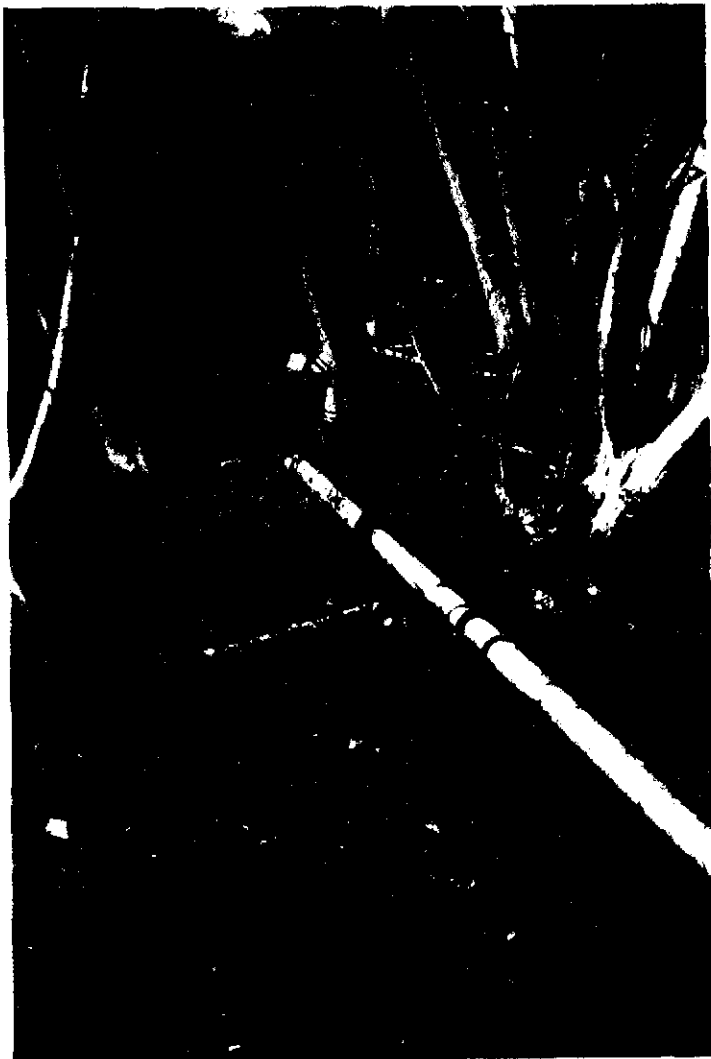
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JUN 11 2002



7.5 HP
PUMP

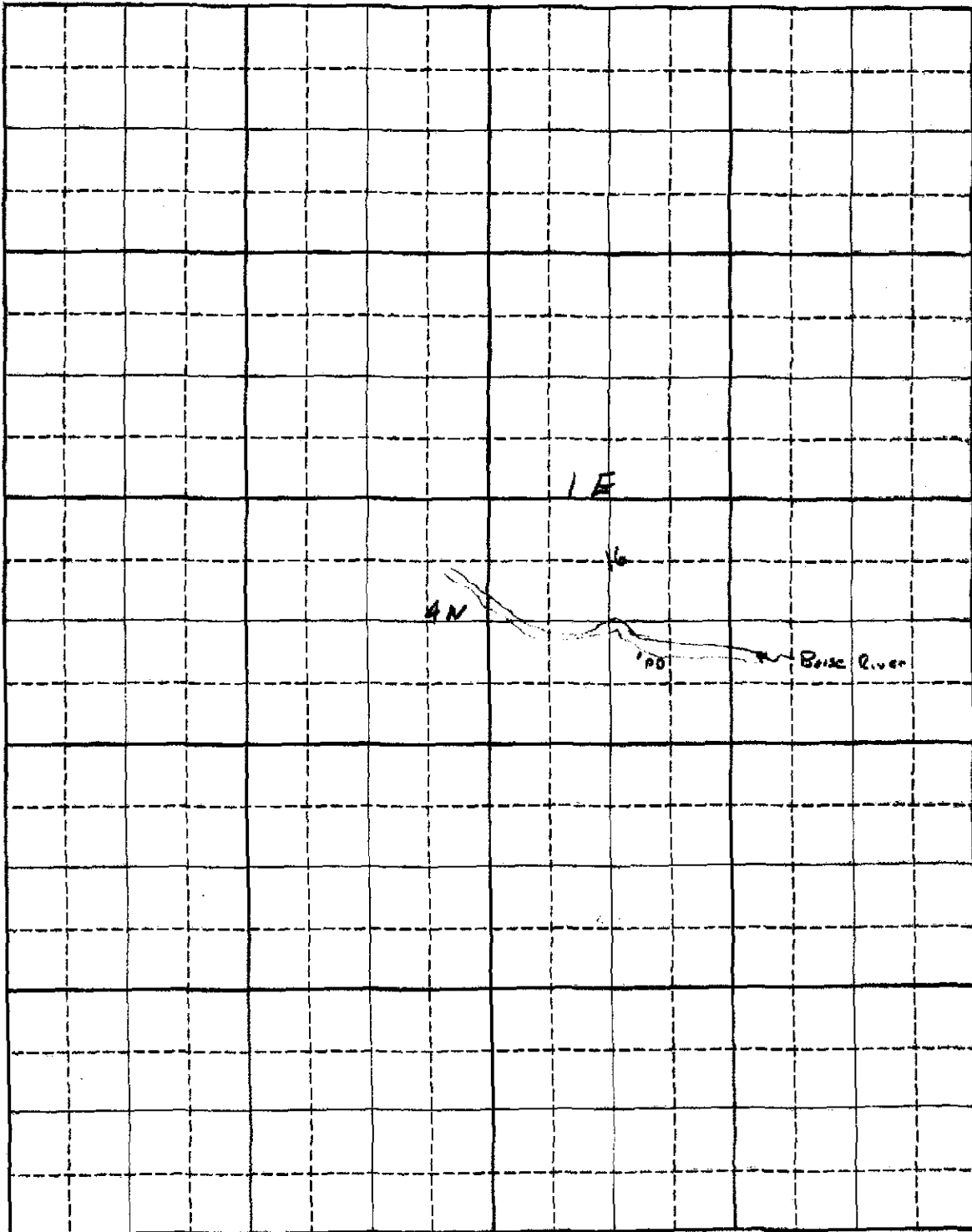
MAINLINE (PORTABLE)







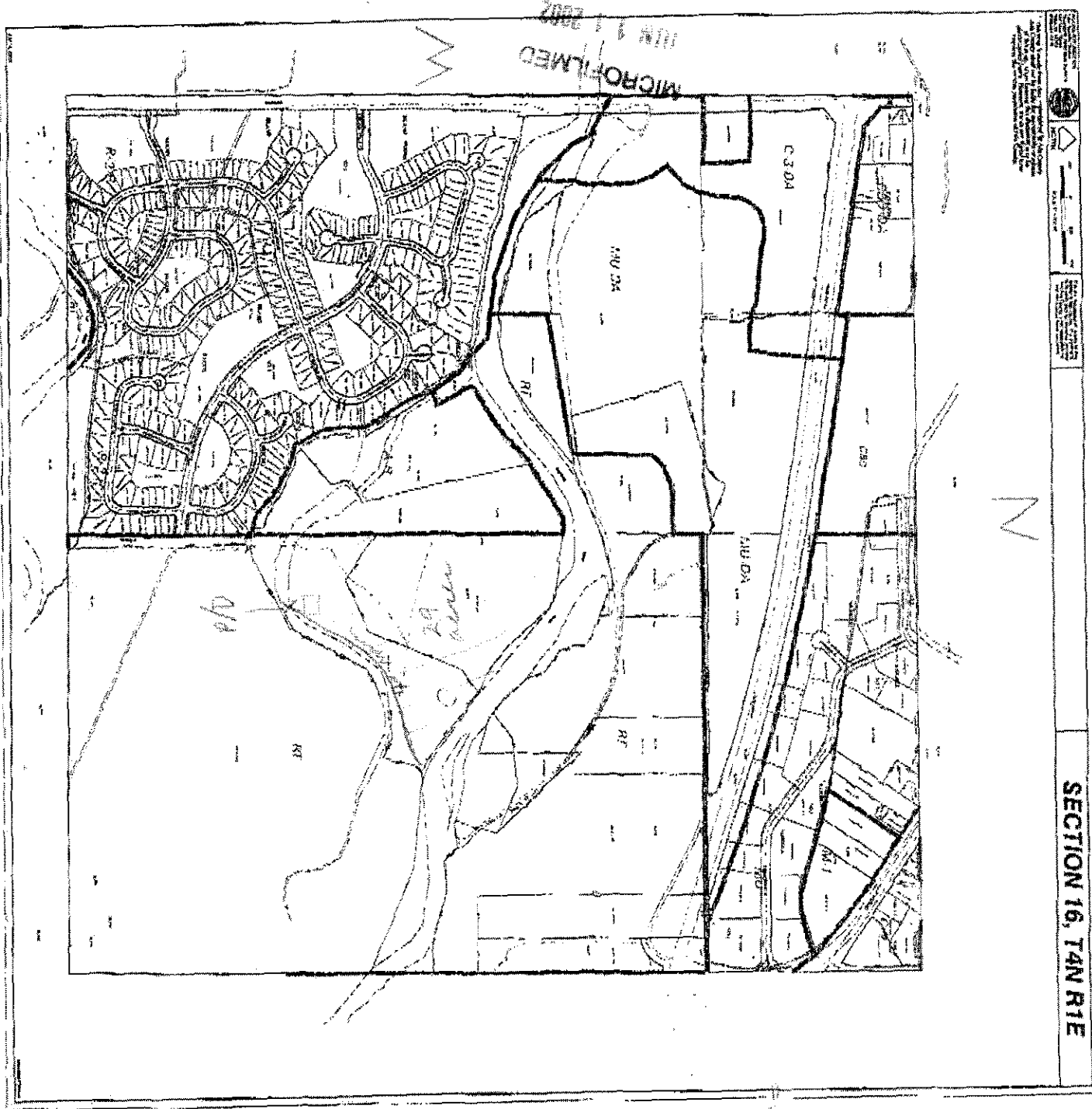
11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

Muriel B. Caine
(Applicant)



W
S+Z
N

75 HP
213P RT 014 AU DA 0001

RT 014

2137C

25 hbr, 1/4, 20.151

2" discharge

4" main

2.05 GPM x 75 Lbs 0.2000

57051 = mid 5200

57051 = mid 5200

AUG-18-2000 14:30

FROM-ADA COUNTY ASSESSOR

2083642228

T-313 P.002/004 F-430



Property Master			
08/18/2000			
Year 2000	Parcel # 50516131506	Status Active	Property Type Real
Property Code Area 243		State Parcel # 04N01E161506	

Physical Location	
Address	E MACE LN EAGLE ID <i>748 Riverchase Way</i>
Group Type	SECT
Group #	0516
Description	4N 1E 16
Zoning	RT
Township/Range/Section	4N 1E 16

Contact Information	
Name	RANCHO DEL RIO INC
Mailing Address	PO BOX 564 EAGLE ID 83616-0564 <i>Larry Flynn</i> <i>939-9179</i>

Description

PAR #1506 OF E2
SEC 16 4N 1E
#438475 #131505
#96008775

Additional Contacts

19.597

16.272

35.81 Total acres

*Property located at 748 Riverchase Way,
Eagle*

Status	State Category Code	Acres	Assessed Value	Assessment Roll	Property Occupancy	Valuation Method
Active	40	33.810	10,500	Primary Sub	Non-Occupancy	INCOME
Active	100	2.000	60,000	Primary Sub	Non-Occupancy	MARKET
Active	310		25,000	Primary Sub	Non-Occupancy	COST
Active	311		30,000	Primary Sub	Non-Occupancy	COST
			125,500			
			0	Less Homeowners Exemption		
			125,500	Taxable Amount		

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JUN 11 2002

MEMORANDUM

TO: FILE 61-7316

FROM: PAM SKAGGS

RE: REINSTATEMENT OF FILE

DATE: 9-OCT-1990

=====

Janet Wells contacted this office to inquire as to the status of this permit. She was aware that Larry Flynn had paid an examination fee and was attempting to have the permit reinstated. She has no desire to assign the permit to Mr. Flynn at this time. She did indicate that at the time Mr. Wells fulfills the land sale agreement between them, she would have no problem with assigning the permit to him.

Ms. Wells confirmed her address as P.O. Box 1068, Pauma Valley, CA, 92061.

MICROFILMED

NOV 02 1990

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 61-07316

FROM: JIM JOHNSON

RE: PRIORITY ADVANCE REVIEW

DATE: 20-AUG-1990

=====

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	MARCH 31 1970	90
EXAM FEE NOTICE		
Exam Fee Notice Date:	MARCH 17 1989	76
Exam Fee/Info Sheet Received Date:	AUGUST 14 1990	591
Exam Fee or Info Due Date:	MAY 16 1989	136
Days Late:		455 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	MARCH 31 1970	90
Total Days Late:		455 DAY(S)
New Priority Date:	JUNE 29 1971	180

MICROFILMED

NOV 62 1990

MEMORANDUM

TO: FILE 63-7316
FROM: KAY WALKER
RE: OWNERSHIP OF PERMIT
DATE: 14-AUG-1990

The water use under this permit was established by Muriel B. Craine in 1970. The permit issued in 1971. This permit was then assigned to Janet B. Perkins Wells in 1973, who now resides in California. After many tries to contact Ms. Wells to submit an examination fee for this permit, we have lapsed it.

Mr. Larry Flynn came into the office today to file a water right based on a telephone call from Lee Sisco. Mr. Sisco told Mr. Flynn he had no water right for the irrigation system he was running. We researched the land and found this permit is one that covers the land. Mr. Flynn lease-purchased this land in 1987. The land was involved in a lawsuit for 3 years and Mr. Flynn just finalized the purchase this year. He requests reinstatement of the permit based on the above.

MICROFILMED

NOV 02 1990

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

IN THE MATTER OF PERMIT
NO. 63-7316 IN THE NAME OF
JANET B. PERKINS WELLS

ORDER OF REINSTATEMENT

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 63-7316 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 63-7316 to appropriate the public waters of the State of Idaho with a proposed priority of MARCH 31, 1970.
2. On MARCH 17, 1989 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on MAY 16, 1989.
3. The license examination fee was not paid within one year of the date, and the permit lapsed for failure to pay the license examination fee.

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NOV 02 1990

4. The license examination fee was received on
AUGUST 14, 1990, 455 day(s) late.

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 63-7316 should be advanced 455 day(s).

ORDER

IT IS HEREBY ORDERED that Permit to Appropriate Water No. 63-7316 is reinstated.

IT IS FURTHER ORDERED that the date of priority of Permit No. 63-7316 is advanced to JUNE 29, 1971.

Dated this 30th day of October, 1990.

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED

NOV 02 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-7316
IN THE NAME OF JANET B. PERKINS WELLS

ORDER OF REINSTATEMENT

WHEREAS, on March 31, 1970, Muriel B. Crane filed with the Department of Water Resources (formerly the Department of Water Administration) an application for permit to appropriate 0.50 cubic feet per second of water from the Boise River, to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, Twp. 4N, Rge. 1E, B.M., Ada County, to be used for irrigation purposes; and,

WHEREAS, on July 13, 1971, the Department approved said application and issued Permit No. 63-7316 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before July 1, 1976; and,

WHEREAS, on September 10, 1973, the permit was assigned to Janet B. Perkins Wells; and,

WHEREAS, on October 22, 1976, the time within which to submit proof of beneficial use of water was extended to July 1, 1977; and,

WHEREAS, on June 30, 1977, the Department received the required proof of beneficial use of water; and,

WHEREAS, on July 13, 1977, the Department inadvertently lapsed Permit No. 63-7316;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-7316 be REINSTATED without a loss of priority.

Dated this 17 day of August, 1977.


BOBBY D. FLEENOR
Chief, Operations Bureau

RECEIVED

Identification No. _____

Permit No. _____

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

JUN 20 1970

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Mrs. Janet E. Perkins Wells
b) Post Office Address Wells, Wells, & Learned Co. room 360, Senna Bldg, Boise, Id
 2. Permit Number 63-7316
 3. Date of Priority that you are prepared to establish 3-31-70
 4. a) Source from which water was appropriated Boise River
b) Location of the point of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16
Township 4N, Range 1E Boise Meridian, Other points of diversion: _____
 5. a) The amount of water and use to which the water has been applied:
Amount ~~3.5~~ 3.5 for irrigation purposes from May 1 to October 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated ~~3.5~~ 3.5 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Pump Capacity X irrigation time in consultation with Mr. Bob Hamilton of Water Resources Dept.
 6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
 7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) tractor mounted irrigation pump and 400 feet of 3" pipe. Sprinklers every 40 feet.
b) Describe the type and size of measuring device which you have installed at your point of diversion: not required
c) Give well driller's name and address and the date the well was completed: _____
- If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

RECEIVED

EX-100

1977
 with the...

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NEW	NW 1/4	SW 1/4	SE 1/4	NEW	NW 1/4	SW 1/4	SE 1/4	NEW	NW 1/4	SW 1/4	SE 1/4	NEW	NW 1/4	SW 1/4	SE 1/4	
1N	1E	16													17				17

Total number of acres irrigated _____

10. Remarks: Due to pump capacity will pump larger amounts for short periods
of time

The above information is a true statement of the extent to which the above numbered permit has been developed.

6/29/77
 (Date)

Janet B. Wells
 (Signature)

State of Idaho)
) ss.
 County of Ada)

On this 29th day of June, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Beatrice Mae
 Notary Public residing at Boise,
Idaho

My commission expires 11/01/79

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POWER OF ATTORNEY

RECEIVED

Department of Water Resources

see orig. in
63-2314

The undersigned holder(s) of Permit/Application No. _____ of the
Department of Water Resources of the State of Idaho hereby nominates _____
BRENT LOVELESS, whose address is Box 96 Eagle Idaho
as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all
matters pertaining to the above numbered permit or application. Such acts shall include,
but not be limited to, the filing of application, receiving of all notices, the signing and
filing of applications for extension of time and for amendments of said permits, and the
submission of proofs of completion of works and beneficial use of water.

Dated this 28th day of July, 1976.

_____ Janet B Perkins Woods

STATE OF IDAHO)
County of Ada) ss.

On this 28th day of July, 1976, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Beatrice mae
Notary Public
Residing at Brise, Idaho

My Commission expires:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

RECEIVED

OCT 1976

Department of Water Resources

State of Idaho)
County of Ada)

Permit No. 63-7316

R. Brent Loveless of P.O. Box 96 Eagle
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 63-7316.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before July 1, 1976.

That he has heretofore performed the following work described under said permit:
Built up & Reinforced dike along river to keep
from flooding land during spring run off. Levelled up &
filled in wash outs from previous high water flooding.
Purchased tractor for pumping water Costing \$ 1,400.00

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Permit holders son, Dick Perkins, who
was living on land was transferred out of town until
late fall 1976. Financial cost was too much to
hire completion work done for completion.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to July 1, 1977.

R. Brent Loveless
(signature) *

Subscribed and sworn before me this 8th day of Oct., 1976.

seal

[Signature]
Notary Public residing at

My commission expires Jan. 1, 1977

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use is extended to
July 1, 1977. It is further ordered that the permit be REINSTATED without a
loss of priority.

Witness my hand this 22 day of October, 1976.

[Signature]
Administrator, Operations Division

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

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