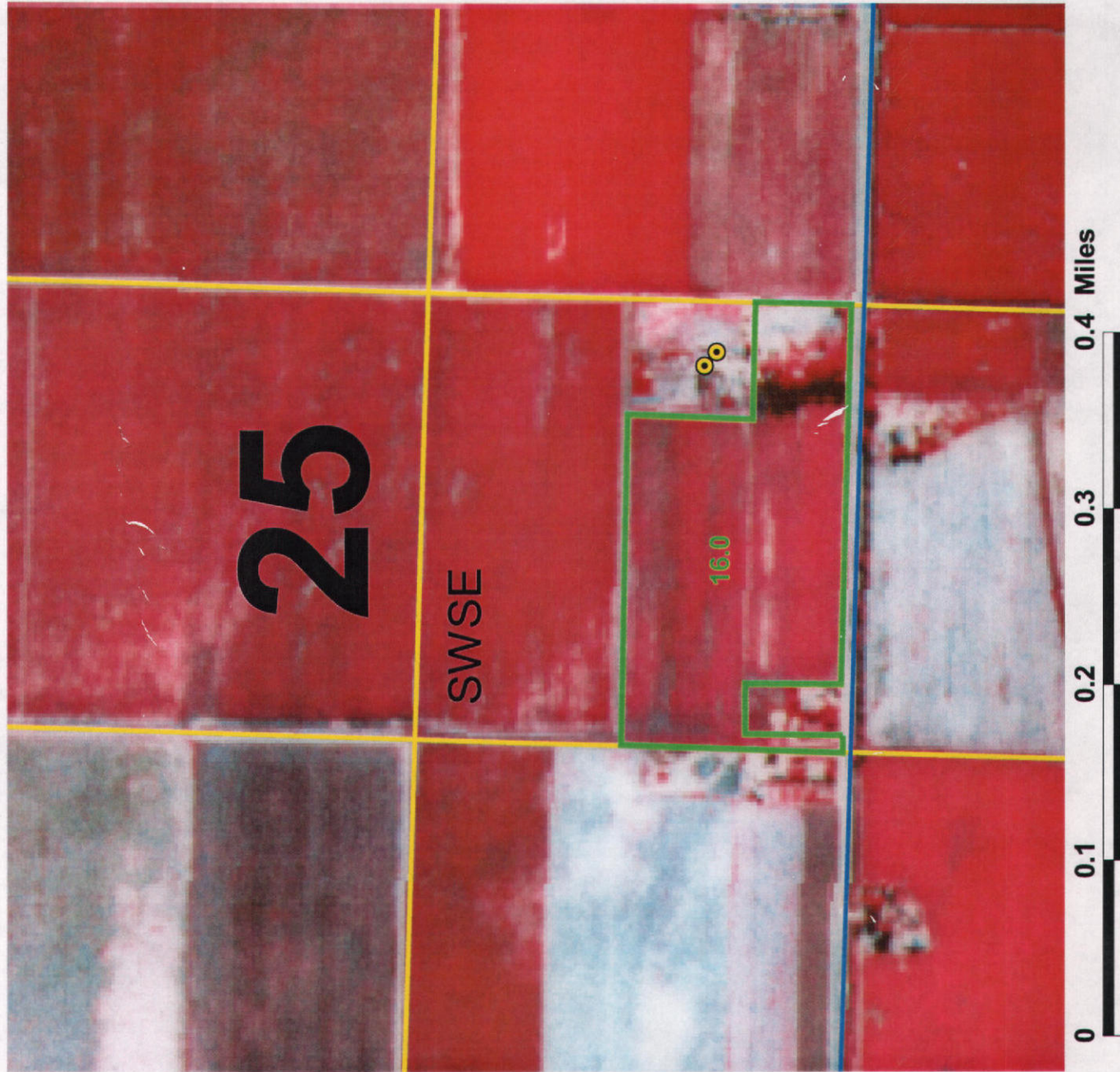


Idaho Department of Water Resources

T04N, R01W,
S25

Claim No: 63-10454
Prepared By: Kimberly Brown
Date: October 2, 2003



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

Acres Irrigated = 16.0



1987 NAPP

Idaho Department of Water Resources

T04N, R01W,
S25

Claim No: 63-10454
Prepared By: Kimberly Brown
Date: October 2, 2003



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



1987 NAPP

Idaho Department of Water Resources

T04N, R01W,
S25

Claim No: 63-10454
Prepared By: Kimberly Brown
Date: October 2, 2003



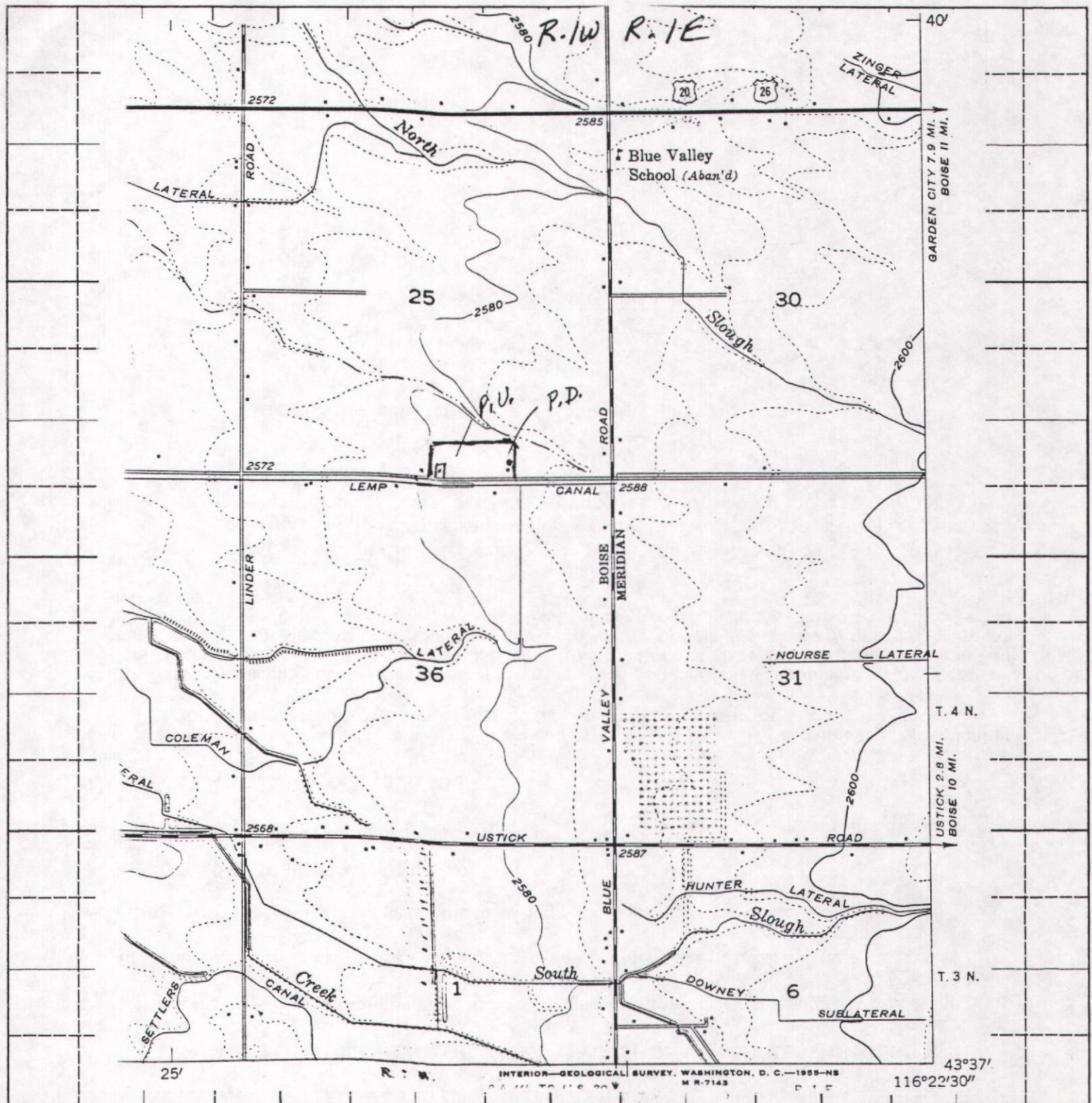
- Point of Diversion
- Place of Use
- Section Lines
- 1/4 1/4



1987 NAPP



13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Karla Chester
(Applicant)

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 63-10454
Date Received: 9/8/1989
Receipt No: W005753
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KARLA CHESTER Phone: (208)888-7375
470 W MC MILLAN
MERIDIAN ID USA 83642

DALICE CHESTER Phone: (208)888-7375
470 W MC MILLAN
MERIDIAN ID USA 83642

2. Date of Priority: 04/28/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	25	SW SE	ADA	

5. Description of diverting works:

WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.32	72
DOMESTIC	01/01	12/31	0.04	0.6

7. Total Quantity Appropriated is:

0.36 C.F.S. and/or 72.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	25	SW	SE	IRRIGATION	16
			SW	SE	DOMESTIC	
					Section Acres	16
					Total Acres	16

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 1/29/93.

Domestic use is for 1 home.

Two points of diversion are located within SWSE, S25, T04N, R01W.

The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

If construction of the well under this right was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this right is prohibited unless a drilling permit is obtained from the Department.

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 for irrigation of the lands above.

15. Basis of Claim: License

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-10454
Date Received: 9/08/1989
Receipt No: W005753
Received By: DA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALICE CHESTER 208-888-7375
Address: 470 W. MC MILLAN
MERIDIAN, ID 83642-0000

Name: KARLA CHESTER 208-888-7375
Address: 470 W. MC MILLAN
MERIDIAN, ID 83642-0000

2. Date of Priority: APR 28, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	25	SW	SE			ADA

5. Description of diverting works:
WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	25	SW SE		IRR	20.0
Section Acres						20.0
Total Acres						20.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SETTLER IRRIG. DISTRICT.

14. Remarks:
2 POINTS OF DIVERSION.

15. Basis of Claim: PERMIT

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): *Valie Clutter* Date: *9-8-89*
_____ Date: _____

State of Idaho)
County of *Ada*) SS.

Subscribed and sworn (or affirmed) before me this *8th* day
of *Sept* 19 *89*

 Don P. T. [Signature]
Notary Public

Seal

Residing at *Bone Id*
My Commission Expires *9/15/1994*

N/A 17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name

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 _____

10/03/2003

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

RIGHT NUMBER: 63-10454

NAME AND ADDRESS: KARLA CHESTER
470 W MC MILLAN
MERIDIAN ID 83642

DALICE CHESTER
470 W MC MILLAN RD
MERIDIAN ID 83642

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.360 CFS
72.600 AFY

PRIORITY DATE: 04/28/1987

POINT OF DIVERSION:

T04N R01W S25 SWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.320 CFS 72.00 AFY
DOMESTIC	01/01 12/31	0.040 CFS 0.60 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.

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S25 SWSE 16.0

DOMESTIC Within ADA County

T04N R01W S25 SWSE

16 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 this right is combined with water from Settlers Irrigation District.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10454 V1

WATER RIGHT NUMBER: 63-10454 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KARLA CHESTER 470 W MC MILLAN MERIDIAN, ID 83642 (208)888-7375
Current Owner	DALICE CHESTER 470 W MC MILLIAN RD MERIDIAN, ID 83642 (208)888-7375

Priority Date: 04/28/1987

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.320 CFS	72.00 AF
DOMESTIC	01/01 to 12/31	0.040 CFS	0.60 AF
	<u>Total Diversion:</u>	0.360 CFS	72.60 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 25, 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	25																	16.0
																			16.0

Total Acres: 16

DOMESTIC

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	25																	X

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10454 V1

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. W54 Use of this right is combined with water from Settlers Irrigation District.
3. X01 Domestic use is for 1 home.

Remarks:

1. 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.

Comments:

1. kbrown 10/3/2003 Points of Diversion

Comment: Two points of diversion are located within the place of use (SWSE, S25, T04N, R01W).

2. kbrown 10/3/2003 Application for Amendment

Comment: Application For Amendment (For Licensing Purposes) filed to change domestic annual volume and total annual volume on January 4, 1993.

3. kbrown 10/3/2003 63-27754

Comment: Water Right No. 63-27764 is a decreed right for domestic purposes (0.04 cfs) for the same home covered by this right.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

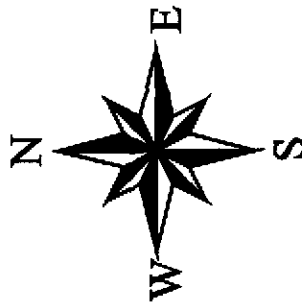
Idaho Department of Water Resources

**T04N, R01W,
S25**

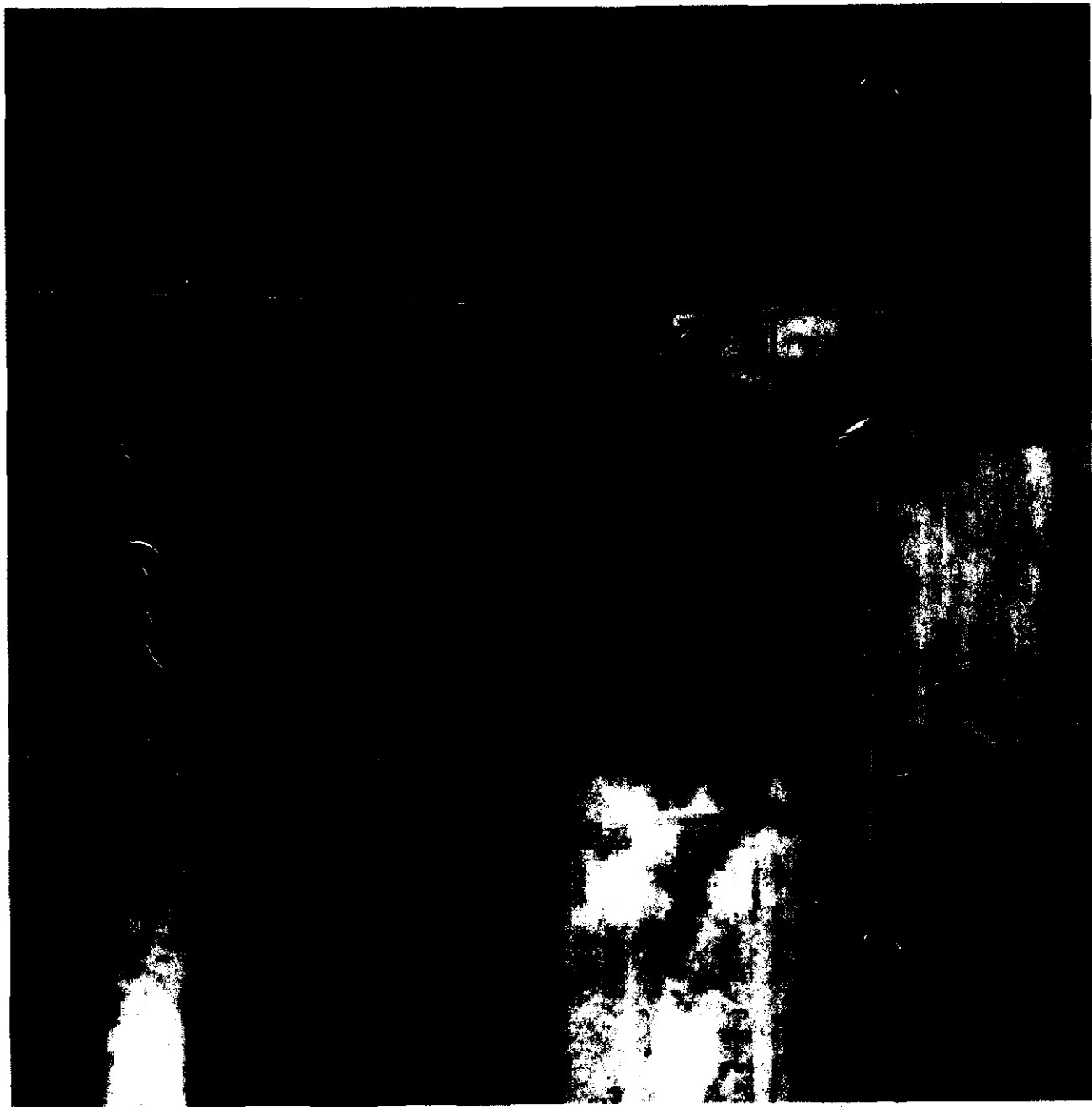
Claim No: 63-10454
Prepared By: Kimberly Brown
Date: October 2, 2003

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

Acres Irrigated = 16.0



1987 NAPP



Idaho Department of Water Resources

**T04N, R01W,
S25**

Claim No: 63-10454
Prepared By: Kimberly Brown
Date: October 2, 2003

● Point of Diversion



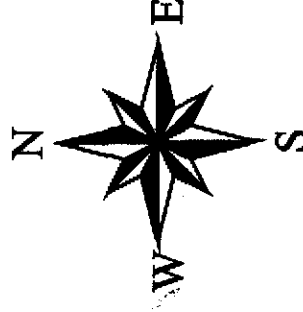
Place of Use



Section Lines



1/4 1/4



1987 NAPP



0.4 Miles

0.3

0.2

0.1

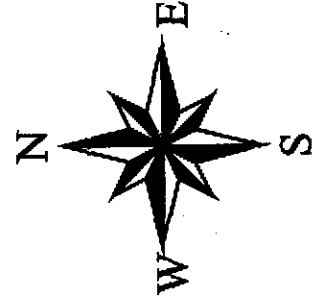
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Idaho Department of Water Resources

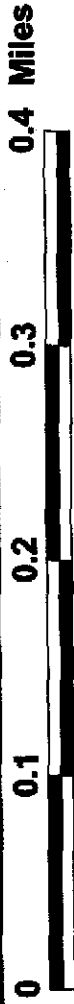
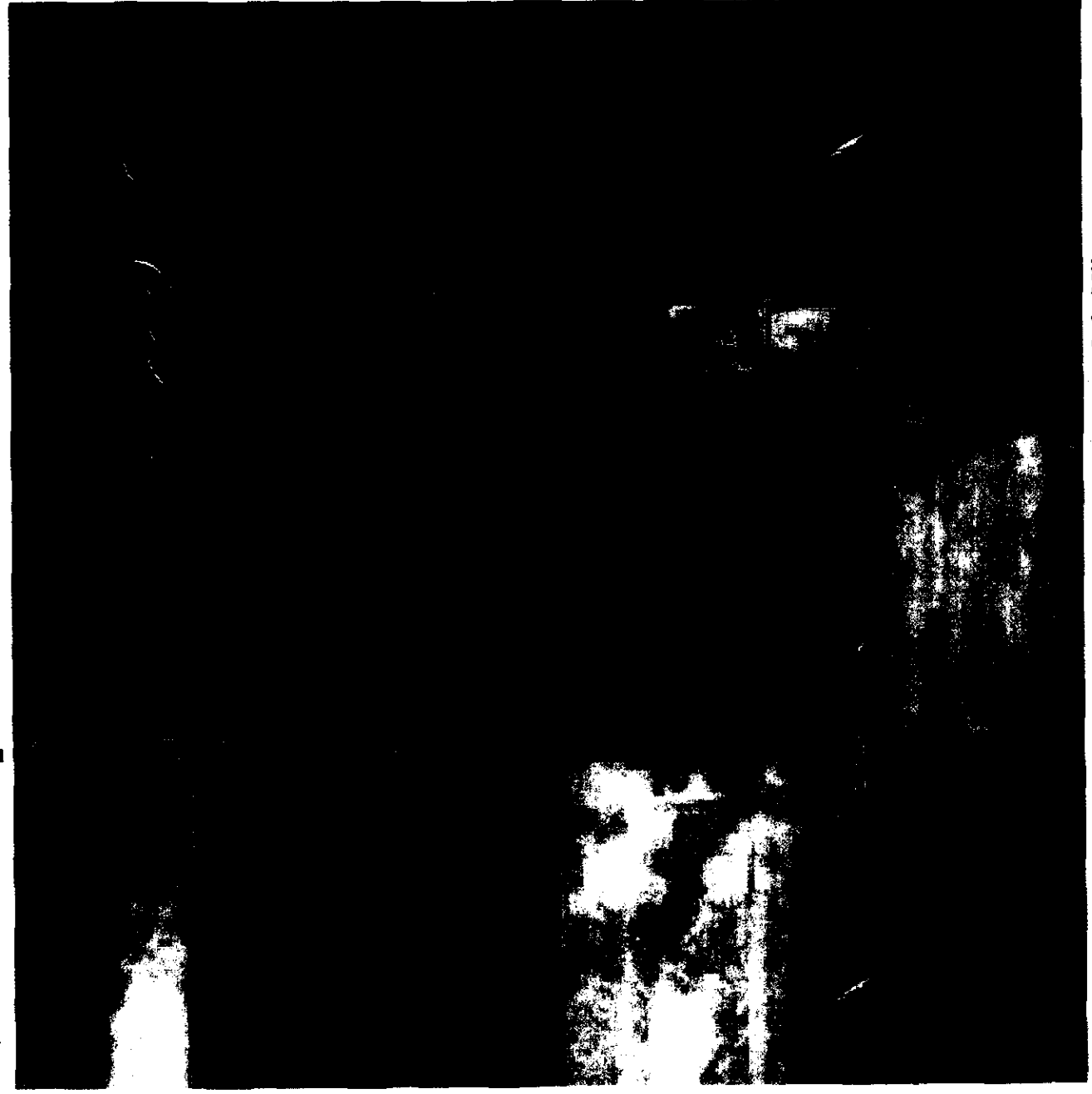
**T04N, R01W,
S25**

Claim No: 63-10454
Prepared By: Kimberly Brown
Date: October 2, 2003

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



1987 NAPP



Adjudication Claim Report 63-10454

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KARLA CHESTER ✓ 470 W MC MILLAN MERIDIAN, ID 83642 (208)888-7375
Current Owner	DALICE CHESTER ✓ 470 W MC MILLIAN RD MERIDIAN, ID 83642 (208)888-7375
Priority Date:	04/28/1987 ✓
Basis:	License ✓
Status:	Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	03/15	11/15 ✓	0.320 CFS ✓	72.00 AF ✓
DOMESTIC ✓	01/01	12/31 ✓	0.040 CFS ✓	0.60 AF ✓
	Total Diversion:		0.360 CFS ✓	72.60 AF ✓

GROUND WATER SW1/4SE1/4 ✓ Sec. 25, Twp 04N, Rge 01W, B.M. ✓
ADA County ✓

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	25															16.0		16.0 ✓

Total Acres: 16
DOMESTIC ✓

[illegible]

ADD X01 - Domestic use is for 1 home.

Conditions of Approval: ADD W54 - Use of water combined with Settlers Irr. Dist.

ADD 304 - Season of use is 3/1 to 11/15.

OVER $\rightarrow$

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10454

- ~~1. 043 If construction of the well under this right was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this right is prohibited unless a drilling permit is obtained from the Department.~~
- ~~2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 acf per acre for irrigation of the lands above.~~
3. X01 Domestic use is for 1 home.
- ~~4. X32 Two points of diversion are located within SWSE, S25, T04N, R01W.~~

Remarks:

- ~~1. General The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.~~
2. General Claim amended per license issued 1/29/93.

Comments:

Comment -

Dates and Other Information:

Claim Received Date: 9/8/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

* 63-27764 was filed to cover the earlier domestic priority date and covers the same home.

* Two points of diversion are located within SWSE, S25, T04N, R01W.

(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 \$50.⁰⁰ (short \$16.⁰⁰ for 16 acres of irrigation) assuming Settlers Irr. District paid the \$16.⁰⁰)
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-10454

Owner: Karla and Dalice Chester Phone No. (208) 888-7375

Current Address: 470 W. Mc Millan Rd. , Meridian

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

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: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

Refer to IDWR Beneficial Use Field Report.

OVERLAP REVIEWOther water rights with the same point of diversion: 63-27764

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

63-27764 is a decreed right for domestic purposes (0.04 cfs) for the same home covered by this right.

WATER USES☒ No change☐ Different Uses

Season of use is 3/1 to 11/15 per new IDWR standard
See shoulder remark.

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Domestic use is for the same home covered in Water Right # 63-10454

TOTAL VOLUME - Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

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

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: None

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

Delivery System Narrative: Refer to IDWR 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

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

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

Use of water combined with Settlers Irrigation District.

Domestic use is for 1 home.

Two points of diversion are located within the place of use (SWSE, Sec. 25, T04N, R01W).

Application for Amendment (For licensing purposes) filed to change domestic annual volume and total annual volume on January 4, 1993.

Water Right #63-27764 is a decreed right for domestic purposes (0.04 cfs).

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU N/A
- ☐ GPS readings N/A
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: October 2, 2003

FIELD EXAMINER: Kimberly Brown

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 10/02/03
Time: 15:43:21

Rec/No - W005753 AR/No -
From: - DALICE CHESTER

Receipt Type - CK Doc/No - 1617
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 09/08/1989

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE	9337		410162	6490		75.00

Total Due - 75.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6318784	25.00	A6310454	50.00		

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-27764

WATER RIGHT NUMBER: 63-27764

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DALICE CHESTER 470 W MC MILLIAN RD MERIDIAN, ID 83642 (208)888-7375
Current Owner	KARLA CHESTER 470 W MC MILLAN MERIDIAN, ID 83642 (208)888-7375

Overlap
review

Priority Date: 02/01/1942

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 25, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

DOMESTIC

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	25																	X

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. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory PARCEL NO. S0425439500

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-27764

Comments:

1. DUNN1 2/21/1994 COPIED FROM REMARKS

Comment: DOMESTIC USE IS FOR SAME HOME COVERED IN RIGHT NO. 63-10454.

2. AJU10-DS 6/21/2000 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information:

Licensed Date:

Decreed Date: 5/4/2000

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

ADJUDICATION MEMORANDUM

CLAIM NO.: 63-10454

SUBJECT: Overlap with 63-27764

EMPLOYEE: Kimberly Brown

DATE: 10.3.03

While investigating Water Right No. 63-10454, I questioned why the licensed annual volume for domestic purposes was reduced from 1.2 AF to 0.60 AF by an Application For Amendment; and found that the Chesters also have a decreed right for domestic purposes for the same home (63-27764).

Therefore, I called #(208) 888-7375 and spoke with Karla Chester. She said that they have 2 acres of lawn, garden, orchard, and stockyard (13 head of cattle, 15 goats, and 7 horses) (and even more than that in 1987). Basically, 16 acres is actual farmland. So, all in all, there are 18.5 acres of ^{16 A.} irrigated land & ^{2.5 A.} homestead area which covers lawn, orchard, garden, and stockyard.

I told Karla that I would use this information she just shared with me (and is not covered in the IDWR Field Exam) to investigate this further, and then get back to her within the next few days to let her know what has been decided.

* In essence, 63-27764 was filed to cover the earlier domestic use priority date

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-10454

Priority: April 28, 1987

Maximum Diversion Rate: 0.36 CFS
Maximum Diversion Volume: 72.6 AF

This is to certify, that DALICE CHESTER
KARLA CHESTER

470 W MC MILLAN

MERIDIAN ID 836420000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 28, 1987; and has submitted Proof of Beneficial Use on July 30, 1987. An examination indicates that the works have a diversion capacity of .400 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.32 CFS	72.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.36 CFS	72.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 25, Township 04N, Range 01W
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	01W	25	SWSE	16		16

Total number of acres irrigated: 16

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

RECORDED

FEB 18 1993

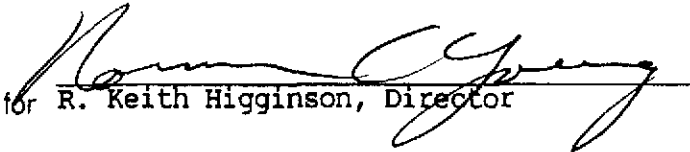
WATER RIGHT LICENSE

WATER RIGHT NO. 63-10454

CONDITIONS/REMARKS:

5. 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 for the lands above.
6. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
7. Two points of diversion are located within SWSE, S25, T04N, R01W. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code, Witness the seal and signature of the Director, affixed at Boise, this 29th day of JANUARY, 1983.

Acting for  R. Keith Higginson, Director

FEB 18 1983

State of Idaho
Department of Water Resources

RECEIVED

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-10454

JAN 6 1993

Department of Water Resources

Date of Priority: April 28, 1987

Maximum Diversion Rate:

0.36 CFS

Maximum Diversion Volume:

72.6 AF

Comes now

DALICE CHESTER
KARLA CHESTER

470 W MC MILLAN

MERIDIAN ID 836420000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-10454, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.32 CFS	72.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	Totals	0.36 CFS	72.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 25, Township 04N, Range 01W
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	01W	25	SWSE	16		16

Total number of acres irrigated: 16

PLACE OF USE: DOMESTIC, same as IRRIGATION use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Bova, this 4th day of January, 1993.

Dalice Chester
(Signature)

RECORDED

FEB 18 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-10454

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$ 20 Received by SL # W015796 Date 1/4/93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-10454 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. 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 for the lands above.
6. Two points of diversion are located within SWSE, S25, T04N, R01W. Domestic use is for 1 home.

Witness my hand this 29th day of January, 1993.

R. Keith Higginson
Acting for R. Keith Higginson, Director

RECEIVED
JAN 18 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
DEC 01 1992

Department of Water Resources

A. GENERAL INFORMATION

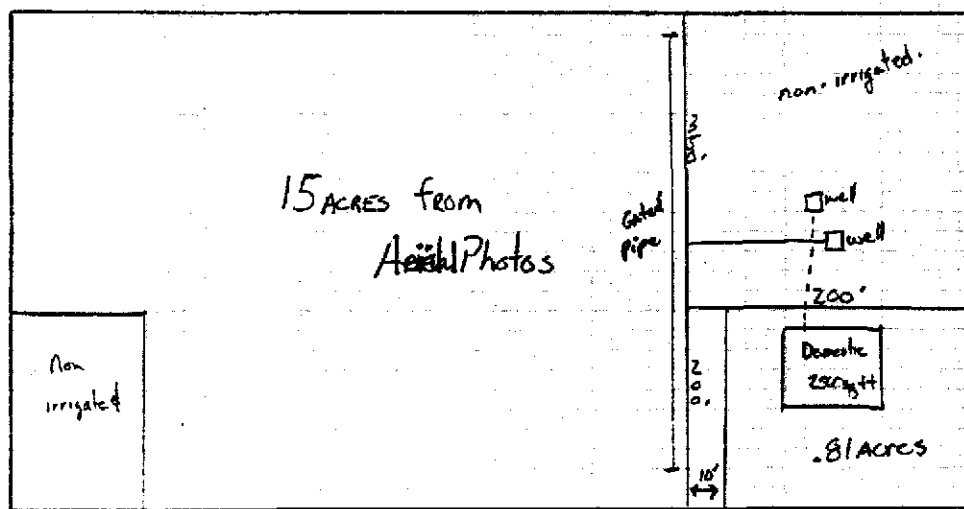
Permit No. 63-10454
1. Owner: Dalice + for Karla Chester Phone No. 868-7375
Current Address: 470 W. McMillan Meridian Ida 83642
2. Accompanied by: Dalice Chester EXAM. DATE: 6-12-92
Address: Same Phone No. same
Relationship to Permit Holder: same
3. Source: groundwater tributary to NA-

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached ☒ Aerial Photo Attached
Showing location(s) of point(s) of diversion and place(s) of use (required). (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

FEB 18 1993

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
		N/A-				

2. Measurements:

$$\text{Theoretical: } \frac{7.5 \cdot 8.8 \cdot .70}{15 + (2.3 - 50)} = \frac{46.2}{130} = .36 \text{ cfs (irrigation)}$$

$$\frac{3/4 \cdot 8.8 \cdot .70}{13 + (46)} = \frac{4.62}{59} = .08 \text{ cfs (domestic)}$$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\text{Theoretical: } .36 \text{ cfs (irrigation), } .08 \text{ cfs (domestic), } 16 \times .02 = .32 \text{ cfs (allow .04 cfs domestic irrigation)}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7); Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 16 \times 4.5 = 72 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .32 \times 245 \times 1.9835 = 155.5 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 72 \text{ AFA}$$

2. Volume Calculations for Other Uses:

$$\text{domestic} = 1.2 \text{ AFA}$$



FEB 18 1993

1990

DAVID TUTILL, JR.
STATE OF IDAHO
REGISTERED PROFESSIONAL ENGINEER
3906
10/22/92

☐ Other
☐ None

J. AUTHENTICATION

2. Recommended Amendments

Rate of Diversion Q (cts)	Annual Volume V (ata)
.04	1.2 AFH
.32	72.0 AFH
.36	73.2 AFH

Beneficial Use

1. Recommended Amounts

I. RECOMMENDATIONS

System of galv pipe or domestic use

H. REMARKS AND OVERLAP REVIEW ANALYSIS

PERMIT 63-10454 INIT 204

T. R. S. 0/0

P/D 46 14 25

SCALE

PHOTO ID. X-1



PERMIT 63-10454 INIT 204

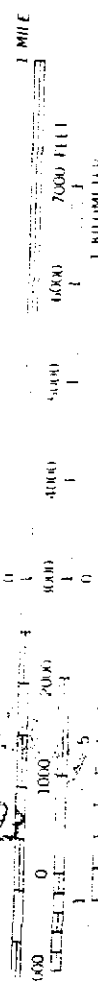
T. R. S. 0/0

P/D 46 14 25

SCALE

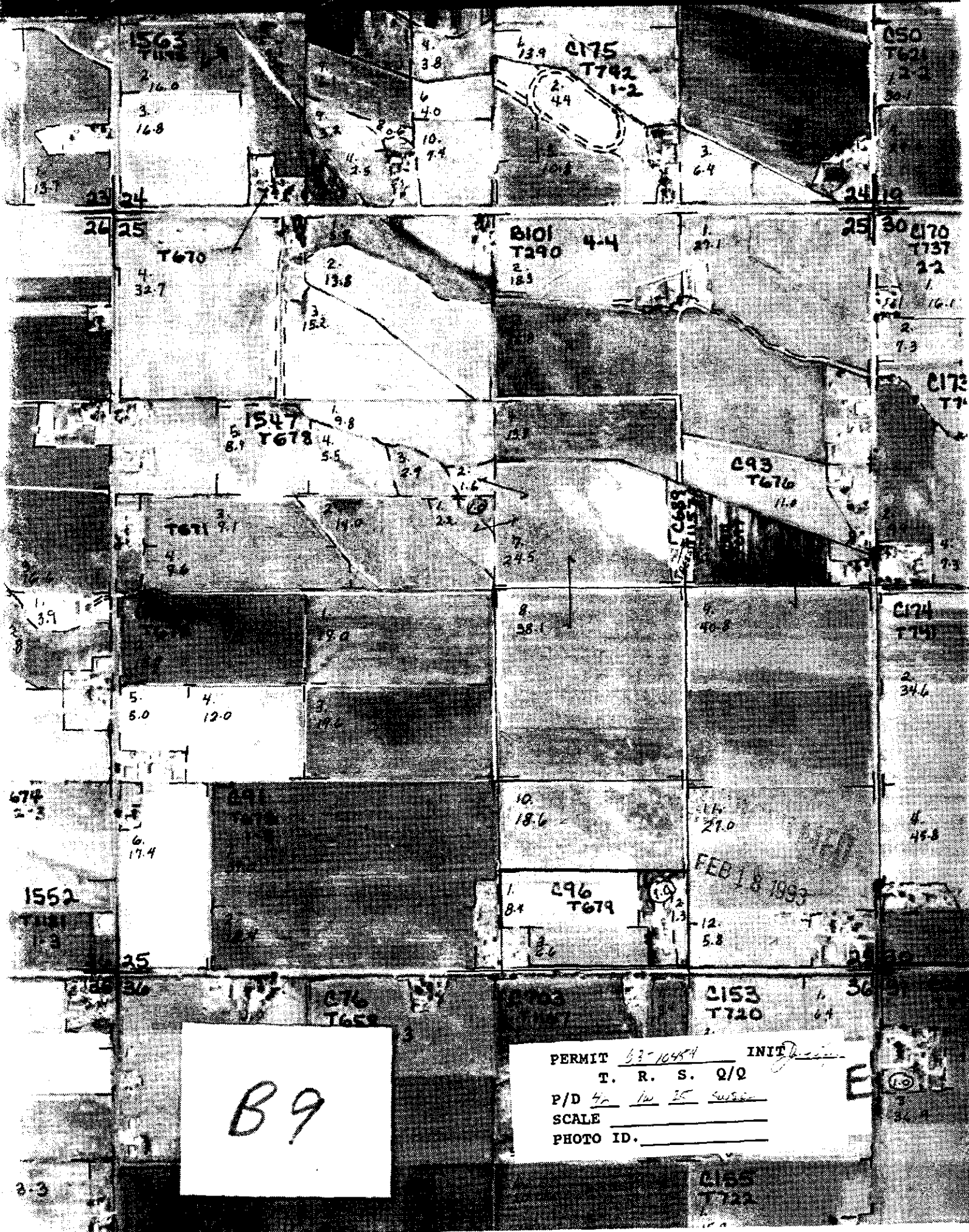
PHOTO ID.

SCALE 1:24000



118° 22' 30"

550 miles



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Dalice &/or Karla Chester Phone 888-7375
Post office address 470 W. McMillan, Meridian, ID 83642

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____
Sec. 25 Township 4N Range 1W B.M. ADA County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .40 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .44 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, submersible pump
(7.5 HP), pipe connection to gated pipe

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 8 inches; proposed depth of well is 120 feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to proposed beneficial use is
1 years (minimum 1 year).

RECORDED

AUG 21 1987

DATE

applicant to make this filing.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

b. Who owns the land to be irrigated or place of use?

11. a. Who owns the property at the point of diversion?

a pollutant

10. Describe any other water rights used for the same purposes as described above. Señor Arroyo
Distric (application is for supplemental water)

Total number of acres to be irrigated -

[illegible]

ponding place of use below. See instructions for standard symbols.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding

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

9. Description of place of use:

e. Other; describe fully.

d. Domestic; show number of households.

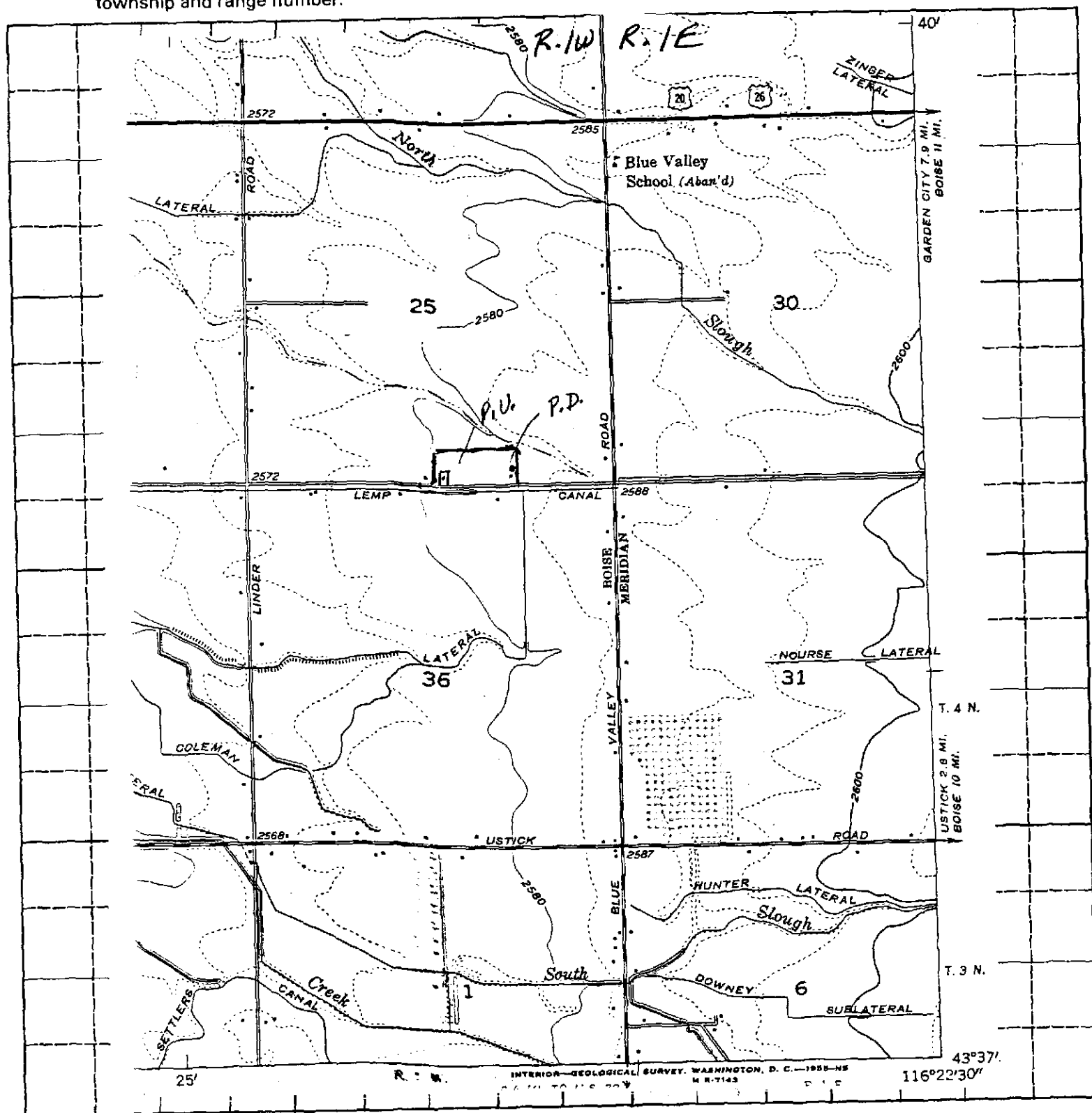
c. Municipal; show name of municipality.

b. Stockwatering; list number and kind of livestock.

a. Hydropower; show total feet of head and proposed capacity in kW.

8. Description of proposed uses (if irrigation only, go to item 9):

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Karla Chester
(Applicant)

Proposed Priority 4/28/87
Received by BD Date 4/28/87 Time 12:00 noon
Fee \$ 45.00
Received by BD # 42378 Date 4/28/87
Publication prepared by JS Date 5-27-87 Published in Idaho Statesman
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-10454, and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 88.

- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

- e. Other: If construction of the well under this permit was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this permit is prohibited unless a drilling permit is obtained from the Department.

Witness my hand this 20 day of July, 1987.

D. New Stanton
Chief, Operations Bureau

RECORDED
AUG 21 1987

ATTACHMENT A

SRBA CLAIM CHECK PER BENEFICIAL USE EXAM

EXAMINER 1 Dave Gray DATE SUBMITTED 6-12-92

ADJUDICATION AGENT _____ RESPONSE DUE DATE 6-12-92

COUNTY Ada OWNER'S NAME _____

PERMIT DATA 1 2 3 Q/Q 1 2 3 Q/Q

F/D 4h 1w 25 SWSE _____

F/U _____

PROOF SUBMITTED DATE 7-31-87

ADJUDICATION DATA RELATING TO THIS PERMIT NUMBER

A. Check Permit Number for Adjudication Claim Filing:

- ☐ Claim required for permit but not filed
(examiner needs to notify permit holder during exam)
- ☒ Claim filed for permit and copy attached *
- ☐ Claim filed although not required (proof filed after 11-13-87)
- ☒ No claim filed or required.

B. Check Adjudication Claims Relating to the Permit Holder but are Different Claims (rev number - different right)

- ☒ Name index search 63-10454
- ☒ Legal description search
- ☒ Non-data entry claims search
- ☐ Claim found but large system no exam required *

Claims found requiring exam	Date field exam conducted	Exam data is in: Permit file	Attached	Exam not Conducted
<u>63-10454</u> Adj No.	<u>6-12-92</u>	☒	☐	☐
_____ Adj No.	_____	☐	☐	☐
_____ Adj No.	_____	☐	☐	☐

☒ Exam completed date(s) data entered Dave Gray 6-12-92 (initial & date)

* copies included only if pertinent to permit field exam

MICROFILMED

JUL 28 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
(to be used in connection with B/U exams for same owners)

1. ☒ No Change NAME:
☐ NEW OWNER: _____
☒ No Change ADDRESS:
☐ NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE:
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION:
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
- Note: If the 10-acre tract is shown on the claim, then verification of the 10-acre parcel is needed. Otherwise the 10-acre tract is not required, unless the source is a spring.
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Static water level _____ Well depth _____
Casing size _____ Pumping water level _____ Gravity flow _____
Method of irr. _____
6. ☒ No Change - WATER USES:
☐ Different uses, (list uses found).
- | | | | | |
|-----------|------------|----------|------------------|----------|
| Use _____ | From _____ | To _____ | Amount _____ cfs | _____ af |
| Use _____ | From _____ | To _____ | Amount _____ cfs | _____ af |
7. ☒ No Change - TOTAL VOLUME:
☐ Change found, The new total is, -- -- -- _____ cfs _____ af
8. N/A

MICROFILMED

JUL 26 1994

9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
Incomplete on claim - Exam found:

Domestic - No. of homes _____ Stockwater - No. of head _____

Other: _____

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4, 1/4

Remarks: (Comments pertinent to field examination)

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS

MAP

SYSTEM DIAGRAM

☐
☐
☐

☒
☒
☒

☒ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: 6-12-92

FIELD EXAMINER:

Signature

DAVE GRAY
Dave Gray

MICROFILMED

JUL 26 1994