

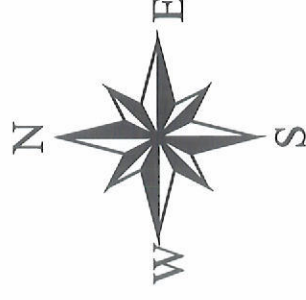
Idaho Department of Water Resources

T05N, R01E,
S31

Claim No: 63-31224
Prepared By: Kimberly Brown
Date: January 6, 2004

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

Acres Irrigated = 9.0



1987 NAPP

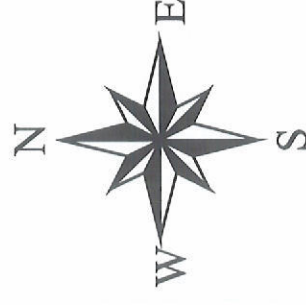


Idaho Department of Water Resources

**T05N, R01E,
S31**

Claim No: 63-31224
Prepared By: Kimberly Brown
Date: January 6, 2004

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



1987 NAPP

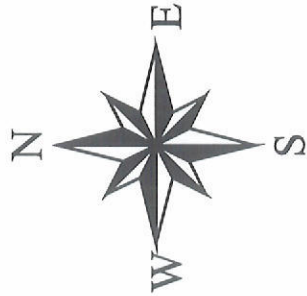


Idaho Department of Water Resources

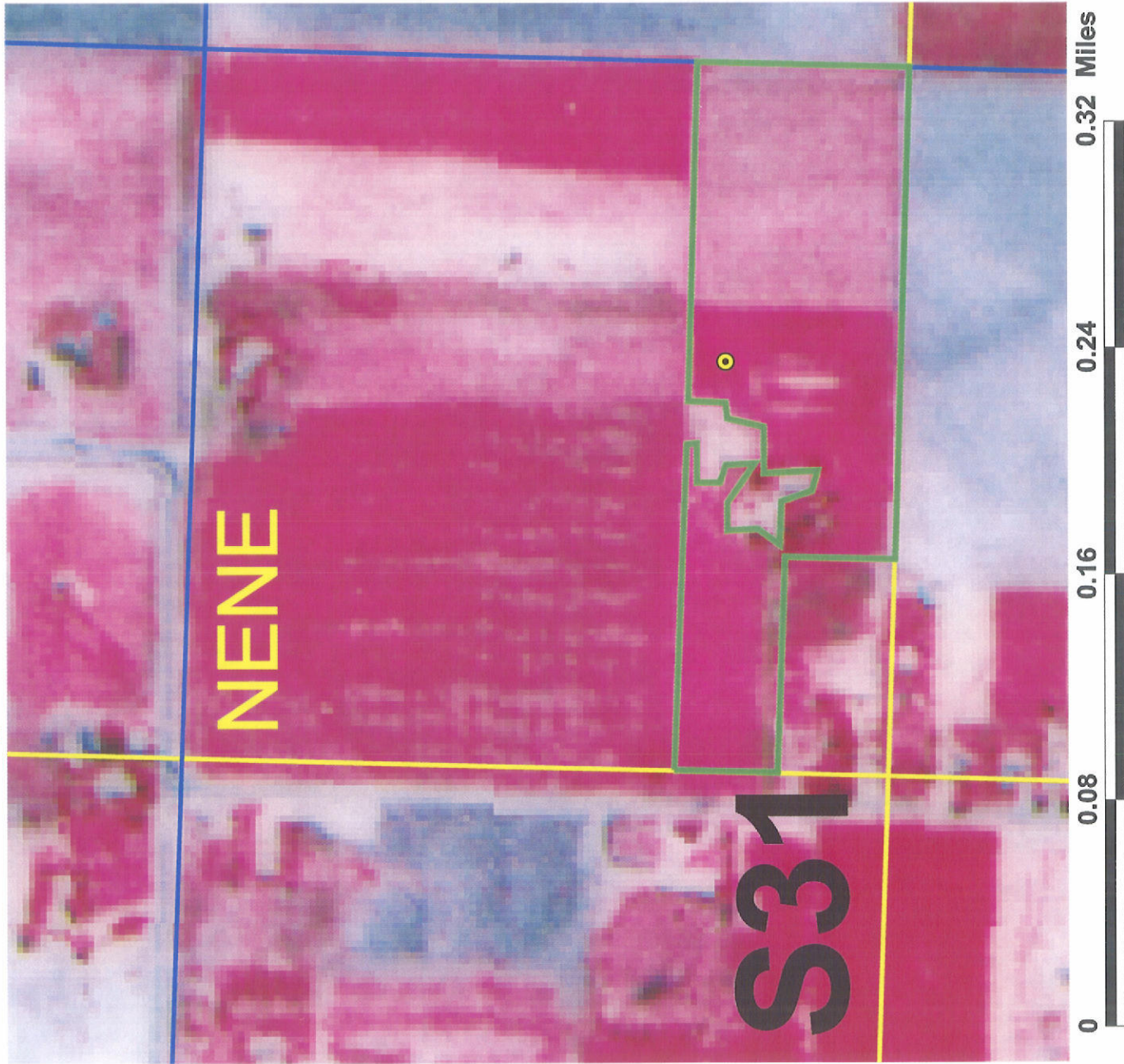
**T05N, R01E,
S31**

Claim No: 63-31224
Prepared By: Kimberly Brown
Date: January 6, 2004

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



1987 NAPP



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

Replaces A63-03159

Ident. Number: A63-20029

Date Received: 12/29/1989

Receipt No: W007299

Received By: _____

*receipt updated
11/2/90*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN L. THORNTON
Address: 4230 BALLANTYNE ROAD
EAGLE, ID 83616
AND/OR
Name: IVAN FLEMING
Address: EAGLE, ID 83616
AND/OR
Name: GREG TAYLOR
Address: EAGLE, ID 83616
AND/OR
Name: DAN BLACKWOOD
Address: EAGLE, ID 83616
AND/OR
Name: TOM RICHARDS
Address: EAGLE, ID 83616

208-939-8574

*Owners were
notified of w.r.
Number change.*

2. Date of Priority: JUN 16, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	01E	31	SW	NE	NE		ADA

5. Description of diverting works:
10", APPROX. 116' WELL, 20 HP. PUMP, SPRINKLER SYSTEM

MICROFILMED

SEP 02 1992

A63-20029

Page 1

Date: 01/02/90

*See attached A63-03159 for proper
signature pg. Incorrectly used 63-03159 for
w.r. # in combining 2 rights. PL
1-2-90*

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.040		
STOCKWATER	04/01	11/01	0.040		

7. Total Quantity Appropriated is:

1.080 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 140.0 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCK, 100 HD. MIXED

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	01E	31	NE	NE	IRR	40.0
			NE	NE	STOCK	
					Section Acres	40.0
					Total Acres	40.0

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:

NONE, SEE REMARKS

14. Remarks:

COMBINED RIGHT BASED ON 63-03159 & 63-04619. THIS CLAIM USES THE JUNIOR DATE OF PRIORITY. 40 ACRES CLAIMING 1.04 CFS, WHICH IS 0.24 CFS ABOVE MAXIMUM RATE RECOGNIZED IN MOST RIGHTS. IT IS RECOGNIZED THAT CLAIM MAY BE REDUCED TO 40" FOR 40 ACRES. THE STOCKWATER COMES FROM RIGHT 63-04169. FIVE OWNERS OWN THE LAND IN THIS CLAIM. BASIS OF CLAIM IS LICENSE AND STAT. CLAIM.

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)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MEMORANDUM

DATE: 11/03/00

FROM: Lori Graves ☺ 3

TO: File

RE: Transfer No. 5863, (63-03159, 63-04619)

Attachments

- A. SRBA claim profile report
- B. Ownership documentation
- C. Property maps

Brief

Applicants propose to add a new point of diversion for irrigation of their 10 acre portion of license and statutory claim. Existing well is currently shared by five owners for irrigation of their property.

Overlaps

License 63-03159 has a **1959 priority date**. The field exam for the license was **conducted in 1964**, which found a 15 hp pump with a measured capacity of .44 cfs used to irrigate 40 acres in the NENE S31. Statutory claim 63-04619 was filed in 1978 listing a **1954 priority date** for a 20 hp pump used to irrigate the same 40 acres as 63-03159. Both rights are from the same source with similar priority dates. In 1978, Dave Tuthill recognized the duplication however stated in a 1978 memo "...there is no means to relinquish the claim. Therefore this claim will remain in the files. At the time of adjudication, it should be regarded as superfluous."

Because the rights were for the same well and acres, the owners combined the license and claim into SRBA claim A63-20029 for 1.08 cfs using the later priority date of the license. No other rights are used.

Review

35 of the original 40 acres appear irrigated on the 1987 ortho photo and the 1994 aerial photo. Because both rights involve the same system and the license was examined in 1964, which was after the statutory claim priority date, the measured system capacity found in 1964 will be recommended for SRBA claim A63-20029 (per SRBA staff 11/6/00).

The statutory claim included .04 cfs for 100 range cattle from 4/1 to 11/1. The applicant wishes to correct the season of use for stockwater to year around. Since IDWR did not require stockwater to be listed at the time of licensing permit 63-03159, it is reasonable to allow .02 cfs and 13,000 gpd for standard domestic stockwater use with the remaining .02 cfs to remain with the base right.

Based on the above analysis, the statutory claim should be recognized for .04 cfs year around stockwater, with applicants allowed .02 cfs (minimum allowed). The license should be recognized for .44 cfs for 35 acres irrigation (minus 5 acres for homes, roads etc), with applicant's portion being .11 cfs for 9 acres. Applicant's total cfs for both stockwater and irrigation will be limited to .11 cfs when combined.

The volume amount on both rights was not specified. Based on department standards, 4.5 afa/acre can be assumed licensed for irrigation and 1.3 afa can be assumed for the 100 range cattle listed on the statutory claim.

Note: Applicant owns 10 acres, 9 of which are irrigated as evidenced by nap and aerial photos and also confirmed by Ada County Assessor (see attachment B). One acre has been deducted for applicants' homesite. Stockwater accounts for ~5 animals (per 11/6/00 office visit by Ronald Slaughter).

Recommendations

Split license 63-03159 as follows:

63-03159B: (Applicant's 9 acre portion) .11 cfs/40.5 afa for irrigation, new p/d in SENENE.

63-03159A: (remaining 26 acres), .33 cfs/117 afa.

Recognize statutory claim 63-04619 for .04 cfs, stockwater year around use only.
Split statutory claim 63-04619 as follows:

63-04619B: (Applicant's portion) .02 cfs/.3 afa for stockwater, new p/d in SENENE and correct period of use to year around.

63-04619A: (remaining) .02 cfs/1 afa for stockwater.

Note SRBA claim A63-20029 with transfer memo regarding SRBA recommendations for A63-20029.

06/15/2001

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 63-31224

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY CALINS SLAUGHTER
Current Owner	RONALD WILLIAM SLAUGHTER
	4200 N BALLANTYNE LN
	EAGLE, ID 83616-2452
	(208) 938-5900

Priority Date: 06/16/1959
Basis: License
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/01	11/15	0.11 CFS	40.5 AFA	
STOCKWATER	01/01	12/31	0.01 CFS	0.3 AFA	
Total Diversion			0.11 CFS	40.8 AFA	

Location of Point(s) of Diversion:

GROUND WATER SENENE Sec. 31 Township 05N Range 01E ADA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADA County

<u>Townshi</u>	<u>Rang</u>	<u>Seccio</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
<u>p</u>	<u>e</u>	<u>n</u>												
05N	01E	31		NENE	9									

Place of Use Legal Description: STOCKWATER ADA County

<u>Townshi</u>	<u>Rang</u>	<u>Seccio</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
<u>p</u>	<u>e</u>	<u>n</u>												
05N	01E	31		NENE										

Total Acres: 9

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 01M After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. T07 The right holder shall accomplish the change authorized by this transfer within one 1 year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. R65 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.

Remarks:

1. General Place of use is also known as Parcel # 1675.
2. General Approval of Transfer 68546 does not confirm the SRBA Claimed Right 63-20029.

Comments:

<u>Author</u>	<u>Date</u>	<u>Subject</u>	<u>Comment</u>
PSKAGGS	5/22/01 2:06:55 PM	Transferred Right	This is now a approved transfer, transfer number = 68546

Dates:

Licensed Date:
Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Decreed Date:
Date Filed with Court:
Objection Filed Date:
SF5 Filed:
Special Master Recom Signed Date:

Other Information:

Receipt Number(s):
State or Federal: S
Owner Name Connector: And/Or
Water District Number:
Generic Max Rate per Acre: 0.02
Generic Max Volume per Acre: 4.5
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
PresumptionFlag:
Notice of Error Flag:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Parent Right: 63-20029 Transfer

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68546

RECEIVED

MAY 24 2001

WATER RESOURCES
WESTERN REGION

This is to certify that: MARY CALINS SLAUGHTER

4200 N BALLANTYNE LN

EAGLE ID 83616-2452

(208) 938-5900

RONALD WILLIAM SLAUGHTER

4200 N BALLANTYNE LN

EAGLE ID 83616-2452

(208) 938-5900

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-20029	AJC/License	06/16/1959	1.08 cfs		40.0	40.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-20029	YES	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-20029	63-31224	0.11 cfs	40.8 af		9.0	63-31223	0.33 cfs	136 af		30.0
TOTALS							N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this

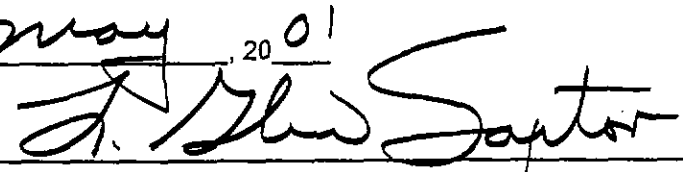
22nd

day of

May

20

01


Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31224
As Modified by Transfer No. 68546

In accordance with the approval of Transfer No. 68546, Water Right No. 63-31224 is now described as follows.

Right Holder: MARY CALINS SLAUGHTER
4200 N BALLANTYNE LN
EAGLE ID 83616-2452
And/Or

RONALD WILLIAM SLAUGHTER
4200 N BALLANTYNE LN
EAGLE ID 83616,2452

Priority Date: 06/16/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.11 CFS	40.5 AF
STOCKWATER	01/01	to 12/31	0.01 CFS	0.3 AF
			0.11 CFS	40.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENE Sec. 31 Twp 05N Rge 01E ADA County

PLACE OF USE: IRRIGATION

[illegible]

Total Acres: 9.

PLACE OF USE: STOCKWATER

[illegible]

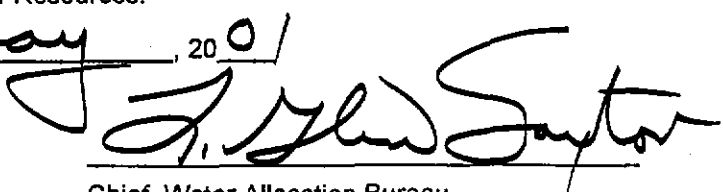
WATER RIGHT NO. 63-31224
As Modified by Transfer No. 68546

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. The right holder shall accomplish the change authorized by this transfer within one 1 year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. 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.
7. Place of use is also known as Parcel # 1675.
8. Approval of Transfer 68546 does not confirm the SRBA Claimed Right 63-20029.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of May, 2001


Chief, Water Allocation Bureau

PART 1

General Information:

a. Description of diversion system ground water well

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
None - except 10 acres of the prior 40 acres will now be irrigated from a new point of diversion well located on the 10 acres which is owned by one owner.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____

 For the Director

3 of 8

WR0749NP
No. 63-03159

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/02/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MATT WATKINS RT. 1 EAGLE ID 83616	06/16/1959	IRRIGATION	00/00 00/00	0.440 CFS	
TOTAL DIVERSION:					0.440 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R01E S31

NENE

ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE				
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	SUM		
05N	01E	31	: 40	:	:	:	:	:	:	:	:	:	:	40.0		
TOTAL ACRES													40.0			

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-04619

Other Water Rights Listing Overlapping Place(s) of use:
63-04619

Dates:	App. Received:	Priority Date:	06/16/1959
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/28/1979	

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/01/88 CONVERT

No If yes, describe _____

2. Point(s) of Diversion: *N/A*

[illegible][illegible]

Total acres _____

2. Point(s) of Diversion: *N/C*

[illegible][illegible]

5 of 8
WR0749NP
No. 63-04619

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 11/02/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MURLAND R. PACKER	07/20/1954	IRRIGATION	04/01 11/01	0.600 CFS	
	RT. 1		STOCKWATER	04/01 11/01	0.040 CFS	
	EAGLE ID 83616					
				TOTAL DIVERSION:	0.640 CFS	
C	IVAN FLEMING					
C	ELMER EICHHORN					

Water Source: GROUNDWATER

Tributary to:

Stage: STATUTORY CLAIM

Point(s) of Diversion: T05N R01E S31

NENE

ADA County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	SUM
05N 01E 31	: 40																40.0
																	TOTAL ACRES 40.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-03159

Other Water Rights Listing Overlapping Place(s) of use:
63-03159

Dates:	App. Received:	Priority Date:	07/20/1954
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:

Audit: 03/26/85 05/01/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.15 for Irrigation purposes from 4/1 to 11/1
 (cfs/ac-ft)
 amount 0.01 for Stockwater purposes from 4/1 to 11/1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
SN	1E	31	10																10
			5																

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount .45 for Irrigation purposes from 4/1 to 11/1
 (cfs/ac-ft)
 amount 0.03 for Stockwater purposes from 4/1 to 11/1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
SN	1E	31	30																
			5																

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.

See Attached Maps

Scale: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use None Amount(cfs/af-ft) Hours/days/year Period of Use
 to
 to

2. Quantity and quality of return flows and location of discharge: None - no changes

3. Describe effects on other water uses resulting from the proposed change:
None - will only allow all current owners of said water
right access to existing water rights.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Ronald William Slaughter
 (Signature of Applicant)

Subscribed and sworn to before me this 23rd day of October, 2000

Shelley Walter Keen
 (Notary Public)

My commission expires July 31, 2003

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 3 attachments

Received by SO Date 10/23/00 Protest filed by _____

Prelim. Check by g Fee 250.00

Received by J. M. M. Date 10-23-00

Published in THE IDAHO STATESMAN Copies of protest forwarded by _____

Pub. Dates 11-16 + 23-00 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

01/07/2004

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

RIGHT NUMBER: 63-31224

NAME AND ADDRESS: MARY CALINS SLAUGHTER
4200 N BALLANTYNE LN
EAGLE ID 83616-2452

RONALD WILLIAM SLAUGHTER
4200 N BALLANTYNE LN
EAGLE ID 83616-2452

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.110 CFS
40.800 AFY

PRIORITY DATE: 06/16/1959

POINT OF DIVERSION:

T05N R01E S31 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.110 CFS
40.50 AFY

STOCKWATER

01/01 12/31

0.010 CFS
0.30 AFY

PLACE OF USE: IRRIGATION Within ADA County

T05N R01E S31 NENE 9.0

STOCKWATER Within ADA County

T05N R01E S31 NENE

9 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

Parcel No: S0231111675.

Stockwater use is for 5 range cattle.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31224 V1

WATER RIGHT NUMBER: 63-31224 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY CALINS SLAUGHTER 4200 N BALLANTYNE LN EAGLE, ID 83616-2452 (208)938-5900
Current Owner	RONALD WILLIAM SLAUGHTER 4200 N BALLANTYNE LN EAGLE, ID 83616-2452 (208)938-5900

Priority Date: 06/16/1959

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	03/01 to 11/15	0.110 CFS	40.50 AF
STOCKWATER	01/01 to 12/31	0.010 CFS	0.30 AF
	<u>Total Diversion:</u>	0.110 CFS	40.80 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 31, Twp 05N, 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	
05N	01E	31	9.0																9.0

Total Acres: 9

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01E	31	X																

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31224 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. X02 Stockwater use is for 5 range cattle.

Remarks:

1. Explanatory Parcel No: S0231111675.

Comments:

1. kbrown 1/7/2004 Transfer No. 68546

Comment: Claim No. 63-20029 split per Transfer No. 68546. See Claim Nos. 63-31223 and 63-31224.

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: And/Or

Water District Number:

Generic Max Rate Per Acre: 0.02

Generic Max Volume Per Acre: 4.5

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

**T05N, R01E,
S31**

Claim No: 63-31224

Prepared By: Kimberly Brown

Date: January 6, 2004

● Point of Diversion



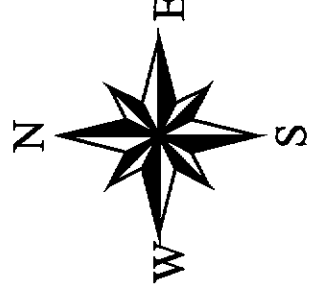
Place of Use



Section Lines

1/4 1/4

Acres Irrigated = 9.0



1987 NAPP



0 0.08 0.16 0.24 0.32 Miles

Idaho Department of Water Resources

**T05N, R01E,
S31**

Claim No: 63-31224

Prepared By: Kimberly Brown

Date: January 6, 2004

● Point of Diversion

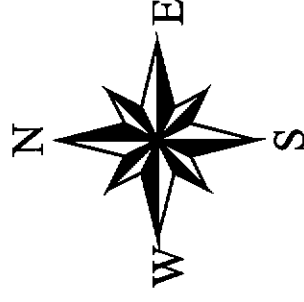


Place of Use

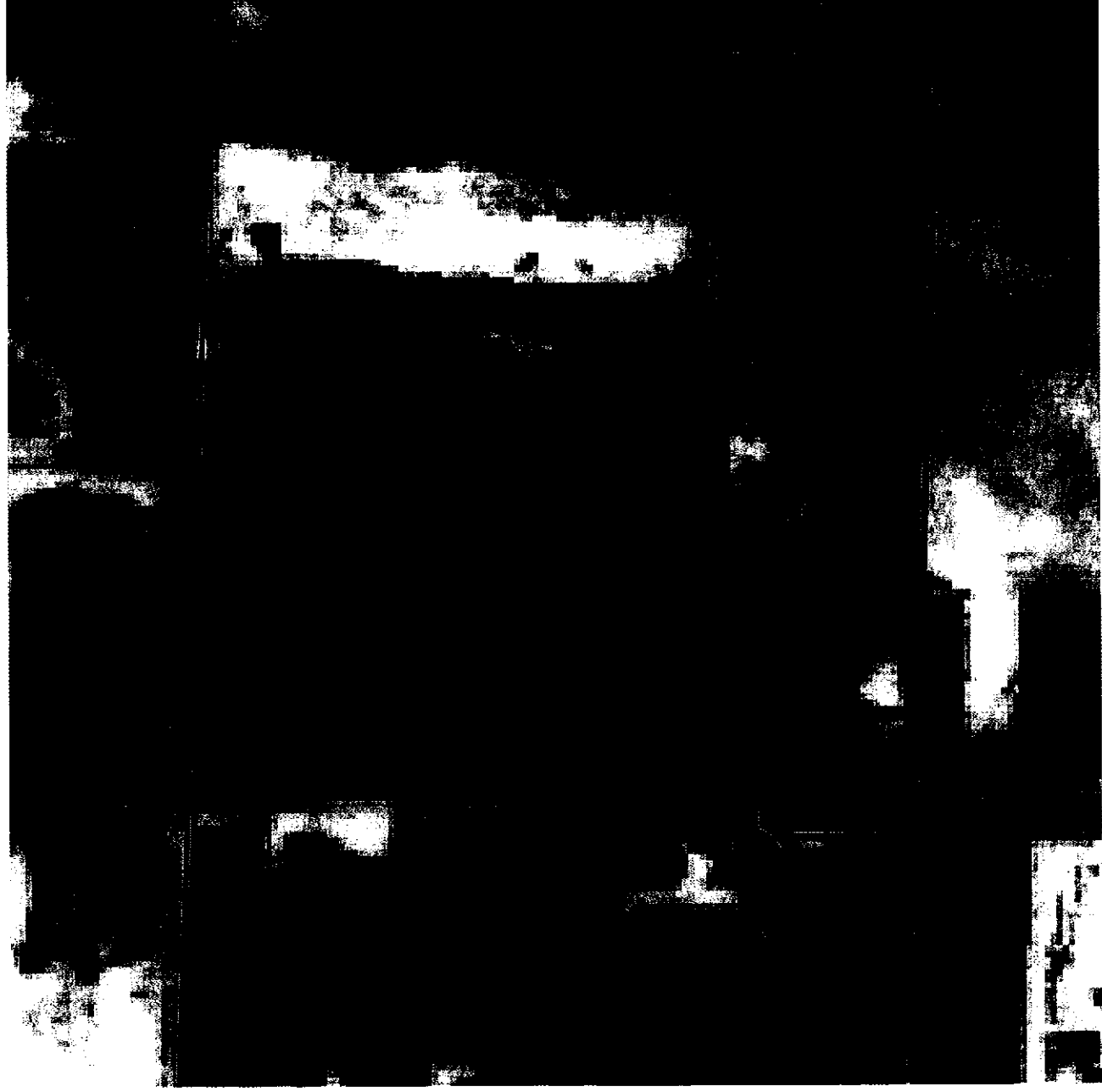


Section Lines

1/4 1/4



1987 NAPP



0 0.08 0.16 0.24 0.32 Miles

Idaho Department of Water Resources

**T05N, R01E,
S31**

Claim No: 63-31224

Prepared By: Kimberly Brown

Date: January 6, 2004

● Point of Diversion

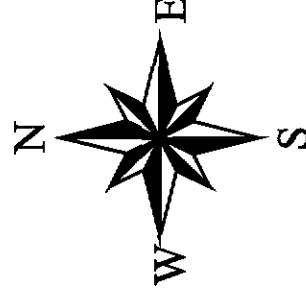


Place of Use



Section Lines

1/4 1/4



1987 NAPP



0.32 Miles

0.24

0.16

0.08

0

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-31224

WATER RIGHT NUMBER: 63-31224

01/05/2004
63-03159 (license)
+
63-04619 (Stat. Clm.)

= 63-20029 (40 AC)

Owner Type

Current Owner

Name and AddressMARY CALINS SLAUGHTER ✓
4200 N BALLANTYNE LN
EAGLE, ID 83616-2452
(208)938-5900

Current Owner

RONALD WILLIAM SLAUGHTER ✓
4200 N BALLANTYNE LN
EAGLE, ID 83616-2452
(208)938-590063-31223
(30 AC)63-31224
(10 AC)

(Transfer 68546)

Priority Date: 06/16/1959 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

STOCKWATER ✓

from 63-4169

From To

03/01 to 11/15 ✓

01/01 to 12/31 ✓

Total Diversion:Diversion Rate

0.110 CFS ✓

0.010 CFS ✓

0.110 CFS ✓

Annual Volume

40.50 AF ✓

0.30 AF ✓

40.80 AF ✓

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

(SE1/4)NE1/4NE1/4 ✓

Sec. 31, Twp 05N, Rge 01E, B.M. ✓

Remove QQQ portion.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 05N	01E	31	9.0																9.0 ✓

Total Acres: 9 ✓

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	01E	31	X																

Conditions of Approval:

ADD X02 - Stockwater use is for 5 range cattle.
(per 11/6/00 office visit by Ronald Slaughter.)

ADD C18 - Partial decree is subject to general provisions...

ADD REMARK - Parcel # S0231111675.

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-20029

05N 01E 31	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
	X																

Conditions of Approval:Remarks:

1. COMBINED RIGHT BASED ON 63-03159 & 63-04619. THIS CLAIM USES THE JUNIOR DATE OF PRIORITY. 40 ACRES CLAIMING 1.04 CFS, WHICH IS 0.24 CFS ABOVE MAXIMUM RATE RECOGNIZED IN MOST RIGHTS. IT IS RECOGNIZED THAT CLAIM MAY BE REDUCED TO 40" FOR 40 ACRES. THE STOCKWATER COMES FROM RIGHT 63-04169. FIVE OWNERS OWN THE LAND IN THIS CLAIM. BASIS OF CLAIM IS LICENSE AND STAT. CLAIM.
Claim split per Transfer No. 68546. See Claim Nos. 63-31223 & 63-31224.

Comments:Dates and Other Information:

Claim Received Date: 12/29/1989
 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:
 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

Adjudication Claim Report 63-31224

- ~~1. 01M After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.~~
- ~~2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.~~
- ~~3. R65 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.~~
- ~~4. T07 The right holder shall accomplish the change authorized by this transfer within one 1 year of the date of this approval.~~
- ~~5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.~~
- ~~6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.~~
- ~~7. X58 Approval of Transfer 68546 does not confirm the SRBA Claimed Right 63-20020.~~
- 8. X60 Place of use is also known as Parcel # 1675.

Remarks:**COMMENT -**Comments:

1. cbridge 5/22/2001 2:06:22 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 68546 ✓

Dates and Other Information:

Claim Received Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: And/Or
 Water District Number:
 Generic Max Rate Per Acre: 0.02
 Generic Max Volume Per Acre: 4.5
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Stodewater comes from right 63-04169.

Combined Use Limits:

* no electronic back file available —

Used #63-03159 & #63-04619 microfiche

Field Exam Date 1-6-03

(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
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☐ Check POD & POU overlap, see below — include overlapping right for exam
- ☐ Evidence of Priority — if none, talk with claimant N/A

CLAIMANT INFORMATION — verify contact information is complete

Claim No(s) 63-31224

Owner: Mary & Ronald Slaughter Phone No. (208) 938-5900

Current Address: 4200 N. Ballantyne Ln., Eagle 83616

- ☒ 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? removed QQQ portion of claimed (SE) NENE

Transfer No. 68546 changed existing well in SWNENE, Sec. 31 to separate private well located in (SE) NENE, Sec. 31.

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
	—	SE	NE	NE	31	5N	1E		

Description of diverting works

6" 169' well (see well driller's 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 USES

☐ No change

☐ Different Uses

Use Irrigation From 3/01 To 11/15 Amount 0.11 CFS 40.50 AFA
 Use Stockwater From 01/01 To 12/31 Amount 0.01 CFS 0.30 AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

4.5
9AC

40.5 AFA

TOTAL VOLUME – Groundwater only

- ☒ Incomplete on claim, the total is, Amount 0.11 CFS 40.8 AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

#63-20029

NON-IRRIGATION USES: #63-20029 ⇒ 100 head range cattle (Stockwater)

- ☐ No change
☒ Changes Exam found: Domestic # of homes _____ Stock # 5 head range cattle
 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	
5N	1E	31	9																9

Overlap with other water rights: None

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

Delivery System Narrative: Unknown

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)

Stockwater use is for 5 range cattle.

Partial decree is subject to 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.

Claim split per Transfer No. 68546. See claim Nos. 63-31223 & 63-31224.

Parcel No: S0231111675.

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: 1.6.04 (in office)

FIELD EXAMINER: Kimberly Brown

#63-03159 (license) + #63-04619 (Stat. Clm.) = #63-20029
Irrigation - 40 AC. Stockwater - 100 HD cattle
* Irrigation same 40 AC.

Transfer 5863

63-20029

63-31223

63-31224

Date: 6/27/01 Time:4:33 PM



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

May 23, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MARY CALINS SLAUGHTER
RONALD WILLIAM SLAUGHTER
4200 N BALLANTYNE LN
EAGLE ID 83616-2452

TOM RICHARDS
GREG TAYLOR
JOHN L THORNTON
IVAN FLEMING
DAN BLACKWOOD
4230 BALLANTYNE LN
EAGLE ID 83616

RE: Transfer No.: 68546 - Water Rights 63-20029, 63-31223, 63-31224
Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

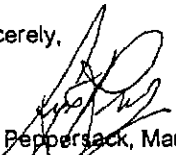
The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14)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

ANY PERSON aggrieved by any decision, determination, order or action 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 Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

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.

If you have any questions, please contact me at 208-327-7940.

Sincerely,


To: Jeff Peppersack, Manager
Water Right Permits Section

JP:kit

Enclosure(s)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68546

This is to certify that: MARY CALINS SLAUGHTER

4200 N BALLANTYNE LN
EAGLE ID 83616-2452
(208) 938-5900

RONALD WILLIAM SLAUGHTER
4200 N BALLANTYNE LN
EAGLE ID 83616-2452
(208) 938-5900

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
63-20029	AJC/License	06/16/1959	1.08 cfs		40.0	40.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

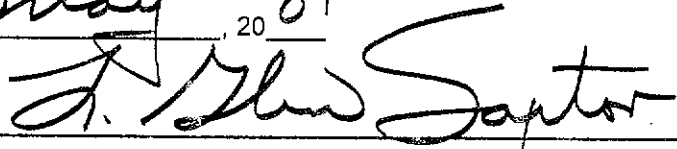
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-20029	YES	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-20029	63-31224	0.11 cfs	40.8 af		9.0	63-31223	0.33 cfs	136 af		30.0
TOTALS							N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22nd day of May, 2001


Chief, Water Allocation Bureau

MICROFILMED

JEA 0 1 2001

WATER RIGHT NO. 63-31223
As Modified by Transfer No. 68546

In accordance with the approval of Transfer No. 68546, Water Right No. 63-31223 is now described as follows.

Right Holder: TOM RICHARDS

4230 BALLANTYNE ROAD

EAGLE ID 83616

And

GREG TAYLOR

4230 BALLANTYNE ROAD

EAGLE ID 83616

And

JOHN L THORNTON

4230 BALLANTYNE ROAD

EAGLE ID 83616

And

IVAN FLEMING

4230 BALLANTYNE ROAD

EAGLE ID 83616

And

DAN BLACKWOOD

4230 BALLANTYNE ROAD

EAGLE ID 83616

Priority Date: 06/16/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01 to	11/15	0.33 CFS	135.0 AF
STOCKWATER	01/01 to	12/31	0.03 CFS	1.0 AF
			0.33 CFS	136.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNE Sec. 31 Twp 05N Rge 01E ADA County

MICROFILMED
JUN 01 2001

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	
05N	01E	31	30.0																30.0

Total Acres: 30

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01E	31	X																

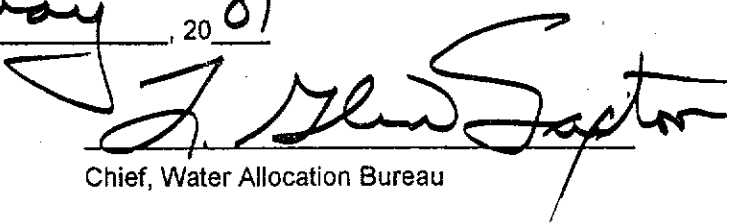
CONDITIONS OF APPROVAL

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
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.
4. Approval of Transfer 68546 does not confirm the SRBA Claimed Right 63-20029.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of

May, 2001


Chief, Water Allocation Bureau

MICROFILMED

JUN 01 2001

WATER RIGHT NO. 63-31224
As Modified by Transfer No. 68546

In accordance with the approval of Transfer No. 68546, Water Right No. 63-31224 is now described as follows.

Right Holder: MARY CALINS SLAUGHTER
 4200 N BALLANTYNE LN
 EAGLE ID 83616-2452

And/Or

RONALD WILLIAM SLAUGHTER
 4200 N BALLANTYNE LN
 EAGLE ID 83616-2452

Priority Date: 06/16/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.11 CFS	40.5 AF
STOCKWATER	01/01	12/31	0.01 CFS	0.3 AF
			0.11 CFS	40.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENE Sec. 31 Twp 05N Rge 01E 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	
05N	01E	31	9.0																9.0

Total Acres: 9

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01E	31	X																

MICROFILMED
 JUN 01 2001

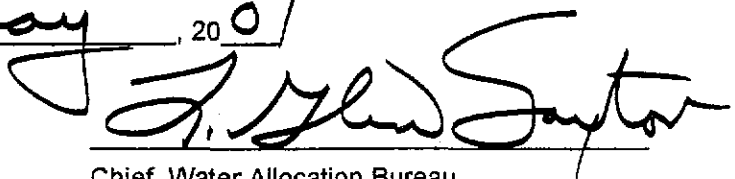
WATER RIGHT NO. 63-31224
As Modified by Transfer No. 68546

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. The right holder shall accomplish the change authorized by this transfer within one 1 year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. 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.
7. Place of use is also known as Parcel # 1675.
8. Approval of Transfer 68546 does not confirm the SRBA Claimed Right 63-20029.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 22nd day of May, 2001


Chief, Water Allocation Bureau

MICROFILMED

JUN 01 2001

MEMORANDUM

To: Files 63-20029, 63-3159, 63-4619

From: Cynthia Bridge

Date: 5/21/2001

RE: Transfer No. 68546 (5863)

Summary:

See review Memorandum to the file from Lori Graves (11/03/00) for discussion of application review, rate and volume splits.

As noted in the regional review, water right 63-3159 is a licensed water right and the statutory claim 63-4619 was filed later. It was recognized that both these rights were for the same well and irrigated area so the two were combined into SRBA claim 63-20029 for 1.08 cfs with the licensed (later) priority date. Lori's memorandum notes that the licensed system capacity will be recommended for the SRBA claim 63-20029 for 0.44 cfs rather than the combined rate.

63-3159 = License, 0.44 cfs irrigation, 40 acres, no season of use, no stockwater listed

63-4619 = Statutory Claim, 0.6 cfs irrigation, 0.04 cfs stockwater, 40 acres

63-20029 = SRBA Claim, combined 63-3159 and 63-4619 for 1.04 cfs irrigation and 0.04 cfs stockwater, 40 acres

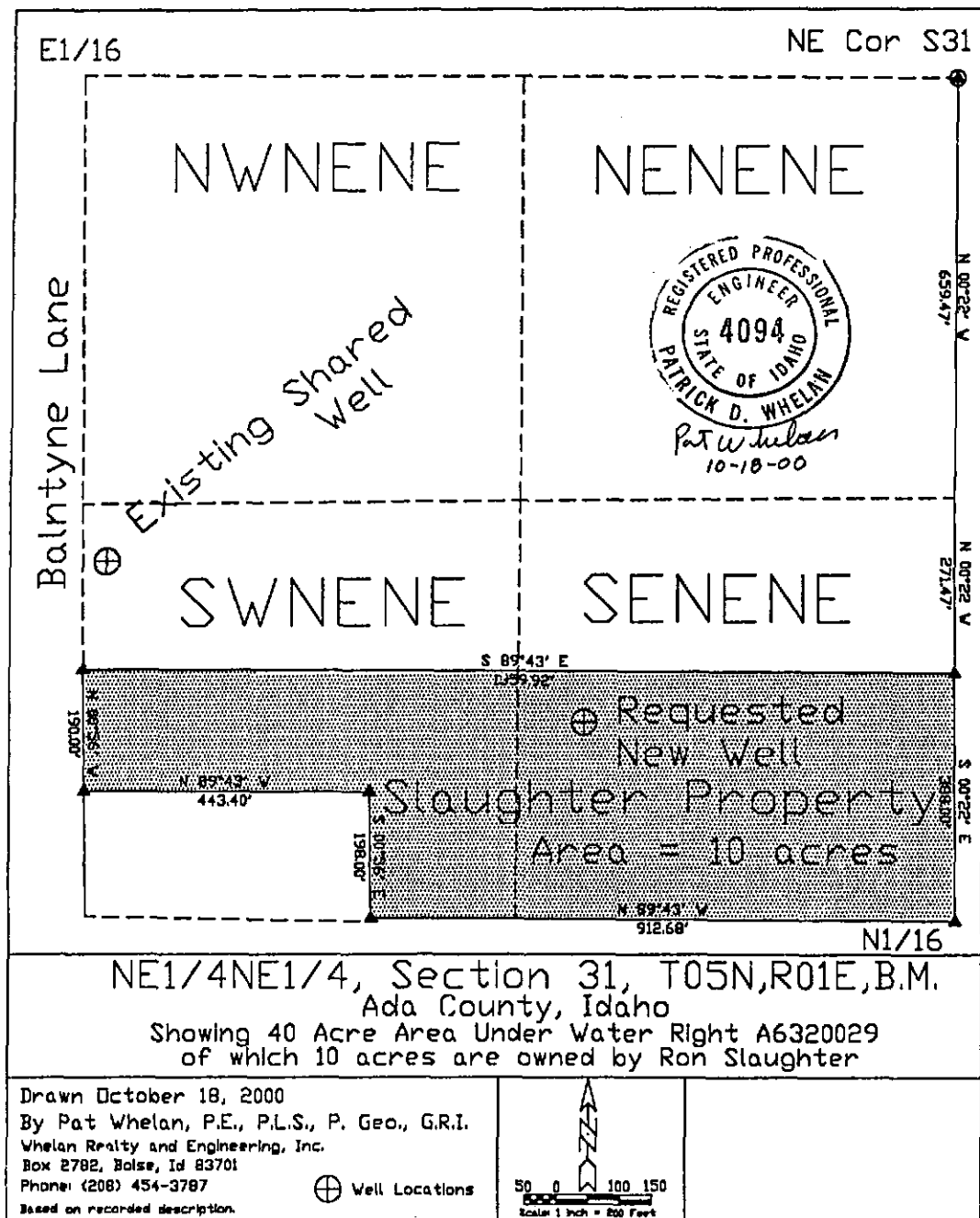
The regional review notes that only 35 of the 40 acres appear to have been irrigated in the 1987 ortho photos and 1994 aerial photos (five acres are covered by homes and roads). The evaluation also found that only 9 of the applicant's 10 acres were irrigated (one acre accounts for the applicant's homesite). In reviewing the split with J. Peppersack, based on current department direction, it was decided that though 5 of the original 40 acres could be subject to forfeiture, the full 30 acres of the unchanged portion will be included in the split calculations. The changed portion will be evaluated for forfeiture, and in this case, only 9 acres will be considered irrigated.

The applicant will be allocated a quarter of the original water right (0.11 cfs for irrigation, 0.01 cfs for stockwater, and 0.11 cfs total). This is less than the department standard of one inch to the acre. Annual volume will be portioned for 9 of the 39 acres (40.5 afa for the 9 acre irrigated portion, 135 afa for the 30 acre portion). The stockwater volume was computed based on the original 100 stock.

Note: During regional review, 63-3159 and 63-4619 were used in entering the transfer application (see Lori Graves review memorandum). They were split into parts A & B (the applicant's portion and the remaining portion). Since the transfer will actually apply to the SRBA claim 63-20029, the A & B portions were deleted from the system and 63-20029 was split into two new water rights, 63-31223 (unchanged portion) and 63-31224 (changed portion).

Processing/Recommendations:

- The basis of the split will be the SRBA Claim 63-20029.
- The standard season of use will be applied to the irrigation use, and year round use be applied to stockwater.
- Applicant notes 5 head of cattle; original water right notes 100 head of cattle.
- Applicant's 9 acre portion: 11 cfs/40.5 afa for irrigation
0.01 cfs/0.3 afa for stockwater (as requested by the applicant)
- Unchanged 30 acre portion: 0.33 cfs/135 afa for irrigation
0.03 cfs/1.0 for stockwater



RECEIVED

JUN 30 1978

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Department of Water Resources

Notice is hereby given that Hurland R. Packer and/or Ivan Fleming and/or Elmer Eichhorn
(name of claimant)

Route #1, Eagle, Idaho _____, claims a right to the diversion and beneficial use of _____
(mailing address)

the public water of the State of Idaho

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Groundwater

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount 0.60 cfs Use Irrigation Period of Use: From 4-1 To 11-1

Amount 0.04 cfs Use Stockwater Period of Use: From 4-1 To 11-1

Amount	Use	Period of Use: From	To
(cts., gms. or a th)	(dom., int., stock, etc.)	(both dates inclusive)	

0.64

(4) Priority claimed: (the date water was first applied to beneficial use) **July 20, 1954**

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)

NE ¼ NE ¼ Sec. 31 Twp. 5N Rge. 1E B. N. County of Ada

Additional points of diversion:

11) Describe the means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. 20 HP pump and motor w/90' lift. Well casing diameter is 10" and is approximately 116 feet deep.

(ii) A) Describe the location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acrid _____ 40

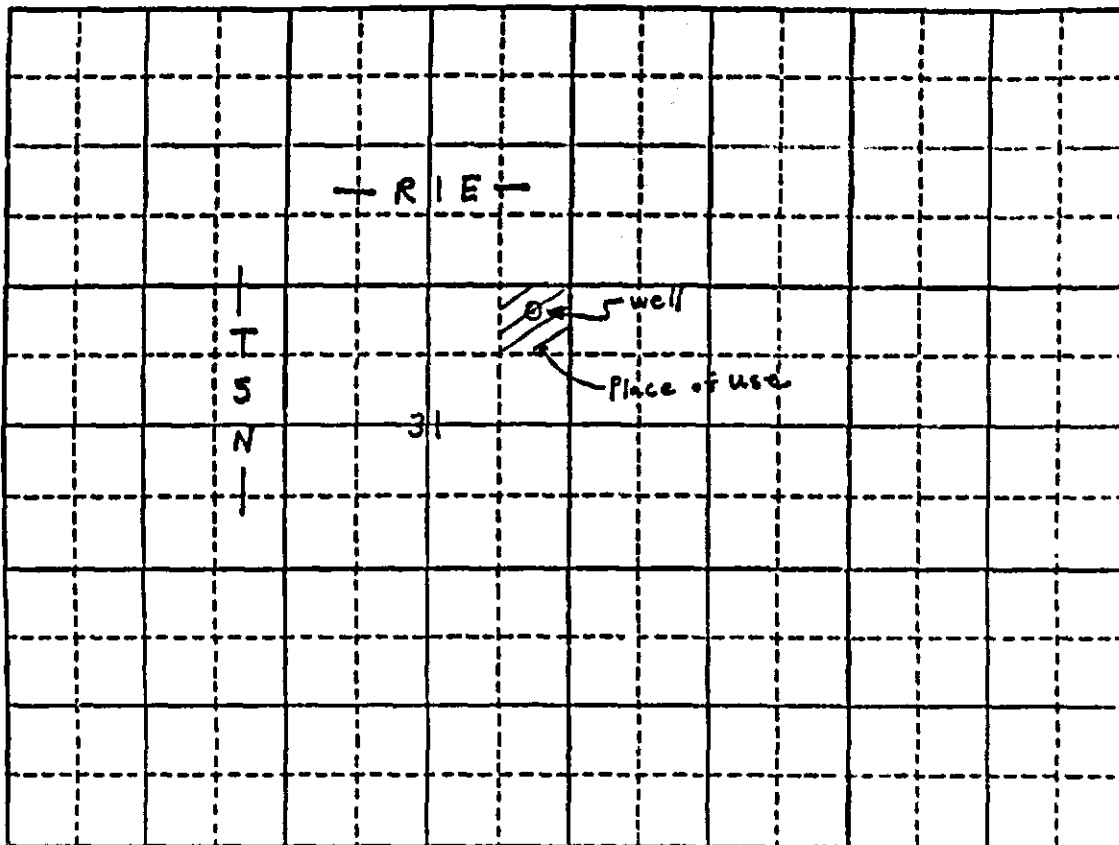
B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:

Approximately 100 head of livestock are watered.

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

This well is shared through a private agreement by
Murland Packer, Ivan Fleming and Elmer Eichhorn



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 1/4-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Ada)

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

Sworn to before me this 23rd day of June, 1978. (Claimant)

Notary Public

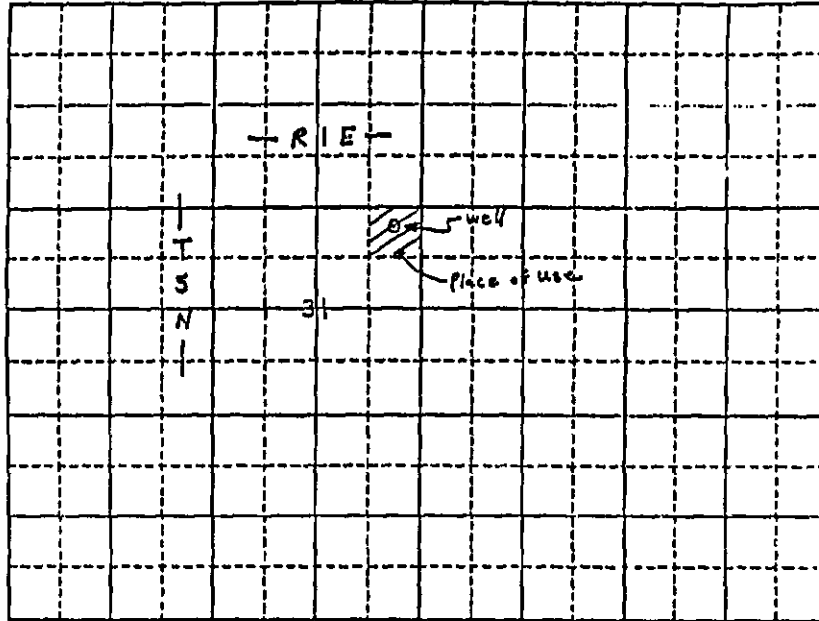
Residing at

My commission expires

For Department Use Only

Received by RA Date 6-2-78 Exception filed by: Forwarded to
Prelim. check by RWH Date Date
\$10.00 fee received by RA Date 7-5-78 1110
Approved for publication by
Published in Idaho Statesman
Dates 7-13 & 7-20-78

(8) Remarks This well is shared through a private agreement by
Murland Packer, Ivan Fleming and Elmer Eichhorn



Scale: 2 inches equal 1 mile.

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

State of Idaho)
 County of Ada)

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

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 Published in ...
 Date 7-13-78 2-20-21

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 27982

REPORT ON PROOF OF Completion of Works & Beneficial Use

Matt Watkins, Rt. #1, Eagle, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27982This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Matt Watkins
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the SE 1/4 of Section 31
T. 5 N R. 1 E. B. M. County of Ada

4. Describe works as they exist, giving dimensions and capacities of same: 15 H.P. W.D.
Motor # 259 EM 1230 P. MONA PUMP # L 1172 8" x 96"
COLUMN 10" x 123" casing h. 50' D. 10' Well depth 123' 6" x 15'
discharge pipe into 2 1/2 H.P. H.E. Motor # 258 CO 2XP Jacuzzi Pump # WNC 1091
into 5" x 910' to 4" x 300' of surface aluminum mainline

5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 Sec. 31., Twp. 5 N., R. 1 E. B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

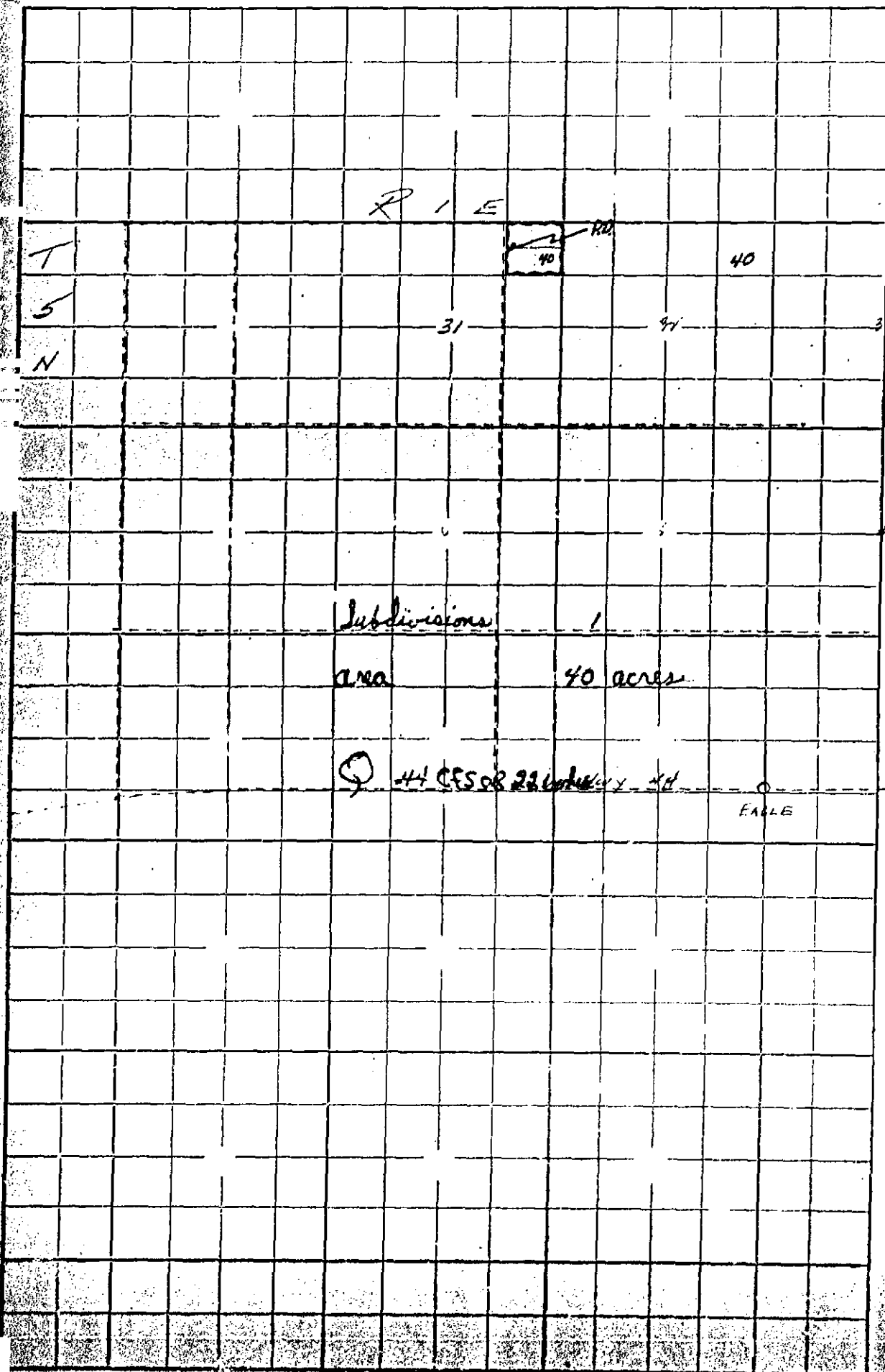
Remarks: Mr. Matt Watkins (owner) participated in the examination

measurement was made by taking pressure readings along each lateral 2 lines 32 nozzles size 3/4"

This examination was made on the 20th day of July, 1964(Signed) Ron Weber

Examiner

27982



County: Ada

Permit No. 9-27982

Examination for Completion of Works & Beneficial Use

County: Ada

Quantity: 0.8 cfs

Source: Well

P.D.: NENE,

Use: Irrigation

Filed: 6-16-59

Dec: 6-18-64

Extension:

Prob. 2

Completion of Works:

Other Rights: G-75043 -
Holder will not assign
to new land owner
Willow Chester King

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

NAME OF APPLICANT Matt Watkins

Form No. 6

R I E

Well-Point
of Direction 2 1/2

T
S
N

31

Permit Map No. 6-27982

As Approved JUN 18 1959

GEO. N. CARTER
State Reclamation Engineer