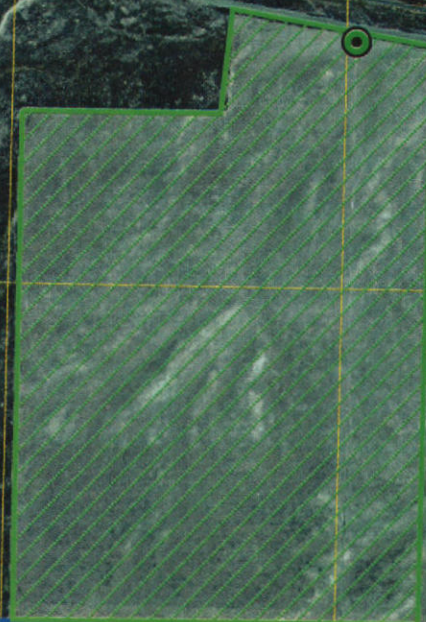


T 6N R3W SEC 36

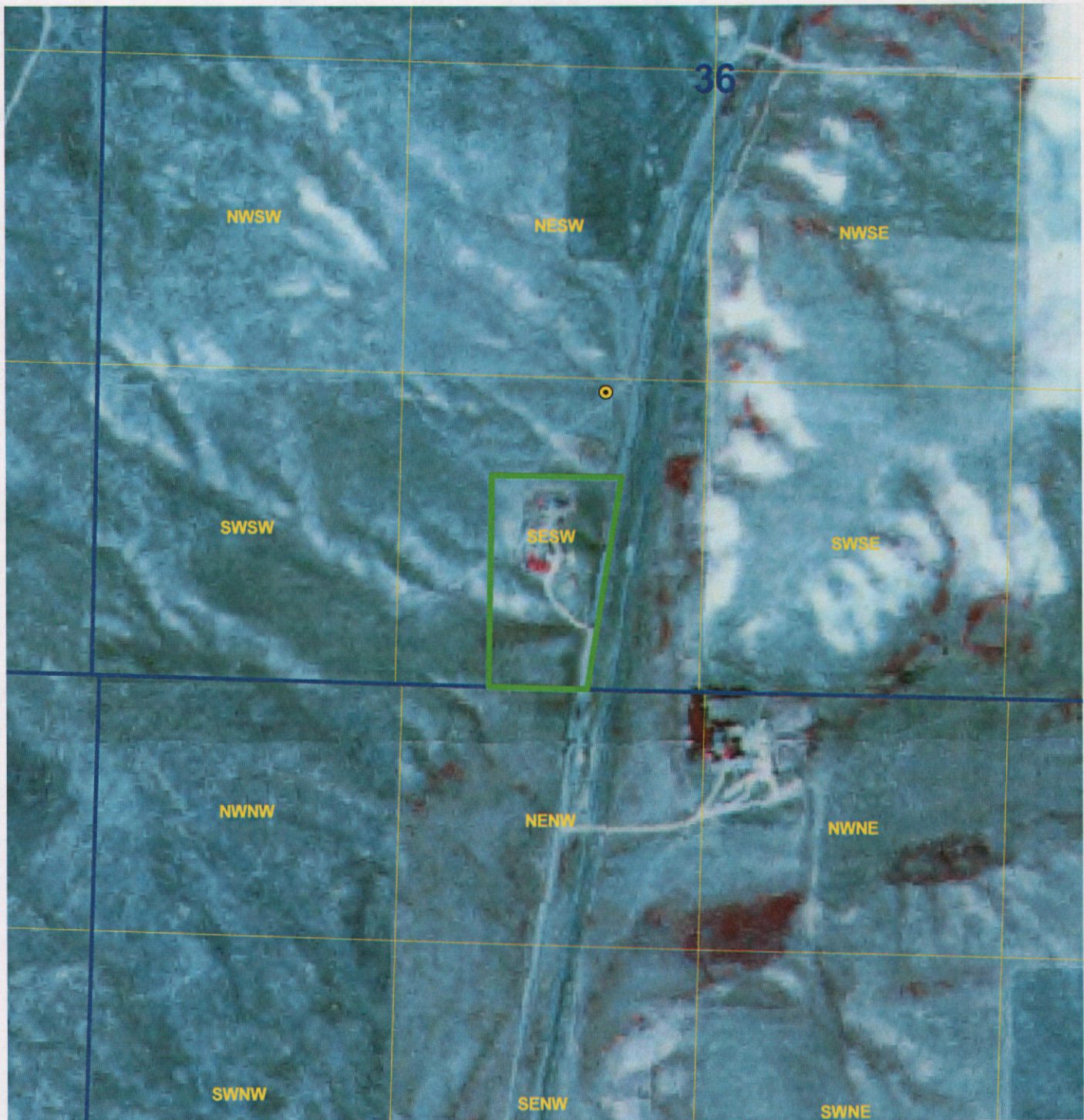




Idaho Department of Water Resources

63-8269A

T06N R03E S36



● Point of Diversion

□ Place of Use

□ Sections

□ Quarter Quarter

Total irrigated
acres = 10



500 0 500 1000 Feet

IDWR

Prepared by: Sandy Egbert

Date: June 28, 2006

1987 NAAP Photography

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 63-8269A
Date Received: 7/16/99
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): JOHN LUKRICH Phone: (208)454-2341
6505 LITTLE FREEZEOUT RD
CALDWELL ID USA 83607

SUSAN LUKRICH Phone: (208)454-2341
6505 LITTLE FREEZEOUT RD
CALDWELL ID USA 83607

2. Date of Priority: 02/24/1976

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	03W	36	SE SW	GEM	

5. Description of diverting works:

WELL, PUMP & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	09/01	0.07	45

7. Total Quantity Appropriated is:
0.07 C.F.S. and/or 45 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	03E	36	SE SW		IRRIGATION	10
Section Acres						10
Total Acres						10

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

14. Remarks:

49 ACRES FROM ORIGINAL LICENSE UNCLAIMED: NESW = 3; SWSW = 32; SESW = 14.

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: A63-08269
Date Received: 7/16/1999
Receipt No: W025470
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JOHN LUKRICH 208-454-2341
Address: 6505 LITTLE FREEZEOUT RD
CALDWELL ID 83607
OR
Name: SUSAN LUKRICH 208-454-2341
Address: 6505 LITTLE FREEZEOUT RD
CALDWELL ID 83607

2. Date of Priority: FEB 24, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	03W	36		SE	SW		GEM

5. Description of diverting works:
WELL, PUMP & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	09/01	0.070		45.00

7. Total Quantity Appropriated is:
0.070 C.F.S. (and/or) 45.00 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
06N	03W	36	SE	SW		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:
DOMESTIC WELL FOR HOME.

14. Remarks:

15. Basis of Claim: LICENSE

RECEIVED

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

JUL 16 1999

WATER RESOURCES
WESTERN REGIONIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A63-08269

Date Received

7/16/99

Receipt Number

W025470 Kh

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) John or Susan Lubrich Phone (208) 454-2341
Mailing Address 6505 Little Freezeout Rd. Zip 836072. Date of Priority (Only one (1) per claim) 2-24-19763. Source of water supply (a) groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6N Range 3W Section 36,
_____ 1/4 of SE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Gem

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well & pump &sprinklers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/15 to 9/1 amount 0.07 or 45.0
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.07 (cfs) and/or (b) 45. (acre feet)

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

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	3W	36												10					10

Total number of acres irrigated 10

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

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

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

14. Remarks:

Last Name LUKrich Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares. Each square contains a crosshair pattern formed by two perpendicular dashed lines intersecting at the center. The grid is composed of 16 columns and 16 rows of these squares.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-08269
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

Signature of Claimant (s) [Signature] Date 7-15-99

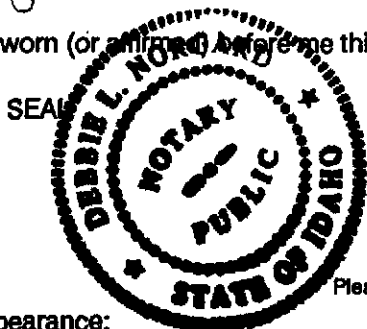
Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 15th day of July 19 99



Notary Public Debbie L. Norgard
Residing at Canyon County
My Commission Expires 7-2004

Please Print Name

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

Signature _____
Address _____
Date _____

Last Name LUKRICH Ident. Number _____

Copies White-State, Yellow-Claimant

POW legal
has typo

OK to do
SF 5 &
Change type

03-08269

← A

→ B

* Have manning sign
new claim + send
it back

Lukich

no change
from what is
on AJ side

See 36

SESW 10 acres

.07 cfs

45 AFA

See 36

NWSW 40

NESW 27

SESW 6

SWSW 8

81 acres

.57 cfs

364.5 AFA

* ~~Re~~ Comments

49 acres from original license
unclaimed

NESW 3, SWSW 32, SESW 14.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

FEB 05 2001

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63</u>	<u>08269B</u>				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Edward Embley

4. New Owner/Claimant(s)

Dennis Manning

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

6445 Little Freezeout Rd

City, State and ZIP Code

Caldwell, Id 83607

New Telephone Number

() 208-459-8647

5. Date you acquired the property

8/96

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>463-08269</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.57 CFS/360 AF</u>	<u>DM 80 acres DM</u>
Stock		
Domestic		
Other		
Total	<u>.57 CFS/360 AF DM</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

Dennis M. Moring
 For Office Use Only
 Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

N/A

DATE: 02/05/01
PAGE: 1

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

WR5809NP
No. 63-08269

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWARD EMBLEY RT. 7 CALDWELL ID 83605	02/24/1976	IRRIGATION	04/15 09/01	1.000 CFS	630.00 AFA
TOTAL DIVERSION:					1.000 CFS	630.00 AFA

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion:

T06W R03W S36

SESW

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE	
NESE	NWSE	SWSE	SESE	NESE	NWSE	SWSE	SESE
T	R	S	Lt	Ac	Lt	Ac	Lt
06W	03W	36	:	:	:	:	:
				30	40	40	30
				TOTAL ACRES			
				140.0			

Pou County: GEM

Conditions of Approval:
001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.

Dates: App. Received: 02/24/1976
Proof Due Date:
Exam Made Date: 09/13/1979
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

AJ5809NP
No. A63-08269

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/05/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN LUKRICH	02/24/1976	IRRIGATION	04-15 09-01	0.070 CFS	45.00 AFA
C	SUSAN LUKRICH					
	6505 LITTLE FREEZEOUT RD					
	CALDWELL ID 83607					
	(208) 454-2341					
				TOTAL DIVERSION:	0.070 CFS	45.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06N R03W S36

SESW

GEM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																												
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM																							
06N	03W	36	:																	:	10.0																							
																				:	10	:																					:	10.0
																				:																					:	TOTAL ACRES	:	10.0

POU County: GEM

Other Rights: DOMESTIC WELL FOR HOME.

Conditions of Approval:

- 001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 10/15/99 LHARRIS

SD-0609-2 Township: 06N Range: 36W Section: 36 Tract: 36 Lot: 1

S	L	S	STATE	O	S	Max # Records	1				
E	O	E	Water	Name	W	T	Priority Use				
L	Tract	T	C	Right No.	Last, First	N	AC	G	Date	Code	Desc
SES	36	A63-08269	EMBLEY, EDWARD	O 10	L	02/24/1976	01	IRR			
			LUKRICH, JOHN	C							
			LUKRICH, SUSAN	C							

(Enter=Continue) (GOLD 7=This Query) (Menu _____)



RECEIVED

JUN 21 2007

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase: _63-8269A _

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America, Acting through the USDA Forest Service

Address: 550 West Fort Street
MSC 033
Boise, Idaho 83724

Daytime Phone: (208) 331-5944

Name and Address of Attorney, if any:

David L. Negri
550 West Fort Street
MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN THE DIRECTOR'S REPORT

Name: John Lukrich

Address: Susan Lukrich
6505 Little Freezeout RD
Caldwell, ID 83607

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be:

2. ☐ **Source**

Should be:

3. ☐ **Quantity**

Should be:

4. ☐ **Priority Date**

Should be:

5. ☐ **Point(s) of Diversion**

Should be:

6. ☐ **Instream Flow Description**

Should be:

7. ☐ **Purpose(s) of Use**

Should be:

8. ☐ **Period of Year**

Should be:

9. ☒ **Places of Use**

Should be: SESW Sec 36, T6N, R3W. See E below.

11. I object because:

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The place of use recommended in the Directors Report in R3E is on National Forest System (NFS) land. The claimants are not authorized to occupy and use NFS land for this purpose. This appears to be a typographical error and that the correct description should be R3W to coincide with the legal description of the POD.

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on June 19, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: John Lukrich

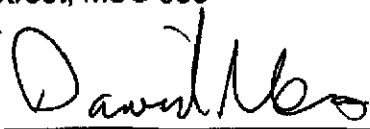
Address: Susan Lukrich
6505 Little Freezeout RD
Caldwell, ID 83607

3. Copies to:

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

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

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



Signature of Objector or attorney
mailing on Objector's behalf

F. VERIFICATION (Must be Completed)

State of Idaho)
County of Ada) ss.

Steven M. Spencer, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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

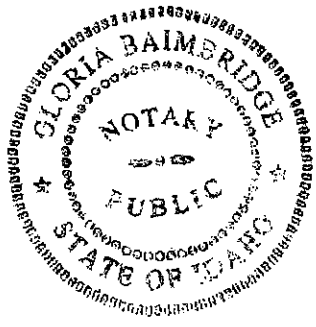
Steven M. Spencer
(Signature of person filing objections)


(Attorney signing in representative capacity)

Subscribed and sworn before me on: June 18, 2007

Gloria Baimbridge
Gloria Baimbridge

Notary Public for: Idaho
Residing at: Boise, Idaho
Commission Expires: 10/17/2008





State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 13, 2007

DIRK WALKER
TERESA WALKER
6505 LITTLE FREEZEOUT RD
CALDWELL ID 83607

RE: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-8269A

Dear Mr. & Mrs. Walker:

We have been advised you may be the new owner of the property with the water right referenced above (see enclosed report).

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions included with this form and return to our office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

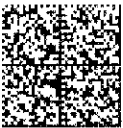
Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

LH:1
Enclosures

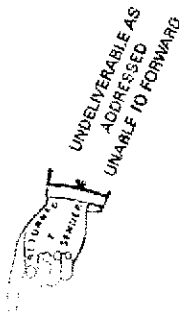
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004389393 FEB 02 2
\$ 00.8
MAILED FROM ZIP CODE 83



RECEIVED
FEB 07 2007
WATER RESOURCES
WESTERN REGION

SUSAN LUKKICH

~~JOHN LUKKICH
6505 LITTLE FREEZE OUT RD
CALDWELL ID 83607~~

WAX

Dirk Walker
Teresa Walker
6505 Little Freezeout Rd
Caldwell 83607

63-8269A

06/28/2006

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

RIGHT NUMBER: 63-8269A

NAME AND ADDRESS: JOHN LUKRICH
6505 LITTLE FREEZEOUT RD
CALDWELL ID 83607

SUSAN LUKRICH
6505 LITTLE FREEZEOUT RD
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS
45.000 AFY

PRIORITY DATE: 02/24/1976

POINT OF DIVERSION:

T06N R03W S36 SESW Within GEM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 09/01

0.070 CFS

45.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 15 and after September 9 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within GEM County

T06N ~~R03E~~ S36 SESW 10.00

3W

10 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: BASIS OF CLAIM - License



Idaho Department of Water Resources

63-8269A

T06N R03E S36



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

Total irrigated
acres = 10



500 0 500 1000 Feet

IDWR
Prepared by: Sandy Egbert
Date: June 28, 2006
1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8269A V1

WATER RIGHT NUMBER: 63-8269A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN LUKRICH 6505 LITTLE FREEZEOUT RD CALDWELL, ID 83607 (208)454-2341
Current Owner	SUSAN LUKRICH 6505 LITTLE FREEZEOUT RD CALDWELL, ID 83607 (208)454-2341

Priority Date: 02/24/1976

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	04/15 to 09/01	0.070 CFS	45.00 AF
	<u>Total Diversion:</u>	0.070 CFS	45.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 36, Twp 06N, Rge 03W, B.M.
GEM 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	
06N	03E	36												10.0					10.0

Total Acres: 10

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. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 15 and after September 9 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-8269A V1

Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal:
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/18/2006	scurtis	Active
Priority Date	6/28/2006 11:19:11 AM	segbert			Active
POD	6/28/2006 11:19:32 AM	segbert			Active
Source	6/28/2006 11:20:10 AM	segbert			Active
POU	6/28/2006 11:20:24 AM	segbert			Active
Use	6/28/2006 11:21:04 AM	segbert			Active
Season	6/28/2006 11:21:28 AM	segbert			Active
Quantity	6/28/2006 11:22:01 AM	segbert			Active
Summary			06/28/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	4/18/2006 7:06:22 AM	scurtis	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8269A V1

Summary	6/28/2006 11:25:03 AM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	6/28/2006 11:19:51 AM	segbert	Updated shape
POU	6/28/2006 11:20:44 AM	segbert	Updated shape for Active POU
General	6/28/2006 11:19:11 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	6/28/2006 11:19:32 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	6/28/2006 11:20:10 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	6/28/2006 11:20:24 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8269A V1

Use	6/28/2006 11:21:05 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	6/28/2006 11:21:28 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	6/28/2006 11:22:01 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - per license

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8269A

WATER RIGHT NUMBER: 63-8269A

Owner Type Name and Address
 Current Owner JOHN LUKRICH
 6505 LITTLE FREEZEOUT RD
 CALDWELL, ID 83607
 (208)454-2341
 Current Owner SUSAN LUKRICH
 6505 LITTLE FREEZEOUT RD
 CALDWELL, ID 83607
 (208)454-2341

Priority Date: 02/24/1976 ✓

Basis: License ✓

Status: Active ✓

Source Tributary
 GROUND WATER ✓

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	04/15 to 09/01 ✓ 3-1 to 11-15 ✓	0.070 CFS ✓	45.00 AF ✓
	<u>Total Diversion:</u>	0.070 CFS ✓	45.00 AF ✓

.007/A per license
4.5/A per license

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4 ✓

Sec. 36, Twp 06N, Rge 03W, B.M. ✓

GEM County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
06N	03E	36	NE	NW	SW	SE	10.0
			NE	NW	SW	SE	10.0

Total Acres: 10 ✓

Conditions of Approval:

- 49 ACRES FROM ORIGINAL LICENSE UNCLAIMED: NESW = 3; SWSW = 32; SESW = 14.

Dates and Other Information:

Claim Received Date: 7/16/1999

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Receipt Details for ID W025470

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
7/16/1999 9:48:57 AM	7/16/1999	Western	\$60.00	Check
Payer		LUKRICH, SUSAN		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2475			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$60.00	ADJUDICATION CLAIM	41503	337	0	0	1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	8269		\$60.00	Claim

Print Report

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8269 Priority February 24, 1976 Amount 1.0 cfs

THIS IS TO CERTIFY, that Edward Embley
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-8269 issued pursuant to Application for Permit dated February 24, 1976
and has submitted proof to the Department of Water Resources on December 21, 1976
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.0 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 15</u> to <u>September 1</u>	at <u>1.0</u> cfs and	<u>630</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.0 of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
630 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36,
township 6N, range 3W, B.M. in the County of Gem

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	3W	36									30	40	40	30					140

Total number of acres irrigated 140

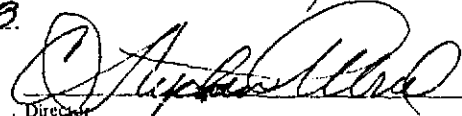
Condition: A measuring device of a type approved by the Department shall be
maintained as a part of the diversion works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of

March, 19 78


Director

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Edward Embley
Post office address Rt. 7, Caldwell, ID 83605 Phone 454-8440
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 2.00 c.f.s. for Irrigation
AF/Annum (nature of use)

Period of Use: from Apr. 15 to Sept.
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use) _____

Period of Use: from _____ to _____ **Western Regional**
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 2.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 6N N/S, Range 3W E/W, B.M., Section 36, Subdivision SE $\frac{1}{4}$ SW $\frac{1}{4}$, Gen
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County _____

Other Points of Diversions: _____

Description of diverting works: 14" well, 75 hp pump

Measuring device required: yes ☐ no ☐ Not yet installed

6. **Lands to be irrigated or place of use.**[illegible]

TOTAL ACREAGE 150

MICROFILMED

T
6
N

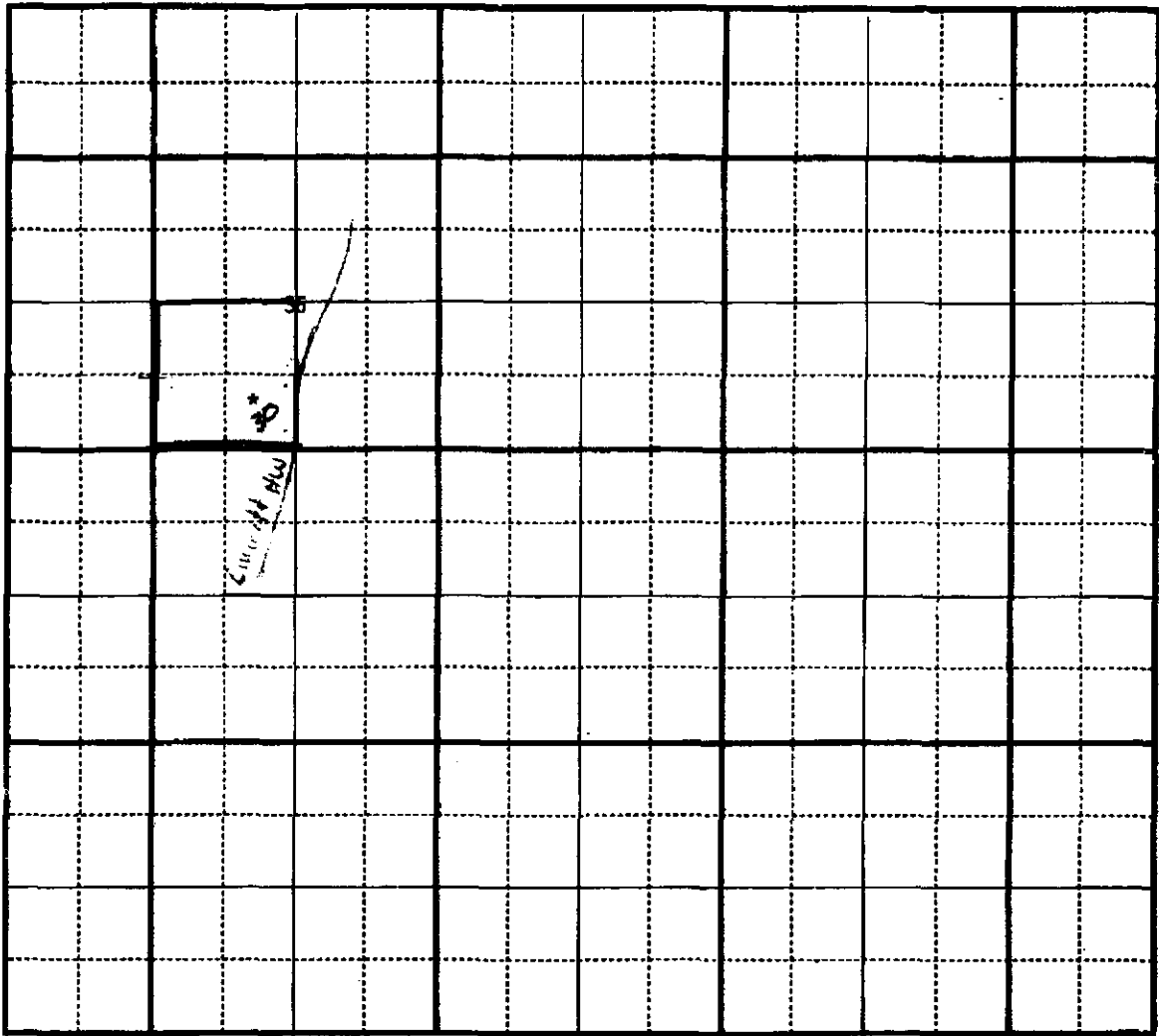


Diagram of System



DATE OF EXAM 23 June 77

ACREAGE

Found 140
Recommended 140

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Acr. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Acr. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Acr. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchanged? yes _____ no ☒

Name source exchanged with: _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
Twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 450 gpm = 1.0 cfs Method of measurement GPM

Total Q recommended 1.0 cfs Meter No. 278605 Type McCrumet Condition New

Total V recommended 630 AF/Acr

Recommended Amendments:

P.D. _____
Place of Use OK
Other _____
None ☒

MEASUREMENT CALCULATION:

450 gpm

Total reading at 11:00 AM ^{11:00 AM} 13,630,0100

SYSTEM DESCRIPTION:

14" well deep w/ 7.5 H.P. slant pump Treadwell 5010
25' 4107 w/ 7.5 H.P. 45 gpm motor Type B4 SAE 9502224
discharge into 8" main line w/ 3" laterals for sprinkler
system

REMARKS:

System operating at time of exam - see

new planned no photo available

Examiner's Signature Gunn Ballou Date 23 June 77

Checked by 110 Date 7-5-77

Approved by _____ Date _____