



Idaho Department of Water Resources

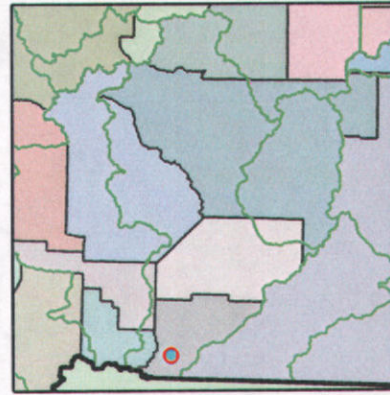
SRBA Recommendation:

63-21534

(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters

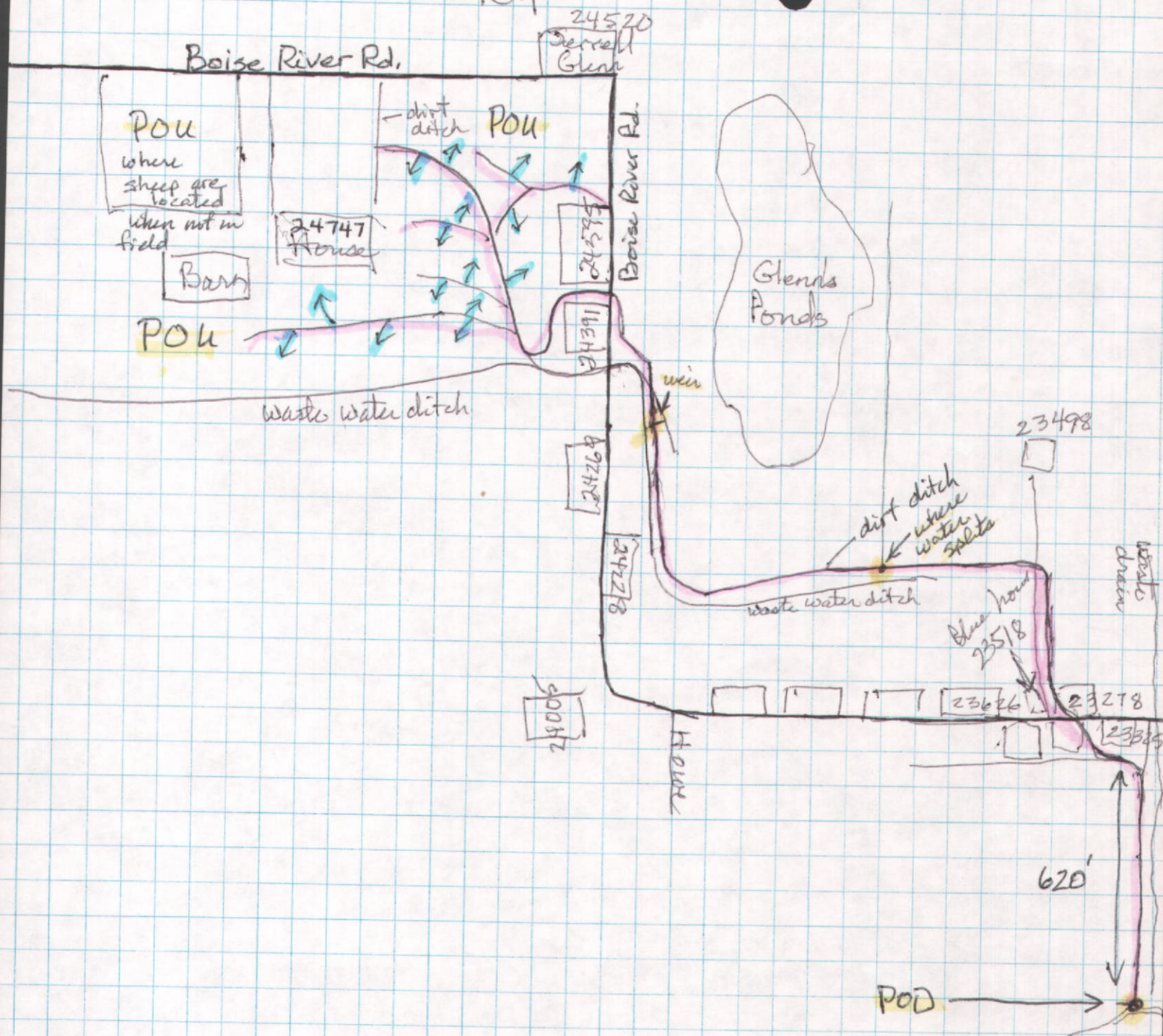


Canyon County
IDWR Basin 63



Prepared by S. Egbert
On Wednesday, October 11, 2006
1987/88 Aerial Photography

NA



A63 - 21534 Myers/Cooney
6/1/2006 S.H.



POD
 $N43^{\circ}44.266'$
 $W116^{\circ}49.960'$

A63-21534 Myers/Cooney

June 1, 2006 SH



620' View from POD looking north to Beria River Rd.
 June 1, 2006 SH



Glenn's
pond

June 1, 2006 SH



Glenn's
pond

Where
water
splits

N43°43.410'
W116°52.304'

01/06/2006

A63-21534 Myers/Cooney

June 1, 2006 SH



weir
on east
side of
a road
before
crossing

June 1, 2006 S#



ditch that
comes
under road
& comes
directly to
Myers
property

A 63 - 21534 Myers/Cooney

June 1, 2006 S#



POU
dirt ditches
branch out
across
property
for flood
irrigating
(^{canals} flow
goes
south to
north &
north to
south)

June 1, 2006 SH



POU
pasture
behind
house

A63-21534 Myers/Cooney

June 1, 2006 SH



POU
Sheep
west of
house

A 63-21534 Myers/Cooney

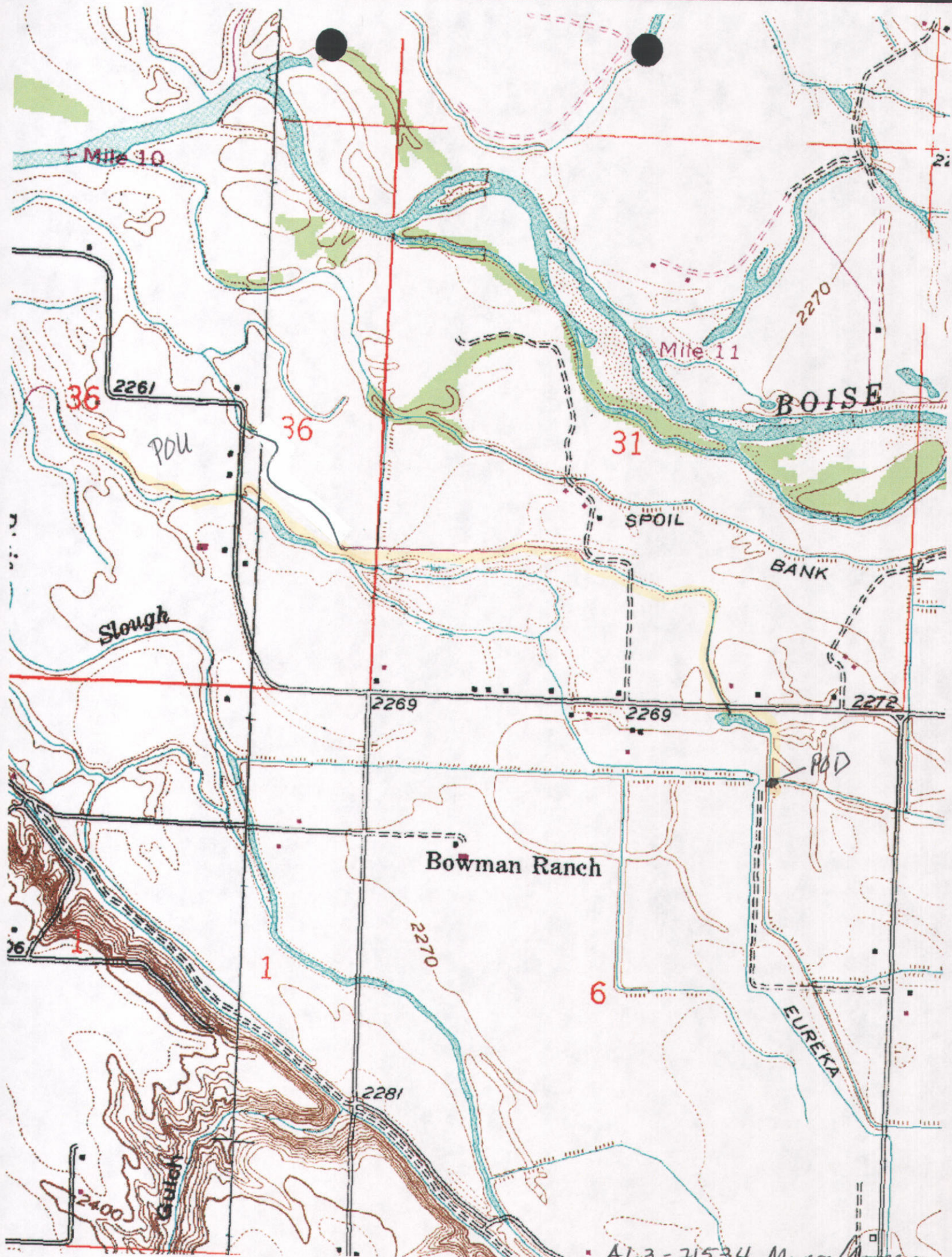
June 1, 2006 SH



A63-21534 Myers/Cooney

6/1/2006 S.H.

Blue = area not irrigated Yellow = irrigated

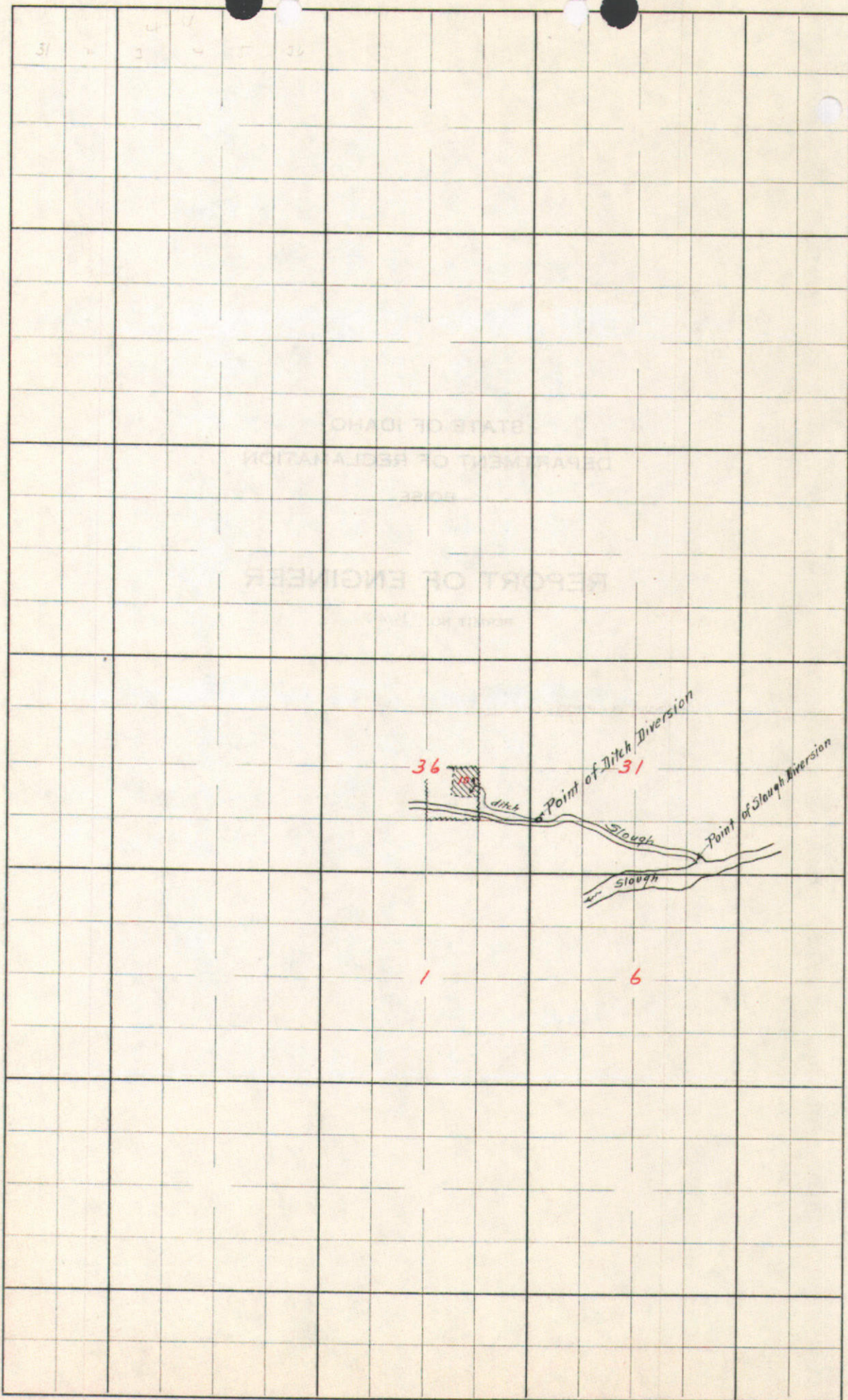


AL3-71534 Myers/Corner
6-1-06 SH



Not Irr.

Pot Diverson



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17596

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: **A63-21534**
Date Received: 3/20/1990
Receipt No: C015758
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JANET S COONEY 208-455-2650
Address: 24747 BOISE RIVER RD
PARMA ID 83660
AND/OR
Name: PAMELA A MYERS 208-455-2650
Address: 24747 BOISE RIVER RD
PARMA ID 83660
2. Date of Priority: MAR 1, 1947
3. Source: UNNAMED STREAM Trib. to: BOISE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	31	SW	SE			CANYON
5. Description of diverting works:
CONC. HEADGATE, GRAVITY FLOW FOR FLOOD IRRIGATION.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.520		
7. Total Quantity Appropriated is:
0.520 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	05W	36	NW SE		IRR	26.0
Section Acres						26.0
Total Acres						26.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

CLAIM NO. A63-02465 - ADDITIONAL ACRES.

14. Remarks:

OWNERSHIP CHANGED BY DB 7/21/99.

15. Basis of Claim: BENEFICIAL USE

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-21534
Date Received: 3/20/1990
Receipt No: C015758
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES L. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660

OR

Name: BLANCHE E. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660

2. Date of Priority: MAR 01, 1947

3. Source: UNNAMED STREAM Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	31	SW	SE			CANYON

5. Description of diverting works:
CONC. HEADGATE, GRAVITY FLOW FOR FLOOD IRRIGATION.

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Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	05W	36	NW SE		IRR	26.0
Section Acres						26.0
Total Acres						26.0

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

13. Other Water Rights Used:

CLAIM NO. A63-02465 - ADDITIONAL ACRES.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 _____

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: A63-21534
Date Received: 3/14/1990
Receipt No: CO15758
Received By: C Wong

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES L. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660

OR
Name: BLANCHE E. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660

2. Date of Priority: ~~OCT 26, 1931~~ March 1, 1947

3. Source: UNNAMED STREAM Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	31	SW	SE			CANYON

5. Description of diverting works:
CONC. HEADGATE, GRAVITY FLOW FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

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IRRIGATION	03/15	11/15	0.520		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

MICROFILMED
SEP 03 1992

A63-21534

Page 1

Date: 03/14/90

RECEIVED
MAR 20 1990

Department of Water Resources

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	05W	36	NW	SE		IRR	26.0
Section Acres							26.0
Total Acres							26.0

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14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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): Jama L. Brown Date: March 19-1990
Blanche Brown Date: March 19-1990

State of Idaho)
County of Canyon) SS.

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

of March 19 90

Sharon La Bascara
Notary Public

Seal

Residing at Wagon Rd

My Commission Expires 10/23/91

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

RECEIVED

OCT 21 1998

WATER RESOURCES
SOUTHERN REGION

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

1. Water Right or Adjudication Claim No(s): A63-21534 + A63-02465
2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant J.L. Brown & Blanche Brown
24391 Boise River Rd. Parma ID 83660
4. New Owner/Claimant(s) Janet S. Cooney Pamela A. Myers
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address 24747 Boise River Rd.
 City, State and ZIP Code Parma, ID 83660
 New Telephone Number (208) 455-2650
5. Date you acquired the property 7/12/93
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Pamela A. Myers
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

StN

THIS FORM FURNISHED COURTESY OF:

INSTRUMENT NO. 9316142

STEWART TITLE

READ & APPROVED BY GRANTEE(S):

JSC BM

SPACE ABOVE THIS LINE FOR RECORDING DATA

{R39223}

Order No.: 93007203 WN/DB

WARRANTY DEED

FOR VALUE RECEIVED J.L. BROWN AND BLANCHE BROWN, HUSBAND & WIFE

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto JANET S. COONEY, a single woman and PAMELA A. MYERS, a single woman

GRANTEE(S), whose current address is: 16955 LOWER PLEASANT RIDGE RD., CALDWELL, IDAHO the following described real property in CANYON County, State of Idaho, more particularly described as follows, to wit:

As set forth on the attached EXHIBIT "A", which by this reference becomes a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: July 12, 1993

J.L. Brown
J.L. BROWN

Blanche Brown
BLANCHE BROWN

STATE OF IDAHO)
COUNTY OF CANYON)

On this 12th day of July, in the year of 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared J.L. BROWN and BLANCHE BROWN

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Signature: Donna R. Bixler

Name: DONNA R. BIXLER

(type or print)

Residing at: CALDWELL, ID

My Commission Expires: 03/04/97

EXHIBIT "A"

The Northwest Quarter of the Southeast Quarter of Section 36, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM:

COMMENCING at the Northeast corner of the Northwest Quarter of the Southeast Quarter of Section 36, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho; thence

South along the East line of said Northwest Quarter of the Southeast Quarter a distance of 610 feet to the REAL POINT OF BEGINNING; thence continuing

South along said East line of the Northwest Quarter of the Southeast Quarter a distance of 151 feet; thence

West and parallel with the North line of said Northwest Quarter of the Southeast Quarter a distance of 250 feet; thence

North and parallel with the said East line of the Northwest Quarter of the Southeast Quarter a distance of 151 feet; thence

East and parallel with the North line of said Northwest Quarter of the Southeast Quarter a distance of 250 feet to the REAL POINT OF BEGINNING.

9316142

RECORDED

93 JUL 14 AM 11 06

CANYON COUNTY RECORDER

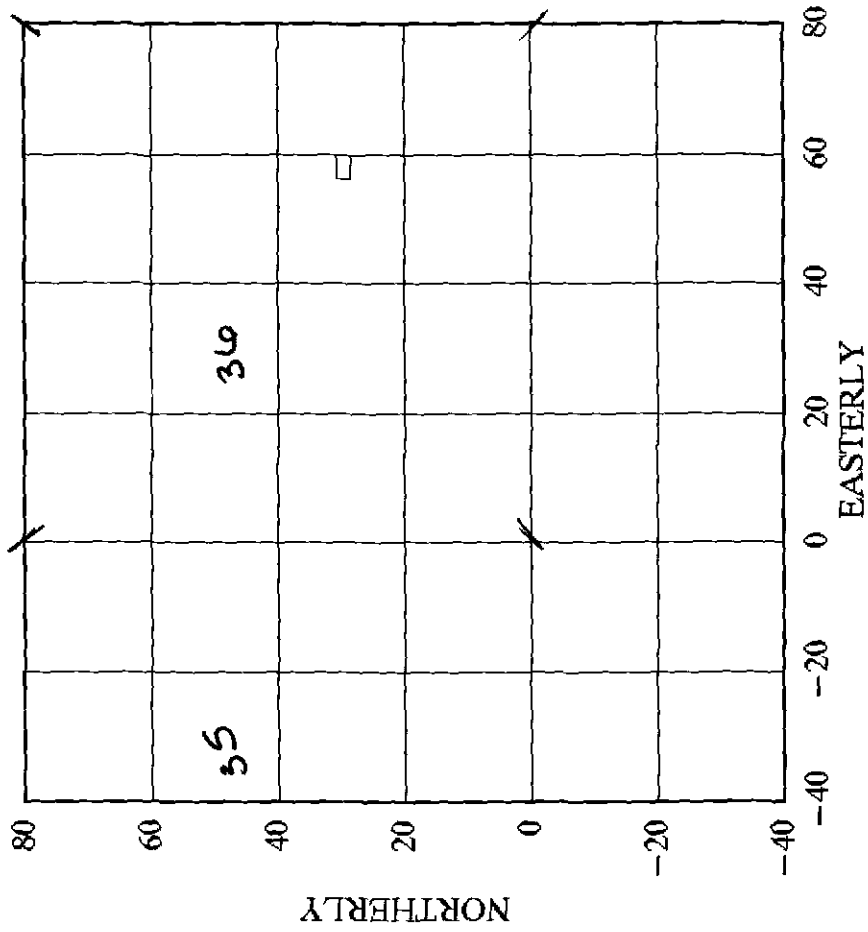
STEWART - MARINA

TYLER D. DODD JR. 6 0 6

463-02465
463-21534

5N
5W

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS



A63-01534
A63-02465

METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR.	60.00	40.00					
(SEE SHEET)	60.00	30.76	0.00	0.00	0.00	SW	610.00
	60.00	28.47	0.00	0.00	0.00	SW	151.00
	56.21	28.47	90.00	0.00	0.00	NW	250.00
	56.21	30.76	0.00	0.00	0.00	NW	151.00
-QUAD COEF-	60.00	30.76	90.00	0.00	0.00	NE	250.00
IF NE, X=1, Y=1	60.00	30.76					

3/26/1990

FBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Jones/Blanche Brown

CLAIM IDENT. NO.

A63-21534

DATE RECEIVED

3/20/90

CK #

CD15758

AMOUNT \$

Required

- | | YES | NO | Info? |
|--|--|--------------------------|------------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | *
see remarks |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | N/A ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | N/A ☒ | ☐ | |
| Is the consumptive use correct? | N/A ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated?
(see Item No. 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) | N/A ☒ | ☐ | |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right | N/A ☒ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) | N/A ☒ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? | Exempt ☒ | ☐ | * |

MICROFILMED

SEP 03 1992

YES NO

23. Should this claim be receipted and data entered?

Claim checked by:

Bruce A. Schulz

Date:

3/14/90

Claim must be returned to claimant:

(Yes) ☒ (No)

Claimant must be notified of modifications:

(Yes) ☒ (No)

Receipt Prepared by:

K. Wong

Date:

3/20/90

Claim data entered by:

Schulz

Date:

5/17/90

Checked by:

Date:

Sent to claimant by:

Date:

Comments:

*Date of Priority on Submittal was changed
to later date. Bruce A. Schulz
by Claimant.*

MICROFILMED

SEP 11 1990

+
License 63-2465 for
10 additional acres

P/D ?

Source ?

no other rts per Pam
4/21/06 - sending map
+ affidavit - rec'd 4/28

accomplished P/D - xfer
4N 4W 56 NENE
per 1939 Photo - River & d

Pam Meyers

A63-21534

455-2650

208 989 2163

Baker Rosholt & Simpson LLP
P.O. Box 485
Twin Falls, Idaho, 83303

RECEIVED
OCT 12 2007
DEPARTMENT OF
WATER RESOURCES

Attn: Mr. Paul L. Arrington
Re: Water Right No. 63-21534

Riverside Irrigation District has no valid claim to object our water rights claim to the Idaho Department of Water Resources.

Following are the reasons Riversides objection is invalid:

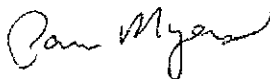
1. Our water rights claims date back to a perennial unnamed stream that was flowing freely at the turn of the century. This was long before the drain ditches were installed. In fact, the course of this stream was used in the construction of the drain. The meandering stream was straightened on a course of the Dixie Slew. Remnants of the original stream are still visible as wetland area adjacent to the drain ditch.
2. No run off water from any field irrigated by Riverside water enters this referenced perennial stream/drain.

Runoff water entering this drain, adding to the perennial flow, comes from the Eureka and Centerpoint irrigation systems, not Riverside.

3. Once water percolates into the ground, it becomes ground water and therefore belong to the State of Idaho. When it emerges as a spring or seep, it is controlled by the State of Idaho, not Riverside.
4. Once water enters the drain system it is controlled by and managed by Bureau of Reclamation, not Riverside.

Please stop wasting Riverside funds, for your legal costs, and withdraw this Absurd objection.

Sincerely,



cc: U.S. Bureau of Reclamation
Riverside Irrigation District
Idaho Department of Water Resources
Snake River Basin Adjudication

207

DEPARTMENT OF
NATURAL RESOURCES

In Re SRBA) A. Subcase 63-21534
(Insert water right number)
Case No. 39576)
STANDARD FORM 1
OBJECTION

B. NAME AND ADDRESS OF PERSON OBJECTING

Name & Address of Attorney, if any:

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

Name: Janet Cooney and Pamela Myers
Address: 24747 Boise River Road
Parma, ID 83660

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: The source should be described as waste waters, and waste waters belong to the Riverside Irrigation District.

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10 ☐ **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 OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Riverside Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Riverside Irrigation District.

F. VERIFICATION (must be completed)

State of IDAHO)
County of ADA)ss.

Albert P. RANIER, 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.

(Signature of person filing objection)

[Signature]

(Attorney signing in representative capacity)

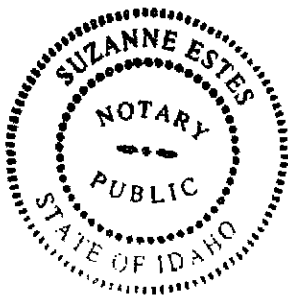
Subscribed and sworn to before me on: June 18, 2007

Suzanne Estes

Notary Public for Idaho

Residing at: Boise

My Commission Expires: June 1, 2012



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 JUN 18 2007, 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:

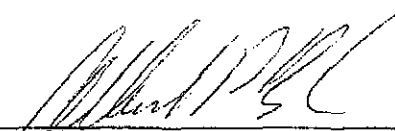
Name: Janet Cooney and Pamela Myers
Address: 24747 Boise River Road
Parma, ID 83660

3. Copies to:

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

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

10/11/2006

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

RIGHT NUMBER: 63-21534

NAME AND ADDRESS: JANET S COONEY
24747 BOISE RIVER RD
PARMA ID 83660

PAMELA A MYERS
24747 BOISE RIVER RD
PARMA ID 83660

SOURCE: UNNAMED STREAM

TRIBUTARY: BOISE RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 03/01/1947

POINT OF DIVERSION:

T05N R04W S31 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.400 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T05N R05W S36 NWSE 20.00

20 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 - Beneficial Use



Idaho Department of Water Resources

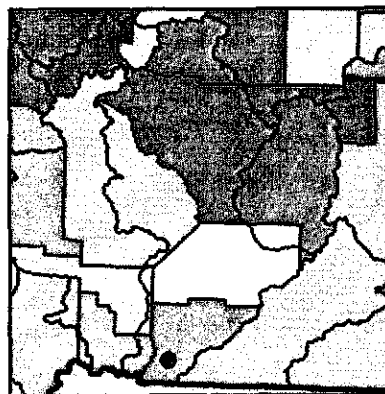
SRBA Recommendation:

63-21534

(Irrigation)

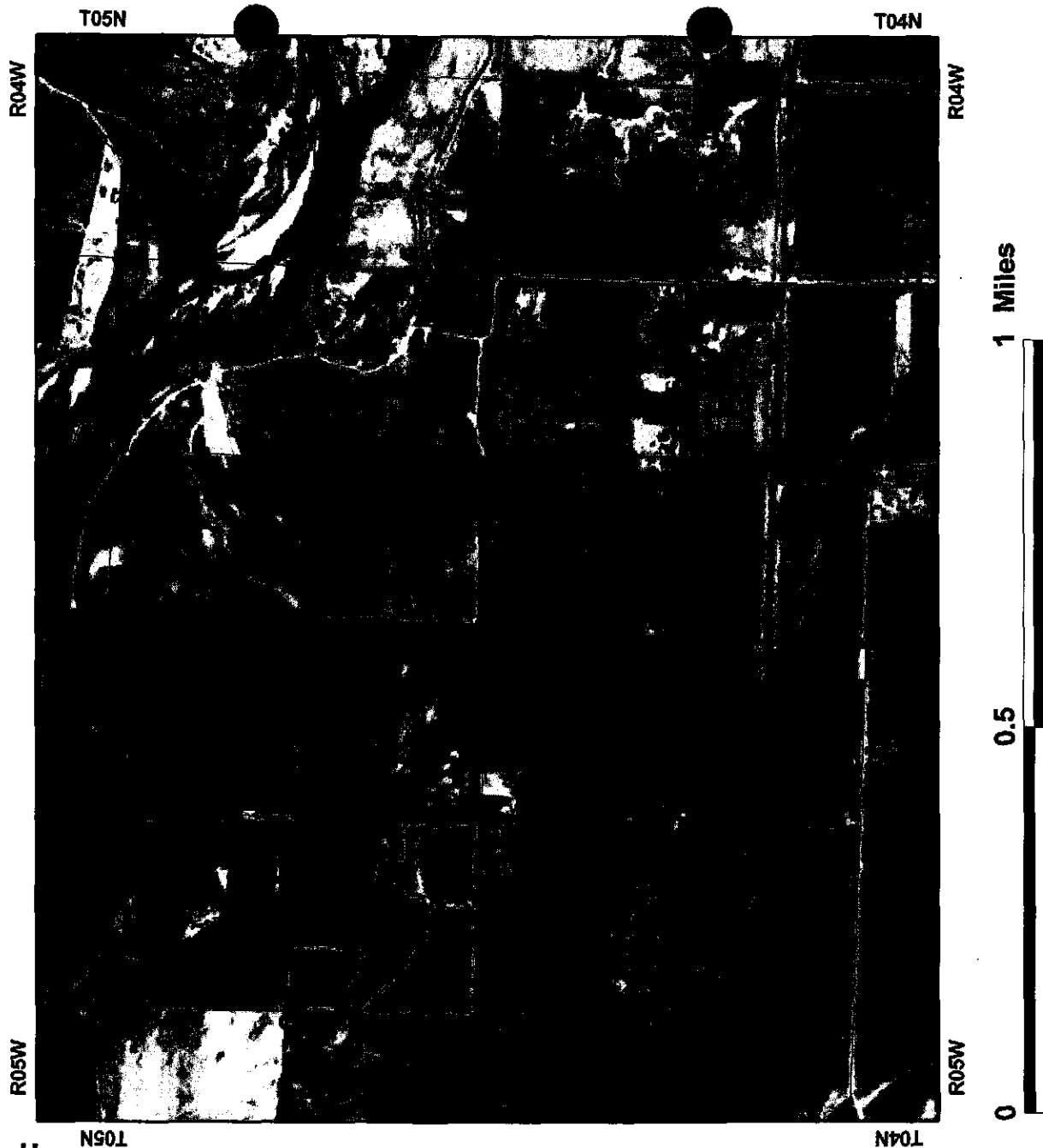
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63

Prepared by S. Egbert
On Wednesday, October 11, 2006
1987/88 Aerial Photography



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21534 V1

WATER RIGHT NUMBER: 63-21534 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANET S COONEY 24747 BOISE RIVER RD PARMA, ID 83660 (208) 989-2163
Current Owner	PAMELA A MYERS 24747 BOISE RIVER RD PARMA, ID 83660 (208) 455-2650
Original Owner	JAMES L BROWN 24391 BOISE RIVER RD PARMA, ID 83660 (208) 459-7037
Original Owner	BLANCHE E BROWN 24391 BOISE RIVER RD PARMA, ID 83660 (208) 459-7037

Priority Date: 03/01/1947

Basis: Beneficial Use

Status: Active

Source

UNNAMED STREAM

Tributary

BOISE RIVER

Beneficial Use

IRRIGATION

From To

03/01 to 11/15

Diversion Rate

0.400 CFS

Annual VolumeTotal Diversion: 0.400 CFSLocation of Point(s) of Diversion

UNNAMED STREAM

SW1/4SE1/4

Sec. 31, Twp 05N, Rge 04W, B.M.

CANYON 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	05W	36																	20.0
																		20.0	

Total Acres: 20

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21534 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.

Remarks:Comments:

1. segbert 10/11/2006 POU

Comment: changed POU per telephone conversation with claimant 10-10-06. Determined it was not an overlap of license 63-2465.

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

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.4		20

Combined Water Rights: 63-21534 , 63-2465

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			04/10/2006	scurtis	Active
Priority Date	8/16/2006 12:46:03 PM	segbert			Active
POD	8/16/2006 12:46:27 PM	segbert			Active
Source	8/16/2006 12:47:21 PM	segbert			Active
POU	8/16/2006 12:47:45 PM	segbert			Active
Use	8/16/2006 12:49:18 PM	segbert			Active
Season	8/16/2006 12:49:44 PM	segbert			Active
Quantity	8/16/2006 12:50:42 PM	segbert			Active
Summary			08/16/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21534 V1

POU	8/16/2006 12:48:22 PM	segbert	Updated shape for Active POU
POD	8/16/2006 12:46:56 PM	segbert	Updated shape
Summary	8/16/2006 12:55:08 PM	segbert	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 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?
General	8/16/2006 12:46:04 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - affidavit in file
POD	8/16/2006 12:46:27 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	8/16/2006 12:47:22 PM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - field exam

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21534 V1

POU	8/16/2006 12:47:45 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required?
Use	8/16/2006 12:49:18 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	8/16/2006 12:49:44 PM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	8/16/2006 12:50:42 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - weir
POU	10/11/2006 8:56:01 AM	segbert	Updated shape for Active POU
Summary	4/10/2006 4:35:24 AM	scurtis	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21534

WATER RIGHT NUMBER: 63-21534

Owner Type Name and Address

Current Owner JANET S COONEY
24747 BOISE RIVER RD
PARMA, ID 83660
(208) 989-2163

Current Owner PAMELA A. MARRIS ← CONTACT
24747 BOISE RIVER RD
PARMA, ID 83660
(208) 455-2650

Original Owner JAMES L BROWN
24391 BOISE RIVER RD
PARMA, ID 83660
(208) 459-7037

Original Owner BLANCHE E BROWN
24391 BOISE RIVER RD
PARMA, ID 83660
(208) 459-7037

Priority Date: 03/01/1947

Basis: Beneficial Use

Status: Active

Source

UNNAMED STREAM

Tributary

BOISE RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.520 CFS

Annual VolumeTotal Diversion:

0.520 CFS

Location of Point(s) of Diversion

UNNAMED STREAM

SW1/4SE1/4

Sec. 31, Twp 05N, Rge 04W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp Rge Sec

05N 05W 36

NE				NW				SW				SE				Totals
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																20.0
																20.0

Total Acres: 26

Conditions of Approval:

1. OWNERSHIP CHANGED BY DB 7/21/99.

Dates and Other Information:

Claim Received Date: 3/20/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Mitigation Plan: False

Combined Use Limits:

not an overlap of 63-2465 per phone conversation
with claimant 10-10-06

Pam Myers

H - 455-2650
message

cell - 989-2163

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

RECEIVED

AUG 14 2006

WATER RESOURCES
WESTERN REGION**Prior to Field Exam**

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) A63-4045 21534Owner: Grant S Cooney or Pamela A. Myers Phone No. (208) 455-2650/989-3163Current Address: 24747 Boise River Rd, Parma, Id 83660

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☒ No change Address
- ☐ NEW ADDRESS _____
- ☒ How long owned property? 1991

Accompanied by: Pamela Myers**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: 3/1/1947(If priority date, based on your exam, seems questionable, explain below.)

_____Source: Unnamed Stream Tributary to Boise River

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
								Canyon	N 43° 44.266'
									W 116° 49.960'

Description of diverting works

concrete gate to dirt lateral running 620' north to Boise River Rd, heading west, crossing Boise River Rd on west side of 23278 & OVERLAP REVIEW continuing north to driveway of 23498 then turning west, turning

Other water rights with the same point of diversion: None north at 24228 the west & crossing road between

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

24391 & 24595 by means of a dirt ditch onto property ditches go west + north west across pasture gravity flow north + south

WATER USES

☒ No change

☐ Different Uses

Use Irrigation From 3/15 To 11/15 Amount 0.52 CFS 72.1 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only NA

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # 17 sheep, 25 horses

Types _____ Additional comments: inclusive; "in-stream watering"

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	
																			26

Overlap with other water rights: None

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

Delivery System Narrative: from POD, dirt ditch north 620' to Boise River Rd then west crossing road between 23626 + 23278 Boise River Rd. It continues north to drive way for 23498 then turns west till behind 24278, then turns north (weir located in ditch), ditch crosses road + comes on to POD between 24391 + 24595 Boise River Rd. dirt ditches continue west, north west + northeast. Pastures are flood irrigated by gravity flow moving north + south off both sides of all the dirt ditches. Livestock: 25 horses + 17 sheep drink directly

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

There is an area south of the house that some-times can not be irrigated due to fluctuations in the amount of water that comes down the ditch due to use above.

Supplemental water: None

Stockwater: inclusive, "in stream watering" no permit required. 25 horses 17 sheep.

Also: GPS at point where water splits + goes to Glenn's Ponds, + where it continues to travel west is: N43°43.410' W116°52.304'

Directions: 184, Notus/Ext 26 to Notus, Lt Notus Rd
(by onion shed), cross railroad tracks, Rt. Boise Rd
(go approx. 4.5 miles) 24747 Boise River Rd.

POD is located southeast of 23325 Boise River Rd (620').

POU is south, southeast, directly east, & west of 23325 Boise
River Rd.

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 7-26-2006

FIELD EXAMINER: Judy Hemmaway

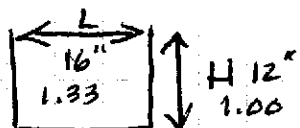
AL3-21534 M.../Cooney
Date of Inspection 6/1/2006
Inspector: Sandy Hemmway

Irrigation

Season: 3/15 - 11/15 = 246 days

Acreage: 26 acres

26 X 0.02 cfs = 0.52 cfs



U of I Water Measurement Bulletin # 552
Page 19 Rectangular contracted weirs

H = 1.00

H = 1.00

H = 1.00

L = 1.00

L = 1.50

L = 1.33

Q = 3.06 cfs

Q = 4.64 cfs

Q = 3.85 cfs

$$Vdr = \frac{(\text{days of season}) \times (1.98) \times (Q)}{\# \text{ acres found}} = \frac{(246)(1.98)(3.85)}{26} = 72.1 \text{ afa}$$

$$Vir = 26 \times 4.5 = 117 \text{ afa}$$

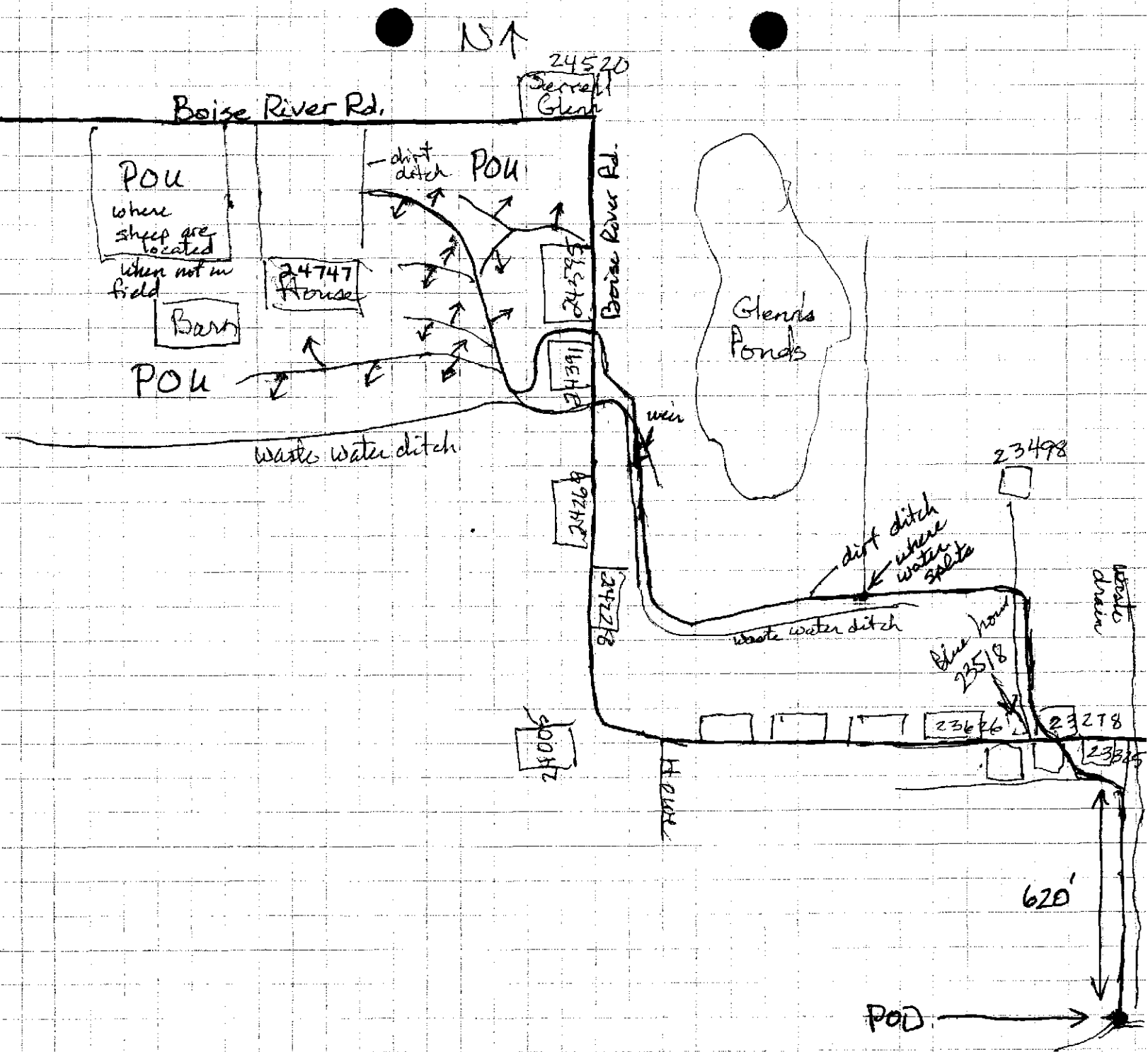
$$V = 72.1 \text{ afa}$$

* Measurement required + taken since potential is less than the required.

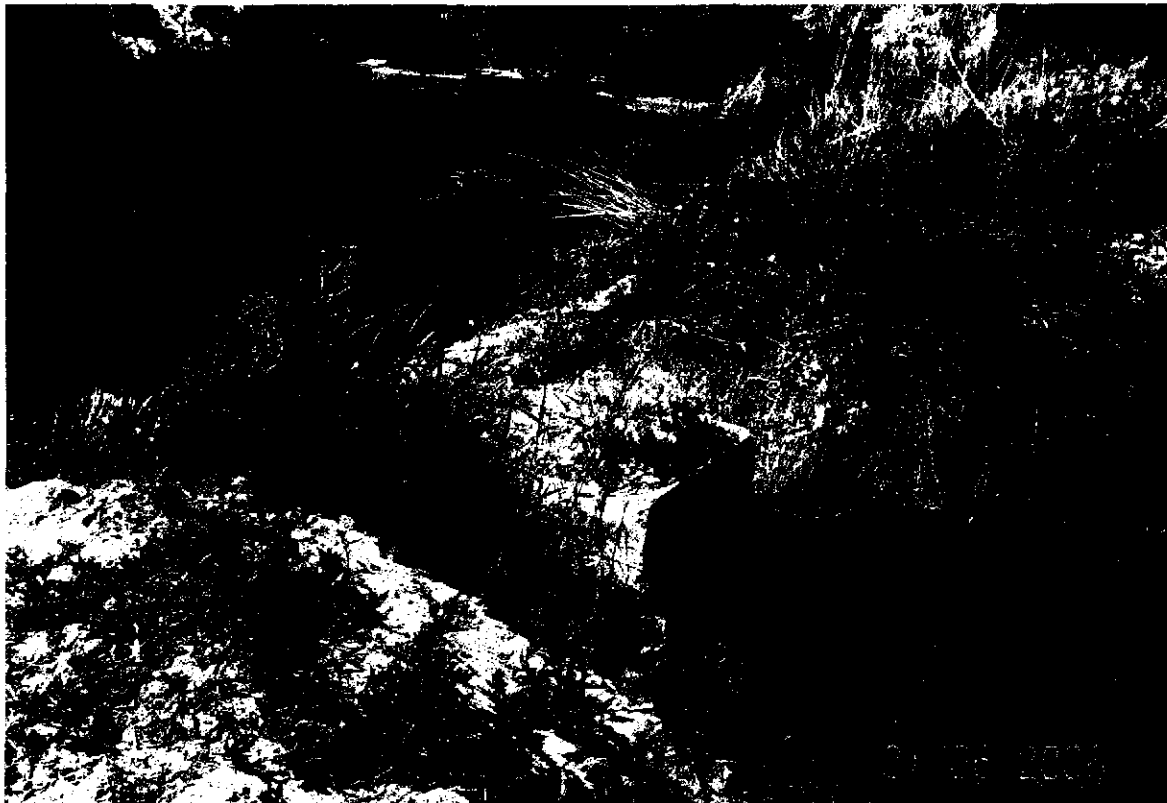
Stockwater * Add this in comments
inclusive, "in-stream watering"
42-113 permit not required

17 sheep

25 horses



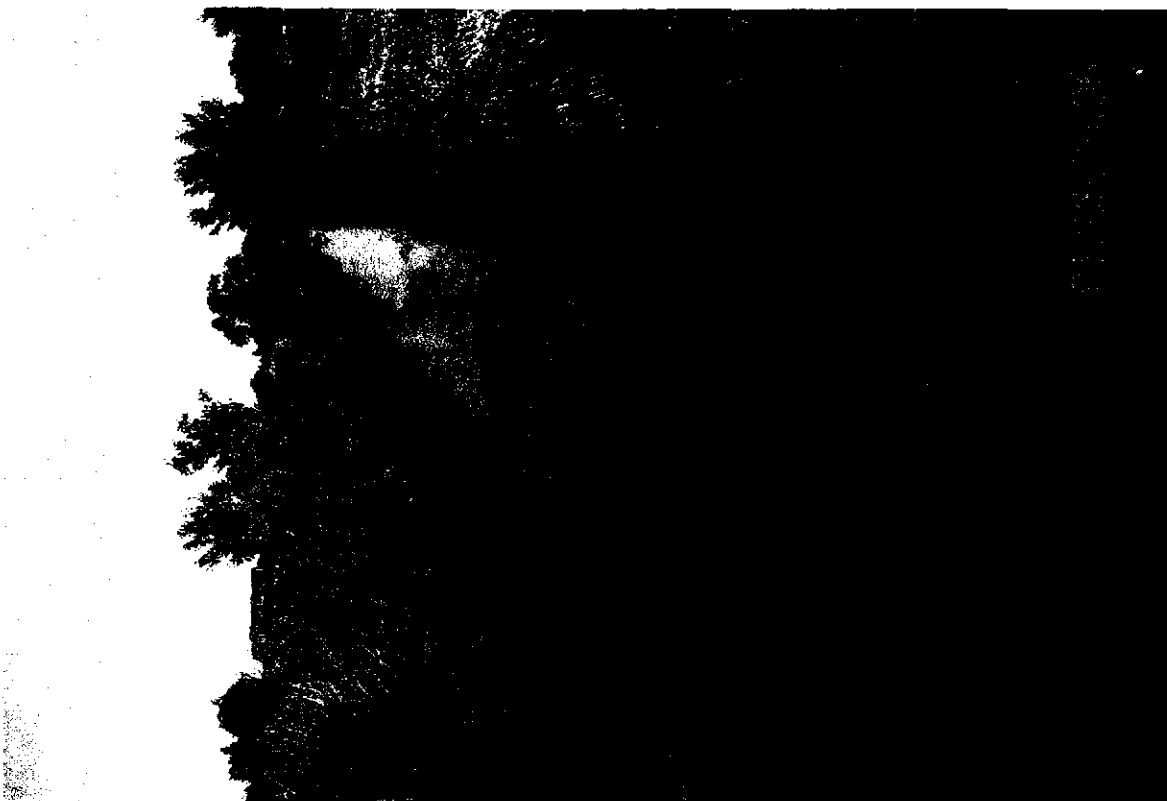
A63-21534 Myers/Cooney
6/1/2006 SAT.



POD
 N43°44.266'
 W116°49.960'

A63-21534 Myers/Cooney

June 1, 2006 SH

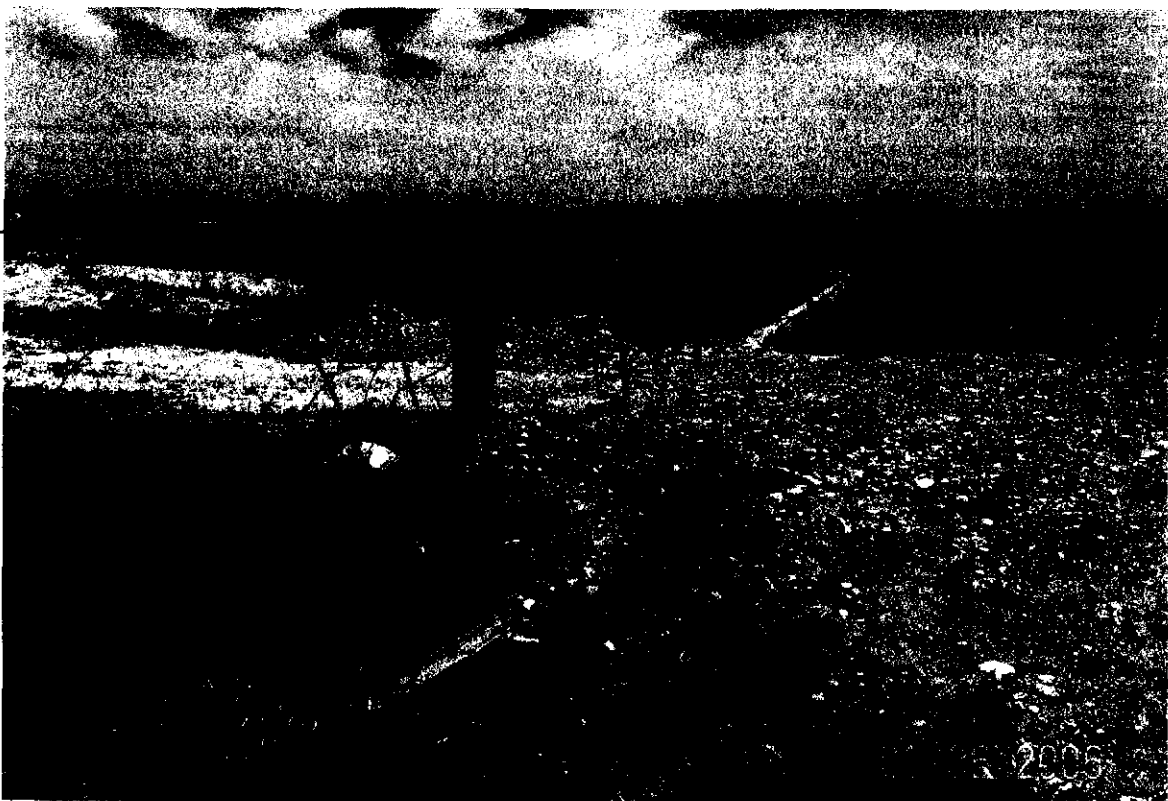


620' View from POD looking north to Prairie River Rd.
 June 1, 2006 SH



Glenn's
pond

June 1, 2006 SHT



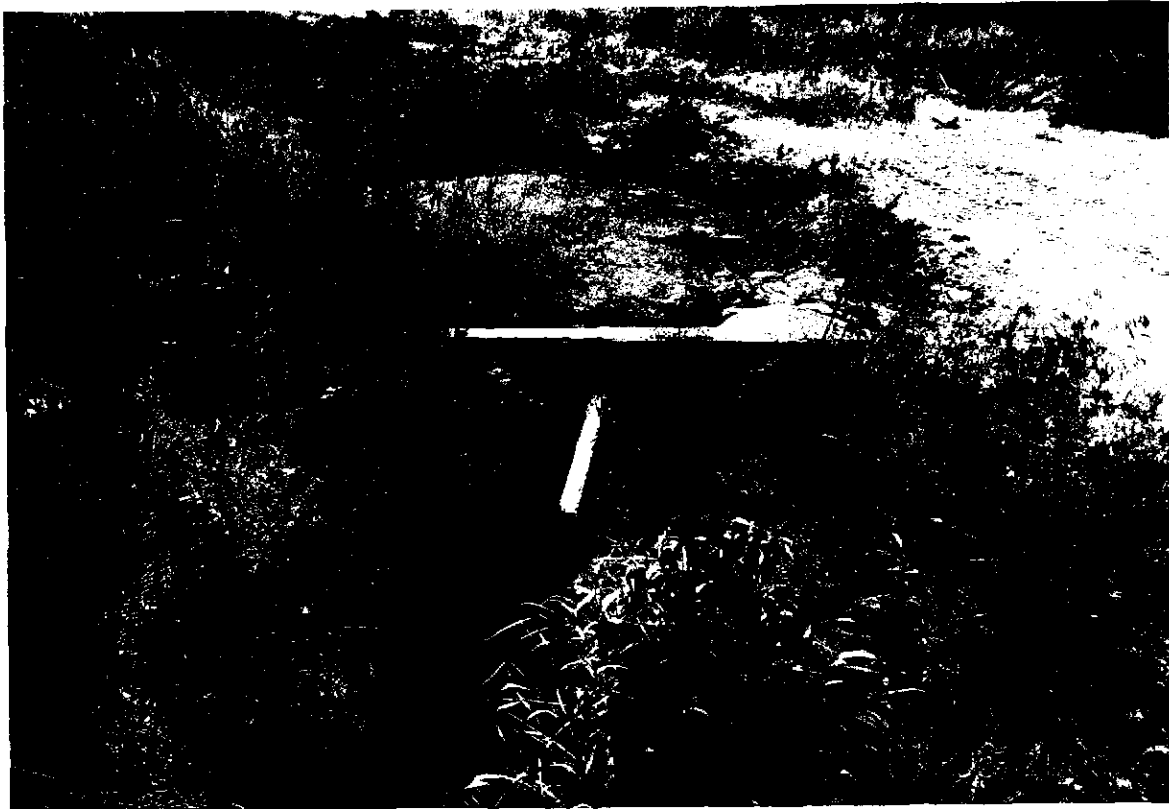
Glenn's
pond

Where
water
splits

N 43° 43.410'
W 116° 52.304'

A63-21534 Myers/Cooney

June 1, 2006 SHT



weir
on east
side of
road
before
crossing

June 1, 2006 SH



ditch that
comes
under road
+ comes
directly to
Myers
property

01/06/2006

A 63-21534 Myers/Cooney

June 1, 2006 SH



POU
dirt ditch
branch out
across
property
for flood
irrigating
(opposite
flow
goes
south to
north &
north to
south)

June 1, 2006 SH



POU
pasture
behind
house

A63-21534 Myers/Cooney

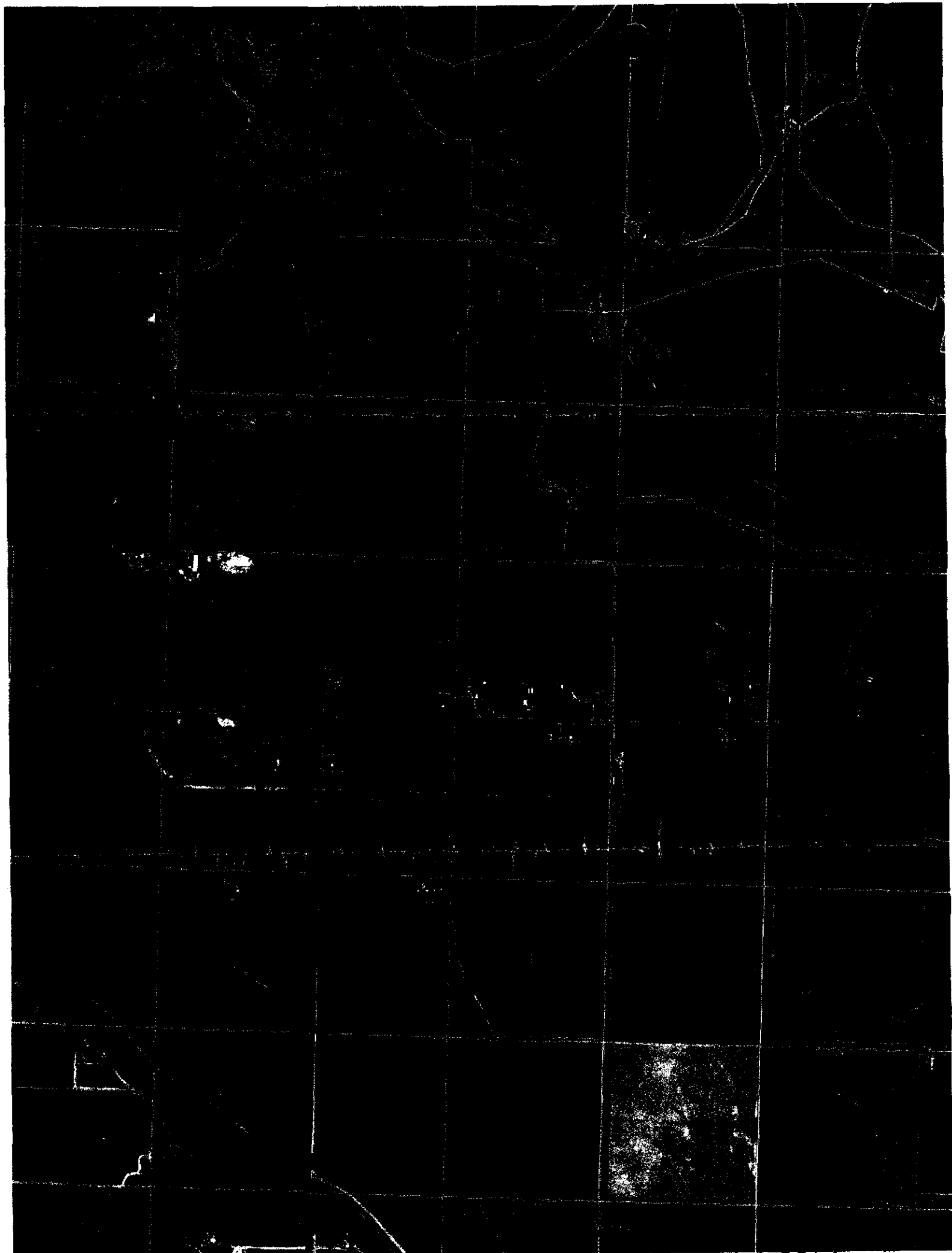
June 1, 2006 SH



POU
sheep
west of
house

A 63-21534 Myers/Cooney

June 1, 2006 SH

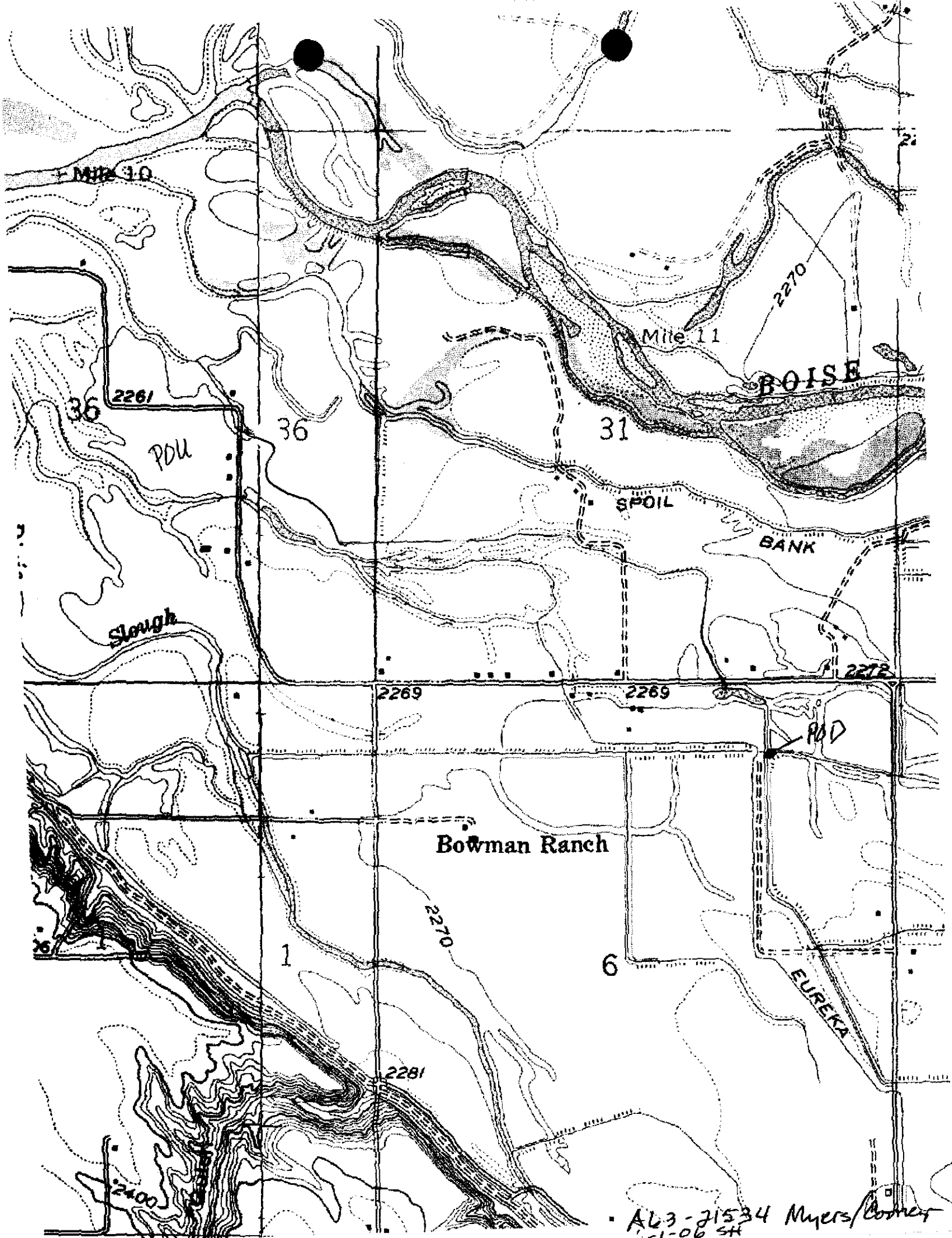


A63-71534 Myers/Cooney

6/1/2006 S.H.

NA = area not irrigated

FI = irrigated



FIELD EXAM MEMO

DATE: 5/1/06

TO: Sandy Hemenway

FR: Lori Graves

RE: A63-21534

Claimant sent the attached map indicating p/d location and property irrigated. Please confirm info and make a measurement showing diversion capacity. Irrigation system diagram would help too. Also ask if property receives surface water shares and from which entity. Thanks Sandy.

No supplemental water utilized.

63-21534 Myers
6-1-06 SH

ADDITIONAL INFORMATION NEEDED FOR IRRIGATION FIELD EXAMS

Field Examiners, please complete the following checklist.

IF CURRENT OWNER DOES NOT MATCH PROOF REPORT PLEASE GIVE NEW OWNER CHANGE OF OWNERSHIP FORM TO COMPLETE.

1.) Pump information:

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

2.) Static water and/or pump level NA

3.) How were above level(s) determined (well log, measurement, owner)? NA

4.) Operating pressure (this is checked using the owner's psi gauge, your gauge, or an estimate by owner) NA

5.) Was a measurement made? Yes If no can a measurement be made at a latter time? —

6.) What type of measurement device was used? Weir

7.) Is there a pump curve available for pump? NA

8.) Please fill out the following: NA

Number of sprinklers —

Sprinkler nozzle size —

Number of Pivots (include gpm rating for each pivot) —

9.) Please outline all acres irrigated on attached aerial photo. ✓ DONE

10.) Please clearly mark all points of diversion on map and GPS. ☒ DONE

11.) Please clearly mark all mainlines, ditches, and other conveyances.

☒ DONE

12.) Pictures taken of place of use and point of diversion. ☒ DONE

OTHER INFORMATION NEEDED:

POD: others who take water off this are: Jerry
Glen, Emmett McCurry, Dan Trskum

FIELD EXAMINERS NOTES (descriptions, other uses, questions, ect.)

Directions: 184 Notus/Ext 26, into Notus,
by onion shed turn left on Notus Rd, cross
railroad tracks, Rt. Boise River Rd (go
approx. 4.5 miles, house/gen. double-wide
mobile home on left side) 24747 Boise River Rd.

Purchased 13-14 yrs ago.

Livestock: 17 sheep, 25 horses

DATE EXAM CONDUCTED 6-1-2006

FIELD EXAMINER

Sandy Hemenway

Please Return To: Lori Graves

Receipt Details for ID C015758

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/20/1990 11:21:35 AM	3/20/1990	State	\$50.00	Check
Payer		BROWN, J. L./BLANCHE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
103			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	21534		\$50.00	Claim

Print Report

L PROPERTY INQUIRY

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+++++
01 6R39223-010- -0 140-00 G SCH135+ 02 11,400 36.63
+++++
10 20,200 1.00
COONEY, JANET S + 19 1.50
& MYERS, PAMELA A + 31 74,900
+ 32 600
+
+
24747 BOISE RIVER RD +
PARMA ID 83660 +
+++++
36-5N-5W SE + TOTAL 107,100 39.13
NWSE LS TX 4 +
+ SURVEY INST 9316142
+ DRAIN 6 DR VALUE 297.28 APPR SAM
+ CLASS N2 REAP 99 MAN 98 UNIT 1
+ PARCEL 6R05N05W367805 H/O N C/B N
+ PRIOR ACCOUNT 5R39223-010- -0
+ 02 MH on Property YES

```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R39223010 0 UNIT 001 TOTAL UNITS 1

SITE 24747 BOISE RIVER RD PA SEC/TWN/RNG 36-5N-5W

ASSESSED VALUE 107,100 ACREAGE 39.13

SUB/PARK NAME YEAR/MAKE

CLASS N2 NON-REVOCABLE MOBILE HOMES ON REA SPACE LOT BLOCK

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+++++
YR BUILT 1994 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 1560 EXTERIOR HARDBOARD DECK/PATIO? N
SECOND SQ FT ROOF COMP POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT

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+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

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MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

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01 ACCOUNT: 6R39223-010- -0 AREA 140-00 DRAIN 6 VALUE 297.28 CLASS N2 H/O Y
SEC 36 TWN 5N RNG 5W QTR SE CITY/SUB BLK LOT 7905
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
COONEY, JANET S BROWN, J L
& MYERS, PAMELA A

```

MAILING ADDRESS

LEGALS

24747 BOISE RIVER RD
PARMA ID 83660

36-5N-5W SE
NWSE LS TX 4

SITE ADDRESS

24747 BOISE RIVER RD PA

COMMENTS

REMARKS

PRIOR ACCOUNT 5R39223010 0
PARCEL 05N05W367805 SRVY
INSTR 9316142 ACRES 39.13
SPLIT YR DOCUMENT WD

RECEIVED
APR 28 2006
WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
63-21534)
_____)
_____)
State of Idaho)
County of Canyon)

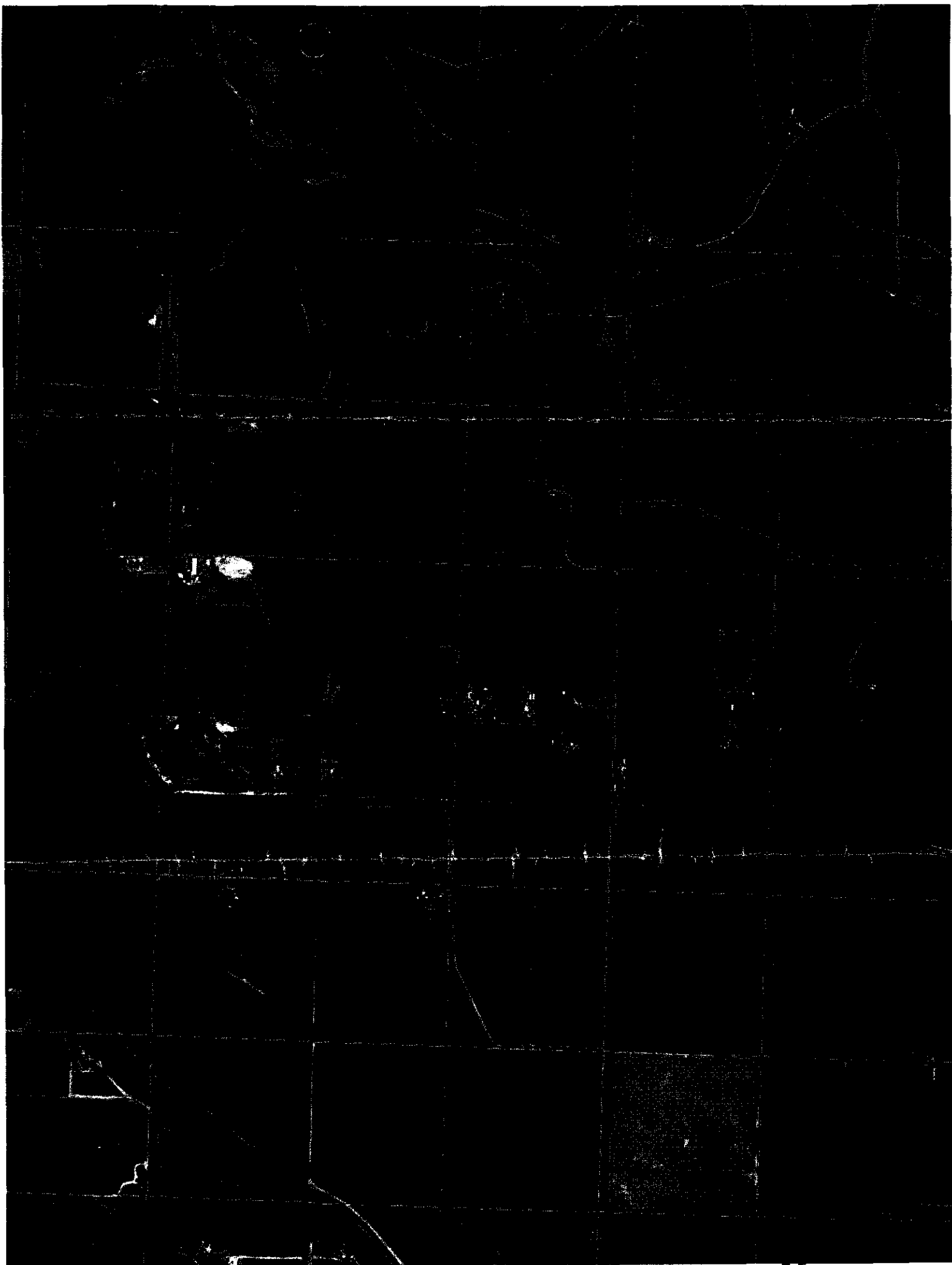
AFFIDAVIT

Blanche E. Brown

deposes and says: I got water since 1947

We used the water to irrigate the pasture
and it is still in pasture

Blanche Brown
(Signature)



Page 1

[illegible]

[illegible]

State of Idaho

License and Certificate of Water Right

Water License No. 17596

Amount 0.2 Sec. Ft.

Water District No.

Priority October 28, 1931

THIS IS TO CERTIFY that D. S. VINSON of Parma, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 26, 1931; that Permit No. 17596 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 of 1 second ^{foot} ~~foot~~, was issued thereunder on November 18, 1931, showing that said works were completed on the 2nd day of November, 1931; and that on the 22nd day of December, 1932,

D. S. VINSON of Parma, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of unnamed stream, a tributary of Boise River, for the purpose of irrigation, under Use Permit No. 17596 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3778, on the 14th day of June, 1934;

The right hereby confirmed dates from October 26, 1931;

The Point of Diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 5 N., R. 4 W., B. M. Canyon County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.2 of 1 cubic ^{foot} ~~foot~~ per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	5 W	36	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	10

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 14th day of June, 1934.

R. W. PARIS
Commissioner of Reclamation

(SEAL)

63 2465

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17596

REPORT ON PROOF OF BEN USE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17596

This proof is for BEN USE In Water District No. _____

1. Name of applicant D. S. Vinson

2. Source of water supply Unnamed stream

3. Location of point of diversion: Is in the SW 1/4 of Section 31

T. 5 N. R. 4 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Ditch diverts direct

from a natural slough by means of a small earth and
straw check dam. The ditch is 2 ft wide x 1 ft deep

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 for other than irrigation): NW 1/4 of Section 36, T. 5 N., R. 5 W. B. M.

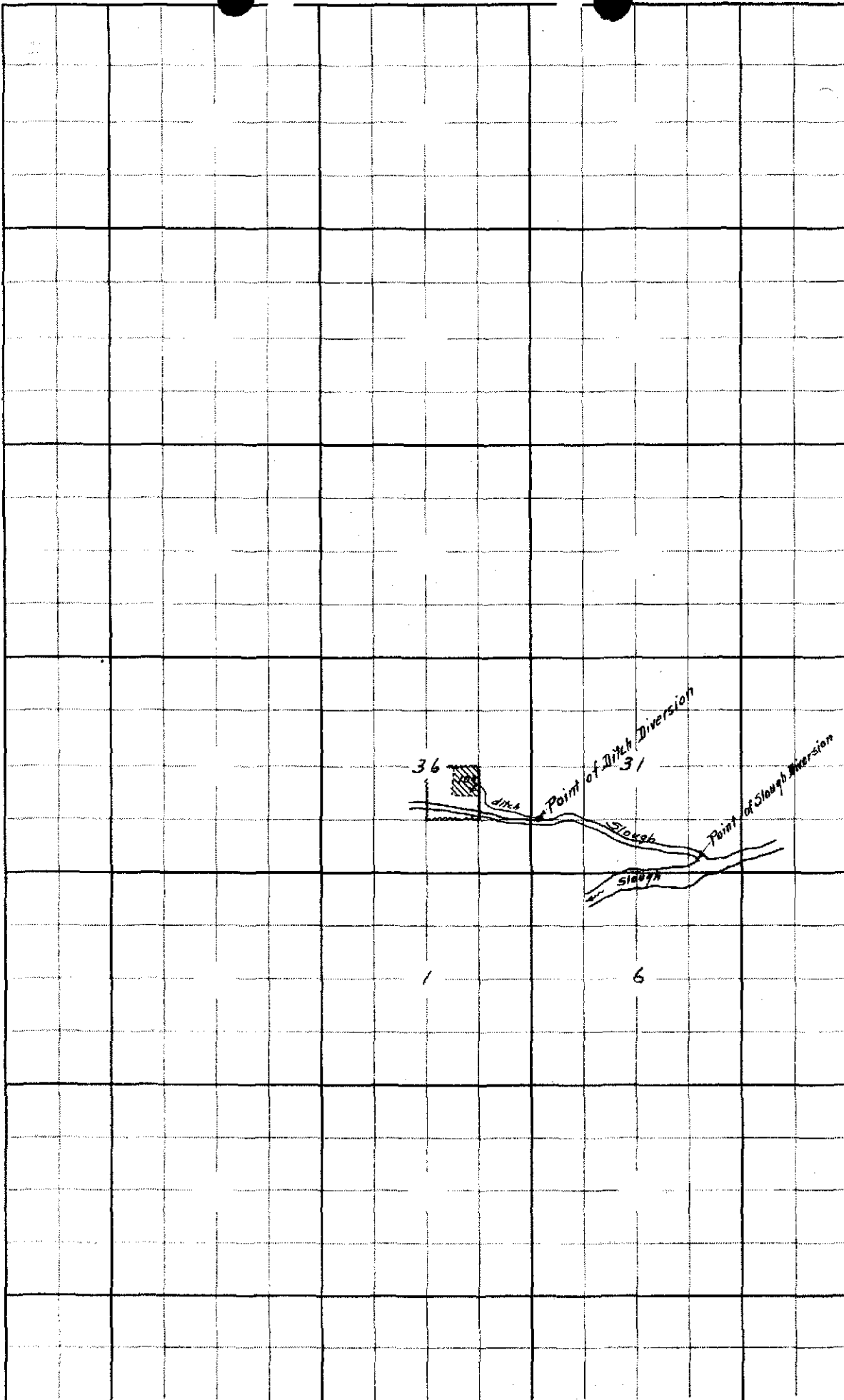
(Submit map on attached plat, showing location and details of above description.)

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

Remarks: Land inclines to alkali. Has native salt grass
pasture. About 3 acres have raised cultivated crops and
about 30 acres could be irrigated.

This examination was made on the 20th day of March, 1933

(Signed) David H. Selman Examiner.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17596



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 13, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JANET COONEY
PAMELA MEYERS
24747 BOISE RIVER RD
PARMA ID 83660

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No: A63-21534

Dear Claimants,

In the past, James Brown submitted the above referenced claim, which you now own, during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim for your reference only, it is not necessary to return this print-out. Mr. Brown indicated, when this claim was filed, that the water right was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right if water availability problems arise in the future.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, an accurate location of diversion and acres irrigated needs to be identified on the attached aerial photo. Please also provide as much detail about your diversion works as possible. If more information is needed, you will be receiving a call from us in order to set-up an appointment for a field exam.

Page 2

The above requested information needs to be submitted by May 4, 2006. Please let me know if you may not be able to submit the information or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully,

A handwritten signature in black ink, appearing to read "Lori Graves". The signature is fluid and cursive, with the first name "Lori" being more prominent than the last name "Graves".

Lori Graves
Sr. Water Resource Agent

Enclosure: "Evidence of Priority" Pamphlet/Affidavit
Notice of Claim A63-21534
Aerial Photo



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

July 21, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Claim to a Water Right No. A63-02465 & A63-21534

KARL J. DREHER
DIRECTOR

JANET S COONEY
PAMELA A MYERS
24747 BOISE RIVER RD
PARMA ID 83660

Dear Claimants:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure

cc: James L and Blanche E Brown