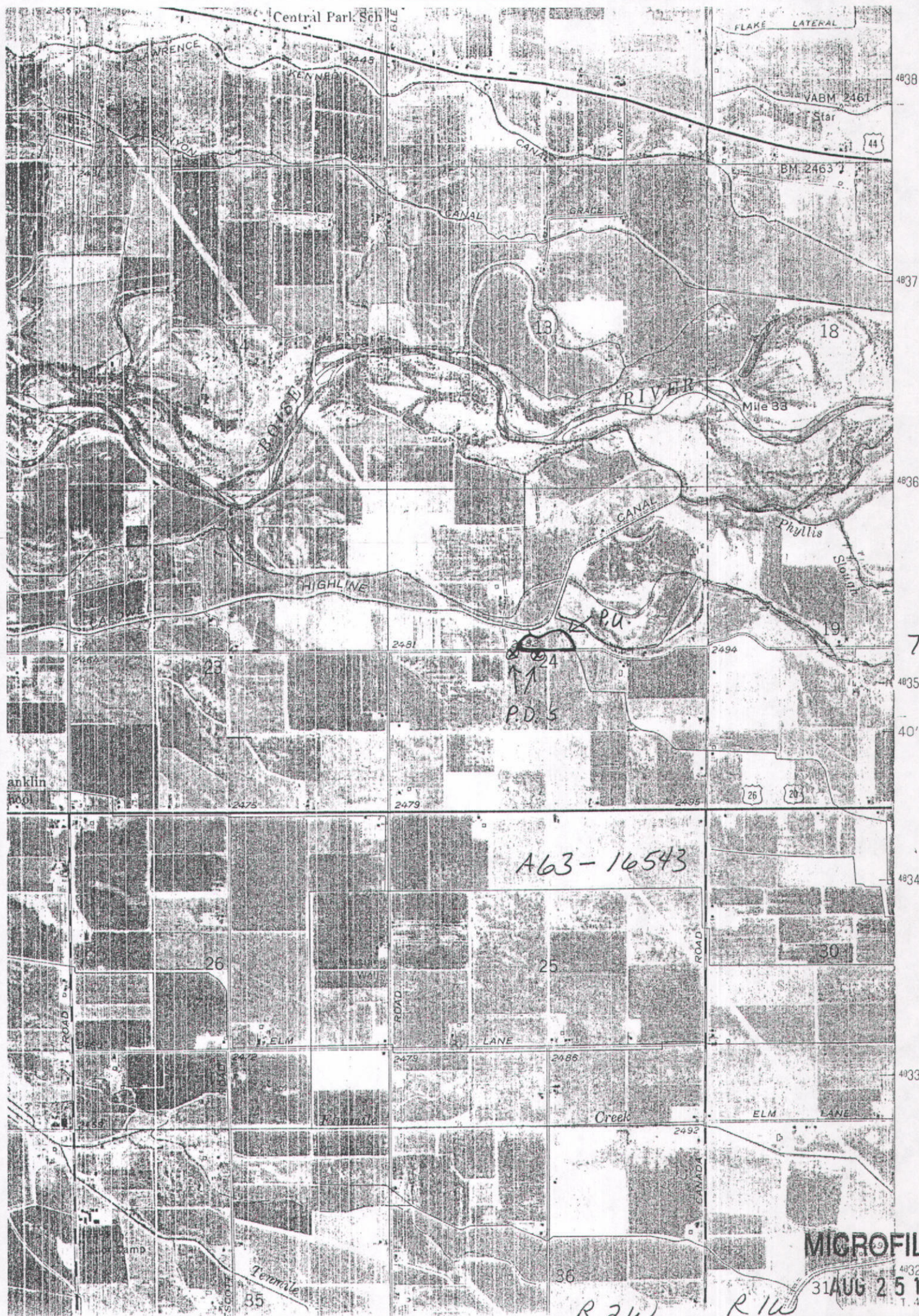




MICROFILMED

31 AUG 25 1992
T.4N

Idaho Department of Water Resources

Claim Number: 63-16543

Legal: T04N, R02W, S24

Reviewed By:

"RECEIVED"

NOV 13 2006

WATER RESOURCES
WESTERN REGION

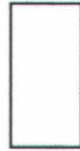
William Clayton

Point of Diversion

Place of Use

Section Lines

Quarter Quarter Lines



at Western Region + verified this NAPP.
-KBrown

1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 63-16543
Legal: T04N, R02W, S24
Reviewed By:

1987 Napp Photo



● Point of Diversion

Place of Use

Section Lines

Quarter Quarter Lines



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: A63-16543
Date Received: 7/21/1989
Receipt No: C008445
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: XL RANCH 208-286-7801
Address: C/O WILLIAM C. CLAYTON
6622 JOPLIN ROAD
NAMPA, ID 83687

2. Date of Priority: APR 15, 1930

3. Source: WASTEWATER Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02W	24	NE	NE	SW		CANYON

5. Description of diverting works:
CULVERTS UNDER ROADWAY FROM WASTE DITCH, CONCRETE BOX & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.150		

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

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02W	24	SW	NE		IRR	3.0
			SE	NW		IRR	2.0
Section Acres							5.0

A63-16543

Page 1

Date: 07/21/89

MICROFILMED

AUG 25 1992

10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: CANYON

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

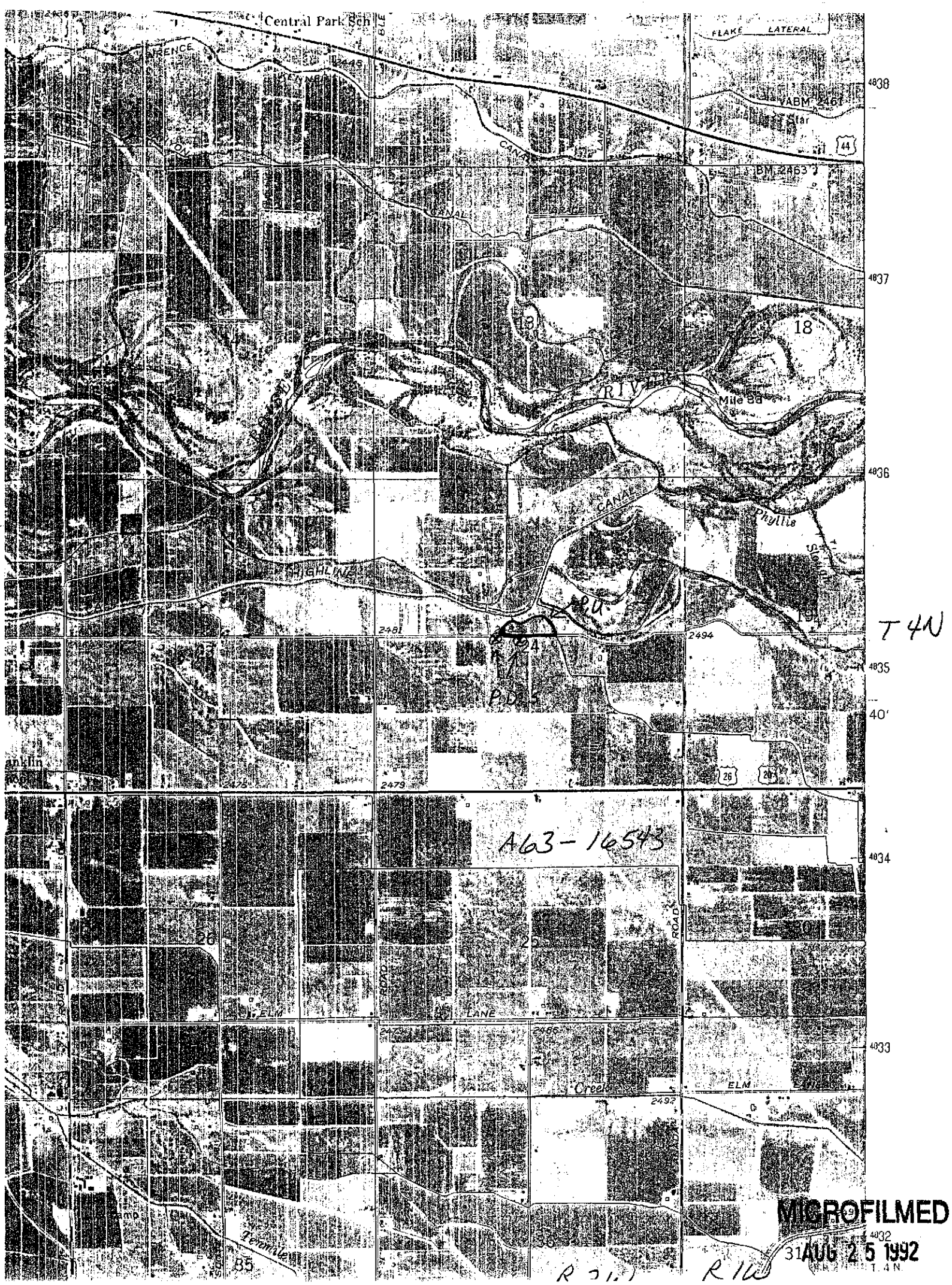
13. Other Water Rights Used:
NONE

14. Remarks:
2 POINTS OF DIVERSION IN TWN. 4N, RNG. 2W, SEC. 24, NE 1/4,
NE 1/4, SW 1/4.

15. Basis of Claim: BENEFICIAL USE

(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.

AUG 25 1992



FX:
- do w/ #63-5343 #
#63-16386

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)

A.)

Subcase

63-16543

(insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Wm. CLAYSON

Address:

6622 Julian Rd.

nampa, ID 83667

Daytime Phone:

208-260-7547

Name & Address of Attorney, if any:

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

Name:

XL Ranch c/o Wm. CLAYSON

Address:

6622 Julian Rd.

nampa, ID 83667

F.

VERIFICATION (must be completed)

State of COLORADO)
)ss.
County of JEFFERSON)

WILLIAM C. CLAYTON , 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.

William C. Clayton
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 20 JUNE 2007

[Signature]
Notary Public for 1ST BANK
Residing at: 3500 S. WADSWORTH BLVD, LAKEWOOD CO 80239
My Commission Expires: _____ My Commission Expires 11/13/2010

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 of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☒ **Purpose(s) of Use**
Should be: 1. Irrigation
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):** _____

We have been using this for irrigation
for a long time

RECEIVED

JUN 25 2007

DEPARTMENT OF
WATER RESOURCES

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 2 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: Wm. CLAYSON
Address: 6622 20th St
Nampa, ID 83267

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

Wm. Clayson
Signature of objector or attorney
mailing on Objector's behalf

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-5343, -16386, -16543
Notice of Error Reply**

November 13, 2006

William Clayton came into the office with the Preliminary Recommendations/Notice of Error packet of information he received for his three claims. Mr. Clayton was aware that he had missed the October 31st deadline for the Notices of Error.

Regarding the Preliminary Recommendations, I explained that 63-16543 had been disallowed and 63-16386 and 63-16543 had been reduced to stockwater use because he did not provide evidence of the claimed priority dates. I pointed-out that I had requested the evidence at the beginning of March 2006 and that when I did not receive anything by the deadline of March 27, 2006, I also called the telephone number listed on his claim several times; but to no avail since all I heard on the other end was a screeching sound.

Mr. Clayton admitted that that telephone number has not been used for many years.

In order to remedy the situation, I had Mr. Clayton fill-out affidavits regarding the claimed priority dates for each claim and had him also verify the POUS and the location of the PODs on 1987 NAPP images found in each file. I also asked him specific questions regarding each claim, such as whether he had Eureka or Franklin Ditch Co shares.

Before Mr. Clayton left, I informed him that these claims would require a field investigation, that our deadline to have all of our recommendations completed for the Director's Report was this Friday (November 17th, 2006), and that I would call him either this afternoon or tomorrow regarding what needed to be done next.

Since #286-7801 does not work, I asked for correct numbers in order to reach him:

#250-7547 (cell) #482-6600 (business) #286-7196 (home)

Later this afternoon, I met with my supervisor, Jan Shurte, in order to make a decision on how to handle receiving evidence of priority four days before all recommendations need to be completed for the B63 PIII Director's Report. We called our attorney, Nick

Spencer, at the State office and all came to the conclusion that Mr. Clayton will need to file an objection and a field exam will be conducted at that time. The reasons for this decision were many:

- Mr. Clayton missed the March 27, 2006 evidence of priority deadline.
- Mr. Clayton missed the October 31, 2006 Notice of Error Reply deadline.
- There is not enough time to conduct a field investigation, have the Field Report written-up, and to review the information for a recommendation before 11/17/06.

Therefore, as a procedural step, Mr. Clayton will need to file an objection to these three claims in order to remedy this situation.

November 14, 2006

I called Mr. Clayton at #251-7547 (cell) and explained my conversation with my supervisor and our attorney. He understands that he must file an objection in order to "fix" the Preliminary Recommendations for his three claims.

Kimberly Brown
Senior Water Resource Agent
Western Region

NOV 13 2006

RECEIVED

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
13-10343)

AFFIDAVIT

State of Idaho)
County of CANYON)

RECEIVED

NOV 13 2006

WATER RESOURCES
WESTERN REGION

WILLIAM CLAYTON

deposes and says:

OUR FAMILY BOUGHT THE 6405 ACRES THAT
IS ON THE WEST EAST & NORTH OF THE SUBJECT
5 ACRES IN 1965.

THIS FIVE ACRES WAS BEING WATERED BY THE
WASTEWATER BY THE PREVIOUS OWNERS FOR
MANY YEARS.

WE CONTINUED TO USE THE WASTEWATER
ON THE FIVE ACRES CLAIMED ON THIS WATER RIGHT.
WE HAVE USED THE WASTEWATER EVERY YEAR
SINCE 1965.

WCC
(Signature)

Idaho Department of Water Resources

Claim Number: 63-16543
 Legal: T04N, R02W, S24
 Reviewed By:

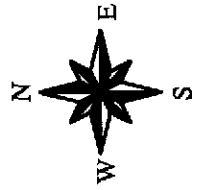
"RECEIVED"

NOV 13 2006

WATER RESOURCES
 WESTERN REGION

William Clayton

- ☉ Point of Diversion at Western Region
 - ☐ Place of Use
 - ☐ Section Lines + verified this
 - ☐ Quarter Quarter Lines NAPP.
- KBrown



1987 Napp Photo



0 0.25 0.5 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-16543 V1

WATER RIGHT NUMBER: 63-16543 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	X L RANCH C/O WILLIAM C CLAYTON 6622 JOPLIN RD NAMPA, ID 83687 (208)286-7801

Priority Date: 04/15/1930

Basis:

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
WASTE WATER	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.150 CFS	
	<u>Total Diversion:</u>	0.150 CFS	

Location of Point(s) of Diversion

WASTE WATER	NE1/4NE1/4SW1/4	Sec. 24, Twp 04N, Rge 02W, 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	
04N	02W	24			3.0				2.0										5.0

Total Acres: 5

Conditions of Approval:

1. P13 No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.
2. P03 No beneficial use found.
3. 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:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-16543 V1

Comments:1. kbrown 7/11/2006 ~~Reason for Disallow~~

Comment: I sent a request for evidence of priority on 3/02/06, with a due date of 3/27/06. When nothing was received in return (neither the envelope nor any evidence), I checked 2005 Canyon County tax lot data on 4/03/06 to see if the property had a new owner, etc. According to 2005 Canyon County tax lot information: XL Ranch and William C. Clayton are the current owners and 6622 Joplin Rd. is the correct address (see Real Property Inquiry in file). On 6/27/06, I called #286-7801 twice during the day and, on both occasions, heard only screeching noises on the other end. On 7/11/06, I called #286-7801 twice and, once again, got only screeching noises. This claim is being recommended as disallowed due to lack of evidence.

2. kbrown 7/11/2006 Remark from Notice of Claim

Comment: 2 points of diversion in Twn. 4N, Rng. 2W, Sec. 24, NE 1/4, NE 1/4, SW 1/4.

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: 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			02/28/2006	lharris	Disallowed
Contacts	7/11/2006 3:23:08 PM	kbrown			Disallowed
Summary			07/11/2006	kbrown	Disallowed

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	7/11/2006 3:23:09 PM	kbrown	(No) 1. Do you want to schedule an appointment? Comment for 1: Disallowed.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-16543 V1

Summary	7/11/2006 3:25:02 PM	kbrown	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (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?
Summary	2/28/2006 3:37:55 PM	lharris	(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:

DISALLOWED

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-16543

WATER RIGHT NUMBER: 63-16543

Owner Type
Current Owner

Name and Address
X L RANCH
C/O WILLIAM C CLAYTON
6622 JOPLIN RD
NAMPA, ID 83687
(208)286-7801

Current Owner:

William Clayton
6622 Joplin Rd. (correct)
Nampa 83687

Priority Date: 04/15/1930
Basis: Beneficial Use
Status: Active

Source
WASTE WATER

Tributary
BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	change to 03/01	3/15 to 11/15	0.150 CFS	
	Total Diversion:		0.150 CFS	

Location of Point(s) of Diversion

WASTE WATER
CANYON County

NE1/4NE1/4SW1/4

Sec. 24, Twp 04N, Rge 02W, B.M.

Place of Use
IRRIGATION

ADD:

⊗ 2 PDS

overlap w/
63-6343?
63-16386?

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	02W	24			3.0				2.0						5.0

Total Acres: 5

Conditions of Approval:

- 2 POINTS OF DIVERSION IN TWN. 4N, RNG. 2W, SEC. 24, NE 1/4, NE 1/4, SW 1/4.

Remarks:

- Eureka or Franklin Ditch Co. water used?

Comments:

DISALLOWED

Field Exam Date 7.11.06

(in-office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$55⁰⁰
- ☐ 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 complete

Claim No(s) A63-16543

Owner: XL Ranch, c/o William Clayton Phone No. 286-7801

Current Address: 6622 Goplin Rd., Nampa 83687

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

Accompanied by: N/A

PRIORITY DATE

- ☐ No change - Complete evidence submitted or not necessary
- ☒ Incomplete - Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 04/15/1930

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

I sent a request for evidence of priority on 3/2/06, with a due date of 3/27/06. When nothing was received in return and no contact was made, I checked 2005 Canyon County tax lot data on 4/3/06 to see if the property had a new owner, etc.

Source: _____ Tributary to _____ According to 2005 Canyon Co. tax lot data, XL Ranch

- ☐ 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? _____

and William Clayton are the correct owner(s) and 6622 Goplin Rd. is the correct address. On 6/27/06, I called # 286-7801 twice in the day and, on both occasions, heard only screeching noises on the other end. On 7/11/06, I called # 286-7801 twice and, once again, got only screeching noises. This claim is being recommended as disallowed due to lack of evidence.

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES☐ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

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

Types _____ Additional comments: _____

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

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

Overlap with other water rights: _____

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

Delivery System Narrative: _____

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

REAL PROPERTY INQUIRY

```

+++++
01 6R34202-000- -0 108-00 F SCH139+ 01 87,100 115.92
+++++
02 53,700 177.93
CLAYTON, WILLIAM C + 10 34,400 1.00
+ 18 13,800 .50
+ 19 9.81
+ 31 172,400
+ 32 33,500
6622 JOPLIN RD +
NAMPA ID 83687 +
+++++
24-4N-2W NE + TOTAL 394,900 305.16
LOT 1 LESS TAX 1,, W 1/2 NE LESS ++++++
TX 3 & TX 5,, SENE LS TX 2,, + SURVEY INST 9022860
NW 1/4,, TAX 1 OF LOT 1 + DRAIN DR VALUE APPR CTR
6622 JOPLIN RD, NA + CLASS OR REAP 01 MAN 00 UNIT 2
+ PARCEL 6R04N02W240011 H/O N C/B N
+ PRIOR ACCOUNT 5R34202-000- -0
+ 02 MH on Property NO
SEE R34202-010 & -011
MODE:F ACTION: TRAITS INQUIRY TRQK318

```

```

ACCOUNT NUMBER R34202000 0 UNIT 001 TOTAL UNITS 2
SITE 6622 JOPLIN RD NA SEC/TWN/RNG 24-4N-2W
ASSESSED VALUE 394,900 ACREAGE 305.16
SUB/PARK NAME YEAR/MAKE
CLASS OR OWNER / RENTAL SPACE LOT BLOCK
+++++
YR BUILT 1960 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING OIL CARPORT SQ FT
FIRST SQ FT 2516 EXTERIOR STUCCO DECK/PATIO? Y
SECOND SQ FT ROOF COMP POOL? N
BEDS 4 BSMT SQ FT SPA? N
BATHS 1.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE D1 NEIGHBORHOOD 0
GARAGE SQ FT 312
+++++
COMMENTS (1 OF 2) 2 UNITS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

```

```

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101
System User- IDWRR Date 03/01/2006 Time 11:37

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REAL PROPERTY INQUIRY

```

+++++
01 6R34202-011- -0 108-00 F SCH139+ 01 5,000 8.72
+++++
10 34,400 1.00
CLAYTON, WILLIAM C + 19 .19
+ 32 81,100
+
+
+
6622 JOPLIN RD +
NAMPA ID 83687 +
+++++
24-4N-2W NE + TOTAL 120,500 9.91
TAX 5 IN SWNE ++++++
+ SURVEY INST 9305974
+ DRAIN DR VALUE APPR CTR
+ CLASS BF REAP 01 MAN 00 UNIT 0
6412 JOPLIN RD, NA + PARCEL 6R04N02W241645 H/O N C/B N
+ PRIOR ACCOUNT 5R34202-011- -0
SEE R34202 + 02 MH on Property NO

```

ACCOUNT NUMBER R34202011 0 UNIT 001 TOTAL UNITS

SITE 6412 JOPLIN RD NA SEC/TWN/RNG 24-4N-2W

ASSESSED VALUE 120,500 ACREAGE 9.91

SUB/PARK NAME YEAR/MAKE

CLASS BF FARM OUTBUILDINGS WITH NO RESIDEN SPACE LOT BLOCK

YR BUILT	0	AIR COND	AIR - NONE	CARPORT	N
STORY	NO BLDG	HEATING		CARPORT SQ FT	
FIRST SQ FT	0	EXTERIOR	UNKNOWN	DECK/PATIO?	N
SECOND SQ FT		ROOF	UNKNOWN	POOL?	N
BEDS	0	BSMT SQ FT		SPA?	N
BATHS	.00	% BSMT FIN		LOT SIZE	
FRPLC	0	GARAGE	N	NEIGHBORHOOD	0
		GARAGE SQ FT			

COMMENTS	MOBILE HOME ONLY
	WIDTH/LENGTH
	EXPANDO

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-16543**

02/28/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-145	Claim	04N	02W	24	SW	NE		IRRIGATION	30/1826	EUREKA WATER CO
166B	Claim	04N	02W	24	SW	NE		IRRIGATION	20/2538	FRANKLIN DITCH CO
167B	Claim	04N	02W	24	SW	NE		IRRIGATION	20/2538	FRANKLIN DITCH CO
5239	Claim	04N	02W	24	SW	NE		IRRIGATION	20/2538	FRANKLIN DITCH CO
5343	Claim	04N	02W	24	SW	NE		IRRIGATION	5/24	X L RANCH
16383	Claim	04N	02W	24	SW	NE		IRRIGATION	30/1826	EUREKA WATER CO
16386	Claim	04N	02W	24	SW	NE		IRRIGATION	30/150	X L RANCH
16543	Claim	04N	02W	24	SW	NE		IRRIGATION	3/5	X L RANCH
5343	Claim	04N	02W	24	SW	NE		STOCKWATER		X L RANCH
16386	Claim	04N	02W	24	SW	NE		STOCKWATER		X L RANCH
16544	Water Right	04N	02W	24	SW	NE		STOCKWATER		X L RANCH
16544	Water Right	04N	02W	24	SW	NE		DOMESTIC		X L RANCH
16545	Water Right	04N	02W	24	SW	NE		DOMESTIC		MARIE A CLAYTON EDUCATIONAL TRU
-145	Claim	04N	02W	24	SE	NW		IRRIGATION	3/1826	EUREKA WATER CO
166B	Claim	04N	02W	24	SE	NW		IRRIGATION	20/2538	FRANKLIN DITCH CO
167B	Claim	04N	02W	24	SE	NW		IRRIGATION	20/2538	FRANKLIN DITCH CO
5239	Claim	04N	02W	24	SE	NW		IRRIGATION	20/2538	FRANKLIN DITCH CO
5343	Claim	04N	02W	24	SE	NW		IRRIGATION	13/24	X L RANCH
16383	Claim	04N	02W	24	SE	NW		IRRIGATION	3/1826	EUREKA WATER CO
16386	Claim	04N	02W	24	SE	NW		IRRIGATION	3/150	X L RANCH
16543	Claim	04N	02W	24	SE	NW		IRRIGATION	2/5	X L RANCH
5343	Claim	04N	02W	24	SE	NW		STOCKWATER		X L RANCH
16386	Claim	04N	02W	24	SE	NW		STOCKWATER		X L RANCH
16391	Water Right	04N	02W	24	SE	NW		STOCKWATER		X L RANCH
16391	Water Right	04N	02W	24	SE	NW		DOMESTIC		X L RANCH

Receipt Details for ID C008445

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
7/21/1989 9:50:40 AM	7/21/1989	State	\$279.00	Check
Payer		XL RANCH/CLAYTON TREES		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
3535			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$279.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	16391		\$25.00	Claim
63	16544		\$25.00	Claim
63	16543		\$55.00	Claim
63	16542		\$25.00	Claim
63	16386		\$50.00	Claim
63	5343		\$74.00	Claim
63	16392		\$25.00	Claim

✓ Correct Amount

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-5343, -16386, -16543
Notice of Error Reply**

June 27, 2006

I called #286-7801 twice throughout the day (just to double-check whether or not I dialed the correct number) and, on both occasions, I heard only screeching noises on the other end of the line.

July 11, 2006

I called #286-7801 twice, and once again, got only screeching noises.

Kimberly Brown
Senior Water Resource Agent
Western Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 2, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

X L RANCH
C/O WILLIAM C CLAYTON
6622 JOPLIN RD
NAMPA ID 8687

} 4/3/06
Correct address and current owner
according to 2005 Canyon Co. tax lot
data

RE: EVIDENCE OF PRIORITY

SNAKE RIVER BASIN CLAIM NO(S): A63-5343, A63-16386, A63-16543

Dear Claimants,

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out. You indicated, when this claim was filed, that the water right(s) 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(s) 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(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by **March 27, 2006**. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents



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to verify claims in this area. In the near future, you will be receiving a call from us in order to set up an appointment for a field exam.

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Respectfully Submitted,

A handwritten signature in cursive script that reads "Kimberly Brown".

Kimberly Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-5343, A63-16386, A63-16543

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-16543

Date: 3-19-02

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	2W	24			3					2									5
-GIS						3.2					1.8									5
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 2

Total Claimed Acres: 5

Overlapping POU Claim #'s:

Total GIS Acres: 5

COMMENTS:

Per claim map & image interp.

Idaho Department of Water Resources

Claim Number: 63-16543
Legal: T04N, R02W, S24
Reviewed By:

1987 Napp Photo



0 0.25 0.5 Miles

- ☐ Point of Diversion
- ☐ Place of Use
- ☐ Section Lines
- ☐ Quarter Quarter Lines

