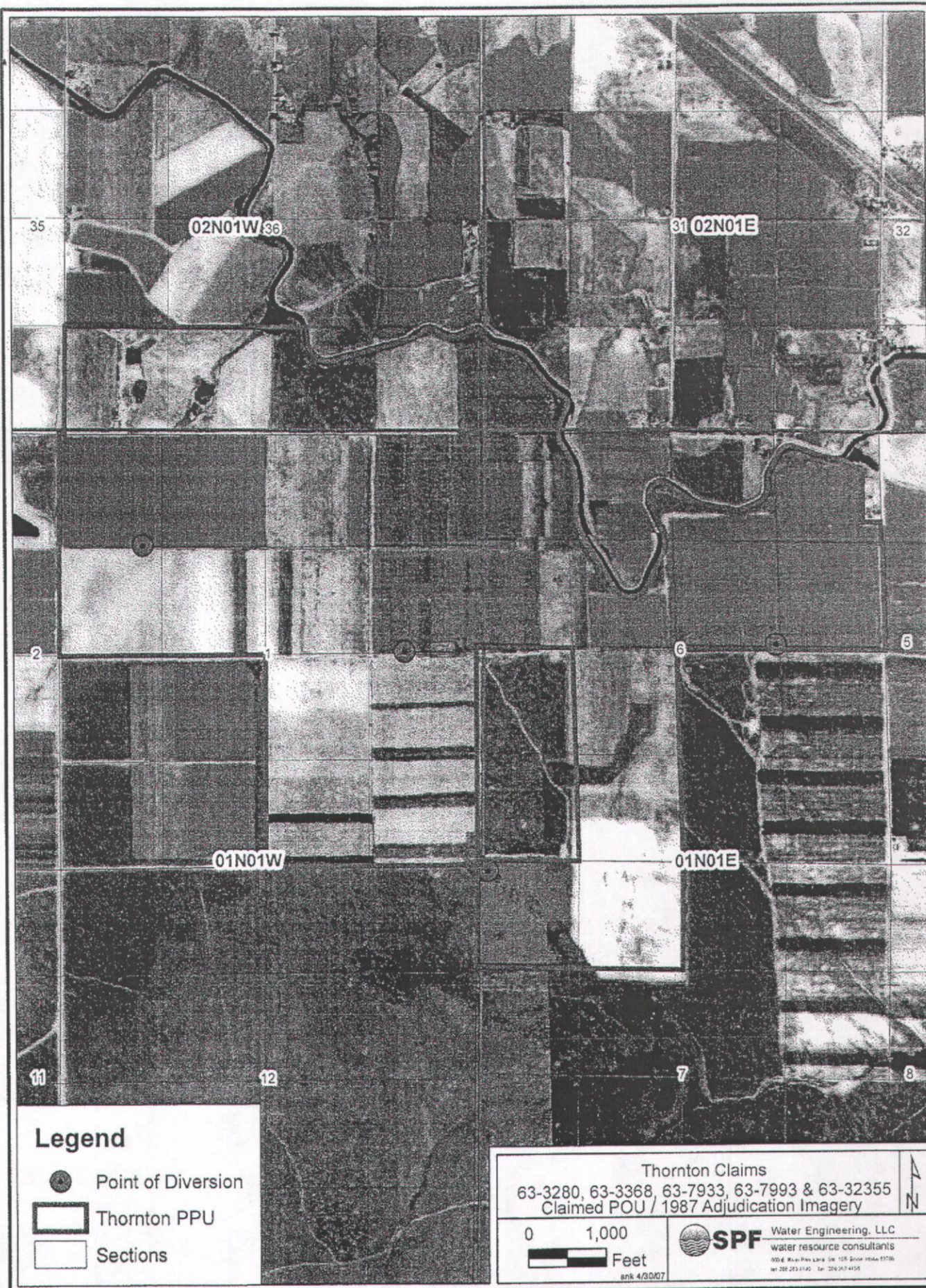




Legend

● Point of Diversion

□ Thornton PPU

□ Sections

Thornton Claims
63-3280, 63-3368, 63-7933, 63-7993 & 63-32355
Claimed POU / 1987 Adjudication Imagery

0 1,000

Feet



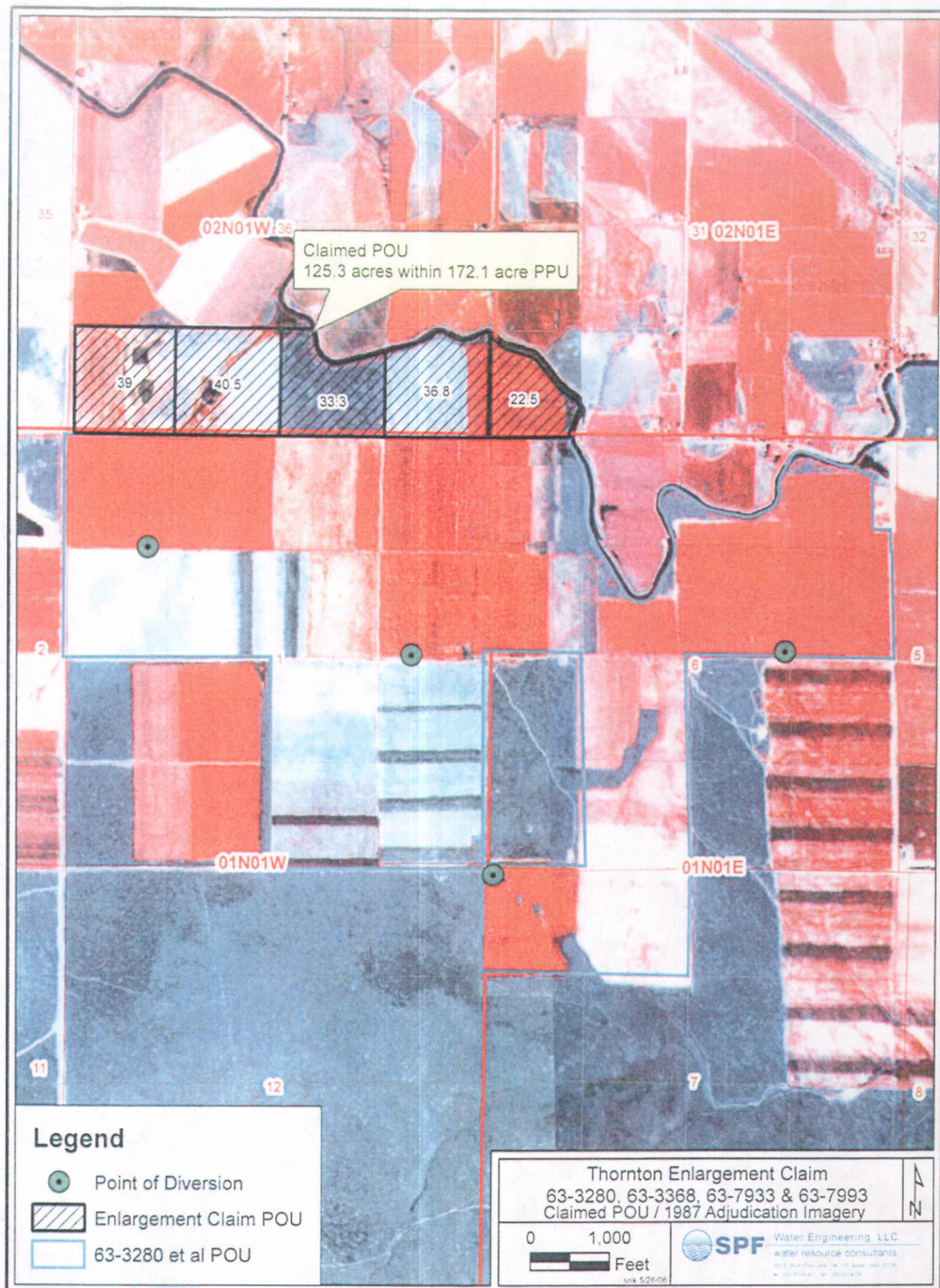
Water Engineering, LLC
water resource consultants

1000 E. Main Street, Suite 100, Fort Collins, CO 80501
tel: 970.223.4140 fax: 970.223.4154

enr 4/30/07









Idaho Department of Water Resources

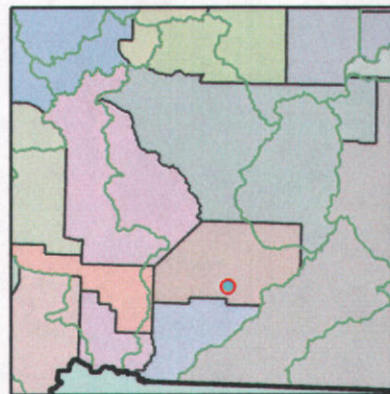
SRBA Recommendation:

63-32355

(Irrigation)

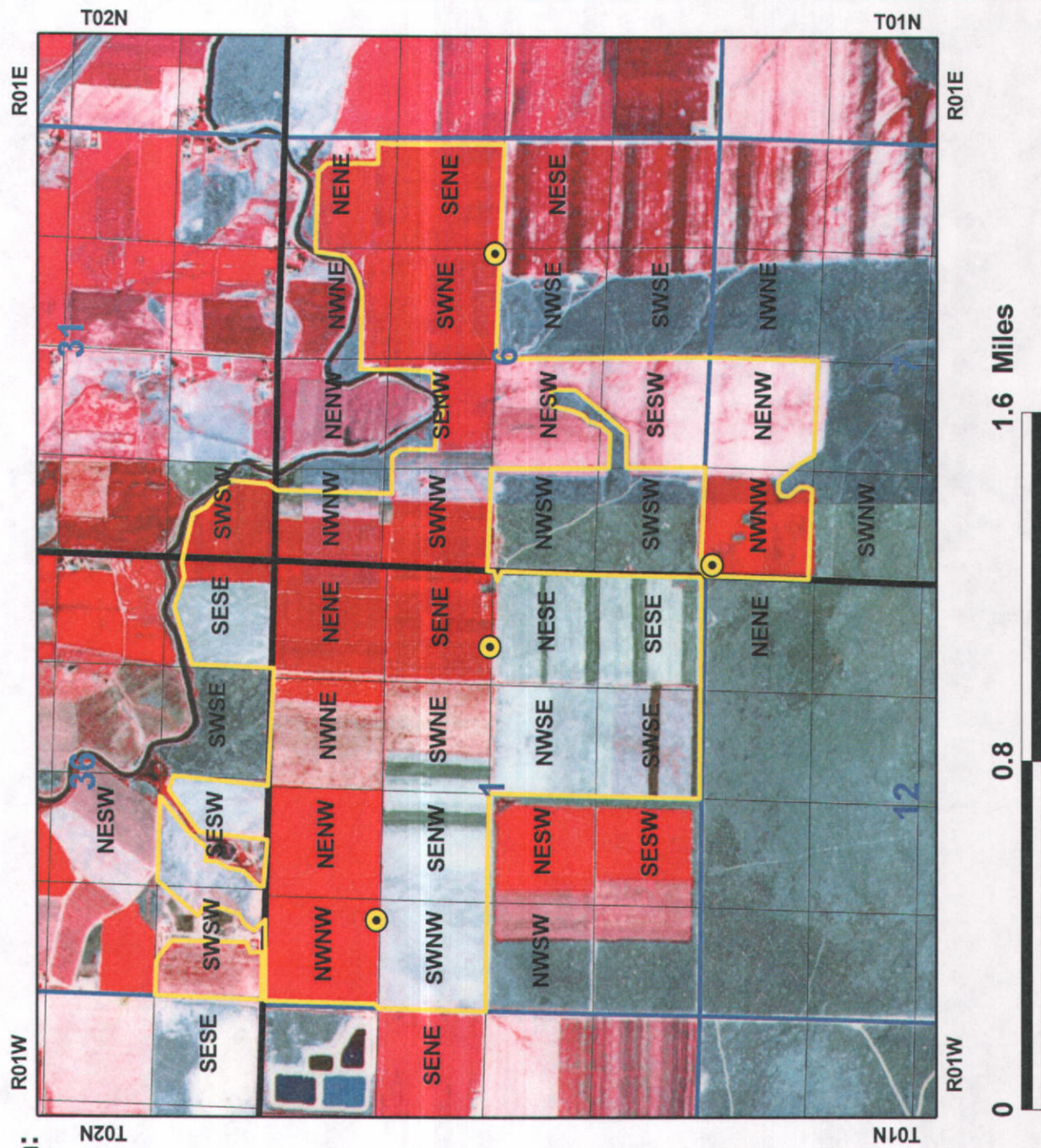
Legend

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



Ada County
IDWR Basin 63

Prepared by A. Warntjes
On Thursday, September 21, 2006
1987/88 Aerial 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 63-32355
Date Received:
Receipt No:
Received By:

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

1. Name of Claimant(s)

LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

Phone: (208) 922-5779

LAYNE THORNTON
3224 SWAN FALLS RD.
KUNA, ID 83634

2. Date of Priority: 03/01/1987

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
01N	01E	06	SW	NE	ADA	
01N	01E	07	NW	NW 1	ADA	
01N	01W	01	SE	NE 5	ADA	
01N	01W	01	NW	NW 4	ADA	

5. Description of diverting works:

FOUR INTERCONNECTED WELLS TO COMMON IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.21	

7. Total Quantity Appropriated is: 1.21 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	01E	6	NE NE	1	IRRIGATION	29
01N	01E	6	NW NE	2	IRRIGATION	16
01N	01E	6	SW NE		IRRIGATION	40
01N	01E	6	SE NE		IRRIGATION	40
01N	01E	6	NE NW	3	IRRIGATION	6
01N	01E	6	NW NW	4	IRRIGATION	34
01N	01E	6	SW NW	5	IRRIGATION	36
01N	01E	6	SE NW		IRRIGATION	30
01N	01E	6	NE SW		IRRIGATION	40
01N	01E	6	SE SW		IRRIGATION	40
Section Acres						311
01N	01E	7	NE NW		IRRIGATION	40
01N	01E	7	NW NW	1	IRRIGATION	40
Section Acres						80
01N	01W	1	NE NE	1	IRRIGATION	45
01N	01W	1	NW NE	2	IRRIGATION	42
01N	01W	1	SW NE		IRRIGATION	40
01N	01W	1	SE NE	5	IRRIGATION	42
01N	01W	1	NE NW	3	IRRIGATION	43
01N	01W	1	NW NW	4	IRRIGATION	43
01N	01W	1	SW NW		IRRIGATION	40
01N	01W	1	SE NW		IRRIGATION	40
01N	01W	1	NE SE	6	IRRIGATION	42
01N	01W	1	NW SE		IRRIGATION	40
01N	01W	1	SW SE		IRRIGATION	40
01N	01W	1	SE SE	7	IRRIGATION	42
Section Acres						499

02N	01E	31	SW	SW	IRRIGATION	22.5
					Section Acres	22.5
02N	01W	36	SW	SW	IRRIGATION	39
02N	01W	36	SE	SW	IRRIGATION	40.5
02N	01W	36	SW	SE	IRRIGATION	33.3
02N	01W	36	SE	SE	IRRIGATION	36.8
					Section Acres	149.6
					Total Acres	1062.1

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-3280, 63-3368, and 63-7933

14. Remarks:

CLAIM IS AN ENLARGEMENT OF WATER RIGHT NOS. 63-3280, 63-3368, 63-7933 AND 63-7993. ENLARGEMENT OCCURRED IN T02N R01W S36, T02N R01E S31 AND IN NON-STANDARD GOVERNMENT LOTS 1-7 T01N R01W S01. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135.3 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: License

16. Signature(s) _____

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

Number of attachments: _____

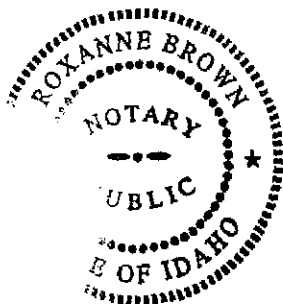
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Laver K. Thornton Date: April 30, 2007

State of Idaho)
County of Ada) SS.

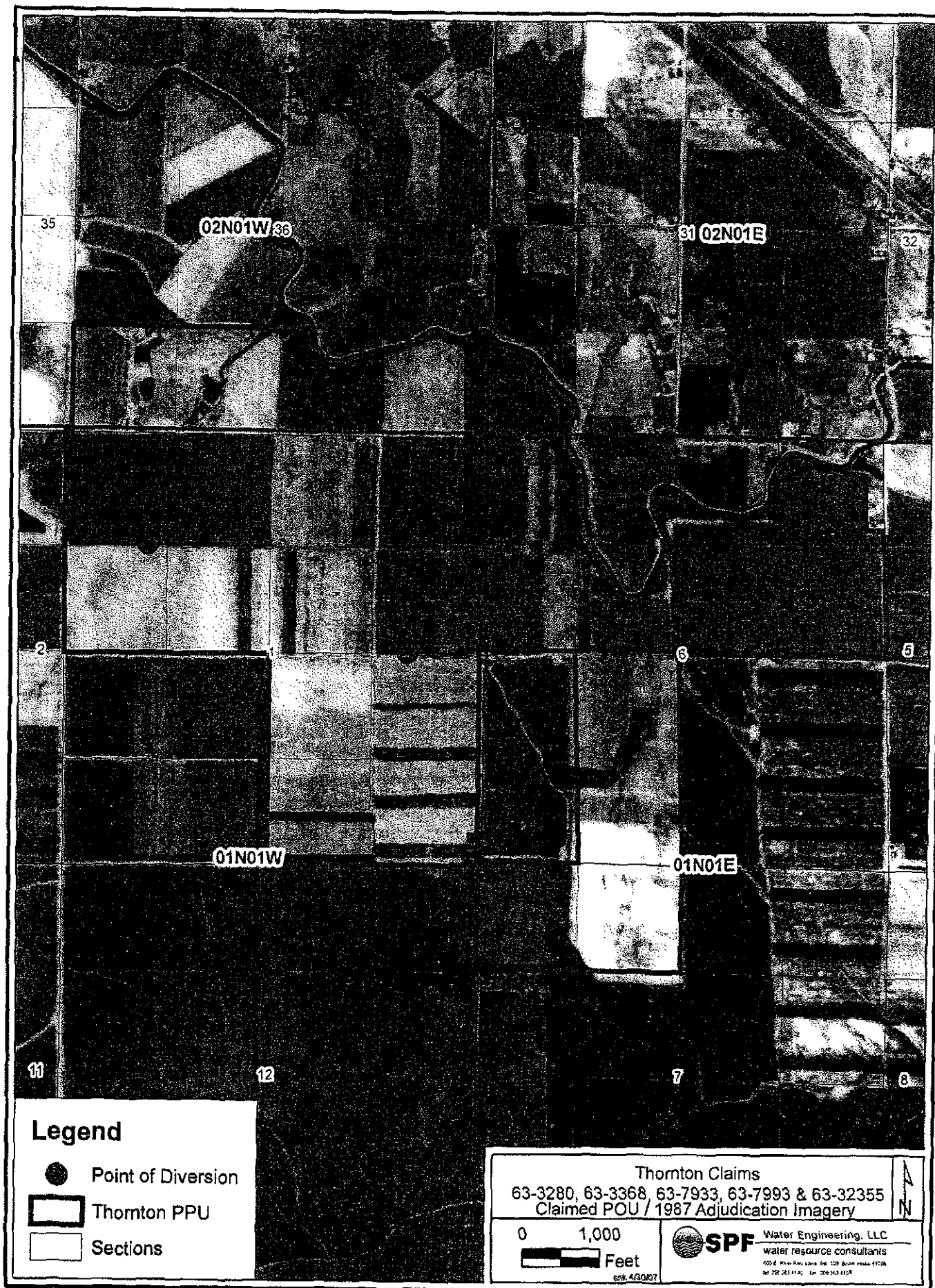
Subscribed and sworn (or affirmed) before me this 30th of April 2007



Roxanne Brown
Notary Public

Residing at Bow, ID

My commission Expires May 11, 2008



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 63-32355
Date Received: 5/30/2006
Receipt No: W034233
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LAVAR K THORNTON Phone: (208)922-5779
2800 S TEN MILE RD
KUNA ID USA 83634

LAYNE THORNTON Phone: (208)922-4658
3224 SWAN FALLS RD
KUNA ID USA 83634

2. Date of Priority: 01/01/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
01N	01E	6	SW	NE		ADA	
01N	01E	7	NW	NW		ADA	
01N	01W	1	SE	NE		ADA	
01N	01W	1	NW	NW		ADA	

5. Description of diverting works:

Four interconnected wells to irrigation system.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.29	

7. Total Quantity Appropriated is:
1.29 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02N	01E	31	SW	SW		IRRIGATION	22.5
						Section Acres	22.5
02N	01W	36	SW	SW		IRRIGATION	39
			SE	SW		IRRIGATION	40.5
			SW	SE		IRRIGATION	33.3
			SE	SE		IRRIGATION	36.8
						Section Acres	149.6
						Total Acres	172.1

11. Place of use in counties: ADA

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

13. Other Water Rights Used: 63-3280, 63-3368, 63-7933, 63-7993

14. Remarks:

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 *ALB-32355*
Date Received: *5-30-06*
Receipt No: *W034233*
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LAVAR K THORNTON

Phone: (208) 922-5779

2800 S TEN MILE RD
KUNA ID 83634

LAYNE THORNTON

Phone: (208) 922-4658

3224 S SWAN FALLS RD
KUNA ID 83634

2. Date of Priority: 1/1/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
01N	01E	6	SW	NE		ADA	
01N	01E	7	NW	NW		ADA	
01N	01W	1	SE	NE		ADA	
01N	01W	1	NW	NW		ADA	

5. Description of diverting works:

FOUR INTERCONNECTED WELLS TO IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.29	

7. Total Quantity Appropriated is:
1.29 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01E	31	SW	SW	IRRIGATION	22.5
	01W	36	SW	SW	IRRIGATION	39.0
			SE	SW	IRRIGATION	40.5
			SW	SE	IRRIGATION	33.3
			SE	SE	IRRIGATION	<u>36.8</u>

Total Acres: 125.3 within 172.1 PPU

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-3280, 63-3368, 63-7933 AND 63-7993.

14. Remarks:

ENLARGEMENT CLAIM

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: Two maps

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

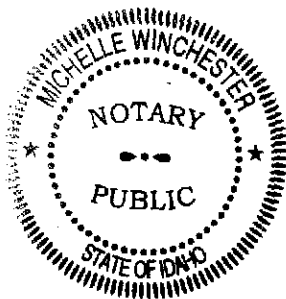
Signature of Claimant(s): X Jaree X Greente Date: 5/23/06
Loye Date: 5-23-06

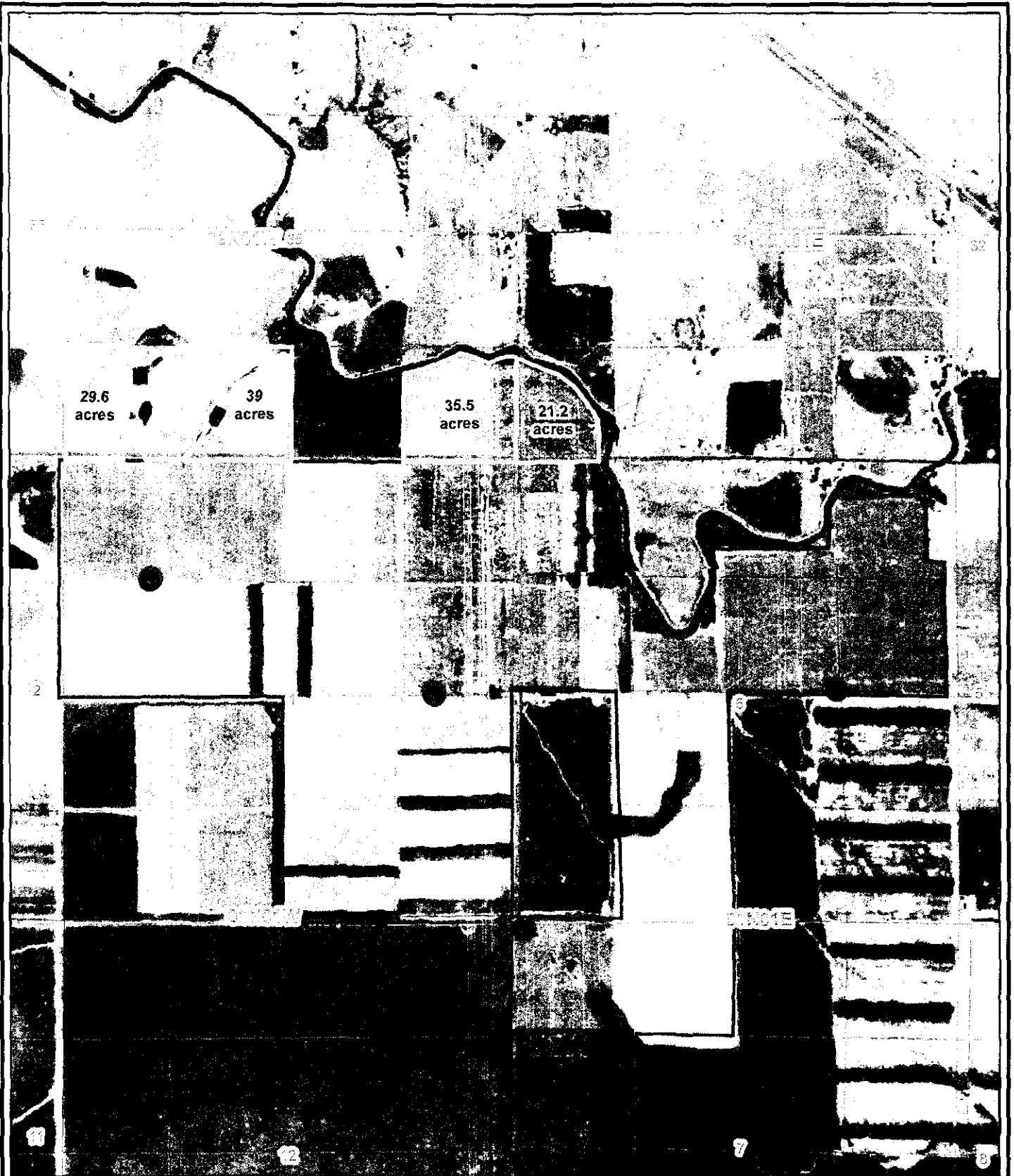
State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 23RD day
of May 20 06 Michelle Winchester

Notary Public

Residing at 1081 W. Owyhee, KUNA
My commission Expires 9-30-2010





Legend



Point of Diversion

Enlargement Acres Irrigated 1987



63-3280 et al POU

Thornton Enlargement Claim
63-3280, 63-3368, 63-7933 & 63-7993
1987 Irrigated Acres / 1987 Adjudication Imagery

0 1,000

Feet

shk 5/10/06



Water Engineering, LLC
water resource consultants
100 E. 1st Ave. Suite 100
Denver, CO 80202
Tel: 303.555.1100 Fax: 303.555.1101



Claimed POU
125.3 acres within 172.1 acre PPU



Legend

- Point of Diversion
- 63-3280 et al POU
- ▨ Enlargement Claim POU

Thornton Enlargement Claim
63-3280, 63-3368, 63-7933 & 63-7993
Claimed POU / 1987 Adjudication Imagery

0 1,000
Feet



SPF Water Engineering, LLC
water resource consultants
600 P. Ave. Post Lane Ste. 125, Boise, Idaho 83706
Ph: 208.333.4740 Fax: 208.333.4755

snk 5/10/06

Claimed POU
125.3 acres within 172.1 acre PPU



NOTE

Legend



Point of Diversion



Enlargement Claim POU



63-3280 et al POU

Thornton Enlargement Claim
63-3280, 63-3368, 63-7933 & 63-7993
Claimed POU / 1987 Adjudication Imagery

0 1,000

Feet



SPF

Water Engineering, LLC
water resource consultants

N

Jun. 29. 2007 3:48PM

Idaho Dept. of Water Resources

No. 2635

P. 6

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED

2007 JUN 29 PM 4 25

AMENDED DIRECTOR'S REPORT

Subcase No. 63-32355

RECEIVED

JUL 06 2007

**DEPARTMENT OF
WATER RESOURCES**

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources

David R. Tuthill, Jr., Director

Donald V. Shaff, Adjudication Bureau Chief

June 29 2007

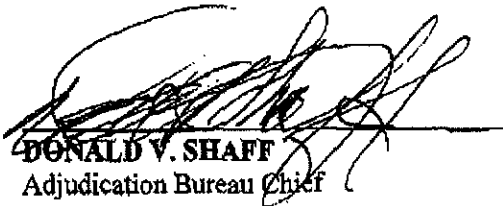
DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources.

DISCUSSION

Pursuant to the *Motion to File Amended Notice of Claim(s)* filed on or about April 30, 2007 and the *Order Granting Motion to File Amended Notice of Claim and Order Setting Deadline for Amended Director's Report(s)* issued by Special Master Booth on June 5, 2007, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 29th day of June, 2007.



DONALD V. SHAFF
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on 6-29, 2007, I served the original and/or copies of this form, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☒ Facsimile

2. Copies to:

U.S.D.I. BLM
U.S. Dept. of Justice
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resource Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

Ada County Courthouse
200 W Front St
Boise, ID 83702-7300

Becky Hawley
Signature of person delivering form

Amended Director's Report
Water Right 63-32355IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32355

NAME AND ADDRESS:

LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634LAYNE THORNTON
3224 SWAN FALLS RD
KUNA ID 83634

SOURCE:

SOURCE:

Tributary:

GROUND WATER

QUANTITY:

1.120 CFS

The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 3620.6 AF. Combined Right Nos.: 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

PRIORITY DATE:

03/01/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T01N R01E S6 SWNE
Within ADA CountyT01N R01E S7 NWNE
Within ADA CountyT01N R01W S1 SESE
Within ADA CountyT01N R01N S1 NWSE
Within ADA CountyPURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/01 11/15

1.120 CFS

PLACE OF USE:

IRRIGATION

within ADA County

T01N R01E S06 Lot 1 NWNE 24.0

T01N R01E S06 Lot 2 NWNE 13.0

T01N R01E S06 SWNE 19.0

T01N R01E S06 SESE 18.0

T01N R01E S06 Lot 3 NWNE 1.0

T01N R01E S06 Lot 4 NWNE 26.0

T01N R01E S06 Lot 5 NWNE 15.0

T01N R01E S06 SESE 26.0

T01N R01E S06 NWSE 17.0

~~T01N R01E S06 Lot 6 NWNE 1.0~~Amended Director's Report
Water Right 63-32355

Amended Director's Report
Water Right 63-32355

TOIN ROW 506 SWSW 37.0
TOIN ROW 507 NENW 39.0
TOIN ROW 507 LOT 1 NW 32.0
TOIN ROW 501 LOT 1 NENE 40.0
TOIN ROW 501 LOT 2 NW 40.0
TOIN ROW 501 SENE 40.0
TOIN ROW 501 LOT 5 SE 40.0
TOIN ROW 501 LOT 3 NENE 40.0
TOIN ROW 501 LOT 4 NW 40.0
TOIN ROW 501 SENE 40.0
TOIN ROW 501 SENE 40.0
TOIN ROW 501 LOT 6 NENE 40.0
TOIN ROW 501 NENE 40.0
TOIN ROW 501 SENE 39.0
TOIN ROW 501 LOT 7 SE 40.0
TOIN ROW 531 SWSW 22.5
TOIN ROW 536 SWSW 39.0
TOIN ROW 536 SE 40.5
TOIN ROW 536 SWSW 33.3
TOIN ROW 536 SE 26.6

1004.1 ACRES TOTAL

1004.1 ACRES TOTAL

This right is for an enlargement of 125.3 acres within the place of use described for this right and is limited to the irrigation of 125.3 acres within the place of use described above.

Use of the rights listed below are limited to the irrigation of a combined total of 860.3 acres in a single irrigation season. Combined Right Nos. : 63-3280, 63-3266, 63-7933, 63-7993 and 63-32355.

~~This right is limited to the irrigation of 555.3 acres within the place of use described above in a single irrigation season.~~

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.

This right is based upon an enlargement of Right Nos. 63-3280, 63-3266, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

~~This right is for an enlargement of 125.3 acres within the place of use described for this right.~~

06/28/2007

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

RIGHT NUMBER: 63-32355

NAME AND ADDRESS: LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

LAYNE THORNTON
3224 SWAN FALLS RD
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.120 CFS

The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 3620.6 AF.
Combined Right Nos.: 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

PRIORITY DATE: 03/01/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T01N R01E S6 SWNE Within ADA County
T01N R01E S7 NWNW Within ADA County
T01N R01W S1 SENE Within ADA County
T01N R01W S1 NWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	1.120 CFS

PLACE OF USE: IRRIGATION in ADA County

T01N R01E S06 Lot 1 NENE	24.00	T01N R01E S06 Lot 2 NWNE	13.00
T01N R01E S06 SWNE	39.00	T01N R01E S06 SENE	38.00
T01N R01E S06 Lot 3 NENW	1.00	T01N R01E S06 Lot 4 NWNW	26.00
T01N R01E S06 Lot 5 SWNW	35.00	T01N R01E S06 SENW	26.00
T01N R01E S06 NESW	37.00	T01N R01E S06 SESW	37.00
T01N R01E S07 NENW	39.00	T01N R01E S07 Lot 1 NWNW	38.00
T01N R01W S01 Lot 1 NENE	40.00	T01N R01W S01 Lot 2 NWNE	40.00
T01N R01W S01 SWNE	40.00	T01N R01W S01 Lot 5 SENE	40.00
T01N R01W S01 Lot 3 NENW	40.00	T01N R01W S01 Lot 4 NWNW	40.00
T01N R01W S01 SWNW	40.00	T01N R01W S01 SENW	40.00
T01N R01W S01 Lot 6 NESE	40.00	T01N R01W S01 NWSE	40.00
T01N R01W S01 SWSE	39.00	T01N R01W S01 Lot 7 SESE	40.00
T02N R01E S31 SWSW	22.50	T02N R01W S36 SWSW	39.00
T02N R01W S36 SESW	40.50	T02N R01W S36 SWSE	33.30
T02N R01W S36 SESE	36.80		

1004.1 ACRES TOTAL

06/28/2007

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

This right is for an enlargement of 125.3 acres within the place of use described for this right and is limited to the irrigation of 125.3 acres within the place of use described above.

Use of the rights listed below are limited to the irrigation of a combined total of 960.3 acres in a single irrigation season. Combined Right Nos. : 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

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.

This right is based upon an enlargement of Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RECEIVED
MAY 09 2007
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

A. Subcase 63-32355

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Lavar K. Thornton

Address: 2800 S. Ten Mile Rd.
Kuna, ID 83634

Daytime Phone: (208) 922-5779

Name & Address of Attorney, if any:

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

Name: Lavar K. Thornton
Address: 2800 S. Ten Mile Rd.
Kuna, ID 83634

Name: Layne Thornton
Address: 3224 Swan Falls Rd.
Kuna, ID 83634

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

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. ☒ Place of Use
Should be: Should not include 3.0 acres in Lot 7, SWSW, T01N
R01E S06. The enlargement acres should be increased to include non-
standard government lots in S01, T01N R01W
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 OBJECTION(S): Water right 63-32355 is an enlargement of water right nos. 63-3280, 63-3368, 63-7933 and 63-7993. The recommendations for each of these rights includes the 3 acre parcel described at Item #9 above. The 3 acre recommendation lies on land owned by the U.S. Bureau of Land Management (BLM). BLM has objected to the recommendations for 63-3280, 63-3368, 63-7933 and 63-7993. Water right nos. 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355 should have the same place of use description. That description should not contain the 3 acres on BLM land.

F. VERIFICATION (Must be completed)

State of Idaho)
County of Ada)ss.

Lavar K. Thornton, duly sworn, upon oath, deposes and says:

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

Lavar K. Thornton

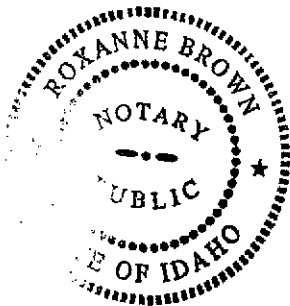
Subscribed and sworn to before me on: April 30, 2007

Roxanne Brown

Notary Public for State of Idaho

Residing at: Boise, ID

My Commission Expires: 5/11/08



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 April 30, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right:

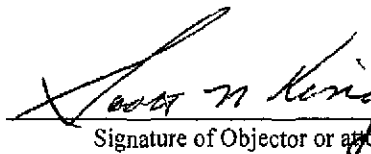
Lavar K. Thornton
Layne Thornton
2800 S. Ten Mile Rd.
Kuna, ID 83634

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

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



Signature of Objector or attorney

RECEIVED
MAY 01 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	) Subcase 63-32355
	) (Insert water right number)
	)
Case 39576	) STANDARD FORM 4
	)
	) MOTION TO FILE:
	) ☐ LATE NOTICE OF CLAIM
	) ☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☒ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is Lavar K. Thornton

My address is 2800 S. Ten Mile Rd., Kuna ID 83634

My phone number is: Work _____ Home (208) 922-5779

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

☐ A fully completed Notice of Claim (available from IDWR).

☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

The change to the place of use will resolve an objection filed by the U.S. Bureau of Land Management and amend the total number of acres under this enlargement claim

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☒ An amended Notice of Claim (available from IDWR).

- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of Idaho

County of Ada

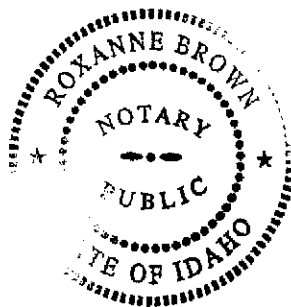
Laurie K. Thornton, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Laurie K. Thornton
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on April 30, 2007.



Roxanne Brown
Notary Public for Ada County, ID.
Residing at Boise, ID
My Commission expires May 11, 2008

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on April 30, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

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

via hand-delivery

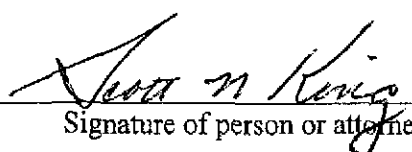
2. Copies to:

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

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

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

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.



Signature of person or attorney mailing the form

11/04/2006

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

RIGHT NUMBER: 63-32355

NAME AND ADDRESS: LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634LAYNE THORNTON
3224 SWAN FALLS RD
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.120 CFS

The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 3620.6 AF.
Combined Right Nos.: 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

PRIORITY DATE: 03/01/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T01N R01E S6 SWNE Within ADA County

T01N R01E S7 NWNW Within ADA County

T01N R01W S1 SENE Within ADA County

T01N R01W S1 NWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.120 CFS

PLACE OF USE:

IRRIGATION in ADA County

T01N R01E S06 Lot 1 NENE	24.00	T01N R01E S06 Lot 2 NWNE	13.00
T01N R01E S06 SWNE	39.00	T01N R01E S06 SENE	38.00
T01N R01E S06 Lot 3 NENW	1.00	T01N R01E S06 Lot 4 NWNW	26.00
T01N R01E S06 Lot 5 SWNW	35.00	T01N R01E S06 SENW	26.00
T01N R01E S06 NESW	37.00	T01N R01E S06 Lot 7 SWSW	3.00
T01N R01E S06 SESW	37.00	T01N R01E S07 NENW	39.00
T01N R01E S07 Lot 1 NWNW	38.00	T01N R01W S01 Lot 1 NENE	40.00
T01N R01W S01 Lot 2 NWNE	40.00	T01N R01W S01 SWNE	40.00
T01N R01W S01 Lot 5 SENE	40.00	T01N R01W S01 Lot 3 NENW	40.00
T01N R01W S01 Lot 4 NWNW	40.00	T01N R01W S01 SWNW	40.00
T01N R01W S01 SENW	40.00	T01N R01W S01 Lot 6 NESE	40.00
T01N R01W S01 NWSE	40.00	T01N R01W S01 SWSE	39.00
T01N R01W S01 Lot 7 SESE	40.00	T02N R01E S31 SWSW	22.50
T02N R01W S36 SWSW	39.00	T02N R01W S36 SESW	40.50
T02N R01W S36 SWSE	33.30	T02N R01W S36 SESE	36.80

1007.1 ACRES TOTAL

11/04/2006

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

This right is limited to the irrigation of 959.3 acres within the place of use described above in a single irrigation season.

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.

This right is based upon an enlargement of Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 125.3 acres within the place of use described for this right.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32355 V1

WATER RIGHT NUMBER: 63-32355 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAVAR K THORNTON 2800 S TEN MILE RD KUNA, ID 83634 (208)922-5779
Current Owner	LAYNE THORNTON 3224 SWAN FALLS RD KUNA, ID 83634 (208)922-4658

Priority Date: 03/01/1987

Basis: Beneficial Use

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	1.120 CFS	
	<u>Total Diversion:</u>	1.120 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 6,	Twp 01N,	Rge 01E, B.M.
ADA County				
GROUND WATER	NW1/4NW1/4	Sec. 7,	Twp 01N,	Rge 01E, B.M.
ADA County				
GROUND WATER	SE1/4NE1/4	Sec. 1,	Twp 01N,	Rge 01W, B.M.
ADA County				
GROUND WATER	NW1/4NW1/4	Sec. 1,	Twp 01N,	Rge 01W, B.M.
ADA County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	6	24.0	13.0	39.0	38.0	1.0	26.0	35.0	26.0	37.0		3.0	37.0					279.0
			L 1	L 2			L 3	L 4	L 5				L 7						
01N	01E	7					39.0	38.0											77.0
								L 1											
01N	01W	1	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0	39.0	40.0	479.0
			L 1	L 2		L 5	L 3	L 4							L 6			L 7	

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-32355 V1

02N 01E 31				22.5			22.5
02N 01W 36				39.0 40.5		33.3 36.8	149.6

Total Acres: 1007.1

Conditions of Approval:

1. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
2. K09 This right is for an enlargement of 125.3 acres within the place of use described for this right.
3. E61 The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 3620.6 AF. Combined Right Nos.: 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.
4. K06 This right is limited to the irrigation of 959.3 acres within the place of use described above in a single irrigation season.
5. 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.
6. K02 This right is based upon an enlargement of Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

Remarks:

Comments:

1. jshurte 11/2/2006 Enlargement Claim

Comment: Thorntons filed an enlargement claim for 125.3 acres within a 172.1 permissible place of use. The original rights were 63-3280, 3368, 7933, and 7993. The total acres irrigated under those rights is 835. I added the 172.1 permissible place of use of which only 125.3 acres were enlarged acres. 835 plus 125.3 = 960.3 acres which is the limited number of acres that can be irrigated within the 1007.1 acres including the ppu claimed on this right. The other rights were recommended in Part 2 and this right was filed later and is now being recommended in part 3 as an enlargement right for only 125.3 acres of the 172.1 ppu added to the 835 acres originally recommended in part 2. Clear as mud.

2. jshurte 11/4/2006 Quantity

Comment: Per enlargement rules the quantity of water cannot increase. I took the total cfs limiter 8.6 divided by the total enlarged acres (835 + 125.3 = 960.3) and multiplied that times the number of acres enlarged (125.3) which equals the amount recommended of 1.12 cfs. The total cfs still cannot increase, therefore, the limiter of 8.6 cfs is still valid. Along with the af amount of 3620.6 af from the other rights involved.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-32355 V1

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:
 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>
Contacts	9/21/2006 12:57:40 PM	awarntje			Active
POD	9/21/2006 1:11:47 PM	awarntje			Active
Source	9/21/2006 1:12:13 PM	awarntje			Active
POU	9/21/2006 1:23:40 PM	awarntje			Active
Use	9/21/2006 1:24:09 PM	awarntje			Active
Season	9/21/2006 1:26:16 PM	awarntje			Active
Quantity	9/21/2006 1:30:53 PM	awarntje			Active
Priority Date	9/21/2006 2:36:13 PM	awarntje			Active
Summary			09/21/2006	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	11/2/2006 4:35:18 PM	jshurte	Updated shape for Active POU
POU	9/21/2006 1:18:13 PM	awarntje	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32355 V1

POU	9/21/2006 1:23:40 PM	awarntje	(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? (Yes) 7. Is there evidence that there has been a change in the POU? (No) 8. Can the claim be verified as an accomplished transfer? (Yes) 9. Does the claim include an enlargement in the POU? (Yes) 10. Was an enlargement claim filed? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - True
Use	9/21/2006 1:24:09 PM	awarntje	(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?
Contacts	9/21/2006 12:57:40 PM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
POD	9/21/2006 1:05:32 PM	awarntje	Updated shape
POD	9/21/2006 1:08:56 PM	awarntje	Updated shape
Quantity	9/21/2006 1:30:54 PM	awarntje	(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? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?
POU	9/21/2006 2:27:17 PM	awarntje	Updated shape for Active POU
POD	9/21/2006 1:11:34 PM	awarntje	Updated shape
POU	9/21/2006 2:21:42 PM	awarntje	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32355 V1

Season	9/21/2006 1:26:17 PM	awarntje	(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? (Yes) 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) 14. Is irrigation claimed as a Purpose of Use? (No) 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) 18. Is a Period of Use remark and/or condition required?
POU	9/21/2006 2:17:21 PM	awarntje	Updated shape for Active POU
POU	9/21/2006 2:27:49 PM	awarntje	Updated PLS for Active POU
POU	9/21/2006 2:25:04 PM	awarntje	Updated shape for Active POU
POU	9/21/2006 2:24:17 PM	awarntje	Updated shape for Active POU
General	9/21/2006 2:36:14 PM	awarntje	(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? (Yes) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 11. Is this claim an enlargement or expansion under 42-1426 or 42-1416B? (No) 12. Does the claim file contain sufficient evidence of Priority Date?
Summary	9/21/2006 2:36:15 PM	awarntje	(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? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
POD	9/21/2006 1:10:12 PM	awarntje	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32355 V1

POD	9/21/2006 1:11:47 PM	awarntje	(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? (Yes) 10. Is a POD remark and/or condition required?
Source	9/21/2006 1:12:14 PM	awarntje	(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?
POU	11/2/2006 12:35:03 PM	jshurte	Updated shape for Active POU

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32355 V1

WATER RIGHT NUMBER: 63-32355 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LAVAR K THORNTON 2800 S TEN MILE RD KUNA, ID 83634 (208)922-5779
Current Owner	LAYNE THORNTON 3224 SWAN FALLS RD KUNA, ID 83634 (208)922-4658

Priority Date: 03/01/1987

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	1.290 CFS	
	<u>Total Diversion:</u>	1.290 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 6,	Twp 01N,	Rge 01E, B.M.
ADA County				
GROUND WATER	NW1/4NW1/4	Sec. 7,	Twp 01N,	Rge 01E, B.M.
ADA County				
GROUND WATER	SE1/4NE1/4	Sec. 1,	Twp 01N,	Rge 01W, B.M.
ADA County				
GROUND WATER	NW1/4NW1/4	Sec. 1,	Twp 01N,	Rge 01W, B.M.
ADA County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			L1	L2			L3	L4	L5										
01N	01E	6	24.0	13.0	40.0	38.0	1.0	26.0	36.0	26.0	37.0				37.0				278.0
01N	01E	7					40.0	38.0											78.0
01N	01W	1	45.0	42.0	40.0	42.0	43.0	41.0	40.0	40.0					41.0	40.0	39.0	40.0	493.0
			L1	L2		L5	L3	L4							L6			L7	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32355 V1

02N 01E 31				20.0			20.0
				L 4			
02N 01W 36				27.0	30.0		33.0
							90.0

Total Acres: 959

Conditions of Approval:

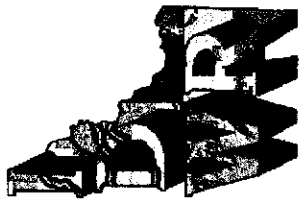
1. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
2. K09 This right is for an enlargement of 124 acres within the place of use described for this right.
3. E61 The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 4315.5 AF. Combined Right Nos.: 63-3280, 63-3368, 63-7933 and 63-7993.
4. 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.
5. K02 This right is based upon an enlargement of Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

Remarks: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:
 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>
Contacts	9/21/2006 12:57:40 PM	awarntje			Active



Idaho Department of Water Resources

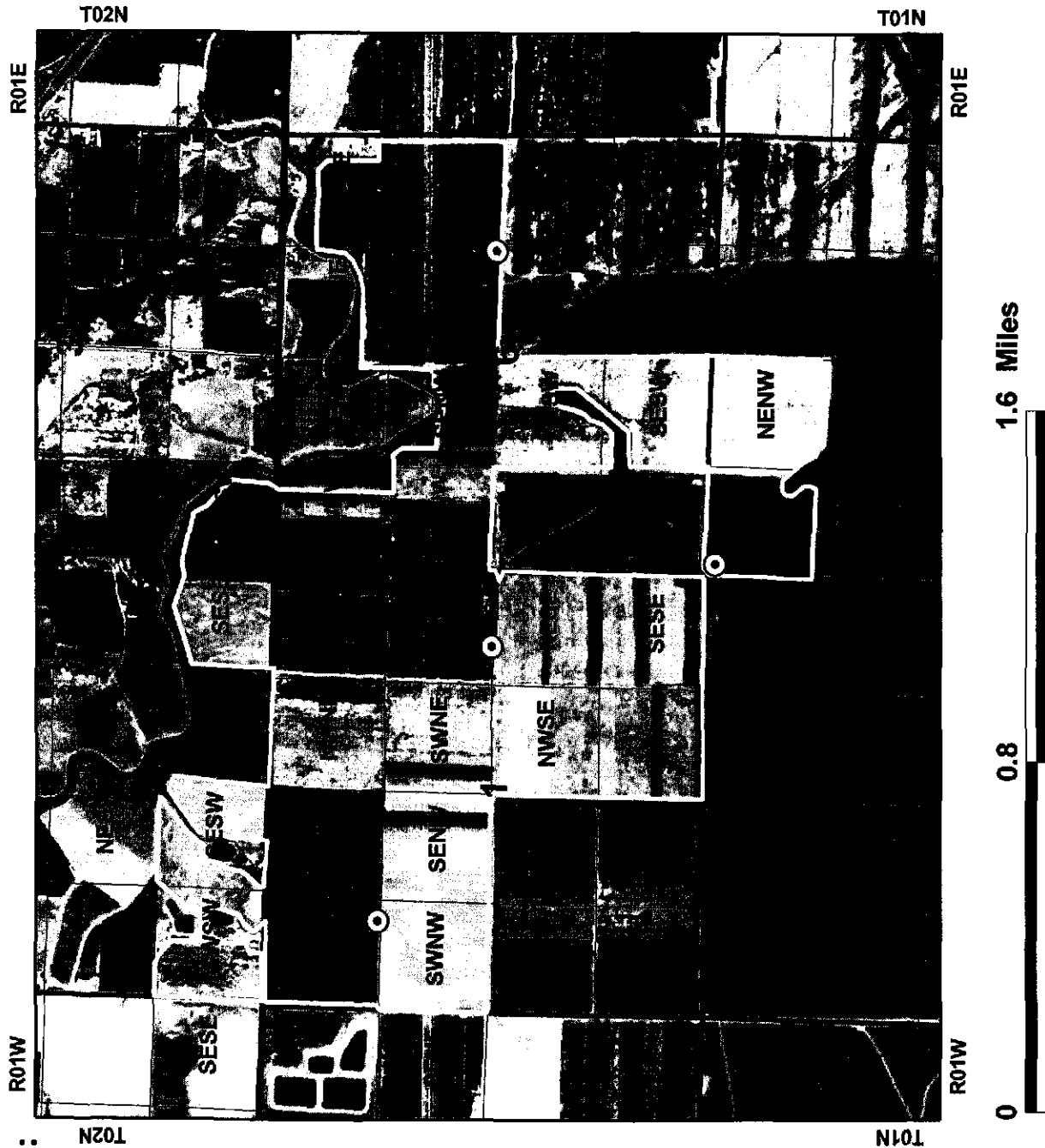
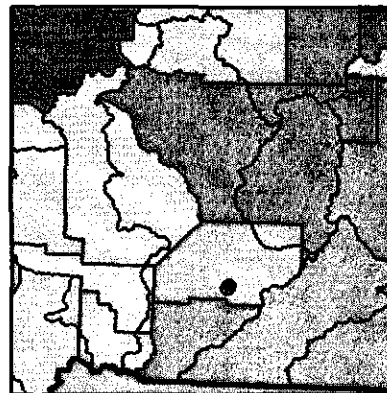
SRBA Recommendation:

63-32355

(Irrigation)

Legend

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



Ada County
IDWR Basin 63

Prepared by A. Warntjes
On Thursday, September 21, 2006
1987/88 Aerial Photography



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

JAMES E. RISCH
Governor

KARL J. DREHER
Director

September 22, 2006

IDAHO STATESMAN

ATTN: JANICE legals@idahostatesman.com

PO BOX 40

BOISE ID 83707

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We request the publication dates be September 28, 2005 and October 5, 2005. If you cannot publish the notice on the proposed dates, please contact me immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill to me at Idaho Water Resources, PO Box 83720, Boise, ID 83720-0098.

Yours truly,

Danni M. Smith
SRBA Admin Asst I

Enclosure

NOTICE OF ENLARGEMENT OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use in Ada County are shown to the nearest section -- more specific locations are available upon request.

Water Right: 63-32355

NAME & ADDRESS: LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

LAYNE THORNTON
3224 SWAN FALLS RD
KUNA ID 83634

SOURCE: GROUND WATER

PRIORITY DATE: 03/01/1987

POINT OF DIVERSION: T01N R01E S06 SWNE
S07 NWNW
R01W S01 SENE NWNW

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T01N R01E S06
S07
R01W S01
T02N R01E S31
R01W S36

This right is for an enlargement of 124 acres within the place of use described for this right.

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082 on or before November 5, 2006.

Smith, Danni

From: legals [legals@idahostatesman.com]
Sent: Friday, September 22, 2006 8:42 AM
To: Smith, Danni
Subject: RE: legal advertisement WR #63-32355

It will pub as requested,

Janice Hildreth
The Idaho Statesman Legal Ad Dept.
ph. 377-6306; fx: 377-6309
email: legals@idahostatesman.com

> -----
> From: Smith, Danni
> Sent: Friday, September 22, 2006 8:25 AM
> To: legals
> Subject: legal advertisement WR #63-32355
>
> <<File: ENLGWESTERN63pt2.doc>>
>
>

To: Dave Tuthill; Anita Warntjes

From: Jan Shurte

Subject: Enlargement claim for Lavar Thorton

RECEIVED

JUL 12 2006

DEPARTMENT OF
WATER RESOURCES

I found this enlargement claim mixed up with one of many items Scott King has been sending our way. It appears to be an enlargement claim to 4 claims you recommended in the B63 Prt2 report. The water right numbers are 63-3280, 63-3368, 63-7933 & 63-7993.

It looks like you did a permissible place of use on all of the above rights for a total of 835 acres. This is for lands north of what was recommended on the rights listed above. I don't have the files here – they are in Dave's box. I am not sure why he wants this as a permissible place of use within 172.1 acres – hopefully that info is in the files.

Enlargements have certain conditions that go on the enlargement claims plus on the rights upon which the enlargement is based. All of the above rights have BLM objections to them for a 3 acre parcel in the SWNW S6, so maybe the enlargement language can be added during those settlements. That is if you feel the 125.3 acres being added were being irrigated in 1987.

I believe the pod error he is speaking of can just be corrected spacially. If you have any problems I can help with, let me know. I am adding this number to your list and it will be barcoded out to you. Please remember that when it is completed we have to advertise the enlargement in the local paper – Danni usually does this for me.

Thanks,

Jan

Idaho Department of Water Resources Receipt

Receipt ID W034233

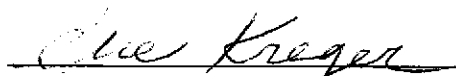
Payment Amount \$505.30 Date Received 5/30/2006 3:36:57 PM Region Western Status ☐
Payment Type Check Check Number 2097

Payer THORNTON, LAVAR

Comment APP FOR TRANSFER \$330
SRBA CLAIM \$175.30

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$330.00	TRANSFERS	0229	21	62105	1155
\$175.30	ADJUDICATION FILING FEE	0337		42503	1155


Signature Line (Dept. Representative)



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WARDEN

September 8, 2006

SPF Water Engineering, LLC
600 East River Park Lane, Suite 105
Boise, ID 83706

ATTN: SCOTT N. KING, P.E.

RE: Lavar Thornton's amended claims

Dear Scott:

In response to your letter dated May 30, 2006, enclosed please find the amended claims for: 63-3280, 63-3368, 63-7933 and 63-7993. Since these claims have been reported to the court, your clients must now file motions to amend them with the SRBA District Court. The court is in the process of setting the Basin 63 subcases for initial hearings during the first part of December. I called Debbie Lash today, who is Special Master Booth's clerk. She has not set the federal (BLM) v. private subcases as of yet but will be sending notice(s) in the very near future. Therefore, I suggest you have your clients sign and notarize these claims and file the Standard Forms 4 as soon as possible so that hopefully the motions will appear on the October Docket Sheet. It would be beneficial to have the motions heard by the Special Master on or before the initial hearings.

The enlargement claim was sent to Jan Shurte at Western Region for her review. As you know, it will have to be investigated and published. Most likely, it will be reported in the 2007 Late Claims Report, which will be filed next spring.

Thank you for your courtesy and cooperation. If you have any questions, please feel free to contact me at: 287-4814 or Nick Spencer at: 287-4813.

Sincerely,

A handwritten signature in cursive script that reads "Becky J. Harvey".

Becky J. Harvey
Paralegal for IDWR

/bh

Enclosures

cc: Dave Tuthill

**SPF**

Water Engineering, LLC
water resource consultants

RECEIVED

MAY 31 2006

DEPARTMENT OF
WATER RESOURCES

May 30, 2006

Idaho Department of Water Resources
The Idaho Water Center
322 E Front St
Boise, ID 83720-0098

Attention: Dave Tuthill *DT*

*Subject: BLM objections to IDWR's recommendations on Lavar Thornton's
Water Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993*

Dear Dave,

Enclosed on behalf of our client, Lavar Thornton, are proposed amended claims for the above referenced water rights. This letter is addressed to you because I understand these claims are under your review. BLM objected to IDWR's recommendations on four of Lavar's rights because a portion of the recommended irrigation use is on BLM land (3 acres in 1N 1E Section 6 SWSW). Per my conversation with Fred Price, I understand that BLM would be satisfied if irrigation were not listed on BLM ground. Further, Mr. Price agreed that there appears to be other tracts where the three acres recommended on BLM ground could instead be claimed, and perhaps a permissible place of use would be the best alternative.

The enclosed amended claims list irrigation of 835 acres within an 891-acre permissible place of use. A place of use layout depicting the proposed PPU is included. Further, a separate enlargement claim on the above listed base rights was recently submitted for 125.3 acres in the 2N 1E Section 31 SWSW and 2N 1W Section 36 S½S½ (copy enclosed).

Besides the concerns over place of use, we would also like to clarify the location of one well, located in 1N 1W Section 1 NWNW (Lot 4). During my review of the water right backfiles, it was evident that the location of this well within Lot 4 was not clear. Lavar has confirmed that the well is and always has been located as digitized on the enclosed layout, near the southern

May 30, 2006

boundary of Lot 4 as opposed to the northern boundary of this lot. The actual legal description is unchanged; we request that IDWR change their digitized point of diversion records to reflect the correct well location.

Please review the enclosed amended claims and let me know if they form an acceptable basis for revised recommendations. Specifically, we request that IDWR consider a permissible place of use that excludes BLM ground.

Sincerely,



Scott N. King, P.E.
Senior Project Engineer

cc: Lavar Thornton
Fred Price, BLM

File: 344.0010

Becky —
This letter was filed with
Some Part 3 files. Looks like we
should deal with this prior to
initial hearings. What is the
status for these? Thanks, Dave

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 63-3280
Date Received:
Receipt No:
Received By:

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

1. Name of Claimant(s)

LAVAR K THORNTON

Phone: (208)922-5779

2800 S TEN MILE RD
KUNA ID 83634

2. Date of Priority: 03/22/1962

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	01E	06	SW NE	ADA	
01N	01E	07	NW NW 1	ADA	
01N	01W	01	SE NE 5	ADA	
01N	01W	01	NW NW 4	ADA	

5. Description of diverting works:

FOUR INTERCONNECTED WELLS TO COMMON IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	3.08	720

7. Total Quantity Appropriated is:

3.08 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
01N	01E	6	NE	NE	1	IRRIGATION	29
01N	01E	6	NW	NE	2	IRRIGATION	16
01N	01E	6	SW	NE		IRRIGATION	40
01N	01E	6	SE	NE		IRRIGATION	40
01N	01E	6	NE	NW	3	IRRIGATION	6
01N	01E	6	NW	NW	4	IRRIGATION	34
01N	01E	6	SW	NW	5	IRRIGATION	36
01N	01E	6	SE	NW		IRRIGATION	30
01N	01E	6	NE	SW		IRRIGATION	40
01N	01E	6	SE	SW		IRRIGATION	40
Section Acres							311
01N	01E	7	NE	NW		IRRIGATION	41
01N	01E	7	NW	NW	1	IRRIGATION	40
Section Acres							81
01N	01W	1	NE	NE	1	IRRIGATION	45
01N	01W	1	NW	NE	2	IRRIGATION	42
01N	01W	1	SW	NE		IRRIGATION	40
01N	01W	1	SE	NE		IRRIGATION	42
01N	01W	1	NE	NW	3	IRRIGATION	43
01N	01W	1	NW	NW	4	IRRIGATION	43
01N	01W	1	SW	NW		IRRIGATION	40
01N	01W	1	SE	NW		IRRIGATION	40
01N	01W	1	NE	SE		IRRIGATION	42
01N	01W	1	NW	SE		IRRIGATION	40
01N	01W	1	SW	SE		IRRIGATION	40
01N	01W	1	SE	SE		IRRIGATION	42
Section Acres							499

Total Acres 835 within 891-acre PPU

11. Place of use in counties: ADA

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

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

13. Other Water Rights Used:

63-3368, 63-7933, and 63-7993

14. Remarks:

CLAIM IS AMENDED TO EXCLUDE ACRES ON BLM GROUND AND TO SEEK A PERMISSIBLE PLACE OF USE. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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: _____

State of Idaho)
) SS.

County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

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 63-3368

Date Received:

Receipt No:

Received By:

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

1. Name of Claimant(s)

LAVAR K THORNTON

Phone: (208)922-5779

2800 S TEN MILE RD
KUNA ID 83634

2. Date of Priority: 09/17/1963

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	01E	06	SW NE	ADA	
01N	01E	07	NW NW 1	ADA	
01N	01W	01	SE NE 5	ADA	
01N	01W	01	NW NW 4	ADA	

5. Description of diverting works:

FOUR INTERCONNECTED WELLS TO COMMON IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	4.60	1,687.50

7. Total Quantity Appropriated is:

4.60 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	01E	6	NE NE	1	IRRIGATION	29
01N	01E	6	NW NE	2	IRRIGATION	16
01N	01E	6	SW NE		IRRIGATION	40
01N	01E	6	SE NE		IRRIGATION	40
01N	01E	6	NE NW	3	IRRIGATION	6
01N	01E	6	NW NW	4	IRRIGATION	34
01N	01E	6	SW NW	5	IRRIGATION	36
01N	01E	6	SE NW		IRRIGATION	30
01N	01E	6	NE SW		IRRIGATION	40
01N	01E	6	SE SW		IRRIGATION	40
Section Acres						311
01N	01E	7	NE NW		IRRIGATION	41
01N	01E	7	NW NW	1	IRRIGATION	40
Section Acres						81
01N	01W	1	NE NE	1	IRRIGATION	45
01N	01W	1	NW NE	2	IRRIGATION	42
01N	01W	1	SW NE		IRRIGATION	40
01N	01W	1	SE NE		IRRIGATION	42
01N	01W	1	NE NW	3	IRRIGATION	43
01N	01W	1	NW NW	4	IRRIGATION	43
01N	01W	1	SW NW		IRRIGATION	40
01N	01W	1	SE NW		IRRIGATION	40
01N	01W	1	NE SE		IRRIGATION	42
01N	01W	1	NW SE		IRRIGATION	40
01N	01W	1	SW SE		IRRIGATION	40
01N	01W	1	SE SE		IRRIGATION	42
Section Acres						499

Total Acres 835 within 891-acre PPU

11. Place of use in counties: ADA

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 63-7933
Date Received:
Receipt No:
Received By:

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

1. Name of Claimant(s)

LAVAR K THORNTON

Phone: (208)922-5779

2800 S TEN MILE RD
KUNA ID 83634

2. Date of Priority: 02/09/1975

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	01E	06	SW NE	ADA	
01N	01E	07	NW NW 1	ADA	
01N	01W	01	SE NE 5	ADA	
01N	01W	01	NW NW 4	ADA	

5. Description of diverting works:

FOUR INTERCONNECTED WELLS TO COMMON IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.80	630.0

7. Total Quantity Appropriated is:
2.80 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	01E	6	NE NE	1	IRRIGATION	29
01N	01E	6	NW NE	2	IRRIGATION	16
01N	01E	6	SW NE		IRRIGATION	40
01N	01E	6	SE NE		IRRIGATION	40
01N	01E	6	NE NW	3	IRRIGATION	6
01N	01E	6	NW NW	4	IRRIGATION	34
01N	01E	6	SW NW	5	IRRIGATION	36
01N	01E	6	SE NW		IRRIGATION	30
01N	01E	6	NE SW		IRRIGATION	40
01N	01E	6	SE SW		IRRIGATION	40
Section Acres						311
01N	01E	7	NE NW		IRRIGATION	41
01N	01E	7	NW NW	1	IRRIGATION	40
Section Acres						81
01N	01W	1	NE NE	1	IRRIGATION	45
01N	01W	1	NW NE	2	IRRIGATION	42
01N	01W	1	SW NE		IRRIGATION	40
01N	01W	1	SE NE		IRRIGATION	42
01N	01W	1	NE NW	3	IRRIGATION	43
01N	01W	1	NW NW	4	IRRIGATION	43
01N	01W	1	SW NW		IRRIGATION	40
01N	01W	1	SE NW		IRRIGATION	40
01N	01W	1	NE SE		IRRIGATION	42
01N	01W	1	NW SE		IRRIGATION	40
01N	01W	1	SW SE		IRRIGATION	40
01N	01W	1	SE SE		IRRIGATION	42
Section Acres						499

Total Acres 835 within 891-acre PPU

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-3280, 63-3368, and 63-7993

14. Remarks:

CLAIM IS AMENDED TO EXCLUDE ACRES ON BLM GROUND AND TO SEEK A PERMISSIBLE PLACE OF USE. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 140 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20____

Notary Public

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 63-7993

Date Received:

Receipt No:

Received By:

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

1. Name of Claimant(s)

LAVAR K THORNTON

Phone: (208) 922-5779

2800 S TEN MILE RD
KUNA ID 83634

2. Date of Priority: 06/06/1975

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	01E	06	SW NE	ADA	
01N	01E	07	NW NW 1	ADA	
01N	01W	01	SE NE 5	ADA	
01N	01W	01	NW NW 4	ADA	

5. Description of diverting works:

FOUR INTERCONNECTED WELLS TO COMMON IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.20	583.1

7. Total Quantity Appropriated is:
1.20 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	01E	6	NE NE	1	IRRIGATION	29
01N	01E	6	NW NE	2	IRRIGATION	16
01N	01E	6	SW NE		IRRIGATION	40
01N	01E	6	SE NE		IRRIGATION	40
01N	01E	6	NE NW	3	IRRIGATION	6
01N	01E	6	NW NW	4	IRRIGATION	34
01N	01E	6	SW NW	5	IRRIGATION	36
01N	01E	6	SE NW		IRRIGATION	30
01N	01E	6	NE SW		IRRIGATION	40
01N	01E	6	SE SW		IRRIGATION	40
Section Acres						311
01N	01E	7	NE NW		IRRIGATION	41
01N	01E	7	NW NW	1	IRRIGATION	40
Section Acres						81
01N	01W	1	NE NE	1	IRRIGATION	45
01N	01W	1	NW NE	2	IRRIGATION	42
01N	01W	1	SW NE		IRRIGATION	40
01N	01W	1	SE NE		IRRIGATION	42
01N	01W	1	NE NW	3	IRRIGATION	43
01N	01W	1	NW NW	4	IRRIGATION	43
01N	01W	1	SW NW		IRRIGATION	40
01N	01W	1	SE NW		IRRIGATION	40
01N	01W	1	NE SE		IRRIGATION	42
01N	01W	1	NW SE		IRRIGATION	40
01N	01W	1	SW SE		IRRIGATION	40
01N	01W	1	SE SE		IRRIGATION	42
Section Acres						499

Total Acres 835 within 891-acre PPU

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-3280, 63-3368, and 63-7933

14. Remarks:

CLAIM IS AMENDED TO EXCLUDE ACRES ON BLM GROUND AND TO SEEK A PERMISSIBLE PLACE OF USE. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X 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: _____

State of Idaho)
) SS.
County of _____)

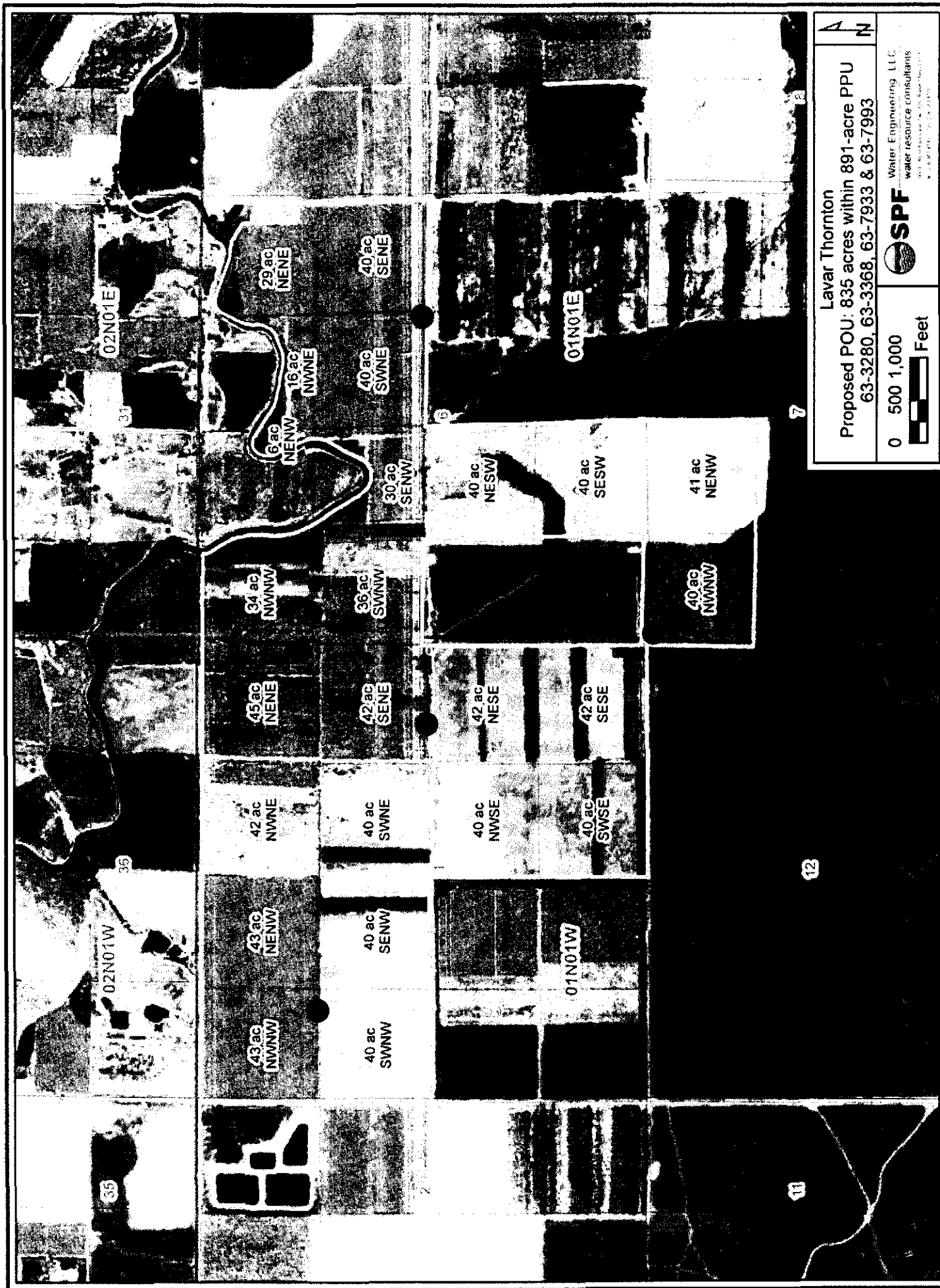
Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____



SPF

Water Engineering LLC
water resource consultants
1001 N. 1st Street, Suite 100
Tulsa, Oklahoma 74103

0 500 1,000 Feet

4 N

Lavar Thornton

Proposed POU: 835 acres within 891-acre PPU

63-3280, 63-3368, 63-7933 & 63-7993

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
Date Received:
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LAVAR K THORNTON

Phone: (208) 922-5779

2800 S TEN MILE RD
KUNA ID 83634

LAYNE THORNTON

Phone: (208) 922-4658

3224 S SWAN FALLS RD
KUNA ID 83634

2. Date of Priority: 1/1/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	01E	6	SW NE	ADA	
01N	01E	7	NW NW	ADA	
01N	01W	1	SE NE	ADA	
01N	01W	1	NW NW	ADA	

5. Description of diverting works:

FOUR INTERCONNECTED WELLS TO IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.29	

7. Total Quantity Appropriated is:
1.29 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
02N	01E	31	SW	SW	IRRIGATION	22.5
	01W	36	SW	SW	IRRIGATION	39.0
			SE	SW	IRRIGATION	40.5
			SW	SE	IRRIGATION	33.3
			SE	SE	IRRIGATION	<u>36.8</u>

Total Acres: 125.3 within 172.1 PPU

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-3280, 63-3368, 63-7933 AND 63-7993.

14. Remarks:

ENLARGEMENT CLAIM

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: Two maps

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

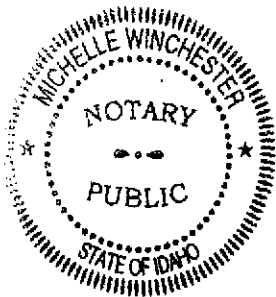
Signature of Claimant(s): X Laverne T. Hunter Date: 5/23/06
Lynette Hunter Date: 5-23-06

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 23RD day
of May 20 06 Michelle Winchester

Notary Public

Residing at 108 W. Dwyhee, KUNA
My commission Expires 9-30-2010





May 25, 2006

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

MAY 30 2006

WATER RESOURCES
WESTERN REGION

Attention: Jan Shurte

Subject: Lavar and Layne Thornton Enlargement Claim

Dear Jan,

On behalf of our client Lavar Thornton, I am pleased to offer the enclosed Notice of Claim to a Water Right. Both Lavar Thornton and his son Layne Thornton are owners of the identified property, and therefore the claim is filed jointly. This enlargement claim is for 125.3 acres in 2N 1E Section 31 and 2N 1W Section 36. This right is an enlargement of water rights 63-3280, 63-3368, 63-7933, and 63-7993. The claimed number of acres is based on 1987 adjudication imagery. The claimants seek to have these 125.3 acres recommended within a 172.1-acre permissible place of use.

You will notice from the enclosed maps that the 1N 1W Section 1 NWNW point of diversion is located near the boundary between the NWNW and SWNW tracts. IDWR's recommendation layouts and GIS shapes for the base rights locate this diversion near the north boundary of the NWNW tract. Per Mr. Thornton, IDWR's records are in error and the location depicted on the enclosed maps is correct. There has not been any change in the point of diversion; it has always been located as depicted.

→ REC-# 63-34233
WD 34233
copy attached

Enclosed is Mr. Thornton's check, number 2097, for \$505.30 of which \$175.30 is for this claim and \$330 is for an unrelated transfer application described in separate correspondence attention Steve Lester. Please contact me with any questions or requests for additional information.

Sincerely,

Scott N. King, P.E.
Senior Project Engineer

cc: Lavar Thornton

File: 344.0010