



① T03S R07E
S.1 NWNE

Check dam in
stream.

Located on
Rattlesnake CR,
directly North
of claimants'
home.



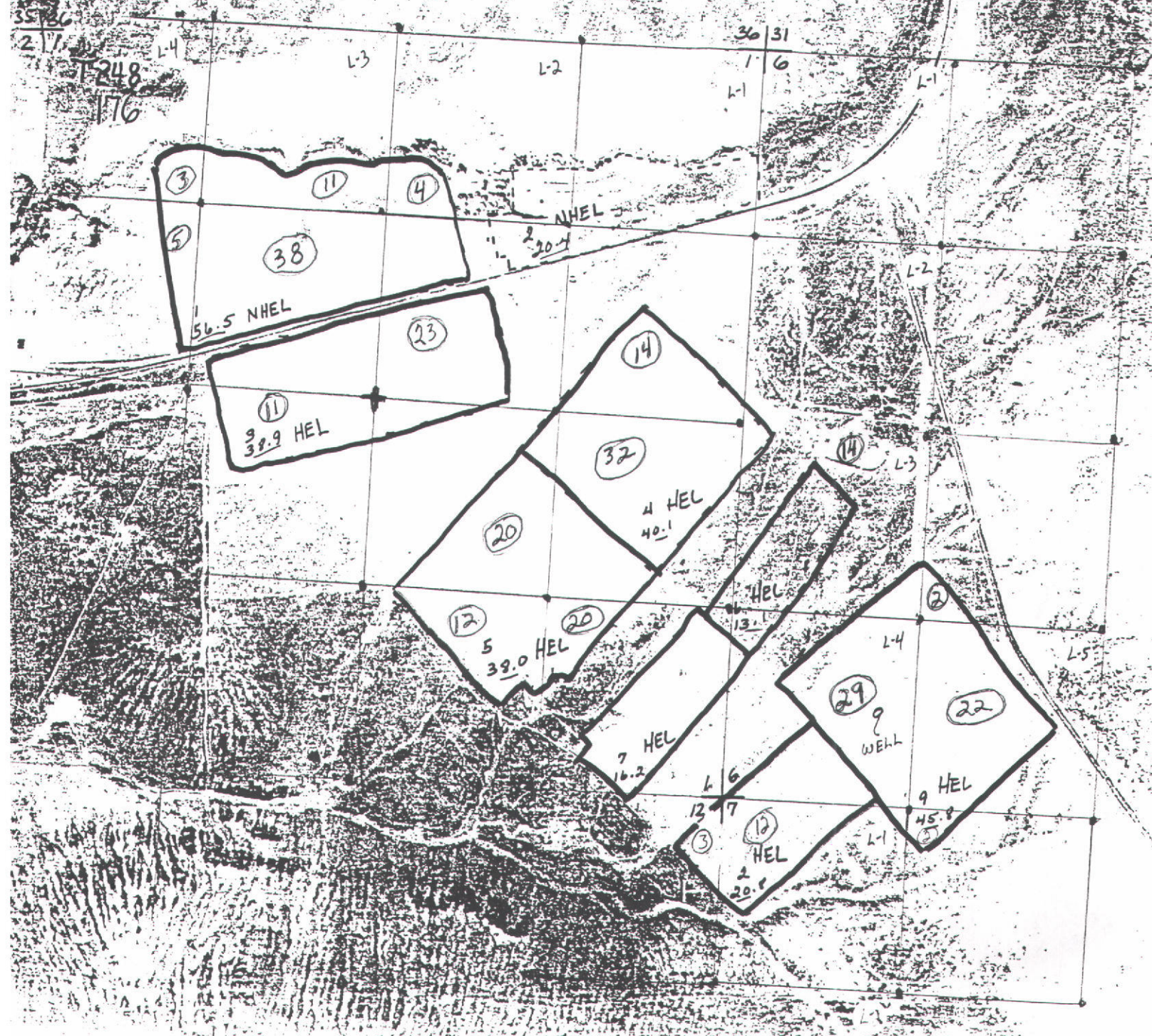
② Pump, located
on south side
of creek.
Pipe goes under-
ground and
connects w/GW
system.

Sprinkler
irrigation.

T03S R07E
S.1 NWNE

Installed (possibly)
12/07/1978

A61-10841
340 acres
6.80 CFS



Z14 (1974)

A61-00275

2.00 CFS

POV
OVERVIEW
PHOTO
FROM
Radio
station

T02S

T03S

POD L1

RATTLESNAKE CREEK

Lamberton
Reservoir

Keith
Reservoir

John Hoffman
Reservoir

RO7E

RO8E

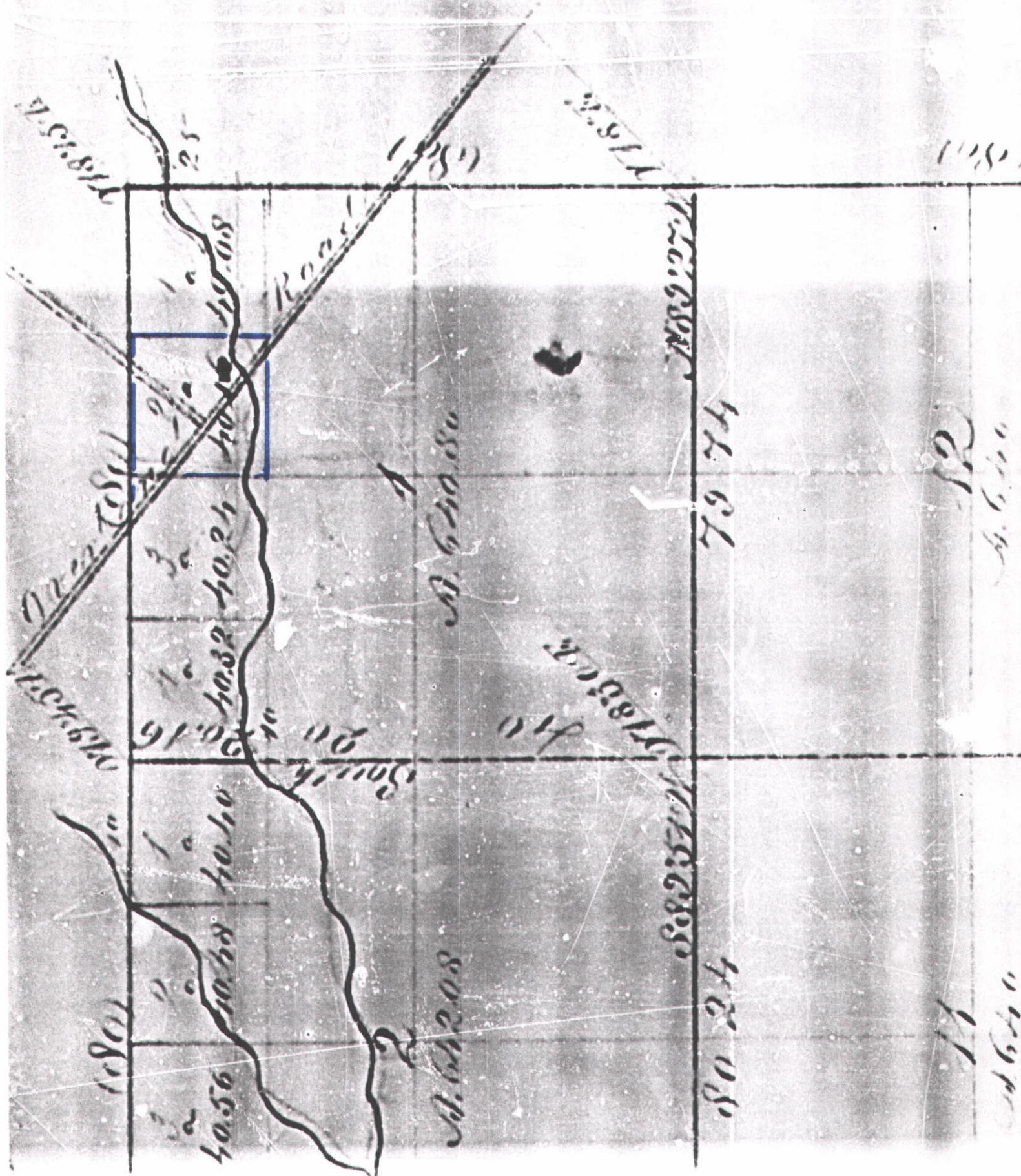
T03S

R07E

1870 - (T/R)

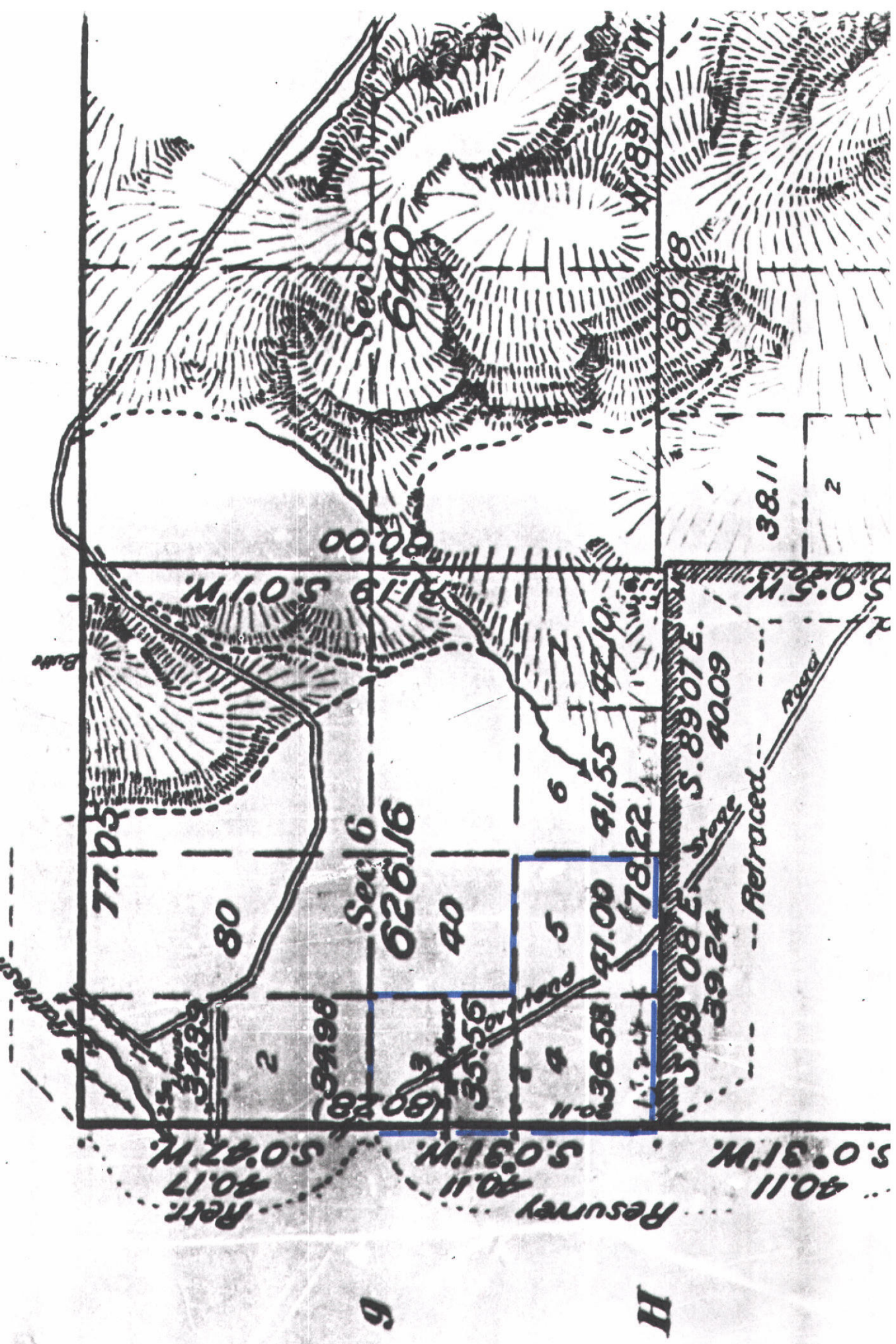
1874

(Sections)



T03S
R08E
1912

G f F e



T035
R08E
1893

Monte

H

h

I

Sec. 8.

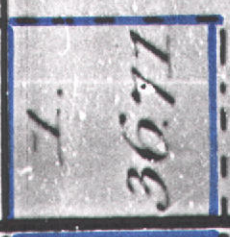
Sec. 7.

N. 0° 1' E.

S. 89°

S. 89° 12' E.

S. 89° 19' E.



1.

36.71

2.

36.74

3.

36.76

4.

36.79

1.

36.78

2.

36.74

78.35

80

160

627.00

80

160

78.40

80

160

29.10

Photo taken 09/11/1994 by M. Minicucci A61-00275



T03S R07E, S. 1 & 12 T03S R08E S. 6 & 7

Place of use is approximated - recent grass fire burned most of the area.

Picture taken from hill north of ~~E~~ the farm - location of radio towers, looking south. Teapot dome is to the east, just out of the left side of the picture.

December 27, 1913.

Permit 9176

Mrs. Bernice I. Kief,
Mountain Home, Idaho.

Madam:

Am enclosing you herewith certificate of completion of works and water license issued under above permit, also, receipts for fees. You will note that license has been issued for 5/8 of an inch to the acre, at the request of Mr. A. V. Tallman.

Very truly yours,

F. P. KING,

State Engineer.

C&L-26118-6119

By _____

9176

County, Elmore.
Stream, Rattlesnake Creek.
Amount, 1.88 cu. ft.
Use, irrigation.
Priority, January 20, 1913.

STATE OF IDAHO

Water License No. 9176

WHEREAS, On the 20th day of January, A. D. 1913,

J. L. Kief
of Mountain Home, County of Elmore, State of Idaho, duly made application
(No. 13638) to me for a permit to use 4.8 cubic feet per second of the waters of
Rattlesnake Creek

County of Elmore, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 20th day of March, A. D. 1913, Permit No. 9176 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 20th day of March, A. D. 1916, and for the application to ben-
eficial use of said water on or before the 20th day of March, A. D. 1918, and,

WHEREAS, On the 21st day of April, A. D. 1913, J. L. Kief transferred all
his right, title and interest in and to said permit to Bernice I. Kief, and

WHEREAS, On the 15th day of November, A. D. 1913,

Bernice I. Kief
the holder of said permit, duly made proof of the completion of adequate works for the diversion of
two (2) cubic feet per second of said waters, as evidenced by my Certificate No. 9176
dated December 27, 1913, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use two (2) cubic feet per second of said water,
with date of priority of January 20, 1913, and

WHEREAS, On the 15th day of November, A. D. 1913,
Bernice I. Kief

the holder of said permit, duly made proof of the application to beneficial use of 2 cubic
feet per second of said water;

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to Bernice I. Kief

of Mountain Home, County of Elmore, State of Idaho, the holder and owner
of said Permit No. 9176, a perpetual right, dating from January 20, 1913
to the use of 2 cubic feet per second of the waters of Rattlesnake Creek,

in the County of Elmore and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point in Lot 1, Section 1, Township 3
South, Range 7 East of Boise Meridian,

and conducted to and upon 100 acres, divided as follows: 20 acres in Lot 1, Section 7,
10 acres in the NW. 1/4 of Sec. 7, 20 acres in Lot 2, Section 6, and 40 acres
in Lot 4, Section 6, all in Township 3 South, Range 8 East of Boise Meridian,

for the purpose of irrigation and domestic use, subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source of supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 27th day of December
A. D., nineteen hundred and thirteen.

P. P. KING,

(Seal)

State Engineer.

61 2037

REPORT OF ENGINEER

1. State name of applicant and number of permit: Bernice E Kief # 9176
2. State source of water supply: Rattlesnake Creek
3. Location of point of diversion: M2nd M2nd Sec 1 T35R8E R. 14

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: _____

5. Describe works as they exist, giving dimensions of same as follows:

- | | <u>Flume</u> | <u>Ditch</u> |
|--|---------------------------------|--------------|
| (a) Width of conduit at bottom: <u>16"</u> | <u>2'</u> | |
| (b) Width at water line: <u>16"</u> | <u>4'</u> | |
| (c) Depth of water: <u>12"</u> | <u>1'</u> | |
| (d) Grade per mile: <u>10'</u> | <u>10' to 50'</u> | |
| (e) Capacity of ditch: <u>over 2</u> | <u>2' and more</u> second feet. | |

6. State whether or not water has been turned into works of diversion and if so, to what extent:

Water was turned in but was dry at times
time

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: Lot 1 30 acres in cultivation Sec 7 - T35R8E

M2nd M2nd 10 " " " Sec 7 - T35R8E
Lot 3 20 " " " Sec 6 - T35R8E
Lot 4 40 " " " Sec 6 - T35R8E

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: There are two reservoirs used for an
additional water supply.

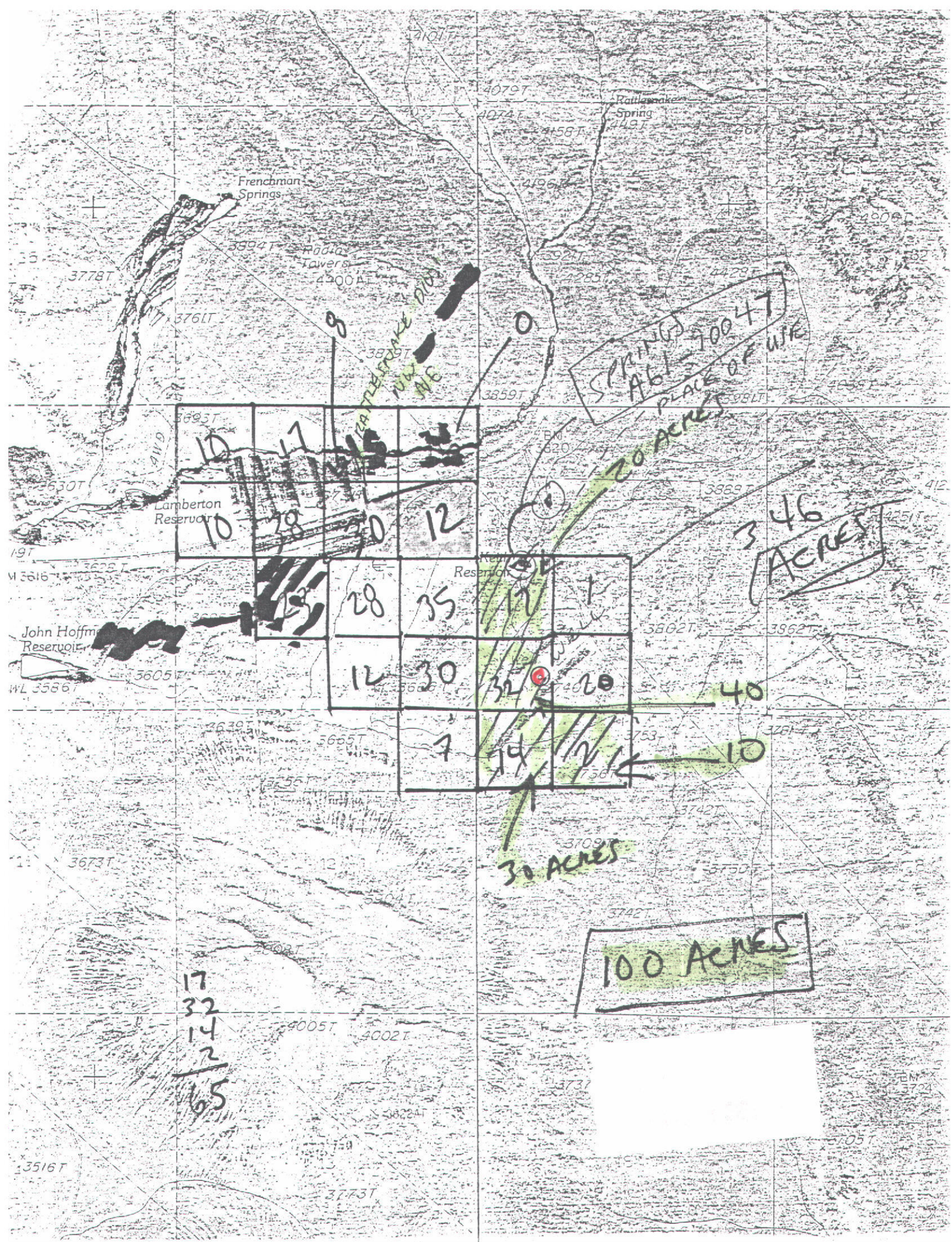
§ 11 13
RECEIVED
STATE OF IDAHO, DEC 20 1913
County of _____
OFFICE OF STATE ENGINEER

Walter R. Hager

being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____ Notary Public.



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: A61-00275
Date Received: 8/ 7/1989
Receipt No: W004087
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HELEN PERCY 208-587-4699
Address: PO BOX 248
MOUNTAIN HOME ID 83647
OR
Name: STEPHEN PERCY 208-587-4699
Address: PO BOX 248
MOUNTAIN HOME ID 83647
2. Date of Priority: JAN 20, 1913
3. Source: RATTLESNAKE CREEK Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	07E	1	NW	NE			ELMORE
5. Description of diverting works:
PUMP, SPRINKLER SYSTEM
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		
7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	08E	6	NW	SW	3	IRR	20.0
			SW	SW	4	IRR	40.0
						Section Acres	60.0
		7	NE	NW		IRR	10.0
			NW	NW	1	IRR	30.0
						Section Acres	40.0
						Total Acres	100.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
A61-07065, A61-02037, A61-07069

14. Remarks:
THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS
A61-10833
THIS CLAIM HAS BEEN RENUMBERED TO THE DECREEED NUMBER. REVIEW BY
IDWR LEGAL STAFF FOUND THAT THE DECREE SUPERCEDED THE LICENSE.
61-00275 AND 61-02037 ARE THE SAME WATER RIGHT. SEE DECREE, LIC.
CONV. MEMO IN FILE. 03/13/1995 MM.
ADDRESS CORRECTION 12/15/1998 SB.

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date: / /

JACKSON

Decree Plaintiff

COWAN

vs

Decree Defendant

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 15 1998
WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-00275

STEPHEN PERCY
HELEN PERCY
PO BOX ~~248~~ 248
MOUNTAIN HOME ID 83647

Daytime Telephone Number:

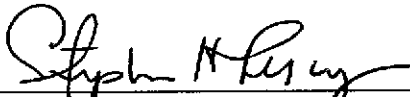
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12/13/98 SIGNATURE: 
Please print your name: STEPHEN H. PERCY

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: A61-00275
Date Received: 8/ 7/1989
Receipt No: W004087
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HELEN PERCY 208-587-4699
Address: PO BOX773
MOUNTAIN HOME ID 83647
OR
Name: STEPHEN PERCY 208-587-4699
Address: PO BOX773
MOUNTAIN HOME ID 83647

2. Date of Priority: JAN 20, 1913

3. Source: RATTLESNAKE CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	07E	1	NW	NE			ELMORE

5. Description of diverting works:
PUMP, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	08E	6	NW	SW	3	IRR	20.0
			SW	SW	4	IRR	40.0
						Section Acres	60.0
		7	NE	NW		IRR	10.0
			NW	NW	1	IRR	30.0
						Section Acres	40.0
						Total Acres	100.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

A61-07065, A61-02037, A61-07069

14. Remarks:

THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS
A61-10833

THIS CLAIM HAS BEEN RENUMBERED TO THE DECREEED NUMBER. REVIEW BY
IDWR LEGAL STAFF FOUND THAT THE DECREE SUPERCEDED THE LICENSE.
61-00275 AND 61-02037 ARE THE SAME WATER RIGHT. SEE DECREE, LIC.
CONV. MEMO IN FILE. 03/13/1995 MM.

15. Basis of Claim: DECREEED

Case Number:

Court :

Decree date: / /

JACKSON

Decree Plaintiff

COWAN

vs

Decree Defendant

WARRANT NAME: Percy

DATE: 09/30/1994

CITY: Elmore

EMPLOYEE: M. Minicucci

Carter Fritschle, SRBA supervisor called from the state office. I had requested a review of several of my files, including this claim on Rattlesnake Creek decreed water.

The staff at the S.O. determined that the decree superseded the license, and no additional water should be recommended.

The data base for the license indicates 2.00 cfs, ~~the~~ the actual license says 1.25 cfs @ the top & 2.00 cfs in the body of the license, but correspondence in the license file indicates that the license was issued for 5/8" to the acre, or 1.25 cfs. (See License 61-02037 file).

The decree cuts the cfs further to 1.206 cfs. Assume 100 acres.

Decree states if more land is developed, more water will be awarded. Carter & S.O. staff determined that this language does not constitute another water right.

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.

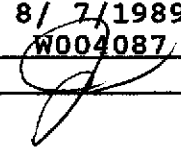
CIVIL CASE NUMBER: 39576

Renumbered to A61-00275

Ident. Number: ~~A61-10833~~

Date Received: 8/7/1989

Receipt No: W004087

Received By: 

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

1. Name: STEPHEN PERCY 208-587-4699
Address: PO BOX 773
MOUNTAIN HOME ID 83647

OR

Name: HELEN PERCY 208-587-4699
Address: PO BOX 773
MOUNTAIN HOME ID 83647

2. Date of Priority: JAN 20, 1913

3. Source: RATTLESNAKE CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	07E	1	NW	NE			ELMORE

5. Description of diverting works:
PUMP, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	08E	6	NW	SW	3	IRR	20.0
			SW	SW	4	IRR	40.0
						Section Acres	60.0
		7	NE	NW		IRR	10.0
			NW	NW	1	IRR	30.0
						Section Acres	40.0
						Total Acres	100.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

A61-07065, A61-02037, A61-07069

14. Remarks:

THIS CLAIM IS A COMBINATION OF RIGHT NOS. 61-00275 & 61-02037.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JACKSON

Decree Plaintiff

COWAN

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

1)

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

RE-NUMBERED TO: A61-10833
Ident. Number: A61-00275
Date Received: 8/07/1989
Receipt No: W004087
Received By: Edh

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: STEPHEN PERCY 208-587-4699
Address: P.O. BOX 773
MTN. HOME, ID 83647
OR
Name: HELEN PERCY 208-587-4699
Address: P.O. BOX 773
MTN. HOME, ID 83647
2. Date of Priority: JAN 20, 1913
3. Source: RATTLESNAKE CREEK Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	07E	1	NW	NE			ELMORE
5. Description of diverting works:
PUMP, SPRINKLER SYSTEM
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		
7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	08E	6	NW	SW	3	IRR	20.0
			SW	SW	4	IRR	40.0
						Section Acres	60.0
		7	NE	NW		IRR	10.0
			NW	NW	1	IRR	30.0
						Section Acres	40.0
						Total Acres	100.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
A61-07065, A61-02037, A61-07069

14. Remarks:
THIS WR COMBINES A61-02037 AND A61-00275

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JACKSON

Decree Plaintiff

vs

COWAN

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Stephen H. Perry Date: 4-26-90
Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 26th day
of APRIL 19 90 Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
My Commission Expires Residing at Boise, Idaho
My Commission Expires December 8, 1994

50 + 35 = 85.00

ADDITIONAL
ACRES

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: A61-00275
Date Received: 8/07/1989
Receipt No: W004087
Received By: Rh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEPHEN PERCY 208-587-4699
Address: P.O. BOX 773
MTN. HOME, ID 83647

OR
Name: HELEN PERCY 208-587-4699
Address: P.O. BOX 773
MTN. HOME, ID 83647

2. Date of Priority: JAN 20, 1913

3. Source: RATTLESNAKE CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	08E	6	NW	NE			ELMORE

5. Description of diverting works:
PUMP, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	08E	6	NW	SW	3	IRR	20.0
			SW	SW	4	IRR	40.0
						Section Acres	60.0
		7	NE	NW		IRR	10.0
			NW	NW	1	IRR	30.0
						Section Acres	40.0
						Total Acres	100.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

A61-07065, A61-02037, A61-07069

14. Remarks:

THIS WR COMBINES A61-02037 AND A61-00275

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JACKSON

Decree Plaintiff

vs

COWAN

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not 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): *Stephen H. Kelly* Date: 8-7-89
_____ Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of Aug 19 89

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission ~~My Commission~~ Expires December 8, 1994

Water Right Number - R61-00275
Prefix Translation: RESEARCH
Old (D) Number -

[illegible]

*** C - CURRENT OWNER ***
COMBINED RIGHT

1 1 1
1 2 3

State- ID Zip- 0

*** O - ORIGINAL OWNER ***
KIEF

BERNICE P.

1 - 1146 18TH AVE.

2 3

City- NORTH SEATTLE
Phone - 208-000-0000
State- WA Zip- XXXXX

[illegible]

```

+ - - - - Source - - - - - +
RATTLESNAKE CREEK
+ - - - - Tributary - - - - -
SNAKE RIVER

```

Twn	Rng	Sec	Tract	Lot	RFlg	Point of Diversion	County

03S	07E	1	NW NE	(39)	ELMORE
-----	-----	---	-------	------	--------

[illegible]

01 - IRRIGATION

04/01 11/01

2.000

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
2.000		0.0	

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

03S	08E	6	NW SW	3	20.0	01	IRRIGATION	(39)	ELMORE
03S	08E	6	SW SW	4	40.0	01	IRRIGATION	(39)	ELMORE
03S	08E	7	NE NW		10.0	01	IRRIGATION	(39)	ELMORE
03S	08E	7	NW NW	1	30.0	01	IRRIGATION	(39)	ELMORE

Total Acres: 100.0

+ - - Diversion Means - Pump, Sprinkler System

+ - - Non-Irrigation Use - NONE

4 - - Other Rights for Same Use - A61-07065, A61-02037, A61-07069

MICROFILMED

AUG 11 1992

Water right number - R61-00275

Prefix Translation: RESEARCH

+ - - - - - SEE NO. 61-10833. - - - - - Remarks - - - - - +

+ - - - - - A6102037 - - - - - Old Water Right Numbers - - - - - +

+ - - - - - - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - - Decree Plaintiff - - - +
JACKSON COWAN + - - - - Decree Defendant - - - +
+ - - - - Decree Date - - - 00/00/0000

+ - - - - - - - - - - Comments - - - - - +
Date: 06/16/1992 User Id: MCCARTHY Subject: COPIED FROM REMARKS A61-10833
THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS

+ - - - - - Audit Fields - - +
06/16/92 MCCARTHY

+ - - - - - - - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 06/16/1992 | Old Judicial District | - |
| Claim Received Date | - 08/07/1989 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - X77777 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - OR | Presumption Flag | - |
| | | | | Notice of Error Flag | - |

~~State~~

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

City
2037

WR0728NP
(OD-124)

Water Right Number - 61-00275 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
KIEF

BERNICE P.

1 - 1146 18TH AVE.
2 -
3 -
City- NORTH SEATTLE State- WA Zip-
Phone -

+ - - - - Priority Date - - - - + + - - - - Region - - - - + + - - - - Stage - - - - + + - - - - Status - - - - +
01/20/1913 D - DECREED

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
RATTLESNAKE CREEK SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

03S 08E 6 NW NW 4 (39) ELMORE

+ - - - - Description - - - - - +
Code Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

1.206

+ - - - - Total Div. Rate - - - - + + - - - - Total Div. Volume - - - - + + - - - - Total Div. Capacity - - - - +
1.206

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|-------------|-------------|
| 03S | 08E | 6 | NW SW | 3 | 17 | 01 | IRRIGATION | (39) ELMORE |
| 03S | 08E | 6 | SW SW | 4 | 32 | 01 | IRRIGATION | (39) ELMORE |
| 03S | 08E | 6 | NE NW | 1 | 14 | 01 | IRRIGATION | (39) ELMORE |
| 03S | 08E | 6 | NW NW | 1 | 14 | 01 | IRRIGATION | (39) ELMORE |

Total Acres: 65

OVERLAPS
61-07065
61-07065

+ - - - - Diversion Means -
+ - - - - Non-Irrigation Use -
+ - - - - Other Rights for Same Use -
+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

334-2190
Ron Howerton

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

WR0728NP
(OD-124)

Adj. flag translation: Standard Water Right Number

| | | | | | | |
|---------|--------------------|-------|---------|--------------------|-------|-----------------|
| + - - - | - Decree Plaintiff | - - + | + - - - | - Decree Defendant | - - + | + - Decree Date |
| JACKSON | | | COWAN | | | 05/29/1917 |

+ - - Audit Fields -

[illegible]

160

| | | | |
|---|---|---|---|
| 4 | 3 | 2 | 1 |
| | | | |
| | | | |
| | | | |

AJ0749NP
No. R61-00275

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/15/98
PAGE: 1

OWNER
CODE NAME & ADDRESS
C STEPHEN PERCY
C HELEN PERCY
PO BOX 248
MOUNTAIN HOME ID 83647
(208) 587-4699

PRIORITY
DATE 01/20/1913

WATER USE
IRRIGATION

USE PERIOD
FROM 05-01 TO 10-01

DIVERSION
RATE 1.21 CFS

DIVERSION
VOLUME 1.21 CFS

TOTAL DIVERSION: 1.21 CFS

Water Source: RATTLESNAKE CREEK Tributary to: SNAKE RIVER
Point(s) of Diversion: T03S R07E S01 Lot02(NWNE)
Stage: DECREEED
ELMORE County

| Place of use Legal Description for: IRRIGATION | | | | | | | | | |
|--|-------|----|----|-------|-------|----|----|----|-------|
| NE | | | | | | | | | |
| NW | | | | | | | | | |
| SW | | | | | | | | | |
| SE | | | | | | | | | |
| SUM | | | | | | | | | |
| T | R | S | NE | SE | SW | SE | SW | SE | SW |
| Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |
| 03S 07E 1 | 02-04 | 23 | 14 | 03-11 | 04-03 | 05 | 38 | 11 | 32 |
| 03S 07E 12 | 03 | | | | | | | | 20 |
| 03S 08E 6 | | | | | | | | | 12 |
| 03S 08E 7 | | | | | | | | | 20 |
| | | | | | | | | | 193.0 |
| | | | | | | | | | 3.0 |
| | | | | | | | | | 67.0 |
| | | | | | | | | | 14.0 |
| | | | | | | | | | 277.0 |

POU County: ELMORE

Other Rights: 61-00269, 61-10841

Conditions of Approval:

- C15 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 61:
 - WATER RIGHT NO. SOURCE
 - NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.54 CFS. COMBINED RIGHT NOS.:
61-00269, 61-10841.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 277 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00290, 61-10841.

Remarks: EXP RIGHT NO. 61-00269 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

Dates: Exam Made Date: 09/21/1994 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: C
Presumption Flag:

Comments: Date: 06/16/1992 User-ID: MCCARTHY Subject: COPIED FROM REMARKS
THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS
A61-10833

Date: 03/14/1995 User-ID: MMINICUC Subject: COPIED FROM REMARKS
SEE NO. 61-10833.

Date: 03/15/1995 User-ID: MMINICUC Subject: DECREE/LIC CFS & ACRES
THIS CLAIM WAS ORIGINALLY CLAIMED UNDER THE DECREE NO., THEN
GIVEN A 10,000 NO., SINCE IT WAS COMBINED W/LICENSE 61-02037.
REVIEW OF THE CLAIM, CONFIRMED BY IDWR LEGAL STAFF, FOUND THAT
THE LICENSE WAS SUPERCEDED BY THE DECREE. THE DECREE AMT OF H2O
IS 60.29 INCHES OF WATER (1.21 CFS). THE DECREE INDICATES 100
ACRES, BUT DOES NOT SPECIFY HOW MANY IN EACH QQ. THE LICENSE DID
SPECIFY, BUT THE CONFIGURATION OF THE FIELDS HAS CHANGED. THE
RECOMMENDED ACRES ARE THOSE FIELDS IN THE DECREE POU, WHICH NOW
OVERLAP INTO OTHER QQ'S.

Date: 03/20/1995 User-ID: MMINICUC Subject: PPU
AFTER REVIEW OF THIS CLAIM AND OTHER CLAIMS APPURTENANT TO THE
SAME LANDS, IT WAS DECIDED TO RECOMMEND AS A PPU. THIS WAS
DISCUSSED WITH THE CLAIMANT DURING THE FIELD EXAM IN REGARD TO
61-00269, AND HE AGREED TO THAT APPROACH. CLAIMANT CONTACT SENT
TO ASSURE CLAIMANTS HAVE FULL UNDERSTANDING OF PPU. A COMMON
SYSTEM SERVES ALL OF THE LANDS FROM ALL SOURCES AND POINTS OF
DIVERSION (R.SNAKE CR. & GW).

Date: 03/31/1995 User-ID: SSHERMAN Subject: Z STATUS
D.E. CORRECTION TO Z STATUS.

Date: 04/13/1995 User-ID: MMINICUC Subject: STATUS CORRECTION
THE STATUS WAS CORRECTED TO DECREE AND THE OWNERSHIP CODE
CORRECTED. THIS MUST HAVE BEEN OVERLOOKED WHEN THE R RECORD WAS
CREATED.

Date: 11/21/1998 User-ID: AJU10-US Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C15 ADDED IF NOT ALREADY PART

AJ0749NP
No. R61-00275

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/15/98
PAGE: 3

Comments: Date: 11/21/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
OF RECORD THRU AJU10.

Date: 12/15/1998 User-ID: SBOCK Subject: ADDRESS CORRECTION
AS PER NOTICE OF ERROR REPLY

Audit: 12/15/98 SBOCK

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED
DEC 15 1998
WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-00275

STEPHEN PERCY
HELEN PERCY
PO BOX ~~248~~ 248
MOUNTAIN HOME ID 83647

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X

I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12/13/98 SIGNATURE: Stephen H. Percy
Please print your name: STEPHEN H. PERCY

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

December 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Stephen Percy
Helen Percy
PO Box 248
Mountain Home ID 83647

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 61-00269, 61-00275 & 61-10841
Change of Address

Dear Water Right Holder:

Thank you for notifying IDWR that the address presently in our records for the above listed water rights is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you. The address in our records for water rights 61-00270B and 61-07069E is correct.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

Telephone number

Per phone call from Helen Percy 12-11-98

AJ0749NP
No. R61-00275

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/17/98
PAGE: 1

OWNER
CODE NAME & ADDRESS
C STEPHEN PERCY
C HELEN PERCY
PO BOX 773
MOUNTAIN HOME ID 83647
(208) 587-4699

PRIORITY
DATE 01/20/1913 IRRIGATION

WATER USE

USE PERIOD
FROM TO 05-01 10-01

DIVERSION
RATE 1.21 CFS

DIVERSION
VOLUME

TOTAL DIVERSION: 1.21 CFS

Water Source: RATTLESNAKE CREEK Tributary to: SNAKE RIVER Stage: DECREED
Point(s) of Diversion: T03S R07E S01 Lot02(NWNE) ELMORE County

Place of use Legal Description for: IRRIGATION

| NE | | NW | | SW | | SE | | SUM | |
|-----|-----|----|-------|-----|-----|-------|-------|-----|-------------|
| T | R | S | ENE | ENE | ENE | ENE | ENE | ENE | ENE |
| 03S | 07E | 1 | 02-04 | 23 | 14 | 03-11 | 04-03 | 05 | 38 |
| 03S | 07E | 12 | 03 | | | | | | |
| 03S | 08E | 6 | | | | | | | |
| 03S | 08E | 7 | | | | | | | |
| | | | | | | | | | TOTAL ACRES |
| | | | | | | | | | 277.0 |

POU County: ELMORE

Other Rights: 61-00269, 61-10841

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.54 CFS. COMBINED RIGHT NOS.:
61-00269, 61-10841.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 277 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.:61-00290, 61-10841.

EXP RIGHT NO. 61-00269 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

Dates: Exam Made Date: 09/21/1994 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: c
Presumption Flag:

Comments: Date: 06/16/1992 User-ID: MCCARTHY Subject: COPIED FROM REMARKS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

Comments:

Date: 06/16/1992 User-ID: MCCARTHY Subject: COPIED FROM REMARKS
THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS
A61-10833

Date: 03/14/1995 User-ID: MMINICUC Subject: COPIED FROM REMARKS
SEE NO. 61-10833.

Date: 03/15/1995 User-ID: MMINICUC Subject: DECREE/LIC CFS & ACRES
THIS CLAIM WAS ORIGINALLY CLAIMED UNDER THE DECREE NO., THEN
GIVEN A 10,000 NO., SINCE IT WAS COMBINED W/LICENSE 61-02037.
REVIEW OF THE CLAIM, CONFIRMED BY IDWR LEGAL STAFF, FOUND THAT
THE LICENSE WAS SUPERCEDED BY THE DECREE. THE DECREE AMT OF H2O
IS 60.29 INCHES OF WATER (1.21 CFS). THE DECREE INDICATES 100
ACRES, BUT DOES NOT SPECIFY HOW MANY IN EACH QQ. THE LICENSE DID
SPECIFY, BUT THE CONFIGURATION OF THE FIELDS HAS CHANGED. THE
RECOMMENDED ACRES ARE THOSE FIELDS IN THE DECREE POU, WHICH NOW
OVERLAP INTO OTHER QQ'S.

Date: 03/20/1995 User-ID: MMINICUC Subject: PPU
AFTER REVIEW OF THIS CLAIM AND OTHER CLAIMS APPURTENANT TO THE
SAME LANDS, IT WAS DECIDED TO RECOMMEND AS A PPU. THIS WAS
DISCUSSED WITH THE CLAIMANT DURING THE FIELD EXAM IN REGARD TO
61-00269, AND HE AGREED TO THAT APPROACH. CLAIMANT CONTACT SENT
TO ASSURE CLAIMANTS HAVE FULL UNDERSTANDING OF PPU. A COMMON
SYSTEM SERVES ALL OF THE LANDS FROM ALL SOURCES AND POINTS OF
DIVERSION (R.SNAKE CR. & GW).

Date: 03/31/1995 User-ID: SSHERMAN Subject: Z STATUS
D.E. CORRECTION TO Z STATUS.

Date: 04/13/1995 User-ID: MMINICUC Subject: STATUS CORRECTION
THE STATUS WAS CORRECTED TO DECREE AND THE OWNERSHIP CODE
CORRECTED. THIS MUST HAVE BEEN OVERLOOKED WHEN THE R RECORD WAS
CREATED.

Audit: 11/17/98 SBOCK

AJ0749NP
No. R61-00275

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/13/95
PAGE: 1

OWNER
CODE
NAME & ADDRESS
C STEPHEN PERCY
C HELEN PERCY
PO BOX 773
MOUNTAIN HOME ID 83647
(208) 587-4699

PRIORITY
DATE
01/20/1913

WATER USE
IRRIGATION

USE PERIOD
FROM TO
04-01 10-31

DIVERSION
RATE
1.21 CFS

DIVERSION
VOLUME
300.00 AFA

TOTAL DIVERSION:
CONSUMPTIVE USE:

Water Source: RATTLESNAKE CREEK
COMBINED RIGHT

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T03S R07E S01 Lot02(NWNE)

ELMORE County

Place of use Legal Description for: IRRIGATION

| | | NE | | | | NW | | | | SW | | | | SE | | | | | |
|-----|-----|-------|-------|----|----|-------|-------|----|----|-------|--|--|--|-------|----|----|----|-------------|-------|
| | | NENE | | | | NENW | | | | NWSW | | | | NWSE | | | | | |
| | | S | | | | S | | | | S | | | | S | | | | | |
| | | Lt Ac | | | | Lt Ac | | | | Lt Ac | | | | Lt Ac | | | | | |
| T | R | S | | | | S | | | | S | | | | S | | | | | |
| 03S | 07E | 1 | 02-04 | 23 | 14 | 03-11 | 04-03 | 05 | 38 | 11 | | | | 32 | 20 | 12 | 20 | | SUM |
| 03S | 07E | 12 | | | | | | | | | | | | | | | | | 193.0 |
| 03S | 08E | 6 | | | | | | | | | | | | | | | | | 3.0 |
| 03S | 08E | 7 | | | | | | | | | | | | | | | | | 67.0 |
| | | | | | | | | | | | | | | | | | | TOTAL ACRES | 277.0 |

POU County: ELMORE

Non-Irrigation Uses: NONE

Other Rights: 61-00269, 61-10841

Remarks: RIGHT NO. 61-00269 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
~~THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.54 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 831 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 277 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00269 & 61-10841.~~

Dates: Exam Made Date: 09/21/1994 Verified Date:

Misc: Water District Number: Field Inspection Flag: c
Presumption Flag:

EXP FOS
FOU1 K009
E117
QNT E01

Comments:

Date: 06/16/1992 User-ID: MCCARTHY Subject: COPIED FROM REMARKS
THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS
A61-10833

Date: 03/14/1995 User-ID: MMINICUC Subject: COPIED FROM REMARKS
SEE NO. 61-10833.

Date: 03/15/1995 User-ID: MMINICUC Subject: DECREE/LIC CFS & ACRES
THIS CLAIM WAS ORIGINALLY CLAIMED UNDER THE DECREE NO., THEN
GIVEN A 10,000 NO., SINCE IT WAS COMBINED W/LICENSE 61-02037.
REVIEW OF THE CLAIM, CONFIRMED BY IDWR LEGAL STAFF, FOUND THAT
THE LICENSE WAS SUPERCEDED BY THE DECREE. THE DECREE AMT OF H2O
IS 60.29 INCHES OF WATER (1.21 CFS). THE DECREE INDICATES 100
ACRES, BUT DOES NOT SPECIFY HOW MANY IN EACH QQ. THE LICENSE DID
SPECIFY, BUT THE CONFIGURATION OF THE FIELDS HAS CHANGED. THE
RECOMMENDED ACRES ARE THOSE FIELDS IN THE DECREE POU, WHICH NOW
OVERLAP INTO OTHER QQ'S.

Date: 03/20/1995 User-ID: MMINICUC Subject: PPU
AFTER REVIEW OF THIS CLAIM AND OTHER CLAIMS APPURTENANT TO THE
SAME LANDS, IT WAS DECIDED TO RECOMMEND AS A PPU. THIS WAS
DISCUSSED WITH THE CLAIMANT DURING THE FIELD EXAM IN REGARD TO
61-00269, AND HE AGREED TO THAT APPROACH. CLAIMANT CONTACT SENT
TO ASSURE CLAIMANTS HAVE FULL UNDERSTANDING OF PPU. A COMMON
SYSTEM SERVES ALL OF THE LANDS FROM ALL SOURCES AND POINTS OF
DIVERSION (R.SNAKE CR. & GW).

Date: 03/31/1995 User-ID: SSHERMAN Subject: Z STATUS
D.E. CORRECTION TO Z STATUS.

Date: 04/13/1995 User-ID: MMINICUC Subject: STATUS CORRECTION
THE STATUS WAS CORRECTED TO DECREE AND THE OWNERSHIP CODE
CORRECTED. THIS MUST HAVE BEEN OVERLOOKED WHEN THE R RECORD WAS
CREATED.

Audit: 04/13/95 MMINICUC

CLAIM NUMBER: A61-00275

Stage: DECEED
ELMORE County

ELMORE COUNTY

NINE

PM

MS

ES

TOTAL ACRES 100.0

Non-Irrigation Uses: NONE

Remarks: THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS

A61-10833 THIS CLAIM HAS BEEN REMOVED TO THE DECREE NUMBER. REVIEW BY IDNR LEGAL STAFF FOUND THAT THE DECREE SUPERCEDED THE LICENSE. 61-00275 AND 61-02037 ARE THE SAME WATER RIGHT. SEE DECREE, L.I.C. CONV. MEMO IN FILE. 03/13/1995 MM.

Misc: Water District Number: Field Inspection Flag: Presumption Flag: C

[illegible]
$$1.21 \times 1.98 \times 2.14 = 492 \text{ AFA}$$

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:18:32
03/14/95

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A61-00275

LAST: PERCY
ADDRESS: PO BOX773
CITY: MOUNTAIN HOME
PHONE NUMBER: 208-587-4699

FIRST: HELEN
STATE: ID ZIP: 83647

OWNER CODE: C

LAST: PERCY
ADDRESS: PO BOX773
CITY: MOUNTAIN HOME
PHONE NUMBER: 208-587-4699

FIRST: STEPHEN
STATE: ID ZIP: 83647

OWNER CODE: C

LAST: KIEF
ADDRESS: 1146 18TH AVE.
CITY: NORTH SEATTLE
PHONE NUMBER: 208-000-0000

FIRST: BERNICE P.
STATE: WA ZIP: XXXX

OWNER CODE: 0

FIELD EXAM REQUIRED?

DATABASE
EXAMINER
YCPD N()

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS RIGHT HAS BEEN COMBINED WITH 61-02037 AND CLAIMED AS
A61-10833
THIS CLAIM HAS BEEN RENUMBERED TO THE DECREED NUMBER. REVIEW BY
IDWR LEGAL STAFF FOUND THAT THE DECREE SUPERCEDED THE LICENSE.
61-00275 AND 61-02037 ARE THE SAME WATER RIGHT. SEE DECREE, L.I.C.
CONV. MEMO IN FILE. 03/13/1995 MM.

CONTACT PERSON: Ma Percy PHONE NUMBER: (208) 587-4699

DATE OF FIELD EXAM: 07/21/1994 APPOINTMENT MADE: Y(X) N() TIME: 7:30 A(X) P()

ACCOMPANIED BY: Ma Percy PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: Same

DIRECTIONS TO PROPERTY / NOTES:

Geese Tammer exit off I84. N past substation, cross Rattlesnake, X
from old schoolhouse bldg. Driveway shared w/Neighbors. Percys are
on the south side of driveway.

A. AJ CLAIM: # A61-00275 PRIORITY DATE: 01-20-1913 STAGE: D

B. WR RECORD: # 61-00275 PRIORITY DATE: 01-20-1913 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(X) N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(X)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y() N(X)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(X) Y() N()

FIELD EXAM COMPLETED N/A(X) Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A(X) Y() N()

LICENSE ISSUED N/A(X) Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED? N/A(X) Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(X) N()

NOTES: 03/14/1995: This claim was originally filed as a combination of this decree right and license 61-02037. Review by IDWR legal staff found that the decree superseded the license. Priority date is the same for both water right records. (see claim A61-10833.) original claim NA

RECOMMENDED PRIORITY DATE:

01-20-1913

REVIEWED BY [Signature]

DATE 03/14/1995

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | LOT | POB | FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|-----------|------|------|------|-----|-----|-----|-----|------|--------|----------------|------------------|
| A61-00275 | 03S | 07E | 1 | | NW | NE | | | ELMORE | | |

| OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX
A61-10581 | WR RECORDS IN SAME 40 ACRE TRACT
NONE |
|---|--|
| | |

SOURCE: RATTLESNAKE CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP., RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD
FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|------------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| 61-00275 | 03S 08E | 6 | | NW | NW | 4 | | ELMORE | | |

OTHER WR RECORDS WITH SAME WR POD
AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

| | | | |
|--|------|------|------|
| | NONE | NONE | NONE |
|--|------|------|------|

SOURCE: RATTLESNAKE CREEK

IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N(X)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

1. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA?

10. SHOULD THE CLAIMED POB BE VERIFIED BY FIELD EXAM? ☒ YES ☐ NO

10. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

1. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

1. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

• HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 2/11/93)

AJ FIELD EXAM (DATE OF FIELD EXAM 09/26/1994) NAME OF EXAMINER M. W. Nicodemus Y(X) N()

OTHER (DESCRIBE IN NOTES BELOW)

Rattlesnake Deane signed 05/29/1917

5

TRIB: SNAKE RIVER 2

DATE: 03/14/1995

(

9724729.

020.

Hydrogen



① T035 R07E
S.1 NWNE

Check dam in
stream.

Located on
Rattlesnake CR,
directly North
of claimants'
home.



② Pump, located
on south side
of creek.

Pipe goes under-
ground and
connects w/GW
system.

Sprinkler
irrigation.

T035 R07E
S.1 NWNE

Installed (possibly)
12/07/1978

ASCS
(1988)

T035 R07E

S. 1 & 12

T035 R08E

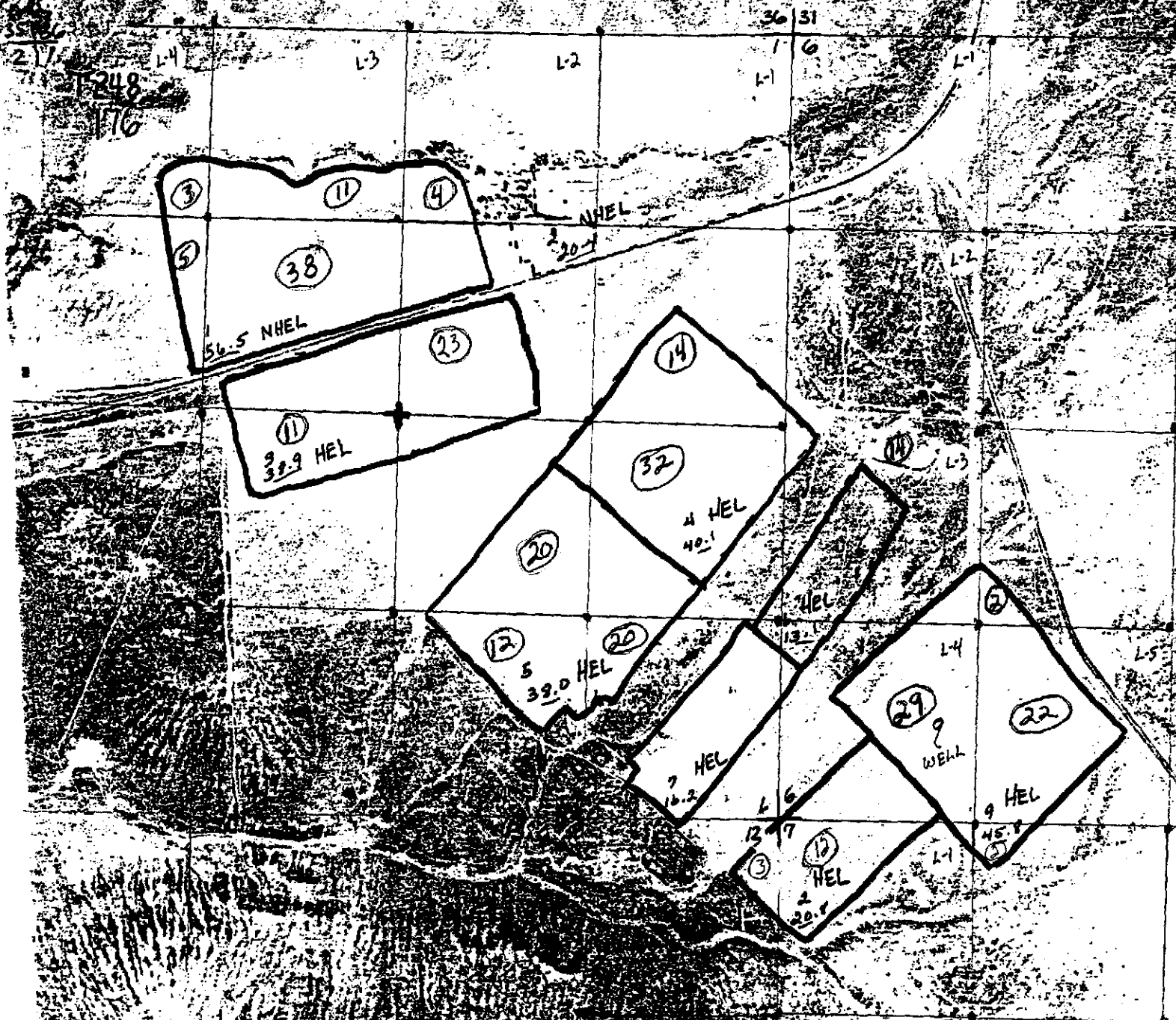
S. 6 & 7

A61-10841

340 acres

680 CFS

A61-00275



214 (1974)

A61-00275

2.00 CFS

+

Frenchman
Springs

3778T

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T02S

T03S

POD L1

RATTLESNAKE CREEK

Lamberton
Reservoir

John Hoffman
Reservoir

K...
Reservoir

RO7E

RO8E

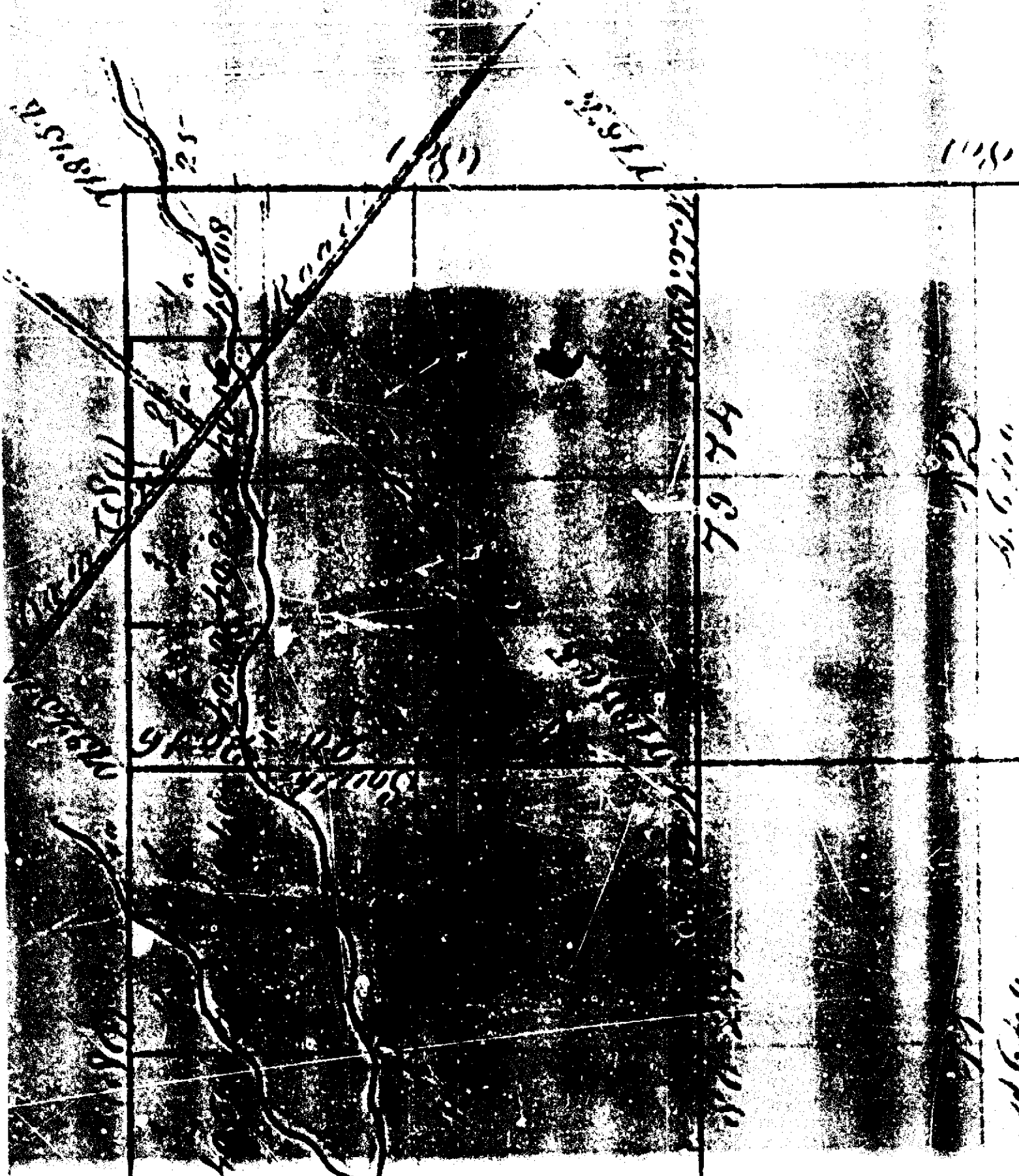
T03S

R07E

1870 - (T1/E)

1874

(Sections)



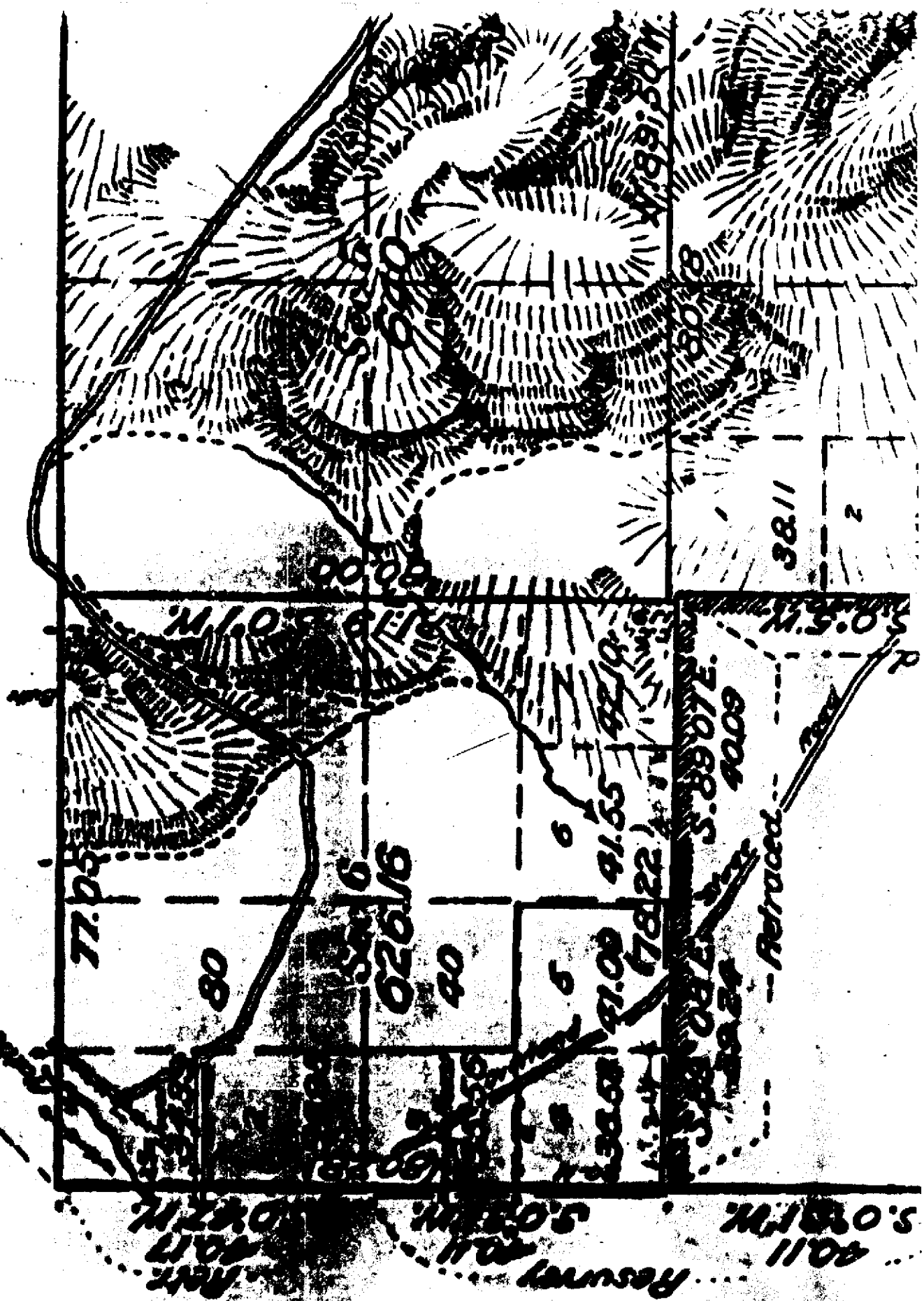
7035
R08E
1912

G

F

F

e



H

T035
K08E
1899

110 01220

Sec. 8.

0.5 30.

0700

110 01220

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A. ROOT WATER RIGHT NUMBERS: A61-00275

B. POI LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-----|-----|-----|-----|-----|-----|------------------|------------------|---------------|-----------------|----------------|------------------|
| 03S | 08E | 6 | NW | SW | 3 | PERCY, HELEN | A61-00275 / 20.0 | 61-00275 / | 28.0 | | 14 ✓ |
| | | | NW | SW | | PERCY, STEPHEN | A61-10047 / | - | | | |
| | | | NW | SW | | PERCY, STEPHEN | R61-10047 / | - | | | |
| | | | NW | SW | | PERCY, STEPHEN | A61-10841 / | - | | | |
| | | | NW | SW | | GOELET, JOHN | 61-07065 / 2.0 | | | | |
| | | | NW | SW | | PERCY, STEPHEN | 61-070698 / 15.0 | | | | |
| | | | NW | SW | | PERCY, STEPHEN | 61-02037 / 20.0 | | | | |
| | | | NW | SW | 3 | KIEF, BERNICE I. | | | | | |
| 03S | 08E | 6 | SW | SW | 4 | PERCY, HELEN | A61-00275 / 40.0 | 61-00275 / | 38.0 | | 29 ✓ |
| | | | SW | SW | | PERCY, STEPHEN | A61-10841 / 32.0 | - | | | |
| | | | SW | SW | | GOELET, JOHN | 61-07065 / 17.0 | | | | |
| | | | SW | SW | | PERCY, STEPHEN | 61-070698 / 15.0 | | | | |
| | | | SW | SW | 4 | KIEF, BERNICE I. | 61-02037 / 40.0 | | | | |
| 03S | 08E | 7 | NE | NW | | PERCY, HELEN | A61-00275 / 10.0 | 61-00275 / | 1.0 | | 2 ✓ |
| | | | NE | NW | | PERCY, STEPHEN | A61-10841 / 2.0 | - | | | |
| | | | NE | NW | | KIEF, BERNICE I. | 61-02037 / 10.0 | | | | |
| | | | NE | NW | | GOELET, JOHN | 61-07065 / 2.0 | | | | |
| 03S | 08E | 7 | NW | NW | 1 | PERCY, HELEN | A61-00275 / 30.0 | 61-00275 / | 10.0 | | 12 ✓ |
| | | | NW | NW | | PERCY, STEPHEN | A61-10841 / 14.0 | - | | | |
| | | | NW | NW | | GOELET, JOHN | 61-07065 / 14.0 | | | | |
| | | | NW | NW | 1 | KIEF, BERNICE I. | 61-02037 / 30.0 | | | | |

ADDITIONAL POI FOUND

03S 08E 6 NESW 2 ✓
L-5 SESW 22 ✓
03S 07E 1 NWN 24 ✓
SWNE 23 ✓
TOTAL ACRES A61-00275 66.00 77.00
POU COUNTY: ELMORE
SE NE 14 ✓
L-4 NENW 3 ✓
SWNW 5 ✓
SE NW 38 ✓
NE SW 11 ✓
NE SE 32 ✓
NW SE 20 ✓
SW SE 12 ✓
SE SE 20 ✓
03S 07E 12 NENE 3 ✓

277.0
PP 100 acres

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (X), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

Y(X) N()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO. | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-------------------|----------------|-----------|----------------|-----------|----------------|
| A61-00275 | RATTLESNAKE CREEK | PERCY, HELEN | 2.000 | 0.020 | | |
| A61-10841 | GROUNDWATER | PERCY, STEPHEN | 6.800 | 0.020 | | |

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|--------------------|----------------|---------------------|-----------|-----------|
| A61-10047 | STOCKWATER | PERCY, STEPHEN | FROM 01-01 TO 12-31 | 0.030 CFS | |
| A61-10047 | STOCKWATER STORAGE | PERCY, STEPHEN | FROM 01-01 TO 12-31 | | 1.20 AF/A |
| R61-10047 | STOCKWATER | PERCY, STEPHEN | FROM 01-01 TO 12-31 | 0.030 CFS | |
| R61-10047 | STOCKWATER STORAGE | PERCY, STEPHEN | FROM 01-01 TO 12-31 | | 1.20 AF/A |

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(X) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A61-07065, A61-02037, A61-07069

A61-10841

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N(X)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N(X)

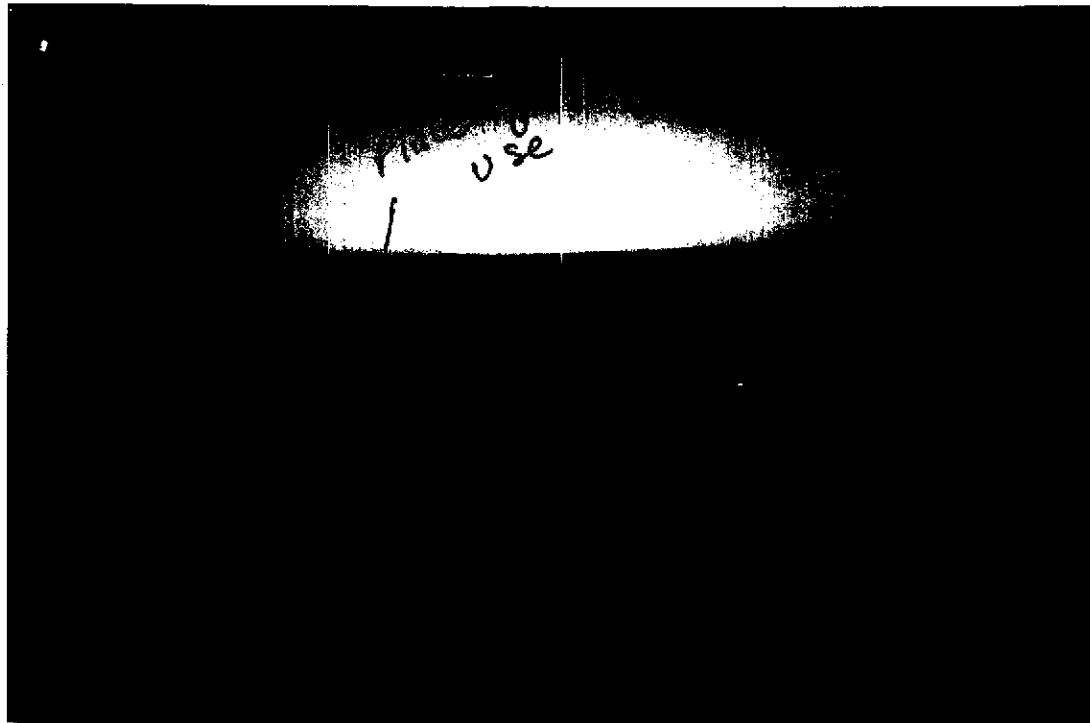
G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(X) N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS MONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(X)

Photo taken 09/11/1994 by T. Minicucci A61-00275



T03S R07E, S. 1 & 12 T03S R08E S. 6 & 7

Place of use is approximated - recent grass fire
burned most of the area.

Picture taken from hill North of ~~E~~ the farm - location
of radio towers, looking south. Teapot dome is to the
east, just out of the left side of the picture.

CHECK DOCUMENTS USED TO VERIFY POU: ☒ ORTHOPHOTOQUAD, IDMR NO. Z 14; ☐ TOPOGRAPHIC QUAD, IDMR NO. _____;
☒ NAPP, IDMR NO. Z14NE; ☐ ASCS PHOTO; ☐ OTHER _____

NOTES: 03/14/1995: Claimant indicated during the field exam that it is his understanding that the POP/POU changes occurred when the groundwater system was developed. Locality dates of the GW licenses are 11/26/1969 and 03/24/1970. Field exam for both licenses conducted 09/08/1975. Latest electrical hook-up for the pump was 12/07/1978. Change apparently occurred before SEBA commencement.

Since delivery system has changed, configuration of fields has also changed. Irrigated acres based on fields located in decreed '14 '14's, and acres overlapping into other '14 '14's were included under this decreed Right. Amt of acres calculated using overlay w/one acre tracts delineated on 1988 ASD's aerial photo. Grass fire in 1994 burned these acres. Make confirmation of ASCS fields impossible.

RECOMMENDATIONS:

TOTAL ACRES: 100 N/A()

REVIEWED BY: [Signature] DATE: 03/14/1995

A. AJ CLAIMED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A61-00275 IRRIGATION | FROM 04-01 TO 11-01 | 2.000 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 2.000 CFS | |

B. WR RECORDED USES:

| PURPOSE OF USE | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 61-00275 IRRIGATION | FROM TO | 1.206 CFS | |
| TOTAL DIVERSION RATE/VOLUME | | 1.206 CFS | |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

Yes - license data base
~~to be done~~

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(☐) N(☒)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

Yes - license data base
No - Decree

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☒) Y(☐) N(☐)

NOTES: 03/14/1995: Claim filed on licensed rate of diversion, although face of license is ambiguous. IDWL legal staff Board that decree supersedes the license. Decree gave 60.79 inches = 121 CFS. Used in combination w/ GW.

Recommend season of use to current IDWL standard for the area.

| | | |
|-------------------------------------|-------|-----|
| WR ROOT RIGHT TOTAL DIVERSION RATE: | 1.206 | CFS |
|-------------------------------------|-------|-----|

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

*** ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.**

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE?

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

E. FLOW MEASUREMENT

MEASUREMENT METHOD None Req'd , SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

$$1a. \text{ IRRIGATION RATE} \quad \frac{\text{ACRES}}{100} \times 0.02 \text{ CFS/ACRE} = \frac{2.0}{\text{(Taken from pop review)}} \text{ CFS}$$

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(~~X~~)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

| CLAIMED DIVERSION VOLUME = | AF/A |
|----------------------------|------|
| 100 | 100 |
| 90 | 90 |
| 80 | 80 |
| 70 | 70 |
| 60 | 60 |
| 50 | 50 |
| 40 | 40 |
| 30 | 30 |
| 20 | 20 |
| 10 | 10 |
| 0 | 0 |

ACRES 100 x DIVERSION VOL. AF/A FOR AREA = $N/A = \text{Surface } H_2O$

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 100 x CONSUMPTIVE VOL. AF/A FOR AREA 3

| AF/A | 300.0 | TOTAL CONSUMPTIVE USE |
|------|-------|-----------------------|
| | | |

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

140m IOWA field examiners' handbook.

$$1.21 \text{ cfs} \times 1.98 \text{ AF} / \text{cfs} / \text{day} \times 214 \text{ days/season} = 512.7 \text{ AF/season}$$

NOTES: 03/14/1995: Claimed as licensed (at least in the data base) but
decree supersedes the license.

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

| REC.
PURPOSE OF USE | REC. PERIOD | | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | | REC. CONS.
USE |
|------------------------|--------------|--------------|----------------------|-----------------------|----------|--------------------------|
| | FROM | TO | | DATABASE | EXAMINER | |
| IRRIGATION | 04-01 | 11-01 | 2.000 | DATABASE | EXAMINER | DATABASE EXAMINER
0.0 |
| <u>126</u> | <u>04-01</u> | <u>10-31</u> | <u>1.21</u> | | | <u>300</u> |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| TOTAL FOR THIS RIGHT | | | 2.000 | <u>1.21</u> | | 0.0 <u>300</u> |

NON-IRRIGATION USES CLAIMED: NONE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

REVIEWED BY: THH DATE: 03/14/1995

FLAG: C
STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE): When combined w/ 10951, no more than .02 cfs/acre + 9.0 AFA cons. V. Div V?
Right No. 61-00269 is also diverted thru POD
Change in POD / POW

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-00275

DATABASE 1.206
TOTAL DIVERSION RATE OF WR SPLITS CFS

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | CURRENT "R" CLAIM NUM. | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|-------------------|-----------------------|----------------|------------------------|---------------|------------------|----------------|
| - | R61-00275 | 2.000 | R61-00275 | 2.000 | 61-00275 | 1.206 |
| TOTAL CFS | | 2.000 | | 2.000 | | 1.206 |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW (X) OR SEE ATTACHMENT ()?

DATABASE N
FIELD EXAMINER WILLIAM

NOTES:

03/14/1995: This water right has not been split. The claim was filed on the licensed div. rate of 2.00 CFS (which possibly was 1.25 CFS - see license 61-02037, attached), as a combination of the license and a decreed right. TDWR legal staff determined that the decree supersedes the license - the decreed CFS is less than the licensed amt. No splits.

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 03/14/1995

NAME OF FIELD EXAMINER: MARIA PINOVAL TITLE: SR WATER AGENT

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED IN FILE? |
|---|---|-------------------------------|
| ☒ ORTHOPHOTOQUAD | DATE OF PHOTO <u>2/14</u> IDWR ID NO. <u>214</u> | Y(<u>X</u>) N(<u> </u>) |
| ☐ TOPOGRAPHIC | DATE FIELD CHECKED _____ IDWR ID NO. _____ | Y(<u> </u>) N(<u> </u>) |
| ☒ MAP | DATE OF PHOTO <u>08/01/1987</u> IDWR ID NO. <u>214 NE</u> | Y(<u> </u>) N(<u>X</u>) |
| ☒ ASCS AERIAL PHOTO | DATE OF PHOTO <u>1988</u> | Y(<u>X</u>) N(<u> </u>) |
| ☐ ASCS COLOR SLIDE | DATE OF PHOTO _____ | Y(<u> </u>) N(<u> </u>) |
| ☐ BLM OR USFS AERIAL PHOTO | DATE OF PHOTO _____ | Y(<u> </u>) N(<u> </u>) |
| ☒ TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY <u>1874 (S.1) 1893 (S.2) 1911 (S.6)</u> | Y(<u>X</u>) N(<u> </u>) |
| ☐ SCS SOIL SURVEY MAP | DATE ISSUED _____ | Y(<u> </u>) N(<u> </u>) |
| ☐ SUBDIVISION PLAT MAP | DATE OF MAP _____ | Y(<u> </u>) N(<u> </u>) |
| ☐ OTHER _____ | DATE _____ | Y(<u> </u>) N(<u> </u>) |
| ☐ OTHER _____ | DATE _____ | Y(<u> </u>) N(<u> </u>) |
| ☐ OTHER _____ | DATE _____ | Y(<u> </u>) N(<u> </u>) |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED) | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF PAGES | NOTES |
|---|---|--------------|----------------------------------|
| ☒ LICENSING FIELD EXAM | DATE OF FIELD EXAM <u>12/11/1913</u> | <u>2</u> | <u>Superseded by decree</u> |
| ☒ WATER RIGHT LICENSE | DATE LICENSE SIGNED <u>12/27/1913</u> | <u>1</u> | <u>"</u> |
| ☐ IDWR APPROVED TRANSFER | DATE TRANSFER APPROVED _____ | _____ | _____ |
| ☐ SYSTEM DESCRIPTION | DATE DRAWN _____ | _____ | _____ |
| ☐ PHOTOGRAPHS | DATE(S) PHOTOS TAKEN _____ | _____ | _____ |
| ☐ SPLIT RIGHT REVIEW | DATE REVIEW COMPLETED _____ | _____ | _____ |
| ☐ HUBBLE ANALYSIS | DATE ANALYSIS COMPLETED _____ | _____ | _____ |
| ☐ CONVEYANCE LOSS ANALYSIS | DATE ANALYSIS COMPLETED _____ | _____ | _____ |
| ☐ FLOW MEASUREMENT CALCULATIONS | DATE SYSTEM MEASURED _____ | _____ | _____ |
| ☒ OTHER <u>IDWR COR</u> | DATE <u>12/27/1913</u> | <u>1</u> | <u>5/8" per acre for license</u> |
| ☒ OTHER <u>Decree - Battlesnake</u> | DATE <u>05/29/1917</u> | <u>1</u> | <u>Jackson v Bowman</u> |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:18:32
03/14/95

PAGE: 16
QUICKLOOK INFORMATION

CLAIM NUMBER: A61-00275

| WR ELEMENT | DATA DISCREPANCY Y/N | CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE | FIELD EXAM BY WHOM/DATE | CHANGE CLAIM Y/N | ELEMENT DOCUMENTED WHOM/DATE | COMPLETED REVIEW WHOM/DATE | COMPLETED DATA ENTRY WHOM/DATE | VERIFIED DATE WHOM/DATE |
|------------------------|----------------------|---|-------------------------|------------------|------------------------------|----------------------------|--------------------------------|-------------------------|
| PRIORITY DATE | | | 777 09/21/1994 | N | | 777 03/20/1995 | 777 03/20/1995 | |
| POINT OF DIV | | | | N | | | | |
| SOURCE | | | | N | | | | |
| PLACE OF USE | | | | X | | | | |
| DIV. AMOUNT CFS/VOLUME | Y | | | Y/1/94 | | | | |
| CONSUMPTIVE USE | | | | Y | | | | |
| PURPOSES OF USE | | | | N | | | | |
| PERIOD OF USE | Y | | | N | | | | |
| BASIS OF CLAIM | Y | | | N | | | | |
| REMARKS | Y | | | | | | | |

BARCODE UPDATED
WHOM/DATE

777 03/24/1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

March 20, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

HELEN PERCY
STEPHEN PERCY
PO BOX 773
MOUNTAIN HOME ID 83647

RE: Notices of claim to a water right nos. A61-00269, A61-00275, A61-10841

Dear Mrs. and Mr. Percy:

This letter is to notify you of the progress of the review of your Snake River Basin Adjudication (SRBA) claims, and to explain the current status of the review.

There is a very important issue for your review with your surface water rights. Since a common irrigation system delivers both the surface ground water to your lands, each water right can be recommended for your entire farm. However, the right is limited to the cubic feet per second (cfs) rate of flow and acres recommended for the specific water right within the total acres of the farm. In other words, you can use the water right anywhere on the farm, but will be limited to the decreed amount of water to irrigate the decreed number of acres within the larger number of acres of the farm. The consequence of this flexibility is that should you sell a portion of the farm, a proportionate amount of each water right will go with the land, whether the water right was originally licensed or decreed on that land or not.

If you do not want your water rights recommended to the court this way, please contact this office by April 30, 1995.

A61-00269

This claim was originally filed in combination with another decreed right (61-00270) from Rattlesnake Creek as claim no. A61-10581. As we discussed on the day of the field exam, the decree is very specific regarding which right went with which lands. Right no. 61-00269 is appurtenant to your lands and right no. 61-00270 is appurtenant to the lands to the east. I believe I left a map with you, but if not, enclosed is a computer drawn map which shows the lands for each decreed water right. Your claim was split out to the two decreed rights, and A61-00269 will be recommended for the decreed amount of water (1.533 cfs) for 153.3 acres.

A61-00275

This claim was originally filed in combination with right no. 61-02037 for water from Rattlesnake Creek. Right no. 61-02037 is a license issued in 1913, and was superseded by the Rattlesnake Creek decree, which was issued in 1917. The

license and the decree describe the same water right, but since the decreed right overrides the licensed right, the claim will be recommended as decreed (1.21 cfs for 100 acres).

A61-10841

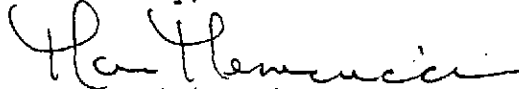
This is your claim on the large well. The claim is a combination of license no. 61-07065 and a portion of license no. 61-07069. Both licenses were issued on water from the well, but when used in combination, the rate of diversion is limited to the system capacity of the well. License no. 61-07069 has been split between yourselves and another property owner; the rate of diversion for all rights from the well is still limited to the system capacity of the well. Consequently your water right is less than the system capacity of the well.

Enclosed is a copy of the 1988 ASCS map. This is the map I used to determine the irrigated acres for your farm. If you have additional information (other maps, pictures, etc) which may indicate other irrigated acres, please submit them to this office to my attention. Please indicate the date of the information, and where you obtained it. I would be happy to review any other information that you can provide.

One final note: the claims on Rattlesnake Creek indicate instream stockwater use. Stockwater was not decreed in the Rattlesnake Creek decree, and if you want to claim that use a separate claim is required. You are not required to file a claim on instream stockwater. Enclosed is a claim form with instructions. The claim fee is \$25, and the fee must be included with the claim when it is returned to IDWR.

If you have any questions, or need clarification of any issues, please do not hesitate to contact this office.

Sincerely,



Maria Minicucci

Water Agent, Adjudication Bureau

MM:m

Enc: Computer drawn metes and bounds map for 61-00269 & 61-00270
1988 ASCS map
Claim form no. 42-1409 (2) a 1/88, with instructions

CLAIMANT'S NAME: Percy DATE: 09/30/1994
CITY: Elmore
EMPLOYEE: M. Minicucci

Carter Fritschle, SRBA supervisor called from the state office. I had requested a review of several of my files, including this claim on Rattlesnake Creek decreed water.

The staff at the S.O. determined that the decree superseded the license, and no additional water should be recommended.

The data base for the license indicates 2.00 cfs, ~~the~~ the actual license says 1.25 cfs @ the top & 2.00 cfs in the body of the license, but correspondence in the license file indicates that the license was issued for 5/8" to the acre, or 1.25 cfs. (See License 61-02037 file).

The decree cuts the cfs further to 1.206 cfs. Assume 100 acres.

Decree states if more land is developed, more water will be awarded. Carter & S.O. staff determined that this language does not constitute another water right.

MANT'S NAME: Percy (Grieve - next door)

DATE: 09/19/1994

TY: SImore

DYEE: M. M. M. M. M.

Mr. Percy returned my call. He indicated that Rattlesnake Creek is the primary water used on the farm - the well is used only as a back up (expensive to run - 300 HP). Mr. Percy has a pump in the creek and the water goes immediately into pipes to sprinklers. This is the same irrigation system used with the GW source.

Percy + Grieve share the well & the irrigation system. It is Mr. Percy's knowledge that the GW has not been used by Mr. Grieve since 1989, as the pipe to Grieve's property has been stubbed off since that time (Percy moved onto the property in 1989).

Mr. Bob Barker is a previous owner/operator of the property. Mr. Percy will contact Mr. Barker for information on when the ROD's on Rattlesnake Cr were changed, (acres expanded?).

Appt for field exam set for Weds Sept 21 7:30 am.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 24, 1992

Stephen and Helen Percy
P.O. Box 773
Mountain Home, ID 83647

Re: Identification Number Change for a Notice of Claim in the
Snake River Basin Adjudication (SRBA)
Elmore County - Claim No. A61-10833

Dear Mr. and Mrs. Percy,

The identification number of your Notice of Claim to a Water Right has been changed from A61-00275 to A61-10833. The claim you filed actually combines two existing rights: 61-00275 and 61-02037. The Idaho Department of Water Resources assigns identification numbers to claims that will allow processing without duplication or confusion; this change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new identification number. Refer to this record number in any future inquiries or correspondence. Please do not hesitate to contact this office, if you have any questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:rm:west
Enclosures:
copy of Notice of Claim

MICROFILMED

AUG 14 1992

VI.

That the defendant J. M. Cowen be, and he is hereby, awarded the use of the amount of water hereinafter stated from the waters of Rattle Snake Creek, in each year from the following dates to be diverted at the following points, to wit:

For use upon the SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$, section 14, township 2 south, range 7 east, Boise Meridian.

61 0274

40 inches dating from May 1, 1862.

That no portion of said waters awarded J. M. Cowen shall be stored or used for storage purposes, and that none of such water so awarded shall be carried out of the natural drainage of said Creek nor away from the immediate vicinity of its present place of use, nor sold or rented for use on other lands, according to a stipulation on file in said cause.

VII.

That the defendant Bernice P. Kief be, and she is hereby, awarded the use of the amount of water hereinafter stated from the waters of Rattle Snake Creek, in each year from the following dates, to be diverted at the following points, to wit:

For use upon Lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 7, Lots 3 and 4, section 6, township 3 South, range 8 east, Boise Meridian.

61 0275

T P.D. 104

Dating from January 20, 1913, 60.29 inches.

To be diverted from a point on said Rattle Snake Creek from which said point the township corner common to townships two and three, south, ranges seven and eight east, Boise Meridian, bears south 50° 25' west 1692 feet.

But the Court further finds that the permit of said defendant Bernice P. Kief was for water for 148.65 acres, that she has used due diligence in getting the water upon all of said lands, and the Court therefore further finds that should she, within a reasonable time get the balance of said land under cultivation and her irrigation works completed, so as to irrigate the same, that said right shall be increased as of said date to 93 inches.

December 27, 1913.

It 9176

Mrs. Bernice I. Kief,
Mountain Home, Idaho.

Madam:

Am enclosing you herewith certificate of completion of works and water license issued under above permit, also, receipts for fees. You will note that license has been issued for $5/8$ of an inch to the acre, at the request of Mr. A. V. Tallman.

Very truly yours,

P. KING,

State Engineer.

CEL-25118-5119

9176

County, Elmore.
Stream, Rattlesnake Creek.
Amount, 1.25 cu. ft.
Use, irrigation.
Priority, January 20, 1913.

STATE OF IDAHO

Water License No. 9176

WHEREAS, On the 20th day of January, A. D. 1913,

J. L. Kief
of Mountain Home, County of Elmore, State of Idaho, duly made application
(No. 12638) to me for a permit to use 4.8 cubic feet per second of the waters of
Rattlesnake Creek

County of Elmore, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 23th day of March, A. D. 1913, Permit No. 9176 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 23th day of March, A. D. 1916, and for the application to ben-
eficial use of said water on or before the 29th day of March, A. D. 1918, and,

WHEREAS, On the 21st day of April, A. D. 1913, J. L. Kief transferred all
his right, title and interest in and to said permit to Bernice I. Kief, and

WHEREAS, On the 11th day of November, A. D. 1913,

Bernice I. Kief
the holder of said permit, duly made proof of the completion of adequate works for the diversion of
two (2) cubic feet per second of said waters, as evidenced by my Certificate No. 9176
dated December 27, 1913, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use two (2) cubic feet per second of said water,
with date of priority of January 20, 1913, and

WHEREAS, On the 15th day of November, A. D. 1913,
Bernice I. Kief

the holder of said permit, duly made proof of the application to beneficial use of 2 cubic
feet per second of said water.

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to Bernice I. Kief

of Mountain Home, County of Elmore, State of Idaho, the holder and owner
of said Permit No. 9176, a perpetual right, dating from January 20, 1913
to the use of 2 cubic feet per second of the waters of Rattlesnake Creek,

in the County of Elmore and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point in Lot 1, Section 1, Township 3
South, Range 7 East of Boise Meridian,

and conducted to and upon 100 acres, divided as follows: 20 acres in Lot 1, Section 7,
10 acres in the NE 1/4 of Section 7, 20 acres in Lot 2, Section 6, and 40 acres
in Lot 4, Section 6, all in Township 3 South, Range 8 East of Boise Meridian,

for the purpose of irrigation and domestic use, subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source of supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 27th day of December
A. D. nineteen hundred and thirteen.

F. P. KING,

(Seal)

State Engineer.

61 2037

REPORT OF ENGINEER

1. State name of applicant and number of permit: *Ernie E. King #9176*
2. State source of water supply: *Rattle snake Creek*
3. Location of point of diversion: *ME ME Sec 1 T30R7E R. 11*

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: _____

5. Describe works as they exist, giving dimensions of same as follows:

- | | <i>Flume</i> | <i>Ditch</i> |
|---------------------------------|---------------|--------------------------------|
| (a) Width of conduit at bottom: | <i>16"</i> | <i>2'</i> |
| (b) Width at water line: | <i>16"</i> | <i>4'</i> |
| (c) Depth of water: | <i>12"</i> | <i>1'</i> |
| (d) Grade per mile: | <i>10'</i> | <i>10' to 50'</i> |
| (e) Capacity of ditch: | <i>over 2</i> | <i>2 and more</i> second feet. |

6. State whether or not water has been turned into works of diversion and if so, to what extent:

Water was turned in but was dry at this time

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract:

Lot 1 30 acres in cultivation Sec 7 - T35R8E
ME NW 10 " " " Sec 7 - T35R8E
Lot 3 20 " " " Sec 6 - T35R8E
Lot 4 40 " " " Sec 6 - T35R8E

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: *There are two reservoirs used for an additional water supply.*

RECEIVED
 STATE OF IDAHO, DEC 20 1913
 County of _____
 OFFICE OF STATE ENGINEER

Walter R. Meyer

being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

9176

