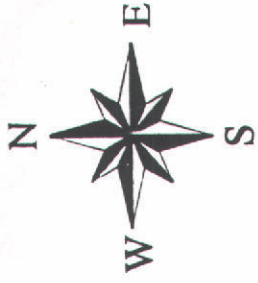


IDAHO DEPARTMENT OF WATER RESOURCES

T05S, R09E, S19, 20, 29, 30, 31 & 32



1987 NAPP PHOTO

● POINT OF DIVERSION

□ PLACE OF USE

1/4 1/4 LINES

□ SECTION LINES

6 ACRES

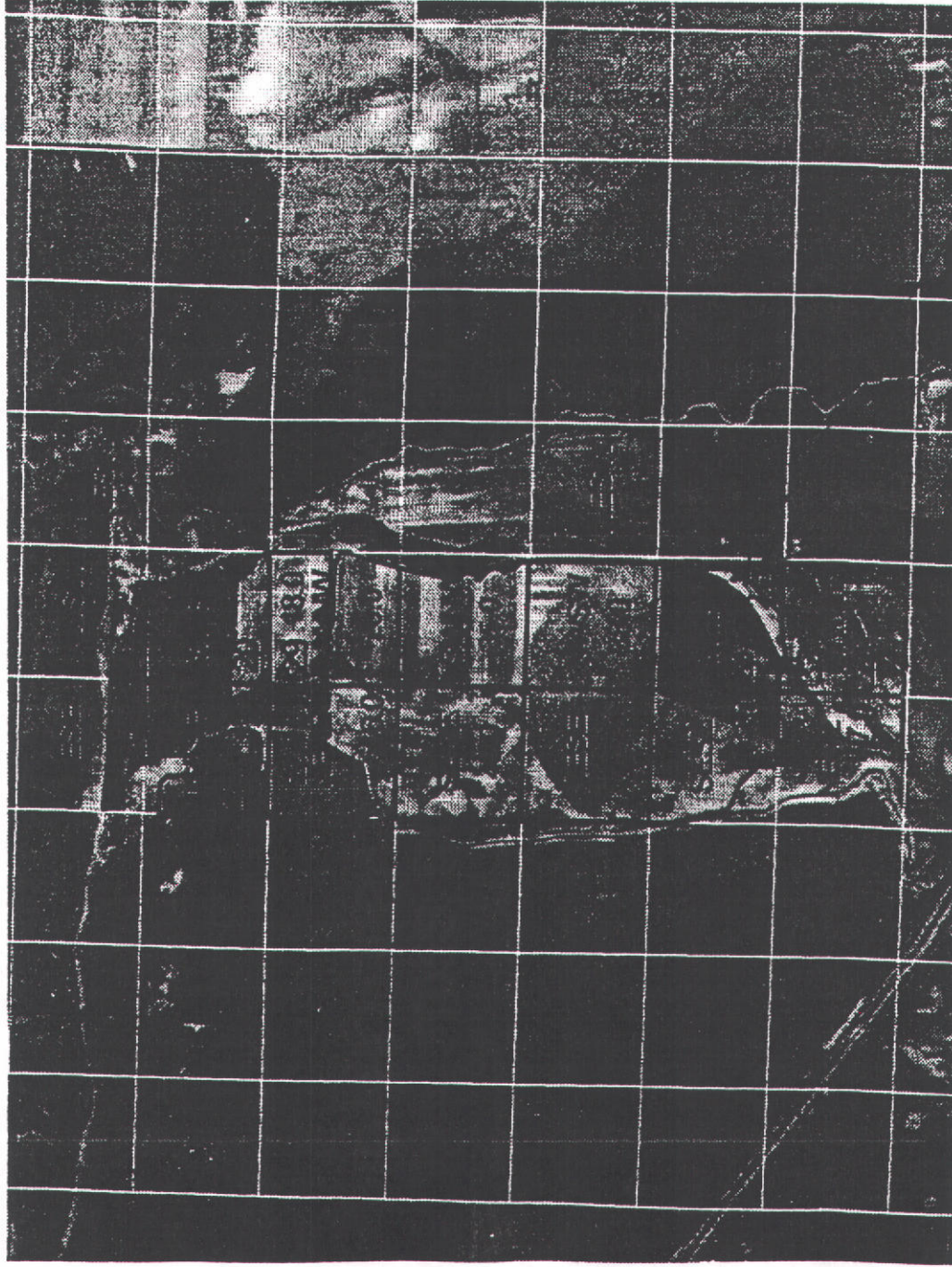
6 SECTION NUMBERS

CLAIM(S): 61-00345, 61-00347, 61-02007,
61-02052

OWNER(S): JOE BLACK & SONS

Prepared by Mel Schulte

DATE: NOVEMBER 11, 1998



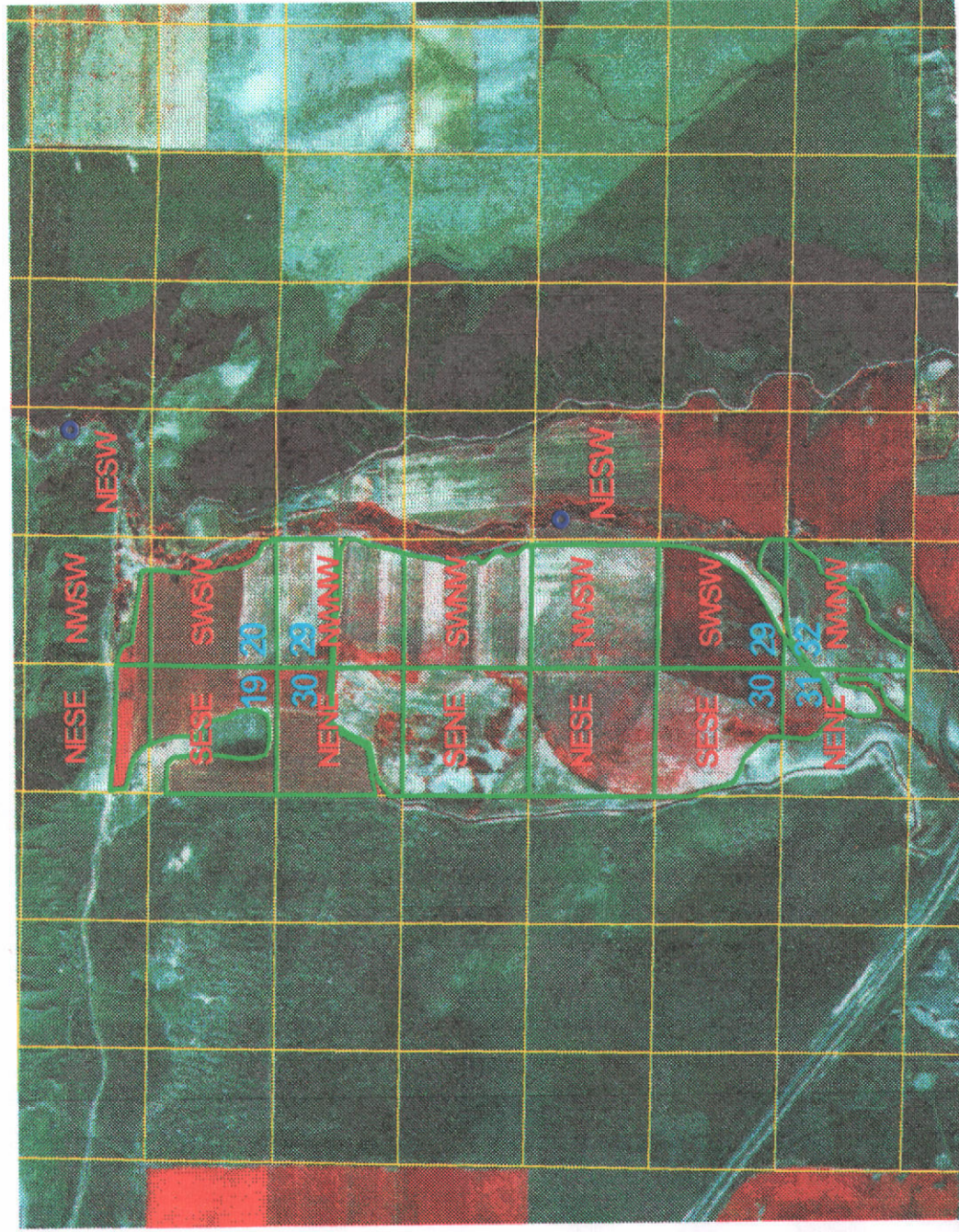
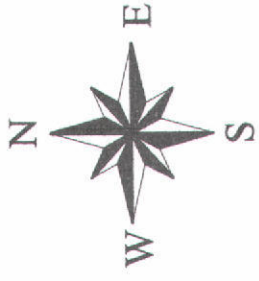
NEW P/D

0 0.25 0.5 0.75 1 1.25 1.5 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T05S, R09E, S19, 20, 29, 30, 31 & 32



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 61-00345, 61-00347, 61-02007, 61-02052

OWNER(S): JOE BLACK & SONS

Prepared by Mel Schulte

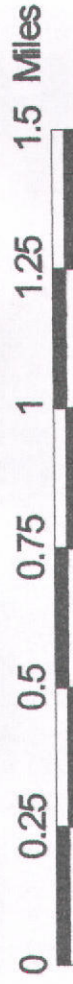
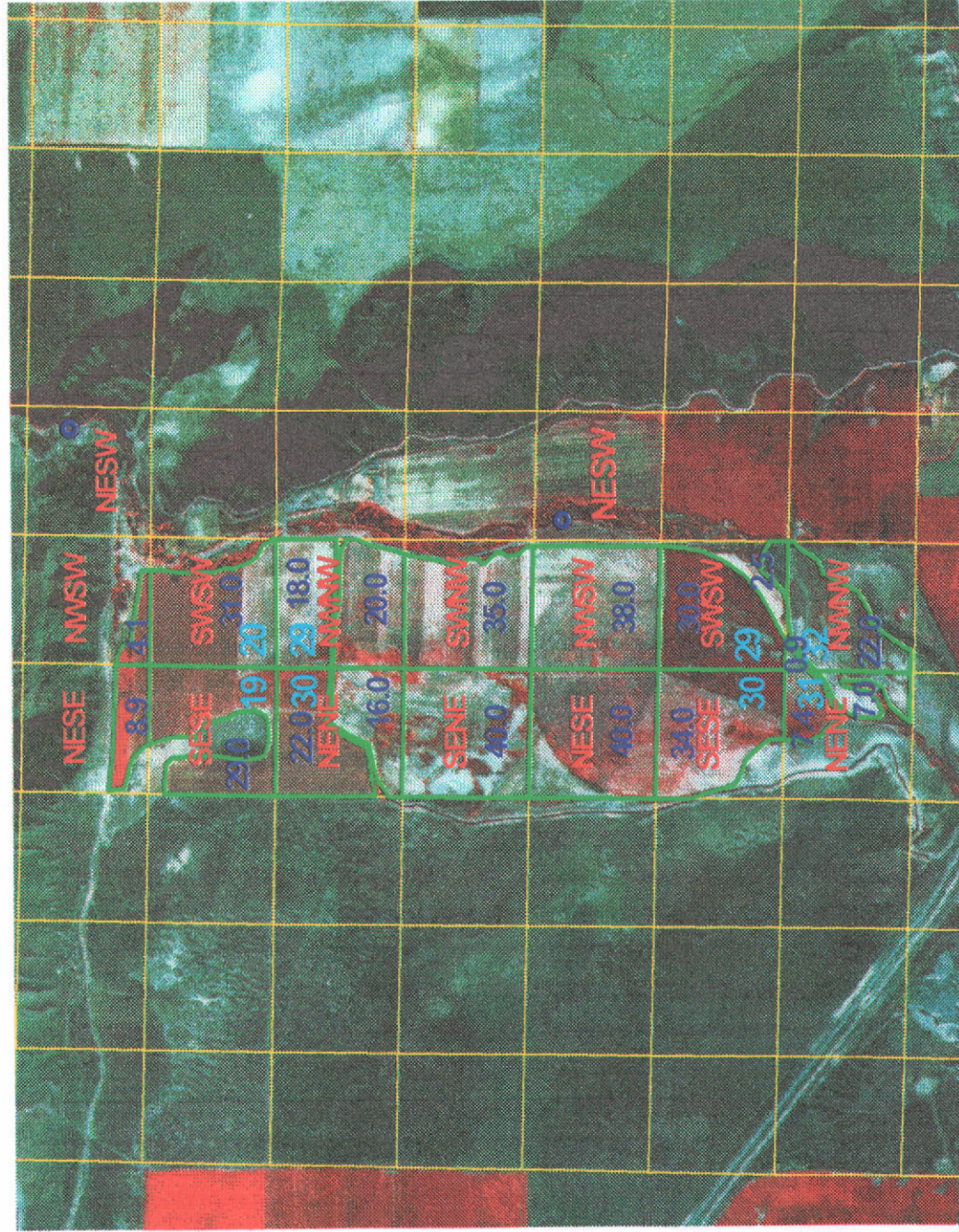
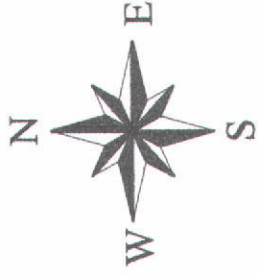
DATE: NOVEMBER 11, 1998

0 0.25 0.5 0.75 1 1.25 1.5 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T05S, R09E, S19, 20, 29, 30, 31 & 32



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 61-00345, 61-00347, 61-02007, 61-02052

OWNER(S): JOE BLACK & SONS

Prepared by Mel Schulte

DATE: NOVEMBER 11, 1998

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: A61-00347
Date Received: 12/ 8/1989
Receipt No: W006999
Received By: DE JDL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOE BLACK & SON'S 208-366-7963
Address: P.O. BOX 67
HAMMETT, ID 83627

2. Date of Priority: MAY 1, 1884

3. Source: COLD SPRING CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	09E	20	SE	NE	SW		ELMORE

5. Description of diverting works:
DITCHES, PIPELINES, PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	11/15	3.200		

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

8. Total consumptive use is 560.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	09E	20	SW	SW		IRR	35.0
						Section Acres	35.0
		29	NW	NW		IRR	40.0

A61-00347

Page 1

Date: 03/04/91

RECORDED

AUG 11 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	09E	29	SW	NW	IRR	40.0
			NW	SW	IRR	40.0

Section Acres 120.0

Total Acres 155.0

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:

61-0345, 61-2005, 61-2007, 61-2052, KING HILL IRRIG.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 5/10/1899

DANIEL MCGINNESS ET. AL.

Decree Plaintiff

vs

JAMES STANFIELD ET. AL.

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): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number WR# 61-0347
Date Received 12-8-89
Receipt Number W0006999

RECEIVED
DEC 08 1989

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Joe Black & Sons Phone (208) 366-7963

Mailing Address P.O. Box 67 Hammett Idaho Zip 83627

2. Date of Priority (Only one (1) per claim) May 1 1884

3. Source of water supply (a) Cold Spring Creek
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township T55 Range R9E Section 20,
SE 1/4 of NE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Elmore

Additional points of diversion if any: _____

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

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

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

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

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

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

MICROFILMED

AUG 11 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/15 to 11/15 amount 3.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.20 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 560 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
55	9E	20											30						30
		29						40											40
		29						40											40
		29										40							40

Total number of acres irrigated 155

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
61-0345, 61-2005, 61-2007, 61-2052, King Hill Inc or None ()

14. Remarks:

RECEIVED

Last Name _____ Ident No. _____

AUG 11 1992
Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

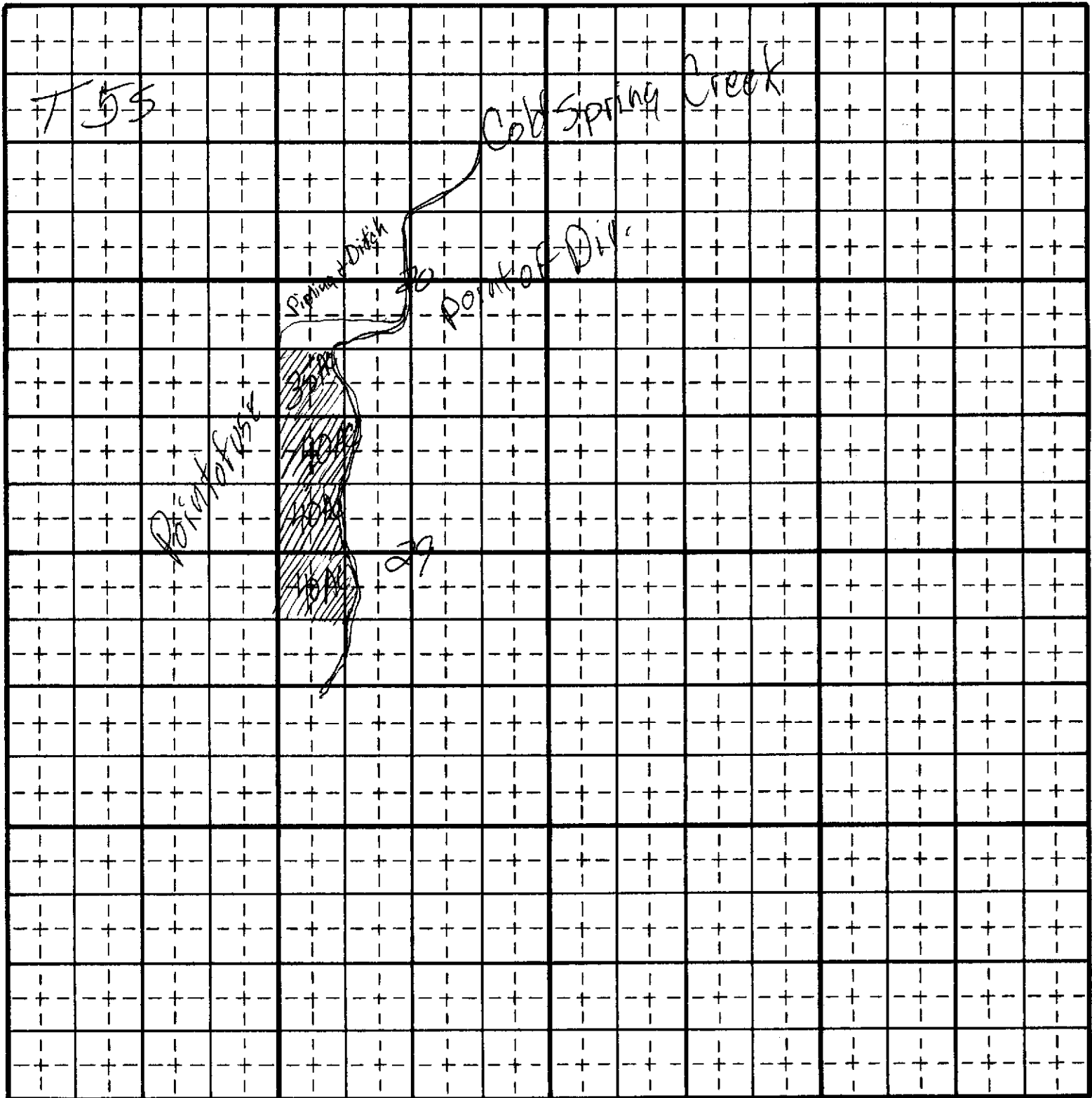
The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

R 9 E



MICROFILMED

AUG 11 1992

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree X

If applicable provide IDWR Water Right Number 61-0347

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant Daniel McGinness VS James Stanfield

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Partner

Title

of Joe Black & Son's , that I have signed the foregoing

Organization

document in the space below as Partner of Joe Black & Son's

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Chris Black

Title and Organization Partner Joe Black & Son's Date 12-02-89

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

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

SEAL

Notary Public Linda J. Kelly

Residing at Blaine, Idaho

My Commission Expires May 8, 1993

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

ENCLOSURE FILMED

AUG 11 1992

Copies White-State, Yellow-Claimant

Last Name _____ Ident. Number _____

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Joe Black & Sons

CLAIM IDENT. NO.

Alb1-00347

DATE RECEIVED

12-8-89

CK #

5731

AMOUNT \$

205⁰⁰ / 987

Required

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

 RECORDED
 7531 11 1992

23. Should this claim be receipted and data entered?

YES

NO

☒

☐

Claim checked by: JH

Date: 1-17-91

Claim must be returned to claimant:

☐ (Yes) ☒ (No)

Claimant must be notified of modifications:

☐ (Yes) ☒ (No)

Receipt Prepared by: JH

Date: 12-8-89

Claim data entered by: _____

Date: _____

Checked by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Comments: Proof report attached.

Water Right Number - 61-00347

Adj. Flag Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
STEVENSON

THOMAS R.

1 -

2 -

3 -

City-
Phone -

State- Zip-

+ - - - Priority Date - - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/01/1884 14 ERROR IN REGION D - DECREED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - Snake River

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code)

County

Stream Index (Blank if no Index Code)

+ - - - - - - - - - - - - - - - Water Use - - - - - Diversion Rate Diversion Volume

01 - IRRIGATION

3.200

+ - - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +

3.200

+ - - - - - - - - - - - - - - - Place of Use - - - - - Description County

05S 09E 20 SW SW 01 IRRIGATION 39 ELMORE
05S 09E 29 NW NW 01 IRRIGATION 39 ELMORE
05S 09E 29 SW NW 01 IRRIGATION 39 ELMORE
05S 09E 29 NW SW 01 IRRIGATION 39 ELMORE

Total Acres:

+ - - - Diversion Means -

+ - - - Non-Irrigation Use -

+ - - - Other Rights for Same Use -

+ - - - - - - - - - - - - - - - Remarks - - - - - Remarks found.

+ - - - - - - - - - - - - - - - Old Water Right Numbers - - - - - No Old Water Right Numbers found.

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

AUG 11 1992

AGROFILMED
AUG 11 1982

SRBA PARTIAL DECREE 61-00347

Issued on 10-26-2000.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

| | | |
|-------------------------------|--|--------------|
| NAME AND ADDRESS: | JOE BLACK & SONS
PO BOX 67
HAMMETT, ID 83627 | |
| SOURCE: | COLD SPRINGS CREEK | TRI |
| QUANTITY: | 3.20 CFS | |
| PRIORITY DATE: | 05/01/1884 | |
| POINT OF DIVERSION: | T05S R09E S20
S29 | NESW
NESW |
| PURPOSE AND
PERIOD OF USE: | PURPOSE OF USE
Irrigation | PERI
03-1 |
| PLACE OF USE: | Irrigation | |
| | T05S R09E S19 | NESE 8.9 |
| | S20 | NWSW 4.1 |
| | S29 | NWNW 38.0 |
| | | NWSW 38.0 |
| | S30 | NENE 38.0 |
| | | NESE 40.0 |
| | S31 | NENE 14.4 |
| | S32 | NWNW 22.9 |

405.8 Acres Total

USE OF THIS RIGHT WITH THE RIGHT
THE IRRIGATION OF A COMBINED TOTAL
IRRIGATION SEASON. COMBINED RIGHT
61-02052 & KING HILL IRRIGATION DI

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION
THIS PARTIAL DECREE IS SUBJECT
NECESSARY FOR THE DEFINITION OF THE
ADMINISTRATION OF THE WATER RIGHTS
DETERMINED BY THE COURT AT A POINT

ENTRY OF A FINAL UNIFIED DECREE.

[Return to SRBA Home Page](#)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

Western
RECEIVED

JUN 02 1999

WATER RESOURCES
WESTERN REGION

TRANSFER NO. 5231

WATER RIGHT NO(S). 61-00345/61-00347/61-02007/61-02052

This is to certify that: JOE BLACK & SONS
PO BOX 67
HAMMETT ID 83627

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 61-00345 : | | | |
| IRRIGATION | 04/01 to 10/01 | 0.50 CFS | 100.0 AF |
| Priority: 06/30/1879 | | | |
| Right No. 61-00347 : | | | |
| IRRIGATION | 04/01 to 10/01 | 3.20 CFS | 620.0 AF |
| Priority: 05/01/1884 | | | |
| Right No. 61-02007 : | | | |
| IRRIGATION | 04/01 to 10/01 | 2.10 CFS | 544.0 AF |
| Priority: 02/29/1908 | | | |
| Right No. 61-02052 : | | | |
| IRRIGATION | 04/01 to 10/01 | 0.64 CFS | 128.0 AF |
| Priority: 12/19/1917 | | | |
| TOTAL: | | * 6.44 CFS | * 1392.0 AF |

SOURCE
COLD SPRINGS CREEK

TRIBUTARY OF
SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 20, Township 05S, Range 09E
NESW , Sec. 29, Township 05S, Range 09E
SWSW , Sec. 29, Township 05S, Range 09E
ELMORE County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 05S | 09E | 19 | NESE 8.9 | SESE 29.0 | | 37.9 |
| | | 20 | NWSW 4.1 | SWSW 31.0 | | 35.1 |
| | | 29 | NWNW 38.0 | SWNW 35.0 | NWSW 38.0 | 143.5 |
| | | 30 | SWSW 32.5 | | | |
| | | 31 | NENE 38.0 | SENE 40.0 | NESE 40.0 | 152.0 |
| | | 32 | SESE 34.0 | | | 14.4 |
| | | | NENE 14.4 | | | 22.9 |
| | | | NWNW 22.9 | | | |

Total number of acres irrigated: ** 405.8

TRANSFER NO. 5231
WATER RIGHT NO(S). 61-00345/61-00347/61-02007/61-02052

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 61E.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- OK 3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- OK 5. All water rights within basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- ** 7. Right 61-00345 is limited to the irrigation of 25.0 acres in the place of use described above in a single irrigation season.
- ** 8. Right 61-00347 is limited to the irrigation of 155.0 acres in the place of use described above in a single irrigation season.
- ** 9. Right 61-02007 is limited to the irrigation of 136.0 acres in the place of use described above in a single irrigation season.
- ** 10. Right 61-02052 is limited to the irrigation of 32.0 acres in the place of use described above in a single irrigation season.
- * ** 11. Rights 61-00345, 61-00347, 61-02007 and 61-02052 when combined shall not exceed a total diversion rate of 6.44 cfs, a total annual maximum diversion volume of 1392.0 af at the field headgate, and the irrigation of 348.0 acres.
- ** 12. Rights 61-00345, 61-00347, 61-02007 and 61-02052 are combined with water from King Hill Irrigation District to irrigate the 405.8 acres described above in a single irrigation season.

Dated this 28 day of May, 1999.

J. Shu Saptor
Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 61-00345, 61-00347, 61-02007 & 61-02052

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5231



DATE: May 5, 1999

Transfer 5231 adds a point of diversion under Rights 61-00345, 61-00347, 61-02007 & 61-02052. The applicant wants to add a pump to use during low water years when the gravity flow diversion is not efficient.

These rights have been reviewed and recommended by the SRBA staff and the transfer approval is based on these recommendations. The decreed rights were limited to the number of acres claimed under each right which was less than the originally described parcels in the decree. Season of use and diversion volume was adjusted to current standards.

No watermaster comment was requested by region staff prior to forwarding the transfer to the state office. The approval will be held until the comment is received.

Recommended conditions include Basin 61 conjunctive management, watermaster control, multiple points of diversion/measuring devices & lockable controlling works, permissible place of use limits, combined right limits, irrigation overlap and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5231**APPLICATION FOR TRANSFER OF WATER RIGHT****PART 1**Name of applicant Joe Black & Son's Phone (208) 366-7963Post Office address PO Box 67, Hammett ID 83627**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Specify P/Ds under Decreed Rts
2. Describe the reason for the proposed changes Add a pump for diversion during low water years when gravity flow diversion is not efficient.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-------------------|--------------------|---------------|------------------------------|
| <u>61-00345</u> | <u>06-30-1879</u> | <u>0.50 cfs</u> | <u>IRR</u> | <u>04-01</u> to <u>10-01</u> |
| <u>61-00347</u> | <u>05-01-1884</u> | <u>3.20 cfs</u> | <u>IRR</u> | <u>04-01</u> to <u>10-01</u> |
| <u>61-02007</u> | <u>02-29-1908</u> | <u>2.10 cfs</u> | <u>IRR</u> | <u>04-01</u> to <u>10-01</u> |
| <u>61-02052</u> | <u>12-19-1917</u> | <u>0.64 cfs</u> | <u>IRR</u> | <u>04-01</u> to <u>10-01</u> |
2. Total amount of water being transferred 6.44 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Cold Spring Creek tributary to Snake River
4. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|----|----|----|------|------|------|--------|--------------------------|
| | SE | SW | SW | 29 | 5S | 9E | Elmore | ✓ new |
| | NE | NE | SW | 20 | 5S | 9E | Elmore | ✓ existing |
| | NW | NE | SW | 29 | 5S | 9E | Elmore | ✓ existing |

5. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ | | | | NW ¼ | | | | SW ¼ | | | | SE ¼ | | | | Totals |
|--------|
| | | | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | |
| | | | Same | | | | | | | | | | | | | | | | |
| |
| |
| |
| |
| |
| |
| |
| |

Total acres 348

PART 1

(6) General Information:

- a. Description of diversion system Pumps & Pipelines common to all
upper Point of Diversion is gravity, into a common
pipeline
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

none

*d. Remarks:

This would add a pump to allow us to
use the water more efficiently during low water
years. We have used these water rights continuously

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

See Attached Profile Reports

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

61-02005 (Alkali Creek)

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe See remarks G.D. (page 2)

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total acres _____

page 5 of 11

WR5809NP
No. 61-00345

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/06/98
PAGE: 1

| OWNER | | PRIORITY | USE PERIOD | DIVERSION | DIVERSION |
|------------------|---------------------|------------|------------|-------------|-----------|
| CODE | NAME & ADDRESS | DATE | FROM TO | RATE | VOLUME |
| C | THOMAS R. STEVENSON | 06/30/1879 | IRRIGATION | 00/00 00/00 | 0.500 CFS |
| TOTAL DIVERSION: | | | | 0.500 CFS | |

Water Source: COLD SPRING CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Place of use Legal Description for: IRRIGATION

| NE | | | | NW | | | | SW | | | | SE | | | |
|------|------|------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|---------------------------|-------|
| NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE |
| T | R | S | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : Lt Ac Lt Ac Lt Ac Lt Ac | : SUM |
| 05S | 09E | 20 | : | : | : | : | : | : | : | : | : | : | : | : | : |

Pou County: ELMORE

Other Water Rights Listing Overlapping Place(s) of use:

37-04112 61-02005

Dates: App. Received: Priority Date: 06/30/1879
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 61E Field Exam Fee:

Audit: 05/06/80 05/01/88 CONVERT

WR5809NP
No. 61-00347

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/06/98

PAGE: 2

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | THOMAS R. STEVENSON | 05/01/1884 | IRRIGATION | 00/00 00/00 | 3.200 CFS | |
| TOTAL DIVERSION: | | | | | 3.200 CFS | |

Water Source: COLD SPRING CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Place of use Legal Description for: IRRIGATION

| NE | | | | NW | | | | SW | | | | SE | | | | | | | | | | | | |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|---|-----|
| T | R | S | : | NENE | NWNE | SWNE | SENE | : | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : | SUM |
| | | | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | |
| 05S | 09E | 20 | : | | | | | : | | | | | : | | | | | : | | | | | | |
| 05S | 09E | 29 | : | | | | | : | I | I | | | : | | | | | : | | | | | | |

Pou County: ELMORE

Other Water Rights Listing Overlapping Place(s) of use:

37-04112 61-02005 A02-00214 A02-00215 A02-00216 A02-00217

Dates: App. Received: Priority Date: 05/01/1884
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 61E Field Exam Fee:

Audit: 05/06/80 05/01/88 CONVERT

page 7 of 11

WR5809NP

IDAHO DEPARTMENT OF WATER RESOURCES

DATE: 03/06/98

No. 61-02007

WATER RIGHT PROFILE REPORT

PAGE: 3

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|----------------|------------------|------------------------|----------------------------|-------------------|---------------------|
| C | IDA MC GINNIS | 02/29/1908 | IRRIGATION
DOMESTIC | 00/00 00/00
00/00 00/00 | 2.100 CFS | |
| TOTAL DIVERSION: | | | | | 2.100 CFS | |

Water Source: COLD SPRINGS CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T05S R09E S20

SWNE

ELMORE County

Place of use Legal Description for: IRRIGATION

| NE | | | | NW | | | | SW | | | | SE | | | | |
|-------------|------|------|---------|-------|-------|-------|---------|-------|-------|-------|-------|---------|-------|-------|-------|---------|
| NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | SUM |
| T | R | S | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | : SUM |
| 05S | 09E | 30 | : 25 | | | 40 | : | | | | | : 40 | | | 31 | : 136.0 |
| TOTAL ACRES | | | | | | | | | | | | | | | 136.0 | |

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: ELMORE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

61-02064

Other Water Rights Listing Overlapping Place(s) of use:

37-04112 A02-00214 A02-00215 A02-00216 A02-00217

Dates: App. Received: Priority Date: 02/29/1908
 Proof Due Date: Proof Made Date:
 Exam Made Date: Exam Sent to S.O.:
 Licensed Date: 12/03/1979

Misc: Water District Number: 61E Field Exam Fee:

Audit: 06/18/85 05/01/88 CONVERT

WR5809NP
No. 61-02052

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/06/98
PAGE: 4

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|------------------|---------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C | SUMMERS & FALK INC. | 12/19/1917 | IRRIGATION | 00/00 00/00 | 0.640 CFS | |
| TOTAL DIVERSION: | | | | | 0.640 CFS | |

Water Source: COLD SPRINGS CREEK

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T05S R09E S29

NESW

ELMORE County

Place of use Legal Description for: IRRIGATION

| NE | | | | NW | | | | SW | | | | SE | | | | | | | | | | | | | |
|-------------|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|------|-----|------|
| T | R | S | : | NENE | NWNE | SWNE | SENE | : | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : | SUM | |
| | | | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | | |
| 05S | 09E | 29 | : | | | | | : | | | | | : | | | 02 | | : | | | | | | : | 2.0 |
| 05S | 09E | 31 | : | 08 | | | | : | | | | | : | | | | | : | | | | | | : | 8.0 |
| 05S | 09E | 32 | : | | | | | : | | | 22 | | : | | | | | : | | | | | | : | 22.0 |
| TOTAL ACRES | | | | | | | | | | | | | | | | | | | | | | | 32.0 | | |

Pou County: ELMORE

Other Water Rights Listing Overlapping Place(s) of use:

37-04112 A02-00214 A02-00215 A02-00216 A02-00217

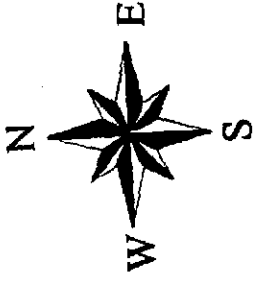
Dates: App. Received: Priority Date: 12/19/1917
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 12/03/1979

Misc: Water District Number: 61E Field Exam Fee:

Audit: 07/01/85 05/01/88 CONVERT

IDAHO DEPARTMENT OF WATER RESOURCES

T05S, R09E, S19, 20, 29, 30, 31 & 32



1987 NAPP PHOTO

● POINT OF DIVERSION

□ PLACE OF USE

1/4 1/4 LINES

□ SECTION LINES

6 ACRES

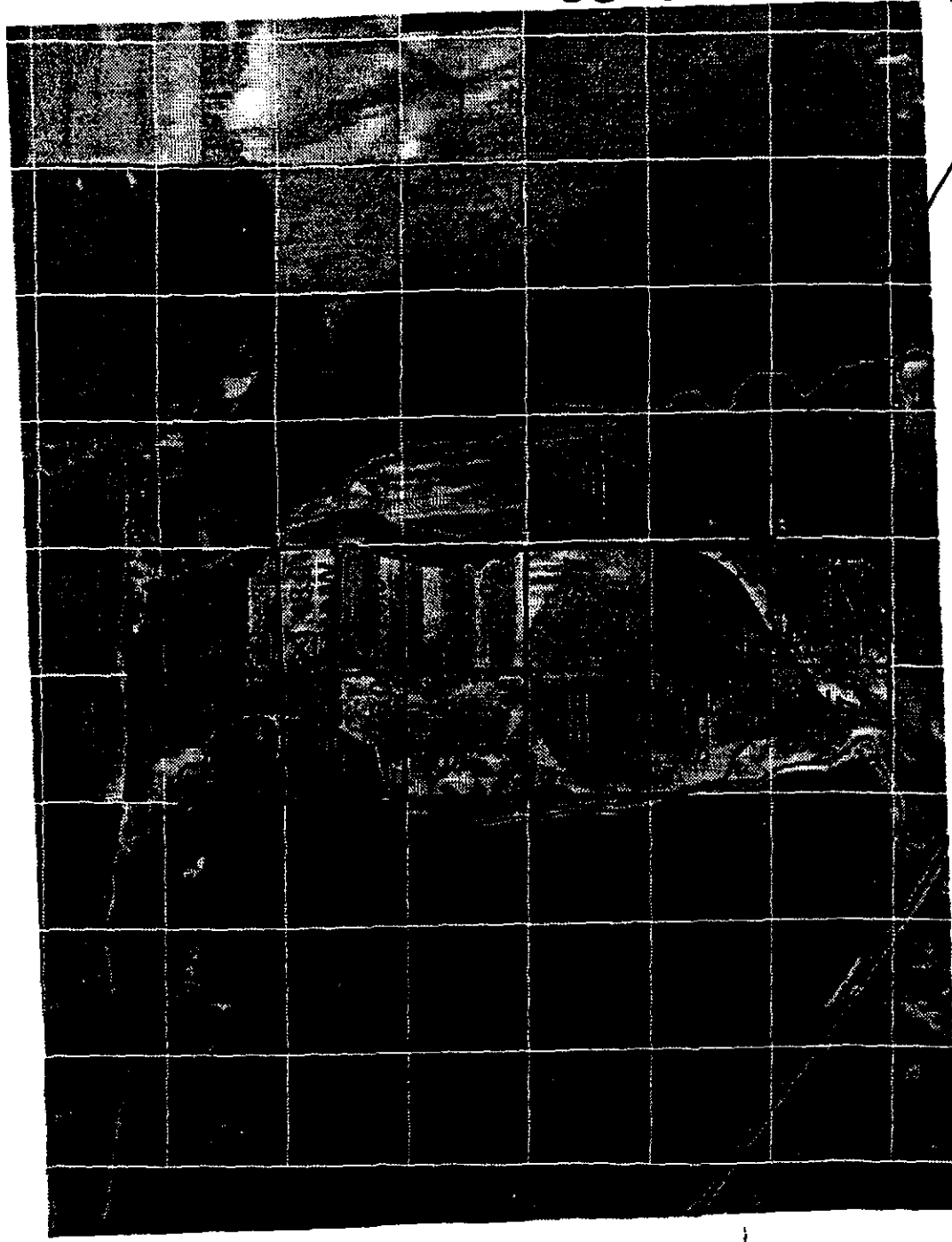
6 SECTION NUMBERS

CLAIM(S): 61-00345, 61-00347, 61-02007,
61-02052

OWNER(S): JOE BLACK & SONS

Prepared by Mel Schulte

DATE: NOVEMBER 11, 1998



NEW P/D

1.5 Miles



PART 3**B. CHANGES IN NATURE OF USE** *N/A*

| 1 | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|---------------|
| | | | | to |
| | | | | to |

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this



Chris Black
(Signature of Applicant)

23rd day of January, 19 98

Barbara Boise Idaho
(Notary Public)

My commission expires 06/26/1999

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by TTT Date 01/23/1998 Protest filed by _____

Prelim. check by TTT Fee \$100.00

Receipted by TTT Date 01/23/1998 W023399

Published in MTA Home News Copies of protest forwarded by _____

Pub. dates 3-19-98 to 5-98 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

AJ0749NP
NO. R61-00347

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

DATE: 11/12/98
PAGE: 2

Audit: 11/12/98 MSCHULTE

| WR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|-------------------|---|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | | | | | | | | |
| POINT OF DIV | Y | | 2 Werner | | * 6 | 11-11-98 | 11-11-98 | |
| SOURCE | Y | | 6-28-94 | | 1, 4, 5 | | | |
| PLACE OF USE | Y | | | Y | 6 | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | | 1, 4, 5 | | | |
| CONSUMPTIVE USE | - | | | | 6 | | | |
| PURPOSES | | | | | Dept.
Std. | | | |
| PERIOD OF USE | Y | | | | 6 | | | |
| BASIS OF CLAIM | | | | | Dept.
Std. | | | |
| REMARKS | | | | | 0 | | | |

In-office exam 6-24-97

"VERIFIED BY" CODES

| | |
|---------------------|-----|
| TOPO MAP/ORTHO-PQ | = 1 |
| ASCS MAP | = 2 |
| WATERMASTER RECORDS | = 3 |
| NAPP PHOTOS | = 4 |
| FIELD EXAM | = 5 |
| OTHER (SEE REMARKS) | = 6 |

NAPP PHOTOS = 4
FIELD EXAM = 5
~~*~~ OTHER (SEE REMARKS) = 6 Same as decreed

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

1. Possible permissible p.o.u. w/ AG1-00345 & AG1-00007
2. Reduce acreage % or quantity

AA15
VE

LIST OF MAPS USED AND ATTACHMENTS *See A61-00345* CLAIM NUMBER: *A61-00347*

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 _____ IDWR ID NO. _____ | Y() N() |
| ☐ TOPOGRAPHIC | DATE FIELD CHECKED _____ IDWR ID NO. _____ | Y() N() |
| ☒ ~~TOPO~~ <i>GIS maps</i> | DATE OF PHOTO <i>1987 11-11-98</i> IDWR ID NO. _____ | Y() N() |
| ☐ ASCS AERIAL PHOTO | DATE OF PHOTO _____ | Y() N() |
| ☐ ASCS COLOR SLIDE | DATE OF PHOTO _____ | Y() N() |
| ☐ BLM OR USFS AERIAL PHOTO | DATE OF PHOTO _____ | Y() N() |
| ☐ TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY _____ | Y() N() |
| ☐ SCS SOIL SURVEY MAP | DATE ISSUED _____ | Y() N() |
| ☐ SUBDIVISION PLAT MAP | DATE OF MAP _____ | Y() N() |
| ☒ OTHER <i>Page from Decree</i> | DATE _____ | Y() N() |
| ☒ OTHER <i>GTS Table</i> | DATE <i>11-11-98</i> | Y() N() |
| ☐ OTHER _____ | DATE _____ | Y() N() |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED) | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF PAGES | NOTES |
|--|---|--------------|-------|
| ☐ LICENSING FIELD EXAM | DATE OF FIELD EXAM _____ | _____ | _____ |
| ☐ WATER RIGHT LICENSE | DATE LICENSE SIGNED _____ | _____ | _____ |
| ☐ 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 _____ | DATE _____ | _____ | _____ |
| ☐ OTHER _____ | DATE _____ | _____ | _____ |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:16:14
06/24/94

PAGE: 1
GENERAL INFORMATION

14
CLAIM NUMBER: A61-00347

LAST: STEVENSON
ADDRESS:
CITY: XXXX
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: THOMAS R.
STATE: ID ZIP: 00000

LAST: JOE BLACK & SONS
ADDRESS: PO BOX 67
CITY: HAMMETT
PHONE NUMBER: 208-366-7963
OWNER CODE: C

FIRST:
STATE: ID ZIP: 83627

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N
FIELD
EXAMINER

CONTACT PERSON: Chris Black PHONE NUMBER: () - -
DATE OF FIELD EXAM: 1/1 APPOINTMENT MADE: Y() N() TIME: : A() P()
ACCOMPANIED BY: SON PHONE NUMBER: () - -
RELATIONSHIP TO CLAIMANT: SON

DIRECTIONS TO PROPERTY / NOTES:
See A61-00345

A. AJ CLAIM: # A61-00347 PRIORITY DATE: 05-01-1884 STAGE: D
B. WR RECORD: # 61-00347 PRIORITY DATE: 05-01-1884 STAGE: D

C. FIELD EXAM REQUIRED? DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)

NOTES:

RECOMMENDED PRIORITY DATE: 05-01-1884 *Meel Schulte* 11-11-98
REVIEWED BY: *Linda Werner* DATE

61 0347(c). For Thomas Stevenson Homestead, one hundred and sixty inches dating from May 1st, 1884. The quantity of water flowing from the spring near or upon the Stevenson Desert Entry (so called) to be deducted from the quantity awarded to said Stevenson for either or all of the above tracts, from the oldest appropriation. All of said water so awarded to defendant Thomas Stevenson to be measured at the point or points of diversion thereof from the channel of said stream, in a box or boxes, headgate or headgates, constructed for measuring water at a four inch pressure or its equivalent in second feet; and said water to be measured at said point or points of diversion, under a four inch pressure or its equivalent in second feet.

XIV.

That the waters of said Cold Spring Creek herein and hereby awarded for use upon that certain tract of land belonging to defendant J. B. Stanfield, and known as the Stanfield-McAnulty tract, and upon that certain piece of land belonging to defendant A. T. Babb, and known as the A. T. Babb tract; and that certain piece of land belonging to defendant C. J. Levere, and known as the C. J. Levere tract, except six (6) inches of water upon the last named tract, is subject to a prior right to the use thereof by Plaintiff Daniel McGinness by virtue of a decree of this Court made and entered on the 12th day of August 1891, in an action entitled Daniel McGinness, plaintiff, vs. S. A. McAnulty et al., defendants.

XV.

It is further ordered adjudged and decreed that the several parties hereto, whose rights to the use of the waters of said Cold Spring Creek are of even date, shall, whenever the amount of waters flowing in said channel of said stream is sufficient in quan-

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| | | | | | | | | |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
| A61-00347 | 05S | 09E | 20 | SE | NE | SW | | ELMORE |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A61-00345 NONE
A61-02007

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: COLD SPRINGS CREEK

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

6100347 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: COLD SPRING CREEK

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

| | | | |
|----------------------------|-------|----------|----------------|
| DUE TO POD DISCREPANCY? | (Y/N) | DATABASE | FIELD EXAMINER |
| DUE TO SOURCE DISCREPANCY? | (Y/N) | Y | <u>Y</u> |

NOTES:

Claimant has moved POD upstream $\approx$ 150' which is upstream from the old POD, but it is still within the same 1/4 1/4 section.

| RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: | | | | | DIVERSION NAME |
|---|-------------------|------|-----|-----|----------------|
| TWP. | RGE. | SEC. | 1/4 | 1/4 | COUNTY |
| 5S | 9E | 20 | NE | SW | Elmore |
| — | — | 29 | SE | NW | " |
| — | — | — | — | — | — |
| — | — | — | — | — | — |
| — | — | — | — | — | — |
| — | — | — | — | — | — |
| — | — | — | — | — | — |
| SOURCE: Cold Springs Cr. | TRIB: Snake River | | | | — |
| REVIEWED BY: Linda Warner | | | | | DATE: 11-11-98 |
| SYSTEM DESCRIPTION: | | | | | |

12" Pipeline runs from POB along hillside & downstream to 2 control boxes, then to buried mainline.

A. ROOT WATER RIGHT NUMBERS: A61-00347

B. POJ LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-------------------------------|---------------|---------------|-----------------|----------------|------------------|
| 05S | 09E | 20 | SW | SW | | JOE BLACK & SONS | A61-00347 | 61-00347 | 41.0 | | |
| | | | SW | SW | | KING HILL IRRIGATION DISTRICT | A37-04112 | 37-04112 | 28.0 | | |
| | | | SW | SW | | JOE BLACK & SONS | A61-10813 | | | | |
| | | | SW | SW | | MC GINNISS, JOHN J. | | 61-02005 | | | 35 |
| 05S | 09E | 29 | NW | NW | | JOE BLACK & SONS | A61-00347 | 61-00347 | 36.0 | | |
| | | | NW | NW | | JOE BLACK & SONS | A61-10813 | | | | |
| | | | NW | NW | | KING HILL IRRIGATION DISTRICT | A37-04112 | 37-04112 | 27.0 | | |
| | | | NW | NW | | MC GINNISS, JOHN J. | | 61-02005 | | | |
| | | | NW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00214 | | | |
| | | | NW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00215 | | | |
| | | | NW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00216 | | | |
| | | | NW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00217 | | | 35 |
| 05S | 09E | 29 | SW | NW | | JOE BLACK & SONS | A61-00347 | 61-00347 | 41.0 | | |
| | | | SW | NW | | KING HILL IRRIGATION DISTRICT | A37-04112 | 37-04112 | 29.0 | | |
| | | | SW | NW | | MC GINNISS, JOHN J. | | 61-02005 | | | |
| | | | SW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00214 | | | |
| | | | SW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00215 | | | |
| | | | SW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00216 | | | |
| | | | SW | NW | | KING HILL IRRIGATION DISTRICT | | A02-00217 | | | 35 |
| 05S | 09E | 29 | NW | SW | | JOE BLACK & SONS | A61-00347 | 61-00347 | 40.0 | | |
| | | | NW | SW | | KING HILL IRRIGATION DISTRICT | A37-04112 | 37-04112 | 40.0 | | |
| | | | NW | SW | | MC GINNISS, JOHN J. | | 61-02005 | | | |
| | | | NW | SW | | KING HILL IRRIGATION DISTRICT | | A02-00214 | | | |
| | | | NW | SW | | KING HILL IRRIGATION DISTRICT | | A02-00215 | | | |
| | | | NW | SW | | KING HILL IRRIGATION DISTRICT | | A02-00216 | | | |
| | | | NW | SW | | KING HILL IRRIGATION DISTRICT | | A02-00217 | | | 40 |
| TOTAL ACRES | | | | | | | 155.00 | 158.00 | | | |

40
145
See GTS
table maps
6a, b, c

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?
DUE TO POJ DISCREPANCY? (Y/N)

FIELD EXAMINER

DATABASE Y

POJ COUNTY: ELMORE

6a

WESTERN REGION

OWNER(S): Joe Block & Sons
CLAIM NUMBERS 1401-00345, -00347, -02007, -02052
AGENT MS DATE 11-11-98
TOTAL ACRES FROM RECOMMENDATION 405.8
GEOGRAPHIC INFO SYSTEM ACRES 405.8
READY FOR DECREE ____ (YES) SENT FOR DECREE ____ (YES)

| RIGHT
NO | | | | NE | | | | NW | | | | SW | | | | SE | | | |
|-------------|-----|-----|-----|------|----|----|----|----|------|----|----|----|-----|------|----|-----|----|----|-------|
| | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| RECOM | 55 | 9E | 19 | | | | | | | | | | | | | 8.9 | | | 29 |
| GIS | | | 20 | | | | | | | | | | 4.1 | 31 | | | | | 35.1 |
| | | | 29 | | | | | | 38 | 35 | | | 38 | 32.5 | | | | | 143.6 |
| RECOM | | | 30 | 38 | | | 40 | | | | | | | | | 40 | | | 34 |
| GIS | | | 31 | 14.4 | | | | | | | | | | | | | | | 14.4 |
| | | | 32 | | | | | | 22.9 | | | | | | | | | | 22.9 |

POLYGON CREATED ON 330

405.8

POLYGON # () () () () 11-2-1-98 UPDATED BY MS

ATTRIBUTES OF B61-POU.SHP (326) (327) (328) () ()

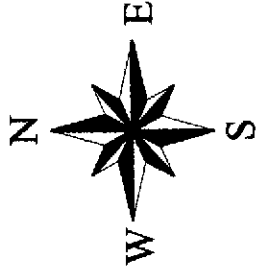
ATTRIBUTES OF B61-POD.SHP (289) (290) () () ()

B61-DBPOU.DBF _____ UPDATED BY MS

B61-DBPOD.DBF _____ UPDATED BY MS

IDAHO DEPARTMENT OF WATER RESOURCES

T05S, R09E, S19, 20, 29, 30, 31 & 32



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE



1/4 1/4 LINES

SECTION LINES



6 ACRES

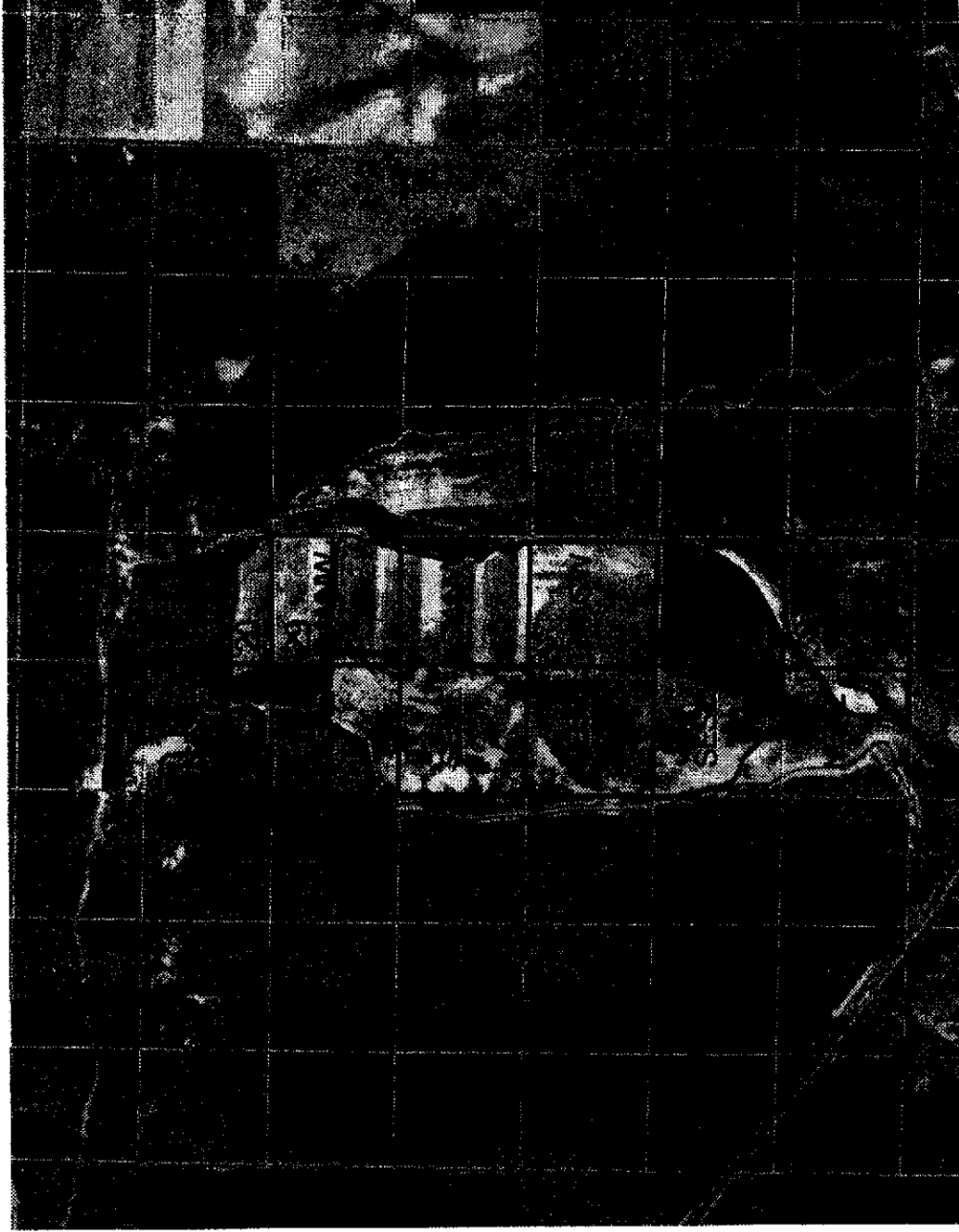
6 SECTION NUMBERS

CLAIM(S): 61-00345, 61-00347, 61-02007,
61-02052

OWNER(S): JOE BLACK & SONS

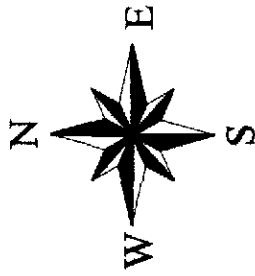
Prepared by Mel Schulte

DATE: NOVEMBER 11, 1998



IDAHO DEPARTMENT OF WATER RESOURCES

T05S, R09E, S19, 20, 29, 30, 31 & 32



1987 NAPP PHOTO

● POINT OF DIVERSION

□ PLACE OF USE

1/4 1/4 LINES

□ SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 61-00345, 61-00347, 61-02007,
61-02052

OWNER(S): JOE BLACK & SONS

Prepared by Mel Schulte

DATE: NOVEMBER 11, 1998



PRESUMPTION FLAG:

NOTES:

PCE appears to be same as described.
Found creek in location what was claimed & quantified.
Divided at 160" but is unclear if refers to 160 acres
since present dense mfr. does not let to this. May go
if possible P.O. all as water from the same PCE as

RECOMMENDATIONS:

TOTAL ACRES: 405.8 acres PPA
REVIEWED BY: Mel Schulte
DATE: 11-11-98

used on all lands (except east of creek) through
diversion system used by King Hill wa. This H₂O
is ~~supplemental~~ to King Hill.
Combined with

A. AJ CLAIMED USES:

PURPOSES
A61-00347 IRRIGATION

MONTH/DAY
FROM 04-15 TO 11-15

DIVERSION QUANTITY
3.200 CFS
3.200 CFS

B. WR RECORDED USES:

PURPOSES
61-00347 IRRIGATION

MONTH/DAY
FROM TO

DIVERSION QUANTITY
3.200 CFS
3.200 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

| | | |
|--|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N) | DATABASE | FIELD EXAMINER |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | N | _____ |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | N | _____ |
| | Y | _____ |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?
Y(☒) N() Explain in notes, below.

NOTES:

Current = 3-15 to 11-15
4-1 to 10-31

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 3.200 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N

FIELD DATABASE EXAMINER

W

B.

MEASUREMENT METHOD OLA FLOW MEASUREMENT, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 61-0345, 61-2005, 61-2007, 61-2052, KING HILL IRRIG.

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO. | SOURCE | NAME | DIV. RATE | RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|--------------------|-------------------------------|-----------|-----------|-----------|----------------|
| A61-00347 | COLD SPRINGS CREEK | JOE BLACK & SONS | 3.200 | 0.020 | | |
| A37-04112 | MALAD RIVER | KING HILL IRRIGATION DISTRICT | 370.000 | 0.032 | | |

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|------------------|---------------------|----------|--------|
| A61-10813 | STOCKWATER | JOE BLACK & SONS | FROM 01-01 TO 12-31 | .230 CFS | |

D. Found

1a. IRRIGATION RATE
ACRES 173 x 0.02 CFS/ACRE = 2.9 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

155 acres claimed w/decree
amt. of 3.2 cfs.

*** IF YES ADDITIONAL WATER USE FORM FILLED AND ATTACHED? Y(☐) N(☐) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 560.0 AF/A

ACRES x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES x DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

Overlaps w/ King Hill Div. & A61-00345, -02007, -02052.

RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|------------------|--------------------------------------|----------------------------|----------------------------|---|
| IRRIGATION | 3-15 11-15
~~04-15 44-15~~ | DATABASE EXAMINER
3.200 | DATABASE EXAMINER
_____ | DATABASE EXAMINER
560.0 <i>HA</i>
560.0 |

TOTAL FOR THIS RIGHT

3.200

DATE: 11-11-98

REVIEWED BY: *Mel Schulte*

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-00347

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 3.200
EXAMINER _____
CFS

SPLITS:

| OLD RIGHT NUMBERS | CURRENT CLAIM NUMBERS | DIVERSION RATE | CURRENT "R" CLAIM NUM. | "R" DIV. RATE | WR RIGHT NUMBERS | DIVERSION RATE |
|-------------------|-----------------------|----------------|------------------------|---------------|------------------|----------------|
| - | A61-00347 | 3.200 | - | | 61-00347 | 3.200 |
| TOTAL CFS | | 3.200 | | | | 3.200 |

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 sheet attached? (Y/N)

DATABASE Y
FIELD EXAMINER _____

NOTES:

W03
EXP - F06.
P041 - E14

AUTHENTICATION:

SIGNATURE: Mal Schultz DATE: 11-11-98

NAME OF FIELD EXAMINER: Jinda Warner TITLE: Sr. Agent