

61-02207 398 ac.





PHOTOGRAPHER AND DATE OF PHOTOS M. Minicucci 05/25/1995

FILE NO. A61 - 02207A TOYS ROBE S.26 NENW & SENW



- ① Photo taken from
NE corner of NWNW
TOYS ROBE S.26
Looking south, southeast
toward along east
side of $w\frac{1}{2}$ NW $\frac{1}{4}$.
No power lines, no
wells found.



- ② Same as above,
looking slightly
more to the west.
No powerlines or
wells found.

FIELD EXAM PHOTO INDEX SUMMARY

Date: 05/25/1995

Roll No.: 1

Photographer: TT Minicucci

PHOTO NO.	SUBJECT
1	
2	Dam & gate in creek
3	Pump / motor set up
4	Back yard
5	Front yard
6 *	Red
7	
8	S.26 NW $\frac{1}{4}$ No powerlines
9	" No wells
10	S.26 W $\frac{1}{2}$, looking south
11	Probable old ditch on N edge of S.19 for treatment plant
12	Field in NWNW (+NENW) S.19 from x line into S.18 Run-off.
13	No ditches / canal in this field
14	Reservoir
15	

Rumsey

Hillard
(Clark)



456ES24
NE corner
of NWSW
looking S.
No power lines
no wells

* LIMITED

TO 16190

CFS
(0.255?)

3074

* A61-07114 - Licensed @ 3 Pod's

3099

3092

* A61-02207A - Licensed @ 3 Pod's

A61-07262A - Licensed @ 3 Pod's

24

19

Reservoir

Pod

Pod

OUT

Reservoir

30

FOLLOW

A61-07205B

Creek

Pod

3062

36

31

ROBE RO7E

TO4S

TO5S

A61-02207A

358 Acres

5.04 CFS

TO4S RO6E

N $\frac{1}{2}$ S.25

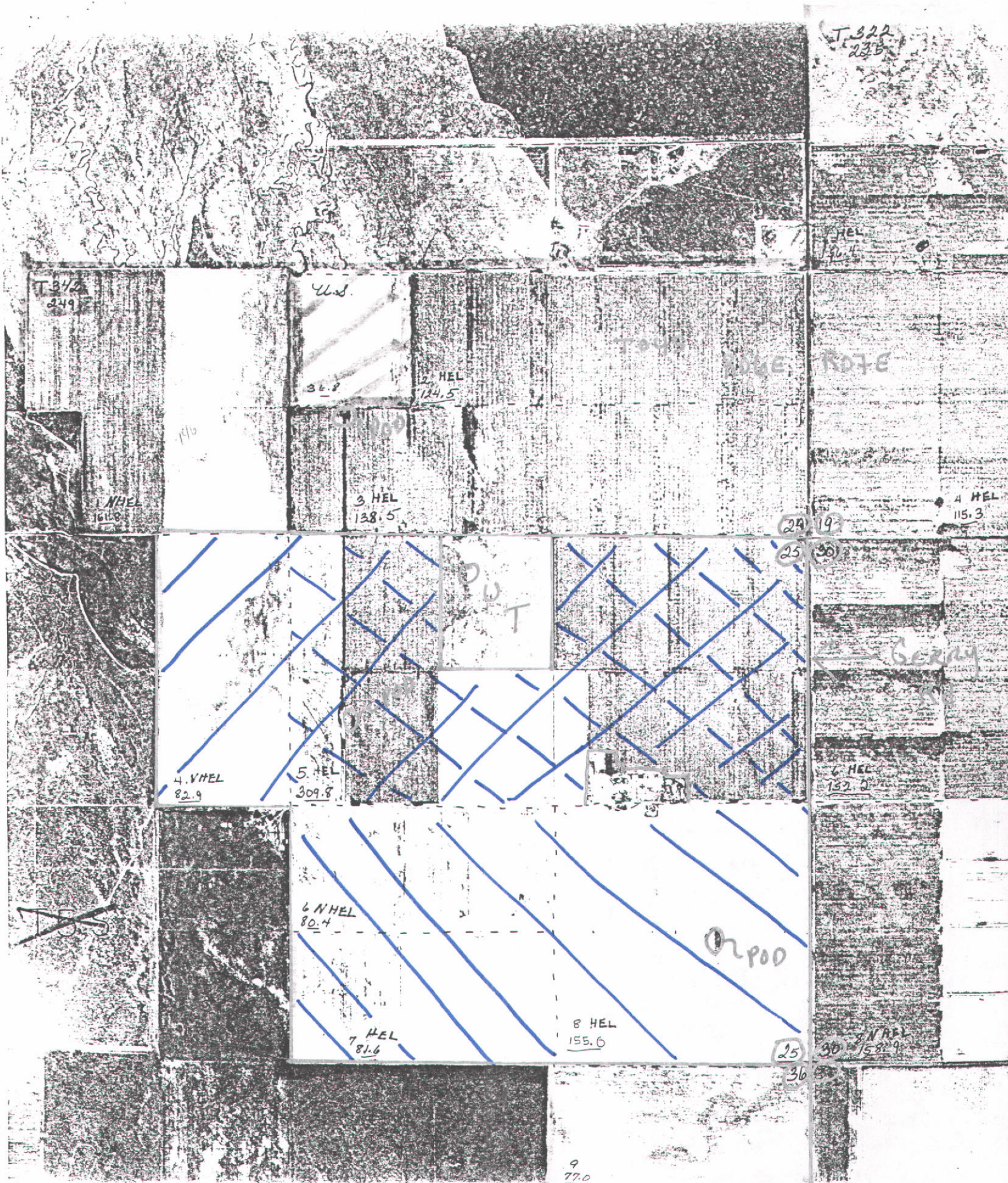
E $\frac{1}{2}$ NE $\frac{1}{4}$ S.26

Z63 (1974)

NY = A61-02207A

Q = A61-10561

Snake



A61-02207A
S.O4 CFS

358 ACRES

TO45 R06E
N $\frac{1}{2}$ S.25, E $\frac{1}{2}$ NE $\frac{1}{4}$ S.26

ASCS (1988)

NAPP

ROGE

24

Public
Land

2900

OUT

OUT

13
13

2900

25

30

29

Geary Rd

2900

Public
Land

36

31

33

NAPP (07/31/1987)

A61-02207A

358 ACRES

5.04 CFS

T04S R06E

$\frac{1}{2}$ S. 25 E $\frac{1}{2}$ NE $\frac{1}{4}$ S. 26

14 Paces NORTH OF FENCE LINE
BLM Cadastre Survey
(1967) with
S.23
+26
23

1.8 MILES

NOT R'D
R.D.

4 1/10 MILE
CULTIVATED
SAGE BRUSH
(LOVE)

Single
510
(Paved)

CLARK
Res.

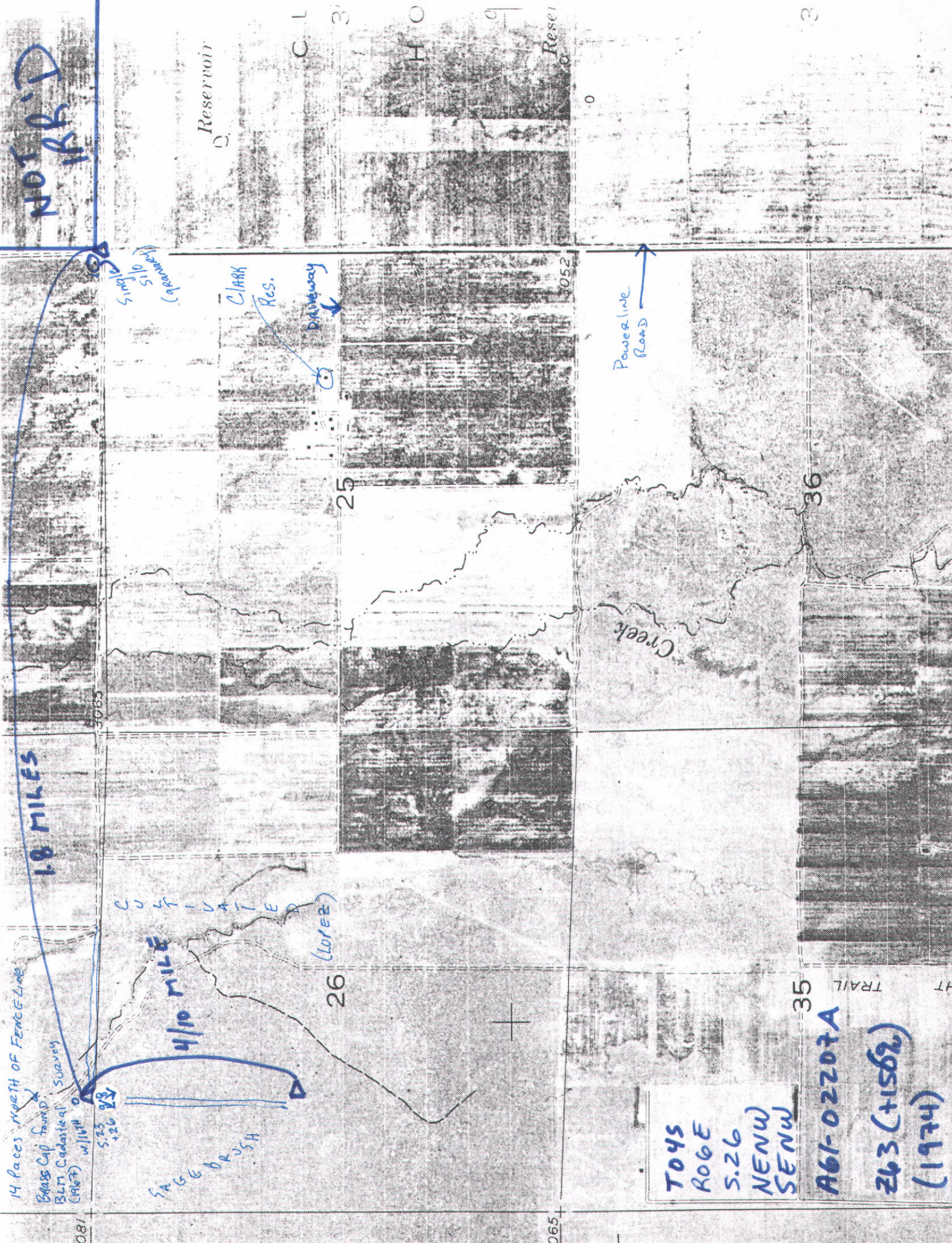
Driveway

Powerline
Road

TOYS
ROGE
S.26
NENW
SEnw

A61-02207A

263(+1562)
(1974)



IDaho
ELMORE
Report ID: ASCS-156E3

U.S. Dept. of Agriculture
Agri. Stab. & Conserv. Serv.
Abbreviated 156 Farm Record

IT-408-1M 22-25-76
Prepared: 02/05/93
Crop Year: 93
Page: 1

OPERATOR	Name, Address & I.D. No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
	519-42-2319 S JOHN M CLARK PO BOX 711 MOUNTAIN HOME ID 83647	1240.0	1197.9	1197.9	1197.9	Hilliard East Farm	ACTIVE

CRP: 1.0
IFN: N
RECON. REF. NO.: 860001
OFAY NORMAL PLANTED ACRES: 74.3

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	-----P&CP-----		-----YIELD-----		
						YEAR		YEAR	HI	IR
WHEAT	1	568.2	1.0		92	572.6	93	40	81	
					91	568.5	85	46	81	
					90	541.6				
					89	582.6				
					88	575.9	93	81		
					87	591.6	85	81		
BARLEY	1	116.9	1.0		92	106.0	93	51	83	
					91	102.9	85	51	87	
					90	1.0				
					89	173.1				
					88	201.6	93	79		
					87	56.4	85	83		

No. of Tracts: 1

Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	W	CH	FH	PC	AM	HW	RU	CH	CMTE	CMHA	CHA
322	1240.0	1197.9	1197.9	Y	Y	Y											
IDENTIFIER				K20 R 7E T 4S SEC 19,30													
OWNER				1 - JAMES C. HILLIARD													

IDaho
ELMORE
Report ID: ASCS-156EZ

U.S. Dept. of Agriculture
Agri. Stab. & Consrv. Div.
Abbreviated 156 Farm Record

FARM 22492
Prepared: 02/05/93
Crop Year: 93
Page: 1

OPERATOR: Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
519-42 2312 S JOHN M CLARK PO BOX 711 MOUNTAIN HOME ID 83647	1230.0	1211.5	1211.5	1211.5	Hilliard West Farm	ACTIVE

CRP .0
IFM: H
RECON. REF. NO.: 000000
OFAY NORMAL PLANTED ACRES: 143.2

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	-----P&CP-----		-----YIELD-----		
						YEAR		YEAR	HI	IR
WHEAT	1	510.6	.0			92	509.1	93	40	72
						91	499.1	85	40	73
						90	400.1			
						89	510.7	HWY -----		
	IAH HAM	513.9 .0				88	537.5	93	72	
						87	501.6	85	73	
BARLEY	1	142.9	.0			92	.0	93	51	74
						91	186.0	85	51	70
						90	.0			
						89	263.0	HWY -----		
	IAH HAM	186.0 .0				88	264.9	93	74	
						87	229.9	85	70	

No. of Tractor: 1

Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	H	CH	FM	PC	AM	HM	RH	CH	CUTE	CMA	CMA
-----------	----------	----------	--------------------	-----	-----	------	---	----	----	----	----	----	----	----	------	-----	-----

342 1230.0 1211.5 1211.5 Y Y Y
IDENTIFIER K 20 R 3E T 4S SEC 23,24,26,25,36
OWNER 1 - JAMES C. HILLIARD

[illegible]

WATER RESOURCES

T04S, R06E, S 23, 24, 25, 26, 36
 Claimant(s): Hilliard
 Claim No(s): 61-02207A,
 61-02207B, 61-07114,
 61-07262A, 61-10561
 Prepared by: Sue Bock
 Date: 08/31/1998



Place of Use



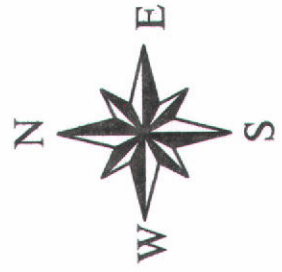
Point of Diversion



1/4 1/4 lines



Section Lines



1987 NAPP Photo



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: A61-02207A
Date Received: 3/29/1990
Receipt No: C016009
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JAMES C HILLIARD 561-838-4370
Address: 4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487

2. Date of Priority: AUG 24, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	06E	24		SW	SW		ELMORE
		25		SW	NW		ELMORE
				SE	SE		ELMORE
		26		NE	NW		ELMORE
				SE	NW		ELMORE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.040		

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

8. Total consumptive use is 1074.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	06E	25	NE	NE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04S	06E	25	NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	39.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
							Section Acres	278.0
		26	NE		NE		IRR	40.0
			SE		NE		IRR	40.0
							Section Acres	80.0
							Total Acres	358.0

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:
A61-10561

14. Remarks:
ADDRESS CHANGED AND NAME CORRECTED 06/14/1995 BY MM.
ADDRESS CHANGED 8/28/98 BY SB.

15. Basis of Claim: LICENSE

Water Right Number: 33122

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: **A61-02207A**
Date Received: 3/29/1990
Receipt No: C016009
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JAMES C HILLIARD
Address: 1385 LANDS END RD
MANALAPAN FL

407-585-7795

33462

2. Date of Priority: AUG 24, 1967

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04S	06E	24		SW	SW		ELMORE
		25		SW	NW		ELMORE
				SE	SE		ELMORE
		26		NE	NW		ELMORE
				SE	NW		ELMORE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.040		

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

A.F.A.

8. Total consumptive use is 1074.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	06E	25	NE	NE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04S	06E	25	NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	39.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
							Section Acres	278.0
		26	NE		NE		IRR	40.0
			SE		NE		IRR	40.0
							Section Acres	80.0
							Total Acres	358.0

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:
A61-10561

14. Remarks:
ADDRESS CHANGED AND NAME CORRECTED 06/14/1995 BY MM.

15. Basis of Claim: LICENSE

Water Right Number: 33122

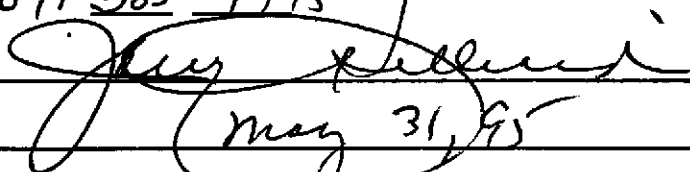
CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): A61-02207A A61-07114 A61-07107
A61-07262A A61-10561
A61-02226A A61-07020

[] Old Mailing Address: JAMES C HILLARD
2841 PARKBRIDGE CT
DALLAS TX 75219

[] New Mailing Address: JAMES C HILLARD
1385 LANDS END RD
~~POINT~~ MANALAPAN FL 33462

New Telephone Number: (407) 585-7795

[] Signature of Claimant: 
Date: May 31, 95

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

RECEIVED

JUN 05 1995

WATER RESOURCES
WESTERN REGION

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: A61-02207A
Date Received: 3-29-90
Receipt No: C016009
Received By: hrr

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES C. HILLARD 214-559-2946
Address: 2841 PARKBRIDGE CT.
DALLAS, TX 75219

2. Date of Priority: AUG 24, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	06E	24	SW	SW	SW		ELMORE
		25	SW	NW	NW		ELMORE
			SE	SE	SE		ELMORE
		26	NE	NW	NW		ELMORE
			SE	NW	NW		ELMORE

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.040		

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

8. Total consumptive use is 1074.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04S	06E	25	NE		NE		IRR	39.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	39.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
							Section Acres	278.0
		26	NE		NE		IRR	40.0
			SE		NE		IRR	40.0
							Section Acres	80.0
							Total Acres	358.0

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:
A61-10561

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 33122

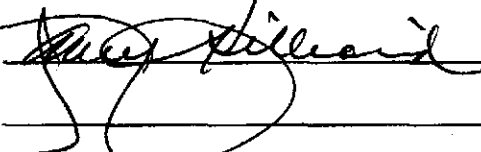
16. Signature(s)

(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: 3/24/90
_____ Date: _____

State of Idaho }
County of Ada } SS.

Subscribed and sworn (or affirmed) before me this 24th day
of March 1990

Notary Public

Seal

Residing at Bain
My Commission Expires 2/27/94

RECEIVED

MAY 29 1997

WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS OF NOTICE OF CLAIM

Register Right Number (s): A61-07020/02207A
A61-02226A/07107/07114
A61-07262A/10561

[] Old Mailing Address: 1385 Lands End Rd.
Manalapan, FL 33462

[] New Mailing Address: 4401 S Ocean Blvd, #7
Highland Beach, FL 33487

New Telephone Number: (561) 838-4370

[X] Signature of Claimant: *[Signature]*

Date: May 10, 97

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

61-02207 398 ac.

51

3075

3074

3099

OLD MOUNTAIN CITY MO

22

23

24

3066

3081

deleted 40ac.
from original
survey

27

3065

25

Reservoir

DITCH

Creek

34

35

36

FREIGHT TRAIL

OLD MOUNTAIN C

Rattlesnake

1

WESTERN REGION

CLAIM NUMBERS 61-02207A, 07114, 2207B, 07262A, 10561

AGENT SB DATE 9/1/98

TOTAL ACRES FROM RECOMMENDATION 1208

GEOGRAPHIC INFO SYSTEM ACRES 1208

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																			
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80

POLYGON # () () () () UPDATED BY

ATTRIBUTES OF B51-POU.SHP (57) () () () ()

ATTRIBUTES OF B51-POD.SHP (62) (63) (64) () ()

B51-DBPOU.DBF SB UPDATED BY

B51-DBPOD.DBF SB UPDATED BY

added to B601

AJ0749NP
No. R61-02207A

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

DATE: 08/31/98
PAGE: 1

OWNER CODE NAME & ADDRESS
C JAMES C HILLIARD
4401 S OCEAN BLVD #7
HIGHLAND BEACH FL 33487
(561) 838-4370

PRIORITY DATE WATER USE
08/24/1967 IRRIGATION

USE PERIOD FROM TO
03-15 11-15

DIVERSION RATE
5.04 CFS

DIVERSION VOLUME
1611.00 AFA

TOTAL DIVERSION:
5.04 CFS 1611.00 AFA

Water Source: GROUNDWATER
Tributary to:
T04S R06E S24
S25
SWSW
SNNW
SESE

Point(s) of Diversion:
T04S R06E S24
S25
SWSW
SNNW
SESE

Stage: LICENSE
ELMORE County
ELMORE County

Place of use Legal Description for: IRRIGATION									
NE									
NW									
SW									
SE									
SUM									
T	R	S	NE	NW	SW	SE	NE	NW	SW
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04S 06E 23	:	:	:	:	:	:	:	:	:
04S 06E 24	:	:	:	:	:	:	:	:	:
04S 06E 25	:	:	:	:	:	:	:	:	:
04S 06E 26	:	:	:	:	:	:	:	:	:
04S 06E 36	:	:	:	:	:	:	:	:	:
TOTAL ACRES									1208.0

POU County: ELMORE

Other Rights: 61-10561, 61-02207B, 61-07114, 61-07262A

Remarks: QMT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 16.96 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 7128.5 AF. COMBINED RIGHT
NOS.: 61-02207B, 61-07114, 61-07262A, 61-10561.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1208 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-02207B, 61-07114,
61-07262A, 61-10561.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 350 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 61-02207B, 61-07114, 61-07262A,
61-10561.

Dates: Exam Made Date: 05/25/1995 Verified Date: 08/31/1998 Objection Filed Date:

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

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

DATE: 08/31/98
PAGE: 2

Comments:

Date: 03/01/1995 User-ID: MMINICUC Subject: ACREAGE
ACRES WERE DEDUCTED FOR THE ROAD ON THE EAST SIDE OF S. 25, WHICH
MATCHES THIS WATER RIGHT TO THE OTHER WATER RIGHTS, INCLUDING
A61-10561 (61-07072A-C) WHICH HAS AN EARLIER PRIORITY DATE AND IS
FOR THE LESSER AMT OF ACRES. ACRES WERE ALSO DEDUCTED FOR THE
AREA OF TWO HOMES IN THE SUSE S. 25. THE ACRES WERE CALCULATED
BY ASSUMING 320 ACRES IN THAT 1/2 SECTION. ASCS FOUND 310
IRRIGATED ACRES. 320-310 = 10. 10-2 (ACRES ON E SIDE OF SECTION)
= 8. THESE 8 ACRES WERE DEDUCTED FROM THE SUSE. DEDUCTED PARCEL
CLEARLY VISIBLE ON NAPP, OQ, AND ASCS PHOTO.

Date: 03/01/1995 User-ID: MMINICUC Subject: OVERLAP
CLAIM NO. A61-10561 OVERLAPS 270 OF THESE ACRES (N 1/2 S. 25).

Date: 03/01/1995 User-ID: MMINICUC Subject: POO'S
THE THREE WELLS LICENSED AND CLAIMED FOR THIS PLACE OF USE ARE
RECOMMENDED. MS. CLARK, WHO LIVES ON THE FARM, INDICATED THAT
THREE WELLS ARE USED ON THE WEST FARM (THIS CLAIM) AND SHE HAD NO
KNOWLEDGE OF THE WELLS IN S. 26. MR. CLARK HAS NOT YET RETURNED
MY CALL. NO EVIDENCE OF WELLS ON NAPP - THE LANDS WHERE THE
WELLS WERE CLAIMED (IN S. 26) ARE NOW OWNED BY ANOTHER PARTY.
FIELD EXAM 05/25/1995 FOUND NO WELLS AS CLAIMED IN S. 26. JOHN
CLARK, FARM MGR, CONFIRMED VERBALLY (05/25/1995) THAT NO WELLS IN
S. 26 ARE USED ON THE FARM. PHOTOS IN FILE. 06/05/1995 MM.

Date: 06/14/1995 User-ID: MMINICUC Subject: ADDRESS/NAME
ADDRESS CHANGED AND NAME CORRECTED 06/14/1195.

Date: 08/31/1998 User-ID: SBOCK Subject: ADDRESS CHANGE 8/31/98
BY SB

Date: 08/31/1998 User-ID: SBOCK Subject: PPU
THIS IS AN INTEGRATED SYSTEM. I HAVE COMBINED ALL CLAIMS INTO A
PPU. THE CFS LIMITER (16.96) IS THE SYSTEM CAPACITY. THE DIV
VOL IS LIMITED TO 7128.5 AF- LIMITED BY THE LICENSES.

Audit: 08/31/98 SBOCK

Comments:

Date: 03/01/1995 User-ID: MMINICUC Subject: POO'S
THE THREE WELLS LICENSED AND CLAIMED FOR THIS PLACE OF USE ARE
RECOMMENDED. MS. CLARK, WHO LIVES ON THE FARM, INDICATED THAT
THREE WELLS ARE USED ON THE WEST FARM (THIS CLAIM) AND SHE HAD NO
KNOWLEDGE OF THE WELLS IN S. 26. MR. CLARK HAS NOT YET RETURNED
MY CALL. NO EVIDENCE OF WELLS ON NAPP - THE LANDS WHERE THE
WELLS WERE CLAIMED (IN S. 26) ARE NOW OWNED BY ANOTHER PARTY.
FIELD EXAM 05/25/1995 FOUND NO WELLS AS CLAIMED IN S. 26. JOHN
CLARK, FARM MGR, CONFIRMED VERBALLY (05/25/1995) THAT NO WELLS IN
S. 26 ARE USED ON THE FARM. PHOTOS IN FILE. 06/05/1995 MM.

Date: 03/01/1995 User-ID: MMINICUC Subject: ACREAGE
ACRES WERE DEDUCTED FOR THE ROAD ON THE EAST SIDE OF S. 25, WHICH
MATCHES THIS WATER RIGHT TO THE OTHER WATER RIGHTS, INCLUDING
A61-10561 (61-07072A-C) WHICH HAS AN EARLIER PRIORITY DATE AND IS
FOR THE LESSER AMT OF ACRES. ACRES WERE ALSO DEDUCTED FOR THE
AREA OF TWO HOMES IN THE SWSE S. 25. THE ACRES WERE CALCULATED
BY ASSUMING 320 ACRES IN THAT 1/2 SECTION. ASCS FOUND 310
IRRIGATED ACRES. 320-310 = 10. 10-2 (ACRES ON E SIDE OF SECTION)
= 8. THESE 8 ACRES WERE DEDUCTED FROM THE SWSE. DEDUCTED PARCEL
CLEARLY VISIBLE ON NAPP, OQ, AND ASCS PHOTO.

Date: 03/01/1995 User-ID: MMINICUC Subject: OVERLAP
CLAIM NO. A61-10561 OVERLAPS 270 OF THESE ACRES (N 1/2 S. 25).

Date: 06/14/1995 User-ID: MMINICUC Subject: ADDRESS/NAME
ADDRESS CHANGED AND NAME CORRECTED 06/14/1195.

Audit: 06/14/95 MMINICUC

WR5809NP
No. 61-02207

IDAH0 DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/24/95
PAGE: 1

OWNER CODE NAME & ADDRESS
C NATIONAL PACIFIC REAL EST. FUND II
P.O. BOX 3497
SANTA BARBARA CA 93105

PRIORITY DATE WATER USE
08/24/1967 IRRIGATION

USE PERIOD FROM TO
03-15 11-15

DIVERSION RATE
5.600 CFS

DIVERSION VOLUME
1791.00 AFA

TOTAL DIVERSION: 1791.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T04S R06E S24
S25
S26

SWSW
SESE
SENU

ELMORE County
ELMORE County
ELMORE County

Place of use Legal Description for: IRRIGATION

NE NW SW SE
NENE NUNE SUNE SENE : NENW NUNW SUNW SENW : NESW NUSW SUSW SESE :
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : SUM
04S 06E 25 : 39 40 40 39 : 40 40 40 40 : 40 40 40 40 : 318.0 278
04S 06E 26 : 40 40 40 40 : 40 40 40 40 : 40 40 40 40 : 80.0
TOTAL ACRES : 398.0

Pou County: ELMORE

Remarks: TRANS. 2702.

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 12/03/1979

Priority Date: 08/24/1967
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number:

Field Exam Fee:

Audit: 09/05/86 05/01/88 CONVERT

CLAIM NUMBER: A61-02207A

A61-10561 overlaps Z70 of the 350 acres.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:44:12
03/01/95

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A61-02207A

FIRST: DAVID C.

LAST: SPENDER

ADDRESS:

CITY: X

PHONE NUMBER: 208-000-0000

STATE:

ID ZIP: 0

OWNER CODE: 0

LAST: NATIONAL PACIFIC REAL EST. FUND II

FIRST:

ADDRESS: P.O. BOX 3497

CITY: SANTA BARBARA

PHONE NUMBER: 208-000-0000

STATE:

CA ZIP: 93105

OWNER CODE: 0

LAST: HILLARD

ADDRESS: 2841 PARKBRIDGE CT.

CITY: DALLAS

PHONE NUMBER: 214-559-2946

STATE:

TX ZIP: 75219

FIRST: JAMES C.

OWNER CODE: C

FIELD EXAM REQUIRED?

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE

N

NO REMARKS IN CLAIM

ETM

CONTACT PERSON: John Clark PHONE NUMBER: (208) _____

DATE OF FIELD EXAM: 05/25/1995 N/A APPOINTMENT MADE: Y(X) N() TIME: 11:00 A(X) P()

ACCOMPANIED BY: _____ PHONE NUMBER: (208) 587-9131

RELATIONSHIP TO CLAIMANT: Father X19R

DIRECTIONS TO PROPERTY / NOTES:

03/01/1995: IN-office verification

05/24/1995: Spoke with Mrs. Clark. Appt for 05/25 between 11 & Noon.
Beet dump road, turn left (from Hwy 30). Turn RT onto Powerline.
1.5 miles to 2 story yellow house.

06/05/1995: Spoke w/ Mr. Clark at his house but he did not accompany
on field exam. MR

A. AJ CLAIM: # A61-02207A	PRIORITY DATE: 08-24-1967	STAGE: L
B. WR RECORD: # 61-02207	PRIORITY DATE: 08-24-1967	STAGE: L
C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?		Y(☒) N(☐)
D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?		Y(☐) N(☒)
E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)		Y(☐) N(☒)
F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?		
PROOF OF BENEFICIAL USE SUBMITTED		N/A(☒) Y(☐) N(☐)
FIELD EXAM COMPLETED		N/A(☒) Y(☐) N(☐)
FIELD EXAM SENT TO STATE OFFICE		N/A(☒) Y(☐) N(☐)
LICENSE ISSUED		N/A(☒) 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(☒) 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(☒) N(☐)

NOTES: 03/01/1995: priority date claimed as licensed

=====

RECOMMENDED PRIORITY DATE:

08-24-1967

REVIEWED BY *[Signature]*

DATE 03/01/1995

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A61-02207A	04S 06E	24	SW	SW	SW	SW	ELMORE	ELMORE		
A61-02207A	04S 06E	25	SW	SW	SW	SW	ELMORE	ELMORE		
A61-02207A	04S 06E	25	SE	SE	SE	SE	ELMORE	ELMORE		
A61-02207A	04S 06E	26	NE	NE	NE	NE	ELMORE	ELMORE		
A61-02207A	04S 06E	26	SE	SE	SE	SE	ELMORE	ELMORE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
R PREFIX
A61-07114
R61-07114
A61-07262A
R61-07262A
A61-07262B
A61-10561

WR RECORDS IN SAME 40 ACRE TRACT

61-07072A
61-07072B
61-07072C
61-07114
61-07262
61-07469

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
61-02207	04S 06E	25	SW	NW	NW	NW	ELMORE	ELMORE		
61-02207	04S 06E	26	NE	NW	NW	NW	ELMORE	ELMORE		
61-02207	04S 06E	26	SE	NW	NW	NW	ELMORE	ELMORE		
61-02207	04S 06E	24	SW	SW	SW	SW	ELMORE	ELMORE		
61-02207	04S 06E	25	SE	SE	SE	SE	ELMORE	ELMORE		

OTHER WR RECORDS WITH SAME WR POD

61-07072A
61-07072B
61-07072C
61-07114
61-07262
61-07469

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX
R PREFIX
NONE
NONE

SOURCE: GROUNDWATER

TRIB:

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

* 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.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) N()

* 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.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(X) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(X)

I. HOW WAS THE POD AND SOURCE VERIFIED? Y(X) N()

LICENSING FIELD EXAM (DATE OF FIELD EXAM 06/02/1972)

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER Y(X) N()

OTHER (DESCRIBE IN NOTES BELOW) Y() N(X)

NOTES: 03/01/1995: Mr. Clark, farm mgr, said in a tel. conv. that 3 wells are used on the west farm (this place of use) and 2 on the east farm, excluding farm-wells. Mr. Clark, who does more of the irrigating, will call back. 06/05/1995: Field exam 05/25/1995 confirmed that ~~these~~ the claimed wells in 5.26 do not exist. Confirmed by Mr. Clark during field exam. See attached photos.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	1/4	1/4	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
04S	06E	24	SW	SW	SW	SW	SW	ELMORE	ELMORE		
04S	06E	25	SW	SW	SW	SW	SW	ELMORE	ELMORE		
04S	06E	26	NE	NE	NE	NE	NE	ELMORE	ELMORE		
04S	06E	26	SE	SE	SE	SE	SE	ELMORE	ELMORE		

SOURCE: GROUNDWATER ✓ TRIB:

REVIEWED BY: THH DATE: 03/01/95

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (X), OR SEE ATTACHMENT ()

=====

A. ROOT WATER RIGHT NUMBERS: A61-02207A

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECONV. ACRES
04S	06E	25	NE	NE		HILLARD, JAMES C.	A61-02207A / 39.0	-	40.0		39 - road
			NE	NE		HILLARD, JAMES C.	A61-10561 / 39.0	-			
			NE	NE		KLINE, M. B.	61-00107 /				
			NE	NE		NATIONAL PACIFIC REAL EST. FUN	61-02207 / 39.0				
			NE	NE		SPENCER, DAVID C.	61-070728 / 39.0				
			NE	NE		NATIONAL PACIFIC REAL EST. FUN	61-07469 / 39.0				
04S	06E	25	NW	NE		HILLARD, JAMES C.	A61-02207A / 40.0	-	40.0		40
			NW	NE		HILLARD, JAMES C.	A61-10561 / 40.0	-			
			NW	NE		KLINE, M. B.	61-00107 /				
			NW	NE		NATIONAL PACIFIC REAL EST. FUN	61-02207 / 40.0				
			NW	NE		SPENCER, DAVID C.	61-070728 / 40.0				
			NW	NE		NATIONAL PACIFIC REAL EST. FUN	61-07469 / 40.0				
04S	06E	25	SW	NE		HILLARD, JAMES C.	A61-02207A / 40.0	-	39.0		32 - homes
			SW	NE		HILLARD, JAMES C.	R61-07115 /	61-07115			
			SW	NE		HILLARD, JAMES C.	A61-07115 /	-			
			SW	NE		HILLARD, JAMES C.	A61-10561 / 40.0	-			
			SW	NE		HILLARD, JAMES C.	A61-10564 / 7 b/s	-			
			SW	NE		HILLARD, JAMES C.	R61-10564 /	-			
			SW	NE		KLINE, M. B.	61-00107 /	61-00107			
			SW	NE		NATIONAL PACIFIC REAL EST. FUN	61-02207 / 40.0				
			SW	NE		SPENCER, DAVID C.	61-070728 / 40.0				
			SW	NE		NATIONAL PACIFIC REAL EST. FUN	61-07469 / 40.0				
04S	06E	25	SE	NE		HILLARD, JAMES C.	A61-02207A / 39.0	-	39.0		39
			SE	NE		HILLARD, JAMES C.	A61-10561 / 39.0	-			
			SE	NE		KLINE, M. B.	61-00107 /	61-00107			
			SE	NE		NATIONAL PACIFIC REAL EST. FUN	61-02207 / 39.0				
			SE	NE		SPENCER, DAVID C.	61-070728 / 39.0				
			SE	NE		NATIONAL PACIFIC REAL EST. FUN	61-07469 / 39.0				
04S	06E	25	NW	NW		HILLARD, JAMES C.	A61-02207A / 40.0	-	40.0		40
			NW	NW		HILLARD, JAMES C.	A61-10561 / 40.0	-			
			NW	NW		NATIONAL PACIFIC REAL EST. FUN	61-02207 / 40.0				
			NW	NW		SPENCER, DAVID C.	61-070728 / 40.0				
			NW	NW		NATIONAL PACIFIC REAL EST. FUN	61-07469 / 40.0				
04S	06E	25	SW	NW		HILLARD, JAMES C.	A61-02207A / 40.0	-	37.0		40
			SW	NW		HILLARD, JAMES C.	A61-10561 / 40.0	-			
			SW	NW		NATIONAL PACIFIC REAL EST. FUN	61-02207 / 40.0				
			SW	NW		SPENCER, DAVID C.	61-070728 / 40.0				
			SW	NW		NATIONAL PACIFIC REAL EST. FUN	61-07469 / 40.0				

320 - 310 (Acres) - 2 (road) = 8

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
04S	06E	25	SE	NW		HILLARD, JAMES C.	A61-02207A / 40.0	-	40.0		40
			SE	NW		HILLARD, JAMES C.	A61-10561 / 40.0	-			
			SE	NW		NATIONAL PACIFIC REAL EST. FUN		61-02207 / 40.0			
			SE	NW		SPENCER, DAVID C.		61-070728 / 40.0			
			SE	NW		NATIONAL PACIFIC REAL EST. FUN		61-07469 / 40.0			
04S	06E	26	NE	NE		HILLARD, JAMES C.	A61-02207A / 40.0	-	34.0		40
			NE	NE		NATIONAL PACIFIC REAL EST. FUN		61-02207 / 40.0			
			NE	NE		NATIONAL PACIFIC REAL EST. FUN		61-07469 / 40.0			
04S	06E	26	SE	NE		HILLARD, JAMES C.	A61-02207A / 40.0	-	37.0		40
			SE	NE		WEST, KIMBERLEE JO	A61-070818 / 1.0	-			
			SE	NE		NATIONAL PACIFIC REAL EST. FUN		61-02207 / 40.0			
			SE	NE		NATIONAL PACIFIC REAL EST. FUN		61-07469 / 40.0			

ADDITIONAL POU FOUND

TOTAL ACRES A61-02207A 319.00 346.00 350
POU COUNTY: ELMORE

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

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

Y () N (X)

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
A61-02207A	GROUNDWATER	HILLARD, JAMES C.	5.040	0.014		
A61-070818	GROUNDWATER	WEST, KIMBERLEE JO	0.080	0.080		
A61-07115	GROUNDWATER	HILLARD, JAMES C.	0.040	0.040		
R61-07115	GROUNDWATER	HILLARD, JAMES C.	0.040	0.040		
A61-10561	GROUNDWATER	HILLARD, JAMES C.	5.076	0.008		

Case

Corrected
07/10/15

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A61-10564	DOMESTIC	HILLARD, JAMES C.	FROM 01-01 TO 12-31	0.040 CFS	
A61-10564	STOCKWATER	HILLARD, JAMES C.	FROM 01-01 TO 12-31	0.120 CFS	
R61-10564	DOMESTIC	HILLARD, JAMES C.	FROM 01-01 TO 12-31	0.040 CFS	
R61-10564	STOCKWATER	HILLARD, JAMES C.	FROM 01-01 TO 12-31	0.120 CFS	
A61-07081B	STOCKWATER	WEST, KIMBERLEE JO	FROM 01-01 TO 12-31	0.040 CFS	
A61-07081B	DOMESTIC	WEST, KIMBERLEE JO	FROM 01-01 TO 12-31	0.020 CFS	

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

Y(X) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A61-10561

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

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

* 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(X) N()

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

Y() N(X)

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

Y() N(X)

CHECK DOCUMENTS USED TO VERIFY POU: (X) ORTHOPHOTOQUAD, IDMR NO. 263; () TOPOGRAPHIC QUAD, IDMR NO. _____;

(X) NAPP, IDMR NO. 2635E; (X) ASCS PHOTO; (X) OTHER Licencing EXAM

NOTES: 03/01/1995: 61-07081B is in TOWNS ROSE. S.R.B.A claim data entered incorrectly. 61-07469 is application for permit.

40 acre tract in S.25 NENW was not claimed, although it may be irrigated on both the NAPP & ASCS photo. Map w/claim indicates that claimant does not own this $\frac{1}{4}$.

Acres were deleted to bring this license in line w/the overlapping license (61-07072B) which is a part of claim A61-10561. Acres on the east side of the S.25 were deleted because of the road (see 61-07072B), and for the homes, etc in the SWSE & S.25. The acres in the SWSE were calculated by assuming that the S.25 & the S.25 is 320 acres. ASCS found 309.8 irrigated acres. 320 - 310 = 10 acres. 2 of those acres are along the east side, leaving 8 acres to be deducted from the SWSE for the homes (2), etc. Each home has a domestic claim. Parcel clearly visible on NAPP.

06/05/1995: NENW S.25 is not under cultivation as per deave-by 05/25/1995. ~~that~~

Did not deave-by NWSW S.24, but Me. Clark indicated that this QQ is Not irrigated. MM

RECOMMENDATIONS:

TOTAL ACRES: 350 N/A()

REVIEWED BY: Thompson DATE: 03/01/1995

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A61-02207A IRRIGATION	FROM 03-15 TO 11-15	5.040 CFS	
TOTAL DIVERSION RATE/VOLUME		5.040 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
61-02207 IRRIGATION	FROM 03-15 TO 11-15	5.600 CFS	1791.00 AF/A
TOTAL DIVERSION RATE/VOLUME		5.600 CFS	1791.00 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(X) N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) 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.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N(X)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N(X)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(X) 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(X) N()

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

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N(X)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(X) 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(X)

NOTES: 03/01/1995: Period of use recommended to current IPWR standard.
Div. rate claimed is based on CFS/acre rate of license
for claimed amt of acres.

03/1/95 Recommended as documented

AJ CLAIM TOTAL DIVERSION RATE: 5.040 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.600 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N() ☐ *per acre*
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N() ☐

* 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? Y() ☒ N() ☐

* 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? Y() ☒ N() ☐

E. FLOW MEASUREMENT

MEASUREMENT METHOD See licensing exam, attached, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 350 x 0.02 CFS/ACRE = 7.0 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() ☒ N() ☐
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() ☐ N() ☐

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A
ACRES 350 x DIVERSION VOL. AF/A FOR AREA 4 =
TOTAL DIVERSION VOLUME 1400 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1074.0 AF/A
ACRES 350 x CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 1050 AF/A

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

1b. CALCULATIONS

$7.0 \text{ CFS} \times 1.98 \text{ AF/DAY/CFS} \times 214 \text{ DAYS/season} = 2966 \text{ AF/season}$

$5.6 \times 1.98 \times 214 = 2373 \text{ AFA}$

NOTES: 03/01/1995: Field examiner measured system capacity @ 6.92 CFS
(licensing exam). License limited to permitted CFS.

03/09/1995 777

WR RECORD CONDITIONS/REMARKS:
TRANS. 2702.

350	07114	10541
395	395 Acres	586 Acres
745	4.80 CFS	4.0 CFS
	1400 D.V.	
	1050 C.V.	
	TOTAL ACRES	

5.04	745 X .02 = 14.9 CFS
4.80	
4.00	
13.84	13.84 CFS X 1.98 AF/CFS/DAY X 214 DAYS/SEASON = 5864.3 AF/Season
	745 Acres / 13.84 CFS = .019 CFS/acre

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE EXAMINER 5.040	DATABASE EXAMINER	DATABASE EXAMINER 1074.0
<u>IR</u>	<u>04-01 10-31</u>	<u>5.04</u>	<u>1400</u>	<u>1050</u>
TOTAL FOR THIS RIGHT		5.040 <u>5.04</u>	<u>1400</u>	1074.0 <u>1050</u>

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: [Signature] DATE: 03/01/1995

FLAG:

STANDARD CONDITIONS (CODE):

* No more than .02 CFS / 4.0 AFA per acre when combined
w/ all other water rights.

STANDARD REMARKS (CODE):

Following rights also divvied thru ROD, combined limitation of 16.96
(A) 61-07262A (A) 61-10561
(B) 61-07114

EXPLANATORY CONDITIONS (CODE):

When combined w/ ~~A61-07262A (3.81)~~, A61-07114, A61-10561,
limited to 13.84 CFS

EXPLANATORY REMARKS (CODE):

2980 Div V
2235 Cons V

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

52-5 MW 27 (X)

ROOT WATER RIGHT NUMBER: 61-02207

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

Category	Value
TOTAL CFS	5.600

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 ()?

03/01/1995: This right was split because one 40 acre tract was licensed but is not owned by the claimant. This 40 acres of water has not been claimed by any other party. (NENW 5.25).

06/05/1995: The NENW 5.25 is not ~~been~~ currently irrigated & may be public lands. 7777

SIGNATURE:  DATE: 03/11/99

NAME OF FIELD EXAMINER: MARIA P. WICCI
TITLE: Sr. WATER ANALYST

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>1974</u> IDWR ID NO. <u>263</u>	Y(☒) N(☐)
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(☐) N(☐)
☒ NAPP	DATE OF PHOTO <u>07/31/1987</u> IDWR ID NO. <u>2635E</u>	Y(☒) N(☐)
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1988</u>	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 _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	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 <u>06/21/1972</u>	<u>2</u>	<u>System capacity 6.9d</u>
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>11/27/1972</u>	<u>1</u>	
☒ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED <u>08/04/1982</u>	<u>4</u>	<u>Add POD's</u>
☐ SYSTEM DESCRIPTION	DATE DRAWN _____		
☒ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN <u>05/25/1995</u>	<u>1</u>	<u>met No wells vol 3-26</u>
☐ 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

07:44:12
03/01/95

PAGE: 18
QUICKLOOK INFORMATION

18
CLAIM NUMBER: A61-02207A

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			In-office 03/01/1995	N		nm 03/01/1995	nm 03/01/1995	SS 03/01/95
POINT OF DIV				Y		nm 02/05/1995		
SOURCE				N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			N/Y				
CONSUMPTIVE USE	-			Y				
PURPOSES OF USE				N				
PERIOD OF USE				Y				
BASIS OF CLAIM	Y			N				
REMARKS								

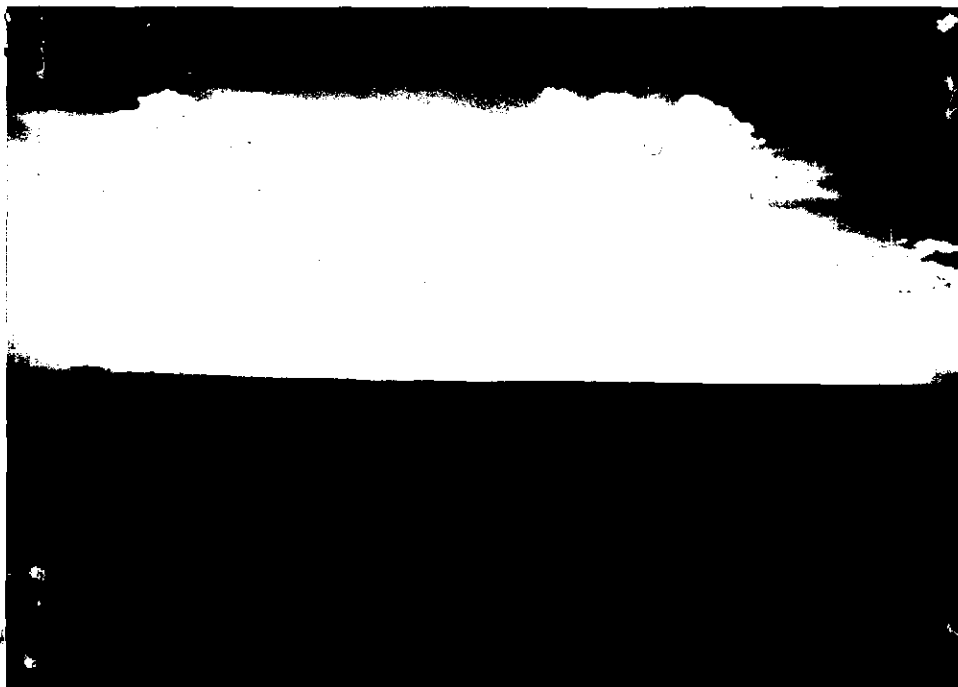
BARCODE UPDATED
WHOM/DATE

nm 03/01/1995

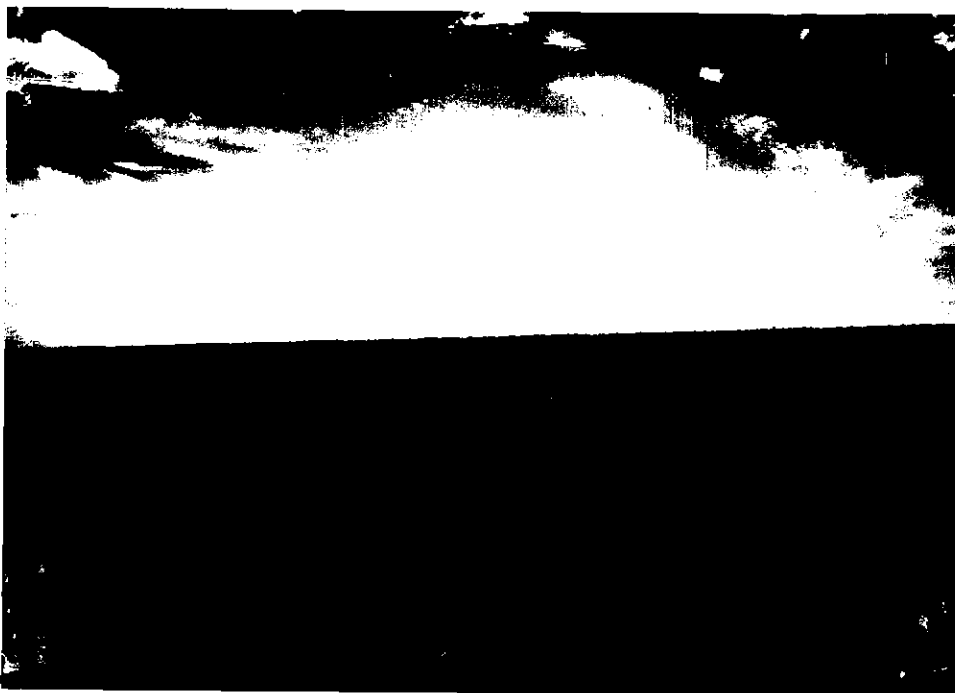


PHOTOGRAPHER AND DATE OF PHOTOS MMINICUCCI 05/25/1995

FILE NO. Abi - 02207A T04S R06E S.26 NENW & SENW



- ① Photo taken from
NE corner of NWNW
T04S R06E S.26
Looking south, southeast
toward along east
side of $w\frac{1}{2}$ NW $\frac{1}{4}$.
No power lines, no
wells found.



- ② Same as above,
looking slightly
more to the west.
No power lines or
wells found.

FIELD EXAM PHOTO INDEX SUMMARY

Date: 05/25/1995

Roll No.: 1

Photographer: Tim W. C. C.

PHOTO NO.	SUBJECT
1	
2	Dam & side in road
3	Pump / motor set up
4	Back yard
5	Front yard
6 *	Red
7	
8	S.26 NW $\frac{1}{4}$ No powerlines
9	" " No wells
10	S.26 W $\frac{1}{2}$, looking south
11	Probable old ditch on N edge of S.19 for treatment plant
12	Field in NWNW (+NENW) S.19 from x line into S.18 Run-off.
13	No ditches / canal in this field
14	Reservoir
15	

Rumsey

Hillard
(Clark)



456ES24
NE corner
of NWSW
looking S.
No power lines
no wells

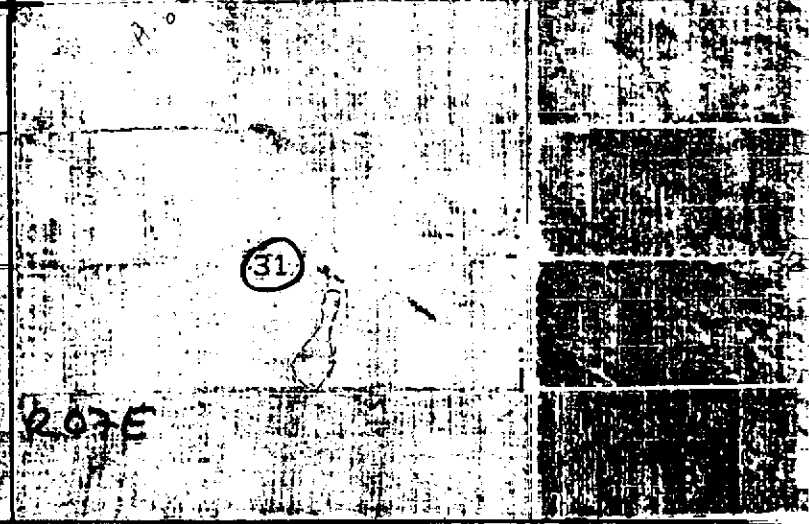
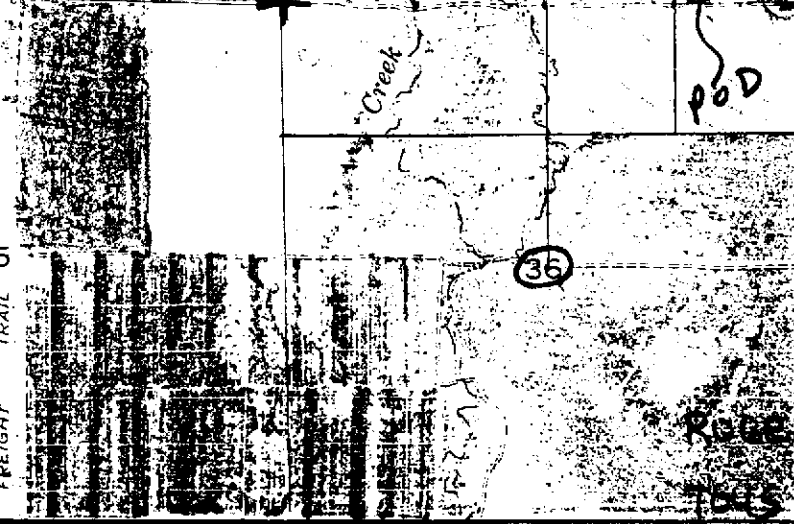
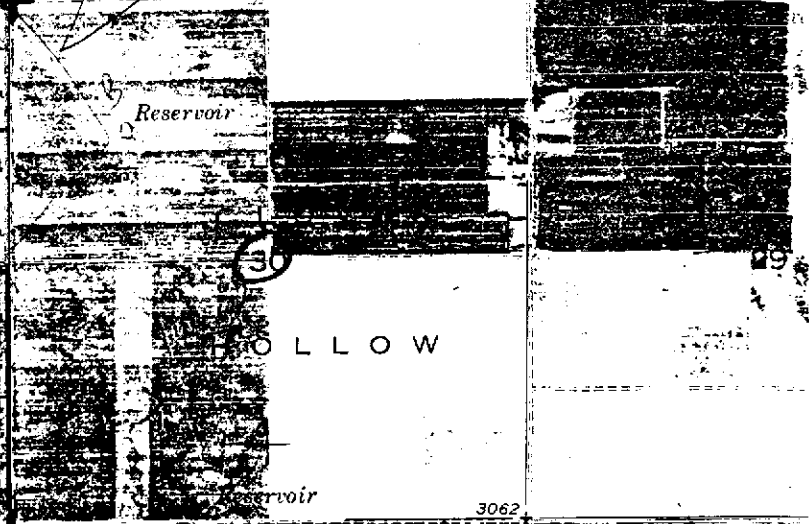
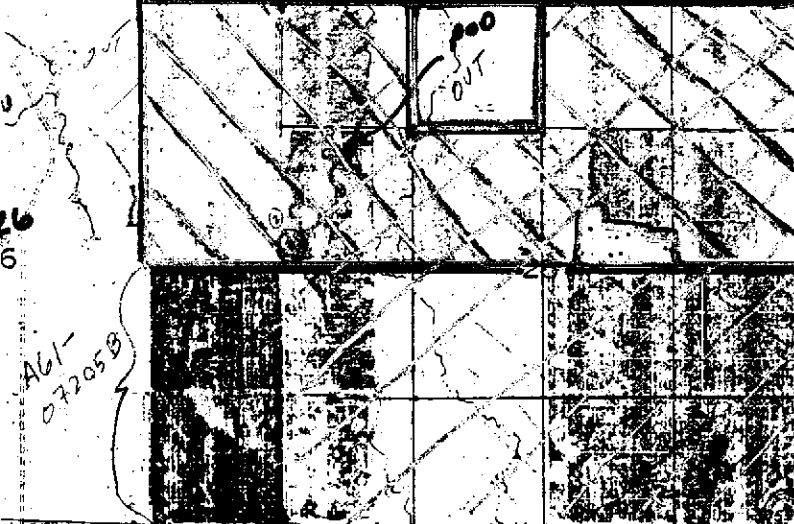
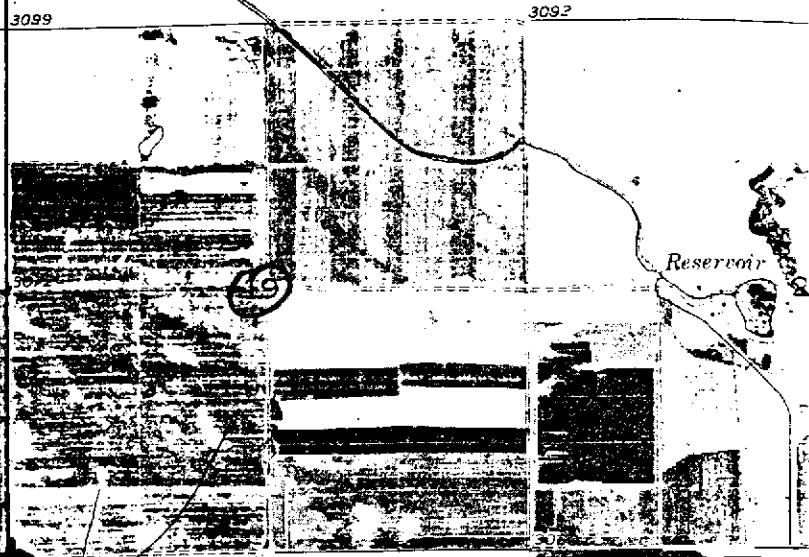
* Limited

3074

* AG-022074 - Licensed @ 1966
2+ 22074 - Licensed 3.3 POC
AG-022074 - Licensed @ 3 POC's

3099

3092



26
6

AG-072058

FOLLOW

FREIGHT TRAIL

36

31

ROCK ROSE

TOSS

AG-022074
358 Acres
5.04 CFS
TOYS ROSE

N 1/2 S.25
E 1/2 NE 1/4 S.26

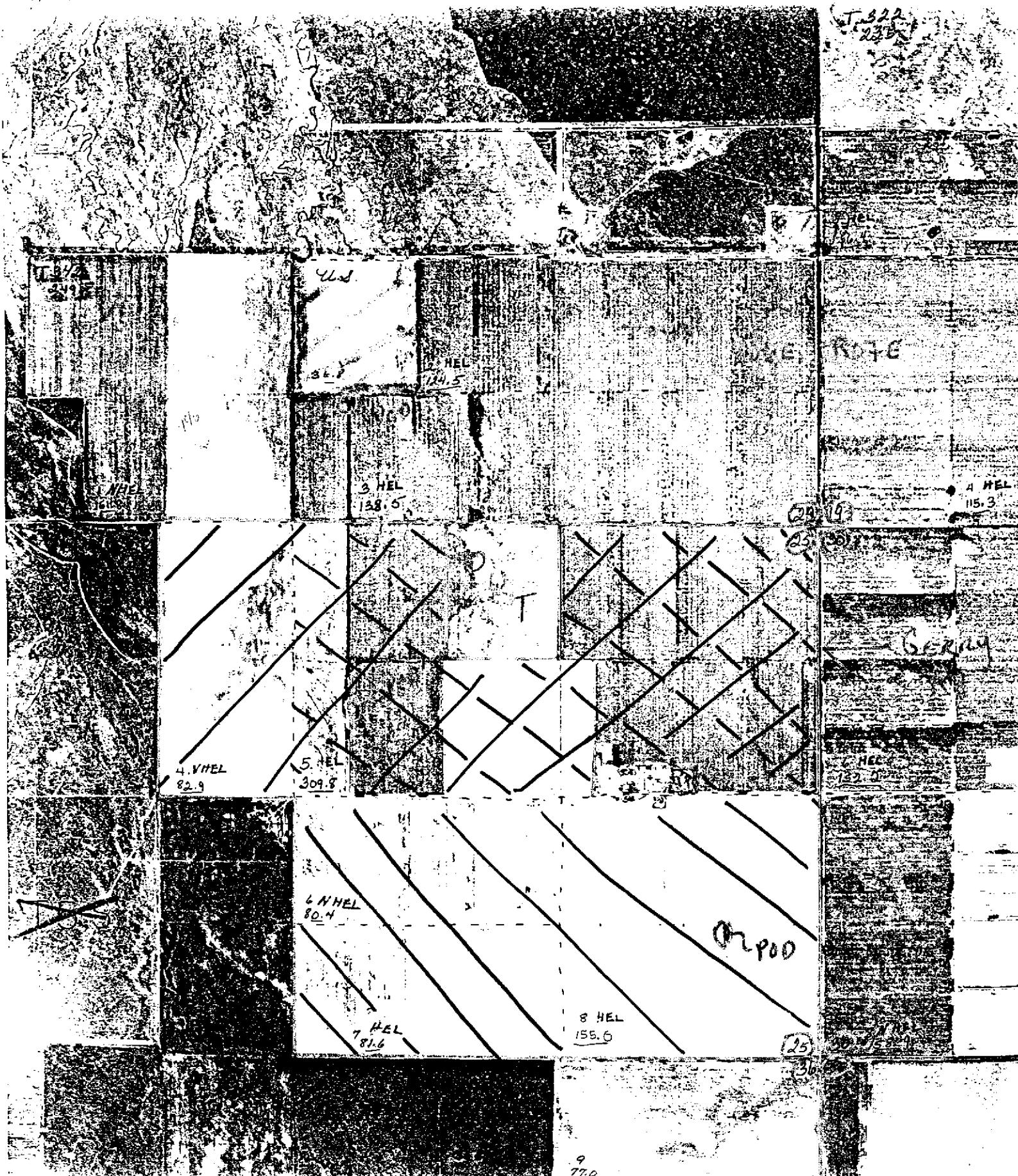
263 (1974)

Snake

5

☐ : A61-02207A

☐ : A61-10561



A61-02207A

5.04 CFS

358 ACRES

T045 R06E

N $\frac{1}{2}$ S.25, E $\frac{1}{2}$ NE $\frac{1}{4}$ S.26

ASCS(1988)

ROGE

24

PUBLIC
LAND

OUT

29

← Greasy Rd

NAPP (03/31/1987)

A61-02207A

358 ACRES

5.04 CFS

T045 ROGE

$\frac{1}{2}$ S. 25 E $\frac{1}{2}$ NE $\frac{1}{4}$ S. 26

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33122/61-2207 Priority August 24, 1967 Amount 5.60 cfs

THIS IS TO CERTIFY, that The Travelers Insurance Co. & David C. Spencer
of Portland, Ore. & Mtn. Home, Ida., has complied with the terms and conditions of Permit
No. 33122/61-2207 issued pursuant to Application for Permit dated August 22, 1966
and has submitted proof to the Department of Water Administration on August 25, 1971
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 6.92 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 5.60 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 5.60 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 25, Twp. 4 S. Rge. 6 E, B. M.

in the county of Elmore; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,791 acre feet per year or _____
4.5 acre feet per acre.

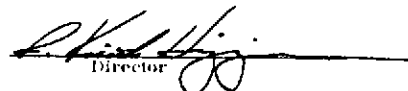
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	6E	25	39	40	40	39	40	40	40	40									318
		26	40			40													80

Total number of acres irrigated 398

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of
November, 19 72.


Director

FIELD REPORT

- TOTAL ACREAGE** _____

[illegible]

DATE _____

by:

by:

by:

by:

DATE OF EXAM 21 June 72

ACREAGE

Found 398

Recommended 398

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = 5.6 c.f.s.

V = 1791

AF/Ann. from Nov 15 to Nov 15

Domestic Q = _____ c.f.s.

V = _____

AF/Ann. from _____ to _____

Livestock Q = _____ c.f.s.

V = _____

AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: Groundwater

twp. 4 S, Rge. 6, E/W, B.M., Sec. 25, Sub. SW 1/4 NW 1/4 Elmore County

Exchange? yes _____ no _____

Name source exchanged with: _____

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:

twp. _____ N/S, Rge. _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 6.92 cfs Method of measurement P gauge

Total Q recommended 5.6 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1791 Ac. ft/Ann

Recommended Amendments:

P.D.

Place of Use Add E 1/2 NE 1/4 (80 acres) Sec 26 + NE NW Sec 25

Other in T 4 S R 6 E

Drop SW 1/4 Sec 25 (160 acres)

MEASUREMENT CALCULATION:

20 lines 33 heads Each 5/32 Nozzles 45 psi Average

Q = (20)(33)(4.72) / 450 = 6.92 Allow 5.6

A = 398 Acres

V = 398 x 4.5 = 1791 Ac. ft/Ann

SYSTEM DESCRIPTION:

450 HP Westinghouse Motor 3 phase 440 Volt 1774 RPM

Case 1-65 Johnston Pump 12" discharge through Gate Valve

to sprinkler system mainline runs East West

REMARKS:

Amend Place of use as indicated above

Examiner's Signature

James Booker

Date 21 July 72

Checked by

Date

Approved by

Date

If questions arise during the processing of this application, please contact:

Sheri L. Chapman
921 S. Orchard, Suite N
Boise, ID 83705
344-6690

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 2702Water Right No. 101-2207**APPROVED****APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**

Name of applicant National Pacific Real Estate Fund II Phone 343-8370 (Boise Office)
805-963-8851 (Calif #)
Post office address P.O. Box 3497, Santa Barbara, CA 93105

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. License No. 61-2207 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Purchase of farmland to which licensed water right is appurtenant.

3. Source of water Ground water tributary to _____

4. Date of priority August 24, 1967

5. Water is used for the following purposes:

amount 5.6 cfs for Irrigation purposes from 3-15 to 11-15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 5.6 cubic feet per second
&/or
b. 1791 acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25
Township 4 South Range 6 East, B.M., in Elmore County
Additional points of diversion, if any None

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4S	6E	25	39	40	40	39	40	40	40	40									318
4S	6E	26	40			40													80

Total number of acres to be irrigated 398

9. Describe any other water rights used for the same purposes as described above 61-7072B; 61-7072C

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	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	

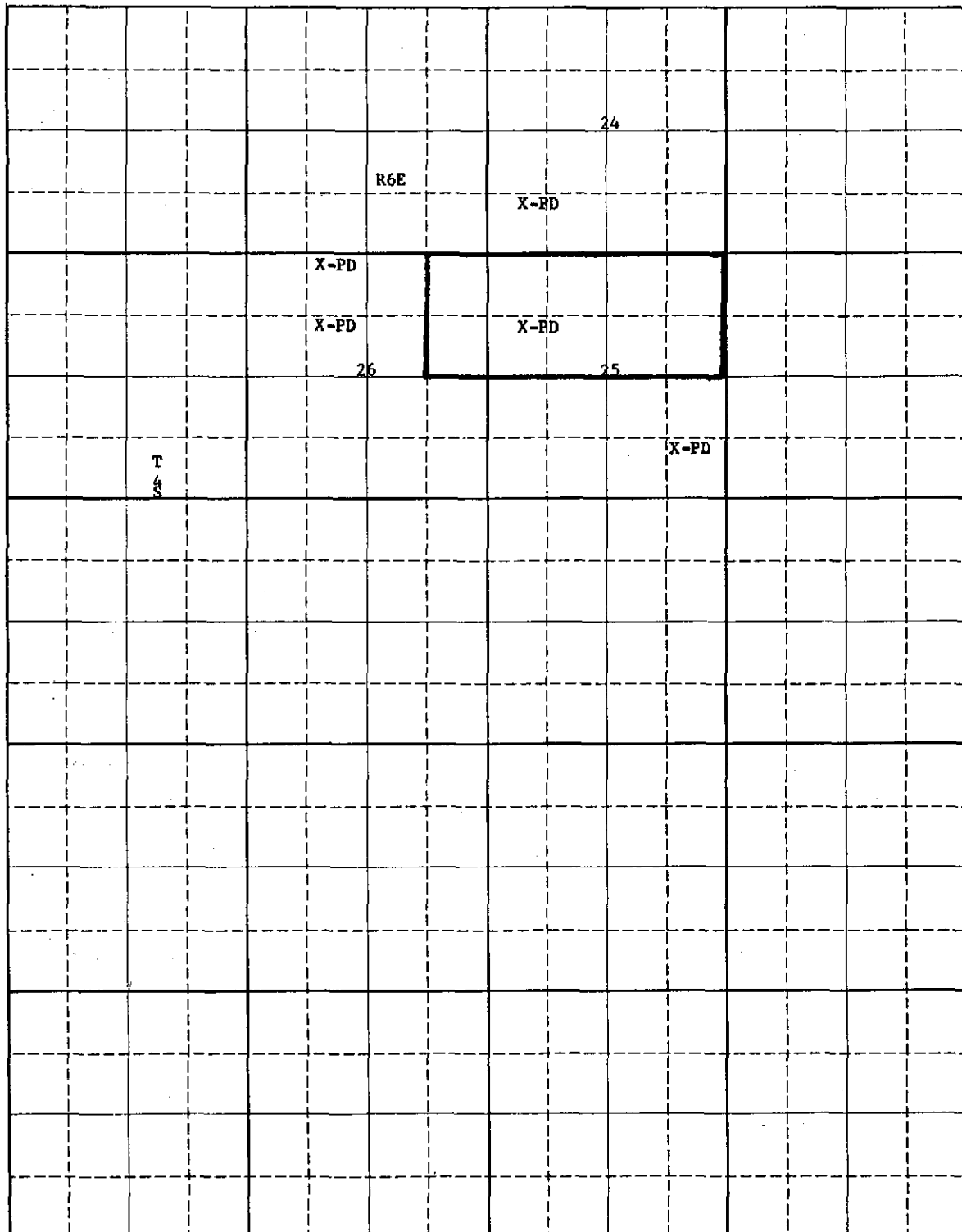
C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted 5.6 c.f.s. &/or 1791 acre feet
 - b. Point(s) of diversion SW 1/4 NW 1/4, Section 25 Township 4S
Range 6E, B.M., Elmore County
Additional points NE/4 NW/4, Sec. 26; SE/4 NW/4, Sec. 26; SW/4 SW/4, Sec. 24;
SE/4 SE/4, Sec. 25, all in T4S, R6E. B.M.
 - c. Description of diverting works Drilled wells, vertical turbine pumps, pipeline and sprinkler systems.
 - d. Describe the reasons for applying for a change in the point(s) of diversion This farm has been developed over a long period of time in stages. Applicant wishes to merge all points of diversion to allow greater flexibility in the operation of the farm.
2. Change in place of use No change from previous land list.
 - a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	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	
4S	6E	25	39	40	40	39	40	40	40	40									318
4S	6E	26	40			40													80

Total number of acres to be irrigated 398

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

RECEIVED
MAY 10 1960

4. Remarks _____

I hereby assert that no one will be injured by such change and 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.

Frank H. Davis
(Signature of applicant)
Subscribed and sworn to before me this 14th day of March, 1982.
Frank H. Davis, Northwest Manager

Audrey W. Beckstead
(Notary public)

My commission expires 2-1-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 61-2207
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 4th day of August, 1982.

L. Glen Saylor
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by GKH Date 3/5/82 Protest filed by _____
Prelim. check by GLS Fee 50.00 _____
Receipted by GKH Date 3/5/82 # 21977 _____
Published in Mountain Home News Copies of protest forwarded by _____
Pub. dates 4/8 & 4/15/82 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial _____
_____ rec'd. _____ by DBS gjm DRT



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

April 27, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

JOHN CLARK
BOX 711
MOUNTAIN HOME ID 83647

RE: Notices of claim to a water right nos. A61-02226A, A61-02207A

Dear Mr. Clark:

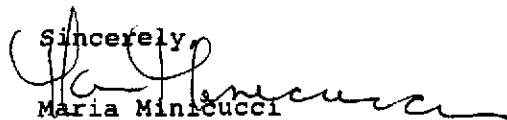
This letter is in response to our telephone conversation of April 24, 1995. We discussed the above-referenced claims; a report which summarizes each claim is enclosed with this letter.

You indicated during our conversation that water right represented in claim no. A61-02226A is no longer used on the farm. Enclosed is a copy of the field exam conducted during the licensing process for this water right. This should help clarify that we are both talking about the same water right. If this right is no longer used, the claimant will be asked to withdraw this claim from the SRBA.

We also discussed the claimed points of diversion for claim no. A61-02207A. Two wells were claimed in T04S R06E, s. 26, in the NENW and the SENW. These wells were added to the water right in 1982 as a result of Transfer no. 2702. At this time it is unclear if these wells are used on the farm as claimed, or if they were ever drilled. Enclosed is a map of the area; you indicated you would speak to Mr. Hillard and the real estate people to clarify the status of these wells. It will be necessary for IDWR to visit the site to verify the existence or non-existence of the wells.

Please review the enclosed information and contact me at your earliest convenience to set up an appointment for the field visit. I will be out of the office from May 2 to May 10, 1995; other than that time period my schedule is fairly flexible.

If you need additional information, please do not hesitate to contact this office.

Sincerely,

Maria Minicucci
Water Agent, Adjudication Bureau

MM:m

Encs: Profile reports: A61-02207A, A61-02226A
Orthophoto quad of area of Hillard claims
Field examiner's report for 61-02226
Transfer no. 2702

cc: J. Hillard

A61-02226A

A61-02207A

MANT'S NAME: JAMES HILLARDDATE: 04/24/1995ITY: ElmoreJOYEE: Owyhee

I called Mr. John Clark, who runs this farm, at 7:45 am to ask about these two claims. Mr. Clark indicated that Mr. Tim Coader, to the east & North of his place, uses the wastewater but that it is not used on Hillard's place. I said I would send a copy of the field exam done for licensing of that water right to make sure we were both talking about the same water right (61-02226).

We also discussed the two wells claimed in S-26 under claim no. A61-02207A. Mr. Clark was unsure of the status of those wells. I will send a map & he will check w/ Mr. Hillard & the real estate people.

Mr. Clark's address is Box 711, Titus Home.

04/27/1995: James Hillard

1385 Lands End Rd

Point Manalapan FL 33462



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 6, 1995

JOHN CLARK
POLE LINE RD
MOUNTAIN HOME ID 83647

RE: Notices of Claim to a water right nos. A61-02226A, A61-02207A

Dear Mr. Clark:

We are currently reviewing the claims filed in the Snake River Basin Adjudication (SRBA) by Mr. James Hillard. The two claims referenced above require field verification, and the intent of this letter is to request an appointment with you to conduct the field exam.

The areas which require field examination are the diversion of waste water, and two wells which were claimed in Twp. 04s, Rge. 06E, s. 26. Your presence during the field exam will help insure that the water rights are described accurately in IDWR's recommendation to the court.

Please contact me by April 17, 1995, to set up a time to meet at the farm. If no response to this letter is received, a field exam will be conducted without your assistance. However, you will be contacted before the field exam to notify you of the date of the exam.

I will look forward to hearing from you soon. If you have any questions, please do not hesitate to contact this office.

Sincerely,

Maria Minicucci

Water Agent, Adjudication Bureau

MM:M

cc: J. Hillard

MANT'S NAME: James Hillard

-07114
-07262A
-10561

DATE: 02/28/1995

TY: 2/more

OYEE: 777.777.7777

9:30 am Spoke w/ Mrs. Clark, who manages the farm w/ her husband.

She said that there are 3 wells on the west side (plus 2 dom/stock wells) and 2 on the east side. She was unaware of the 2 wells in the NENW & SE1/4 of S.26.

Mrs. Clark will be back ~~at~~ home in a couple of hours and will return my call.

03/01/1995

Spoke w/ Mr. Clark's son. He was not familiar with the system to the degree he could answer my questions. He did ask about transferring a surface H₂O right to a ground water right (regarding waste water on east farm). I suggested his father talk to our water allocations staff about that matter. The son indicated that his father would be home in approx. $\frac{1}{2}$ hr and that he would leave a message for his father to call me.

Well No. 1 (S. 24 SWSW)

Measured in 1977 (61-07262) @ 3.89 CFS

61-07262 Layne + Bowler pump NO. 44646
GE Motor 500 HP Model No. 5K6326XC227A
Exam found 3 POD's

Well No. 2 (S. 25 SWNW)

Measured in 1972 (61-02207) @ 6.92 CFS

61-02207 450 Westinghouse Ser # 1-65
Johnston pump (Ser # 1-65?)
12" discharge
Trans. 2702 listed 5 POD's

Well No. 3 (SESE S. 25)

Measured in 1972 (1 POD) @ 8.22 CFS

61-07072 450 HP GE Motor Ser. # 15-69
A61-10561 Layne + Bowler pump # 44739 12" discharge
Wells specifically not interconnected - 2 POD's

Measured in 1977 @ 6.15 CFS

61-07114 450 HP Westinghouse Ser # 15-69
US Electric Motors 150 HP, ID # C2688-01-812
★ Singer Well-line pump.
Found 3 POD's.

Holland West Side Farm as Recommended.

A61-02207A

CLAIM IDENTIFICATION NO.

A61-07114

A61-07262A

PLACE OF USE OVERLAP REVIEW

A61-10561

CLAIM NO.	TWN	RNG	SEC	NE				NW				SW				SE				TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
A61-02207A	04S	06E	25	39	40	32	39		40	40	40									270
A61-10561	04S	06E	25	39	40	32	39		40	40	40									270
A61-02207A	04S	06E	26	40			40													80
A61-07114	04S	06E	25									40	40	40	40	39	39	40	38	316
A61-10561	04S	06E	25									40	40	40	40	39	39	40	38	316
A61-07114	04S	06E	36	39	40															79
A61-07262A	04S	06E	23													40	40	25	40	145
A61-07262A	04S	06E	24									40		40	40	39	40	40	39	278



RECEIVED

JUN 05 1995

WATER RESOURCES
WESTERN REGION

James C. Hilliard
Executive VP/GM

May 31, 1995

Ms. Maria Minicucci
Water Agent
Adjudication Bureau
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Dear Ms. Minicucci:

Enclosed is the "Change in Address for Notice of Claim" form which has been completed by Mr. Hilliard.

Does this mean we've vacated our claim to a water right for those in question? If you have any questions or need any other information, I may be reached at 617.375.2110 and will try and help any way possible.

Thank you.

Sincerely,

Denise Jones
Assistant to Mr. Hilliard

RECEIVED

MAY 12 1993

Department of Agriculture



United States
Department of
Agriculture

Agricultural
Stabilization and
Conservation Service

Elmore County ASCS Office
289 South 3rd West
Mountain Home, ID 83647
(208) 587-3303

May 7, 1993

Maria Minicucci
IDWR
1301 North Orchard
Boise, ID 83720-9000

Dear Maria,

Enclosed please find copies of the data cards for the two farms associated with James C. Hilliard. I have highlighted the farmland, cropland and irrigated cropland acreages for you.

I have also enclosed a copy of the aerial photo that shows the layout of the farms.

If you need further help, please call.



Jeff Groat
County Executive Director

IBAH
CLHORE
Report ID: ASCS-156ED
U.S. Dept. of Agriculture
Agric. Stat. & Conserv. Serv.
Abbreviated 156 Farm Record

OPERATOR	Name, Address & I.D. No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
	519-42-2312 2 JOHN W. CLARK PO BOX 711 MOUNTAIN HOME	1240.0	1197.9	1197.9	1197.9	Hilliard East Farm	ACTIVE
	ID: 03647						

CRP 1.0
IFM: H
RECON. REF. NO.: 860001
OFAY NORMAL PLANTED ACRES 74.3

CROP	ROT.	BASE	CRP REDUCTION	ADJ. BASE	DATE	-----P&CP-----		-----YIELD-----		
						YEAR		YEAR	HI	IR
WHEAT	1	568.2	.0			92	572.6	93	10	81
						91	568.5	85	46	81
						90	541.6			
						89	502.6			
						88	575.9	93	81	
						87	591.6	85	81	
----- HWY -----										
BARLEY	1	116.9	.6			92	106.6	93	51	83
						91	102.9	85	51	87
						90	.0			
						89	173.1			
						88	201.6	93	79	
						87	56.1	85	83	
----- HWY -----										

Mo. of Tracts 1														Current Year				
TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	W	CU	FW	PC	AW	HW	FW	CU	CWTE	CHWA	CHA	
322	1240.0	1197.9	1197.9	Y	Y	Y												
IDENTIFIER K20 R 7E T 4S SEC 19,30																		
OWNER 1 - JAMES C. HILLIARD																		

IDA# 1
ELMORE
Report ID: ASCS-15602

U.S. Dept. of Agriculture
Agri. Stab. & Cons. Div.
Abbreviated 156 Farm Record

IT-40002-1-1 27-01-92
Prepared: 02/05/93
Crop Year: 85
Page: 1

OPERATOR	Name, Address & I D No.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	EFFECTIVE CROPLAND	FARM IDENTIFIER	STATUS
	512-42 2312-2 JOHN M CLARK PO BOX 711 MOUNTAIN HOME	1230.0	1211.5	1211.5	1211.5	Hilliard West Farm	ACTIVE
	ID: 03647						

CRP 1.0
IFM 1.0
RECON. REF. NO.: 000000
OF AV. NORMAL PLANTED ACRES 113.2

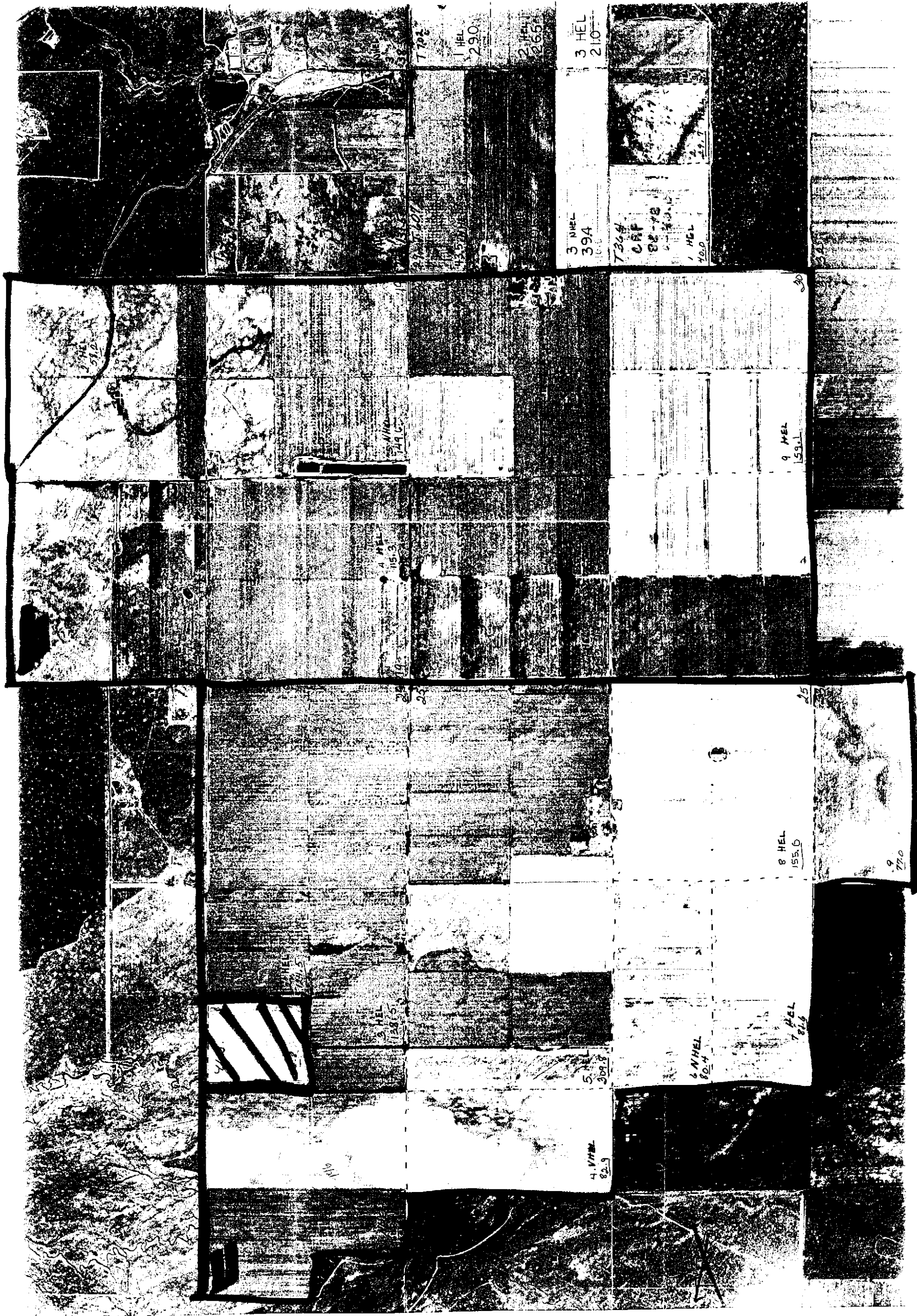
CROP	ROT.	BASE	CRP REDUCTION	ADD. BASE	DATE	-----P&CP-----		-----YIELD-----		
						YEAR		YEAR	HI	IR
WHEAT	1	510.6	.0			92	599.1	93	30	72
						91	499.1	85	40	73
						90	400.1			
						89	510.7			
						88	537.5	93	72	
						87	591.6	85	73	
BARLEY	1	142.9	.0			92	.0	93	51	74
						91	106.0	85	51	70
						90	.0			
						89	263.0			
						88	264.9	93	74	
						87	229.0	85	70	

No. of Tracts: 1

Current Year

TRACT NO.	FARMLAND	CROPLAND	IRRIGATED CROPLAND	HEL	027	A027	H	CU	FH	FC	AM	HM	FM	CU	CMTE	CMFA	CMA
342	1230.0	1211.5	1211.5	Y	Y	Y											
IDENTIFIER: N 20 R 3E T 1S SEC 23,24,25,36																	
OWNER: JAMES C. HILLIARD																	

ASCS
1988



WATER RESOURCES

T04S, R06E, S 23, 24, 25, 26, 36

Claimant(s): Hilliard

Claim No(s): 61-02207A,

61-02207B, 61-07114,

61-07262A, 61-10561

Prepared by: Sue Bock

Date: 08/31/1998



Place of Use

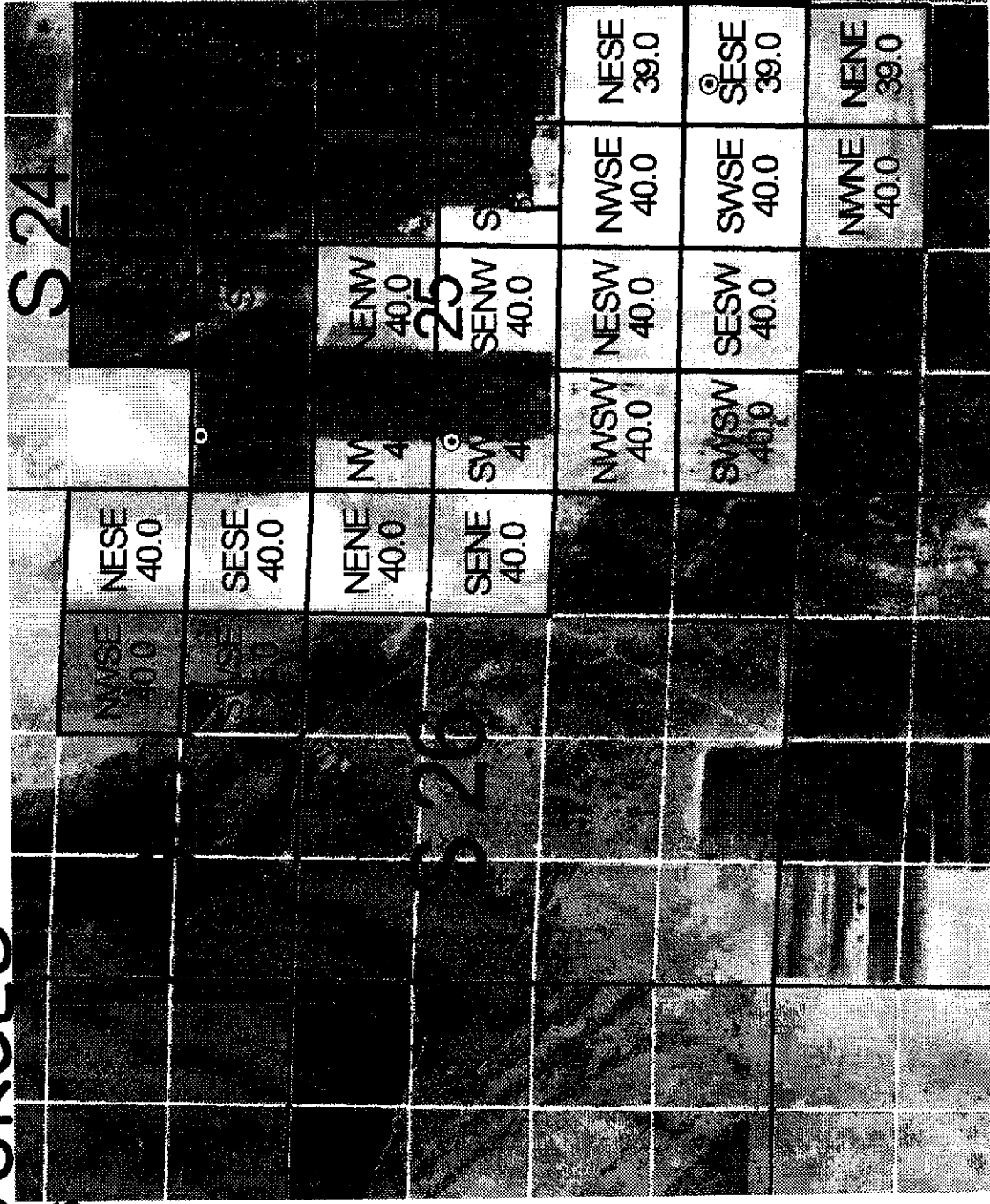
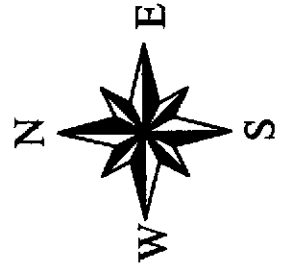


Point of Diversion



1/4 1/4 lines

Section Lines



1987 NAPP Photo



WATER RESOURCES

T04S, R06E, S 23, 24, 25, 26, 36

Claimant(s): Hilliard

Claim No(s): 61-02207A,

61-02207B, 61-07114,

61-07262A, 61-10561

Prepared by: Sue Bock

Date: 08/31/1998



Place of Use

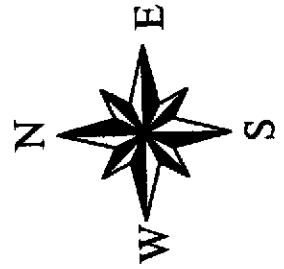


Point of Diversion



1/4 1/4 lines

Section Lines



1987 NAPP Photo

0

0.25

0.5

0.75

1

1.25

1.5

1.75

2

2.25 Miles

