

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

RECEIVED
MAR 12 1990

Ident. Number: A63-02652A
Date Received: 3.12.90
Receipt No: 0010902
Received By: *ret*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: LONNIE WINTERS
Address: RT. 2, BOX 20747 WEITZ RD.
CALDWELL, ID 83605 208-459-4438

2. Date of Priority: DEC 14, 1946

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	24		SE	NW		CANYON

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	0.560		

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

8. Total consumptive use is 98.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	24	SW	NW		IRR	28.0
Section Acres							28.0
Total Acres							28.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 19979

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 X do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

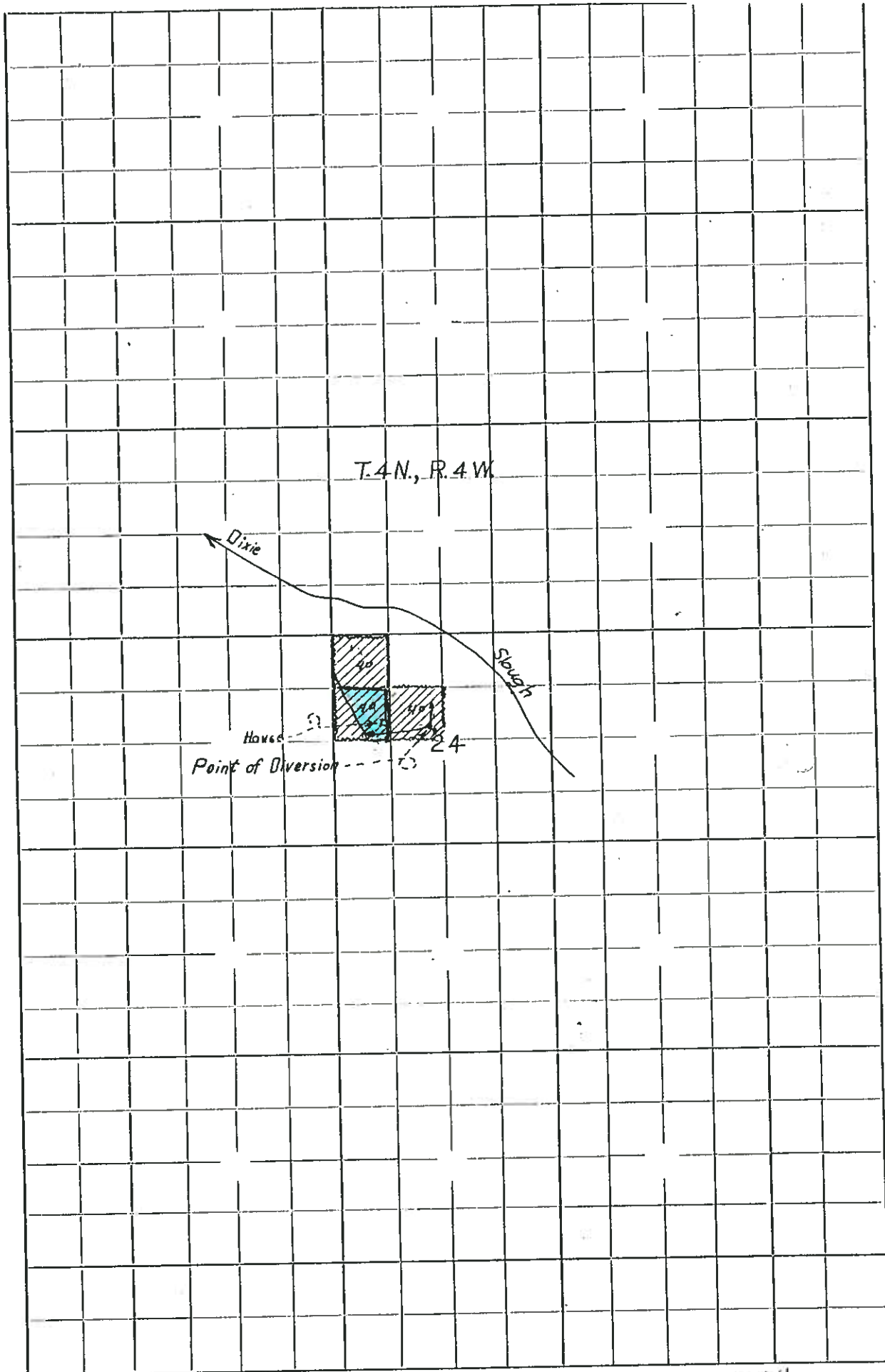
Signature of Claimant(s): Lonnie Winters Date: 3.8.90
_____ Date: _____

State of Idaho)
County of Benewah) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of March 19 90 Marion Hoffman
Notary Public

Seal

Residing at Plummer, Id
My Commission Expires 2/14/91



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

1961
MICROFILMED
AUG 18 1992

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

RIGHT NUMBER: 63-2652A

NAME AND ADDRESS: LONNIE WINTERS
2818 GREENVALE PL
Nampa ID 83686

RT 2 BOX 20747
Caldwell ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.560 CFS
126.000 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 12/14/1946

POINT OF DIVERSION:

T04N R04W S24 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.560 CFS 126.00 AFY
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T04N R04W S24 SWNW 28.00

28 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

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

In Re SRBA

Case No. 39576

Water Rights: 63-2652A

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion ☐ Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 23, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 23, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Lonnie Winters
2818 Greenvale Pl.
Nampa ID 83686

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

July 23, 2008

LONNIE WINTERS
2818 GREENVALE PL
NAMPA ID 83686

Re: Water Right No. 63-2652A

Dear Mr. Winters:

Enclosed is a copy of the above referenced water right which reflects your change of address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water right, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

RECEIVED

JUL 17 2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 63-2652A

[] Name(s): _____

[] Old Mailing Address: Rt. # 2 } changed to
Weitz Rd. } Simplot Blvd.
Caldwell } ~~located~~ Hi 19 was
and a bridge was Farn address is now
provided to the House. 18840 Simplot Blvd

[] New Mailing Address: Lorrie & Bonnie Winters
2818 Greenview pk.
Nampa, Idaho 83686

Telephone Number: (209) 466-4345

[] Signature(s) of Owner(s) Lorrie Winters
Bonnie Winters Lw
(Include your title if on behalf of company or organization)

Date: 7/16/08

Send to:

IDWR Northern Region
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815
(208) 762-2800

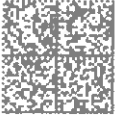
IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

100

FIRST CLASS



FEB 06 2007

WATER RESOURCES
WESTERN REGION

NO SUCH ADDRESS

RETURNED TO SENDER

LONGME WILNERS
RT 2 BOX 20737
CALDWELL ID 83605

MSM

63-2652A

(1) fund: L. Winters
not available
Boise

1/14 call: Place
phone 83686
per Dreamvale
2818
Nampa-4345
466-43index
present presentation
present of
present -
present
present

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



NO SUFFICIENT ADDRESS

RECEIVED

OCT 11 2006

WATER RESOURCES
WESTERN REGION

LONNIE WINTERKES
RT 2 BOX 30747
CALDWELL ID 83605

2818 Green Vale Pl
Nampa ID 83651

63-2652A

Resent 10-12-06

11/10/2006

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

RIGHT NUMBER: 63-2652A

NAME AND ADDRESS: LONNIE WINTERS
RT 2 BOX 20747
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.560 CFS
126.000 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 12/14/1946

POINT OF DIVERSION:

T04N R04W S24 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.560 CFS 126.00 AFY
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T04N R04W S24 SWNW 28.00

28 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

SRBA Recommendation:

63-2652A

(Irrigation)

R04W

Legend

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



Canyon County
IDWR Basin 63



T04N

0 0.1 0.2 Miles



Prepared by K. Walker
On Friday, November 10, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2652A V1

WATER RIGHT NUMBER: 63-2652A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LONNIE WINTERS RT 2 BOX 20747 CALDWELL, ID 83605 (208)459-4438
Original Owner	R E WINTERS C/O DARLING MOTEL 900 N KIMBALL CALDWELL, ID 83605

Priority Date: 12/14/1946

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.560 CFS	126.00 AF
	<u>Total Diversion:</u>	0.560 CFS	126.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 24, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	24								28.0									28.0

Total Acres: 28

Conditions of Approval:

1. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2652A V1

4. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Remarks:Comments:

1. kwalker 10/26/2006 Use of Water

Comment: The claimant called me this morning to discuss the recommendation I had made regarding this right. He stated that the well under the license had not been used for more than 20 years for irrigation of his 28 acres. He said that they do irrigate the land around the house with their domestic well which has another water right. He also has a license (63-11252) from a waste water source for irrigation of his property. In light of the fact that the land I recommended has not been irrigated from a well for many years I am changing the recommendation of this right to show it as forfeited. Mr. Winters was advised during our conversation that the recommendation would be changed.

2. kwalker 11/10/2006 Use of water 2

Comment: Mr. Winters came into the office to see about getting another water right for his property. We discussed the non-use he had told me about over the telephone on 10/26/06 and it was determined that the use of water from original well had stopped when the property the well was on was sold. However, his parents began using their domestic well to irrigate 28 acres around their home. Mr. Winters went home and got together with his siblings and came up with a statement documenting use of the domestic well for irrigation purposes prior to 1987. Recommend accomplished change in point of diversion for this right for irrigation of 28 acres as identified in statement submitted.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			01/31/2006	lharris	Active
Priority Date	5/12/2006 11:03:10 AM	kwalker			Active
POD	5/12/2006 11:03:30 AM	kwalker			Active
POU	5/12/2006 1:20:38 PM	kwalker			Active
Use	5/12/2006 1:21:19 PM	kwalker			Active
Season	5/12/2006 1:26:33 PM	kwalker			Active
Quantity	5/12/2006 1:28:22 PM	kwalker			Active
Summary			05/12/2006	kwalker	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2652A V1

Summary		10/26/2006	kwalker	Active
POD	11/10/2006 8:43:21 AM	kwalker		Active
Source	11/10/2006 8:45:29 AM	kwalker		Active
POU	11/10/2006 8:45:55 AM	kwalker		Active
Summary		11/10/2006	kwalker	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	10/26/2006 11:36:50 AM	kwalker	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 4. Is any portion of the claim be recommended? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Summary	1/31/2006 9:00:37 AM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	11/10/2006 8:43:29 AM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Parents began using domestic well to irrigate remainder of property after property with well was sold to another party.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2652A V1

Summary	11/10/2006 8:52:31 AM	kwalker	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	11/10/2006 8:45:06 AM	kwalker	Updated PLS
POU	5/12/2006 1:17:02 PM	kwalker	Updated shape for Active POU
POU	5/12/2006 1:19:15 PM	kwalker	Edited shape boundary
POU	5/12/2006 1:20:38 PM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	5/12/2006 1:21:19 PM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Quantity	5/12/2006 1:28:22 PM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 28 ac x 4.5 af =126.0 afa

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2652A V1

POD	5/12/2006 11:03:30 AM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
General	5/12/2006 11:03:10 AM	kwalker	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	5/12/2006 1:14:06 PM	kwalker	Updated shape
POD	5/12/2006 1:15:26 PM	kwalker	Updated PLS
Season	5/12/2006 1:26:32 PM	kwalker	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Summary	5/12/2006 1:33:28 PM	kwalker	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	11/10/2006 8:44:46 AM	kwalker	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2652A V1

Source	11/10/2006 8:45:37 AM	kwalker	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	11/10/2006 8:46:03 AM	kwalker	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

Water Supply Bank:

RECEIVED

NOV 17 2006

DEPARTMENT OF
WATER RESOURCES

November 6, 1906

To Whom it May Concern,

I am Lonnie Winters and I am 66 years old. I have lived on, visited, or was aware of the Winter's family farm most of my life. The purpose of this Affidavit is to describe to the best of my memory, some of the beneficial uses of the ground water on this farm.

My first memories are of the "tar paper house" my parents had constructed in the late thirties. I recall that the water source for the house was a hand pump in the kitchen sink. I can remember moving to the new house built by my parents in 1945.

As a child growing up on the original 120 acre farm, I became very familiar with two deep wells. According to my parents, these wells were both 85 feet deep. The one on the south-east forty was perforated down 15 feet for maximum water production. The one near the house was not perforated and was used for drinking water as well as irrigation.

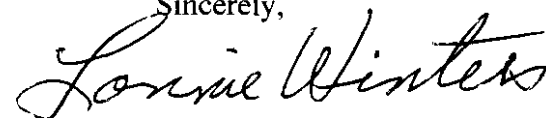
My parents were ranchers as well as farmers and business people. The many crops and livestock we produced on this farm over the years had included the following: stock and dairy cattle, fee crops such as: corn, wheat, oats, hay and grass pasture. For several years we raised thousand of turkeys. The field near the house produced sunflowers, grain and safflowers for the turkey feed.

The well on the 28 acres, was used as part of the irrigation system. These activities included crops such as: corn, tomatoes, squash and potatoes. This use of the well continued after the sale of the S.E. forty and the N.W. forty. My parents managed the 28 acres until the death of my father in 1993. My father was active and farmed, utilizing the well water for irrigation on the 28 acres until entering the hospital for his first time and dying soon after at the age of 96. I acquired the responsibility of the 28 acres remaining and continued the farming operation to date.

My parents had moved from the dust bowl in the thirties. They settled in the Dixie area in Caldwell, Idaho because of the abundance of water available to be used for irrigation. When the folks proved up on the water and used clear clean drinkable well water to irrigate with, it was an awesome reality for them whom originally were from Texas. They lived there lives and raised their children and grandchildren in this "paradise" fro many years.

If you have any further questions, please call me at 466-4345. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Lonnie Winters". The signature is written in dark ink and is positioned below the word "Sincerely,".

Lonnie Winters

10/26/2006

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

RIGHT NUMBER: 63-2652A

NAME AND ADDRESS: LONNIE WINTERS
RT 2 BOX 20747
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.560 CFS
126.000 AFY

PRIORITY DATE: 12/14/1946

POINT OF DIVERSION:

T04N R04W S24 SENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.560 CFS 126.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T04N R04W S24 SWNW 28.00

28 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Forfeited/abandoned due to non-use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Forfeited/abandoned: This is included for a claim based on a decree or license that is proposed to be disallowed on the basis that the water right no longer exists because forfeiture of the right by nonuse was confirmed and a defense to forfeiture was not confirmed, or because abandonment of the right was confirmed.

05/12/2006

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

RIGHT NUMBER: 63-2652A
NAME AND ADDRESS: LONNIE WINTERS
RT 2 BOX 20747
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.560 CFS
126.000 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 12/14/1946

POINT OF DIVERSION:

T04N R04W S24 SENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.560 CFS 126.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T04N R04W S24 SNNW 28.00

28 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM

per phone con. w/ Lonnie Winters - only irrigates around house (with domestic well) has not used for 20+ years - change rec. pumps water out of drain ditch - 63-11252 (sic) KW 12/26/06



Idaho Department of Water Resources

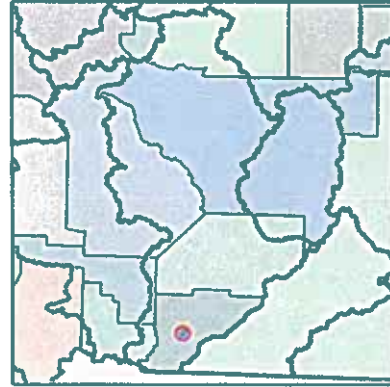
SRBA Recommendation:

63-2652A

Acres = 28

Legend

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



Canyon County
IDWR Basin 63



R04W



T04N

0 0.1 0.2 Miles

Prepared by K. Walker
On Friday, May 12, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2652A

WATER RIGHT NUMBER: 63-2652A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LONNIE WINTERS ✓ RT 2 BOX 20747 CALDWELL, ID 83605 (208)459-4438
Original Owner	R E WINTERS C/O DARLING MOTEL 900 N KIMBALL CALDWELL, ID 83605

Priority Date: 12/14/1946 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

add 539

From	To
3/15	11/15 ✓

Diversion Rate

0.560 CFS ✓

Annual Volume

126.0

Total Diversion:

0.560 CFS ✓

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SE1/4NW1/4 ✓

Sec. 24, ✓ Twp 04N, ✓ Rge 04W, ✓ S.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	04W	24	NE	NW	SW	SE	28.0
			NE	NW	SW	SE	28.0

Total Acres: 28 ✓

Conditions of Approval:Remarks:Comments:

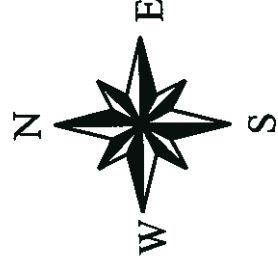
$28 \text{ ac} \times 4.5 = 126.0 \text{ AF}$
 $15.056 \times 1.9835 \times 246 = 273.2$

*claimed portion
 licensed as
 in office review.
 kw
 5/12/06*

2004 Naip



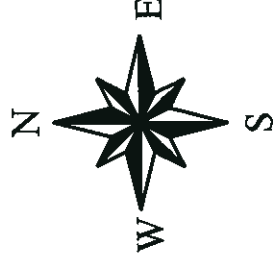
- Sections
Canyon taxlots
GCDB04N04W GCDB
QQ



1992 DOQQ



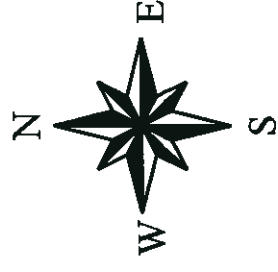
- Sections
Canyon taxlots
GCDB04N04W GCDB
QQ



1987 Napp



Sections
Canyon taxlots
GCDB04N04W GCDB
QQ



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2652

WATER RIGHT NUMBER: 63-2652

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	R E WINTERS C/O DARLING MOTEL 900 N KIMBALL CALDWELL, ID 83605

Priority Date: 12/14/1946

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.400 CFS	540.00 AF
DOMESTIC	1/01 to 12/31	0.020 CFS	0.60 AF
<u>Total Diversion:</u>		2.400 CFS	540.60 AF

Location of Point(s) of DiversionGROUND WATER
CANYON County

SE1/4NW1/4

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

Place of Use

IRRIGATION

*No other rights claimed
for gw w/ this p/d -*

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	24																	120.0
								40.0	40.0	40.0									

Total Acres: 120

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	24																	

Conditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2652A

01/31/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2652A	Claim	04N	04W	24	SW	NW		IRRIGATION	28/28	LONNIE WINTERS
2652	Water Right	04N	04W	24	SW	NW		IRRIGATION	40/120	R E WINTERS
11252	Water Right	04N	04W	24	SW	NW		IRRIGATION	18/18	LONNIE WINTERS
21387	Water Right	04N	04W	24	SW	NW		~~STOCKWATER~~		LONNIE WINTERS
2652	Water Right	04N	04W	24	SW	NW		~~DOMESTIC~~		R E WINTERS
21387	Water Right	04N	04W	24	SW	NW		~~DOMESTIC~~		LONNIE WINTERS

claim N/A-
proof made
> 11/19/1987-
see attached
proof report

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11252

WATER RIGHT NUMBER: 63-11252

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LONNIE WINTERS RT 2 BOX 20747 CALDWELL, ID 83605 (208)459-4438

Priority Date: 03/25/1990

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	DIXIE SLOUGH

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.360 CFS	81.00 AF
	<u>Total Diversion:</u>	0.360 CFS	81.00 AF

Location of Point(s) of Diversion

WASTE WATER	SW1/4NW1/4	Sec. 24, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	04W	24							18.0										18.0

Total Acres: 18

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 19979/63-2652 Priority Dec. 14, 1946 Amount 2.4 cfs

THIS IS TO CERTIFY, that R. E. WINTERS
of Caldwell, Idaho has complied with the terms and conditions of Permit
No. 19979/63-2652 issued pursuant to Application for Permit dated December 14, 1946
and has submitted proof to the Department of Water Administration on March 4, 1949
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 2.4 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 2.4 for irrigation from Mar. 15 to Nov. 15 (both dates inclusive)

Amount 0.02 for domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 2.4 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE1/4 NW1/4 Sec. 24, Twp. 4 N, Rge. 4 W, B.M.

in the county of Canyon; 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 540 acre feet per year or _____

4.5 acre feet per acre, for irrigation use and 0.6 acre feet per year for
domestic use with the total amount not to exceed 540.6 acre feet
per year.

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				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	
4 N	4 W	24					40	40	40										120
Domestic Use:																			
4 N	4 W	24						X											

Total number of acres irrigated 120

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 29 day of
October, 19 71.


Director

63 2652

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 19979

This proof is for Beneficial use In Water District No. _____

1. Name of applicant: A. E. Winters, Route 2, Caldwell, Idaho
2. Source of water supply: A well
3. Location of point of diversion: Is in the S.E. corner of SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24
T. 4 N. R. 4 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same:
Well .76 feet deep, 12 inch casing, cased the full depth.
Bendy Pomona pump with 8 inch discharge pipe, 15 H.P. motor P.C.2471
220/110 volts, 3 phase, 60 cycle 1750 R.P.M., 37.4/18.7 amps., 50 cycle,
1460 R.P.M., 39.2/19.6 amps., serial 293 EMI230
The ditch is 2 - 3 feet wide and 1 foot deep.
5. Water is used for: Irrigation and domestic purposes
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
NW $\frac{1}{4}$ NW $\frac{1}{4}$ and S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24, Township 4 North, Range 4 West, B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?.....

Remarks:

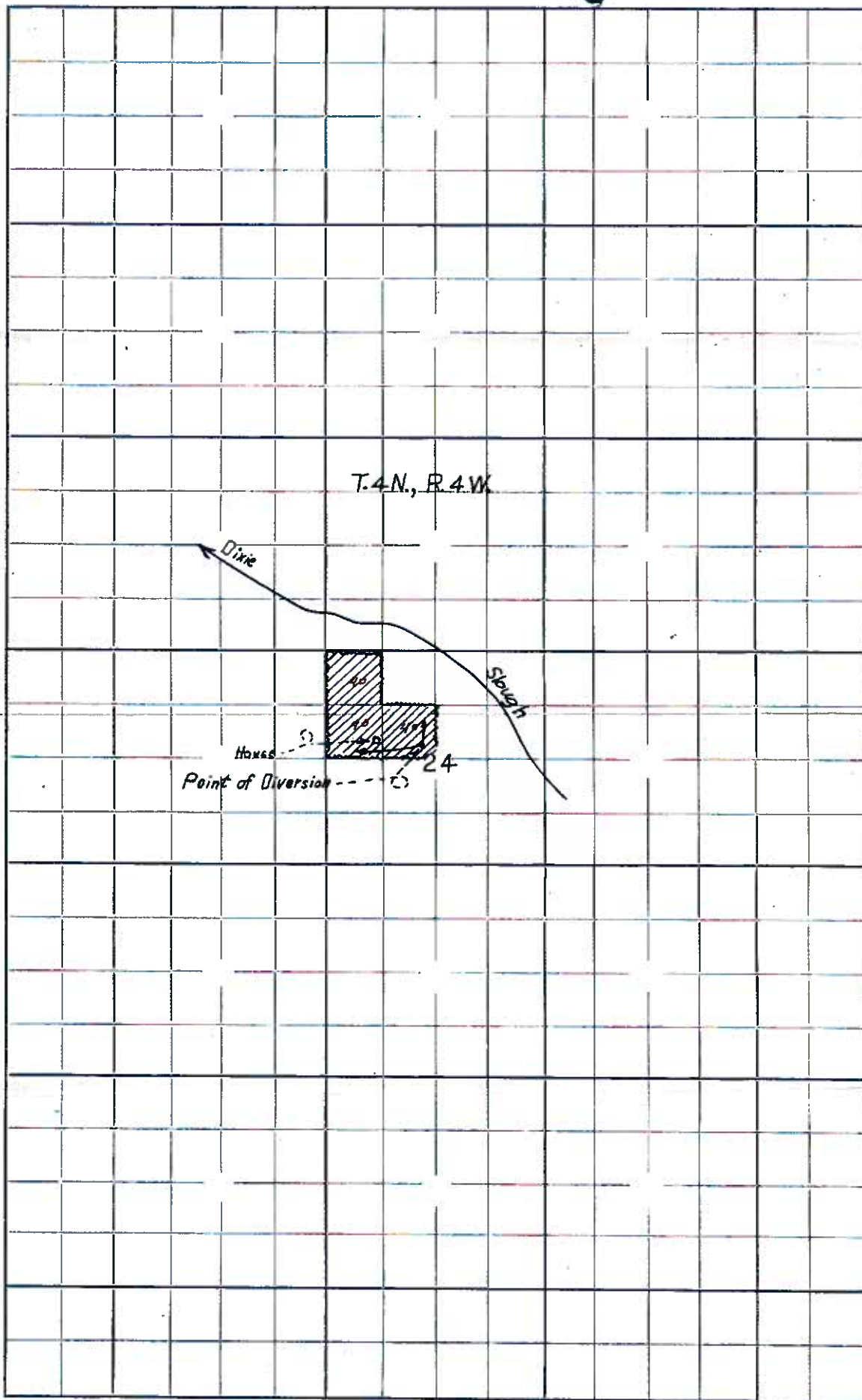
This examination was made on the 10 day of June 19 49

(Signed)

F. A. Tolman

Examination

19479



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

19979

63 - 2052

Nº 19979

APPLICATION FOR PERMIT To Appropriate the Public Waters of the State of Idaho

Application No. 27548
Permit No. 19979
District No.

Cleve Grooms
Box 387- Caldwell, Idaho

1. Name of Applicant: R. E. WINTERS

Postoffice address: Rt. 2, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 120 inches or 2.4

cubic feet per second.

3. Source of water supply: Subterranean (well)

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SE 1/4 of Section 24 , T. 4 N. , R. 4 W. , B.M., County of Canyon

5. Water is to be used for Irrigation and domestic purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water:

feet distant from

corner of Section

T. , R. , B.M., in the

of Section , T. , R. , B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

, T. , R. , B.M.

7. Estimated cost of works: \$ 2,300.00

8. Kind of works: Pumping plant

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet;

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

miles

Average grade per mile

feet.

12. The time required for the completion of such work is Completed

years.

13. The time required for the complete application of the water to the proposed use is Two (2)

additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

R. E. WINTERS Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. December 14, 1946

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19979

Recorded in Book 72 Page 19979 Approved December 19, 1946

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before Completed and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before March 19, 1947

Beneficial use of water appropriated in accordance herewith, to be made on or before March 19, 1949

Witness my hand this 19th day of December, 1946

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ARNOLD WILLIAMS,

Governor of the State of Idaho,

and IRA H. MASTERS,

Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 19th

day of December, 1946

STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS

By ARNOLD WILLIAMS

Governor.

Secretary of State.

Remarks: The well above referred to was drilled during the months of July and August, 1946, and the pump now installed is that of a California Pomona pump, using electrical energy and motor. It will be used to irrigate the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24, Twp. 4 North, Range 4 West, B.M., Canyon County, Idaho. The water has already been pumped and applied to beneficial use. No further construction will be necessary except some small irrigation ditches on the farm above described.

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 $\frac{1}{4}$	

4 N.	4 W.	24					40	40	40										120
14-A:	Existing water rights and/or valid permits appurtenant to the lands to be irrigated are..The above water has been partly applied to the land.																		

PERMIT No. 19979

To All Whom It May Concern:

This is to certify that R. E. WINTERS, of Rt. 2, Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 19979, issued upon Application No. 27548, bearing date of priority of December 14, 1946, authorizing the diversion of 2.4 second feet of the waters of a well (subterranean), County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.4 second feet of the waters of said well; that the point of diversion of said waters is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24, Township 4 North, Range 4 West, B.M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 24, Township 4 North, Range 4 West, B.M.

Witness my hand this 21st day of March, A. D. 1947.

Proof of completion of works made March 18, 1947

Certificate of completion of works issued March 21, 1947

MARK R. KULP
State Reclamation Engineer

LICENSE ISSUED FOR 2.4 SEC. FT.
LICENSE NO. 10.

NAME OF APPLICANT

R. W. Winters,

FORM No. 0

Twp. 4.N. R. 4.W.



Well location, Point of Diversion,
24

Receipt Details for ID W010902

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/13/1990 11:24:20 AM	3/13/1990	Western	\$173.00	Check
Payer		WINTERS, LONNIE L.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1332			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$45.00	APPLICATION FOR PERMIT	620199	1238	0	0	6390
\$128.00	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2652	A	\$78.00	Claim
63	21388		\$25.00	Claim
63	21387		\$25.00	Claim

OK

Print Report

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 103-02652a Date: 12-04-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	4W	24							28										28
GIS										28										28
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 28

Overlapping POU Claim #'s:

Total GIS Acres: 28

COMMENTS:

per claim map