

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: A63-02763
Date Received: 2/12/1990
Receipt No: 1005846
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT BRUCKS 208-466-0901
Address: P.O. BOX 9083
NAMPA, ID 83652

2. Date of Priority: FEB 23, 1949

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	03W	11	SW	NW	SE		CANYON

5. Description of diverting works:
WELL, 70' DEEP, TURBINE PUMP, CONCRETE DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

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

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	03W	11	NW	SE		IRR	30.0

Section Acres 30.0

Total Acres 30.0

A63-02763

Page 1

Date: 02/12/90

MICROFILMED
AUG 18 1992

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:
PIONEER IRRIGATION DISTRICT

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 20960

16. Signature(s)

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

Number of attachments: -1-

For Individuals:

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

Signature of Claimant(s): Robert Brooks Date: 2/12/90
_____ Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of February 19 90
Carter Fritschle
Notary Public

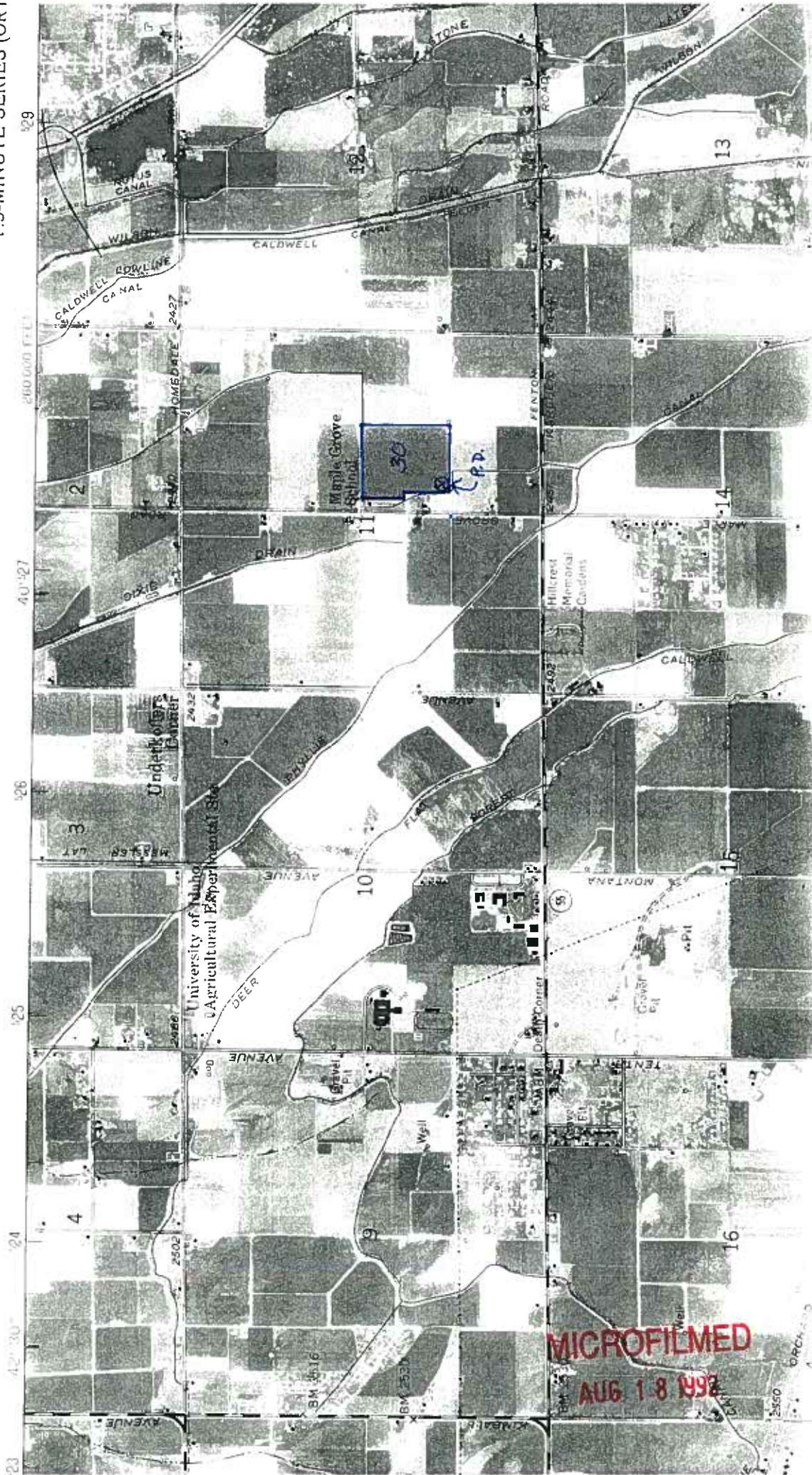
Seal

Residing at Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994

A63-02763

T3N R3W

LAKE LOWELL QU
IDAHO
7.5-MINUTE SERIES (OR)



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

RIGHT NUMBER: 63-2763

NAME AND ADDRESS: JIM D GUCHES
15239 S FLORIDA AVE
NAMPA ID 83607

~~ROBERT BRUCKS~~
~~PO BOX 9083~~
~~NAMPA ID 83652~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS
135.000 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: 02/23/1949

POINT OF DIVERSION:

T03N R03W S11 SWNWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.600 CFS 135.00 AFY

PLACE OF USE: IRRIGATION in CANYON County

T03N R03W S11 NWSE 30.00

30 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

Use of this right is combined with water from Pioneer Irrigation District.

**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: 63-2763

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

- ☐ Address change
- XX 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: March 9, 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 9, 2007, 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	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Jim D Guches	☐ overnight mail
15239 S Florida Ave	☒ regular mail
Nampa ID 83607	☐ hand-delivered
	☐ facsimile

Robert Brucks	☐ overnight mail
PO Box 9083	☒ regular mail
Nampa ID 83652	☐ hand-delivered
	☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

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

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

March 9, 2007

JIM D GUCHES
15239 S FLORIDA AVE
NAMPA ID 83607

Re: Water Right No. 63-2763

Dear Mr. Guches:

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. 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 1
Adjudication Section
Western Region Office

LH:l
Enclosures

cc: Robert Brucks



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

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

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

January 23, 2007

JIM D GUCHES
15239 FLORIDA AVE
CALDWELL ID 83607

Re: Water Right No. 63-2763

Dear Mr. Guches:

This office has received your Notice of Change of Water Right Ownership recently submitted. We also received check no. 13058 in the amount of \$25.00; however, we are returning it to you, as the ownership change fee is not required for this particular water right claim. This claim has not yet been decreed by the Snake River Basin Adjudication Court. The ownership change is being processed and a copy will be mailed to you upon completion.

If you have any questions regarding this letter, feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:l
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**JAN 22 2007****WATER RESOURCES
WESTERN REGION**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Robert Brooks
P.O. Box 9083

4. New Owner/Claimant(s)

Nampa, Id 83650

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

- New Mailing Address

Jim D GULCHES

- City, State and ZIP Code

15239 S. FLORIDA AVE 83607

- New Telephone Number

208 467 1018

5. Date you acquired the property

12/31/01

6.

If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	

Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by LDH Date 1-22-07 Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

INSTRUMENT NO. 200150537

PC41266

SUBORDINATION AGREEMENT

NOTICE: THIS SUBORDINATION AGREEMENT RESULTS IN YOUR SECURITY INTEREST IN THE PROPERTY BECOMING SUBJECT TO AND OF LOWER PRIORITY THAN THE LIEN OF SOME OTHER OR LATER SECURITY INSTRUMENT.

The Undersigned Subordinator and Owner agree as follows:

1. John Robert Brucks, referred to herein as "Subordinator" is the owner and holder of a Deed of Trust dated November 30, 2001, which is recorded on November 30, 2001 as Instrument No. 200150536, records of Canyon County, Idaho.
2. Farm Credit Services, referred to herein as "Lender" is the owner and holder of a Deed of Trust dated November 29, 2001, which is recorded on November 30, 2001, Instrument No. 200150535, records of Canyon County, Idaho.
3. Jim D. Guches, referred to herein as "Owner" is the owner of all the real property described in the Mortgage/Deed of Trust identified above in Paragraph 2.
4. In consideration of benefits to "Subordinator" from "Owner", receipt and sufficiency of which is hereby acknowledged, and to induce "Lender" to advance funds under its Mortgage/Deed of Trust and all agreements in connection therewith, the "Subordinator" does hereby unconditionally subordinate the lien of his Mortgage/Deed of Trust identified in Paragraph 1 above to the lien of "Lender's" Mortgage/Deed of Trust identified in Paragraph 2 above, and all advances of charges made or accruing thereunder, including any extension or renewal thereof.
5. "Subordinator" acknowledges that prior to the execution hereof, he has had the opportunity to examine the terms of the "Lender's" Mortgage, Deed of Trust, Note and/or Agreements relating thereto, consents to and approves same and recognizes that "Lender" has no obligation to "Subordinator" to advance any funds under its Mortgage/Deed of Trust or see to the application of "Lender's" Mortgage/Deed of Trust funds, and any application or use of such funds for purposes other than those provided for in such Mortgage, Deed of Trust, Note and/or Agreements shall not defeat the subordination herein made in whole or in part.
6. It is understood by the parties hereto that "Lender" would not make the loan secured by the Mortgage/Deed of Trust in Paragraph 2 without this Agreement.
7. This Agreement shall be the whole and only agreement between the parties hereto with regard to the subordination of the lien or charge of the Mortgage/Deed of Trust first above mentioned to the lien or charge of the Mortgage/Deed of Trust favor of "Lender"

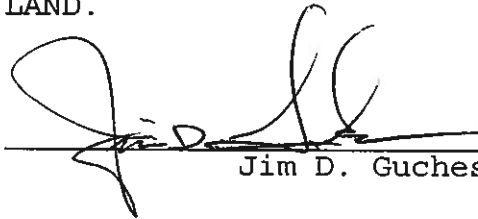
above referenced to and shall supersede and cancel any prior agreements as to such, or any, subordination including, but not limited to, those provisions, if any, contained in the Mortgage/Deed of Trust first above mentioned, which provided for the subordination of the lien or charge thereof to a Mortgage(s)/Deed of Trust(s) to be thereafter executed.

8. The heirs, administrators, assigns and successors in interest of the "Subordinator" shall be bound by this Agreement. Where the word "Mortgage" appears herein it shall also be considered as "Deed of Trust" and gender and number of pronouns considered to conform to undersigned.

Executed this 30th day of November, 2001.

NOTICE: THIS SUBORDINATION AGREEMENT CONTAINS A PROVISION WHICH ALLOWS THE PERSON OBLIGATED ON YOUR REAL PROPERTY SECURITY TO OBTAIN A LOAN, A PORTION OF WHICH MAY BE EXPENDED FOR OTHER PURPOSES THAN IMPROVEMENT OF THE LAND.

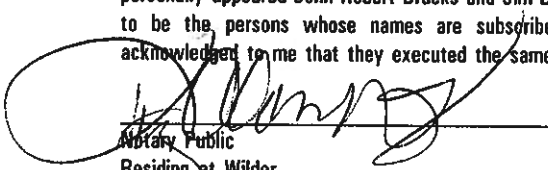

John Robert Brucks, Subordinator

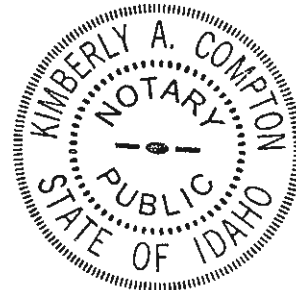

Jim D. Guches, Owner

STATE OF IDAHO

COUNTY OF CANYON

On this 30th day of November in the year 2001, before me, a Notary Public, personally appeared John Robert Brucks and Jim D. Guches known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public
Residing at Wilder
My commission expires 1-27-05



IT IS RECOMMENDED THAT, PRIOR TO THE EXECUTION OF THIS SUBORDINATION AGREEMENT, THE PARTIES CONSULT WITH THEIR ATTORNEYS WITH RESPECT THERETO.

PC 41266

Exhibit "A"

A portion of the Northwest Quarter of the Southeast Quarter of Section 11, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, more particularly described as follows:

BEGINNING at the Northeast corner of said Northwest Quarter of the Southeast Quarter; thence South 0° 01' 32" West along the East boundary of said Northwest Quarter of the Southeast Quarter a distance of 1,324.16 feet to the Southeast corner of said Northwest Quarter of the Southeast Quarter; thence

South 89° 07' 26" West along the South boundary of said Northwest Quarter of the Southeast Quarter a distance of 1,015.17 feet to a point on the centerline projection of a Pioneer Irrigation District Lateral as it now exists; thence traversing said centerline as follows:

North 7° 08' 04" West a distance of 42.12 feet;

North 6° 33' 39" West a distance of 64.97 feet;

North 0° 13' 14" East a distance of 189.01 feet;

North 0° 16' 36" East a distance of 108.53 feet;

North 4° 05' 16" West a distance of 47.18 feet;

North 22° 03' 54" West a distance of 99.64 feet;

North 30° 58' 07" West a distance of 79.11 feet;

North 17° 40' 41" West a distance of 26.45 feet; thence leaving said centerline and bearing

South 89° 58' 41" West a distance of 211.12 feet to a point on the West boundary of said Northwest Quarter of the Southeast Quarter; thence

North 0° 01' 19" West along said West boundary a distance of 23.15 feet; thence leaving said West boundary and bearing

North 89° 07' 26" East parallel with the North boundary of said Northwest Quarter of the Southeast Quarter a distance of 198.00 feet thence

North 0° 01' 19" West parallel with the West boundary of said Northwest Quarter of the Southeast Quarter a distance of 660.00 feet to a point on the North boundary of said Northwest Quarter of the Southeast Quarter; thence

North 89° 07' 26" East along said North boundary a distance of 1,130.11 feet to the POINT OF BEGINNING.

200150537

RECORDED

2001 DEC 3 PM 4 49

G NOEL HALES

CANYON CNTY RECORDER

BY

[Signature]

REQUEST PIONEER - CALDWELL
TYPE 100 FEE 9.00

09/29/2006

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-2763

ROBERT BRUCKS
PO BOX 9083
NAMPA ID 83652
Telephone Number: (208)466-0901

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

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

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

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

DATE: 10/14/06 SIGNATURE: [Signature]
Please print your name: JIM GUCHES

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190



Canyon County FSA Office
2208 E. Chicago St. Suite B
Caldwell, ID 83605
phone: 208-454-8695



08/22/2006

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

RIGHT NUMBER: 63-2763

NAME AND ADDRESS: ROBERT BRUCKS
PO BOX 9083
Nampa ID 83652

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS
135.000 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: 02/23/1949

POINT OF DIVERSION:

T03N R03W S11 SNNWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.600 CFS 135.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T03N R03W S11 NWSE 30.00

30 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

Use of this right is combined with water from Pioneer Irrigation District.



Idaho Department of Water Resources

SRBA Recommendation:

63-2763

Acres = 30

Legend

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



Canyon County
IDWR Basin 63

Prepared by K. Walker
On Tuesday, August 22, 2006
1987/88 Aerial Photography

R03W



0.2 Miles

0.1

0

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-2763

WATER RIGHT NUMBER: 63-2763

Owner Type Name and Address
Original Owner E LAMAR WALKER
RT 3
CALDWELL, ID 83605
Current Owner ROBERT BRUCKS
PO BOX 9083
NAMPA, ID 83652
(208)466-0901

Priority Date: 02/23/1949
Basis: License
Status: Active

Source
GROUND WATER

Beneficial Use
IRRIGATION

*not on lic -
Rec. standard
season*

From To
3/15 to 11/15

Diversion Rate
0.800 CFS
0.800 CFS

Annual Volume
135.0
135.0

Total Diversion:

Location of Point(s) of Diversion
GROUND WATER
CANYON County

SW 1/4NW 1/4SE 1/4

Sec. 11, Twp 03N, Rge 03W, B.M.

Place of Use
IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	03W	11	NE	NW	SW	SE	30.0
							30.0

Total Acres: 30

Conditions of Approval:

Remarks:

Comments:

*in office verification
by kw 8/22/06*

*Pioneer - W40
R65*

30 ac x 0.02 = 0.60 cfs

*0.60
0.60*

*only claimed
30 of 40 ac
under lic.
Reduce
rate
accordingly*

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2763

WATER RIGHT NUMBER: 63-2763

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	E LAMAR WALKER RT 3 CALDWELL, ID 83605

Priority Date: 02/23/1949

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	/ to /	0.800 CFS	
DOMESTIC	/ to /		
	<u>Total Diversion:</u>	0.800 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 11, Twp 03N, Rge 03W, 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
03N 03W 11															40.0		40.0

Total Acres: 40

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:

State of Idaho

License and Certificate of Water Right

Water License No. 20960

Amount 0.8 second foot

Water District No.

Priority February 23, 1949

THIS IS TO CERTIFY that E. LAMAR WALKER of Caldwell, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 23, 1949; that Permit No. 20960 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 second foot, was issued thereunder on May 10, 1949, showing that said works were completed on the 15th day of April, 1949; and that on the 3rd day of June, 1949,

E. LAMAR WALKER of Caldwell, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well (subterranean flow), ~~attributed~~, for the purpose of irrigation and domestic use, under Use Permit No. 20960 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 5048, on the 28th day of January, 1953;

The right hereby confirmed dates from February 23, 1949;

The Point of Diversion is located

in the NW 1/4, SE 1/4, Sec. 11, Tp. 3 N., R. 3 W., B. M. Canyon County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	3 W.	11	NW 1/4	40	40

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 28th day of January, 1953.

(SEAL)

MARK R. KULP
State Reclamation Engineer

63 2768

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

Permit No. 20960This proof is for Beneficial use In Water District No. _____1. Name of applicant E. Lamar Walker, Route 3, Caldwell, Idaho2. Source of water supply: A well3. Location of point of diversion: Is in the South line of NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11T. 3 N. R. 3 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same:

Well 76' deep, cased full depth with 10" casing. Vertical centrifugal pump
with 5" intake and 4" outlet. 5 H.P., 3 phase, 1750 R.P.M., Serial 7406,
220/440 volts.

5. Water is used for: Irrigation and domestic purposes6. 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 $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, Twp. 3 North, Range 3 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? UnknownRemarks: "Pump delivers an estimated 1.2 sec. ft."This examination was made on the 12th day of August, 19 49

(Signed)

A. H. Delman
Examiner.

20960

E. Walker Walker
Route 3, Caldwell, Idaho

Permit No. 20960

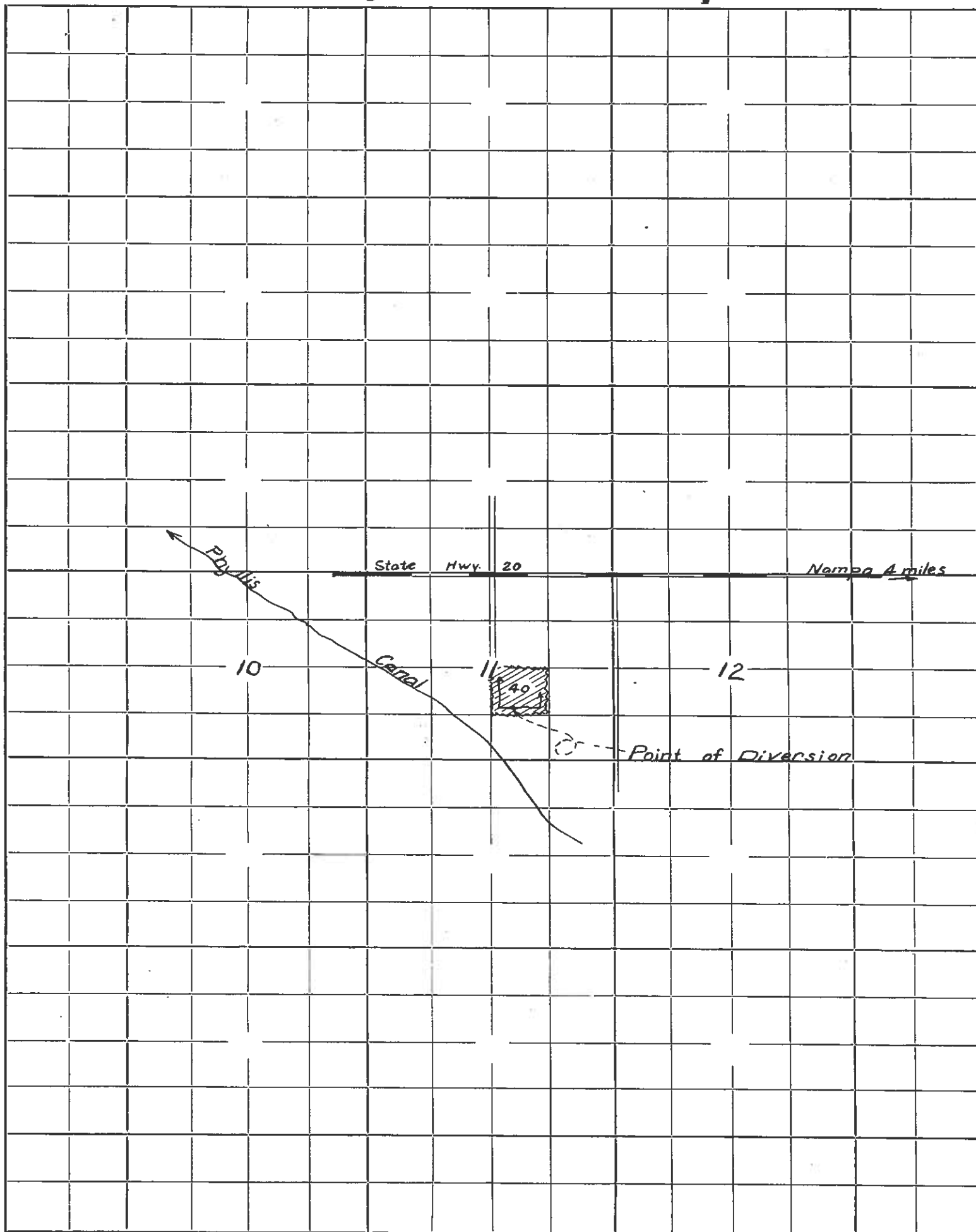
Examination for beneficial use

County canyon

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.





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

20960

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20960

REPORT ON PROOF OF Beneficial use

copy 0.40/2

if to be used

20960

N^o 20960
63-2763

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

APPLICATION No. 28613
PERMIT No. 20960
DISTRICT No.

1. Name of Applicant: E. LAMAR WALKER

Postoffice address: Rt. 3, 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: 0.80

cubic feet per second.

3. Source of water supply: Subterranean flow (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 NW $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 11 , T. 3 N. , R. 3 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.

7. Estimated cost of works: \$ 1,500.00

8. Kind of works: Well, pump and ditches

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 1 $\frac{1}{2}$ feet; width at water line 4 feet; depth of water .5 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 None additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Full water right under the Pioneer Irrigation District.

16. (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 water of the State of Idaho as herein set forth.

E. LAMAR WALKER Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 1:30 P. M. February 23, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20960
Recorded in Book 75 Page 20960 Approved March 3, 1949
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 June 3, 1949
Beneficial use of water appropriated in accordance herewith, to be made on or before June 3, 1949

WITNESS My hand this 3rd day of March, 1949

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, 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 3rd
day of March, 1949
COUNTY OF _____ STATE OF IDAHO
Countersigned: _____
(SEAL) By J. D. "CY" PRICE By C. A. ROBINS
Secretary of State. Governor.

REMARKS: This filing is for supplemental water to existing rights.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N.	3 W.	11	Permit No. 20960. CERTIFICATE OF COMPLETION OF WORKS. TO ALL WHOM IT MAY CONCERN: This is to certify that E. Le Mer Welker of Route 3, Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 20960, issued upon Application No. 28613 bearing date of priority of February 23, 1949, authorizing the diversion of 0.8 second foot of the waters of subterranean flow from a well, 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 0.8 second foot of the waters of said well; that the point of diversion of said waters is in the NW¼ SE¼ Section 11, Township 3 North, Range 3 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows; to-wit; NW¼ SE¼ Section 11, Township 3 North, Range 3 West, B.M. Witness my hand this 10th day of May, A.D. 1949. MARK R. KULP State Reclamation Engineer Proof of Completion of Works made April 15, 1949. Certificate of Completion of Works issued May 10, 1949. LICENSE PAID FOR 0.8 SEC. FT. Page 5044												40	40			

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2763

03/06/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2763	Claim	03N	03W	11	NW	SE		IRRIGATION	30/30	ROBERT BRUCKS
2763	Water Right	03N	03W	11	NW	SE		IRRIGATION	40/40	E LAMAR WALKER
~~28851~~	Water Right	03N	03W	11	NW	SE		~~STOCKWATER~~		ARTHUR S NORLAND
25974	Water Right	03N	03W	11	NW	SE		DOMESTIC		DAVID L LACER
28851	Water Right	03N	03W	11	NW	SE		~~DOMESTIC~~		ARTHUR S NORLAND

no OL- Pioneer Irrig.
used-

Receipt Details for ID M005846

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/12/1990 4:11:02 PM	2/12/1990	Mobile	\$80.00	Check
Payer		BRUCKS, ROBERT		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1378			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$80.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
\$30.00	ROBERT BRUCKS	4/2/1990	

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2763		\$80.00	Claim

*#50.00
fee paid
OK*

Print Report

WHITE — State Auditor
 YELLOW — Remittance Advice
 PINK — State Auditor then Agency
 GOLDENROD — Agency Copy

EXPENDITURE VOUCHER

AUDITOR USE

AGENCY USE

8571
Date 04/02/90
Code 193002

STATE OF IDAHO
 Office of State Auditor

VENDOR: If you require additional information
 regarding this payment, please contact
 the State agency listed below.

AGENCY NAME: DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE

() STATE CONTRACT

() PURCHASE ORDER

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04 10 162	9337	8831		REFUNDS PER D. SHAFF WR #A63-02763 3/22/90 30.00	30.00	
TOTAL						30.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

MICROFILMED

AUG 18 1992

Date Head of Agency or Institution

State Auditor

TO: Debbie Allen

FROM: D. Shaff *DS*

DATE: 3-22-90

RE: Receipt M005846 Refund

Please process a refund of \$30.00

to:

Robert Brucks
Po Box 9083
Nampa, ID 83652

w/R A63-02763

*How do I
know its Prince?
checked the claim
in computer.*

OK

MICROFILMED

AUG 18 1992

Sirs - March 19, 1990
would like to apply for a \$ 30 Refund.

Receipt No. M005846
Water Right Number - A63-02763

Thank you -

Robert T Bruckts
P.O. Box 9083
Nampa, Idaho
83652

RECEIVED
MAR 21 1990

Department of Water Resources

✓
Pioneer Irr.
3N 3W 11 NWSE (30)

Approval *RF* 3-23-90
Data Entry NA
Region File

MICROFILMED
AUG 18 1992