

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

ADDRESS SERVICE  
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE  
02 1A \$00.8  
0004389393 FEB 02 2  
MAILED FROM ZIP CODE 83



RECEIVED

FEB 08 2007

WATER RESOURCES  
WESTERN REGION

HAROLD R JONES  
503 SWAN VALLEY HWY  
RICHMOND, IDAHO 83440

63-31552

*Ark*

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

ADDRESS SERVICE  
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE  
02 1A  
0004310839 OCT  
\$0  
MAILED FROM ZIP CODE

 **NO MAIL  
RECEPTACLE**

HAROLD R JONES  
503 SWAN VALLEY HWY  
RIKIE, ID 83443

RECEIVED

OCT 13 2006

WATER RESOURCES  
WESTERN REGION

NMK

63-31552

07/06/2006

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

RIGHT NUMBER: 63-31552

NAME AND ADDRESS: LAREE JONES  
11020 N 95TH E  
IDAHO FALLS ID 83404

HAROLD R JONES  
503 SWAN VALLEY HWY  
RIRIE ID 83443

SOURCE: LITTLE WILLOW CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.070 CFS

PRIORITY DATE: 07/20/1948

POINT OF DIVERSION:

T05N R02W S26 NWNW 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          | 0.070 CFS       |

PLACE OF USE: IRRIGATION Within CANYON County

T05N R02W S26 NWNW 3.50

3.5 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

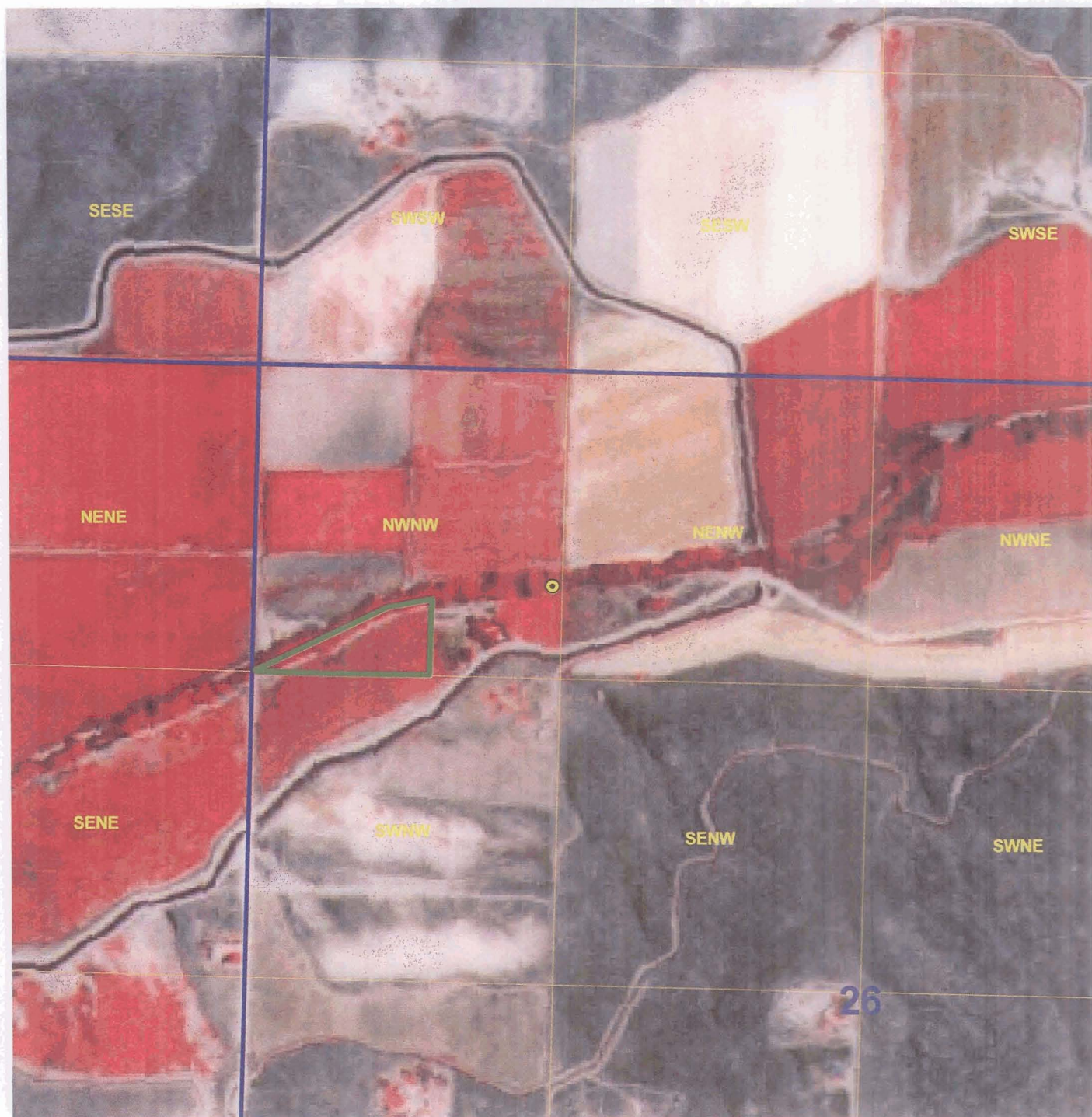
This right is a split from former right 63-2710.



# Idaho Department of Water Resources

## 63-31552

### T05N R02W S26



● Point of Diversion

□ Place of Use

□ Sections

□ Quarter Quarter

Total irrigated  
acres = 3.5



500 0 500 1000 Feet



IDWR

Prepared by: Sandy Egbert

Date: July 6, 2006

1987 NAAP Photography

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-31552 V1

WATER RIGHT NUMBER: 63-31552 V1

| <u>Owner Type</u> | <u>Name and Address</u>                                                   |
|-------------------|---------------------------------------------------------------------------|
| Original Owner    | ERVA BENTZ<br>PO BOX 305<br>LUCILE, ID 83542                              |
| Original Owner    | IRA M DILLON<br>RT 1<br>CALDWELL, ID 83605                                |
| Original Owner    | CARL P BENTZ<br>PO BOX 305<br>LUCILE, ID 83542                            |
| Current Owner     | LAREE JONES<br>11020 N 95TH E<br>IDAHO FALLS, ID 83404<br>(208)523-7613   |
| Current Owner     | HAROLD R JONES<br>503 SWAN VALLEY HWY<br>RIRIE, ID 83443<br>(208)538-7207 |

Priority Date: 07/20/1948

Basis: License

Status: Active

| <u>Source</u>       | <u>Tributary</u> |
|---------------------|------------------|
| LITTLE WILLOW CREEK | BOISE RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | 03/01 to 11/15          | 0.070 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.070 CFS             |                      |

Location of Point(s) of Diversion

|                     |            |                                 |
|---------------------|------------|---------------------------------|
| LITTLE WILLOW CREEK | NW1/4NW1/4 | Sec. 26, Twp 05N, Rge 02W, 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 |        |
| 05N | 02W | 26  |    |    |    |    |    | 3.5 |    |    |    |    |    |    |    |    |    |    | 3.5    |

Total Acres: 3.5

Conditions of Approval:

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-31552 V1

1. 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.
2. P21 This right is a split from former right 63-2710.

Remarks:Comments: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: OR  
 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        |                           |                 | 05/16/2006                | scurtis         | Active        |
| Priority Date  | 7/6/2006 10:44:39 AM      | segbert         |                           |                 | Active        |
| POD            | 7/6/2006 10:44:57 AM      | segbert         |                           |                 | Active        |
| Source         | 7/6/2006 10:45:55 AM      | segbert         |                           |                 | Active        |
| POU            | 7/6/2006 10:46:11 AM      | segbert         |                           |                 | Active        |
| Use            | 7/6/2006 10:46:45 AM      | segbert         |                           |                 | Active        |
| Season         | 7/6/2006 10:47:18 AM      | segbert         |                           |                 | Active        |
| Quantity       | 7/6/2006 10:48:24 AM      | segbert         |                           |                 | Active        |
| Summary        |                           |                 | 07/06/2006                | segbert         | Active        |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|-----------------|
|----------------|------------------------|-----------------|-----------------|

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Recommendation Report 63-31552 V1

|         |                      |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|---------|----------------------|---------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| POD     | 7/6/2006 10:44:57 AM | segbert | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a POD?</p> <p>(Yes) 5. Can the claimed POD be verified using the water right file?</p> <p>(No) 10. Is a POD remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                                                              |
| Source  | 7/6/2006 10:45:56 AM | segbert | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a source?</p> <p>(Yes) 5. Can the claimed source be verified using the water right file?</p> <p>(No) 11. Is a Source remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                                                            |
| POU     | 7/6/2006 10:46:11 AM | segbert | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 2a. Is the POU required?</p> <p>(Yes) 5. Does the Decree or License have a POU?</p> <p>(Yes) 6. Can the claimed POU be verified using the water right file?</p> <p>(No) 14. Is a POU remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                        |
| Use     | 7/6/2006 10:46:45 AM | segbert | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a Purpose of Use?</p> <p>(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?</p> <p>(No) 13. Is a Purpose of Use remark and/or condition required?</p>                                                                                                                                                                                                                                                                                                             |
| General | 7/6/2006 10:44:39 AM | segbert | <p>(No) 1. Should this water use have been included in a later court decree of the water rights from this source?</p> <p>(Yes) 4. Is the basis of claim decree or license?</p> <p>(Yes) 5. Does the decree or license have a Priority Date?</p> <p>(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?</p> <p>(Yes) 15. Is the basis of claim coded correctly?</p> <p>(No) 16. Is a Priority Date remark and/or condition required?</p>                                                                                                                                                |
| Season  | 7/6/2006 10:47:19 AM | segbert | <p>(Yes) 1. Is the basis of claim Decree or License?</p> <p>(No) 4. Does the Decree or License have a Period of Use?</p> <p>(No) 6. Is there evidence that there has been a change in the Period of Use?</p> <p>(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?</p> <p>(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?</p> <p>(Yes) 15. Is irrigation claimed as a Purpose of Use?</p> <p>(No) 18. Is a Period of Use remark and/or condition required?</p> |

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31552 V1

|          |                      |         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|----------|----------------------|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Quantity | 7/6/2006 10:48:24 AM | segbert | <p>(Yes) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 4. Does the Decree or License have a diversion rate and/or volume?</p> <p>(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?</p> <p>(No) 8. Does the parent right have an annual diversion volume limit?</p> <p>(No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?</p> <p>(No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use?</p> <p>(No) 12. Is a Quantity remark or condition required?</p>                                                                 |
| Summary  | 7/6/2006 10:51:46 AM | segbert | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p> <p>(No) 5. Does this right have any combined use limits with other rights?</p> <p>(Yes) 6. Is an additional remark and/or condition required?</p> <p>(Yes) 7. Would you like to view the recommended right?</p> <p>(Yes) 8. Is this a split or combined right?</p> <p>(No) 9. Do you have documents you would like to attach or link to the file?</p> <p>(Yes) 10. Would you like to set the verification date?</p> |
| Summary  | 5/16/2006 2:15:51 PM | scurtis | <p>(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?</p> <p>(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?</p>                                                                                                                                                                                                                                                                                                                                                                                                                     |
| POD      | 7/6/2006 10:45:17 AM | segbert | Updated shape                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| POU      | 7/6/2006 10:46:27 AM | segbert | Updated shape for Active POU                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |

Water Supply Bank:

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31552

WATER RIGHT NUMBER: 63-31552

| <u>Owner Type</u> | <u>Name and Address</u>                                                   |
|-------------------|---------------------------------------------------------------------------|
| Original Owner    | ERVA BENTZ<br>PO BOX 305<br>LUCILE, ID 83542                              |
| Original Owner    | IRA M DILLON<br>RT 1<br>CALDWELL, ID 83605                                |
| Original Owner    | CARL P BENTZ<br>PO BOX 305<br>LUCILE, ID 83542                            |
| Current Owner     | LAREE JONES<br>11020 N 95TH E<br>IDAHO FALLS, ID 83404<br>(208)523-7613   |
| Current Owner     | HAROLD R JONES<br>503 SWAN VALLEY HWY<br>RIRIE, ID 83443<br>(208)538-7207 |

Priority Date: 07/20/1948 ✓

Basis: License ✓

Status: Active ✓

| <u>Source</u>         | <u>Tributary</u> |
|-----------------------|------------------|
| LITTLE WILLOW CREEK ✓ | BOISE RIVER      |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>            | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|----------------------------------|-----------------------|----------------------|
| IRRIGATION ✓          | <del>03/15</del> to 11/15<br>3-1 | 0.070 CFS ✓           | ✓                    |
|                       | <u>Total Diversion:</u>          | 0.070 CFS             |                      |

| <u>Location of Point(s) of Diversion</u> |              |                                 |
|------------------------------------------|--------------|---------------------------------|
| LITTLE WILLOW CREEK                      | NW1/4NW1/4 ✓ | Sec. 26, Twp 05N, Rge 02W, B.M. |
| CANYON County                            |              |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE | NW    | SW | SE | Totals |
|-----|-----|-----|----|-------|----|----|--------|
| 05N | 02W | 26  | ✓  | 3.5 ✓ |    |    | 3.5 ✓  |

Total Acres: 3.5

Conditions of Approval:

## IDAHO DEPARTMENT OF WATER RESOURCES

## Adjudication Claim Report 63-31552

1. This claim is the result of a split due to change in ownership for a portion of 63-2710. DH 9/30/2002

Remarks:Comments:Dates and Other Information:

Claim Received Date: 3/19/1990  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal: S  
Owner Name Connector: OR  
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> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|-----------------|
|----------------|------------------------|-----------------|-----------------|

Water Supply Bank:

[illegible]

5/17/2006

# Idaho Dept. of Water Resources Place of Use Comparison Report

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|        |          |                                                         |              |          |  |  |  |    |   |  |  |   |   |     |  |    |  |    |     |
|--------|----------|---------------------------------------------------------|--------------|----------|--|--|--|----|---|--|--|---|---|-----|--|----|--|----|-----|
| Right  | 63 21640 | JUDE BACON,                                             | GROUND WATER | 05N02W26 |  |  |  |    | X |  |  |   |   |     |  |    |  |    | 0   |
| Right  | 63 21769 | WARREN D CONCIDINE,<br>LOIS M CONCIDINE,                | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  | X |   |     |  |    |  |    | 0   |
| Right  | 63 21769 | WARREN D CONCIDINE,<br>LOIS M CONCIDINE,                | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  | X |   |     |  |    |  |    | 0   |
| Right  | 63 21843 | DAROLD E SWART,<br>DOROTHY S SWART,                     | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  | X |   |     |  |    |  |    | 0   |
| Right  | 63 25859 | DONNIE BALL, RICHARD BALL,                              | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   | X |     |  |    |  |    | 0   |
| Right  | 63 25859 | DONNIE BALL, RICHARD BALL,                              | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   | X |     |  |    |  |    | 0   |
| Right  | 63 26000 | TIM PAUL, BRENDA PAUL,                                  | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  | X |   |     |  |    |  |    | 0   |
| Right  | 63 31446 | JEFF DIBENE,                                            | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   | 11  |  |    |  |    | 11  |
| Right  | 63 31448 | JESSE RAMIREZ,<br>HERMINIA MARTIN,                      | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   | 2.9 |  |    |  |    | 2.9 |
| Right  | 63 31450 | MATTIE BINGHAM, CHAD BINGHAM,                           | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   | 2.9 |  |    |  |    | 2.9 |
| Right  | 63 31451 | ZIMMERMAN INVESTMENTS LLC,                              | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   | 9.3 |  |    |  |    | 9.3 |
| Right  | 63 31452 | H TODD BUHLER,<br>KATHRYN A BUHLER,                     | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   | 2.9 |  |    |  |    | 2.9 |
| Right  | 63 3270  | WILLIAM H BENNETT,                                      | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   |     |  |    |  | 17 | 17  |
| Right  | 63 4642  | BARBARA M WHITE,<br>MARVIN K WHITE,                     | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  | X |   |     |  |    |  |    | 0   |
| Right  | 63 8034  | GLORIA C BERG,                                          | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   |     |  |    |  | 40 |     |
| Right  | 63 8116  | CONNECTICUT GENERAL LIFE INSURANCE CO,                  | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   |     |  |    |  | 27 | 27  |
| TClaim | 63 31214 | CHRISTOPHER E DOYLE,<br>TRACY DOYLE,                    | GROUND WATER | 05N02W26 |  |  |  | 38 |   |  |  |   |   |     |  | 37 |  |    | 75  |
| TRight | 63 31216 | CHRISTOPHER E DOYLE,<br>TRACY DOYLE,                    | GROUND WATER | 05N02W26 |  |  |  | 38 |   |  |  |   |   |     |  | 37 |  |    | 75  |
| TRight | 63 31445 | SCOTT PANCHERI,<br>DEBBIE PANCHERI,<br>BARBRA PANCHERI, | GROUND WATER | 05N02W26 |  |  |  |    |   |  |  |   |   | 18  |  |    |  |    | 18  |

5/17/2006

# Idaho Dept. of Water Resources Place of Use Comparison Report

Page3

|        |          |                                                         |                           |          |   |   |  |  |   |     |   |   |  |   |      |  |  |  |  |  |      |
|--------|----------|---------------------------------------------------------|---------------------------|----------|---|---|--|--|---|-----|---|---|--|---|------|--|--|--|--|--|------|
| TRight | 63 31447 | SCOTT PANCHERI,<br>DEBBIE PANCHERI,<br>BARBRA PANCHERI, | GROUND<br>WATER           | 05N02W26 |   |   |  |  |   |     |   |   |  |   | 15.1 |  |  |  |  |  | 15.1 |
| TRight | 63 31449 | SCOTT PANCHERI,<br>DEBBIE PANCHERI,<br>BARBRA PANCHERI, | GROUND<br>WATER           | 05N02W26 |   |   |  |  |   |     |   |   |  |   | 12.2 |  |  |  |  |  | 12.2 |
| Claim  | 63 31552 | LAREE JONES, HAROLD R<br>JONES,                         | LITTLE<br>WILLOW<br>CREEK | 05N02W26 |   |   |  |  |   | 3.5 |   |   |  |   |      |  |  |  |  |  | 3.5  |
| Claim  | 63 31553 | JUDE BACON,                                             | LITTLE<br>WILLOW<br>CREEK | 05N02W26 |   |   |  |  |   | 5   |   |   |  |   |      |  |  |  |  |  | 5    |
| Rec    | 63 31552 | LAREE JONES, HAROLD R<br>JONES,                         | LITTLE<br>WILLOW<br>CREEK | 05N02W26 |   |   |  |  |   | 3.5 |   |   |  |   |      |  |  |  |  |  | 3.5  |
| Rec    | 63 31553 | JUDE BACON,                                             | LITTLE<br>WILLOW<br>CREEK | 05N02W26 |   |   |  |  |   | 5   |   |   |  |   |      |  |  |  |  |  | 5    |
| Right  | 63 2710  | IRA M DILLON,                                           | LITTLE<br>WILLOW<br>CREEK | 05N02W26 |   |   |  |  |   | 8   |   |   |  |   |      |  |  |  |  |  | 8    |
| Rec    | 65 2433  | UNITED STATES OF<br>AMERICA ACTING<br>THROUGH,          | PAYETTE<br>RIVER          | 05N02W26 | X | X |  |  | X | X   | X | X |  | X |      |  |  |  |  |  | 0    |
| Claim  | 65 2900  | BLACK CANYON<br>IRRIGATION DIST,                        | TUNNEL NO 2<br>DRAIN      | 05N02W26 | X | X |  |  | X | X   | X |   |  | X |      |  |  |  |  |  | 0    |
| Rec    | 65 2900  | BLACK CANYON<br>IRRIGATION DIST,                        | TUNNEL NO 2<br>DRAIN      | 05N02W26 | X | X |  |  | X | X   | X | X |  | X |      |  |  |  |  |  | 0    |

63-2710

These maps  
created for  
ownership change.

See Contractor's  
map also. (For original  
8 1/2 AC.)

5 ac

NENW

SWNW

SEnw

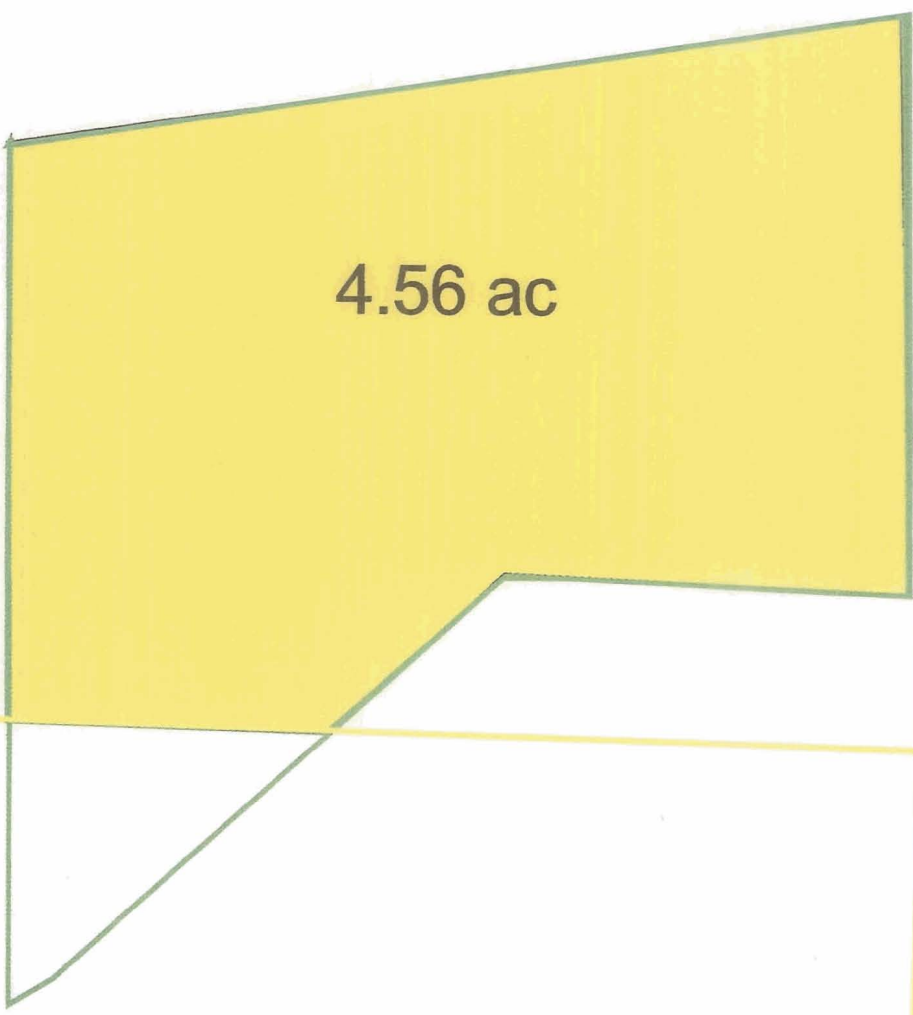
NWNW

3 ac

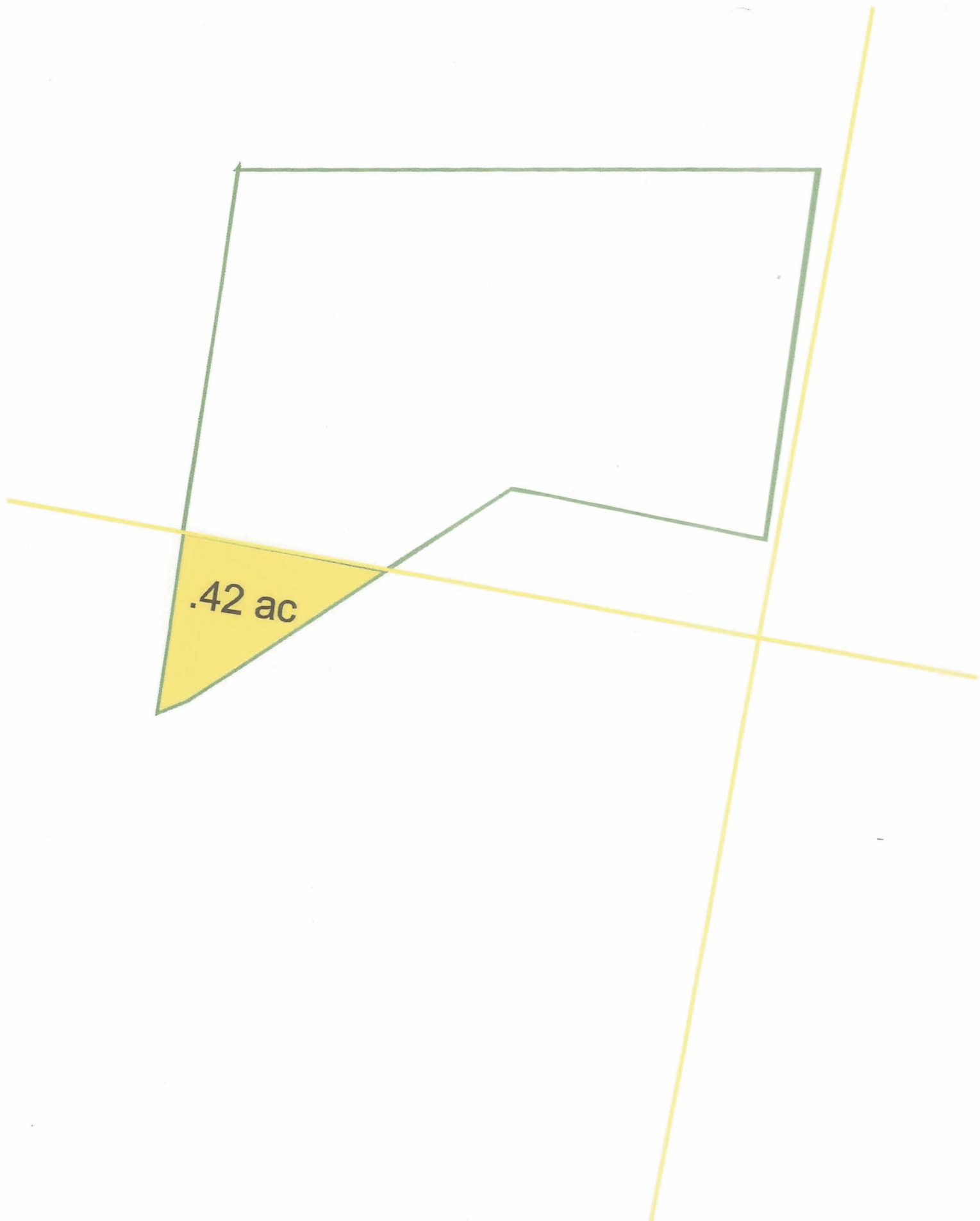
4.56 ac

.42ac

SWNW



4.56 ac



# **State of Idaho** **License and Certificate of Water Right**

Water License No. 20567

Amount 0.17 second foot

Water District No.

Priority July 20, 1948

THIS IS TO CERTIFY that CARL P. BENTZ and ERVA BENTZ  
of Middleton, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated July 20, 1948; that Permit No. 20567  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
1.5 second feet, was issued thereunder on August 10, 1953, showing that said works  
were completed on the 29th day of July, 1953; and that on the 30th  
day of November, 1955,

IRA M. DILLON (Assignee)

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 Little  
Willow Creek, a tributary of Boise River, for the purpose of Irrigation  
, under Use Permit No. 20567 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  
9 of Licenses at page 5661, on the 23rd day of February, 1956;  
The right hereby confirmed dates from July 20, 1948;

The Point of Diversion is located

In the NW 1/4 NW 1/4, Sec. 26, Tp. 5 N., R. 2 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 0.17 cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|------------------|----------------------------------|---------------------------------|
| 5 N. | 2 W.  | 26   | NW 1/4 NW 1/4    | 40                               | 8 1/2                           |

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  
23rd day of February, 1956.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

63 2709

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

Permit No. 20567

This proof is for Beneficial Use In Water District No. \_\_\_\_\_

1. Name of applicant Ira M. Dillon
2. Source of water supply: Little Willow Creek
3. Location of point of diversion: Is in the South east corner of NW 1/4 of Section 26.  
T. 5N R. 2W B.M. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: This is a diversion from Little Willow Creek by use of a No. 4 Parma Water Lifter Pump driven by a single phase 3 hp Wagner Electric Motor. Water is lifted through an 8" pipe 40' long to a ditch to the fields by gravity. The lift is estimated at 8 feet.

5. Water is used for: Irrigation
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):

See the mapNW 1/4, Section 26, Twp. 5 North, Range 2 W., 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: Mr. Dillon intends to irrigate some additional land within this 40 on the North side of Willow Creek but has not yet extended his pipe line across the Creek and made water available on that side. He will make an additional proof in the future.

This examination was made on the 16th day of February, 19 56.(Signed) E. A. Humphrey Examiner.20567

# 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.

**RECEIVED**  
FEB 17 1956  
Department of Reclamation

Ira. M. Dillon  
Route # 1, Caldwell, Idaho

Permit No. 20567

Examination for Beneficial Use

County Canyon

26-54-24.

Q. 1.3

S. 1.3

1.3

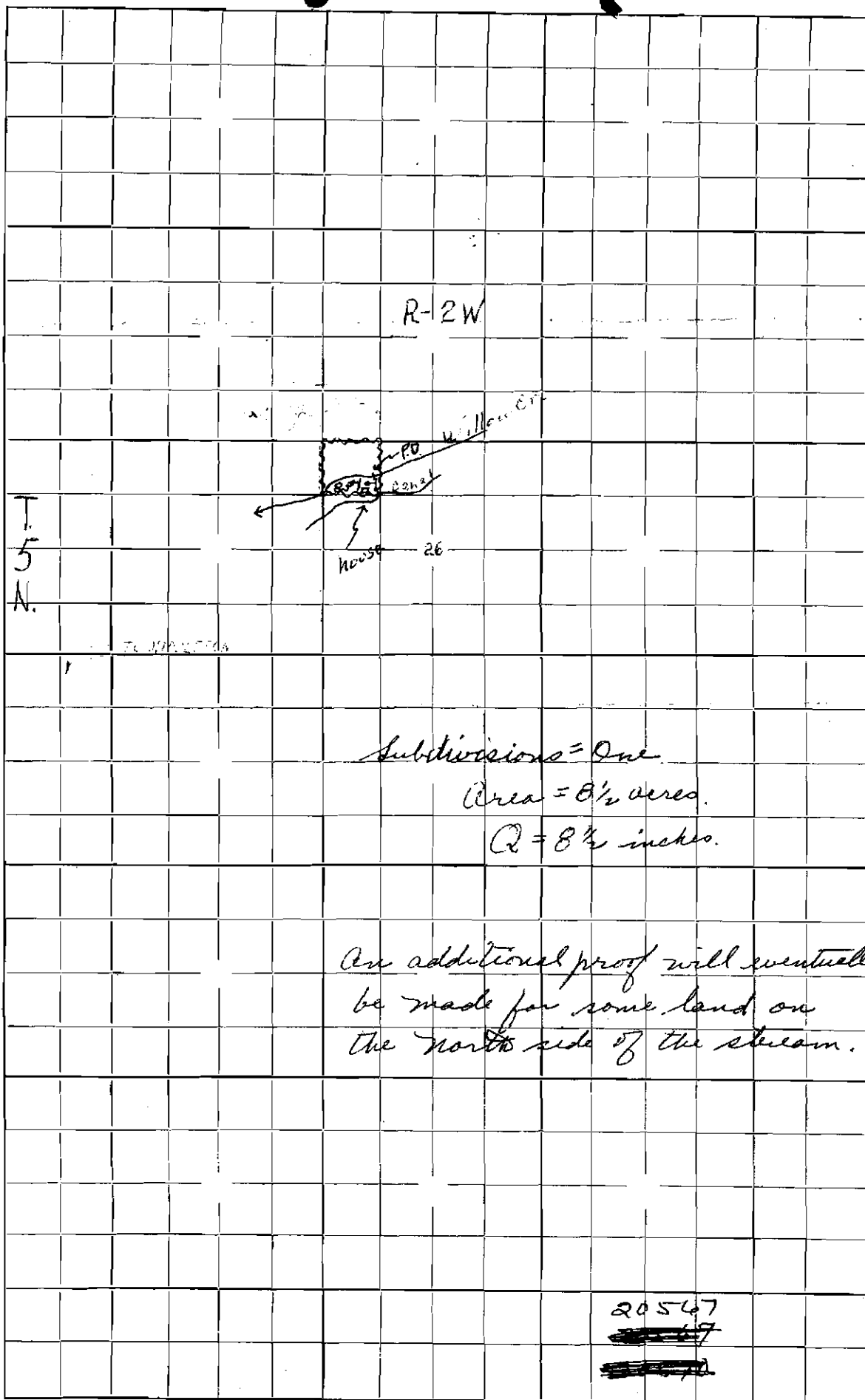
1.3

1.3

Filed July 20, 1948  
by Sub 20, 1956 (C.R.)

8-10-53.

Wagner color 175  
1 ph. 3 mp B 20 17  
Karnes tested 175  
8" pipe X 40'  
Eyl 8' to 10'  
175



STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

PERMIT NO. 20567

REPORT ON PROOF OF Beneficial Use

17 of  
ENR

app. 1.3 1/2

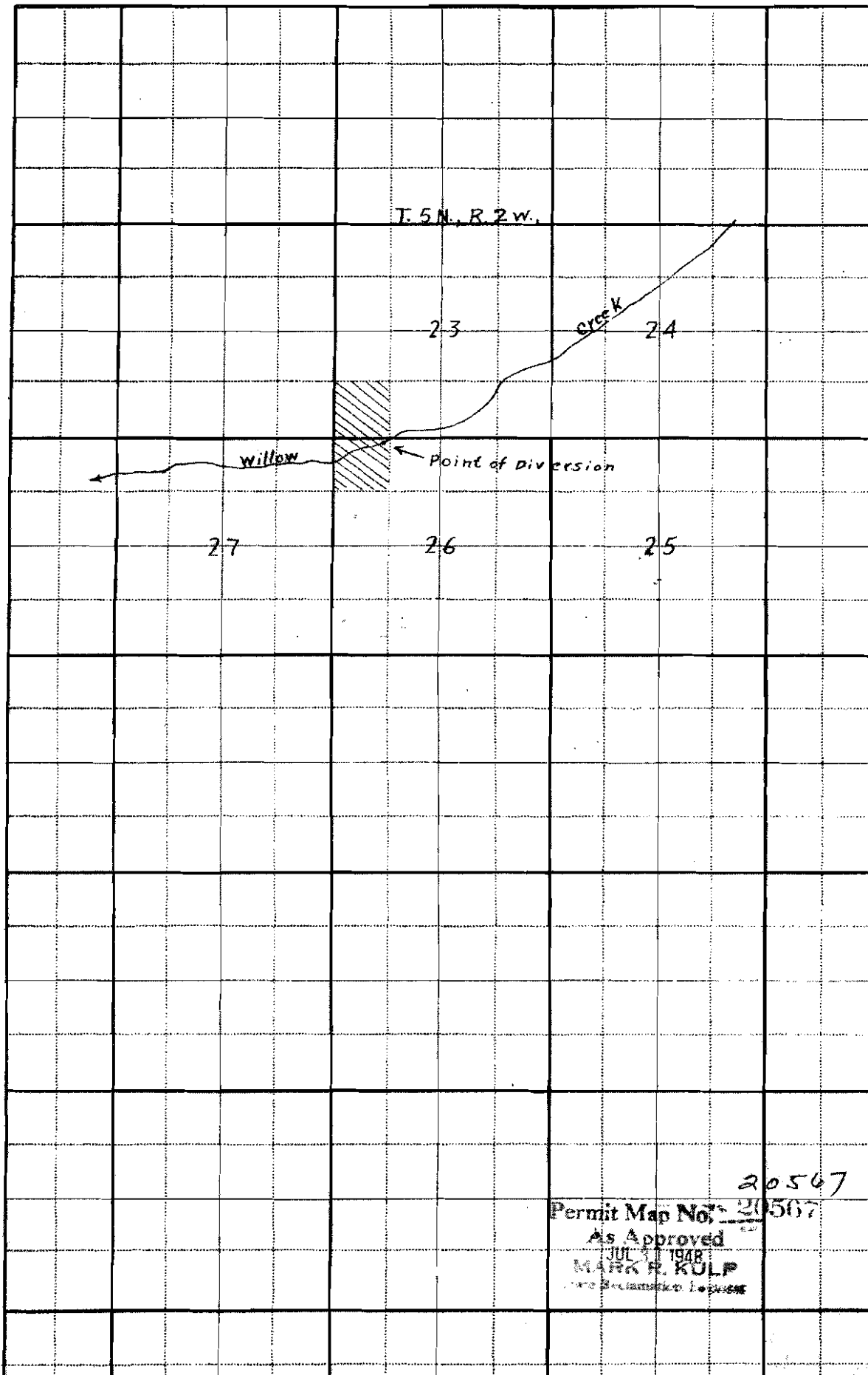
1 Enk

8 1/2

NAME OF APPLICANT

1 Bentz, &amp; Erva Bentz

FORM No. 0

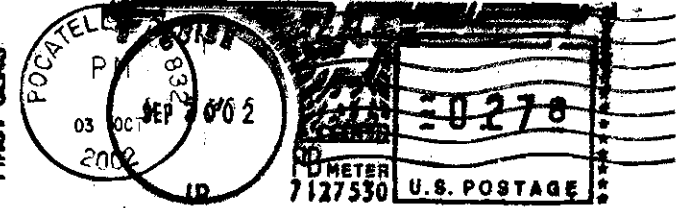


SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

IDAHO DEPARTMENT OF WATER RESOURCES  
WESTERN REGION  
2735 Airport Way  
Boise, Idaho 83705-5082

RETURN SERVICE  
REQUESTED

PRESORTED  
FIRST CLASS



4 Birch Creek Rd.  
Rigby, ID 83442

63-31552

LAREE JONES  
HAROLD R JONES  
503 SWAN VALLEY HWY  
RIRIE ID 83443



DELIVERY IS BEING ATTEMPTED  
IF NOT FOR THIS ADDRESS, PLEASE  
RETURN TO YOUR MAILBOX WITHOUT  
WRITING ON THE PIECES. THANK YOU!  
UNITED STATES POSTAL SERVICE

RECEIVED

OCT 15 2002

WATER RESOURCES  
WESTERN REGION

Info sent again 10/15/02



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

**DIRK KEMPTHORNE**  
Governor

**KARL J. DREHER**  
Director

September 30, 2002

LAREE JONES  
HAROLD R JONES  
503 SWAN VALLEY HWY  
RIRIE ID 83443

Re: Original Notice of Claim to a Water Right No. 63-2710

Renumbered to Notice of Claim to a Water Right No. 63-31552

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by issuing a new water right number to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new water right number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

If you have any questions concerning this ownership change, or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Denise Hatfield  
Office Specialist 1  
Adjudication Section  
Western Region Office

DH: dh

Enclosure

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 63-31552  
Date Received: 3/19/1990  
Receipt No: /  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LAREE JONES  
503 SWAN VALLEY HWY  
RIRIE ID USA 83443

Phone: (208)538-7207

HAROLD R JONES  
503 SWAN VALLEY HWY  
RIRIE ID USA 83443

Phone: (208)538-7207

2. Date of Priority: 07/20/1948

3. Source: LITTLE WILLOW CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 05N      | 02W   | 26      | NW NW                 | CANYON |      |

5. Description of diverting works:

PUMPED FROM STREAM INTO OPEN DITCHES. FLOOD IRRIGATION.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/15 | 11/15 | 0.07   |            |

7. Total Quantity Appropriated is:  
0.07 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
| 05N      | 02W   | 26      | NW         | NW  | IRRIGATION    | 3.5   |
|          |       |         |            |     | Section Acres | 3.5   |
|          |       |         |            |     | Total Acres   | 3.5   |

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:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 63-2710. DH 9/30/2002

15. Basis of Claim: License

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

**RECEIVED****JUL 19 2002****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<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 63-21640              | -                            | No    |                       |                              |       |
| ~                     | 63-2710                      |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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)

Bob + Linda Gilman or  
 Harold + Laree Jones

4. New Owner/Claimant(s)

Jude Bacon

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

New Mailing Address

7860 Edna Ln

City, State and ZIP Code

Middleton Id 83644

New Telephone Number

(208) 585-2191

5. Date you acquired the property

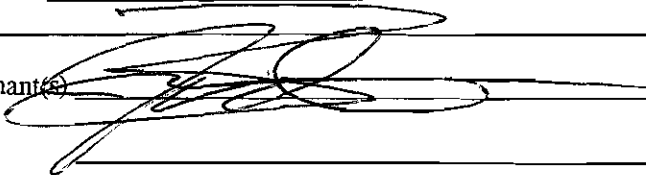
11-19-01

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                              | <u>63-21640</u> <u>63-2710</u>                                             |                                                              |
| Water Use                                                                 | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                | <u>.170 CFS</u>                                                            | <u>5 acres, 30 Range Cattle</u>                              |
| Stock                                                                     | <u>.020 CFS</u>                                                            |                                                              |
| Domestic                                                                  | <u>.040 CFS</u>                                                            |                                                              |
| Other                                                                     |                                                                            |                                                              |
| Total                                                                     | <u>.230</u>                                                                |                                                              |

| 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                              | <u>63-123B</u>                                                             |                                                              |
| Water Use                                                                 | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                | <u>.170 CFS</u>                                                            |                                                              |
| Stock                                                                     | <u>.020 CFS</u>                                                            |                                                              |
| Domestic                                                                  | <u>.040 CFS</u>                                                            |                                                              |
| Other                                                                     |                                                                            |                                                              |
| Total                                                                     |                                                                            |                                                              |

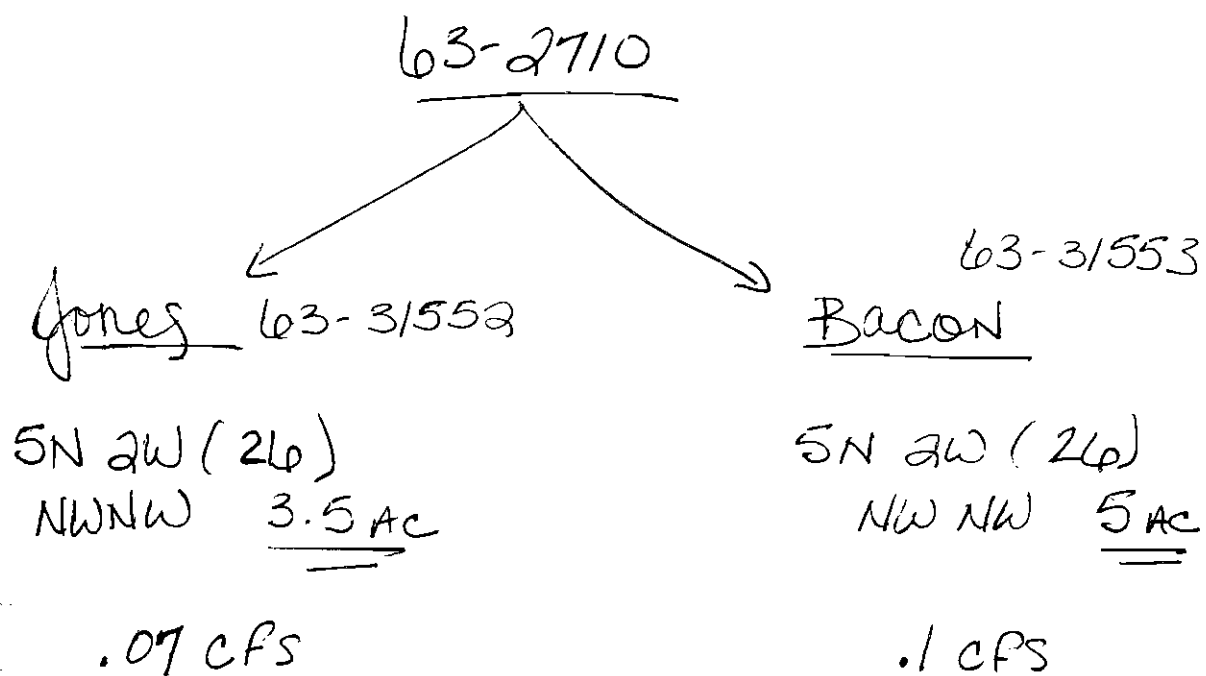
7. Signature of New Owner(s) or Claimant(s)  
(include title if applicable)



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 <u>DH</u> | Date <u>1-19-02</u> | Fee <u>\$25-</u>           |
| Received by <u>DH</u> | Date <u>1-19-02</u> | Receipt No. <u>W029483</u> |
| Processed by _____    | AJ Date _____       | WR _____ Date _____        |



3/19/90

INSTRUMENT NO.



A Pioneer Company

**PIONEER TITLE COMPANY**

OF ADA COUNTY

8151 W. Rifleman Ave. / Boise, Idaho 83704

(208) 377-2700

RECEIVED  
JUL 25 2002  
WATER RESOURCES  
WESTERN REGION

PN 66014

**WARRANTY DEED**

For Value Received Harold R. Jones and LaRee K. Jones, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

<sup>Bacon</sup>  
Jude T. ~~Chapman~~, an unmarried man

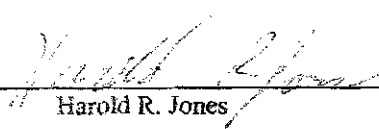
hereinafter referred to as Grantee, whose current address is 7860 Edna Ln., Middleton, ID 83644

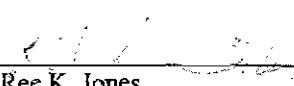
the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 5, 2001

  
Harold R. Jones

  
LaRee K. Jones

STATE OF Idaho, County of Teton, ss.

On this 20 day of November, in the year of 2001, before me the undersigned, notary public personally appeared HAROLD R. JONES AND LaREE K. JONES, known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

  
Notary Public of Idaho  
Residing at Rigby, Idaho  
Commission Expires: 10/24/2003



A Pioneer Company

**PIONEER TITLE COMPANY**

OF ADA COUNTY

8151 W. Rifleman Ave. / Boise, Idaho 83704

(208) 377-2700

**QUITCLAIM DEED**

Pn 666014

For Value Received

Robert J. Gilman and Linda K. Gilman, husband and wife

do hereby convey, release, remise and forever quit claim unto

Harold R. Jones and LaRee K. Jones, husband and wife

whose address is 4 Birch Creek Rd., Rigby, ID 83442,

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

together with their appurtenances.

Dated: November 5, 2001

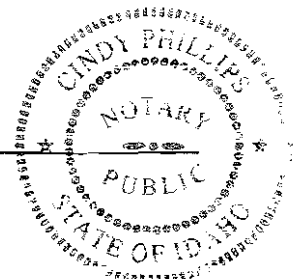
Robert J. Gilman  
Robert J. Gilman

Linda K. Gilman  
Linda K. Gilman

STATE OF Idaho, County of Ada, ss.

On this 05 day of November, in the year of 2001, before me the undersigned, notary public personally appeared Robert J. Gilman and Linda K. Gilman, known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public of  
Residing at Boise  
Commission expires: 5-9-05



PN66014

EXHIBIT "A"

A portion of the Northwest Quarter of the Northwest Quarter and of the Southwest Quarter of the Northwest Quarter of Section 26, Township 5 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Southeast corner of said Northwest Quarter of the Northwest Quarter; thence

North 0° 01'48" West along the East boundary of said Northwest Quarter of the Northwest Quarter a distance of 43 feet to the TRUE POINT OF BEGINNING; thence

North 87° 33'33" West a distance of 252.50 feet; thence

South 47° 59'47" West a distance of 380.08 feet; thence

South 56° 42'03" West a distance of 30.33 feet; thence

North 0° 01'48" West parallel with said East boundary a distance of 537.64 feet; thence

North 76° 50'56" East along said centerline a distance of 24 feet; thence

North 81° 31'19" East continuing along said centerline a distance of 542.72 feet to a point on the East boundary of said Northwest Quarter of the Northwest Quarter; thence

South 0° 01'48" East along said East boundary a distance of 362.88 feet.

200148668

RECORDED

NOV 21 PM 4 48

RECORDED  
CANYON COUNTY RECORDER  
BY *[Signature]*

RECEIVED PIONEER-NAMPA  
NOV 21 2001  
FEE \$ 6.00

001-23-2001 9-20-01 PIONEER TITLE CO

NO. 791

P. 57

water distribution  
Location

04.00 WILLOW

542.72

260.00

R37468

T 4478

T 46478

EDNA

252.50

537.64

R37468012A

T 38591

R37468010A

T 11A

R3

R37468010

T 17

R37468010B

T 14

R37468010C

T 12A

R37468011C

T 15

R37468011

T 16

R37468011A

T 12A

R37468011B

T 17B

X

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: A63-02710  
Date Received: 3/19/1990  
Receipt No: EO 1247  
Received By: EW

**RECEIVED**  
MAY 29 1990

Department of Water Resources  
Western Regional Office

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

1. Name: HAROLD R. JONES 208-538-7207  
Address: 503 SWAN VALLEY HWY.  
RIRIE, ID 83443

OR

Name: LAREE JONES 208-538-7207  
Address: 503 SWAN VALLEY HWY.  
RIRIE, ID 83443

2. Date of Priority: JUL 20, 1948

3. Source: LITTLE WILLOW CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County |
|----------|-------|---------|-------------------|-----|--------|
| 05N      | 02W   | 26      | NW NW             |     | CANYON |

5. Description of diverting works:  
PUMPED FROM STREAM INTO OPEN DITCHES. FLOOD IRRIGATION.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.170  |      |        |

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

8. Total consumptive use is 29.7 Acre Feet Per Annum.

9. Non-irrigation uses:  
INCIDENTAL STOCKWATERING FOR 30 HEAD OF RANGE CATTLE

A63-02710

Page 1

Date: 03/19/90

**MICROFILMED**  
AUG 18 1992

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 05N           | 02W   | 26      | NW     | NW  |     | IRR | 8.5   |
| Section Acres |       |         |        |     |     |     | 8.5   |
| Total Acres   |       |         |        |     |     |     | 8.5   |

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: 20567

~~MICROFILMED~~  
AUG 18 1992

16. Signature(s)

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

Number of attachments: 0

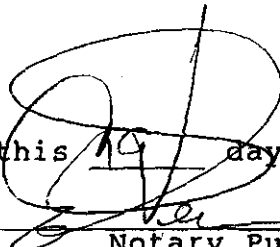
For Individuals:

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

Signature of Claimant(s): Harold R Jones Date: 3/19/90  
Date: \_\_\_\_\_

State of Idaho )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 19 day  
of March 19 90

  
Notary Public

Seal

Residing at Salida, CO  
My Commission Expires 22 Aug 1994