

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: A63-02908A
Date Received: 11/22/89
Receipt No: 0012982
Received By: [Signature]

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

1. Name: JOHN A. WILLIAMSON 208-459-9382
Address: 14252 SUNNYSLOPE RD.
CALDWELL, ID 83605

2. Date of Priority: SEP 22, 1952

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	04W	4	SE	NW	NW	4	CANYON
			SE	SW	NW		CANYON

5. Description of diverting works:
TWO INTERCONNECTED WELLS WITH PUMPS TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.540		

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

8. Total consumptive use is 301.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	04W	4	NE	NW	3	IRR	2.0
			NW	NW	4	IRR	37.0

A63-02908A

Page 1

Date: 11/22/89

MICROFILMED

AUG 18 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	04W	4	SW	NW		IRR	37.0
			SE	NW		IRR	10.0
						Section Acres	86.0
						Total Acres	86.0

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:
A63-03102A

14. Remarks:
THESE TWO WELLS WERE CONNECTED TO THREE OTHER WELLS LOCATED IN
SECTIONS 5 AND 6 AFTER NOV. 19, 1987.

15. Basis of Claim: LICENSE
Water Right Number: 23073

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): John A. Williamson Date: 11-22-1989

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of NOVEMBER 19 89

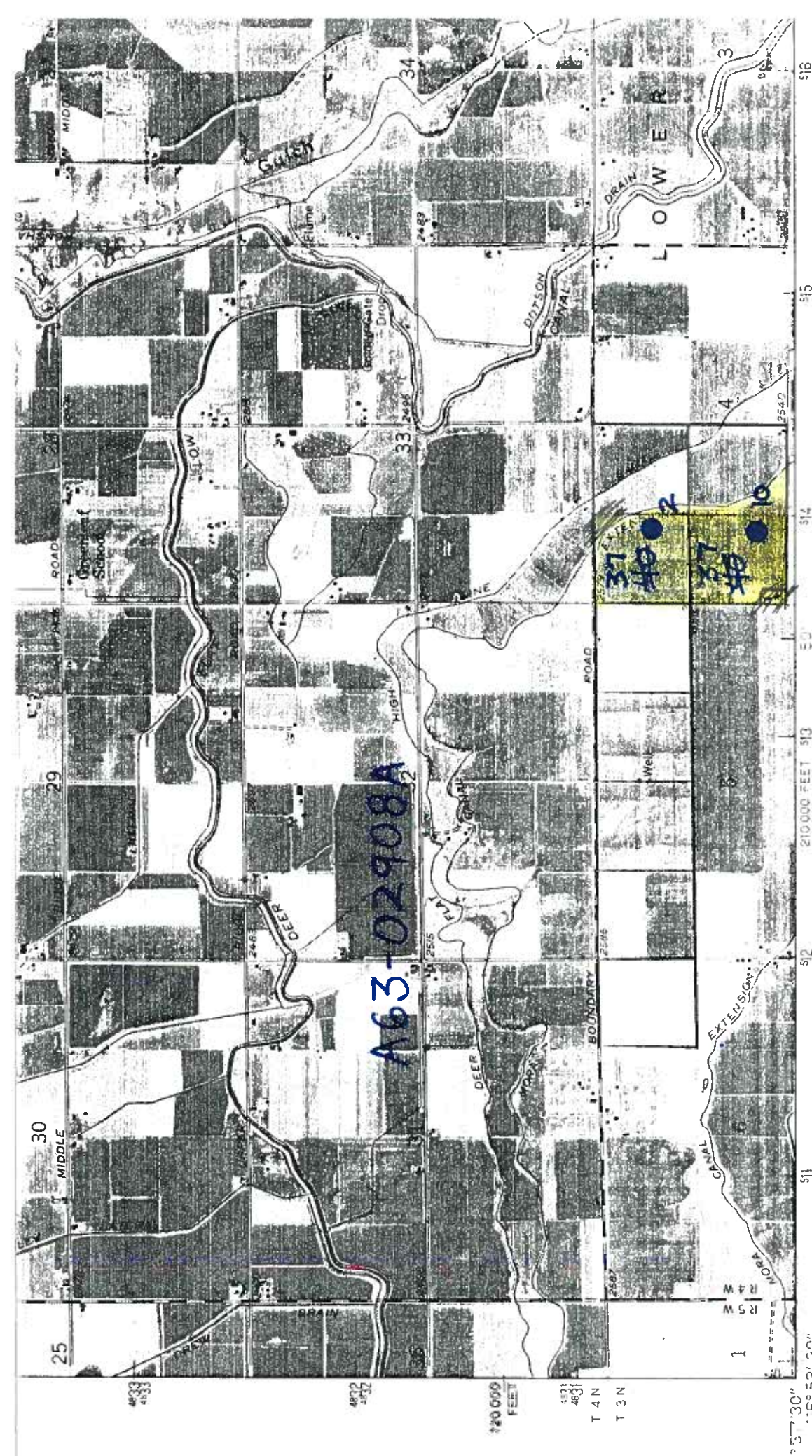
Jeff Peppersack
Notary Public

Seal

Residing at _____

My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994



Produced by the Geological Survey

Orthophotograph prepared from 1:80,000-scale aerial photographs taken July 30, 1981

Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (Transverse Mercator)

1000-meter Universal Transverse Mercator grid, zone 11
1927 North American Datum

To place on the predicted North American Datum 1983 move the projection lines 16 meters north and 78 meters east as shown by dashed corner ticks

Photom imagery rectified by optical scanning
Where double or mismatched image occur use the
mean of image position for map point

SCALE 124 000

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, MENLO PARK, CALIF. 940

Copies Of These Maps Can Be Obtained

MICROFILMED

AUG 18 1992

06/13/2006

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

RIGHT NUMBER: 63-2908A

NAME AND ADDRESS: JOHN A WILLIAMSON
19550 EAT-A-BITE LN
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.540 CFS

Rights 63-3102A and 63-2908A when combined shall not exceed a total annual maximum diversion volume of 387.0 af at the field headgate, and the irrigation of 86 acres.

PRIORITY DATE: 09/22/1952

POINT OF DIVERSION:

T03N R04W S4 SENWNW Lot 4 Within CANYON County

T03N R04W S4 SESWNW 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	0.540 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T03N R04W S04 Lot 3 NENW	1.50	T03N R04W S04 Lot 4 NWNW	39.00
T03N R04W S04	SWNW 39.50	T03N R04W S04	SENW 6.00

86 ACRES TOTAL

This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.

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 place of use pursuant to Section 42-1425, Idaho Code.

Right No. 63-3102A is also diverted through points of diversion described above.

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

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



Idaho Department of Water Resources

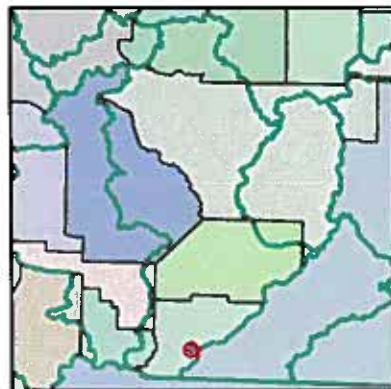
SRBA Recommendation:

63-2908A

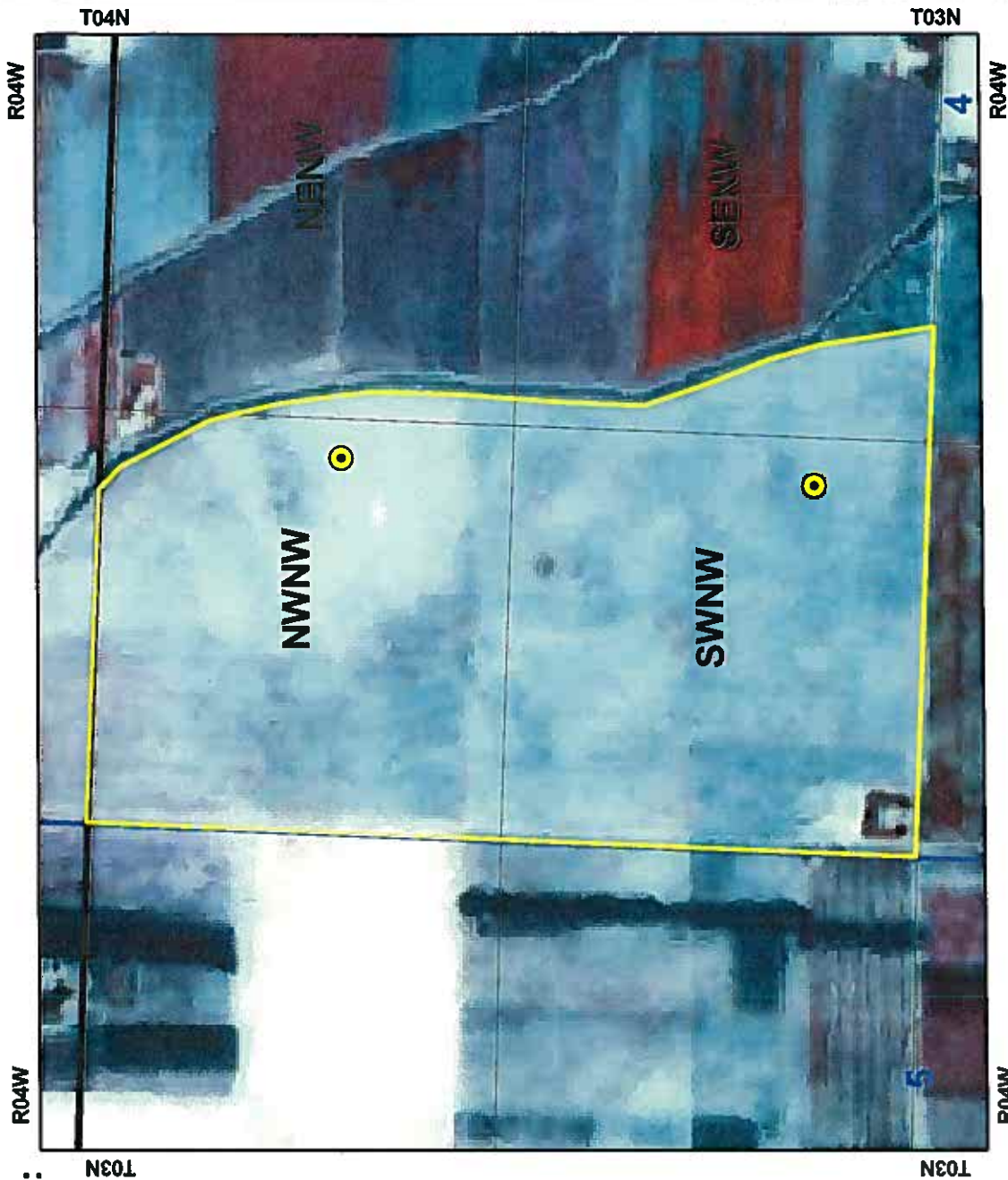
Acres = 86

Legend

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



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles

Prepared by K. Walker
On Tuesday, June 13, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2908A

WATER RIGHT NUMBER: 63-2908A

Owner Type Name and Address

Current Owner JOHN A WILLIAMSON
14252 SUNNYSLOPE RD
CALDWELL, ID 83605
(208)459-9382

Original Owner ~~JOE ALLEN~~
~~JD~~

Original Owner ~~VIRGIL R BATES~~
~~21998 LONKEY LN~~
~~CALDWELL, ID 83605~~
~~(208)459-7167~~

*change per
address change
form - see
file 63-2743*

Priority Date: 09/22/1952 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

From To

3/15 to 11/15 ✓

Diversion Rate

0.540 CFS ✓

Annual VolumeTotal Diversion:

0.540 CFS ✓

Location of Point(s) of Diversion

GROUND WATER ✓

CANYON County

L4 (SE1/4NW1/4NW1/4) ✓

Sec. 4, ✓

Twp 03N, ✓

Rge 04W, B.M. ✓

GROUND WATER ✓

CANYON County

SE1/4SW1/4NW1/4 ✓

Sec. 4, ✓

Twp 03N, ✓

Rge 04W, B.M. ✓

Place of Use

IRRIGATION

(change) C05

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	04W	4					2.0	37.0	37.0	10.0									86.0
							L3	L4											

Total Acres: 86 ✓

206-80ac

Conditions of Approval:

1. THESE TWO WELLS WERE CONNECTED TO THREE OTHER WELLS LOCATED IN SECTIONS 5 AND 6 AFTER NOV. 19, 1987.

Remarks:

*Wider possible use of
water - W59*

*change
(pre-87)
C03*

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2908

WATER RIGHT NUMBER: 63-2908

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VIRGIL R BATES 21998 LONKEY LN CALDWELL, ID 83605 (208)459-7167
Original Owner	JOE J ALLEN , ID

Priority Date: 09/22/1952

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 /	1.100 CFS	
DOMESTIC	/ to /		
<u>Total Diversion:</u>		1.100 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 4, Twp 03N, 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	
03N	04W	4					40.0	40.0											80.0

Total Acres: 80

DOMESTIC same as IRRIGATIONConditions of Approval:

1. TRANS. 274.
AC. IRR.=79.73.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2908A

03/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2908	Water Right	03N	04W	4	NE	NW		IRRIGATION	40/80	VIRGIL R BATES
~~2908A~~	Claim	03N	04W	4	NE	NW		DOMESTIC		ANNA LOU BICK
2908A	Claim	03N	04W	4	NE	NW	3	IRRIGATION	2/86	JOHN A WILLIAMSON
1102A	Claim	03N	04W	4	NE	NW	3	IRRIGATION	2/86	JOHN A WILLIAMSON
2908	Water Right	03N	04W	4	NW	NW		IRRIGATION	40/80	VIRGIL R BATES
2908A	Claim	03N	04W	4	NW	NW	4	IRRIGATION	37/86	JOHN A WILLIAMSON
1102A	Claim	03N	04W	4	NW	NW	4	IRRIGATION	37/86	JOHN A WILLIAMSON
2908A	Claim	03N	04W	4	SW	NW		IRRIGATION	37/86	JOHN A WILLIAMSON
1102A	Claim	03N	04W	4	SW	NW		IRRIGATION	37/86	JOHN A WILLIAMSON
3102	Water Right	03N	04W	4	SW	NW		IRRIGATION	40/50	VIRGIL R BATES
~~3322~~	Water Right	03N	04W	4	SW	NW		STOCKWATER		VIRGIL R BATES
~~3322~~	Water Right	03N	04W	4	SW	NW		~~DOMESTIC~~		VIRGIL R BATES
2908A	Claim	03N	04W	4	SE	NW		IRRIGATION	10/86	JOHN A WILLIAMSON
1102A	Claim	03N	04W	4	SE	NW		IRRIGATION	10/86	JOHN A WILLIAMSON
3102	Water Right	03N	04W	4	SE	NW		IRRIGATION	10/50	VIRGIL R BATES

Receipt Details for ID C012982

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
11/22/1989 3:44:43 PM	11/22/1989	State	\$806.00	Check
Payer		WILLIAMSON, JOHN A.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
3220			
Card Expiration Date	Credit Card Transaction #		

Comment APPLICATION FOR PERMIT

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$721.00	ADJUDICATION FEE	410162	9337	0	0	6490
\$85.00	APPLICATION FOR PERMIT	610199	1238	0	0	6390

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3102	A	\$50.00	Claim
63	2743		\$264.00	Claim
63	2962		\$121.00	Claim
63	3208		\$50.00	Claim
63	2908	A	\$136.00	Claim
63	19647		\$25.00	Claim
63	19648		\$25.00	Claim
63	3086		\$50.00	Claim

WA
RECEIVED

JUN 12 2006

DEPARTMENT OF
WATER RESOURCES

June 8, 2006

State of Idaho
Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Attention: Kay Walker, Sr. Water Resource Agent

My husband and I farmed the acreages referred to in your letter to John A. Williamson dated May 17, 2006 concerning Claims to Water Rights Nos. 63-2908A and 63-3102A.

In the spring of 1965 we purchased 1000' of 6" 12 gauge pipe and other sprinkler parts needed to install a mainline from the acreage referred to as the Joe Allen place which we had previously purchased, to the mainline on our place to be able to pump water from either of the wells to both acreages. I am including a copy of the purchase of this pipe from B & M Equipment in Caldwell, ID.

Sincerely,



Belle P. Bates, (Mrs. Virgil R. Bates)
16332 Frost Road
Caldwell, ID 83607

B & M EQUIPMENT CO., INC.

CALDWELL, IDAHO 83605
10TH & ARTHUR P. O. BOX 973
DIAL 459-4628

NYSSA, OREGON 97913
1100 ADRIAN BLVD. P. O. BOX 397
DIAL 372-2239

SOLD TO

VIRGIL BATES

ADDRESS

RT. 2

CLIX

CITY & STATE

SHIP TO

ADDRESS

VIA

FILLED BY

TERMS

IF PAID BY

DEDUCT \$

ORDERED	SHIPPED	ITEM AND DESCRIPTION	WEIGHT	UNIT	AMOUNT	DISC.	TOTAL
1000	1000	6" 12ga 8' Wrap "0" Ring steel pipe			1.20		1,200.00
40	40	6" 12ga 8' Wrap Bell end steel pipe			1.15		46.00
320	320	4" 11ga 8' Wrap "0" Ring steel pipe			.66		211.20
16	16	RL-2090 3" x 30" Weld on riser			11.69		187.04
5	5	RL-2090 3" x 6" " " "			7.05		35.25
3	3	RL-2095 3" x 2 1/2 Valve opening elbow			19.20		57.60
3	3	12-101-251 Wyss adapter			9.70		29.10
							1,766.19
					Less 10%		176.62
							1,589.57

NOTICE: CLAIMS MUST BE MADE WITHIN 5 DAYS AFTER RECEIPT OF GOODS.
NO MERCHANDISE ACCEPTED FOR CREDIT WITHOUT OUR PRIOR APPROVAL.

ITEMS MARKED

BO - BACK ORDERED
DS - DIRECT FACTORY SHIPMENT
CB - CANNOT BUY LOCALLY
O - TEMPORARILY OUT PLEASE REORDER

ALL ACCOUNTS PAYABLE NOT LATER THAN THE 10TH OF THE MONTH FOLLOWING PURCHASE. 1% HANDLING CHARGE WILL BE MADE EACH MONTH ON PAST DUE ACCOUNTS. COURT COSTS AND ATTORNEY'S FEES WILL BE CHARGED IF NECESSARY TO COLLECT BY LEGAL MEANS.

CUSTOMER INVOICE

TOTAL

\$1,589.57

Thank You!



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 17, 2006

JOHN A WILLIAMSON
14252 SUNNYSLOPE RD
CALDWELL ID 83605

RE: Notice of Claims to Water Rights Nos. 63-2908A & 63-3102A

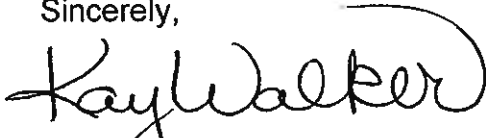
Dear Claimant:

In review of the above referenced claims to water rights we find that we need additional information regarding the use of the wells under these claims. In order to recommend the wells as an interconnected system we need some documentation of when the wells were connected to each other. Enclosed, for your convenience are computer-generated reports that show the rights as claimed.

Pursuant to review of our water right records, each of the above wells was licensed separately and we have no evidence of when they were connected to each other. Please provide either a statement from someone with personal knowledge of when the wells were tied together or copies of receipts showing the purchase of equipment needed to connect the wells.

Please provide the requested documentation on or before June 10, 2006. We are planning to finalize the recommendations of claims for Canyon County this summer and need time to review the information you provide. If no evidence is submitted, the claims will be recommended as the rights were licensed. If you have any questions regarding this matter please do not hesitate to contact me at 287-4953.

Sincerely,



KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures

WR 63-2908A
63-3102A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RETURN SERVICE
REQUESTED

RECEIVED

MAY 15 2006

DEPARTMENT OF
WATER RESOURCES

Handwritten signature

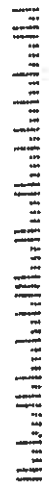


Handwritten signature: Kay Walker

JOHN A WILLIAMSON
14252 SUNNYSLOPE RD
CALDWELL ID 83605

WILL 252* 836073007 1205 18 05/13/06
FORWARD TIME EXP RTN TO SEND
WILLIAMSON
14252 SUNNYSLOPE RD
CALDWELL ID 83605-9334
RETURN TO SENDER

836073007





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

May 11, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JOHN A WILLIAMSON
14252 SUNNYSLOPE RD
CALDWELL ID 83605

RE: Notice of Claims to Water Rights Nos. 63-2908A & 63-3102A

Dear Claimant:

In review of the above referenced claims to water rights we find that we need additional information regarding the use of the wells under these claims. In order to recommend the wells as an interconnected system we need some documentation of when the wells were connected to each other. Enclosed, for your convenience are computer-generated reports that show the rights as claimed.

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Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FAX TRANSMITTAL COVER SHEET

FAX # (208) 334-2348

DATE: 11-14-96

TO: John C. Williamson
FAX: 454-8746

FROM: Kay Walker
334-2190

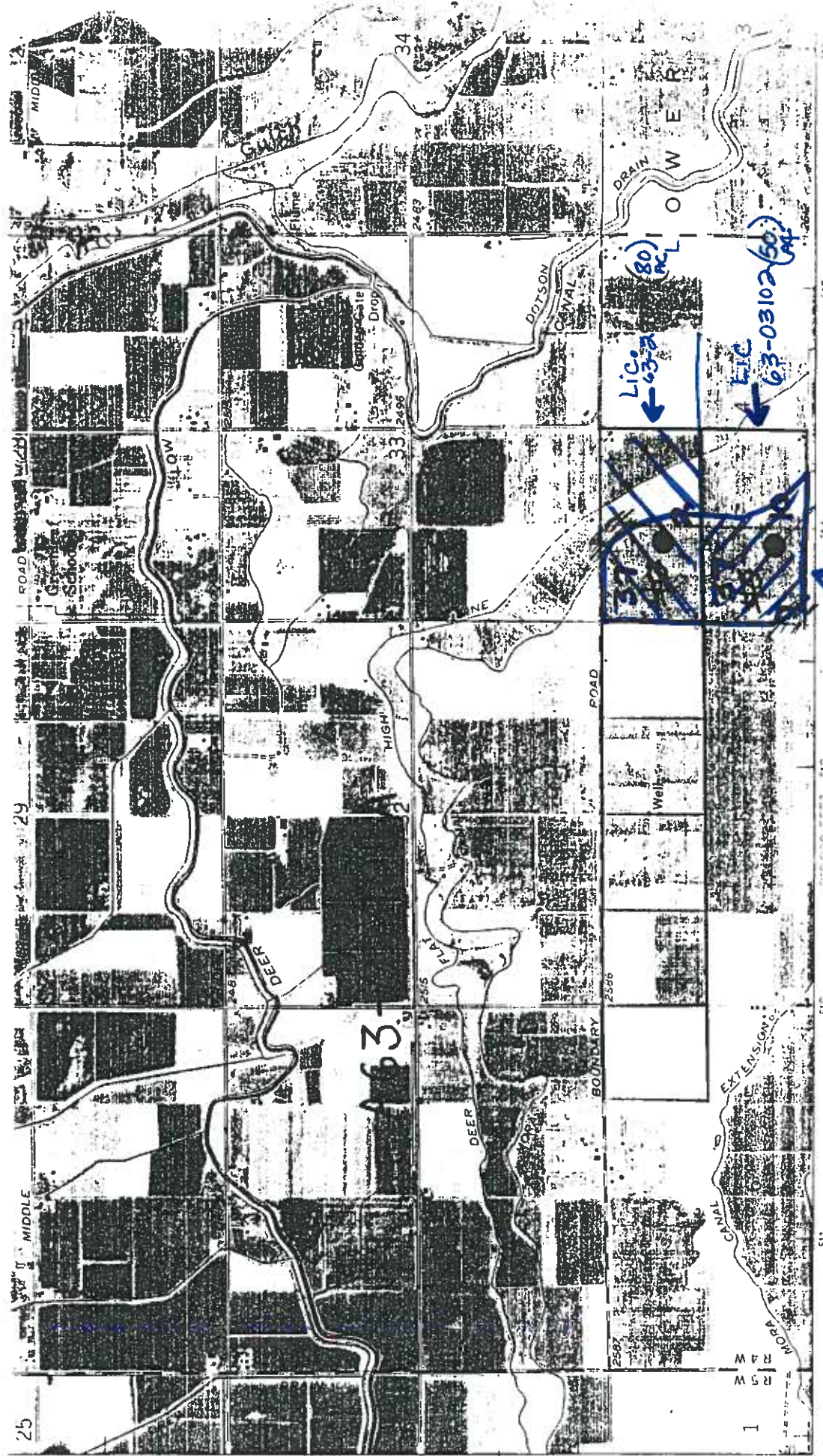
DOCUMENT DESCRIPTION:

Map of SRBA Claims
#63-03102A & A63-02908A (86 AC)
(///) = Land licensed under 63-2908
(\\) = Land licensed under 63-3102

TOTAL PAGES SENT: 1

+ COVER SHEET

CONTACT: _____



Produced by the Geological Survey

Orthophotograph prepared from 1:80,000-scale aerial photographs taken July 30, 1981

Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (Transverse Mercator)

1000-meter Universal Transverse Mercator grid, zone 11 1927 North American Datum

To place on the predicted North American Datum 1983 move the projection lines 16 meters north and 78 meters east as shown by dashed corner ticks

Photomagey rectified by optical scanning Where double or mismatched image occur use the mean of image position for map point

MICROFILMED

AUG 18 1992

SRBAC claims (same)
A63-03102A > 80 AC. each
+ A63-02908A

THIS MAP COMPLIES WITH NATIONAL MAP ACTUALLY FOR SALE BY U. S. GEOLOGICAL SURVEY, MENLO PARK, CALIF.

Copies Of These Maps Can Be Obtained

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 08:21:35
Page 1

Water Right Number - 63-02908

Prefix Translation: WATER RIGHT

Old (D) Number - 23073

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

*** C - CURRENT OWNER ***
BATES

VIRGIL R.

1 - RT. 2

2 -

3 -

City- CALDWELL

State- ID Zip- 83605

Phone -

*** O - ORIGINAL OWNER ***
ALLEN

JOE J.

1 -

2 -

3 -

City-

State- Zip-

Phone -

----- Priority Date ----- +
09/22/1952

----- Region ----- +
14 WESTERN

----- Stage ----- +
L - LICENSE

----- Status ----- +

----- Source ----- +
GROUNDWATER

----- Tributary ----- +

----- Point of Diversion ----- +
----- Diversion Name ----- +
----- Diversion Rate ----- +
----- Diversion No. ----- +

1 03N 4 SE NW NW 4
2 SE SW NW

(27) CANYON

Code Description

Period From Period To

Diversion Rate Diversion Volume

01 - IRRIGATION

NOT CLAIMED

1-100 0.54

----- Total Div. Rate ----- +
----- Total Div. Volume ----- +
----- Total Div. Capacity ----- +

0.54

----- Tract ----- +
----- Lot ----- +
----- Acres ----- +
----- Place of Use ----- +
----- Description ----- +
----- County ----- +

03N 04W 4 NE NW 4
03N 04W 4 NW NW 4

01 IRRIGATION
01 IRRIGATION

(27) CANYON
(27) CANYON

Total Acres:
SNNW
SE NW

80.0

37
10
86

----- Diversion Means -----

----- Non-Irrigation Use -----

----- Other Rights for Same Use -----

----- Remarks ----- +

TRANS. 274.
AC. IRR.=79.73.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Virgil R. Bates

of

Route #2,
Caldwell, Idaho

For a Change in Point of Diversion,
County of Canyon, State of Idaho

ORDER GRANTING CHANGE
IN POINT OF DIVERSION

NO. 274

WHEREAS, On the 8th day of May, 1964, at the Department of Reclamation of the State of Idaho at Boise, Idaho, this matter of the application of Virgil R. Bates of Route #2, Caldwell, Idaho, for a change in point of diversion, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant with the application shows that the water will be put to a higher and more beneficial use, and no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be and the same is, HEREBY GRANTED, and that a Certificate of Change in Point of Diversion be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 8th day of May, 1964.

CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE NO. 274 OF AUTHORIZED CHANGE IN POINT
OF DIVERSION OF LICENSED WATER RIGHT

THIS IS TO CERTIFY, That Virgil R. Bates, of Route #2, Caldwell, Idaho, is the owner of and using a certain water right of 1.1 cubic feet per second of the waters of subterranean flow, said water being obtained by virtue of License No. 23073, issued by the State of Idaho, Department of Reclamation, dated October 8, 1957, bearing date of September 22, 1952, for the purpose of irrigating the following described lands situate, lying and being in the County of Canyon, State of Idaho, to-wit:

N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 4, Township 3 N.,
Range 4 W. B. M.,

That said license has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume No. 10 of Licenses, at Page 6115 thereof;

That said Virgil R. Bates has become the owner of said water right by purchase and by virtue of said License No. 23073;

And that now, upon the application of Virgil R. Bates for Certificate of Change in Point of Diversion of 1.1 cubic feet per second of the waters of subterranean flow made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to change said point of diversion is HEREBY GRANTED;

That said change of point of diversion will not modify in effect said water right or place of use;

Said water is to be limited at any given time to an amount actually needed and beneficially used and shall not exceed the following amount, to-wit:

1.1 cubic feet per second of the
waters of subterranean flow with
priority of September 22, 1952;

That said water right is appurtenant to the following described lands:

N $\frac{1}{2}$ NW $\frac{1}{4}$, Section 4, Township 3 N.,
Range 4 E.B.M.,

That the water right hereby described has heretofore been diverted from a well through private pipe with point of diversion in the Westside NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 4, Township 3 North, Range 4 W. B. M.,

That the water right hereby described will hereafter be diverted from a well through private pipe with point of diversion in the Eastside NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 4, Township 3 North, Range 4 W. B. M.,

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 8th day of May, 1964.

CARL E. TAPPAN
State Reclamation Engineer

63 2948

Form 20

Application For Transfer of Water Right

STATE OF IDAHO

County of Canyon

ss.

RECEIVED
APR 13 1964

Virgil H. Bates

Department of Reclamation
being first duly sworn, deposes and says:

That his name is Virgil H. Bates; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Route # 2 Caldwell, Idaho

That he is the owner and using a certain water right, bearing date of priority of Sept. 22, 1952, for 1.1 cubic feet per second of the waters of subterranean flow County of Canyon, State of Idaho, decreed to by decree of Judge of the Judicial District of the State of Idaho, in and for the county of, in the case of vs. said decree bearing date of

(or obtained by virtue of License No. G-23073, issued by the State Department of Reclamation of the State of Idaho, dated Oct. 8, 1957, bearing date of Sept. 22, 1952.)

for the purpose of irrigating the following described lands situate, lying and being in Water District No. in the County of Canyon and State of Idaho, to-wit:

NW 1/4, NW 1/4, Section 4, T. 3 N., R. 4 W. B. M.

and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i.e. conveyance

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream in the westside NW 1/4, NW 1/4 of Section 4, Township 3N, Range 4W, B. M., and conducted to the above described lands through Private pipe as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of 1.1 cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Canyon and State of Idaho, to-wit:

NW 1/4, NW 1/4, Section 4, T. 3 N., Range 4 W. B. M.

That reasons for desiring to make such transfer are as follows: flow from well has decreased and as well is located on right of way of proposed county road, the well should not be improved.

63-2908

That he intends to divert and convey said 0.8 second feet of water to the tract of land last above described in the following manner and as per map accompanying this application: NW $\frac{1}{4}$, NW $\frac{1}{4}$, Section 4, T.3N., Range 4 W and 0.3 second feet will be returned to stream.

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in East side NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4, Township 3N., Range 4W. and thereafter conduct same to the above described land through the private pipe ditch, as per map appended.

That his reasons for desiring to make such change are as follows: See change in place of

use.

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

Virgil R. Bates

Applicant.

Subscribed and sworn to before me this 9th day of April, 1964

Ray M. Miller
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Subterranean
Where is the diversion point located? East side NW $\frac{1}{4}$, NW $\frac{1}{4}$ Sec. 4, T. 3N, Range 4W.
Through what ditch is it now conducted? pipe line
How much land is now irrigated by the water sought to be transferred? none 40 acres
Give the description: 40 acres has been irrigated by present well
Located in NW $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 4, T.3N, Range 4 W.

State of Idaho License and Certificate of Water Right

Water License No. G-23073

Amount 1.1 c.f.s.

Water District No. _____

Priority September 22, 1952

THIS IS TO CERTIFY that JOE J. ALLEN
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 22, 1952; that Permit No. G-23073
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.1 second feet, was issued thereunder on October 8, 1957, showing that said works
were completed on the 6th day of August, 1957; and that on the 6th
day of August, 1957, JOE J. ALLEN

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
, a tributary of subterranean, for the purpose of Irrigation and domestic
use, under Use Permit No. G-23073 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
10 of Licenses at page 6115, on the 8th day of October, 1957;
The right hereby confirmed dates from September 22, 1952;

The Point of Diversion is located
in the NW 1/4 NW 1/4 Sec. 4, Tp. 3 N., R. 4 W., B. M. County Canyon

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 1.1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>3 N.</u>	<u>4 W.</u>	<u>4</u>	<u>NE 1/4 NW 1/4</u> <u>NW 1/4 NW 1/4</u>	<u>40</u> <u>40</u>	<u>39.83</u> <u>39.90</u>
Total number of acres irrigated				- - - <u>79.73</u>	

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
8th day of October, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

63 2908

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-23073

REPORT ON PROOF OF Completion of Works & Beneficial Use

Joe E. Allen
Rt. 6,
Caldwell, Idaho

1.10%
TARE

app. 1.6 cfs

79.73 acw
2-40's

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

Permit No. G-23073This proof is for Completion of Works of Beneficial Use In Water District No. _____1. Name of applicant Joe J. Allen2. Source of water supply: Deep Well3. Location of point of diversion: Is in the NW¹ NW² of Section 4T. 3 N. R. 4 West, B. M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Well 250' x 10"
Cad 180' 13 stage 10" bowls. h = 140' dd = 25' bowls at 180'
30 hp G. E. Motor Sauer B. Turbine #19587 Shade over
Motor (wood) Disch. to East into 6" x 4" main line
steel buried. Sprinkler system. Water by gravity
across canal used as supplemental water. Pipe
across canal.

5. Water is used for: Irrigation6. 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):

N¹ NW², Sec. 4, Twp. 3 N., Rge 4 West B. M.

See map.

(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 was put in as a gravity system
and gave so much trouble it has been
changed over to sprinkler system.

Mr. Allen claims it was measured at
55" and that he had checked it at 55"

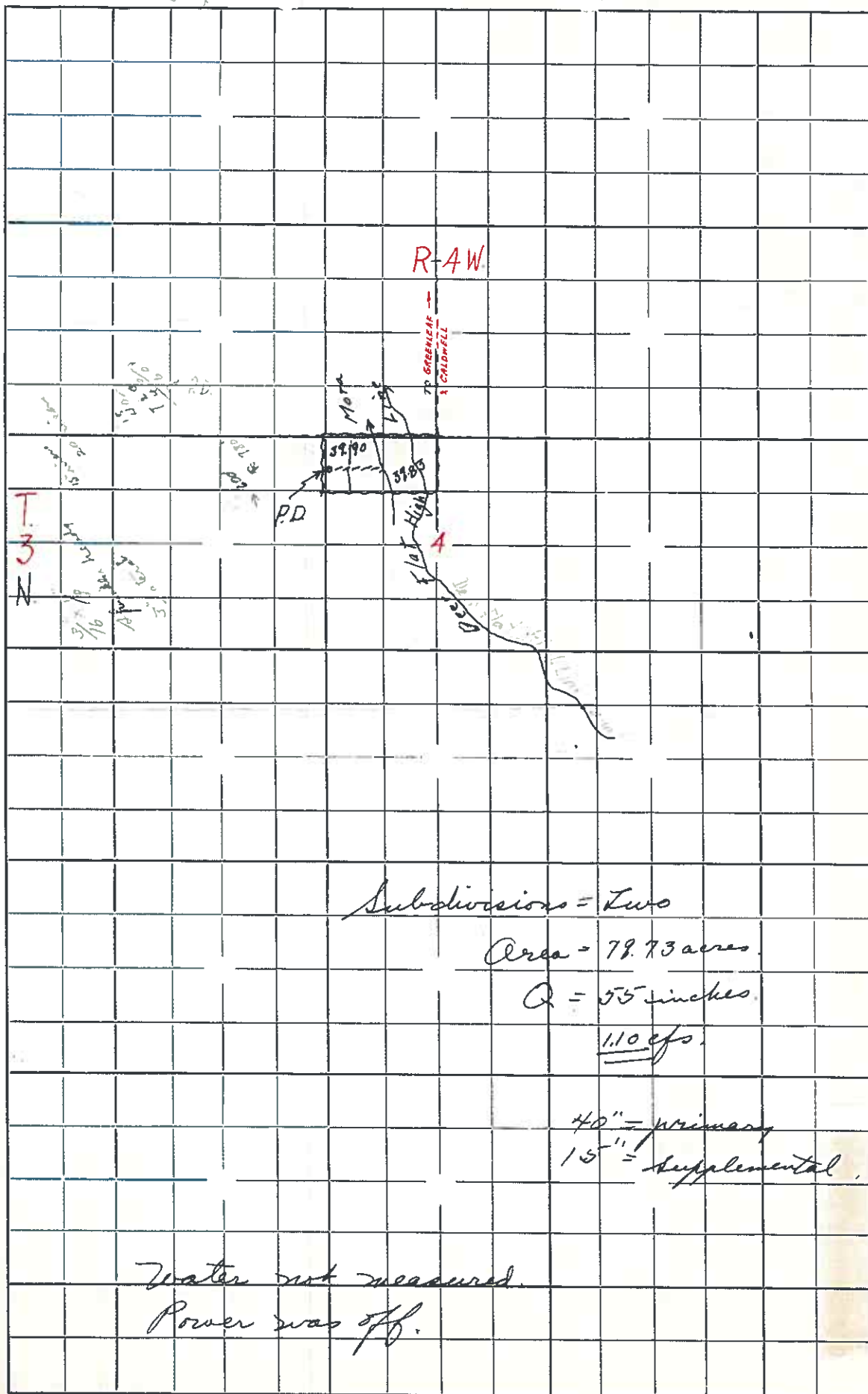
By calculation it will figure slightly more.

This examination was made on the 26 day of September, 1957(Signed) E. H. Humphrey Examiner

23073

6x' drop
in main line

P 5364 S.C.S.



Subdivisions = Two

Area = 79.73 acres

Q = 55 inches

1.10 cfs

40" = primary

15" = supplemental

Water not measured

Power was off.

26394 Williams
 20746
 26394 Williams
 20746

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.

Joe R. Allen
 Rt. # 6
 Caldwell, Idaho
 Permit No. 94782
 Caldwell - Pa.

Examination for Completion of Works & Beneficial Use

County Canyon
 4-3N.-4W.
 A-1.6 a.f.s.
 S-Well

P.D. - NW. 1/4, Sec. 4, T. 3N., R. 4W.

Use - Irrigation Domestic
 Waste 55" would settle for 50"

Spinners

Filed: Sept. 22, 1952.

Recd: Sept. 23, 1957

30x110x70x55 60
 16x 60 1/2
 138 303

30 hp G. E motor 1760 rpm
 #OJ 220034

Sayne B. Leub #19397
 Core base 3'x3'x2'
 shale over beddit
 6" to 4" dip to East

G.E. Controls on post to
 north

250'x10" cad 180'
 h=140' dcd=25'

13 steps 10" bolts @ 180, 180, 180
 55' bolts once more 40

4" steel main 1390'
 3'x35" main
 22 men
 80
 1520