

10/17/2006

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

RIGHT NUMBER: 63-31434

NAME AND ADDRESS: JOHN ELORRIAGA
5735 VERDE DR
NAMPA ID 83686

TAMMY ELORRIAGA
5735 VERDE DR
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
10.40 AFY

PRIORITY DATE: 06/04/1954

POINT OF DIVERSION:
T01N R02W S3 NWNW Lot 4 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	0.020 CFS 10.35 AFY
PLACE OF USE:	<u>IRRIGATION Within CANYON County</u>		
	T01N R02W S03	SWNW 2.30	
	2.3 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.

This claim is for a portion of License 63-2988A. Claimed POD is as Licensed. Actual POD now on claimed property. Transfer needs to be filed.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



Idaho Department of Water Resources

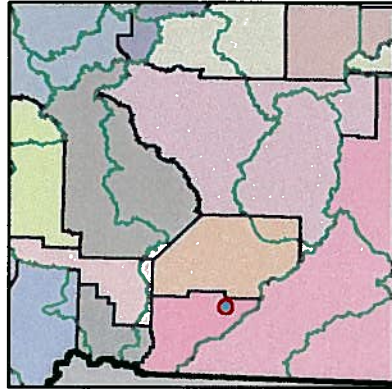
SRBA Recommendation:

63-31434

(Irrigation)

Legend

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



Canyon County
IDWR Basin 63

Prepared by M. Ciscell
On Tuesday, October 17, 2006
1987/88 Aerial Photography

R02W



T01N

SWNW

0 0.1 0.2 Miles

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 63-31434
Date Received: 2/26/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOHN ELORRIAGA
5735 VERDE DR
NAMPA ID USA 83686

Phone: (208) 465-6157

TAMMY ELORRIAGA
5735 VERDE DR
NAMPA ID USA 83686

Phone: (208) 465-6157

2. Date of Priority: 06/04/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	02W	3	NW NW 4	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.02	10.4

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 10.4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	02W	3	SW	NW	IRRIGATION	2.3
Section Acres						2.3
Total Acres						2.3

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 for a portion of License 63-2988A. Claimed POD is as Licensed. Actual POD now on claimed property. Transfer needs to be filed.

Ownership changed by DB 2/17/2004

15. Basis of Claim: Beneficial Use

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

RECEIVED
FEB 12 2004
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
63-31434					

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) Doug and Susan Ray
4. New Owner/Claimant(s) John and Tammy Elorriaga
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 5735 Verde DR.
- City, State and ZIP Code Nampa, ID. 83686
- New Telephone Number (208) 465-6157
5. Date you acquired the property 9-15-03

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	_____	

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

John Elorriaga
Johnny Elorriaga

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 DB Date 2-12-04 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

CANYON COUNTY

TAX NOTICE FOR CALENDAR YEAR

2003 Real Property

ACCOUNT NO.

3R21828-010 - -0

8515

3R21828-010 - -0

ELORRIAGA, JOHN
& ELORRIAGA, TAMMY L-H/W
5735 VERDE DR
NAMPA ID 83686

PARCEL NO. 02322000010B
03-IN-2W NW EL RANCHO VERDE SUB
N 1/2 LT 10

5735 VERDE DR, NA

BILL NUMBER 2003047065

CODE AREA 048-00
LAND IMPROVEMENT 37,800 QTY
142,900

TOTAL VALUE 180,700
HOMEOWNERS 50,000

ADJ VALUE 130,700

Year Taxable FCV Tax Amount
2002 130,700 1,774.04
2003 130,700 1,807.46

2.30 TAXING DISTRICT RATE AMOUNT

APPLICABLE VALUE 130,700
PEST 0.000044280 5.78
AMBULANCE 0.000204822 26.78
NA HWY 1 0.001140736 149.10
FIRE UDF 0.000720549 94.18
LIB KUNA 0.000588281 76.88
SCH 3 KU 0.006531636 853.68
COUNTY 0.004598848 601.06

TOTAL LEVY 0.013829152

IMPORTANT

PLEASE READ BOTH FRONT AND BACK
MONTHLY PAYMENTS ACCEPTED

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

KEEP TOP PORTION FOR YOUR RECORDS.

TRACIE LLOYD

(208) 454-7354

Please Make Checks Payable To:

CANYON COUNTY TAX COLLECTOR
1115 ALBANY ST., ROOM 342
P.O. BOX 1010

CANYON COUNTY
TAXES PAID
F---H---P---DATE 12-3-03

TOTAL TAX

1,807.46

TOTAL DUE

1,807.46

63-31434 & 63-31435
1N 2W

3

NWNW

NENW

Elorriga 2.3 ac

Durrant 2.3 ac

SWNW

SENW

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

RECEIVED

FEB 25 2002

WATER RESOURCES
WESTERN REGION

Ident. Number
Date Received:
Receipt No:
Received By:

AL3-31434
2/26/02
W028791
Rh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Name: DOUG RAY
Address: 5735 VERDE
NAMPA ID

83686

Phone: (208) 442-1558

Name: SUSAN RAY
Address: 5735 VERDE
NAMPA ID

83686

Phone: (208) 442-1558

2. Date of Priority: 06/04/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
01N	02W	3	NW	NW	4	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.02	10.4

7. Total Quantity Appropriated is:
0.02 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
01N	02W	3	SW	NW	IRRIGATION	2.3

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:

PORTION OF 63-03127A

14. Remarks:

THIS CLAIM IS FOR A PORTION OF LICENCE 63-2988A. CLAIMED POD IS AS LICENSED.
ACTUAL POD NOW ON CLAIMED PROPERTY. TRANSFER NEEDS TO BE FILED.

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

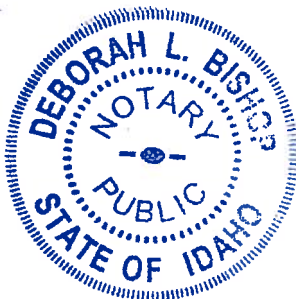
Signature of Claimant(s): *Dong Hui* Date: 2/21/02
Susan Lee Date: 2/21/02

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 21st
of February 2002 *Deborah L. Bishop*

Notary Public

Residing at Nampa, Canyon County, Idaho
My commission Expires 6-13-2007





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

February 17, 2004

JOHN ELORRIAGA
TAMMY ELORRIAGA
5735 VERDE DR
NAMPA ID 83686

Re: Notice of Claim to a Water Right No. 63-31434

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

RECEIVED

FEB 12 2004

WATER RESOURCES
WESTERN REGION

Denise

This is what I talked to you about on Tuesday. Thank you so much for your help and answering all my questions. If you need any other information please call me at work 465-8402.

Tammy Elorriaga

- Per conversation w/ Tammy on Tuesday 2/10/04, They (Elorriaga's) own ^{the} 2.3 acres associated with water right # 63-31434, and their neighbors own the 2.3 acres associated with 63-31435.
- Changes of ownership received for both pieces of land (No splits) 2-12-04.

DG

6:15A

2-4-04

V-mail Bob Gestrin

Monte Marchus - RE:
Worsley well

Tami Elorriaga
@ SWDHD

63-31435

63-31434

i Durrant

called
Rob

- She's going to send in Change of
ownership and her neighbor is also.

- see remarks on these claim #'s.

- B.U. but based on license?

- need maps?