

10/17/2006

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

RIGHT NUMBER: 63-32248

NAME AND ADDRESS: TAWNA CHESNUT
8249 BUTTE RD
MELBA ID 83641

MICHAEL CHESNUT
8249 BUTTE RD
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.160 CFS
36.00 AFY

PRIORITY DATE: 08/14/1975

POINT OF DIVERSION:
T01S R02W S10 NWNE Within CANYON County
T01S R02W S10 NWNE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.160 CFS 36.00 AFY
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION Within CANYON County

T01S R02W S10 NWNE 8.00
8 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 63-8189 .



Idaho Department of Water Resources

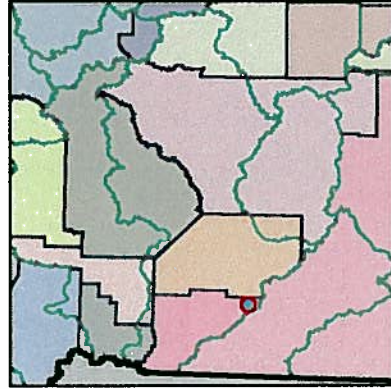
SRBA Recommendation:

63-32248

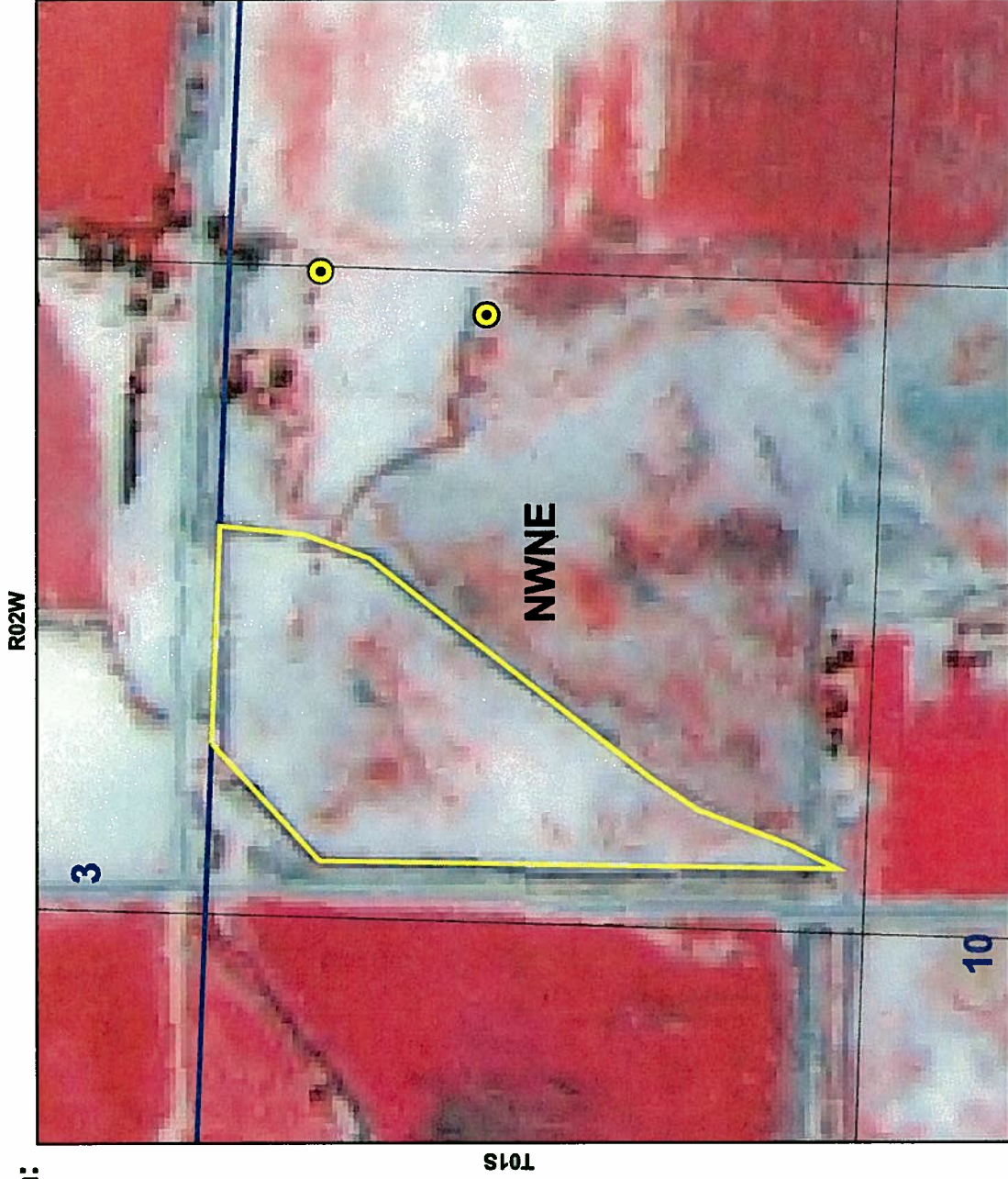
(Irrigation)

Legend

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



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles

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

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 63-32248
Date Received: 6/18/1992
Receipt No: x777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TAWNA CHESNUT Phone: (208)459-1460
8249 BUTTE RD
MELBA ID USA 83641

MICHAEL CHESNUT Phone: (208)495-1460
8249 BUTTE RD
MELBA ID USA 83641

2. Date of Priority: 08/14/1975

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	02W	10	NW NE	CANYON	

5. Description of diverting works:

WELL, PONDS & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.7	157.5

7. Total Quantity Appropriated is:
0.16 C.F.S. and/or 36 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
01S	02W	10	NW	NE	IRRIGATION	8
					Section Acres	8
					Total Acres	8

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:

See remarks for additional conditions of approval.

FACILITY VOLUME IS 0.16 AF.

This right is a split from former right 63-8189 .

15. Basis of Claim: License

63-08189

Tuttle

35 acres

.7 CFS

157.50 AFA



$$.7 \div 35 = .02 \times 8 = .16\text{cfs (chesnut)}$$

$$.02 \times 2.57 = .05\text{cfs (blough)}$$

$$.02 \times 24.43 = .49\text{cfs (tuttle)}$$



$$157.50 \div 35 = 4.5 \times 8 = 36\text{afa}$$

$$4.5 \times 2.57 = 11.57\text{afa}$$

$$4.5 \times 24.43 = 109.93\text{afa}$$

<u>63-32247</u>	<u>63-32248</u>	<u>63-32249</u>
Tuttle	Chesnut	Blough
24.43 acres	8 acres	2.57 acres
.49cfs	.16cfs	.05cfs
109.93afa	36afa	11.57afa

RECEIVED
JAN 18 2006
WATER RESOURCES
WESTERN REGION

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

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
63-8189					

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)

Jimmy & Kathy Tuttle
8241 Butte Rd. Melba

4. New Owner/Claimant(s)

Marvin E. Blough
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

8292 TUT LANE

City, State and ZIP Code

Melba, ID 83641

New Telephone Number

(208) 466-8132

5. Date you acquired the property

Jan 25 2005

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>43-8189</u>		
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	<u>0.05 cfs</u>	<u>11.6 afa ~ 2.57 Acres</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>0.05 cfs / 11.6 afa</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 _____		
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) Mervin E Blough
(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>DAN</u>	Date <u>1-18-06</u>	Fee <u>NO</u>	Fee <u>SRBA</u>
Received by _____	Date _____	Receipt No. _____	
Processed by <u>LG</u> AJ	Date <u>2-17-06</u>	WR _____	Date _____

PN 83327 INSTRUMENT NO. 200504495

WARRANTY DEED

May - MGB.

FOR VALUE RECEIVED JIMMY RAY TUTTLE and KATHY M. TUTTLE,
husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto MARVIN E BLOUGH and MARY G
BLOUGH, husband and wife

the Grantees, whose address is X 2001 PRIMROSE DR
NAMPA, ID, 83686
the following described premises, to-wit:

See attached Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2005 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

DATED: January 25, 2005

Jimmy Ray Tuttle
JIMMY RAY TUTTLE

Kathy M. Tuttle
KATHY M. TUTTLE

STATE OF IDAHO
COUNTY OF CANYON

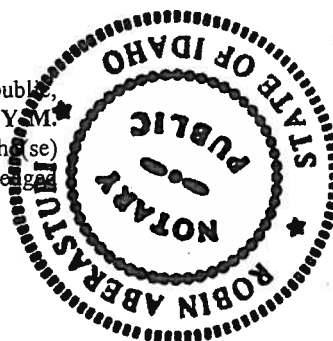
On this 26 day of JANUARY, ²⁰⁰⁵~~2004~~, before me, a notary public,
personally appeared JIMMY RAY TUTTLE AND KATHY M.
TUTTLE, known or identified to me to be the person(s) whose
name(s) is/are subscribed to the within instrument and acknowledged
to me that he/she/they executed the same.

Robin Aberasturi
Notary Public

Residing at ~~NAMPA~~ *PA*

My commission expires: ~~6-30-2009~~

Residing in Homedale, Idaho
My Commission Expires 3/26/10



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

EXHIBIT A"

Part of the Northwest Quarter of the Northeast Quarter of Section 10, Township 1 South, Range 2 West of the Boise Meridian, Canyon County, Idaho, described as follows:

N 1354007.53 E 2292435.75

Commencing at the North Quarter corner of Section 10, Township 1 South, Range 2 West of the Boise Meridian, Canyon County, Idaho and running thence

South 00° 00' 38" West 1316.73 feet along the Center North-South line of said Section; thence

South 89° 17' 15" East 1023.26 feet to the POINT OF BEGINNING; thence

North 00° 12' 42" West 735.71 feet; thence

South 89° 30' 52" East 153.07 feet; thence

South 00° 06' 17" East 736.29 feet; thence

North 89° 17' 15" West 151.70 feet to the POINT OF BEGINNING.

Together with a 10 foot irrigation access easement that is 5 feet each side of the following described centerline:

Commencing at the North Quarter corner of Section 10, Township 1 South, Range 2 West of the Boise Meridian, Canyon County, Idaho and running thence

South 00° 00' 38" West 1316.73 feet along the Center North-South line of said Section; thence

South 89° 17' 15" East 1023.26 feet; thence

North 00° 12' 42" West 735.71 feet to the POINT OF BEGINNING; thence

North 00° 12' 42" West 5.00 feet; thence

North 89° 30' 52" West 105.65 feet; thence

North 42° 18' 34" West 54.96 feet; thence

North 25° 57' 49" West 148.96 feet; thence

North 62° 02' 10" West 53.90 feet; thence

North 40° 49' 03" West 38.37 feet; thence

North 29° 19' 56" East 61.06 feet; thence

North 10° 55' 24" East 68.00 feet to a POINT OF TERMINUS.

RECORDED

2005 JAN 27 PM 4 14

G NOEL HALES

CANYON COUNTY RECORDER

Dee

200504495

May
P - M.G.B.

REQUEST PIONEER-NAMPA
TYPE *Dee* FEE *6.00*

RECEIVED

SEP 15 2004

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

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
63-8189	63-8189	—	_____	_____	—
_____	_____	—	_____	_____	—
_____	_____	—	_____	_____	—
_____	_____	—	_____	_____	—
_____	_____	—	_____	_____	—

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)

Jimmy & Kathy Tuttle
 8241 Butte Rd
 Melba, ID 83641

4. New Owner/Claimant(s)

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

New Mailing Address

8249 Butte Rd

City, State and ZIP Code

Melba, ID 83641

New Telephone Number

(208) 495-1460

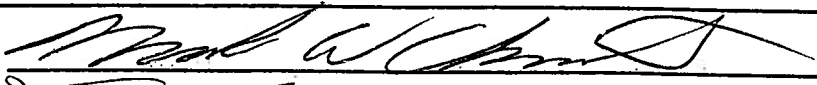
5. Date you acquired the property

May 10, 2000

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>63-8189</u>		
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	<u>.116 CFS/36 AF</u>	<u>8 acres of Irrigation</u>
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) Tawna J. Christ

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 _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by LG AJ Date 7-17-06 WR _____ Date _____

200016386 / 20002390

9758111

WARRANTY DEED

****Re-Recording to correct scrivners error in survey legal****

FOR VALUE RECEIVED JIMMY RAY TUTTLE and KATHY M. TUTTLE, husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto **MICHAEL W. CHESNUT and TAWNA S. CHESNUT, husband and wife**

the Grantees, whose address is 1360 Hill Road So., Melba, ID 83641

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2000 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: May 10, 2000

Jimmy Ray Tuttle
JIMMY RAY TUTTLE

Kathy M. Tuttle
KATHY M. TUTTLE

STATE OF IDAHO
COUNTY OF CANYON

On this 10 day of MAY, 2000, before me, a notary public, personally appeared JIMMY RAY TUTTLE AND KATHY M. TUTTLE, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

Edie R. O'Dell
Notary Public
Residing at Nampa, ID
My commission expires: 4/17/2003



NOEL HALES
CANYON CNTY RECORDER
by [Signature]

00 MAY 24 PM 4 06

RECORDED

200018132

REQUEST PIONEER-NAMPA
TYPE AND FEE
6.00

**PIONEER TITLE COMPANY
OF CANYON COUNTY**

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

PN58111

2,292,435.75
1354007.53 Exhibit "A"

A parcel of land located in the Northwest Quarter of the Northeast Quarter of Section 10, Township 1 South, Range 2 West, Boise Meridian, Canyon County, Idaho, being described as follows:

BEGINNING at the North Quarter corner of Section 10; thence

South 89° 28'52" East 715.10 feet along the North line of said Section 10; thence along the centerline of an existing irrigation ditch the following seven (7) courses to the South line of the Northwest Quarter of the Northeast Quarter:

South 05° 58'35" West 197.11 feet; thence

South 09° 55'06" West 126.32 feet; thence

South 18° 30'01" West 76.01 feet; thence

South 37° 26'17" West 269.43 feet; thence

South 34° 52'51" West 379.10 feet; thence

South 28° 16'27" West 116.34 feet; thence

South 22° 59'58" West 316.58 feet; thence

North 89° 17'15" West 89.53 feet along the South line of the Northwest Quarter of the Northeast Quarter to the Southwest corner of the Northwest Quarter of the Northeast Quarter; thence

North 00° 00'38" East 1316.73 feet returning to the North Quarter corner and the POINT OF BEGINNING.

200023910

RECORDED

26 APR 7 1990

G. NOEL HALES
CANYON CNTY RECORDER

See Fee

REQUEST PIONEER-NAMPA
TYPE *See Fee*

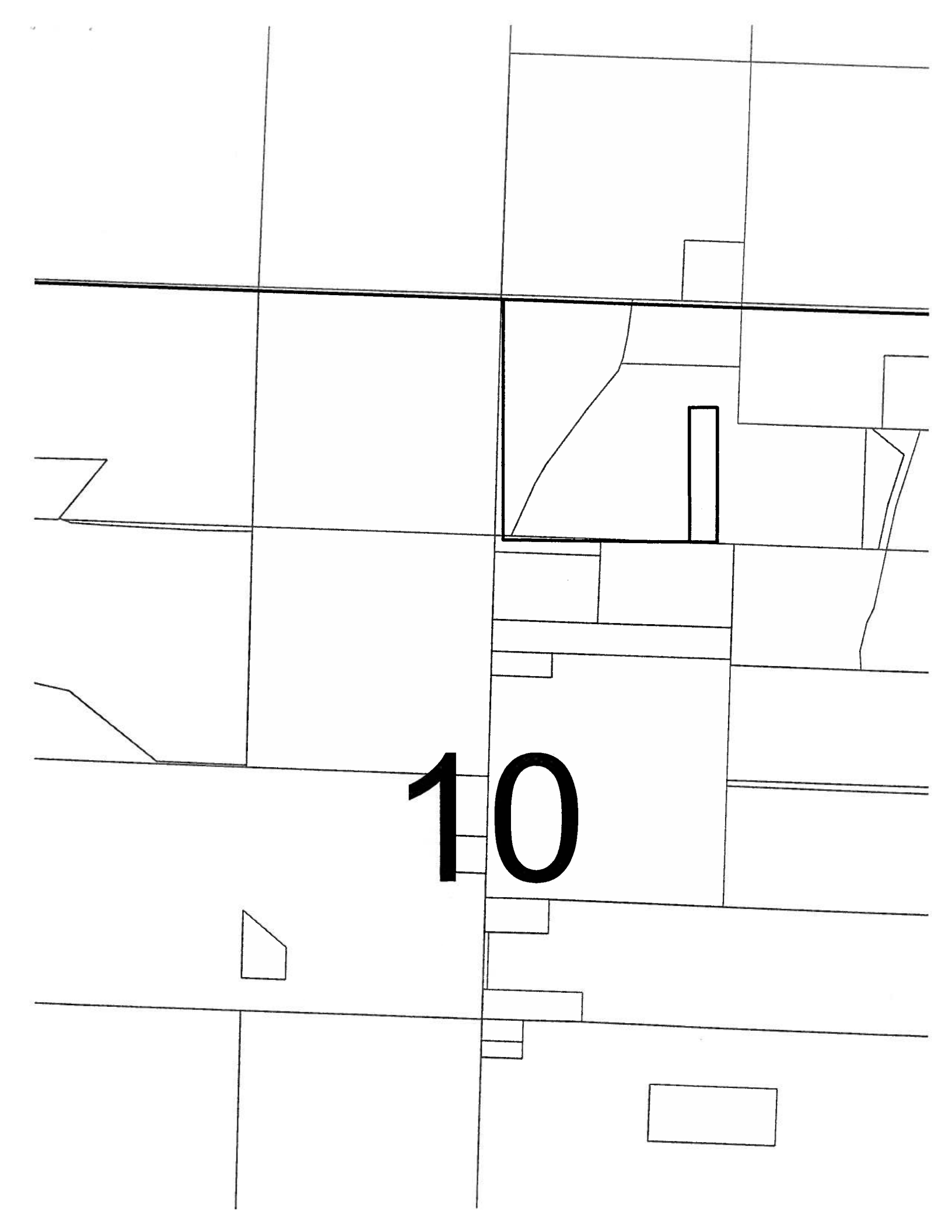
REQUEST PIONEER-NAMPA
TYPE *See Fee*

G. NOEL HALES
CANYON CNTY RECORDER
[Signature]

00 MAY 11 PM 4 29

RECORDED

200016586

An abstract geometric diagram consisting of a network of thin black lines on a white background. The lines are mostly horizontal and vertical, but include several diagonal segments. These lines intersect to form a variety of rectangular and polygonal shapes of different sizes. Some shapes are simple rectangles, while others are more complex polygons. A prominent horizontal line runs across the upper third of the image. Another horizontal line runs across the lower third. A vertical line runs down the left side, and another runs down the right side. In the center, there is a large, irregular polygonal shape. To its right, there is a smaller, more complex shape with several internal lines. At the bottom right, there is a small rectangle. At the bottom left, there is a small triangle. The overall impression is that of a technical drawing or a schematic diagram, possibly representing a layout or a structural framework.

10

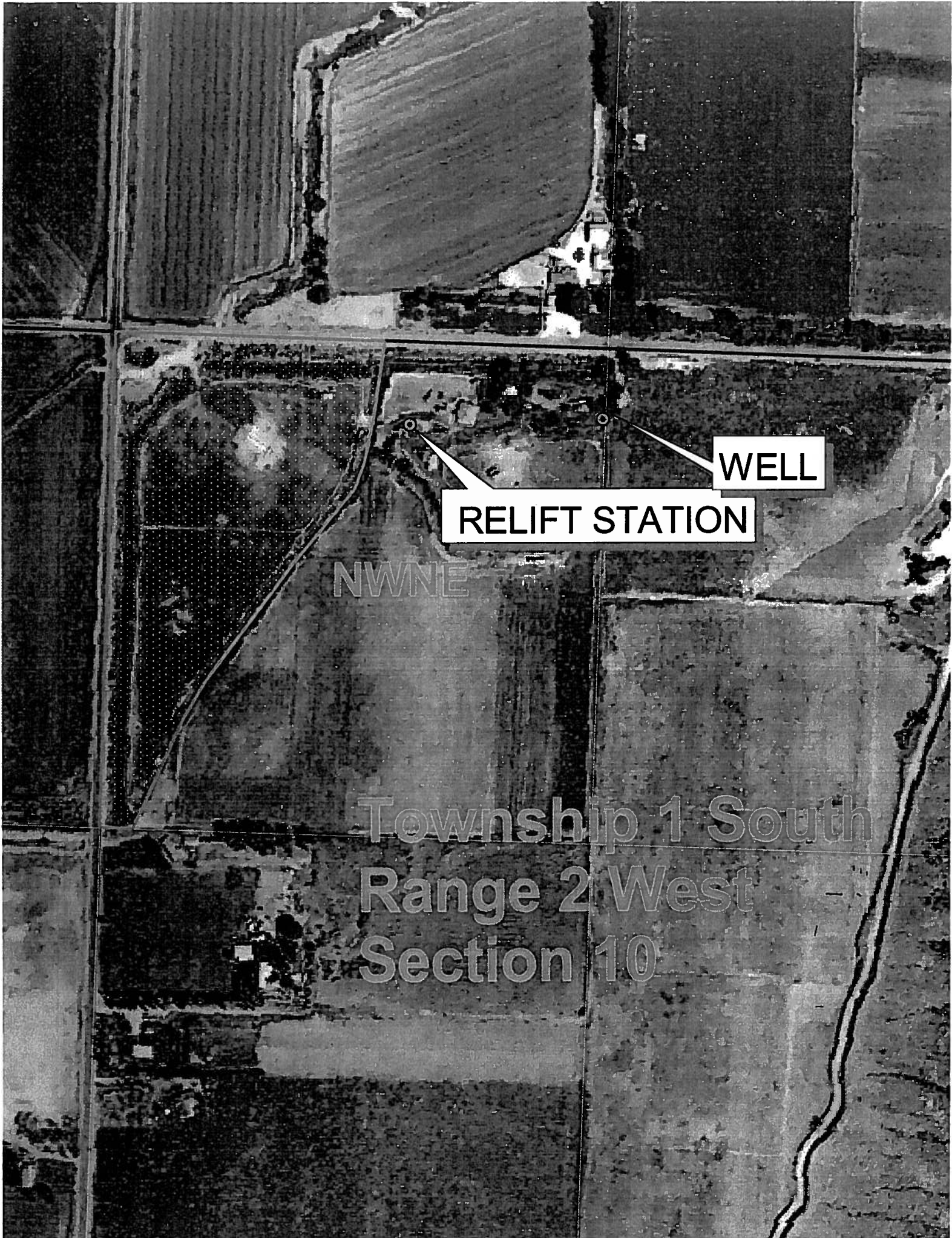


well

well

T01S R02WS10 NWNE

2.57 acres



RELIFT STATION

WELL

NWNE

Township 1 South
Range 2 West
Section 10

T1SR2W

10

AJ5809NP
No. A63-08189

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00
PAGE: 155

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KATHY M TUTTLE	08/14/1975	IRRIGATION	03-15 11-15	0.700 CFS	157.50 AFA
C	JIMMY RAY TUTTLE		FISH PROPAGATION	01-01 12-31	2.200 CFS	
	8241 BUTTE RD					
	MELBA ID 83641					
	(208) 495-2170					
			TOTAL DIVERSION:		2.900 CFS	
			CONSUMPTIVE USE:			122.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01S R02W S10

NWNE

CANYON County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: SUM
01S 02W 10	: 35	:	:	:	: 35.0
					TOTAL ACRES 35.0

Place of use Legal Description for: FISH PROPAGATION

	NE	NW	SW	SE	
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: SUM
01S 02W 10	: F	:	:	:	: 35.0
					TOTAL ACRES 35.0

POU County: CANYON

Non-Irrigation Uses: FISH PROPAGATION

Other Rights: CLAIM NO.'S A63-08188 & A63-08137.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A63-02699 A63-08137 A63-08188

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN FACILITY VOLUME IS 0.16 AF.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 06/19/92 WALKER 03/30/95 POST-STD

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8189 Priority August 14, 1975 Amount 2.9 cfs

THIS IS TO CERTIFY, that Lee and Gerda Ruppert
of Melba, Idaho, has complied with the terms and conditions of Permit
No. 63-8189 issued pursuant to Application for Permit dated August 14, 1975,
and has submitted proof to the Department of Water Resources on September 22, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.2 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>0.7</u> cfs and	<u>157.5</u> acre feet	
Fish	from <u>January 1</u> to <u>December 31</u> at <u>0.2</u> cfs and	<u>n/a</u>	
Propagation	from _____ to _____ at _____ cfs and		
(both dates inclusive)			

Subject, however, to the condition that no more than 2.9 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Twp.
1S, Rge. 2W in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1S	2W	10		35															35

Total number of acres irrigated 35

Facility Volume is 0.16 acre feet.
This right when combined with Right Nos. 63-8137 and 63-8188 shall not exceed
3.2 cfs.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of
April, 19 82.

Acting for the Director

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

RECEIVED
FEB 15 1980
K
8

I, Peter Wold, hereby assign to Lee and Gerda Ruppert
of Star Route, Box 11 Melba, Id 83641
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 63-8189
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 18th day of February, 19 80.

Peter Wold
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Canyon) ss.

On this 18th day of February, 19 80, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

R. Gregory Shears
Notary Public residing at
Nampa, Idaho

My commission expires:

10/1

RECEIVED

ASSIGNED TO:
Lee and Gerda Ruppert
Star Route Box 11
Melba, Idaho 83641
02/20/80

Identification No. _____
Application No. 63-8189

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Peter I. &/or Cheryl G. Wold Phone: 467-6281
post office address Box 277, Nampa, ID
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 1S
Range 2W B.M. Canyon County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.80 for Irrigation purpose from 3-1 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2.2 for fish prop. purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, ponds and pump from fish ponds
to Irrigation system

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 73 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 8000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 1S
Range 2W B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

~~Proposed~~ Priority 8-14-1975

Received by CLS Date 8-14-75 Time 11:10 A.M.
Preliminary check by W.H. Fee \$ 45.00
Received by CLS Date 8-14-75 # 1268
Publication prepared by CLS Date 8-15-75
Published in Idaho Free Press
Publication dates Aug. 22 & 29 - Sept 18 & 25
Publication approved OK Date 9-8-75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JFF E.F.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

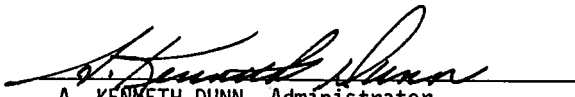
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8189, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 80.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 14th day of October, 19 75.


A. KENNETH DUNN, Administrator
Operations Division

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

65-8189

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☒ Appointment scheduled for: (Date, time, location)	9/24/80	JKA	$35 \text{ ac} \times 4.5 = 157.5 \text{ AFA}$ $0.7 \times 1.9835 \times 245 = 340 \text{ AFA}$

EXAMINATION

Date 9/24/80 Accompanied by Joe Ruppert Total Q measured 3.2 ✓
 If source is surface water, estimate total flow of source _____
 Methods of measurement Pygmy & AA meters Meets Permit requirements? _____

Measurement calculations: Pygmy - Flow 5100 D=0.4 W=3' A=1.2 Ave Rev=103.33 x .956 + .046 = 95.83
 $95.83 \times 1.2 = 118.59 \div 60 = 1.97 \text{ cfs Pump}$ D=0.15 W=3' A=0.45 Rev=65.3 x .956 + .046 = 62.48 \div 60 = 1.04
AA meter A=1.86 D=0.6 W=3.146 Rev=2.224 + .016 = 102.32 \div 60 = 1.70 1.04 x .45 = .47
 $1.70 \times 1.86 = 3.2 \text{ cfs (wall)}$ 63-8137 ITR-1.2 - CORRECT FISH PROP. 1.97
Total Water 63-8189 .06 \checkmark 3 A 2.2 \checkmark .47
63 Total Acres ITR. 1.50 Pump

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	20							

System Description Total flow from well is 3.2 cfs - 12" artesian - 40 ft deep.
Four fish ponds - 20 ft x 10 ft - sprinkler system

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>irrigation</u>	<u>1.07</u>	<u>157.5</u>		
<u>Fish Propagation</u>	<u>2.2 \checkmark</u>	<u>13.5 \checkmark</u>	<u>3/15</u>	<u>11/15</u>
			<u>1/1</u>	<u>12/31</u>
Total	<u>2.26 \checkmark</u>	<u>157.5 \checkmark</u>		

Remarks

63-8188 + 63-8137 are also from the same source
telecon w/ John Noyes Pond dimensions are
4 ponds @ AVE length 30'
AVE WIDTH 15' = .16 AC FT FACILITY VOLUME
AVE DEPTH 4'
3-31-82 J.J.

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. 463-08189

FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
---	---	---	------------------------	------------------------------------	----------------------------------	------------

PRIORITY* X

PL. OF DIV. X

SOURCE X

PL. OF USE X

DIV. AMOUNT X

CFS/AF X

CONSUMPTIVE X

NATURE OF X

USE X

PERIOD OF X

USE X

BASIS OF X

CLAIM X

REMARKS X

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES NO

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

VERIFICATION CODES
TOPO MAP/ORTHO PHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

COMMENTS: Claimed as located. See 463-08137, 463-08188 + other possible overlaps

DATA ENTRY COMPLETE
BY DATE

FINAL RECOMMENDATION
BY DATE

Stage: LICENSE

CANYON County

2

35.0

7

0

10

iel

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8189 Priority August 14, 1975 Amount 2.9 cfs

THIS IS TO CERTIFY, that Lee and Gerda Ruppert
of Melba, Idaho, has complied with the terms and conditions of Permit
No. 63-8189 issued pursuant to Application for Permit dated August 14, 1975
and has submitted proof to the Department of Water Resources on September 22, 1980
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.2 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>0.7</u> cfs and	<u>157.5</u> acre feet
Fish	from <u>January 1</u> to <u>December 31</u>	at <u>2.2</u> cfs and	<u>n/a</u>
Propagation	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 2.9 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, and waters to be diverted within the NW 1/4, Section 10, Twp.
1S, Rge. 2N in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1S	2W	10		35															35

Total number of acres irrigated 35

Facility Volume is 0.16 acre feet.
This right when combined with Right Nos. 63-8137 and 63-8188 shall not exceed
3.2 cfs.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of
April, 19 82

Acting for the Director

Norman C. Young

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

62-7189
Permit No.

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

REMARKS

☐ Appointment letter mailed:

☐ Telephone call made:
(List Telephone No. used)

☒ Appointment scheduled for:
(Date, time, location)

9/24/80 JKN

 $354 \times 4.5 = 1575 \text{ AFA}$
 $0.7 \times 19835 \times 245 = 340 \text{ AFA}$

EXAMINATION

Date 9/24/80 Accompanied by Joe Ruppert Total Q measured 3.2 ✓

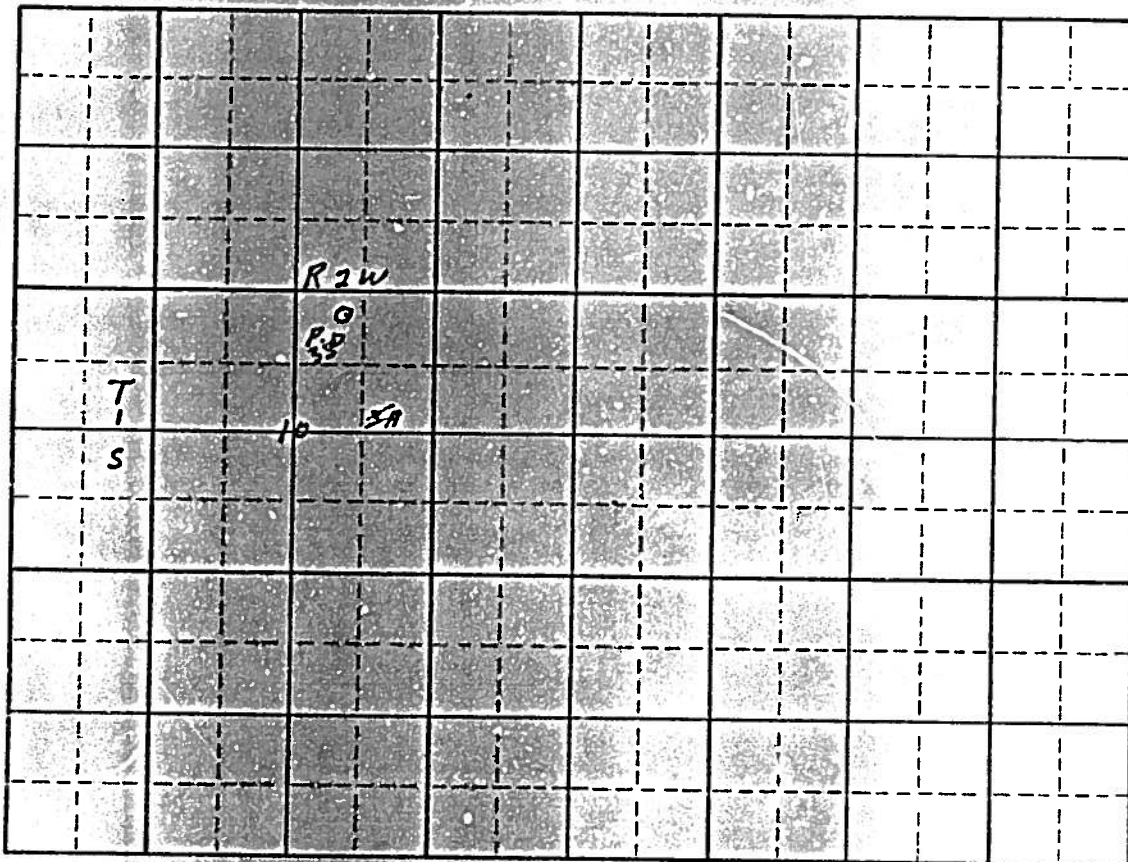
If source is surface water, estimate total flow of source

Methods of measurement Pygmy SBA Meters Meets Permit requirements?

Measurement calculations:

1. $354 \times 4.5 = 1575 \text{ AFA}$
 2. $0.7 \times 19835 \times 245 = 340 \text{ AFA}$
 3. $1575 + 340 = 1915 \text{ AFA}$
 4. $1915 \div 590 = 3.2 \text{ cfs}$
 5. $3.2 \text{ cfs} \times 1.487 = 4.76 \text{ gpm}$
 6. $4.76 \text{ gpm} \times 1.487 = 7.07 \text{ gpm}$
 7. $7.07 \text{ gpm} \times 1.487 = 10.51 \text{ gpm}$
 8. $10.51 \text{ gpm} \times 1.487 = 15.62 \text{ gpm}$
 9. $15.62 \text{ gpm} \times 1.487 = 23.23 \text{ gpm}$
 10. $23.23 \text{ gpm} \times 1.487 = 34.54 \text{ gpm}$
 11. $34.54 \text{ gpm} \times 1.487 = 51.35 \text{ gpm}$
 12. $51.35 \text{ gpm} \times 1.487 = 76.36 \text{ gpm}$
 13. $76.36 \text{ gpm} \times 1.487 = 113.57 \text{ gpm}$
 14. $113.57 \text{ gpm} \times 1.487 = 168.88 \text{ gpm}$
 15. $168.88 \text{ gpm} \times 1.487 = 251.39 \text{ gpm}$
 16. $251.39 \text{ gpm} \times 1.487 = 373.90 \text{ gpm}$
 17. $373.90 \text{ gpm} \times 1.487 = 556.41 \text{ gpm}$
 18. $556.41 \text{ gpm} \times 1.487 = 828.92 \text{ gpm}$
 19. $828.92 \text{ gpm} \times 1.487 = 1231.43 \text{ gpm}$
 20. $1231.43 \text{ gpm} \times 1.487 = 1833.94 \text{ gpm}$
 21. $1833.94 \text{ gpm} \times 1.487 = 2736.45 \text{ gpm}$
 22. $2736.45 \text{ gpm} \times 1.487 = 4058.96 \text{ gpm}$
 23. $4058.96 \text{ gpm} \times 1.487 = 6031.47 \text{ gpm}$
 24. $6031.47 \text{ gpm} \times 1.487 = 8953.98 \text{ gpm}$
 25. $8953.98 \text{ gpm} \times 1.487 = 13376.49 \text{ gpm}$
 26. $13376.49 \text{ gpm} \times 1.487 = 19909.00 \text{ gpm}$
 27. $19909.00 \text{ gpm} \times 1.487 = 29531.51 \text{ gpm}$
 28. $29531.51 \text{ gpm} \times 1.487 = 43854.02 \text{ gpm}$
 29. $43854.02 \text{ gpm} \times 1.487 = 65376.53 \text{ gpm}$
 30. $65376.53 \text{ gpm} \times 1.487 = 97499.04 \text{ gpm}$
 31. $97499.04 \text{ gpm} \times 1.487 = 145021.55 \text{ gpm}$
 32. $145021.55 \text{ gpm} \times 1.487 = 216544.06 \text{ gpm}$
 33. $216544.06 \text{ gpm} \times 1.487 = 324066.57 \text{ gpm}$
 34. $324066.57 \text{ gpm} \times 1.487 = 486589.08 \text{ gpm}$
 35. $486589.08 \text{ gpm} \times 1.487 = 724111.59 \text{ gpm}$
 36. $724111.59 \text{ gpm} \times 1.487 = 1086634.10 \text{ gpm}$
 37. $1086634.10 \text{ gpm} \times 1.487 = 1618156.61 \text{ gpm}$
 38. $1618156.61 \text{ gpm} \times 1.487 = 2420679.12 \text{ gpm}$
 39. $2420679.12 \text{ gpm} \times 1.487 = 3603201.63 \text{ gpm}$
 40. $3603201.63 \text{ gpm} \times 1.487 = 5385724.14 \text{ gpm}$
 41. $5385724.14 \text{ gpm} \times 1.487 = 8038246.65 \text{ gpm}$
 42. $8038246.65 \text{ gpm} \times 1.487 = 12053469.16 \text{ gpm}$
 43. $12053469.16 \text{ gpm} \times 1.487 = 18078691.67 \text{ gpm}$
 44. $18078691.67 \text{ gpm} \times 1.487 = 27103914.18 \text{ gpm}$
 45. $27103914.18 \text{ gpm} \times 1.487 = 40629136.69 \text{ gpm}$
 46. $40629136.69 \text{ gpm} \times 1.487 = 61054359.20 \text{ gpm}$
 47. $61054359.20 \text{ gpm} \times 1.487 = 91479581.71 \text{ gpm}$
 48. $91479581.71 \text{ gpm} \times 1.487 = 137204804.22 \text{ gpm}$
 49. $137204804.22 \text{ gpm} \times 1.487 = 205030026.73 \text{ gpm}$
 50. $205030026.73 \text{ gpm} \times 1.487 = 306255249.24 \text{ gpm}$
 51. $306255249.24 \text{ gpm} \times 1.487 = 457480471.75 \text{ gpm}$
 52. $457480471.75 \text{ gpm} \times 1.487 = 686732694.26 \text{ gpm}$
 53. $686732694.26 \text{ gpm} \times 1.487 = 1027984916.77 \text{ gpm}$
 54. $1027984916.77 \text{ gpm} \times 1.487 = 1540237139.28 \text{ gpm}$
 55. $1540237139.28 \text{ gpm} \times 1.487 = 2302489361.79 \text{ gpm}$
 56. $2302489361.79 \text{ gpm} \times 1.487 = 3454741584.30 \text{ gpm}$
 57. $3454741584.30 \text{ gpm} \times 1.487 = 5186993806.81 \text{ gpm}$
 58. $5186993806.81 \text{ gpm} \times 1.487 = 7769246029.32 \text{ gpm}$
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 61. $17513750474.34 \text{ gpm} \times 1.487 = 26336002696.85 \text{ gpm}$
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 63. $39558524919.36 \text{ gpm} \times 1.487 = 59281047141.87 \text{ gpm}$
 64. $59281047141.87 \text{ gpm} \times 1.487 = 88403569364.38 \text{ gpm}$
 65. $88403569364.38 \text{ gpm} \times 1.487 = 132626091586.89 \text{ gpm}$
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 91. $3342521710222222.22 \text{ gpm} \times 1.487 = 5014770821333333.33 \text{ gpm}$
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 93. $7527020000000000.00 \text{ gpm} \times 1.487 = 11309270000000000.00 \text{ gpm}$
 94. $11309270000000000.00 \text{ gpm} \times 1.487 = 17031520000000000.00 \text{ gpm}$
 95. $17031520000000000.00 \text{ gpm} \times 1.487 = 25653770000000000.00 \text{ gpm}$
 96. $25653770000000000.00 \text{ gpm} \times 1.487 = 38476261111111111.11 \text{ gpm}$
 97. $38476261111111111.11 \text{ gpm} \times 1.487 = 57701172222222222.22 \text{ gpm}$
 98. $57701172222222222.22 \text{ gpm} \times 1.487 = 86526083333333333.33 \text{ gpm}$
 99. $86526083333333333.33 \text{ gpm} \times 1.487 = 129748584444444444.44 \text{ gpm}$
 100. $129748584444444444.44 \text{ gpm} \times 1.487 = 195071085555555555.56 \text{ gpm}$
 101. $195071085555555555.56 \text{ gpm} \times 1.487 = 292296000000000000.00 \text{ gpm}$
 102. $292296000000000000.00 \text{ gpm} \times 1.487 = 436520911111111111.11 \text{ gpm}$
 103. $436520911111111111.11 \text{ gpm} \times 1.487 = 654745822222222222.22 \text{ gpm}$
 104. $654745822222222222.22 \text{ gpm} \times 1.487 = 982970733333333333.33 \text{ gpm}$
 105. $982970733333333333.33 \text{ gpm} \times 1.487 = 1475195744444444444.44 \text{ gpm}$
 106. $1475195744444444444.44 \text{ gpm} \times 1.487 = 2212444855555555555.56 \text{ gpm}$
 107. $2212444855555555555.56 \text{ gpm} \times 1.487 = 3344693966666666666.67 \text{ gpm}$
 108. $3344693966666666666.67 \text{ gpm} \times 1.487 = 5016943077777777777.78 \text{ gpm}$
 109. $5016943077777777777.78 \text{ gpm} \times 1.487 = 7529192188888888888.89 \text{ gpm}$
 110. $7529192188888888888.89 \text{ gpm} \times 1.487 = 11301441299999999999.99 \text{ gpm}$
 111. $11301441299999999999.99 \text{ gpm} \times 1.487 = 17023691411111111111.11 \text{ gpm}$
 112. $17023691411111111111.11 \text{ gpm} \times 1.487 = 25646182522222222222.22 \text{ gpm}$
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 165. 4279935398070

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NWNE Sec 10 T1S R2W

Flow of Use

TWP	RGE	SEC	NEN				NNW				SVN				SEN				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
✓ 1S	2W	10		35	3														3
				X															

Recommended Amendments:

Change P.D. as reflected above

☒ Add P.D. as reflected above

☒ None

Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

John K. Meyer

Date 9/25/80

Checked by

003

Date 10/3/80

Approved by

Robyn

Date 10/20/80

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 63-8189
Date Received: 6/18/1992
Receipt No: W014930
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TAWNA CHESNUT Phone: (208)459-1460
8249 BUTTE RD
MELBA ID USA 83641

MICHAEL CHESNUT Phone: (208)495-1460
8249 BUTTE RD
MELBA ID USA 83641

2. Date of Priority: 08/14/1975

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	02W	10	NW NE	CANYON	

5. Description of diverting works:

WELL, PONDS & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.7	157.5
FISH PROPAGATION		1/01	12/31	2.2

7. Total Quantity Appropriated is:
2.9 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
01S	02W	10	NW	NE	FISH PROPAGATION	
			NW	NE	IRRIGATION	35
					Section Acres	35
					Total Acres	35

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:

CHANGE OF OWNERSHIP 1-10-05 LG

See remarks for additional conditions of approval.

FACILITY VOLUME IS 0.16 AF.

15. Basis of Claim: License

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: A63-08189
Date Received: 6/18/1992
Receipt No: W014930
Received By: EW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KATHY M TUTTLE 208-495-2170
Address: 8241 BUTTE RD
MELBA ID 83641
AND/OR
Name: JIMMY RAY TUTTLE 208-495-2170
Address: 8241 BUTTE RD
MELBA ID 83641

2. Date of Priority: AUG 14, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	10		NW	NE		CANYON

5. Description of diverting works:
WELL, PONDS & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.700		157.50
FISH PROPAGATION	01/01	12/31	2.200		

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

8. Total consumptive use is 122.5 Acre Feet Per Annum.

9. Non-irrigation uses:
FISH PROPAGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	10	NW	NE		IRR	35.0
			NW	NE		FISH	
Section Acres							35.0
Total Acres							35.0

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:
CLAIM NO.'S A63-08188 & A63-08137.

14. Remarks:
FACILITY VOLUME IS 0.16 AF.

15. Basis of Claim: LICENSE

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: 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): Kathy M. Smith Date: 6/18/92
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of June 19 92

Kathleen A. Walker
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 2-14-1993

MEMORANDUM

DATE: 19-Jun-1992 08:23

TO: CLAIMS A63-08137, A63-08188 AND A63-08189

FROM: KAY WALKER 

RE: FEES

The Tuttle's just purchased the property involved under these filings. The closing date will be July 1, 1992. I did not charge late fees for these claims.

MICROFILMED

AUG 24 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8189 Priority August 14, 1975 Amount 2.9 cfs

THIS IS TO CERTIFY, that Lee and Gerda Ruppert
of Melba, Idaho, has complied with the terms and conditions of Permit
No. 63-8189 issued pursuant to Application for Permit dated August 14, 1975,
and has submitted proof to the Department of Water Resources on September 22, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.2 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>0.7</u> cfs and	<u>157.5</u> acre feet	
Fish	from <u>January 1</u> to <u>December 31</u> at <u>2.2</u> cfs and	<u>n/a</u>	
Propagation	from _____ to _____ at _____ cfs and	_____	

(both dates inclusive)

Subject, however, to the condition that no more than 2.9 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, Twp.
1S, Rge. 2W in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1S	2W	10	35																35

Total number of acres irrigated 35

Facility Volume is 0.16 acre feet.

This right when combined with Right Nos. 63-8137 and 63-8188 shall not exceed
3.2 cfs.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of
April, 19 82.

Acting for the Director

Norman C. Young

SIGNED TO:
ee and Gerda Ruppert
tar Route Box 11
elba, Idaho 83641
2/20/80

Identification No. _____
Application No. 63-8189

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Peter I. &/or Cheryl G. Wold Phone: 467-6281
post office address Box 277, Nampa, ID
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 1S
Range 2W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.80 for Irrigation purpose from 3-1 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2.2 for fish prop. purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, ponds and pump from fish ponds
to Irrigation system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 73 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 8000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 1S
Range 2W B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1 S	2 W	10		40															40

Total number of acres to be irrigated 40

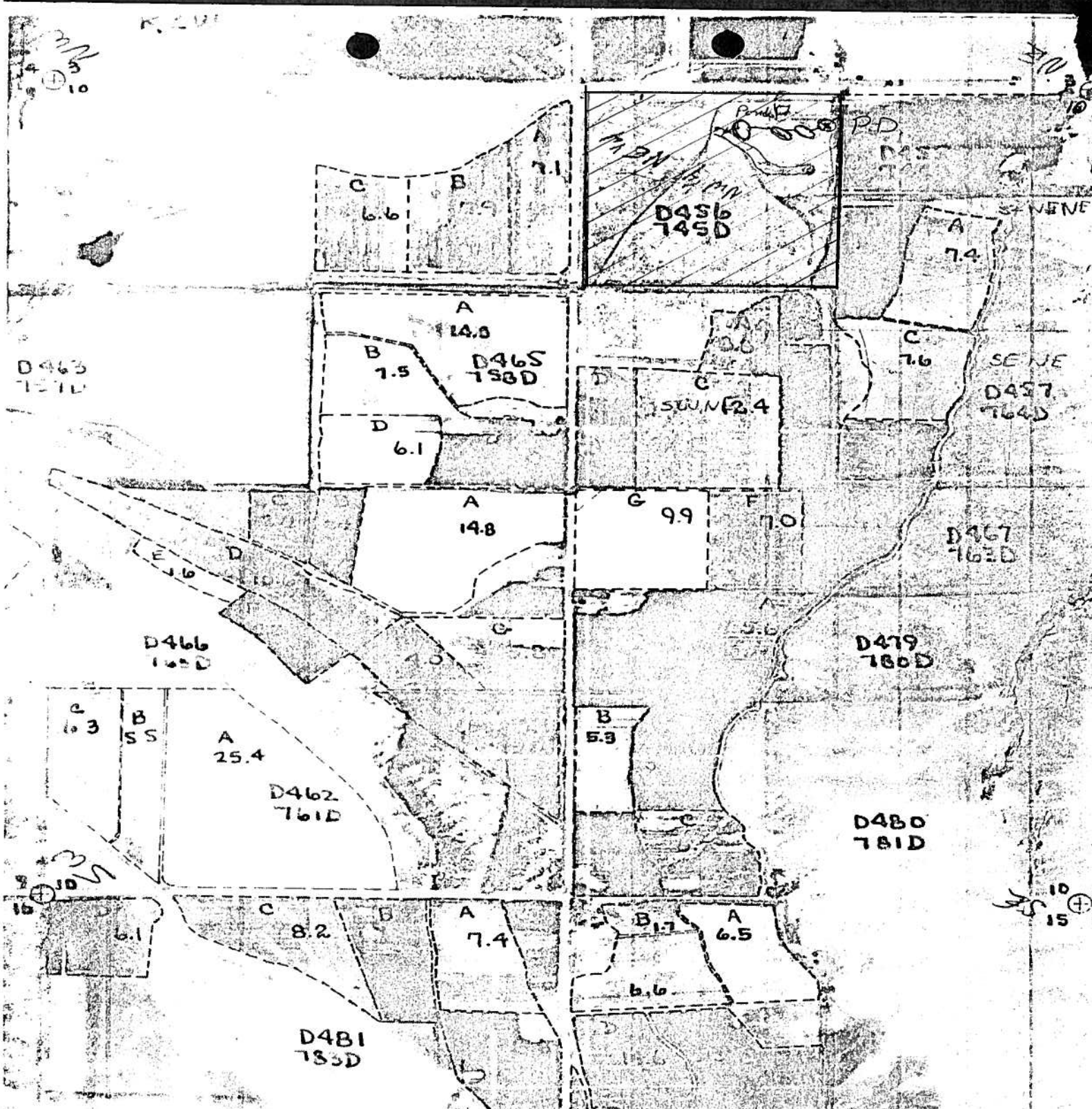
c. Describe any other water rights used for the same purposes as described above. none

9. a. Who owns the property at the point of diversion applicant

b. Who owns the land to be irrigated or place of use applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____



[illegible]

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

Peter L. WDL

Prepared Priority 8-14-1975

Received by CLS Date 8-14-75 Time 11:10 A.M.

Preliminary check by FWH Fee \$ 45.00

Receipted by CLS Date 8-14-75 # 1268

Publication prepared by CLS Date 8-15-75

Published in Idaho Free Press

Publication dates Aug. 22 & 29 - Sept 18 & 25

Publication approved PK Date 9-8-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JSJ RF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

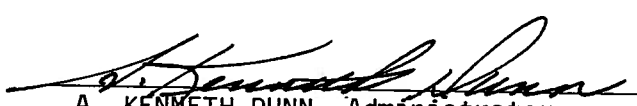
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8189, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 80.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 14th day of October, 19 75.


A. KENNETH DUNN, Administrator
Operations Division

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

63-8189

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☒ Appointment scheduled for: (Date, time, location)	9/24/80	JKA	
$35 \text{ ac} \times 4.5 = 157.5 \text{ AFA}$ $0.7 \times 1.9835 \times 245 = 340 \text{ AFA}$			

EXAMINATION

Date 9/24/80 Accompanied by Joe Ruppert Total Q measured 3.2 ✓
 If source is surface water, estimate total flow of source _____
 Methods of measurement Pygmy & AA meters Meets Permit requirements? _____

Measurement calculations: Pygmy - Free flow $D = 1.4 \text{ W} = 3' \text{ A} = 1.2 \text{ AVE Rev} - 103.33 \times .956 + .046 = 98.83$
 $98.83 \times 1.2 = 118.59 \div 60 = 1.97 \text{ cfs Pump} - D = 1.15 \text{ W} = 3' \text{ A} = .45 \text{ Rev} - 65.3 \times .956 + .046 = 63.48 \div 60 = 1.04 \text{ cfs}$
 AA Meter $A = 1.86 \text{ D} = .6 \text{ W} = 3.1 \text{ YC Rev} \times 2.224 + .016 = 102.32 \div 60 = 1.70$
 $1.70 \times 1.86 = 3.2 \text{ cfs (well)}$ 63-8137 ITR - 1.2 - 60 Area Fish Prop. 1.97
 63-8189 .06 ✓ 3 A 1.47
 Total water 63 Total Acres ITR. 1.50 Pump

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	20							

System Description Total flow from well is 3.2 cfs - 12" artesian - 40 ft deep.
Four fish ponds - 20 HP motor - approx 1/2 acre

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement = _____ AFA/Acre			
	Q (cfs)	V (afa)	FROM	TO
<u>Irrigation</u>	<u>2.07</u>	<u>157.5</u>		
<u>Fish Propagation</u>	<u>2.2</u> ✓	<u>13.5</u> ✓	<u>3/15</u>	<u>11/15</u>
			<u>1/1</u>	<u>12/31</u>
Total	<u>2.26</u> ✓	<u>157.5</u> ✓		

Remarks
63-8188 & 63-8137 are also from the same source.
4 ponds @ AVE length 30'
AVE WIDTH 15' = .16 AC FT FACILITY VOLUME
AVE DEPTH 4'
 3-31-82 J.J.

[illegible]

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NWNE Sec 10 T1S R2W

Place(s) of Use

[illegible]

Recommended Amendments:

☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☒ None
☐ Other

Examiner's Signature John K. Meyer

Date 9/25/80

Checked by DBS

Date 10/3/80

Approved by Rabyn

Date 10/20/80



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 21, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Michael and Tawna Chesnut
8249 Butte Rd
Melba, ID 83641

Re: Original Notice of Claim to a Water Right No. 63-8189

Renumbered Notice of Claim to a Water Right No. 63-32248

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. In January of 2005 you were sent an incorrect notice stating that the entire water right had been changed to your name. After recent review of the claim it was discovered that an error had been made and was revised to show your correct water rights. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim represents a split of the claim filed by a previous owner 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, as we have had several water right changes to process. Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

LG: lg

Enclosure