

10/17/2006

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

RIGHT NUMBER: 63-2251

NAME AND ADDRESS: CLAUDIA I MOORE
1116 S BOONE AVE
Nampa ID 83651

1223 W. Elmore Ave.

BARRY R PALMER
972 W GREENHEAD ST
MERIDIAN ID 83642

THAT 310 DEWEY DR.
CALDWELL, 83605

SOURCE: GROUCH DRAIN

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.500 CFS
329.10 AFY

PRIORITY DATE: 10/26/1914

POINT OF DIVERSION:
T01N R02W S35 SWSW 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	1.500 CFS 328.50 AFY
DOMESTIC	01/01 12/31	0.020 CFS 0.60 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 S03 Lot 1 NENE 33.00 T01S R02W S03 SENE 40.00

DOMESTIC Within CANYON County

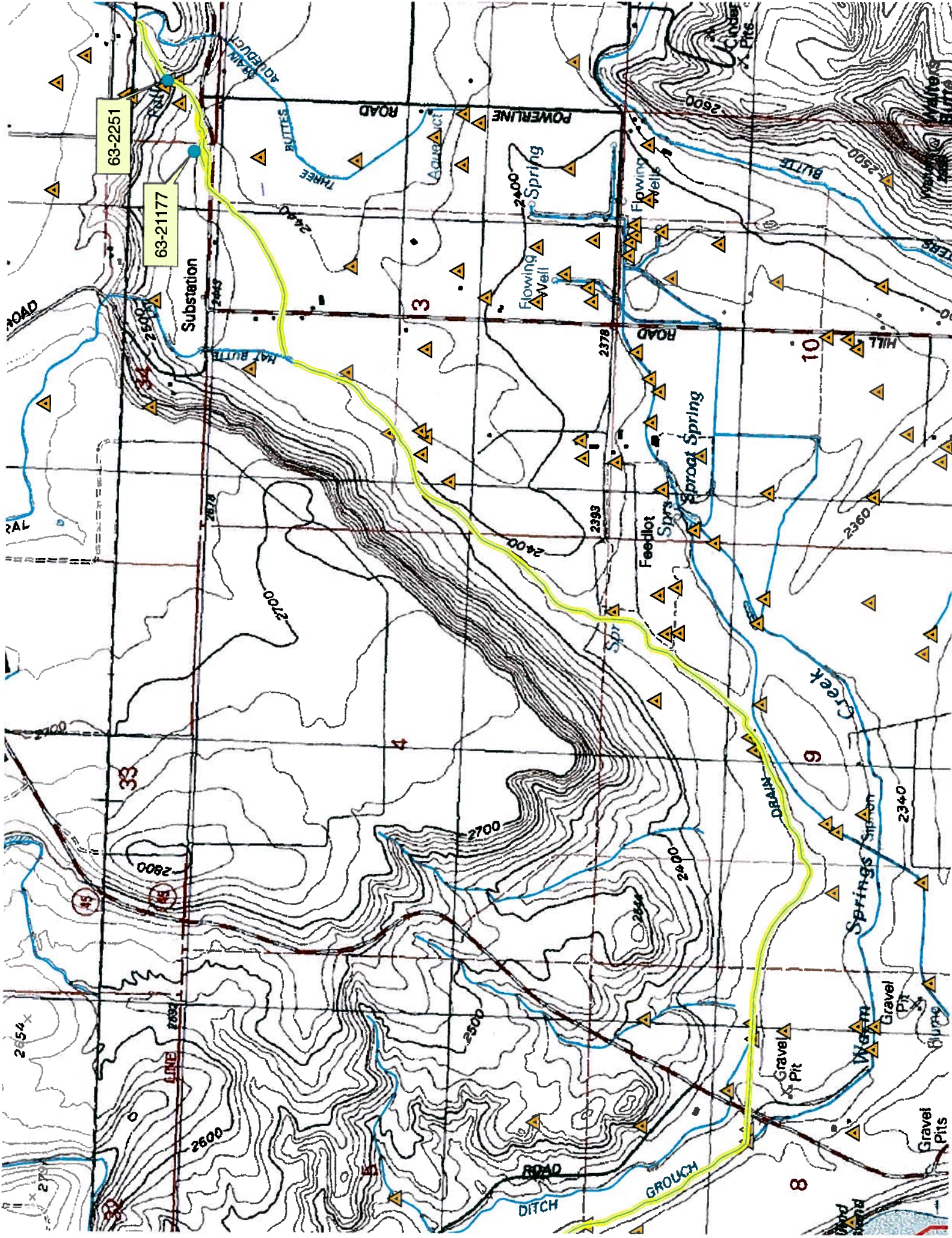
T01S R02W S03 NENE

73 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





Idaho Department of Water Resources

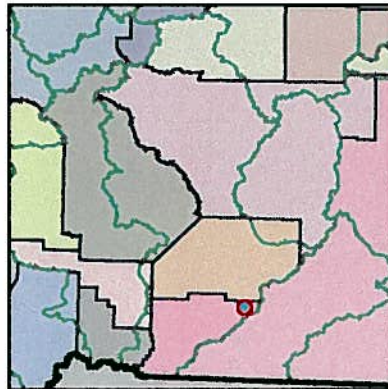
SRBA Recommendation:

63-2251

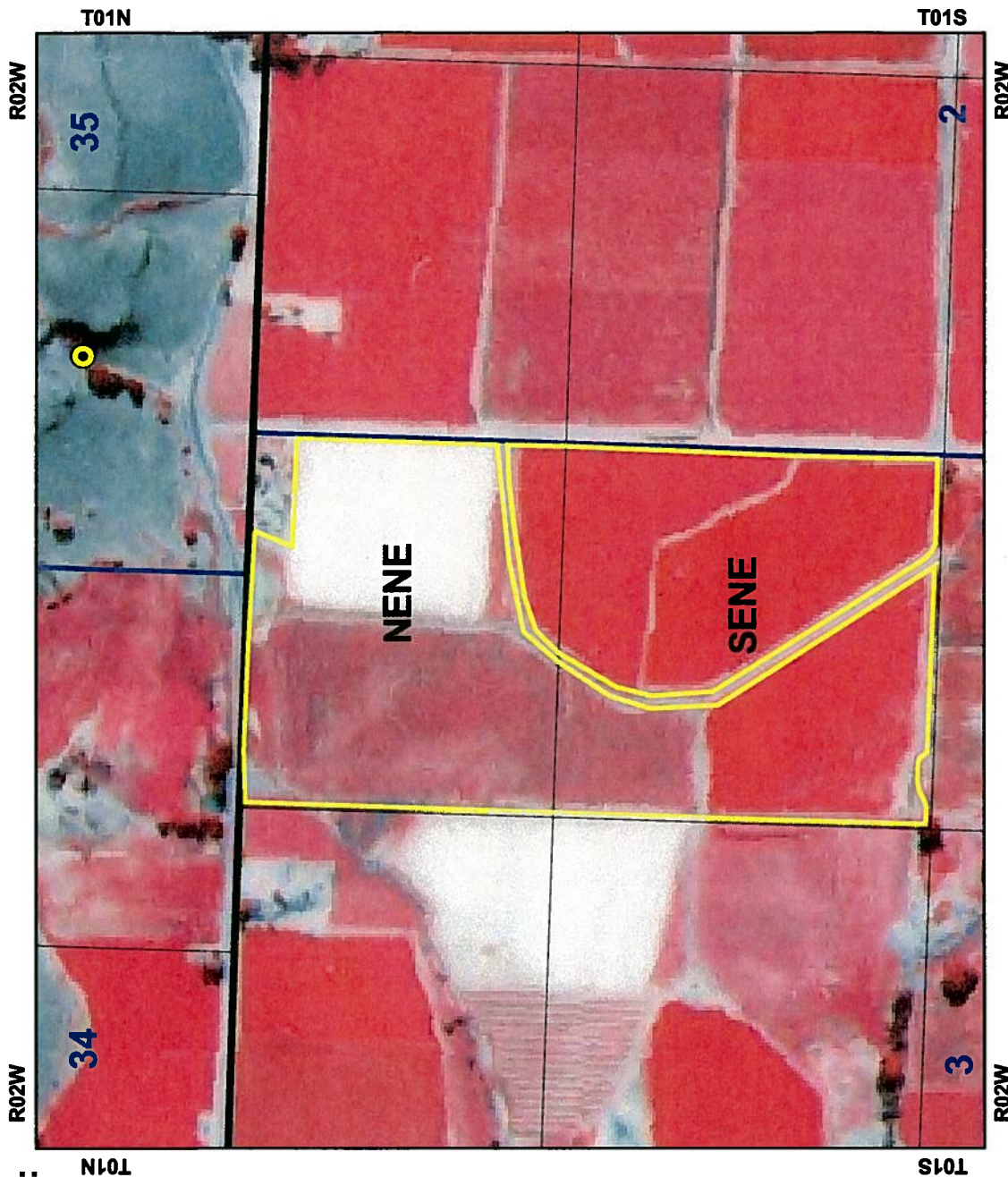
(Irrigation)

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

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: **A63-02251**
Date Received: 1/ 3/1994
Receipt No: W017074
Received By: SL → KW

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

1. Name: DONNA M SEARLES 208-454-0594
Address: 2301 SHASTA WY
CALDWELL ID 83605
AND/OR
Name: CLAUDIA I MOORE
Address: 1116 S BOONE AVE
NAMPA ID 83651
AND/OR
Name: BARRY R PALMER
Address: GREENHORN
MERIDIAN ID 83642

2. Date of Priority: OCT 26, 1914

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02W	35	SW	SW			CANYON

5. Description of diverting works:
DIVERSION DITCH TO FIELDS FOR GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.500		328.50
DOMESTIC	01/01	12/31	0.020		0.60

7. Total Quantity Appropriated is:
1.500 C.F.S. (and/or) 328.50 A.F.A.

8. Total consumptive use is 255.5 Acre Feet Per Annum

9. Non-irrigation uses:
1 HOME (YARD); 50 RANGE CATTLE

MICROFILMED

JUL 25 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	3	NE	NE		DOMEST	
			NE	NE	1	IRR	33.0
			SE	NE		IRR	40.0
Section Acres							73.0
Total Acres							73.0

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:
BOISE-KUNA IRRIGATION DISTRICT

14. Remarks:
CLAIMANT IS FILING EXT. OF TIME TO ASK FOR WAIVER OF LATE FEE.
AS FAR AS CAN BE DETERMINED, BOISE-KUNA I.D. HAS NOT PAID FEE FOR
ACRES YET. FEE AT TIME OF CLAIM IS \$50 + \$73 = \$123 WITH LATE FEE
ISSUE TO BE SETTLED LATER.

15. Basis of Claim: LICENSE

Water Right Number: 10760

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: 3

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): X Donna M. Seales Date: 1-3-94

Date: _____

MICROFILMED

JUL 25 1994

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of January 19 94

Seal

Kathleen A. Walker
Notary Public

Residing at Eagle, Idaho
My Commission Expires 2-14-1999

MICROFILMED
JUL 25 1994

POOR ORIGINAL

R2W

WALTERS BUTT

ID/

7.5 MINUTE SERIES

Ditch

PP

535

536

32' 30"

538

NAMPA 15 MI

539

R 2 W R



POOR ORIGINAL

200

MICROFILMED

JUL 25 1994

A63-02251

T15

R2W

5:3

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 10760/63-2251 Priority Oct. 26, 1914 Amount 1.5 cfs

THIS IS TO CERTIFY, that ALLEN GOTT
of Melba, Idaho, has complied with the terms and conditions of Permit
No. 10760/63-2251 issued pursuant to Application for Permit dated October 26, 1914,
and has submitted proof to the Department of Water Administration on August 31, 1918,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 3.0 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from an unnamed stream
tributary of _____, is hereby confirmed in the following amounts:

Amount 1.5 for irrigation from Mar. 15 to Nov. 15 (both dates inclusive)

Amount 0.02 for domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 1.5 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, Twp. 1 N, Rge. 2 W, B.M.

in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 328.5 acre feet per year or _____

4.5 acre feet per acre. for irrigation use and 0.6 acre feet per year for
domestic use, with the total amount not to exceed 329.1 acre feet
Description and location of place of use: _____
per year.

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	3	Lot 1 33			40													73
			X (domestic use)																

Total number of acres irrigated 73

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 9 day of
November, 19 71.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Allen Gott

Postoffice address: Melba

County: Canyon

State: Idaho

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are: (a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. The quantity of water claimed is 1.5 cubic feet per second.

3. Source of water supply: Unnamed stream.

4. Location of point of diversion: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, T. 1 N., R. 2 W., M. M.

County of Canyon.

5. To be used for: Irrigation and domestic use.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 73 acres.

(b) In the following legal subdivisions: Lot 1 and SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3, T. 1 S., R. 2 W. J. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

(a) At what point:

(b) Amount of power to be generated:

H. P. under

ft. head

(c) Is water to be returned to any stream?
return:

(d) If so, name stream and locate point of

6. Estimated cost of works: \$250.00

7. Description of works for diversion:

I. Kind of works: Dam and ditch.

II. Dimensions of works:

(a) Height of dam 7 feet, length of dam at top 4 feet,

length of dam at bottom 4 feet. Material used in construction: Earth and Stone

(b) Capacity of reservoir acre feet. (c) Size of headgate, width 4 feet,

Height 3 feet. (d) Conduit width at bottom feet,

width at water line 5 feet, depth of water 1 feet; diameter of pipe

inches; average grade per mile is 5.3 feet. Length of conduit is 3/4 miles,
and it crosses the following quarter sections: SW $\frac{1}{4}$ Sec. 3 T. 1 N. R. 2 W.

8. The time required for the completion of the construction of such work is 4 years.

9. Time required for the complete application of the water to the proposed use is 4 additional years.

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

Allen Gott

Applicant.

By D. A. Dunning

Agent.

Date of first receipt at office of State Engineer 3:30 P.M. October 26, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is. 10760

Recorded in Book 36 Page 10760 Approved November 12, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of to be filed on or before

Work to begin on or before January 11, 1915 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before November 12, 1916.

The whole of said work to be completed on or before November 12, 1918.

Beneficial use of water appropriated in accordance herewith, to be made on or before November 12, 1922.

Witness my hand this 12th day of November, 1914.

Herbert Wing,

Acting State Engineer.

Remarks:

Proof C.W.--7-16-18

Permit No. 10760

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that ALLEN GOTT of Melba, County of Canyon, and State of Idaho, the holder of Permit No. 10760, issued upon Application No. 15805, bearing date of priority of October 26, 1914, authorizing the diversion of 1.5 second feet of the waters of an unnamed stream, County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.5 second feet of the waters of an unnamed stream; that the point of diversion of said waters is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 35, T. 1 N., R. 2 W., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lot 1 and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 3, T. 1 S., R. 2 W.B.M.

WITNESS my hand this 20th day of August, A. D. 1918.

FRED A. WILKIE
State Engineer of the State of Idaho

LICENSE ISSUED FOR 75 SEC. FL.
LICENSE PAID

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 22

1. State name of applicant and number of permit: Allen Gott- Permit 10760
2. State source of water supply: Unnamed Stream
3. Location of point of diversion: SW 1/4 Sec. 35, T. 1 N., R. 2 W.
4. Describe works as they exist, giving dimensions and capacities of same:
 - Earth and rock fill dam, 40 ft. long, 4 ft. high.
 - Wooden head-gate 2 ft. by 2 ft.
 - Ditch 1 ft wide, 2 ft. deep. Capacity 3 sec. ft.
5. State whether or not water has been turned into works of diversion: Yes.
6. Give exact location 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 for other than irrigation):
 - Lot 1 & SE 1/4 Sec. 3, T. 1 S., R. 2 W., B.M.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? Two.
9. Give names and amount of each right: Allen Gott, 1 sec. ft. and S.W. Pearson,
2 sec. ft.
10. What large stream would the water here appropriated finally reach? Snake River.
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:
 - Thru drains direct to Snake River.

Remarks: Land cleared and in cultivation.This examination was made on the 9 day of Apr. 1920

(Signed)

L.R. Annett.

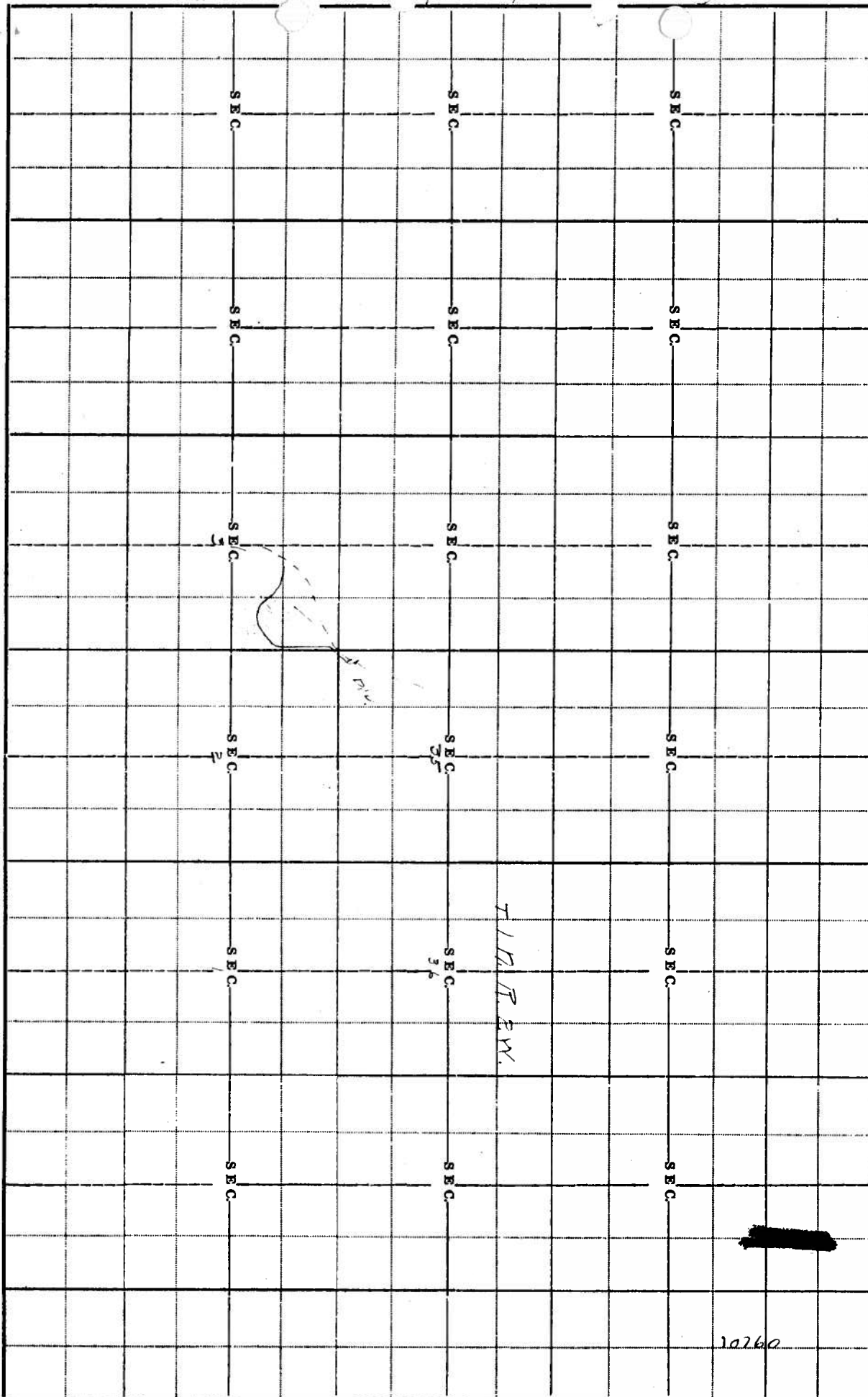
Examiner.

10760

10760

NAME OF APPLICANT HERN

PER 10/66



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

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO.

463-02251

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*

PT. OF DIV.

SOURCE

PL. OF USE

DIV. AMOUNT
CFS/AF

CONSUMPTIVE
USE

NATURE OF
USE

PERIOD OF
USE

BASIS OF
CLAIM

REMARKS

REMARKS

REMARKS

REMARKS

REMARKS

REMARKS

REMARKS

REMARKS

DATA ENTRY COMPLETED
BY DATE

FINAL RECOMMENDATION

BY DATE

*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:

Water Right Number - 63-02251 ✓ Prefix Translation: WATER RIGHT Old (D) Number - 10760 ✓

Last Name - First Name - Address -
*** C - CURRENT OWNER *** ALLEN 1 -
GOTT 2 -
3 -
City- MELBA State- ID Zip- 83641
Phone -

Priority Date - 10/26/1914 ✓ 14. WESTERN L - LICENSE ✓ Status -

Source - UNNAMED STREAM ✓ SINKS ✓ Tributary ✓
Twn Ring Sec Tract Lot Rflg County Point of Diversion Diversion Name Diversion Rate Diversion No.
01N ✓ 02W ✓ 35 ✓ SW SW ✓ (27) CANYON ✓

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION ✓ 03/15 ✓ 11/15 ✓
43 - DOMESTIC ✓ 01/01 ✓ 12/31 ✓ 1.500 ✓ 328.50 ✓
0.020 ✓ 0.60 ✓

Total Div. Rate - 1.500 ✓ Total Div. Volume - 328.50 ✓ Total Div. Capacity -

Twn	Ring	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
01S	02W	3	NE NE	1	33.0	01	IRRIGATION	(27) CANYON	
01S	02W	3	SE NE		40.0	01	IRRIGATION	(27) CANYON	
01S	02W	3	NE NE			43	DOMESTIC	(27) CANYON	
Total Acres:					73.0				

- - - Diversion Means -
- - - Non-Irrigation Use -
- - - Other Rights for Same Use -
- - - Remarks -
No Remarks found.
- - - Old Water Right Numbers -
No Old Water Right Numbers found.
- - - Conditions of Approval -
No Conditions of Approval found.

Prefix Translation: WATER RIGHT

+ - Netree Date - +

- - -Comments- - -
No Comments Found

+ - - - - - Water Rights Dates and Flags Area

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-
Exam to S.O. Date-	-	00/00/0000	Verified Date	-	04/08/1985	DLE/Carey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	08/21/1979	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	00/00/0000	Name Connector	-		POU Ownership Flag-	
Presumption Flag	-						

RECEIVED

RECEIVED

Date Received JAN 3, 1994

RECEIVED

JAN 04 1994

MAR 09 1994

Department of Water Resources State of Idaho

Department of Water Resources

JAN 03 1994

WATER RESOURCES
WESTERN REGION

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

FOR WAIVER OF
LATE FEE (\$50⁰⁰)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Name of Claimant Donna M. Searles () 454-0594 Phone Number
Mailing Address 2301 Shasta Way Caldwell ID. 83605
City State Zip
Canyon 1989-90
County(s) where place of use is located Date claim originally due
A63-02251
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Claimant filed A63-23861 for domestic well but
somehow the irrigation right in 63-02251 was overlooked.
There has been some confusion in the water right oversight
in the family due to family problems.

Claimant requests an extension to JAN. 3, 19 94 *
x Donna M. Searles 1-3, 19 94
Signature Date of request

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to Jan 3, 19 94
Signed this 8 day of March, 19 94

DAVID B. SHAW
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

* Date of filing for A63-02251