

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: **A63-08297**
Date Received: 2/ 2/1994
Receipt No: W017143
Received By: _____

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

1. Name: WILLIAM A BERRY 208-344-7357
Address: 5490 BARKER ROAD
KUNA ID 83634

AND/OR

Name: SHIRLEY P BERRY 208-344-7357
Address: 5490 BARKER ROAD
KUNA ID 83634

2. Date of Priority: APR 2, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02E	5	SW	SW			ADA

5. Description of diverting works:
WELL, 10" X 450', WHEEL LINE IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.670		171.00
STOCKWATER	01/01	12/31	0.030		1.40

7. Total Quantity Appropriated is:
0.670 C.F.S. (and/or) 172.40 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 100 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02E	5	SW	SW		IRR	38.0
Section Acres							38.0
Total Acres							38.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
PLEASANT VALLEY IRR. CO.

14. Remarks:
ADDRESS CHANGED BY LH 8/24/94.

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: _____

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): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

RECEIVED

JUL 28 1994

WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[X] Water Right Number (s): A63-08297[X] Old Mailing Address: 6528 Supply Way
Boise 83705[X] New Mailing Address: WILLIAM A. & SHIRLEY P. BERRY
5490 BARKER ROAD
KUNA, ID. 83634New Telephone Number: (208) 344-7357[X] Signature of Claimant: Pat BerryDate: 7-25-94

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8-24-94 By: JD

Further Action Needed:

Further Action Taken

Date:

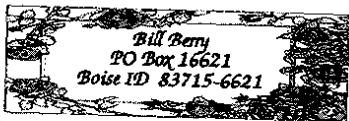
By:

Final Review and Data-Entry

Date: 8-24-94 By: JD

As soon as you know your new address, mail this card to all of the people, businesses, and publications who send you mail.

For publications, tape an old address label over name and old address sections and complete new address.

Your Name (Print or type. Last name, first name, middle initial.)					
BILL and PAT BERRY					
Old Address	No.		Apt./Suite No.	PO Box	RR No.
	City		State	ZIP + 4	
New Address	No. & Street		Apt./Suite No.	PO Box	RR No.
	City		State	ZIP + 4	Rural Box No.
Sign Here			Date new address in effect	Keyline No. (if any)	
			7-13-94		

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: A63-08297
Date Received: 2/ 2/1994
Receipt No: W017143
Received By: CyH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM A BERRY 208-338-9401
Address: 6528 SUPPLY WAY
BOISE ID 83705

AND/OR

Name: SHIRLEY P BERRY 208-338-9401
Address: 6528 SUPPLY WAY
BOISE ID 83705

2. Date of Priority: APR 2, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02E	5	SW	SW	SW		ADA

5. Description of diverting works:
WELL, 8" X 450', WHEEL LINE IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.670		171.00
STOCKWATER	01/01	12/31	0.030		1.40

7. Total Quantity Appropriated is:
0.670 C.F.S. (and/or) 172.40 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/100 RANGE.

MICROFILMED

JUL 25 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02E	5	SW	SW		IRR	38.0

Section Acres 38.0

Total Acres 38.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
PLEASANT VALLEY IRR. CO.

14. Remarks:

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 X 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): X Patricia Berry Date: 2/2/94

Date: _____

MICROFILMED

JUL 25 1994

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2ND day

of February 19 94

Kathryn A. Walker
Notary Public

Seal

Residing at Eagle, Idaho

My Commission Expires 2-14-1999

MICROFILMED

JUL 25 1994

THIS INDENTURE, Made the 10th day of November
in the year of our Lord one thousand nine hundred and ninety-three, between

WILLIAM A. BERRY and SHIRLEY P. BERRY, Husband and Wife,
P. O. Box 692
of Eagle, County of Ada, State of Idaho,

the parties of the first part, and

IVAN D. GREEN and MARY JEAN GREEN, Husband and Wife,
11190 Hubbard Road
of Kuna, County of Ada, State of Idaho,

the parties of the second part,

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of FIFTY-EIGHT THOUSAND AND NO/100----- DOLLARS, lawful money of the United States of America, do by these presents GRANT, BARGAIN, SELL and CONVEY, unto the said parties of the second part, and to their heirs and assigns FOREVER, all that certain real property situate in the County of Ada, State of Idaho, and bounded and particularly described as follows, to-wit:

THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 EAST OF THE BOISE MERIDIAN, ADA COUNTY, IDAHO.

EXCEPT ANY PORTION THEREOF LYING WITHIN THE RIGHTS OF WAY FOR S. CURTIS ROAD AND W. BARKER ROAD.

together with the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

THIS GRANT Is intended as a mortgage to secure the payment of that certain promissory note of even date herewith, executed and delivered by the said William A. Berry and Shirley P. Berry to the said parties of the second part Ivan D. Green and Mary Jean Green, wherein repayment of said note is required on or before November 16, 2003.

MICROFILMED
JUL 25 1994

AND THESE PRESENTS SHALL BE VOID if such payment be made. But in case default shall be made in the payment of said principal sum of money, or any part thereof, or the interest thereon, as provided in said note, or if default be made in the performance of any of the covenants, conditions or agreements, herein contained,

then it shall be optional with the said

09/15/2006

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

RIGHT NUMBER: 63-8297

NAME AND ADDRESS: SHIRLEY P BERRY
5490 BARKER RD
KUNA ID 83634-2702

WILLIAM A BERRY
5490 BARKER RD
KUNA ID 83634-2702

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.670 CFS
172.400 AFY

PRIORITY DATE: 04/02/1976

POINT OF DIVERSION:

T01N R02E S5 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.030 CFS 1.40 AFY
IRRIGATION	3/15 11/15	0.670 CFS 171.00 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 ADA County

T01N R02E S05 SWSW 38.00

STOCKWATER same as IRRIGATION

38 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

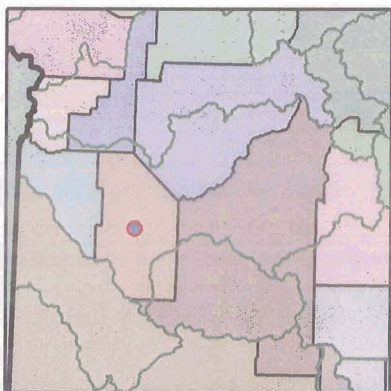
SRBA Recommendation:

63-8297

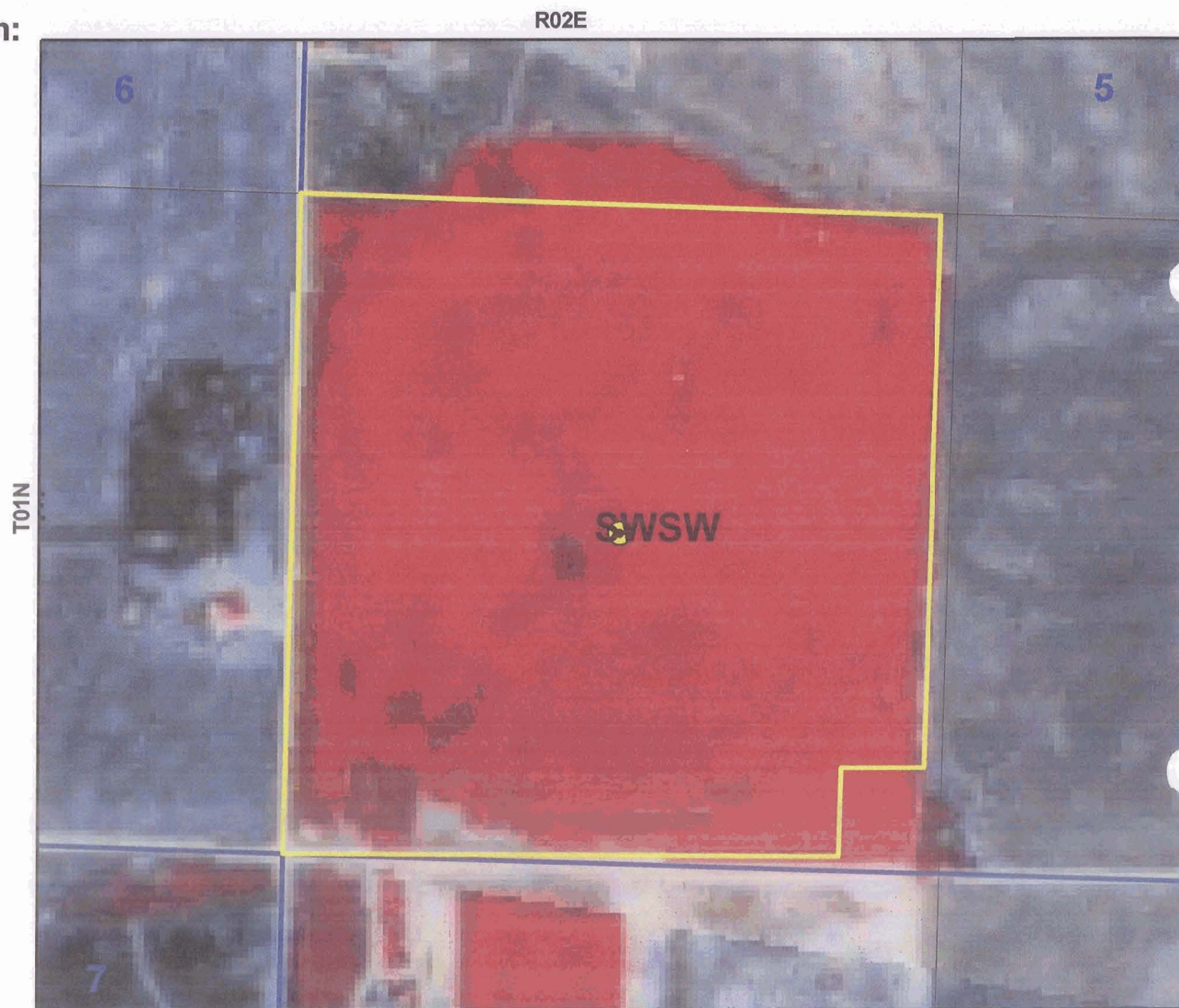
(Irrigation)

Legend

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



Ada County
IDWR Basin 63



0 0.1 0.2 Miles



Prepared by S. Egbert
On Friday, September 15, 2006
1987/88 Aerial Photography

Draft

11/01/2005

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

RIGHT NUMBER: 63-8297
NAME AND ADDRESS: SHIRLEY P BERRY
5490 BARKER RD
KUNA ID 83634-2702

WILLIAM A BERRY
5490 BARKER RD
KUNA ID 83634-2702

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.670 CFS
172.400 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above

PRIORITY DATE: 04/02/1976

POINT OF DIVERSION:

T01N R02E S5 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.030 CFS 1.40 AFY
IRRIGATION	3/15 11/15	0.670 CFS 171.00 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 ADA County

T01N R02E S05 SWSW 38.0

STOCKWATER same as IRRIGATION

38 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

Water Right 63-8297

11/24/2004

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

RIGHT NUMBER: 63-8297

NAME AND ADDRESS: SHIRLEY P BERRY
5490 BARKER RD
KUNA ID 83634-2702

WILLIAM A BERRY
5490 BARKER RD
KUNA ID 83634-2702

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.670 CFS
172.400 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 04/02/1976

POINT OF DIVERSION:

T01N R02E S5 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.030 CFS 1.40 AFY
IRRIGATION	3/15 11/15	0.670 CFS 171.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, 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 ADA County

T01N R02E S05 SWSW 38.0

STOCKWATER same as IRRIGATION

38 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: License

AJ5809NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDATE: 06/29/00
PAGE: 159

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM A BERRY	04/02/1976	IRRIGATION	03-15 11-15	0.670 CFS	171.00 AFA
C	SHIRLEY P BERRY		STOCKWATER	01-01 12-31	0.030 CFS	1.40 AFA
	5490 BARKER ROAD					
	KUNA ID 83634					
	(208) 344-7357					
TOTAL DIVERSION:					0.670 CFS	172.40 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02E S05 SWSW

ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
01N	02E	5	:					:					:					:						:	38.0	
TOTAL ACRES																							38.0			

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: ADA

Non-Irrigation Uses: STOCKWATER, 100 RANGE

Other Rights: PLEASANT VALLEY IRR. CO.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
R63-08297

Other Water Rights Listing Overlapping Place(s) of Use:

A63-00329	A63-00329B	A63-00330	A63-00330B	A63-00331	A63-00331B	A63-00332	A63-00379	A63-02200	A63-02615
R63-00329	R63-00330	R63-00331	R63-08297						

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no
 - more than .02 cfs per acre nor more than 4.5 afa per acre for
 - irrigation of the lands above.

Remarks: GEN ADDRESS CHANGED BY LH 8/24/94.

Dates: Exam Made Date: 04/11/1996 Verified Date: Objection Filed Date:

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

Audit: 09/01/94 LHARRIS 03/30/95 POST-STD 04/11/96 MMINICUC

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8297 Priority 4/2/1976 Amount .67 cfs

THIS IS TO CERTIFY, that Ivan D. &/or Mary Jean Green
of Kuna, ID, has complied with the terms and conditions of Permit
No. 63-8297 issued pursuant to Application for Permit dated 4/2/1976,
and has submitted proof to the Department of Water Resources on 3/13/1981,
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 .67 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>3/15</u> to <u>11/15</u>	at <u>.67</u> cfs and	<u>171.0</u> acre feet
Stockwater	from <u>1/1</u> to <u>12/31</u>	at <u>.67</u> cfs and	<u>1.4</u> acre feet
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than .67 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
172.4 acre feet per year, said waters to be diverted within the SWSW Sec. 5
T1N R2E in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1N	2E	5											38						38

Total number of acres irrigated 38

This right when combined with all other rights shall provide no more than 0.02 cfs
per acre nor more than 4.5 afa per acre for the lands above.

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 18 day of
November, 19 81.

Director

Identification No. _____

Application No. 63-8297

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Ivan D. and/or Mary Jean Green Phone: 375-8560
post office address Route 3, Kuna, ID 83634
2. Source of water supply Ground Water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5 Township 1N
Range 2E B.M. Ada 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 March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for stockwatering purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.87 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, pipelines and ditches

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 12 inches; proposed depth of well is 440 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 \$ 18,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 5 Township 1N
Range 2E 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 100 beef

(4) Name of municipality to be served _____ or number of families to be
supplied with domestic water One
(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	
1N	2E	5											40						40

Total number of acres to be irrigated 40

c. Describe any other water rights used for the same purposes as described above. Land is partially irrigated with Pleasant Valley Irrigation Co. Water

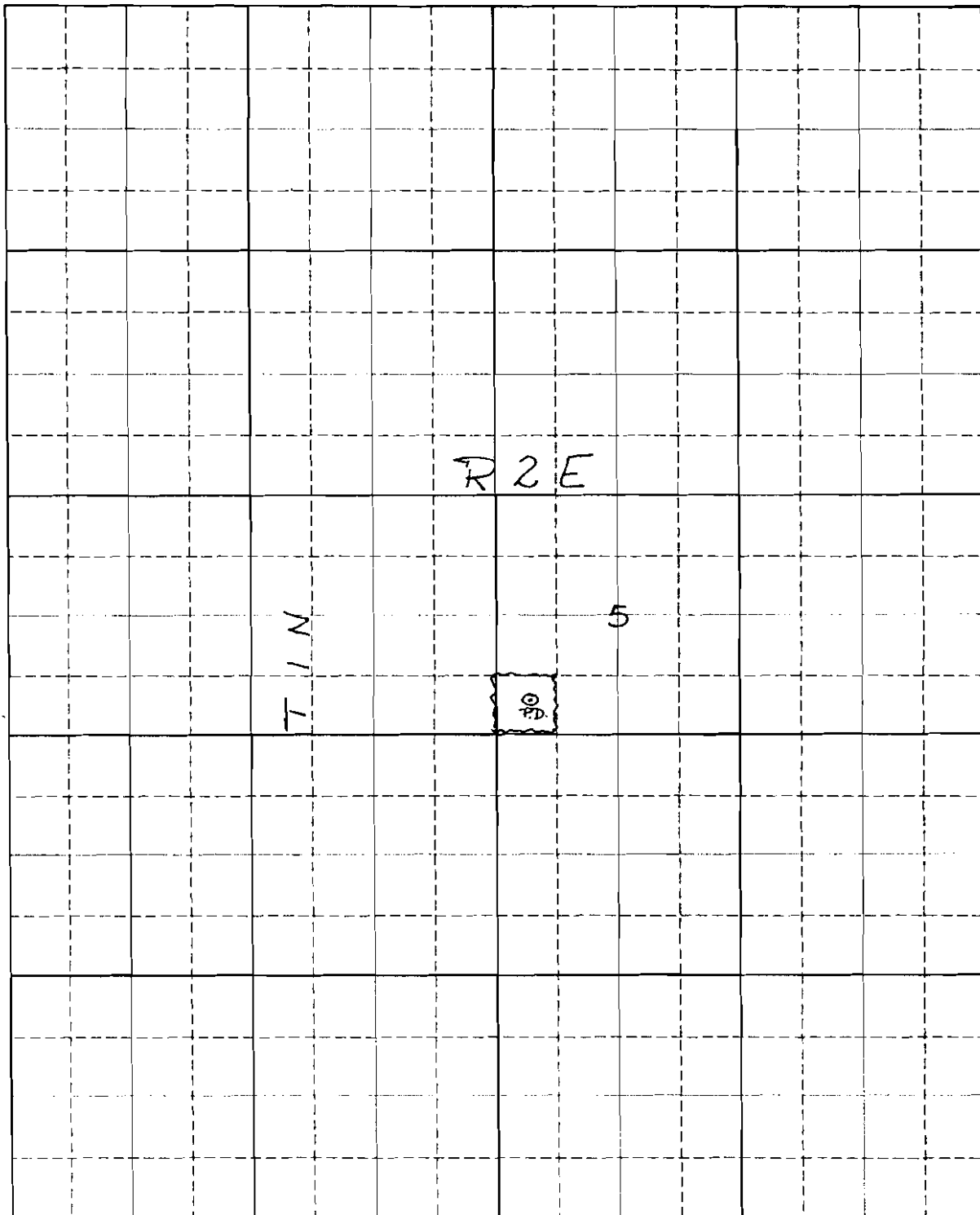
9. a. Who owns the property at the point of diversion Applicant

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 _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

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.

Juan D Green
(Applicant)

Proposed Priority 4-2-76

Received by DDF Date 4-2-76 Time 12:00 noon

Preliminary check by DDF Fee \$ 25.00

Received by JB Date 4-2-76

#2715

Publication prepared by RT Date 4-8-1976

Published in Valley News-Times

Publication dates APR 15 & 22

Publication approved RB Date 4-26-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JYS DRT

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. 63-8297, 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 May 1, 19 81.

c. Other: 1. A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

2. No more water may be diverted under this permit, when combined with other rights appurtenant to the lands in question, than one miner's inch for acre of land served.

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

Witness my hand this 10 day of May, 19 76.


Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORTPD: 2005, 5.5
TIN, 22Eirrig - .80
stock - .03
elem - .01

63-8297

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:	4/14/81	whh	no appt. made
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 8 May 1981 Accompanied by Juan Sien Total Q measured .67 cfs
 If source is surface water, estimate total flow of source _____
 Methods of measurement Flowmeter Meets Permit requirements? yes

Measurement calculations: 300 gpm = .67 cfs CAPACITY
for stock 61-200 head $\Rightarrow$.03 cfs and 1.4 AFT/yr
 $V = 38 \text{ ac} \times 4.5 = 171.0$ or $.67 \times 1.9835 \times 245 = 325.6$
Q check
 $Q = .8(40)(2.8)$
 $32.1 + 40(2.3)$
 $\frac{281.8}{419} = 0.67$ Jim

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	40	JACOBZ		546 mas/mk		badge	FAIR	MO643614

System Description well, pump into gated pipe

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

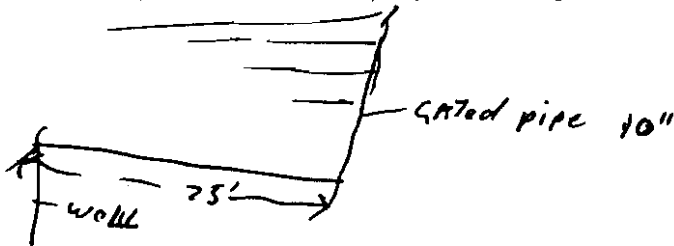
RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
irrigation	.67 ✓	171.0 ✓	3/15	11/15
stock	.03 ✓	1.4 ✓	1/1	12/31
		172.4 ✓		
Total	.67	173.5		

Remarks Pump @ 340'HAS RUN up to 200 head of CATTLE on the ground
using water from the wellWater 324' below LsdDecree 63-0329 Ten Mile CreekDecree 63-0330 " "Decree 63-0331 " "Decree 63-0332 " "No Overlap
different Source

[illegible]

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



✓ Point(s) of diversion: SW SW SS IN ZE

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
1N	2E	5																	38.2

Recommendations 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 _____

Checked by _____

Approved by

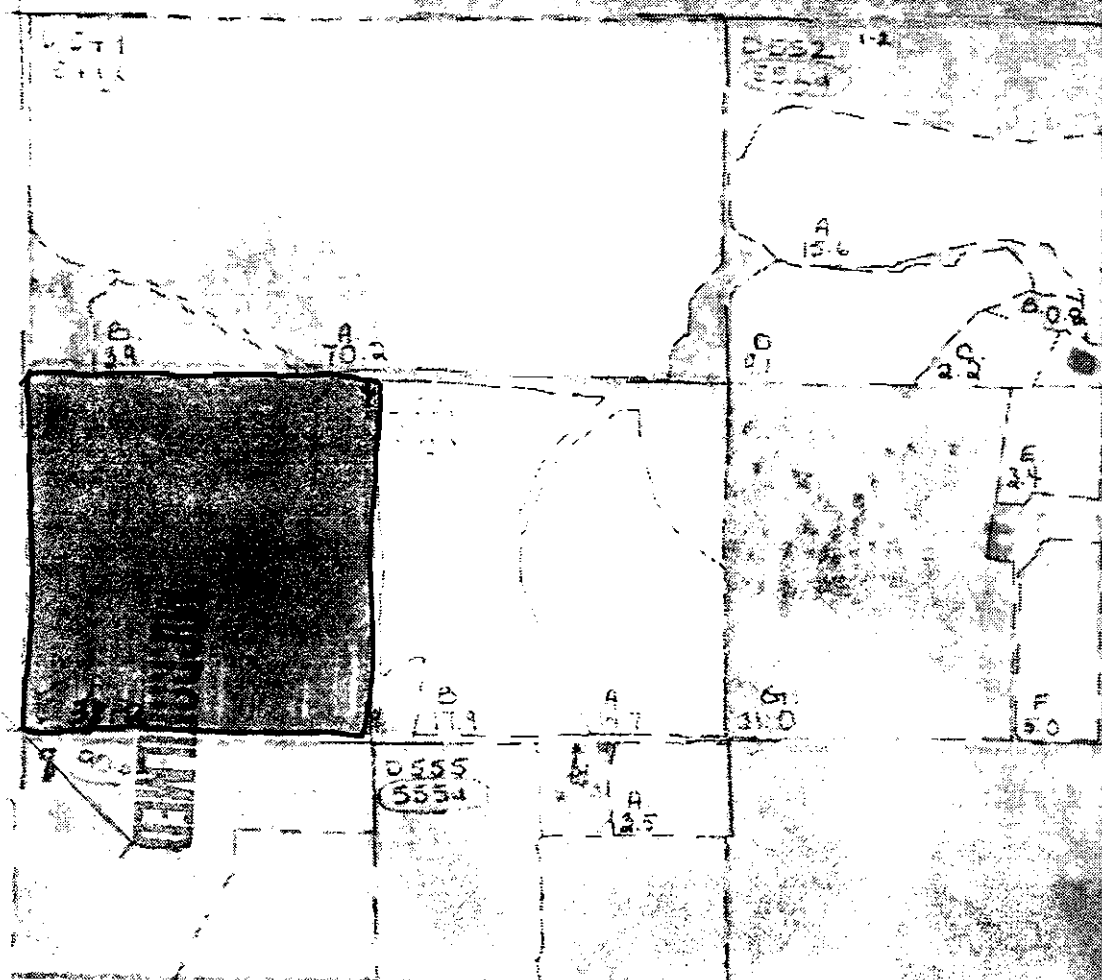
Date 2 May 1981

Date _____

Dat

32
5

32	33
5	4



5	4
8	9

NOT TO SCALE

AJ0749NP
No. R63-08297

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/11/96
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=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLIAM A BERRY	04/02/1976	IRRIGATION	03-15 11-15	0.67 CFS	171.00 AFA
C	SHIRLEY P BERRY		STOCKWATER	01-01 12-31	0.03 CFS	1.40 AFA
	5490 BARKER ROAD					
	KUNA ID 83634			TOTAL DIVERSION:	0.67 CFS	172.40 AFA
	(208) 344-7357			CONSUMPTIVE USE:		133.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02E S05

SWSW

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	---
D1N	02E	5	:												38					:	38.0
																				TOTAL ACRES	38.0

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: ADA

Non-Irrigation Uses: STOCKWATER, 100 RANGE CATTLE

Other Rights: PLEASANT VALLEY IRRIGATION COMPANY

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

Dates: Exam Made Date: 04/11/1996

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 04/11/1996 User-ID: MMINICUC Subject: ACRES

AJ0749NP
No. R63-08297

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/11/96
PAGE: 2

=====

Comments: Date: 04/11/1996 User-ID: MMINICUC Subject: ACRES
THE NAPP SHOWS ACRES ALONG THE SOUTH EDGE OF THE NWSW WHICH SEEM
TO BE CONTIGUOUS WITH THE SWSW. HOWEVER THE CLAIMANTS DO NOT OWN
THE NWSW, AND THERE ARE NOT GW RIGHTS IN THE NWSW. IT IS ASSUMED
THAT THE FIELD IN THE NWSW SHOWING ON THE NAPP HAS BEEN IRRIGATED
ON A SIMILAR ROTATION AS THE CENTER PIVOT AND IT IS NOT ACTUALLY
CONTIGUOUS TO THE PIVOT IN THE SWSW. (ASCS INDICATED THAT SWSW
IS OWNED BY GREEN (ORIG. OWNER IN SRBA) AND NWSW IS OWNED BY
MAGLECECK).

Date: 04/11/1996 User-ID: MMINICUC Subject: COPIED FROM REMARKS
ADDRESS CHANGED BY LH 8/24/94.
ACRES CONFIRMED WITH NAPP AND 1987 ASCS MAP.

Audit: 04/11/96 MMINICUC

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-08297

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR <u>IN-OFFICE</u> 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*	N	04/11/1996	License	N	N	TT	
PT. OF DIV.			Licensing exam	N		04/11/1996	DATA ENTRY COMPLETED BY TT DATE 04/11/1996
SOURCE			License	N			
PL. OF USE			2,4	N			FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF			License	N			BY _____ DATE _____
CONSUMPTIVE USE			IDWR STAND.	N			
NATURE OF USE			License	N			
PERIOD OF USE			IDWR STAND.	N			
BASIS OF CLAIM			License	N			
REMARKS							

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1

ASCS MAP = 2

WATERMASTER RECORDS = 3

NAPP PHOTOS = 4

FIELD EXAM = 5

OTHER(SEE COMMENTS) = 6

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

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

COMMENTS: Ownership? ! 04/11/1996: ASCS has Barry in SWSW S. 5 only. TT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:48:06
01/30/96
17

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A63-08297

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME	Cons. ✓ 133.0
C	WILLIAM A BERRY	04/02/1976	IRRIGATION	03-15 11-15	0.67 CFS	171.00 AFA	
C	SHIRLEY P BERRY		STOCKWATER	01-01 12-31	0.03 CFS	1.40 AFA	
TOTAL DIVERSION:					0.67 CFS	172.40 AFA	133.0 AFA
Water Source: GROUNDWATER		Tributary to:		Stage: LICENSE ✓			
Point(s) of Diversion:		T01N R02E S05 ✓ SWSW ✓		ADA County			
Place of use Legal Description for: IRRIGATION							
NE NW SW SE							
NENE NWNE SWNE SENE : NENW NWNW SWNW SENW : NESW NWSW SWSW SESW : NESE NWSE SWSE SESE :							
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : SUM							
01N 02E 5 ✓ : : 38 : TOTAL ACRES 38.0							

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: ADA

Non-Irrigation Uses: STOCKWATER, 100 RANGE

Other Rights: PLEASANT VALLEY IRR. CO.

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Remarks: ADDRESS CHANGED BY LH 8/24/94. > To COMMENTS

Dates: Exam Made Date: 04/11/1996 Verified Date:

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

01/30/1996
CENTER PIVOT - See CORN
from CLAIMANT, confirmed
w/ NAPP. CORNERS IN 177

Use of this right is combined w/H₂O from Pleasant Valley Irrigation Co.
When combined cannot exceed .02 CFS/acre or 4.5 AFA/acre

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:44:09
01/30/96

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A63-08297

LAST: GREEN
ADDRESS: RT 3
CITY: KUNA
PHONE NUMBER: 208-000-0000

FIRST: IVAN D
STATE: ID ZIP: 83634

OWNER CODE: 0

LAST: GREEN
ADDRESS: RT 3
CITY: KUNA
PHONE NUMBER: 208-000-0000

FIRST: MARY JEAN
STATE: ID ZIP: 83634

OWNER CODE: 0

LAST: BERRY
ADDRESS: 5490 BARKER ROAD
CITY: KUNA
PHONE NUMBER: 208-344-7357

FIRST: WILLIAM A
STATE: ID ZIP: 83634

OWNER CODE: C

LAST: BERRY
ADDRESS: 5490 BARKER ROAD
CITY: KUNA
PHONE NUMBER: 208-344-7357

FIRST: SHIRLEY P
STATE: ID ZIP: 83634

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: ADDRESS CHANGED BY LH 8/24/94.

DATABASE
Y N

FIELD
EXAMINER
Y(2) N(17)

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: __:__ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

N/A - IN-office verification 04/11/1996. TTT

A. AJ CLAIM: # A63-08297 PRIORITY DATE: 04-02-1976 STAGE: L

B. WR RECORD: # 63-08297 PRIORITY DATE: 04-02-1976 STAGE: L

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(X) N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(X)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N(X)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(X) Y() N()

FIELD EXAM COMPLETED N/A(X) Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A(X) Y() N()

LICENSE ISSUED N/A(X) Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(X) Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(X) N()

NOTES: 04/11/1996: Priority claimed as licensed. No evidence of Non-Use. N/A

=====

RECOMMENDED PRIORITY DATE:

04-02-1976

REVIEWED BY

T. J. Mendenhall

DATE

04/11/1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8297 Priority 4/2/1976 Amount .67 cfs

THIS IS TO CERTIFY, that Ivan D. &/or Mary Jean Green
of Kuna, ID, has complied with the terms and conditions of Permit
No. 63-8297 issued pursuant to Application for Permit dated 4/2/1976,
and has submitted proof to the Department of Water Resources on 3/13/1981,
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 .67 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
<u>Irrigation</u>	from <u>3/15</u> to <u>11/15</u>	<u>.67</u> cfs and	<u>171.0</u> acre feet
<u>Stockwater</u>	from <u>1/1</u> to <u>12/31</u>	<u>.03</u> cfs and	<u>1.4</u> acre feet
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than .67 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 pur-
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
172.4 acre feet per year, said waters to be diverted within the SWSW Sec. 5
T1N R2E in the County of Ada

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	
1N	2E	5											38						38

Total number of acres irrigated 38

This right when combined with all other rights shall provide no more than 0.02 cfs
per acre nor more than 4.5 afa per acre for the lands above.

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 18 day of
November, 19 81.

Director

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A63-08297	01N 02E	5		SW	SW			ADA		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
63-08297	01N 02E	5		SW	SW			ADA		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(X) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(X)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(X) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(X) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(X)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM 05/08/1981) Y(X) N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N(X)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: 04/11/1996: Licensing exam seems to indicate well in NESWSW, but unable to
confirm w/NAPP (probable but not 100%). RT

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

TWP. 01N	RGE. 02E	SEC. 5	1/4	1/4 SW	1/4 SW	LOT	POD FLAG	COUNTY ADA	DIVERSION NAME	DIVERSION NBR
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

J. Hemenway

DATE:

04/11/1996

SYSTEM DESCRIPTION: DESCRIBED BELOW (X), SEE LICENSE FILE (X), OR SEE ATTACHMENT ()

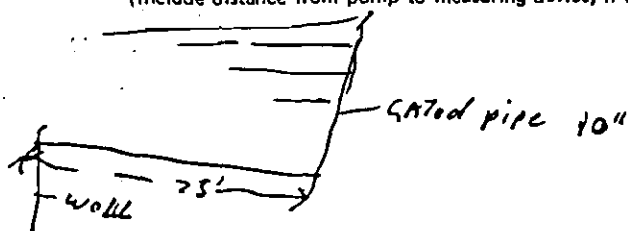
04/11/1996: System has been changed to center pivot sprinkler. (corners in).

RT

ATTACHMENT C

[illegible]

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



Point(s) of diversion: SW SW SS IN ZE

Place(s) of Use

[illegible]☐ 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

Date _____

Checked by _____

Date _____

Approved by

Date _____

A. ROOT WATER RIGHT NUMBERS: A63-08297

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
01N	02E	5	SW	SW		BERRY, WILLIAM A	A63-08297 / 38.0	63-08297 / 38.0	14.0		38
			SW	SW		PLEASANT VALLEY IRR CO	A63-00379 / 40.0	- /			
			SW	SW		PLEASANT VALLEY IRR CO	A63-02200 / 40.0	- /			
			SW	SW		PLEASANT VALLEY IRR CO	A63-00332 / 40.0	63-00332 /			
			SW	SW		PLEASANT VALLEY IRR CO	A63-00329B / 40.0	- /			
			SW	SW		PLEASANT VALLEY IRR CO	A63-00330B / 40.0	- /			
			SW	SW		PLEASANT VALLEY IRR CO	A63-00331B / 40.0	- /			
			SW	SW		PLEASANT VALLEY IRRIGATION CO.		63-02615 / 40.0			

ADDITIONAL POU FOUND

NW SW?
No

TOTAL ACRES						A63-08297	38.00	38.00	14.00	38
-------------	--	--	--	--	--	-----------	-------	-------	-------	----

POU COUNTY: ADA

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(X)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A63-08297	GROUNDWATER	BERRY, WILLIAM A	0.670	0.017	172.40	4.53
A63-00329B	TEN MILE CREEK	PLEASANT VALLEY IRR CO	4.000	0.003		
A63-00330B	TEN MILE CREEK	PLEASANT VALLEY IRR CO	4.000	0.003		
A63-00331B	TEN MILE CREEK	PLEASANT VALLEY IRR CO	5.000	0.004		
A63-00332	TEN MILE CREEK	PLEASANT VALLEY IRR CO	13.000	0.011		
A63-00379	TEN MILE CREEK	PLEASANT VALLEY IRR CO			7900.00	6.88
A63-02200	TEN MILE CREEK	PLEASANT VALLEY IRR CO	48.100	0.041		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(☒) N(☐)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: PLEASANT VALLEY IRR. CO.

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A(☐) Y(☒) N(☐)

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y(☐) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: (X) ORTHOPHOTOQUAD, IDWR NO. Y8, Y9; () TOPOGRAPHIC QUAD, IDWR NO. _____;
(X) NAPP, IDWR NO. Y9 NW; (X) ASCS PHOTO; () OTHER _____

NOTES: 04/11/1996: Irr Co. water also used. Not more than .02 cfs/acre or 4.5 AFA/acre
between the two sources.

1987 ASCS map + NAPP confirm irrigation at place of use.

NAPP shows irrigation ~~at the~~ on the south edge of the ~~map~~ NWSW.

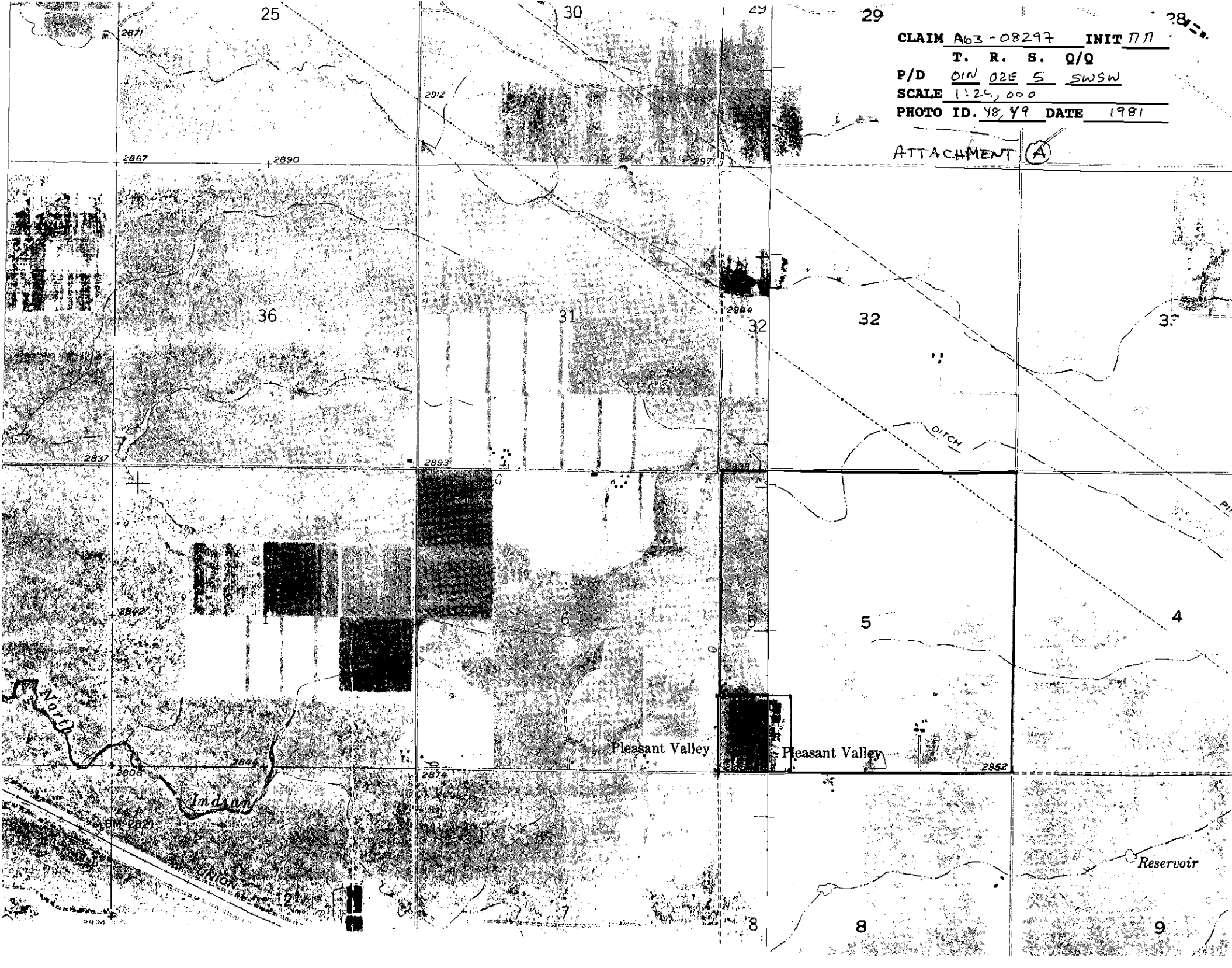
The NWSW is not owned by the claimant, and ~~at~~ there are no groundwater
claims in the NWSW. It is assumed that although the NAPP shows
irrigation overlapping into the NWSW that it is coincidental that both fields
are showing the same amount of irrigation. It is assumed that the field
in the NWSW is irrigated with Company water and does not receive
any ground water. TTD

RECOMMENDATIONS:

TOTAL ACRES: 38 N/A()

REVIEWED BY: THH

DATE: 04/11/1996



CLAIM A63-08297 INIT 777

T. R. S. Q/Q

P/D 01N 02E 5 SWSW

SCALE 1:24,000

PHOTO ID. 48,49 DATE 1981

ATTACHMENT A



CLAIM A63-08297 INIT T77
 T. R. S. Q/Q
 P/D 01N 02E 5 SWSW
 SCALE 8" = 1 MILE
 PHOTO ID. ASCS DATE 1987

ATTACHMENT B

I/3

NOT TO SCALE

A. AJ CLAIMED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A63-08297	IRRIGATION	FROM 03-15 TO 11-15	0.670 CFS	171.00 AF/A
A63-08297	STOCKWATER	FROM 01-01 TO 12-31	0.030 CFS	1.40 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.670 CFS	172.40 AF/A

B. WR RECORDED USES:

	PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
63-08297	IRRIGATION	FROM 03-15 TO 11-15	0.670 CFS	171.00 AF/A
63-08297	STOCKWATER	FROM 01-01 TO 12-31	0.030 CFS	1.40 AF/A
	TOTAL DIVERSION RATE/VOLUME		0.670 CFS	172.40 AF/A

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A(☐) Y(☒) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A(☐) Y(☐) N(☒)

* PAGE 10 HAS BEEN DISCARDED *

AJ CLAIM TOTAL DIVERSION RATE: 0.670 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.670 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD Flowmeter - see Licensing Exam, Attached, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 38 x 0.02 CFS/ACRE = .76 CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 172.40 AF/A + 1.40 AF For STOCK

ACRES 38 x DIVERSION VOL. AF/A FOR AREA 4.5 =

TOTAL DIVERSION VOLUME 171.0 AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 38 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 133.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

1b. CALCULATIONS
From Iowa Field Exam Notes handbook:
 $.67 \times 1.98 \times 245 = 325 \text{ AFA}$
System Cap.

NOTES: 04/11/1996: Irrigation company water is also used on this property. This ~~EE~~
surface water is supplemented with the ground water license. See
license conditions. P.O.

WR RECORD CONDITIONS/REMARKS:

- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

DATE: 04/11/1996

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
()
()
()

NEEDS
REVIEW
(X)
()
()

- NWSW NOT owned by claimant

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 63-08297

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.670

EXAMINER
T???

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

A63-08297

0.670

R63 - 08297 .670

63-08297

0.670

TOTAL CFS

0.670

.670

0.670

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE
Y

FIELD
EXAMINER
Y(???) N()

NOTES:

04/11/1996: This water right has not been split. T??

AUTHENTICATION:

SIGNATURE:

Maria Minicucci

DATE:

04/11/1996

NAME OF FIELD EXAMINER:

MARIA MINICUCCI

TITLE:

SR H2O AGENT

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
☒ ORTHOPHOTOQUAD	DATE OF PHOTO <u>08/29 1981</u> IDWR ID NO. <u>Y8, Y9</u>	Y(☒) N(☐) (A)
☐ TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y(☐) N(☐)
☒ NAPP	DATE OF PHOTO <u>07/31/1987</u> IDWR ID NO. <u>Y9 NW</u>	Y(☐) N(☒) Unable to copy
☒ ASCS AERIAL PHOTO	DATE OF PHOTO <u>1987</u>	Y(☒) N(☐) (B)
☐ ASCS COLOR SLIDE	DATE OF PHOTO _____	Y(☐) N(☐)
☐ BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y(☐) N(☐)
☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y(☐) N(☐)
☐ SCS SOIL SURVEY MAP	DATE ISSUED _____	Y(☐) N(☐)
☐ SUBDIVISION PLAT MAP	DATE OF MAP _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)
☐ OTHER _____	DATE _____	Y(☐) N(☐)

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
☒ LICENSING FIELD EXAM	DATE OF FIELD EXAM <u>05/08/1981</u>	<u>3</u>	<u>Gated Pipe & Time Exam (C)</u>
☒ WATER RIGHT LICENSE	DATE LICENSE SIGNED <u>11/18/1981</u>	<u>1</u>	<u>Combined limitation (D)</u>
☐ IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
☐ SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
☐ PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
☐ SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
☐ HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
☐ FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
☒ OTHER <u>Cora</u>	DATE <u>02/02/1994</u>	<u>1</u>	<u>Regarding delivery system #</u>
☐ OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:44:09
01/30/96

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A63-08297

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N		In-office MM	N		MM 04/11/1996	MM 04/11/1996	
POINT OF DIV			04/11/1996					
SOURCE								
PLACE OF USE	N Y ?							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS								

BARCODE UPDATED
WHOM/DATE

MM 04/11/1996

RECEIVED

FEB 04 1994

WATER RESOURCES
WESTERN DIVISION

February 2, 1994
IDAHO DEPARTMENT of WATER RESOURCES
2735 AIRPORT WAY
BOISE, IDAHO 83705

ATTN: CINDY HODGES,

Dear Cindy,

I was in your office Wednesday and filed Adjudication rights for the 40 Acres we have purchased. I gave you some incorrect information, on the well and irrigation system and wanted to correct that with you.

WELL is 450 feet deep like I said, but the well casing is 10'', and it is central pivot irrigation, every thing else is O.K.. Just thought that I should give you the correct information.

Thanks again for your help.

Patricia Berry

Water Rights # A63-08297

MICROFILMED

JUL 25 1994