

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: A63-09743
Date Received: 2/28/1990
Receipt No: W009797
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES J. STEWART 208-466-6996
Address: 5459 DEER FLAT RD.
NAMPA, ID 83686

2. Date of Priority: JUL 07, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	01W	19		NW	NE		CANYON
				NE	NW		CANYON
				NE	SE		CANYON

5. Description of diverting works:
WELLS, PUMPS, PIPES TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.420		319.50
STOCKWATER	01/01	12/31	0.300		36.00
COMMERCIAL	01/01	12/31	0.100		24.10
DOMESTIC	01/01	12/31	0.110		6.00

7. Total Quantity Appropriated is:
1.930 C.F.S. (and/or) 385.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, STOCKWATER (COMMERCIAL).

124

50
71
\$121.00

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: A63-09743
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Received By: _____

RECEIVED
FEB 28 1990

Department of Water Resources
Western Regional Office

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

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Address: 5459 DEER FLAT RD.
NAMPA, ID 83686

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02N	01W	19	NW	NE			CANYON
			NE	NW			CANYON
			NE	SE			CANYON

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A63-09743

Page 1

Date: 02/27/90

MICROFILMED

AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01W	19	NW	NE		DOMEST	
			NE	NW		DOMEST	
			NW	NW	1	IRR	33.0
			SW	NW	2	IRR	38.0
			NE	SE		DOMEST	
Section Acres							71.0
Total Acres							71.0

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:
63-8606, 63-7223.

14. Remarks:
3 points of diversion located in NESE, & 2 points located in
NENW, S19. T2N, R1W.
Domestic use is for 5 homes & commercial use is for dairy
operation.

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): James J Stewart Date: 2-28-90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28 day

of February 19 90

Lori Harris
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 12-8-94

02/10/2006

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

RIGHT NUMBER: 63-9743

NAME AND ADDRESS: JAMES J STEWART
5459 DEER FLAT RD
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.930 CFS
385.600 AFY

PRIORITY DATE: 07/07/1981

POINT OF DIVERSION:

T02N R01W S19 NWNE Within CANYON County
T02N R01W S19 NENW Within CANYON County
T02N R01W S19 NENW Within CANYON County
T02N R01W S19 NESE Within CANYON County
T02N R01W S19 NESE Within CANYON County
T02N R01W S19 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.300 CFS 36.00 AFY
COMMERCIAL	1/01 12/31	0.100 CFS 24.10 AFY
IRRIGATION	3/15 11/15	1.420 CFS 319.50 AFY
DOMESTIC	1/01 12/31	0.110 CFS 6.00 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

T02N R01W S19 Lot 1 NWNW 33.00 T02N R01W S19 Lot 2 SWNW 38.00

DOMESTIC Within CANYON County

T02N R01W S19 NWNE T02N R01W S19 NENW

T02N R01W S19 NESE

STOCKWATER same as IRRIGATION

COMMERCIAL same as IRRIGATION

71 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

3 points of diversion located in NESE, & 2 points located in NENW, S19.
T2N, R1W.

Domestic use is for 5 homes & commercial use is for dairy operation.

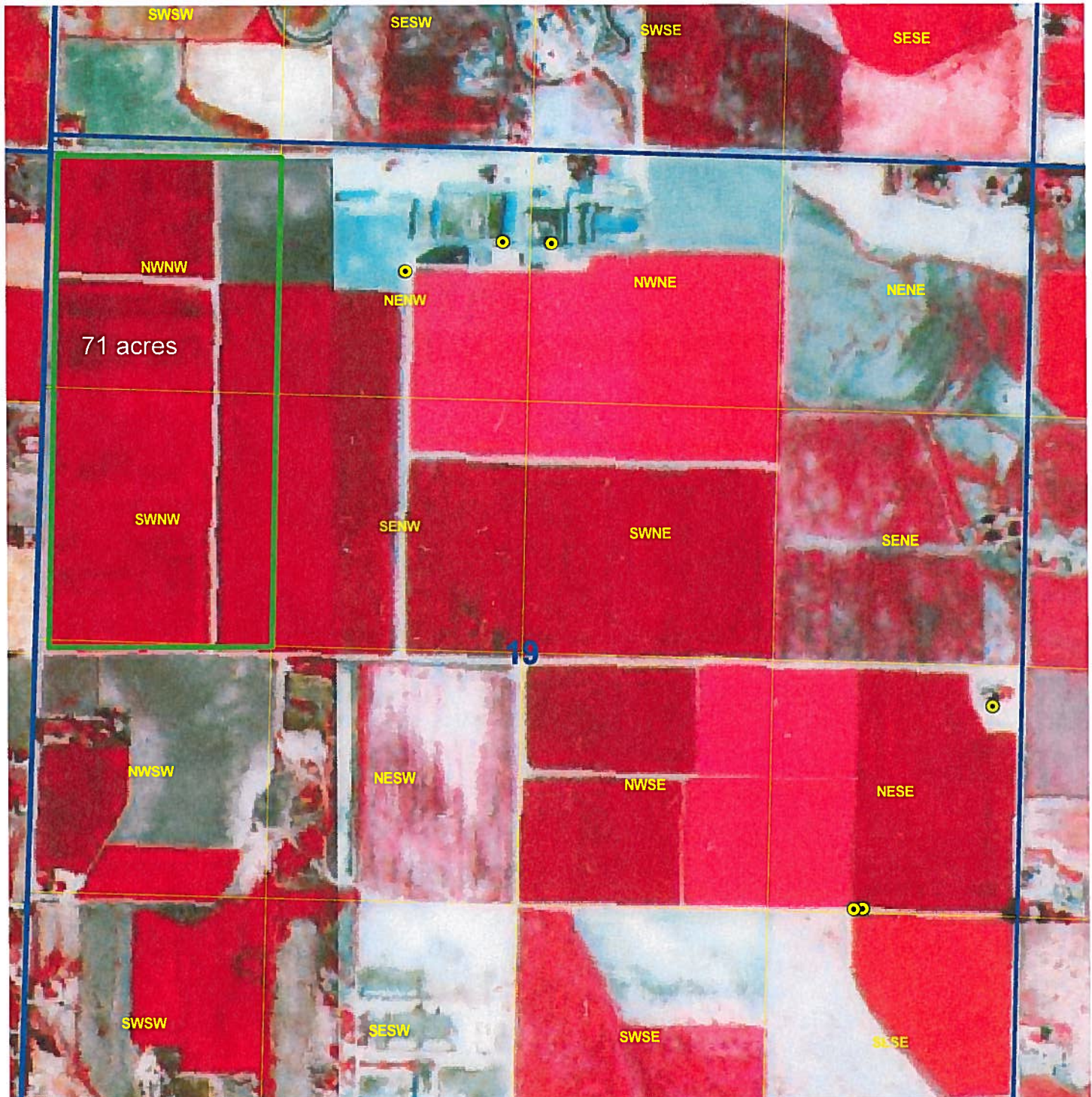
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Idaho Department of Water Resources

63-9743

T02N R01W S19



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



400 0 400 800 1200 1600 Feet

IDWR
Prepared by: Sandy Egbert
1987 NAPP Photography

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid 121.00
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-9743

Owner: _____ Phone No. _____

Current Address: _____

- ☐ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

Recommended as licensee. The field exam was very confusing as for as POD's.

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-8606

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

☒ No change

☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only *OK*

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☒ No Change

☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: _____

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

[illegible]

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

FIELD EXAMINER: Sandy Eyles

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9743

01/30/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
8606	Claim	02N	01W	19	NW	NE		IRRIGATION	37/209	STEWART FARMS INC
8606	Water Right	02N	01W	19	NW	NE		IRRIGATION	37/209	STEWART FARMS INC
~~9743~~	Claim	02N	01W	19	NW	NE		DOMESTIC		JAMES J STEWART
~~9743~~	Water Right	02N	01W	19	NW	NE		DOMESTIC		JAMES A STEWART
8606	Claim	02N	01W	19	NE	NW		IRRIGATION	25/209	STEWART FARMS INC
8606	Water Right	02N	01W	19	NE	NW		IRRIGATION	25/209	STEWART FARMS INC
~~9743~~	Claim	02N	01W	19	NE	NW		DOMESTIC		JAMES J STEWART
~~9743~~	Water Right	02N	01W	19	NE	NW		DOMESTIC		JAMES A STEWART
~~9743~~	Claim	02N	01W	19	NW	NW	1	IRRIGATION	33/71	JAMES J STEWART
~~9743~~	Water Right	02N	01W	19	NW	NW	1	IRRIGATION	33/71	JAMES A STEWART
~~9743~~	Claim	02N	01W	19	SW	NW	2	IRRIGATION	38/71	JAMES J STEWART
~~9743~~	Water Right	02N	01W	19	SW	NW	2	IRRIGATION	38/71	JAMES A STEWART
8606	Claim	02N	01W	19	NE	SE		IRRIGATION	35/209	STEWART FARMS INC
8606	Water Right	02N	01W	19	NE	SE		IRRIGATION	35/209	STEWART FARMS INC
~~9743~~	Claim	02N	01W	19	NE	SE		DOMESTIC		JAMES J STEWART
~~9743~~	Water Right	02N	01W	19	NE	SE		DOMESTIC		JAMES A STEWART

no overlap

Water Right Number - A63-09743

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
STEWART

JAMES J

1 - 5459 DEER FLAT RD

2 -

3 -

City- NAMPA

State- ID Zip- 83686

Phone - 208-466-6996

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/07/1981 14 WESTERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name02N 01W 19 NW NE (27) CANYON
NE NW (27) CANYON
NE SE (27) CANYON+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.420 319.50
04 - STOCKWATER 01/01 12/31 0.300 36.00
10 - COMMERCIAL 01/01 12/31 0.100 24.10
43 - DOMESTIC 01/01 12/31 0.110 6.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.930 385.60 0.0+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N 01W 19 NW NW 1 33.0 01 IRRIGATION (27) CANYON
02N 01W 19 SW NW 2 38.0 01 IRRIGATION (27) CANYON
02N 01W 19 NW NE 43 DOMESTIC (27) CANYON
02N 01W 19 NE NW 43 DOMESTIC (27) CANYON
02N 01W 19 NE SE 43 DOMESTIC (27) CANYON

Total Acres: 71.0

+ - - Diversion Means - WELLS, PUMPS, PIPES TO P/U.

+ - - Non-Irrigation Use - DOMESTIC, STOCKWATER (COMMERCIAL).

+ - - Other Rights for Same Use - 63-8606, 63-7223.

+ - - - - - - - - - - - - - - - Remarks - - - - - +
3 points of diversion located in NESE, & 2 points located in
NENW, S19. T2N, R1W.
Domestic use is for 5 homes & commercial use is for dairy
operation.

Water right number - A63-09743

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - 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.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 02/27/90 WHITNEY 03/30/95 POST-STD

+ - - - - Comments - - - - - +

No Comments Found

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

| | | | | | |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 11/03/1987 | Old Judicial District | - |
| Claim Received Date | - 02/28/1990 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| Proof Due Date | - 00/00/0000 | Proof Made Date | - 00/00/0000 | Water District | - |
| Licensed Date | - 00/00/0000 | Receipt Number | - W009797 | Federal/State Indicator | - S |
| Claims Tape Error Flg | - | POU Ownership Flag | - Y | Presumption Flag | - |
| Fee Exempt Flag | - | Name Connector | - | Notice of Error Flag | - |

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-9743

Priority: July 7, 1981 Amount: 1.93 CFS 385.6 AFA

This is to certify, that JAMES A. STEWART
JAMES J. STEWART

RT. 3 BOX 3638
NAMPA, ID 83651

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 5, 1981, and has submitted proof to the Department of Water Resources on June 7, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 6.47 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>VOLUME</u> |
|-----------------------|----------------------|--------------------------|---------------|
| Irrigation | 03/15 to 11/15 | 1.42 cfs | 319.5 afa |
| Stockwater | 01/01 to 12/31 | .30 cfs | 36.0 afa |
| Commercial | 01/01 to 12/31 | .10 cfs | 24.1 afa |
| Domestic | 01/01 to 12/31 | .11 cfs | 6.0 afa |
| Totals | | 1.93 CFS | 385.6 AFA |

LOCATION OF POINT OF DIVERSION(S): NWNE , Sec. 19, Township 2N, Range 1W
NENW , Sec. 19
NESE , Sec. 19

PLACE OF USE: Irrigation Canyon County

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|---------------|---------------|--------------|--------------|--------------|
| 2N | 1W | 19 | LOT 1(NWNW)33 | LOT 2(SWNW)38 | | | 71 |

Total number of acres irrigated: 71

PLACE OF USE: Domestic

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | | | |
|------------|------------|------------|------|------|------|
| 2N | 1W | 19 | NWNE | NENW | NESE |

PLACE OF USE: Stockwater, same as Irrigation use

PLACE OF USE: Commercial, same as Irrigation use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.

MICROFILMED

OCT 09 1987

State of Idaho
Department of Water Resources

PAGE 2

WATER RIGHT LICENSE

WATER RIGHT NO. 63-9743

CONDITIONS/REMARKS:

3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. 3 points of diversion located in NESE, & 2 points located in NENW, S19. T2N, R1W.
6. Domestic use is for 5 homes & commercial use is for dairy operation.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25TH day of September, 1987.

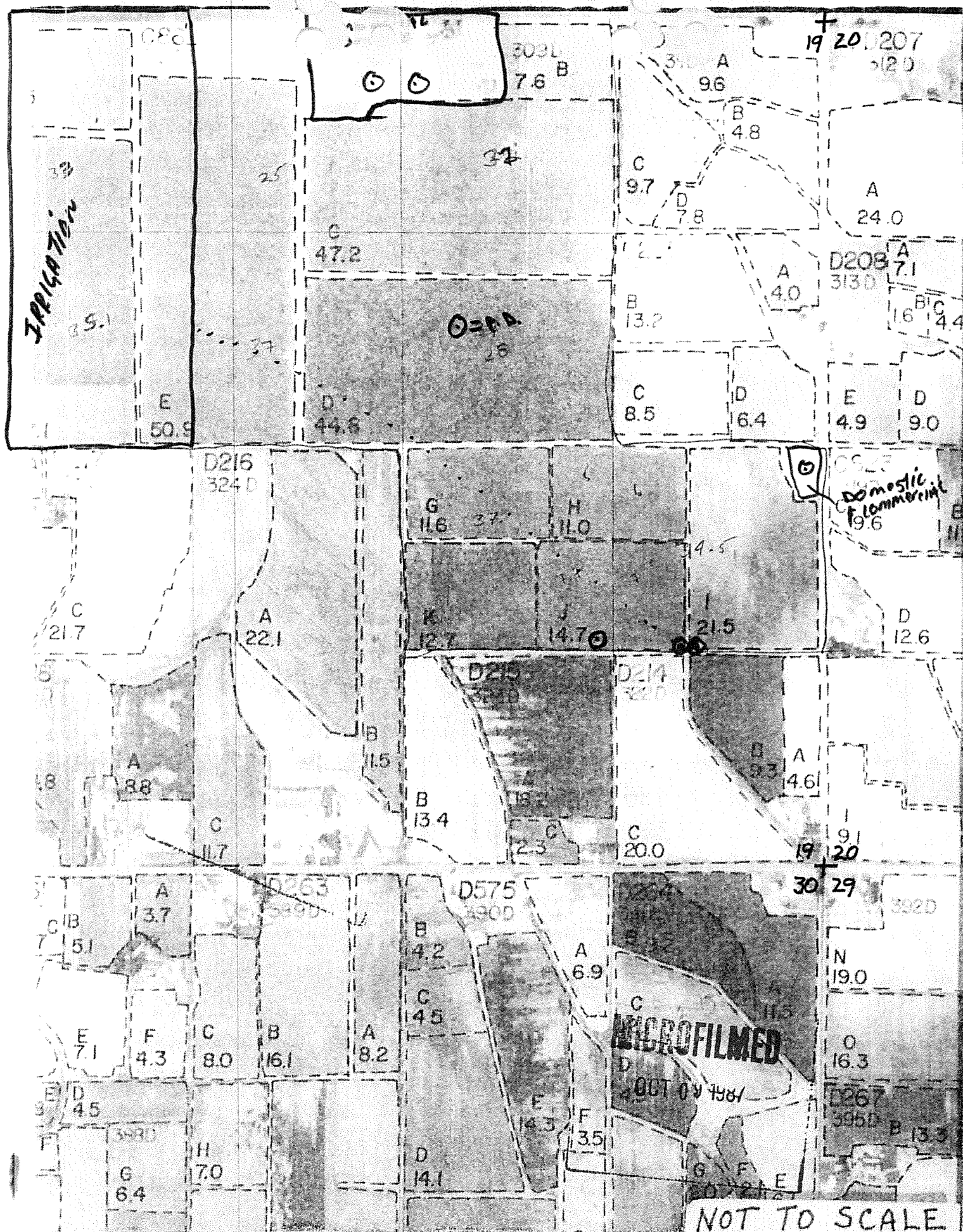
Acting for the

Director



RECORDED

OCT 09 1987



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Well #1 - 3.12 cfs - 50 hp. ($1400 \div 448.8 = 3.12$ cfs)
#2 - 0.46 cfs - 5 hp.
#3 - 0.30 cfs - 3 hp.
#4 - 0.10 cfs - 1 hp.
#5 - No measurement - NO Horsepower given
- Allow 0.04 cfs - (1 dom. unit)
#6 - 2.45 cfs - 30 hp.

Capacity = 6.47 cfs

b) Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4.5 = 319.5$
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 690.1$
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 63-2388 - Bureau of Rec. Boise Riverb) Other water rights with same point of diversion: 63-8606c) Analysis: Recommend R32 for P/U overlap

Capacity of irrigation wells = 5.57 cfs
(#1 & #6) $\rightarrow$ 4.0 cfs

Lic. 63-8606 1.57 cfs

ok to allow 1.42 for
this permit.

MICROFILMED

OCT 09 1987

pu. #125.2
exam fee
late

RECOMMENDED AMOUNTS

10 day

| 3. | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|----|------------|----------|----------|-----------|----------------------|-----------------|
| | 63-9743 | 6-7-1981 | 1.93 cfs | 6-5-1981 | 6-7-1982 | 6.47 cfs |

4. Permit Holder: James A. &/or James J. Stewart
Address: Rt. 3, Box 3638, Nampa, ID 83651

5. Source: gw tributary to ✓

| 6. Beneficial Use | Period of Use
From | To | Rate of Diversion
Q (cfs) | Annual Volume
V (afa) |
|---------------------|-----------------------|-------|------------------------------|--------------------------|
| Irrig. | 3-15 | 11-15 | 1.42 cfs | 319.5 AFA |
| Stockwater | 1-1 | 12-31 | 0.30 cfs | 36.0 AFA |
| Commercial | 1-1 | 12-31 | 0.10 cfs | 24.1 AFA |
| Domestic (5) | 1-1 | 12-31 | 0.11 cfs | 6.0 AFA |
| Allowable Maximums: | | | 1.93 cfs | 385.6 AFA |

7. Point(s) of Diversion:

| No. | Govt. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County |
|-----|------------|-----|-----|-----|------|------|------|--------|
| ✓ | (3 points) | NE | SE | | 19 | 2N | 1W | Canyon |
| ✓ | (2 points) | NE | NW | | 19 | 2N | 1W | " " |
| ✓ | | NW | NE | | 19 | 2N | 1W | " " |

8. Place(s) of Use ✓

| Twp. | Rge. | 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 | |
| 2N | 1W | 19 | | D | | | D | 33 | 38 | | | | | | D | | | | 71 |
| | | | | S | | | S | ↑ | ↑ | | | | | | | | | | |
| | | | | | | | | 62 | 17 | | | | | | | | | | |
| | | | | | | | | 62 | 12 | | | | | | | | | | |
| Total Acres <u>71</u> | | | | | | | | | | | | | | | | | | | |

9. Recommended Conditions/Remarks: D = Domestic S = Stockwater

3 P/D in NESE, S19, T2N, R1W.

2 P/D in NENW, S19, T2N, R1W.

Commercial use is for dairy operation.

R32

Needs an Order advancing priority
date due to late exam fee.

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None OCT 09 1987
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature _____ Date _____

Checked in Regional Office by _____ Date _____

Approved in State Office by R. Walker Date 4/7/87

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

KEYPUNCHED

A. GENERAL INFORMATION

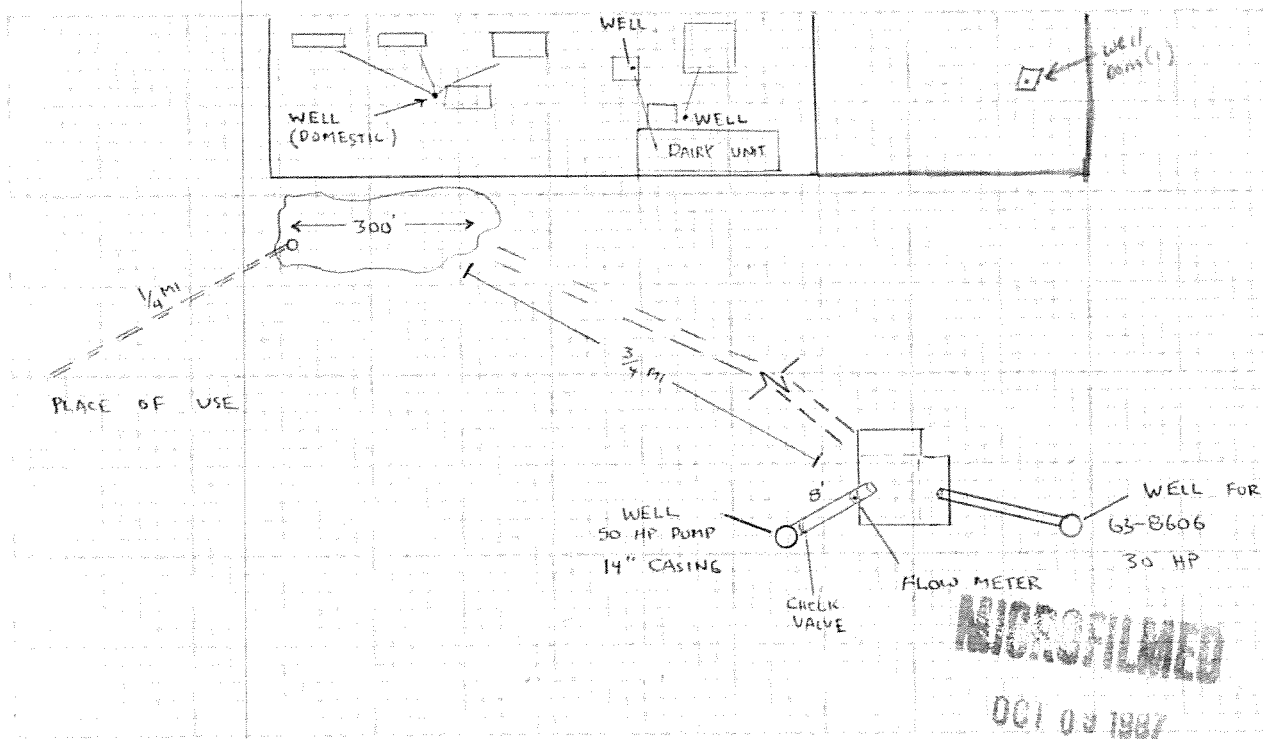
Permit No. 63-9743
1. Owner: James J Stewart Phone No. 466-6996
Current Address: Route 3, Box 3638, Nampa, ID 83651
2. Accompanied by: Jim Stewart EXAM. DATE: 8-8-86
Address: - Phone No. -
Relationship to Permit Holder: -
3. Source: Groundwater tributary to -

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: 63-8606
☒ Copies Attached ☒ Copies of Field Exam's Attached

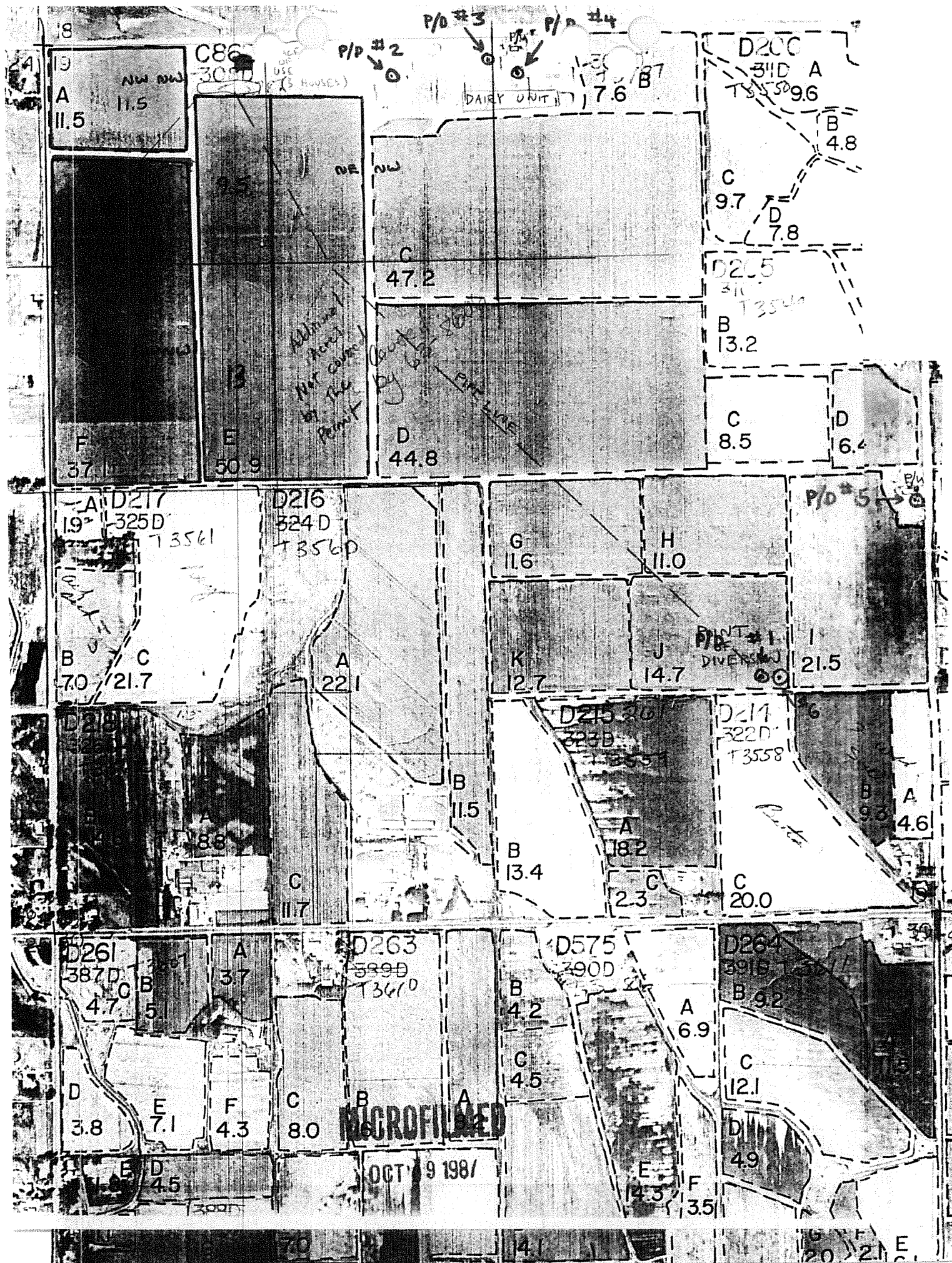
C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = VARIES

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☒ Aerial Photo Attached (required for irrigation of 10 acres or more).



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

3N

OWELL

35

2W

MORRIS

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.

Pat Stewart (partner)
(Applicant)

State of Idaho

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

irrig. - 240 acres

8:30 AM

TWIN SOUTH ON STA 7 miles
DEPT FLAT WEST $\frac{1}{2}$ mile FIRST Southside

63-8606

Permit No.

CONTACT WITH PERMIT HOLDER

| | DATE | INITIALS | REMARKS |
|---|---------|----------|----------------|
| ☒ Appointment letter mailed: | 4/29/81 | hjh | no appt. made. |
| ☐ Telephone call made:
(List Telephone No. used) | | | |
| ☐ Appointment scheduled for:
(Date, time, location) | | | |

EXAMINATION

Date 4 June 1981 Accompanied by MR. Stewart Total Q measured 4.8 4.78 cfs

If source is surface water, estimate total flow of source

Methods of measurement Flow meter / Cipolletti well Meets Permit requirements? yes

Measurement calculations:

#1 Flow meter = 2.95 CFS $2.95 + \frac{2.33}{2.36} = 4.78 \text{ cfs}$

#2 1.4' 3.5' Cipolletti = .62 CFS
.40' " " " = .298 CFS
2.98 - .62 = 2.36 CFS $4.5 \times 208.5 = 938.25 \text{ V}$

(see memo of 2/28/84 - kw)

| WELL/DIVERSION* NO. | HP | MOTOR MAKE | MOTOR SERIAL NO. | PUMP MAKE | PUMP SERIAL NO. | MEASURING DEVICE TYPE | CONDITION OF MEAS. DEV. | REMARKS |
|---------------------|----|------------|------------------|-----------|-----------------|-----------------------|-------------------------|-----------------|
| 1 | 20 | U.S. Motor | 2216541 | Vert Line | 3820838 | McDonald | good | |
| | 15 | | | Vert Line | 29614 | Weir | Acceptable | 3.5' Cipolletti |

System Description Pumps into gravity irrigation system into re-lift pond

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

RECOMMENDED AMOUNTS

Irrigation requirement = 4.5 AFA/Acre

| USE | Q (cfs) | V (afa) | FROM | TO |
|----------------------------|---------|---------|--------|------|
| irrigation ✓ | 4.17 | 938.25 | 3/15 ✓ | 4/15 |
| Allow 4.0 cfs - per permit | 4.0 ✓ | 938.3 ✓ | | |
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| | | | | |
| Total | 4.17 | 938.3 ✓ | | |

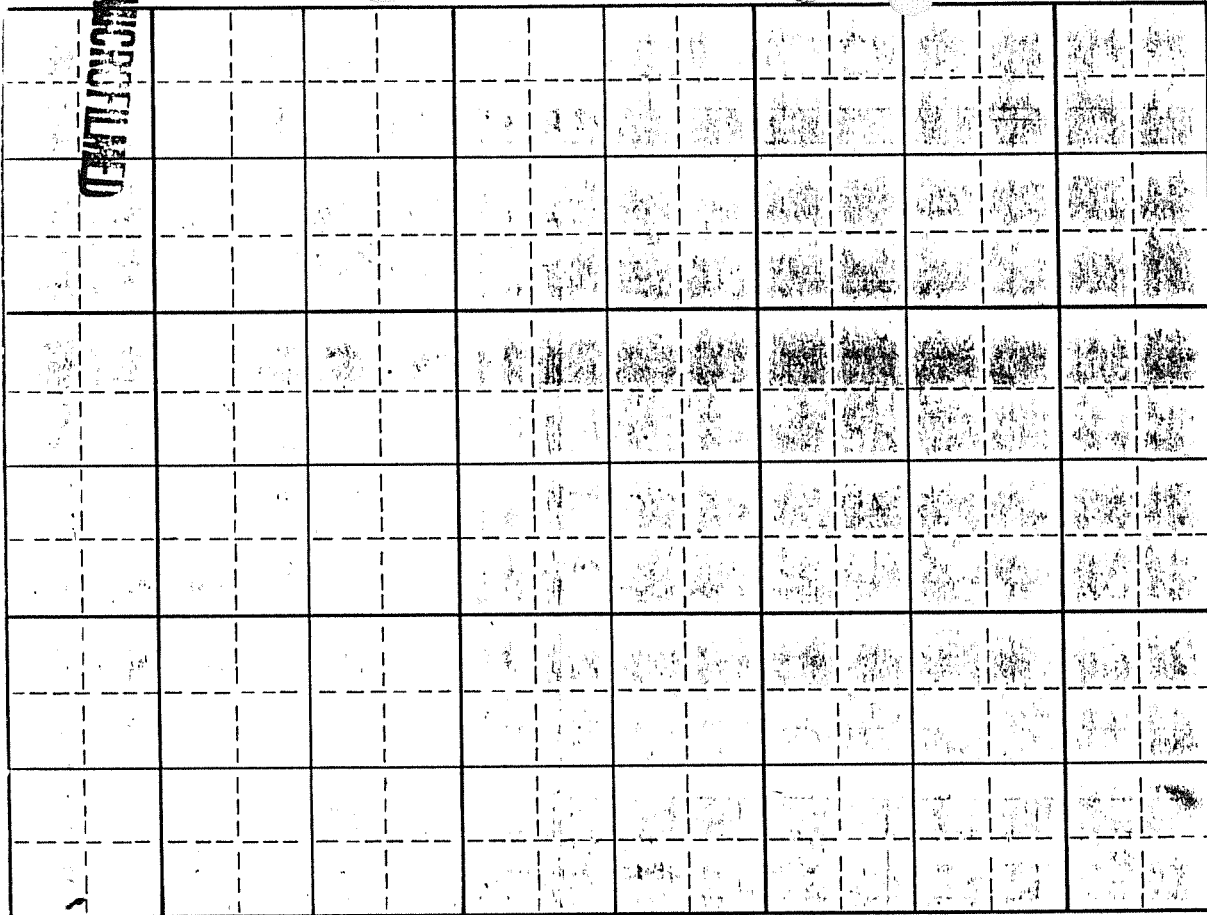
Remarks 45' from CANAL 4' Cipolletti
42' 14' 3.5' Cipolletti From ditch
40' TOTAL

315' deep BOWLS @ 120'

The water goes into concrete ditch system, waste water is stored in pond and re-lifted so little if any water is wasted.

Applicant came in to file on extra water to cover the area not covered by this permit. **DO NOT Film!**

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: NE SE 519 2N 1W ✓

Place(s) of Use ✓ Less acreage

| TWP. | RGE. | SEC. | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTALS |
|------|------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|--------|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| 2N | 1W | 19 | | 37 | 38 | | 25 | | | 37 | | | | | 37.5 | 37 | | | 208.5v |
| | | | | | | | | | | | | | | | | | | | |
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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

Do Not Film !!

Examiner's Signature W. E. Mann

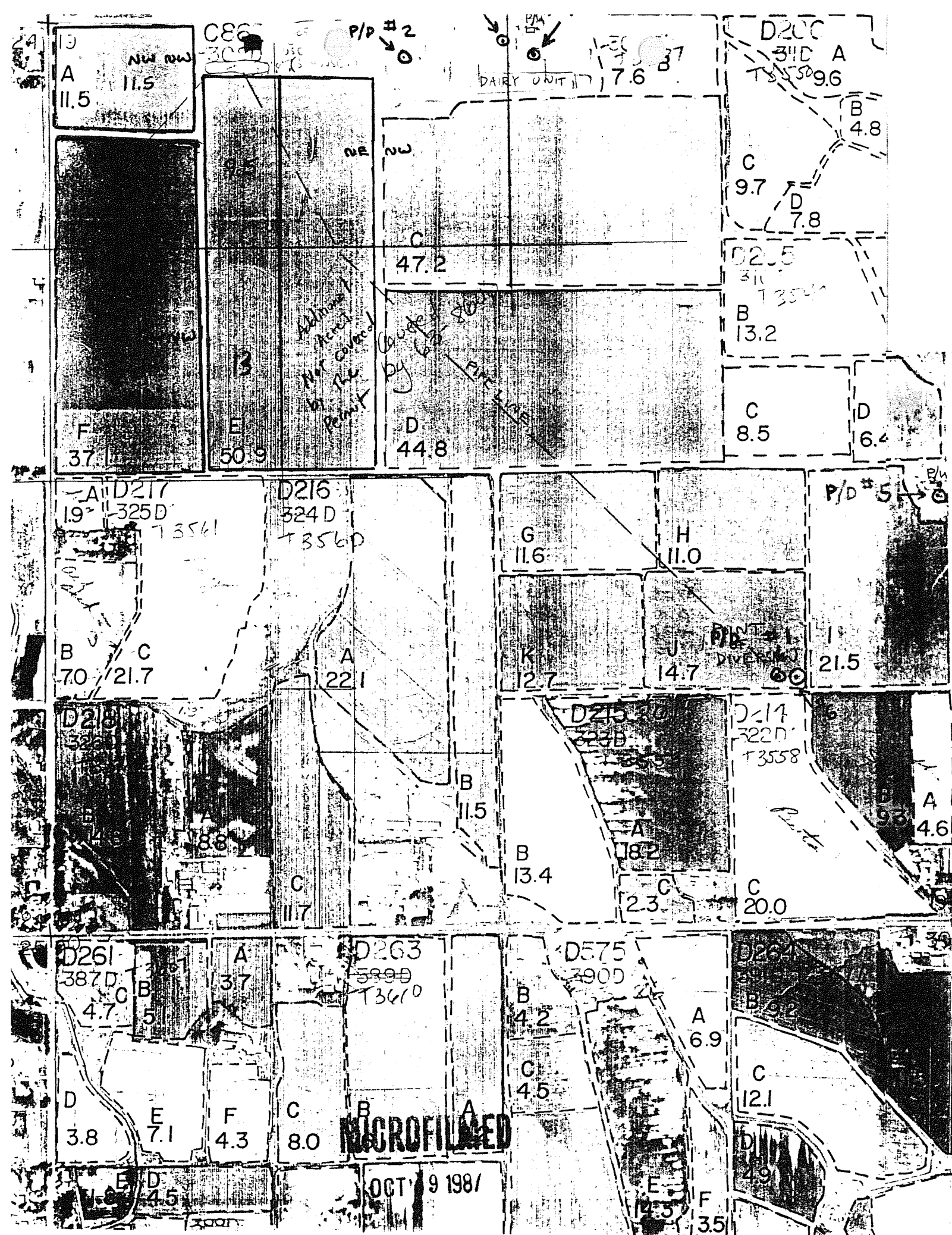
Date 5 June 1982

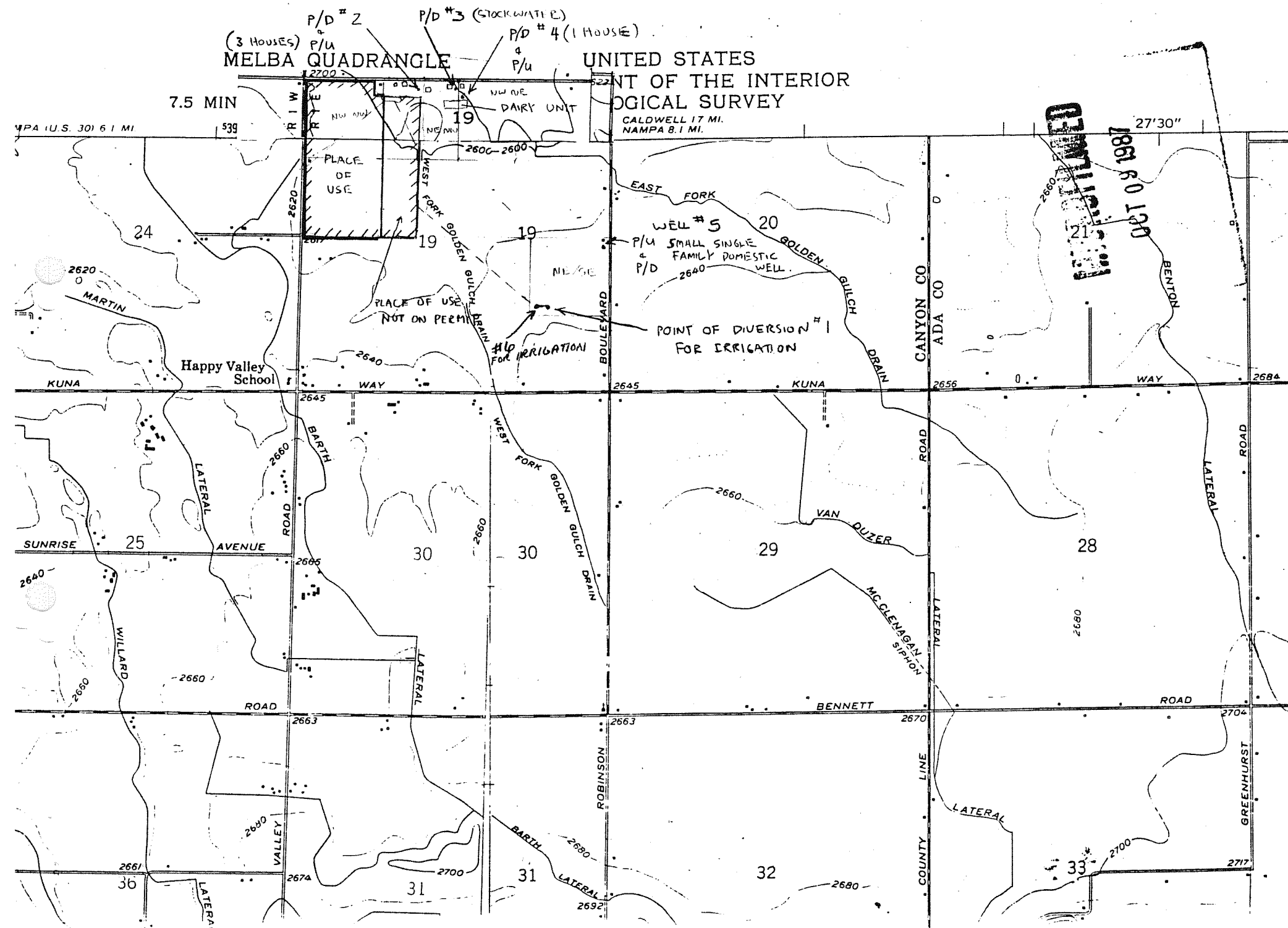
Checked by 625

Date 4/23/82

Approved by 625 Ray Walker

Date 4/23/82 2-28-84





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant JAMES A. AND/OR JAMES J. STEWART Phone 466-6996

Post office address Route 3, Box 3638, Nampa, ID 83651

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is 3 points NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19 Township 2N

Range 1W B.M. _____ Canyon _____ County, additional points of diversion if any: _____

NWNE, NENW, NWSE, Sec. 19, T. 2N, R. 1W

4. Water will be used for the following purposes:

Amount 1.6 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .13 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .58 for stockwater purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .11 for commercial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Wells, pumps, and pipelines

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

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 19 Township 2N

Range 1W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 900 dairy cows

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 8.

(5) If water is to be used for other purposes describe: Cleaning dairy barn and associated areas make up the commercial use

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OCT 09 1987

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

| TWP | RANGE | SEC. | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| 2N | 1W | 19 | | X | | | X | 40 | 40 | | | | | | X | | | | 80 |
| | | | | | | | | | | | | | | | | | | | |
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Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes as described above. 63-8606

Boise Kuna Irrigation District

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 Supplemental to irrigation district water

RECORDED

OCT 09 1987

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.

MICROFILMED

OCT 09 1987

J. J. Stewart
(Applicant)

Proposed Priority 6/5/81

Received by Cem Date 5 June 1981 Time 2:25 pm
Preliminary check by CLS Fee \$ 65.09/00 # 19409
Receipted by Cem Date 5 June 1981
Publication prepared by DBS Date 6/15/81
Published in IDAHO PRESS-TRIBUNE
Publication dates 6/18 & 6/25/81
Publication approved JG Date 7/8/81
Protests filed by: [Signature]

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DBS [Signature]

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. 63-9743, 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 August 1, 19 82.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 16TH day of July, 19 81.

[Signature]
Administrator, Resources Admin. Div.

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OCT 09 1987