

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: A63-10287
Date Received: 2/13/1990
Receipt No: MOO 5256
Received By: JRC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SHIRLENE ROSS 208-722-6667
Address: 25731 DON LANE
PARMA, ID 83660

AND/OR

Name: RICHARD ROSS 208-722-6667
Address: 25731 DON LANE
PARMA, ID 83660

2. Date of Priority: JUN 29, 1985

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	04W	29	SE	NW	NW		CANYON

5. Description of diverting works:

8" CASING WITH 5 HP MOTOR WITH FLOOD IRR AND GATED PIPE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.120		27.00

7. Total Quantity Appropriated is:

0.120 C.F.S. (and/or) 27.00 A.F.A.

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

A63-10287

Page 1

Date: 02/13/90

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AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	29	NW	NW		IRR	6.0
Section Acres							6.0
Total Acres							6.0

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:
NONE

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 ☒ 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): Richard Bass Date: 2-13-90
Shirlene Lass Date: Feb. 13, 1990

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 13 day

of Feb 19 90

John Dal Carlos
Notary Public

Seal

Residing at Boise Id

My Commission Expires 6/2/94

RESOURCES

-W

63-102A7

ED STATES
T OF THE INTERIOR
ICAL SURVEY



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AUG 24 1992

09/29/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-10287

SHIRLENE ROSS
25731 DON LN
PARMA ID 83660
Telephone Number: (208) 722-6667

RICHARD ROSS
25731 DON LN
PARMA ID 83660
Telephone Number: (208) 722-6667

RECEIVED

OCT 16 2006

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-11-06 SIGNATURE: Shirlene Ross

Please print your name: Shirlene Ross

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

08/17/2006

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

RIGHT NUMBER: 63-10287
NAME AND ADDRESS: SHIRLENE ROSS
25731 DON LN
PARMA ID 83660
RICHARD ROSS
25731 DON LN
PARMA ID 83660

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.120 CFS
27.000 AFY

PRIORITY DATE: 06/29/1985

POINT OF DIVERSION:
T05N R04W S29 SENWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.120 CFS 27.00 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
T05N R04W S29 NWNW 6.00

6 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right 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.



Idaho Department of Water Resources

63-10287

T05N R04W S29



29

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

Total irrigated
acres = 6.0



400 0 400 800 Feet

IDWR
Prepared by: Sandy Egbert
Date: August 17, 2006
1987 NAAP Photography

5/2/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page1

[illegible]

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

Right	63 8947	DONALD G JOHNSTON, BETTY M JOHNSTON,	GROUND WATER	05N04W29														15			14	29	
Right	63 8959	RICHARD ROSS, SHIRLENE ROSS,	GROUND WATER	05N04W29						X												0	
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	05N04W29	X	X																0	
Claim	63 21054	ROBERT K STEPHENS, LINDA J STEPHENS,	SAND HOLLOW CREEK	05N04W29						14												14	
Claim	63 4588	JANELLE KUESPERT, PAUL D KUESPERT,	SAND HOLLOW CREEK	05N04W29							18				7							25	
Rec	63 21054	ROBERT K STEPHENS, LINDA J STEPHENS,	SAND HOLLOW CREEK	05N04W29						14												14	
Rec	63 4588	JANELLE KUESPERT, PAUL D KUESPERT,	SAND HOLLOW CREEK	05N04W29							18				7							25	
Claim	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W29		13			40	40	40	40	40	40	34	34	10	18	40	40	28	24	481
Rec	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0	
Claim	63 8030	RICHARD ROSS, SHIRLENE ROSS,	SAND HOLLOW SLOUGH	05N04W29						8												8	
Rec	63 8030	RICHARD ROSS, SHIRLENE ROSS,	SAND HOLLOW SLOUGH	05N04W29						8												8	
Right	63 8030	KENNETH HOOPER,	SAND HOLLOW SLOUGH	05N04W29						8												8	
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	05N04W29	X	X																0	
Claim	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																	8	8	
Claim	63 4807	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																	7	7	
Rec	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																	8	8	
Right	63 11165	NOLA F YEAKEL, LESTER S YEAKEL,	UNNAMED DRAIN	05N04W29												25						25	
Right	63 4573	NOLA F YEAKEL, LESTER S YEAKEL,	UNNAMED DRAIN	05N04W29												40						40	
Right	63 4807	H J BRYANT,	UNNAMED DRAIN	05N04W29																	7	7	
Claim	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29													5			2		7	
Rec	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29													5			2		7	

5/2/2006

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Page4

Right	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29													5			2		7
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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. [REDACTED]

Priority: June 29, 1985 Amount: 0.12 CFS 27.0 AFA

This is to certify, that SHIRLENE ROSS
RICHARD ROSS

RT. 1 BOX 1133
PARMA, ID 83660

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 23, 1985, and has submitted proof to the Department of Water Resources on July 1, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .670 cfs of water from a GROUNDWATER source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.12 CFS	27.0 AFA

LOCATION OF POINT OF DIVERSION(S): NWNW , Sec. 29, Township 05N, Range 04W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	04W	29	NWNW	6		6

Total number of acres irrigated: 6

CONDITIONS/REMARKS:

1. The right to the use of 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.
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.

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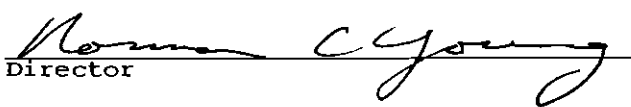
PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10287

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 18TH
day of OCTOBER, 1988.


Director

DEC 02 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant KENNETH L. HOOPER Phone 722-5140

Post office address Rt. #1, Box 1133, PARMA, ID 83660

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

3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29 Township 5N

Range 4W B.M. CANYON County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .12 for IRRIGATION purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .12 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 5 HP PUMP IN WELL
W/FLOOD IRRIGATION VIA GATED PIPE.

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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____

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

(5) If water is to be used for other purposes describe: _____

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

[illegible]

Total number of acres to be irrigated 60

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

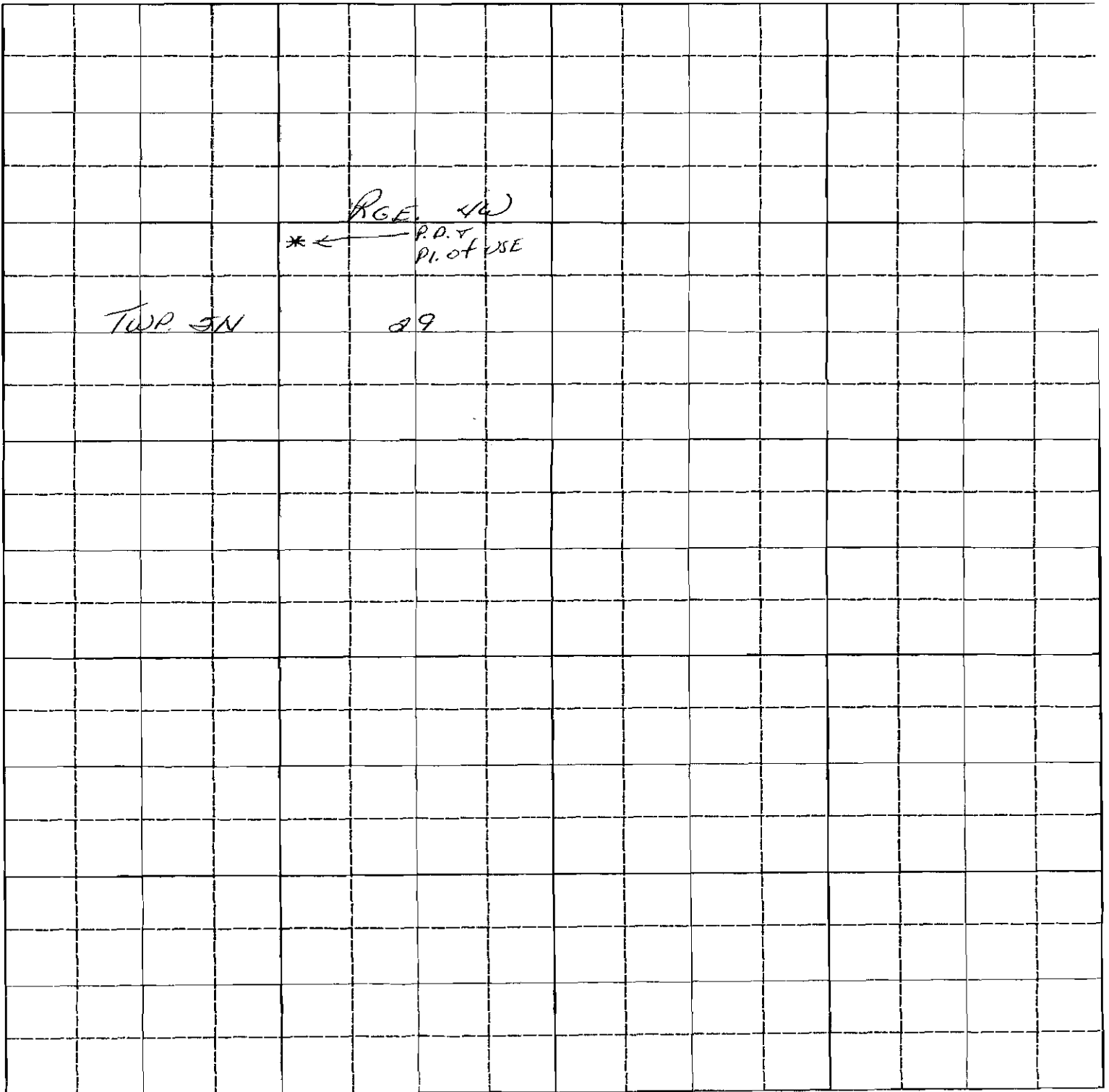
9. a. Who owns the property at the point of diversion APPLICANT

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

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

10. Remarks _____

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.

Ronald L. Hooper
(Applicant)

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Proposed Priority 4/23/85

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Received by JG Date 4/23/85 Time 12:00 A.M.

Preliminary check by CLS Fee \$ 30.00

Received by JG Date 4/23/85 # 36051

Publication prepared by SP Date 4/25/85

Published in Press-Tribune

Publication dates 5/1 & 5/2/85

Publication approved hr Date 5/13/85

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by pbs kw

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. 63-10287, 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 July 1, 19 86.
- 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:

Witness my hand this 12th day of June, 1985.

J. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

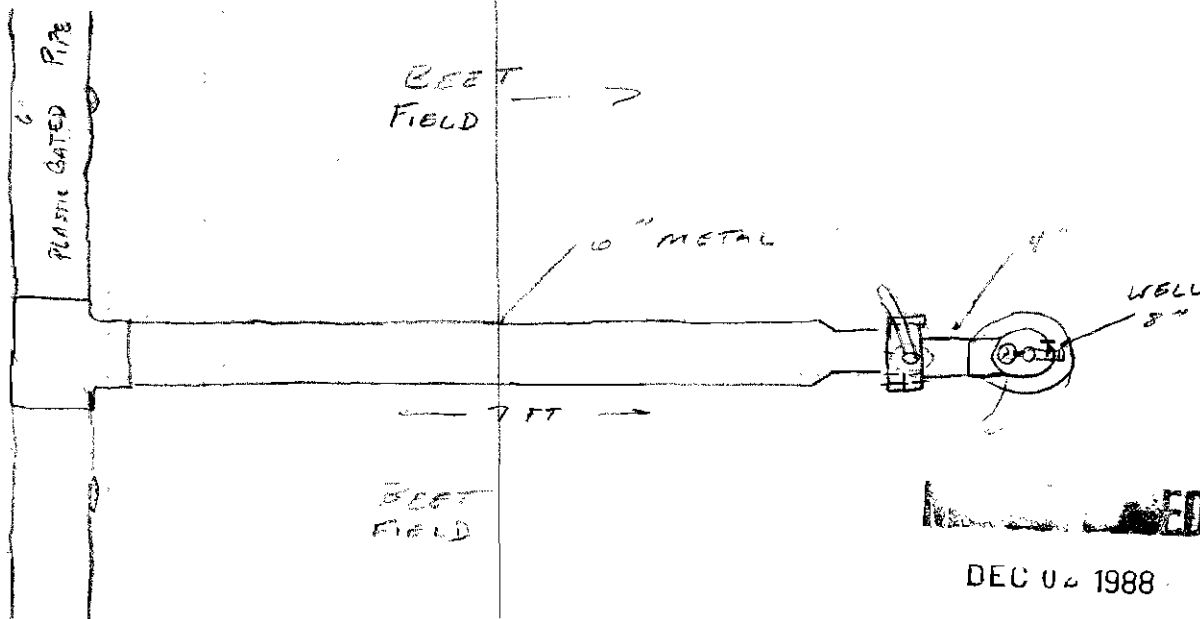
Permit No. 63-10287
1. Owner: KENNETH L. HODDER Phone No. 722-5160
Current Address: Rt #1 Box 1133 PARMA, ID 83660
2. Accompanied by: SAME EXAM. DATE: _____
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: GROUND WATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: LAND WAS UNDER BLACK CANYON
IRRIGATION RIGHTS 63-8957 HIS DOMESTIC WELL - NO OTHER ☒ COPIES ATTACHED
2. Other water rights with same point of diversion: THE SAME AS P.U.
☒ 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" = 1 FT

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

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

WELL IS SOFT DEED WITH 38 FT OF 8" CASING. 5 HP pump SET ABOUT 38 FT DOWN WITH 4" DISCHARGE THAT EXPANDS UP 6" WHICH GOES TO 6" GATED PIPE WHICH RUNS ALONG ONE SIDE OF FIELD

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
SUBMERGIBLE		5 Hp		JACUPEL	
OTHER INFORMATION	UNKNOWN				

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	NW	29	5N	4W	CANYON	USGS QUAD

6. **Place(s) of Use:**

Indicate Method of Determination

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	
5N	4W	29					6												

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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

NO WAY TO MEASURE BECAUSE USING GATED
PIPE
+ OWNER SAID WELL PUMPS ABOUT 300 GPM

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: THEORETICAL $\frac{5HP \times 8.8 \times .8}{35 + (2.31 \times 1)} = .94 \text{ cfs}$

2. Alternate Method for Checking Purposes:

$6 \text{ acres} \times \frac{.02 \text{ cfs}}{\text{acre}} = .12 \text{ cfs}$
.12 < .94 o.k ✓

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ampsx .001732 = _____ (6)
Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 6 \times 4.5 = 27 \text{ cfs}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .12 \times 245 \times 1.98 = 58.2$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 27 \text{ cfs}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

ORIGINALLY THE LAND WAS IRRIGATED WITH A DITCH, BUT WHEN THE LAND WAS SOLD THE WATER DITCH ALLOTMENT WAS NOT SOLD WITH IT.

X I DROVE ALONG 2 SIDES OF PROPERTY AND IT WAS $\frac{1}{2}$ OF A MILE LONG & WIDE WHICH COMES TO 528 FT IN $\frac{1}{10}$ MILE SO $\rightarrow 528 \times 528 = 278,784 / 43,560 = 6.4$ ACRES. BUT ONE CORNER IS CUT OFF, SO IT ISN'T SQUARE. SO IT IS ABOUT 6 ACRES.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRRIGATION	3-15	11-15	.12 cfs	27 afa
Totals:			.12 cfs	27 afa

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name QUENTIN NESBITT
 Signature [Signature]
 Certification Date _____
 Field Report Preparation Date 8-12-87

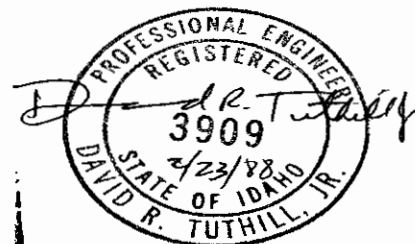
BD
8/14/87

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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DEC 02 1988



2671 IV SW
(PARMA)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

10287-439

