

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: **A63-10408**
Date Received: 3/13/1990
Receipt No: W010995
Received By: _____

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

1. Name: EARL M TUCKNESS 208-466-3701
Address: 14557 FLORIDA AVE
CALDWELL ID 83605

2. Date of Priority: APR 13, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	23	SE	NW			CANYON

5. Description of diverting works:
WELL TO GATED PIPE TO CEMENT DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is 280.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	23	NE	NW		IRR	40.0
			SE	NW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

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:

NAMPA-MERIDIAN IRR. DISTRICT & WILDER IRR. DISTRICT

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): _____ Date: _____

_____ Date: _____

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State of Idaho)
County of _____) SS.

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

Seal

Notary Public

Residing at _____

My Commission Expires _____

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JUL 26 1994

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:

Ident. Number

Date Received

Receipt Number

39576 EXISTING
RIGHT

A63-10408

3-13-90

W010995

RECEIVED
MAR 13 1990

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Earl M. Tuckness Phone (208) 466-3701Mailing Address 14557 Florida Caldwell Idaho Zip 836052. Date of Priority (Only one (1) per claim) 4/13/873. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3 N Range 3 W Section 23,
_____ 1/4 of SE 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. well to gated pipe tocement ditch

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 280 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
~~23~~	~~3N~~	~~3W~~																	~~80~~
23	3N	3W					40			40									80

Total number of acres irrigated 80

11. In which county (ies) are lands listed above as place of use located? Canyon

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Wilder Irrigation District & Nampa Meridian District or None ()

14. Remarks:

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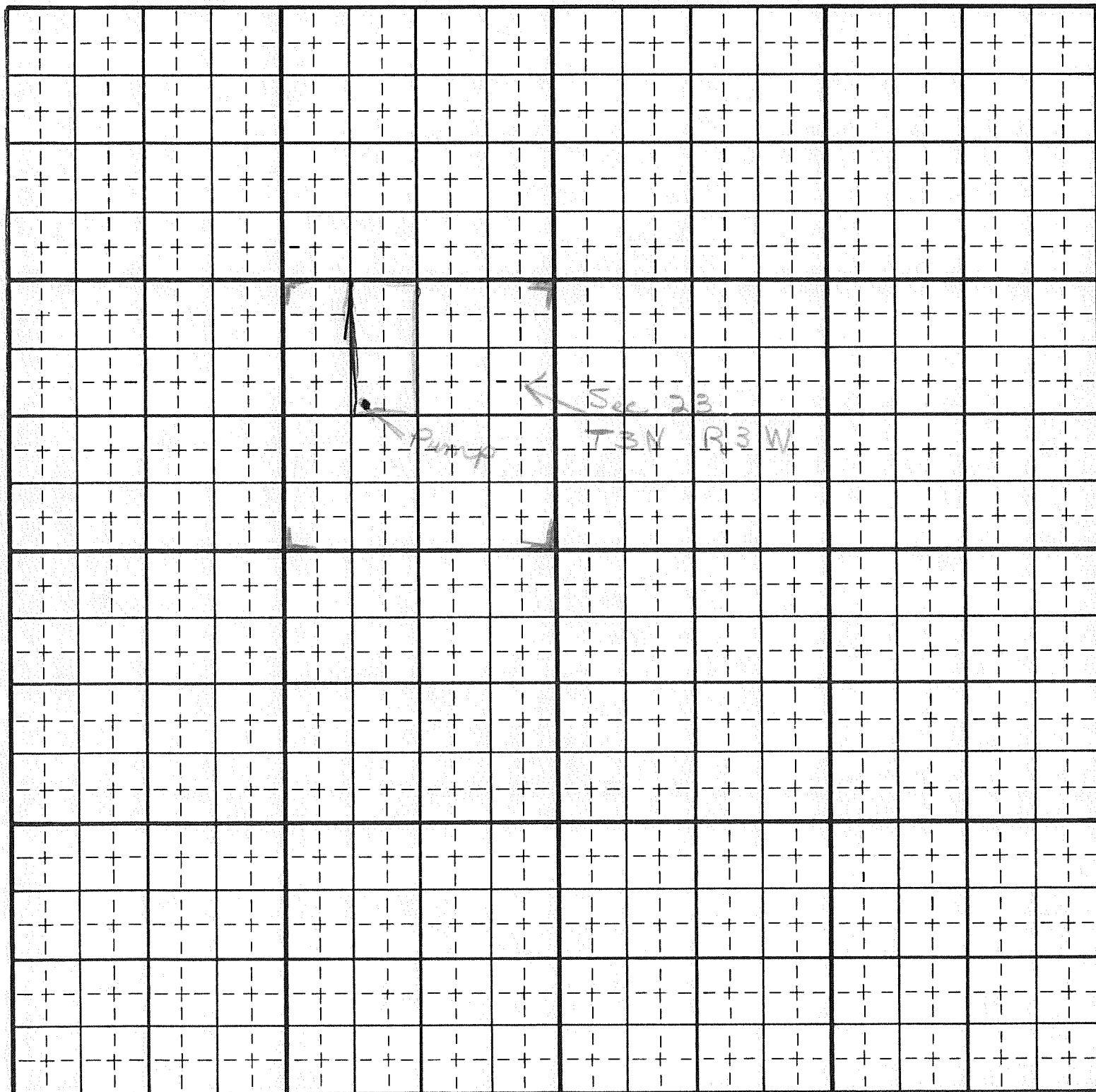
JUL 26 1994

Last Name Tuckness Ident No. 63-10408

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



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JUL 26 1994

Last Name Tuckness

Ident No. 63-10408

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit 63-10408
Decree _____
If applicable provide IDWR Water Right Number ~~63-10408~~
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Eaton Tuckness Date 3/12/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____
Title _____
of _____, that I have signed the foregoing
Organization _____
document in the space below as _____ of _____
Title _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 12th day of March 19 90

SEAL

Notary Public Ether W. Hallard
Residing at Baldwell, Idaho
My Commission Expires 7-25-93

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

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JUL 26 1994

Last Name Tuckness Ident. Number 63-10408

Copies White-State, Yellow-Claimant

Water Right Number - 63-10408

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
TUCKNESS

EARL M.

1 - 14557 FLORIDA AVE.

2 -

3 -

City- CALDWELL

State- ID Zip- 836050000

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
04/13/1987 14 WESTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
03N 03W 23 NE SW (27) CANYON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.610 296.40

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.610 296.40 0.610

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
03N 03W 23 NE NW 35.0 01 IRRIGATION (27) CANYON
03N 03W 23 SE NW 28.0 01 IRRIGATION (27) CANYON
03N 03W 23 NE SW 9.0 01 IRRIGATION (27) CANYON

Total Acres: 72.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NAMPA-MERIDIAN IRR. DISTRICT & WILDER IRR. DISTRICT

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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Prefix Translation: WATER RIGHT

+ - Decree Date - +
00/00/0000

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

Proof Due Date	- 08/01/1988	Field Exam Made	- 07/14/1989	Field Exam Fee	- R
Approved/Denied	- 07/23/1987	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 07/06/1988	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 12/18/1990	Appl Received	- 04/13/1987	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

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JUL 26 1994

12-1-92

ADJUDICATION CLAIM REVIEW CHECKLIST

CLAIMANT'S NAME

TUCKNESS

CLAIM IDENT. NO.

LICENSE NO. AL3-10408

DATE RECEIVED 3/13/90 RECEIPT 4010995 FEE PAID \$130 FEE REQ'D \$130

	YES	NO	Require Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.			
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	N/A ☒	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	☒	☐	*
Is the period of use included?			
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	N/A ☒	☐	
Is the consumptive use correct?	N/A ☒	☐	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☒	N/A ☒	*
If multiple domestic, is single ownership indicated?	☒	N/A ☒	
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	N/A ☒	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed?	N/A ☒	☐	*
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	☒	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim?	N/A ☒	☐	
(If yes, attach a proof report & complete number change)			
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid?	N/A ☒	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	☒	☐	*
22. Is the fee enclosed correct?	☒	Exempt ☐	*

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JUL 26 1994

- | | YES | NO |
|---|-------------------------------------|-------------------------------------|
| 23. Is this claim being rejected and returned to claimant? | ☐ | ☒ |
| 24. Can this claim be data entered? | ☒ | ☐ |
| 25. Was claim modified? | ☐ | ☒ |
| If yes, do modifications require notification to claimant? | | |
| Note: Modifications made must be explained in comments stating where the information for any changes was found. | | |

Claim reviewed by: [Signature] Date 1-22-93

Claim data entered by: [Signature] Date 6-23-93

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments:

This claim was filed on an existing
license, however, when the claim was filed
it was still a permit & the license is
different from the permit. Fees paid are
sufficient for acres licensed and licensed
right will be what is recommended. OK to
data enter as claimed & change for "P" file
later.

08/22/2006

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

RIGHT NUMBER: 63-10408

NAME AND ADDRESS: EARL M TUCKNESS
14557 FLORIDA AVE
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.500 CFS
258.300 AFY

PRIORITY DATE: 04/13/1987

POINT OF DIVERSION:

T03N R03W S23 SENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.500 CFS

258.30 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

T03N R03W S23

NENW

35.00

T03N R03W S23

SENEW

28.00

63 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

Use of this right is combined with water from Nampa Meridian Irrigation District.

Use of this right is combined with water from Wilder Irrigation District.



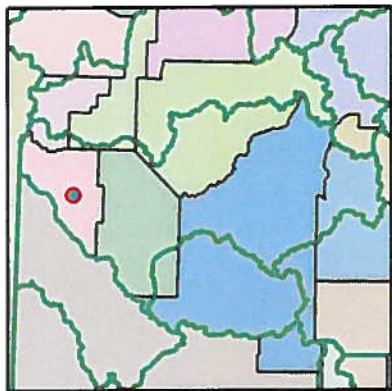
Idaho Department of Water Resources

SRBA Recommendation:

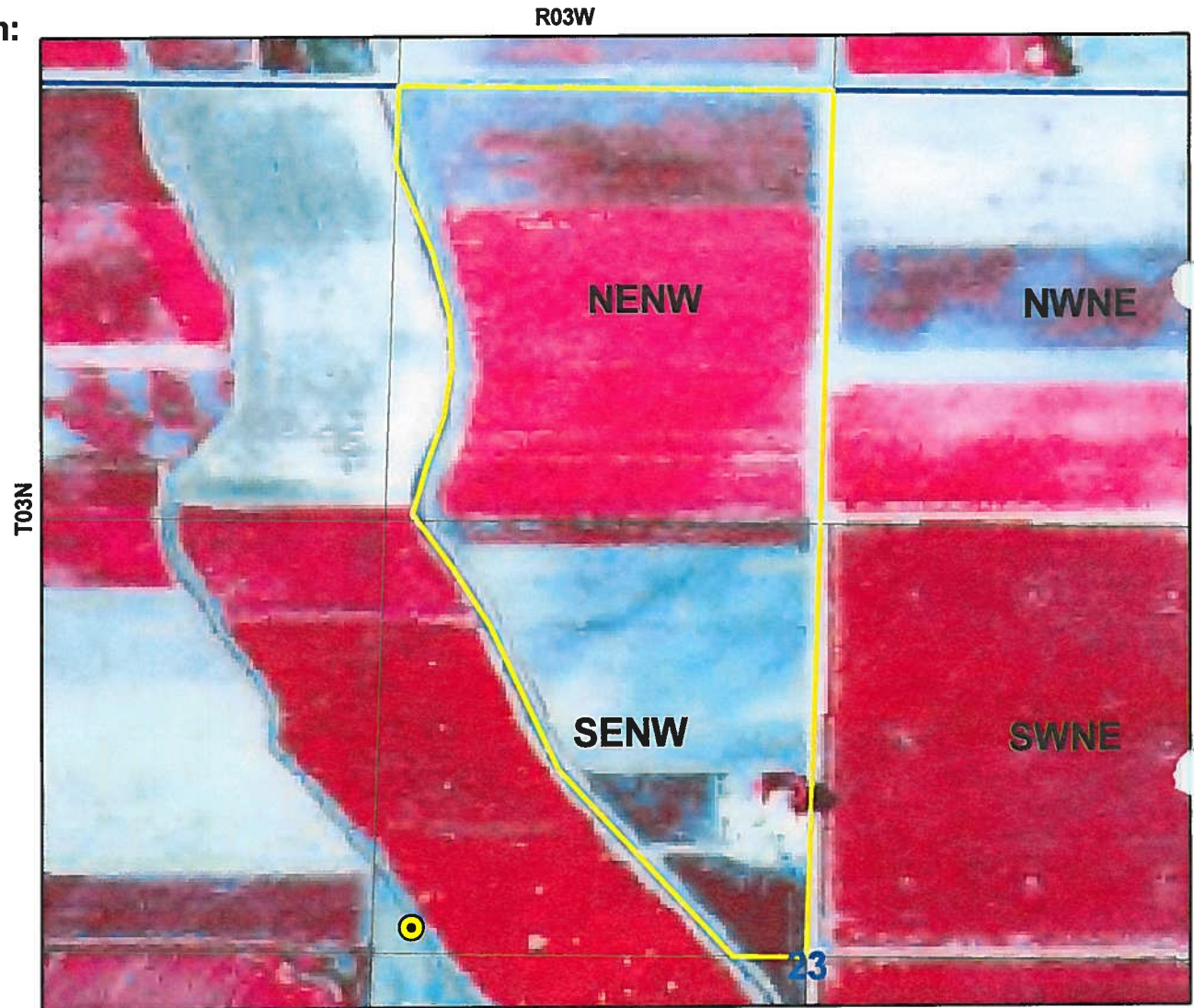
63-10408

Legend

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



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles



Prepared by S. Egbert
On Wednesday, August 23, 2006
1987/88 Aerial Photography

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

[illegible]

5/2/2006

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

Page3

Rec	63 2109	UNITED STATES OF AMERICA ACTING THROUGH,	MASON CREEK	03N03W23	X	X	X	X	X		X	X				X	X	X	X	X	0
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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10408

Priority: April 13, 1987

Maximum Diversion Rate: 0.61 CFS
Maximum Diversion Volume:¹ 296.4 AF

This is to certify, that EARL M. TUCKNESS
14557 FLORIDA AVE.

CALDWELL, ID 836050000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 13, 1987; and has submitted Proof of Beneficial Use on July 6, 1988. An examination indicates that the works have a diversion capacity of .610 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.61 CFS	296.4 AF

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 23, Township 03N, Range 03W
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>
03N	03W	23	NENW 35	SENW 28	NESW 9	72
Total number of acres irrigated:						72

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

JAN 07 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10408

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 December, 1990.

Acting for R. Keith Higginson, Director

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JAN 07 1991

State of Idaho
Department of Water Resources

RECEIVED
NOV 26 1990

APPLICATION FOR AMENDMENT
(For Licensing Purposes) Department of Water Resources
WATER RIGHT NO. 63-10408

Date of Priority: April 13, 1987

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.61 CFS
296.4 AF
APPROVED

Comes now
14557 FLORIDA
CALDWELL, ID 836050000

EARL M. TUCKNESS

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-10408, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.61 CFS	296.4 AF

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 23, Township 03N, Range 03W
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>
03N	03W	23	NENW 35	SENW 28	NESW 9	72
Total number of acres irrigated:						72

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Caldwell, this 23 day of November, 1990.

Earl M. Tuckness
(Signature)
MICROFILMED

Enclosed \$20.00

JAN 07 1991

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-10408

FOR DEPARTMENT USE ONLY

#C018964

Preliminary check by SA Fee \$ \$20.00

Received by SA Date 11/26/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 63-10408 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 18th day of December, 19 90.

Acting for

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

JAN 07 1991

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 Earl M. Tuckness Phone 466-3701
Post office address Rt. 10, Box 65 Caldwell, ID 83605

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

3. Location of point of diversion is _____ 1/4 of SE _____ 1/4 of NW _____ 1/4, Govt. Lot _____
Sec. 23 Township 3N Range 3W B.M. Canyon County; additional
points of diversion if any: _____

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 _____ 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 is (a) 1.6 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump, pipeline & cement
ditch

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 10-12 inches; proposed depth of well is 300-400 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

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AUG 20 1987

8. Description of proposed uses (if information only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

Total number of acres to be irrigated 80

10. Describe any other water rights used for the same purposes as described above. Irrigation
under Nampa-Meridian Irrigation Dist. & Wilder Irrigation District

11. 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. _____

12. Remarks: _____

REPRODUCED

AUG 20 1987

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

Section
23
T3N R3W

MICROFILMED
AUG 20 1987

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.

Earl M. Tackney
(Applicant)

Received by J.J. Date 4-14-87 Time 3:00 Proposed Priority 4/13/87
Fee \$ 65.00 Receipted by LR # 42327 Date 4/15/87
Publication prepared by JL Date 4-29-1987 Published in Press-Tribune
Publication approved LR Date 7/6/87

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. 63-10408, 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, 1988.

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: If construction of the well under this permit was not initiated prior to July 1, 1987, commencement of well construction or diversion of water under this permit is prohibited unless a drilling permit is obtained from the Department.

Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 23rd day of July, 1987.

J. New Saylor
Chief, Operations Bureau

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AUG 20 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
MAY 18 1990
Department of Water Resources

A. GENERAL INFORMATION

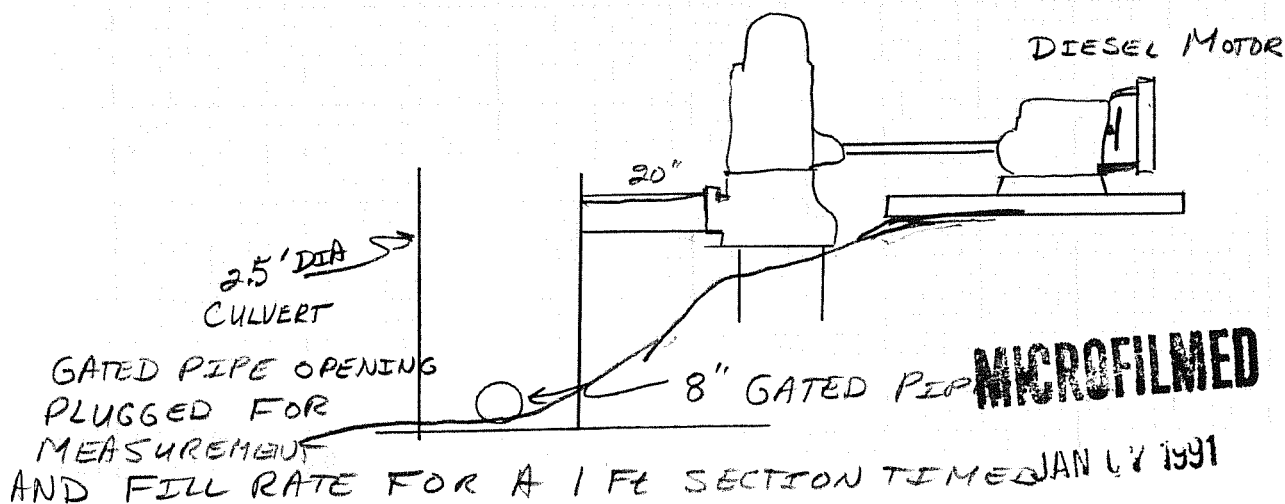
1. Owner: EARL M. TUCKNESS Permit No. 63-10408
Current Address: 14557 FLORDIA CALDWELL ID 83605 Phone No. 466-3701
2. Accompanied by: EARL TUCKNESS EXAM. DATE: 7-14-89
Address: _____ Phone No. _____
Relationship to Permit Holder: OWNER
3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: DITCH CO. WATER ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ 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" = _____.

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 (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

THE SYSTEM IS A WELL WITH OPEN DISCHARGE INTO A 40" VERTICAL SECTION OF A 2.5' DIA CULVERT WITH AN 8" GATED PIPE EXITING FROM THE BOTTOM OF THE CULVERT. THIS PIPE RUNS WEST APPROX 30' THEN TURNS NORTH FOR APPROX 500 FEET WHERE IT DISCHARGES INTO A CEMENT DITCH. THIS IS A SUPPLEMENTAL SOURCE FOR DITCH C&D WATER AND USES THE EXISTING DISTRIBUTION SYSTEM EXCEPT FOR THE 2.9 ACRE CORNER OF LAND AT THE WELL SITE

☐ 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
	PERKINS	42	UNKNOWN	UNKNOWN	8"

*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
					NE SW 23	3N	3W	CANYON	AERIAL PHOTO.

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	
3N	3W	23					35			28	9								72

Do not use this space

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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

MEASURED FILL TIME FOR A 1' SECTION OF A 2.5' VERTICAL CULVERT
THREE TRIES VOLUME OF CONTAINER = $\pi (1.25)^2 \times 1 = 4.9 \text{ cu ft}$
#1 - 8 SEC $4.9 \text{ cu ft} / 8 \text{ sec} = 0.61 \text{ CFS}$
#2 - 8.2 SEC OVERALL
#3 - 9 SEC (TIME STARTED OFF) MEASUREMENT CONSIDERED GOOD.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

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 _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 72 \times 4.5 = 324$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.61 \times 245 \times 1.9835 = 296.4$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 296.4$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

THIS LAND IS IRRIGATED VIA THE GATED PIPE.
NO OVERLAP OTHER THAN WITH DITCH Co. WATER
WAS FOUND.

PERMIT IS FOR 80 ACRES AND 1.6 CFS
FEES PAID FOR 2.00 CFS MAX
FOUND 72 ACRES AND 0.61 CFS

FOUND THE PROPERTY EXTENDING APPROX 330 FT INTO
THE NE/SW QUARTER THEREFORE BOTH THE
P/D AND THE P/U NEEDS AN AMENDMENT.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3-15	11-15	0.61	296.4
Totals:			0.61 CFS	296.4 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

KELLY K. CHRISTENSEN

Signature

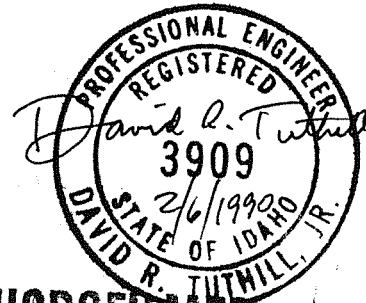
Kelly K. Christensen

Certification Date

Field Report Preparation Date

8-23-89

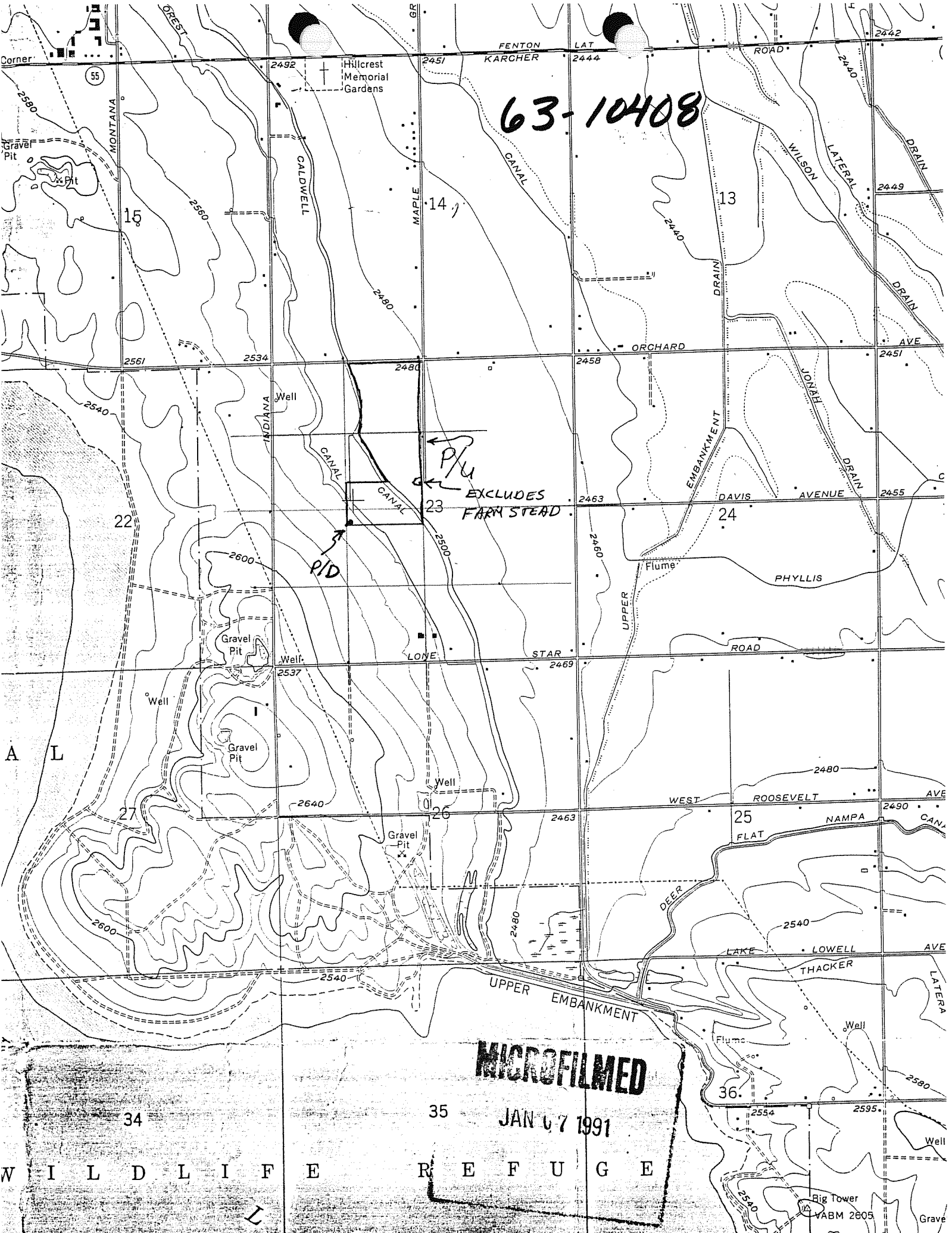
CONSULTANT SEAL



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



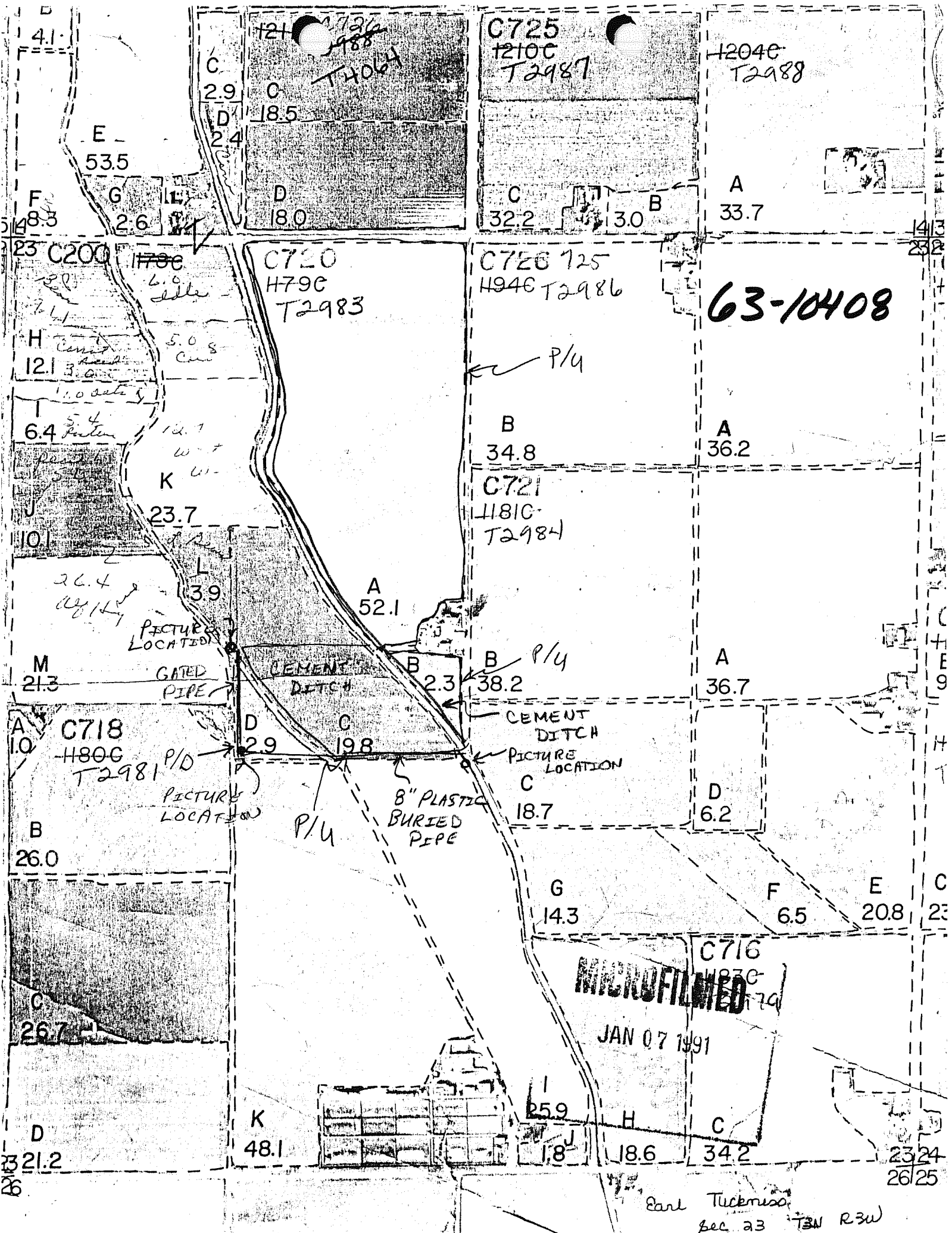
63-10408

EXCLUDES FARM STEAD

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WILDLIFE REFUGE



63-10408

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JAN 07 1991

Earl Tucker
Sec 23 T3N R3W