

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: A63-10726  
Date Received: 1/ 3/1990  
Receipt No: W007355  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: COVERT WATER USERS INC  
Address: 228 PLEASANTON DR  
NAMPA ID

208-467-1826

83686

2. Date of Priority: JUN 26, 1989

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 02N      | 02W   | 4       | NE     | SE     |        |     | CANYON |

5. Description of diverting works:  
200'X10" WELL WITH 10HP PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/31 | 0.100  |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.150  |      |        |

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:  
DOMESTIC, 60 HOMES

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use           | Acres |
|----------|-------|---------|--------|--------|-----|---------------|-------|
| 02N      | 02W   | 4       | NE     | SE     | 5   | DOMEST<br>IRR | 5.0   |

A63-10726

Page 1

Date: 03/30/93

MICROFILMED

JUL 26 1994

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 5.0   |
|          |       |         |            |     | Total Acres   | 5.0   |

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:  
NONE

14. Remarks:  
WE USE THREE WELLS TO SERVE 60 HOMES SECURED UNDER PRIORITY  
RIGHTS 63-10726 AND 63-05403.

15. Basis of Claim: BENEFICIAL USE

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 63-10726Date Received -Receipt Number W007355

RECEIVED  
JAN 03 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) COVERT WATER USERS, INC Phone (208) 467-1826Mailing Address 228 PLEASANTON DR NAMPA, ID Zip 836862. Date of Priority (Only one (1) per claim) 26 JUNE 1989 - correct way 1/13/933. Source of water supply (a) GROUNDED WATER  
which is tributary to (b) \_\_\_\_\_4. a. Location of existing point of diversion is: Township 2N Range 2W Section 4,  
NE 1/4 of SE 1/4 of \_\_\_\_\_ 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of CANYONAdditional points of diversion if any: N/A

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.200' well 10" diameter 10 HP Pump

MICROFILMED

JUL 26 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from 1/1 to 12/31 amount .10 or N/A

For IRRIGATION purposes from 4/1 to 10/31 amount .15 or N/A

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .25 (cfs) and/or (b) N/A (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC - 60 HOUSES

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 |        |
| 2N            | 2W            | 4            | <del>XXXX</del> |       |       |       |        |       |       |       |        |       |       |       | LOTS<br>D-C |       |       |       |        |
| <del>2N</del> | <del>2W</del> | <del>4</del> |                 |       |       |       |        |       |       |       |        |       |       |       |             |       |       |       |        |
| 2N            | 2W            | 4            |                 |       |       |       |        |       |       |       |        |       |       |       | 5           |       |       |       | 5      |
|               |               |              |                 |       |       |       |        |       |       |       |        |       |       |       |             |       |       |       |        |
|               |               |              |                 |       |       |       |        |       |       |       |        |       |       |       |             |       |       |       |        |
|               |               |              |                 |       |       |       |        |       |       |       |        |       |       |       |             |       |       |       |        |
|               |               |              |                 |       |       |       |        |       |       |       |        |       |       |       |             |       |       |       |        |

Total number of acres irrigated 5

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.  
WE USE 3 WELLS TO SERVE 60 HOUSEHOLDS SECURED or None (X)

14. Remarks: UNDER PRIORITY RIGHTS 63-10726 AND 63-5403

MICROFILMED

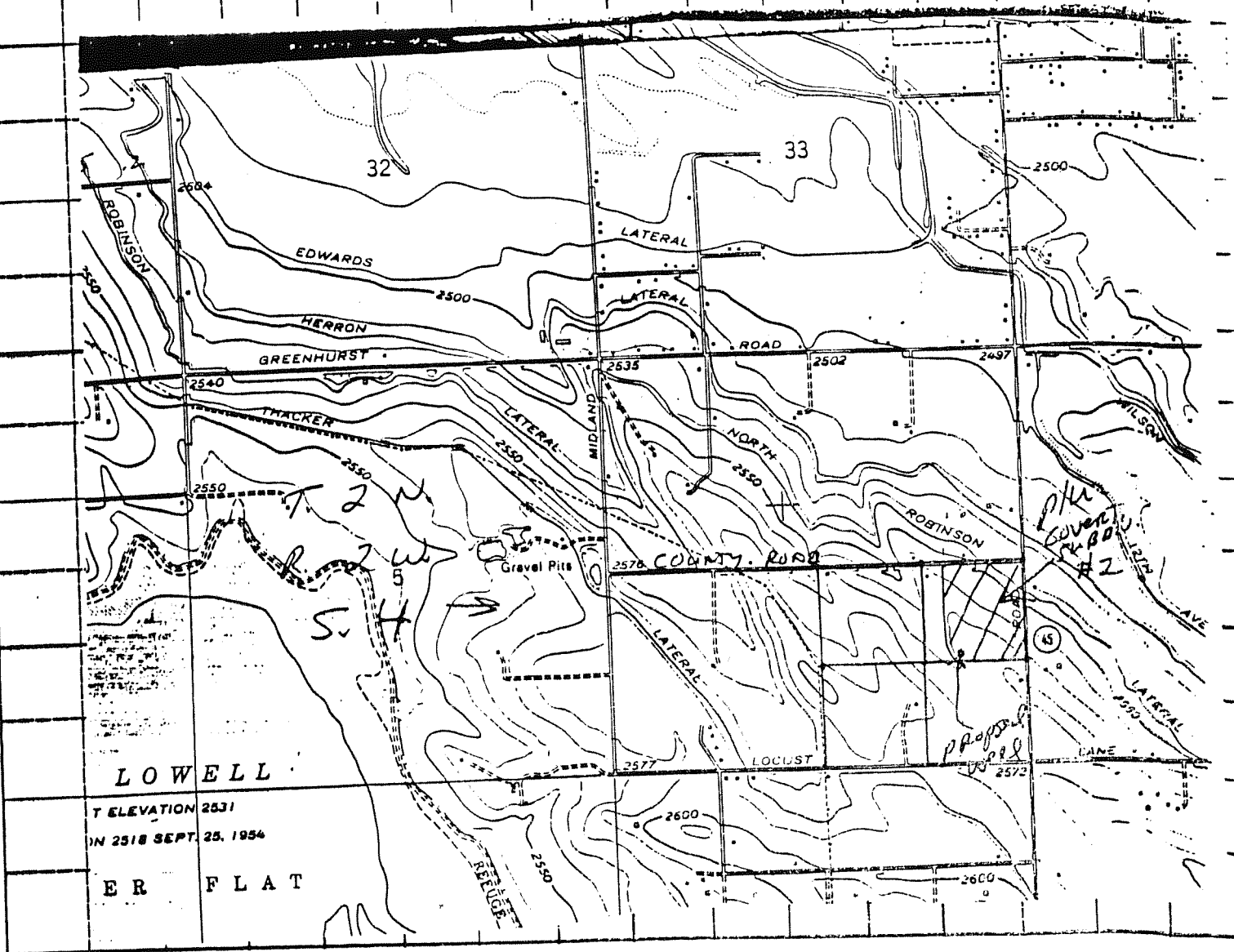
JUL 26 1994

Last Name COVERT WATER USER Ident No. 63-10726

Copies: White -State, Yellow-Claimant

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

See attached subdiv. and  
survey into 10/26/88  
82



Scale: 2 inches equal 1 mile.

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

W.R. Dickerson, Pres.  
Jess Bica, vice-Pres.  
Addresses are same as shown on pg. 1,  
per phone conv. with W. Grigg,  
10/31/88. 82.

MICROFILMED

JUL 26 1994

Wd Grigg - Secy - Treas.  
(Applicant)

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 63-10726  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date 6-26-89  
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 ☒  
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) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

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

Signature of Authorized Agent W R Harrison  
Title and Organization COVERT WATER USERS, INC Date 1/1/90

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

Subscribed and sworn (or affirmed) before me this 1st day of JANUARY 19 90

SEAL

Notary Public W D Briggs

Residing at Nampa

My Commission Expires 8/8/94

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 \_\_\_\_\_

MICROFILMED

JUL 26 1994

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

## ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Covert Water Users Inc.CLAIM NO. A63-10726DATE RECEIVED 1-3-90 RECEIPT # W007355 FEE PAID \$ 25<sup>00</sup> FEE REQ'D \$ 65<sup>00</sup>

|                                                                                                                                                                                                           | YES                                            | NO                                  | Required Info? |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                        | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| 2. Is a priority date entered?                                                                                                                                                                            | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| Is the priority date acceptable in view of mandatory filing dates? <input checked="" type="checkbox"/> *                                                                                                  |                                                |                                     |                |
| See Adjudication Memos #1 and #4 to determine if a Permit is required.                                                                                                                                    |                                                |                                     |                |
| 3. (a) Is a source entered?                                                                                                                                                                               | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| (b) Is a tributary to entered? (if required)                                                                                                                                                              | <input checked="" type="checkbox"/> N/A        | <input type="checkbox"/>            |                |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                       | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| 5. Is there a description of the diverting works?                                                                                                                                                         | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |                |
| 6. Are the water uses appropriate for the form?                                                                                                                                                           | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| 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?                                                                                                                                                                            | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |                |
| Is a quantity claimed for each use?                                                                                                                                                                       | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| 7. Is a total quantity claimed entered?                                                                                                                                                                   | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |                |
| 8. If required is a consumptive use entered?                                                                                                                                                              | <input type="checkbox"/> N/A                   | <input checked="" type="checkbox"/> |                |
| Is the consumptive use correct?                                                                                                                                                                           | <input type="checkbox"/> N/A                   | <input checked="" type="checkbox"/> |                |
| 9. Are the non-irrigation uses listed showing # of homes, hd. of stock?                                                                                                                                   | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| If multiple domestic, is single ownership indicated?                                                                                                                                                      | <input type="checkbox"/>                       | <input checked="" type="checkbox"/> |                |
| 10. Is (are) the place(s) of use and purpose(s) indicated?                                                                                                                                                | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                     | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |                |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                     | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |                |
| 13. Are other water rights listed or "none" indicated?                                                                                                                                                    | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |                |
| 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.)                                                   | <input checked="" type="checkbox"/> N/A        | <input type="checkbox"/>            |                |
| 15. Is the basis of the claim indicated?                                                                                                                                                                  | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            |                |
| 16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed?                                                                                                  | <input checked="" type="checkbox"/> N/A        | <input type="checkbox"/>            |                |
| If yes, compare claim w/existing right and attach proof report noting any differences in comments.                                                                                                        |                                                |                                     |                |
| If no, was water right no. found?                                                                                                                                                                         | <input type="checkbox"/> NA                    | <input type="checkbox"/>            | *              |
| 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?                               | <input checked="" type="checkbox"/> N/A        | <input type="checkbox"/>            |                |
| (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?                                                                                                                                   | <input type="checkbox"/> N/A                   | <input checked="" type="checkbox"/> |                |
| 19. Is the claim signed by the claimant, and is the signature appropriate?                                                                                                                                | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| 20. Has the claim been signed, sealed, and dated by a notary?                                                                                                                                             | <input checked="" type="checkbox"/>            | <input type="checkbox"/>            | *              |
| 21. Was this claim filed on time?                                                                                                                                                                         | <input checked="" type="checkbox"/> Due 3-1-90 | <input type="checkbox"/>            | *              |
| (Check ML3 for date mailed-not all were mailed on the planned date)                                                                                                                                       |                                                |                                     |                |
| If no, was an extension of time filed & approved?                                                                                                                                                         | <input type="checkbox"/> NA                    | <input type="checkbox"/>            | *              |
| 22. Is the fee enclosed correct?                                                                                                                                                                          | <input checked="" type="checkbox"/> Exempt     | <input checked="" type="checkbox"/> | *              |

MICROFILMED

JUL 26 1994

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

Claim reviewed by: CF Date 12-10-92 RME 3-5-93  
 Claim data entered by: sf Date 03-30-93

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: Additional Filing fee of 40.00 RME  
50<sup>00</sup> is required  
Note: priority date is after 11-19-87. This claim is not  
required. See also A63-05423

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: 63-10726

COVERT WATER USERS INC  
W L ~~CRIGG~~ GRIGG  
228 PLEASANTON DR S.  
NAMPA ID ~~83651~~ 83686  
Telephone Number: (208) ~~467-1826~~

466-1093

RECEIVED

OCT 2 2006

WATER RE  
WESTERN REGION

← NO CORRECTIONS  
changed  
10-23-06

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: 10/8/06 SIGNATURE: W L Grigg  
Please print your name: W L GRIGG

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

04/03/2006

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

RIGHT NUMBER: 63-10726

NAME AND ADDRESS: COVERT WATER USERS  
W L GREGG  
228 PLEASANTON DR  
Nampa ID 83651

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.250 CFS  
58.500 AFY

This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 10/24/1988

POINT OF DIVERSION:

T02N R02W S4 NESE Within CANYON County

3 points of diversion located in T02N, R02W, S4, NESE.

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| DOMESTIC              | 01/01 12/31          | 0.150 CFS<br>36.00 AFY |
| IRRIGATION            | 03/15 10/31          | 0.100 CFS<br>22.50 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 and after October 31 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.

Domestic use is for 60 homes.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R02W S04 NESE 15.90

DOMESTIC Within CANYON County

T02N R02W S04 NESE

15.9 ACRES TOTAL

This right is limited to the irrigation of 5 acres within the place of use described above in a single irrigation season.

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

When rights 63-5403 and 63-10726 are combined they cannot exceed 60 homes

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 is appurtenant to the described place of use.

Place of use is located within Covert Subdivision No. 2

Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Use of water under this right may be affected by an agreement between the protestant and the right holder.

Use of water under this right may be affected by an agreement between the protestant and the right holder.

The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

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 limited to the amount that 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.



# Idaho Department of Water Resources

## 63-10726

### T02N R02W S4



● Point of Diversion

□ Place of Use

□ Sections

□ Quarter Quarter

Total irrigated  
acres = 5



300 0 300 600 900 Feet



IDWR

Prepared by: Sandy Egbert

Date: April 3, 2006

1987 NAAP Photography

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**ADJUDICATION CLAIM POU REVIEW REPORT**  
**ADJUDICATION CLAIM NUMBER: 63-10726**

03/30/2006

1

| Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Purpose of Use | Acres/Total | Name                   |
|---------|-------------|-----|-----|-----|----|----|-----|----------------|-------------|------------------------|
| 5403    | Claim       | 02N | 02W | 4   | NE | SE |     | IRRIGATION     | 5/5         | COVERT WATER USERS     |
| 10726   | Claim       | 02N | 02W | 4   | NE | SE |     | IRRIGATION     | 5/5         | COVERT WATER USERS     |
| 10726   | Water Right | 02N | 02W | 4   | NE | SE |     | IRRIGATION     | 15.9/15.9   | COVERT WATER USERS     |
| 5403    | Water Right | 02N | 02W | 4   | NE | SE |     | DOMESTIC       |             | COVERT WATER USERS INC |
| 21650   | Water Right | 02N | 02W | 4   | NE | SE |     | DOMESTIC       |             | JEAN G HENNIS          |
| 26706   | Water Right | 02N | 02W | 4   | NE | SE |     | DOMESTIC       |             | DARRELL WANT           |
| 29403   | Water Right | 02N | 02W | 4   | NE | SE |     | DOMESTIC       |             | WAUNITA L ROBINSON     |
| 5403    | Claim       | 02N | 02W | 4   | NE | SE | 6   | DOMESTIC       |             | COVERT WATER USERS     |

DATE: 06/29/00  
PAGE: 199

Remarks: GEN WE USE THREE WELLS TO SERVE 60 HOMES SECURED UNDER PRIORITY

AJ5809NP  
No. A63-10726

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00  
PAGE: 200

Remarks: RIGHTS 63-10726 AND 63-05403.

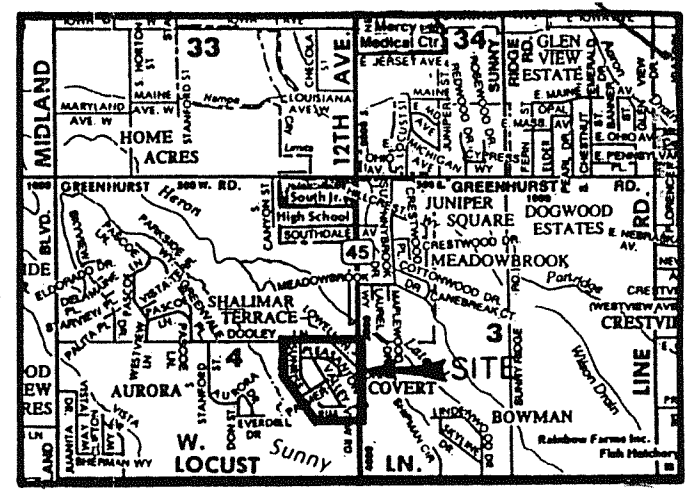
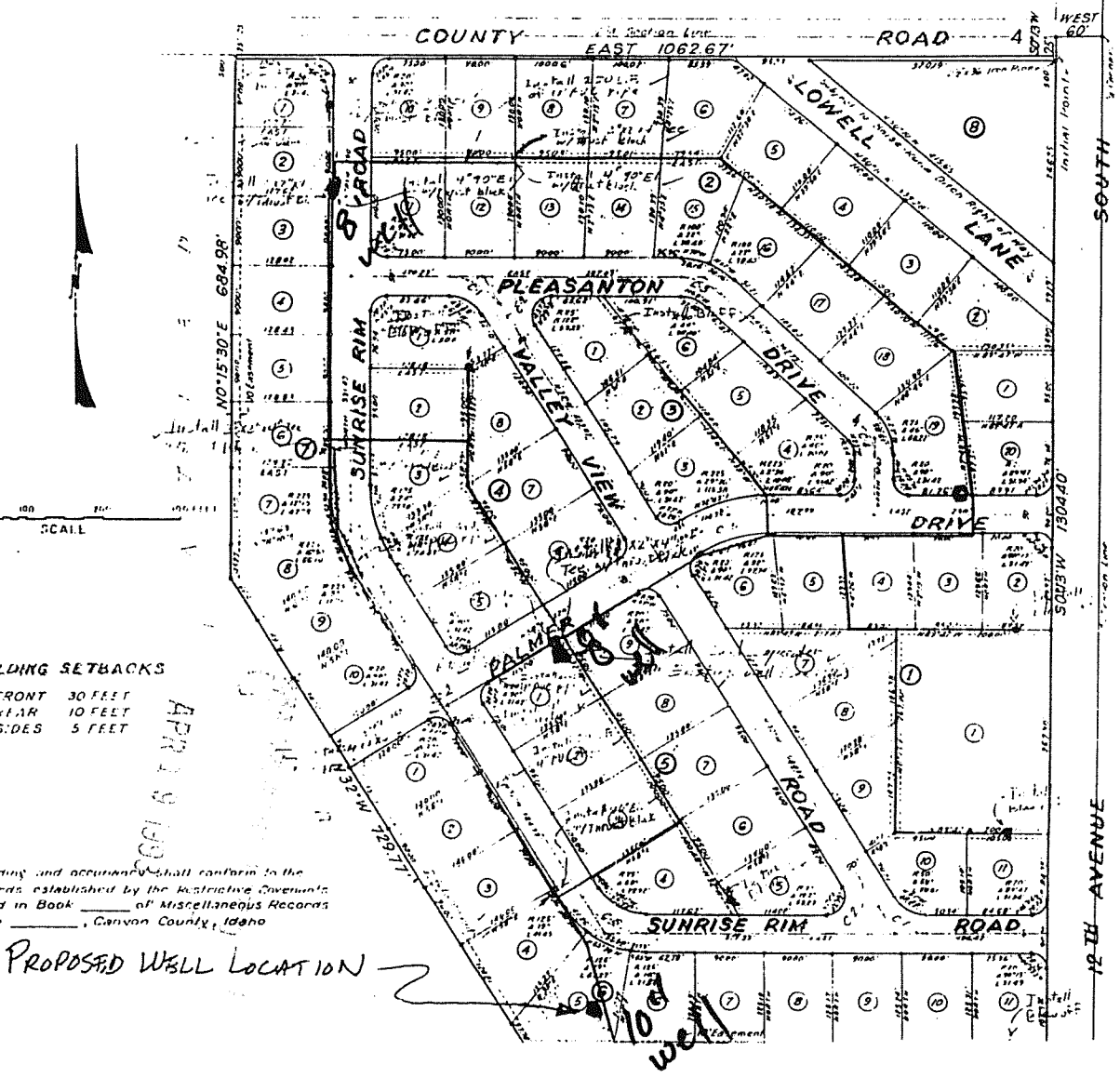
Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Audit: 03/30/93 FRAZEE 03/30/95 POST-STD

JUL 31 1992  
 Department of Water Resources  
 Western Regional Office

**COVERT SUBDIVISION NO. 2**  
 A PORTION OF THE NE¼ OF THE SE¼ SECTION 4, T.2N., R.2W., B.M.  
 CANYON COUNTY, IDAHO.  
 ROBERT P. JONES — CIVIL ENGINEER



VICINITY MAP

| CURVE NO. |
|-----------|
| C-1       |
| C-2       |
| C-3       |
| C-4       |
| C-5       |
| C-6       |

Robert P. Jones  
 Civil Engineer  
 State of Idaho  
 License No. 135

Avg lot  
 $95 \times 135 = 12750 \text{ sq ft}$   
 Aug 2000

STATE OF IDAHO  
 COUNTY OF CANYON  
 Subscribed and sworn to before me this 1st day of July, 1992.  
 Notary Public  
 Nampa, Idaho

# ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-10726

| WR ELEMENT            | FIELD EXAM<br>Y/N-IF NO,<br>DO OFFICE<br>VERIFICATION | FIELD EXAM<br>OR IN-OFFICE<br>VERIFICATION<br>WHOM/DATE | CLAIM<br>VERIFIED BY<br>CODE<br>(SEE BELOW) | CHANGE<br>CLAIM<br>Y/N | CLAIMANT CONTACT<br>NEEDED - Y/N** | REVIEW<br>COMPLETED<br>WHOM/DATE | "R" RECORD                                  |
|-----------------------|-------------------------------------------------------|---------------------------------------------------------|---------------------------------------------|------------------------|------------------------------------|----------------------------------|---------------------------------------------|
| PRIORITY*             | <u>Y</u>                                              |                                                         |                                             |                        |                                    |                                  |                                             |
| PT. OF DIV.           |                                                       |                                                         |                                             |                        |                                    |                                  |                                             |
| SOURCE                |                                                       |                                                         |                                             |                        |                                    |                                  | DATA ENTRY COMPLETED<br>BY _____ DATE _____ |
| PL. OF USE            |                                                       |                                                         |                                             |                        |                                    |                                  | FINAL RECOMMENDATION<br>BY _____ DATE _____ |
| DIV. AMOUNT<br>CFS/AF |                                                       |                                                         |                                             |                        |                                    |                                  |                                             |
| CONSUMPTIVE<br>USE    |                                                       |                                                         |                                             |                        |                                    |                                  |                                             |
| NATURE OF<br>USE      |                                                       |                                                         |                                             |                        |                                    |                                  |                                             |
| PERIOD OF<br>USE      |                                                       |                                                         |                                             |                        |                                    |                                  |                                             |
| BASIS OF<br>CLAIM     |                                                       |                                                         |                                             |                        |                                    |                                  |                                             |
| REMARKS               |                                                       |                                                         |                                             |                        |                                    |                                  |                                             |

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

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

## VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1  
ASCS MAP = 2  
WATERMASTER RECORDS = 3  
NAPP PHOTOS = 4  
FIELD EXAM = 5  
OTHER(SEE COMMENTS) = 6

COMMENTS: See also A63-05403, for 2 add'l(?) POD's. This claim may be unnecessary, or possibly  
should be replaced w/application for perm.t, or xfer to add POD to stat. right

**W L Grigg, Tax Consultant**

1224 7th St So  
Nampa, Id 83651

January 14, 1993

RECEIVED  
JAN 19 1993

Department of Water Resources  
Western Regional Office

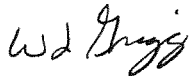
State of Idaho  
Department of Water Resources  
Western Region, 2735 Airport Way,  
Boise, Idaho 83705-5082

Re: Covert Water Users, Inc. Claims (2) for water rights.

I am enclosing our check in the amount of \$80.00 to cover the cost of filing for (2) water rights.

As I read the enclosed pamphlet I became confused. We are a group of water users and the problem I have is well #2 which we dug and put into use in 1989. This date is later than Mar, 1963. The confusion is that it is in the same subdiv as the other right I am filing for which was dated 1960. We have already secured a permit from the IDWR in 1989 when we dug the well. We now want to pursue the right as outlined in our claim form.

This letter will confirm our desire to pursue the right to the water.



W. L. Grigg

MICROFILMED

JUL 26 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS  
GOVERNOR

R. KEITH HIGGINSON  
DIRECTOR

1-13-93

[ Court Water Users.  
228 Pleasanton  
[ Nampa, ID 83686 ]

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the item(s) checked below, we cannot continue to process this claim(s). We are returning this claim(s) to you either because we need you to complete an item or items on your claim form, or because the claim cannot be filed at all and it is being rejected or because you may need to file a different claim form or other additional forms. **ONLY THE ITEMS CHECKMARKED IN THIS LETTER NEED COMPLETION. IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINANT TO THIS CLAIM(S).** Also enclosed is the receipt for the filing fee previously submitted with this claim.

wg 11/13/93 ✓ Fee - No fee received or inadequate fee received, fee due is \$80.00  
(Filing fees, based on use(s) of water, were due on all claims filed)

\$40.00 for each claim  
Late Notice of Claim - This claim was received on \_\_\_\_\_ which is after the deadline for filing claims in \_\_\_\_\_ County. The deadline for this County was \_\_\_\_\_, and the late fee now due is \_\_\_\_\_. The enclosed Late Fee Notice explains the late fee and how it was computed.

wg 11/13/93 ✓ Item No. 2 - Date of Priority - month/day/year that water was first put to a beneficial use, regardless of ownership. If the month or day is unknown the Department will recommend 12/31 of the year designated.

✓ previous records show 4/1/1960 for 63-05403  
Priority Date Additional Note - If the first date of beneficial use for your water right was after March 25, 1963 from a groundwater source, or after May 20, 1971 from a surface water source, the enclosed application for permit may need to be filed instead of this claim. See the enclosed pamphlet entitled "Idaho Water Rights A Primer" under the "How is a water right established?" section for further explanation of these dates. A surface or groundwater claim filed with a priority date after the respective dates mentioned above, for the water use(s) you have claimed, will likely be recommended for disallowal to the court since an application for permit was required to be filed at the time the water was first developed and no previously filed permit was found in our records. You may withdraw this claim by completing the Request for Withdrawal form enclosed and receive a refund of the filing fees if you decide to file the application for permit instead. The refund can also be transferred to pay the filing fee for the application if you designate this on the Withdrawal form. You may also decide to pursue this claim with the court for a priority date after the dates mentioned above. If so, return the claim form, completing the items indicated, with a note stating you still wish to file the claim.

Item No. 3 - Source of Water

MICROFILMED

JUL 26 1994

Item No. 4 - Point of Diversion -The point of diversion listed on this claim is not in the correct form for legal descriptions. Diversion points must be listed by quarter-quarter(40 acre tract), section, township, and range. This legal can be found either on your deed, sales contract or tax notice. If not, then the county assessor may be helpful. Lot and Block for a subdivision are not acceptable, however, please include this information in the remarks section of your claim.

Item No. 6 - Uses of Water

Item No. 9 - Non-irrigation Uses

Item No. 10 - Place of Use - The place of use listed on this claim is not in the correct form for legal descriptions. Places of use points must be listed by quarter-quarter(40 acre tract), section, township, and range. This legal can be found either on your deed, sales contract or tax notice. If not, then the county assessor may be helpful. Lot and Block for a subdivision are not acceptable, however, please include this information in the remarks section of your claim.

Item No. 12 - Ownership of Place of Use.

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed on this item.

Adjudication Claim Form No. 42-1409(2)a., needs to be filed instead of Claim Form No. 42-1409(2)b., due to the following reasons: \_\_\_\_\_

Enclosed is the correct claim form with instructions for completion. The fee schedule is also in the instruction sheets to help you figure the fee needed for filing this type of claim form.

This claim was filed based on an existing permit which has lapsed for failure of the permit holder to submit proof of beneficial use. Unless this permit is reinstated, your claim cannot be accepted. In order to reinstate the permit, proof must be submitted showing that the water had been developed prior to the date proof of beneficial use was originally due for this permit which was \_\_\_\_\_. This proof can be in the form of dated power bills for a pump, dated ASCS crop reports indicating irrigation and the source of water used, or a notarized statement from a neighbor or previous owner who was aware of the date the water was developed. The enclosed proof of beneficial use form must also be submitted along with the proof mentioned above. Note that there is a filing fee required to file this proof of beneficial use form. If water was not developed prior to the above proof due date, then an application for permit form must be filed. This form and instructions are enclosed for your review and possible completion. Idaho is presently under a moratorium on approval of applications for permit for new uses. The exception to this moratorium are applications for permit filed on uses developed prior to the commencement of the adjudication, November 19, 1987. If your water use was developed prior to this date, and you

MICROFILMED  
26 1994

submit the same type of proof mentioned above documenting the development date, and no protests are submitted, then this application for permit could be approved. If the development took place after the 1987 date, then your application for permit will be held pending the outcome of this winter's snowpack.

\_\_\_\_\_ An adjudication claim cannot be filed when no water use or development has taken place. An application for permit is the form to file at the time you decide to begin development. Claims are required only on water uses developed prior to the commencement of the adjudication, November 19, 1987. Enclosed is an application for permit form with instructions to be completed at the time development will begin.

\_\_\_\_\_ An adjudication claim cannot be filed on an application for permit which has not been approved. Therefore, we are returning your Notice of Claim to you. An application for permit must be approved in order to establish a water right to file on.

\_\_\_\_\_ Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ If you are returning your claim form(s), please complete the item(s) checkmarked in this letter, initial and date any changes or additions made to the claim form(s), and return the form(s), with the requested fee (if one is required), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee(if one was paid previously) will be refunded. Please contact our office at the address listed below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return either your claim(s), any other form or information requested in this letter, and the fee requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning the items checked in this letter.

Sincerely,

Adjudication Staff  
Department of Water Resources  
Western Region Office  
(208) 334-2190

MICROFILMED

JUL 26 1994

S0:s  
Enclosures

**SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.**



State of Idaho  
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 7, 1995

Re: Claim No(s). ALB-05403

63-10726  
SOVERT WATER USERS INC  
228 PLEASANTON DR

ALB-10726

NAMPA

ID 83686

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section  
Department of Water Resources  
Western Region Office

lh  
Enclosures

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 63-10726

Priority: October 24, 1988

Maximum Diversion Rate:

0.25 CFS

Maximum Diversion Volume:

58.5 AF

This is to certify, that COVERT WATER USERS INC

228 PLEASANTON DR

NAMPA ID 83686

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 24, 1988; and has submitted Proof of Beneficial Use on July 18, 1989. An examination indicates that the works have a diversion capacity of .530 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       | 0.15 CFS                 | 22.5 AF              |
| DOMESTIC              | 01/01 to 12/31       | 0.10 CFS                 | 36.0 AF              |
|                       | Totals               | 0.25 CFS                 | 58.5 AF              |

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 4, Township 02N, Range 02W  
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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 02N        | 02W        | 4          | NESE         | 15.9         |              | 15.9         |

Total number of acres irrigated: 15.9

PLACE OF USE: DOMESTIC, same as IRRIGATION use

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 limited to the amount that can actually be beneficially use 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.
5. Use of water under this right may be affected by an agreement between the protestant and the right holder.

RECORDED

APR 19 1993

State of Idaho  
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 63-10726

CONDITIONS/REMARKS:

6. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.
7. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
8. This right is limited to the irrigation of 5 acres in the place of use described above in a single irrigation season.
9. Three points of diversion are located within NESE, S04, T02N, R02W.
10. Domestic use is for 60 homes.
11. Place of use is located within Covert Subdivision No. 2.

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 23<sup>RD</sup> day of FEBRUARY, 1993.

Acting for R. Keith Higginson, Director

MICROFILMED

APR 19 1993

APPROVED

State of Idaho  
Department of Water Resources

RECEIVED

FEB 16 1993

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 63-10726

Department of Water Resources

Date of Priority: October 24, 1988

Maximum Diversion Rate: 0.25 CFS  
Maximum Diversion Volume: 58.5 AF

Comes now  
228 PLEASANTON DR  
NAMPA ID 83686

COVERT WATER USERS INC

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. 63-10726, 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       | 0.15 CFS                 | 22.5 AF              |
| DOMESTIC              | 01/01 to 12/31       | 0.10 CFS                 | 36.0 AF              |
|                       | Totals               | 0.25 CFS                 | 58.5 AF              |

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 4, Township 02N, Range 02W  
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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 02N        | 02W        | 4          | NESE         | 15.9         |              | 15.9         |

Total number of acres irrigated: 15.9

PLACE OF USE: DOMESTIC, same as IRRIGATION use

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 Nampa, ID, this 12<sup>th</sup> day of February, 1993.

W. L. Briggs, Treasurer  
(Signature)

MICROFILMED

APR 19 1993

State of Idaho  
Department of Water Resources

APPLICATION FOR AMENDMENT  
(For Licensing Purposes)  
WATER RIGHT NO. 63-10726

\*\*\*\*\*

FOR DEPARTMENT USE ONLY

Preliminary check by ce Fee = \$20.00 Receipted by Jul # C026757 Date 2-16-93

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. 63-10726 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 limited to the amount that can actually be beneficially use 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.
5. Use of water under this right may be affected by an agreement between the protestant and the right holder.
6. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.
7. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.
8. This right is limited to the irrigation of 5 acres in the place of use described above in a single irrigation season.
9. Three points of diversion are located within NESE, S04, T02N, R02W.
10. Domestic use is for 60 homes.
11. Place of use is located within Covert Subdivision No. 2.

~~RECEIVED~~

APR 19 1993

State of Idaho  
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 63-10726

Witness my hand this 23<sup>RD</sup> day of FEBRUARY, 1993.

  
Acting for R. Keith Higginson, Director

RECEIVED

APR 19 1993

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 COVERT WATER USERS, INC. Phone 467-1826

Post office address 228 PLEASANT DR. Nampa, ID 83686

2. Source of water supply GROUND WATER which is a tributary of N/A

3. Location of point of diversion is NE  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of         $\frac{1}{4}$ , Govt. Lot       

Sec. 4 Township 2N Range 2W B.M. (Avery) County; additional

points of diversion if any:       

4. Water will be used for the following purposes:

\* Amount .10 .35 for Domestic INTERNAL purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount .15 .02 for IRIGATION purposes from 4/1 to 10/31 (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) .25 .37 and/or (b) N/A  
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump, and pipelines. \*

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" inches; proposed depth of well is 200' 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  
1 years (minimum 1 year).

MICROFILMED

SEP 22 1989

\* per phone conv. with W. Grigg.

10/27/88

82

8. Description of proposed uses (if irrigation 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. 60 Homes - Limited LAND WATERING
- 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.

| 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  | 2W    | 4    |     |     |     |     |     |     |     |     |     |     |     |     | 5   |     |     |     | 5      |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     | D   |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_

SEE COPY OF PRIORITY WATER RIGHT - 63-05403

11. a. Who owns the property at the point of diversion? COVERT WATER USERS, INC

b. Who owns the land to be irrigated or place of use? COVERT WATER USERS, INC

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: Drilling permit 63-88-W-203 approved on 10/28/88.

This application provides irrigation use and an additional internal domestic use to bring internal use up to maximum allowed for 60 homes (.35 cfs, .25 cfs from 63-05403).

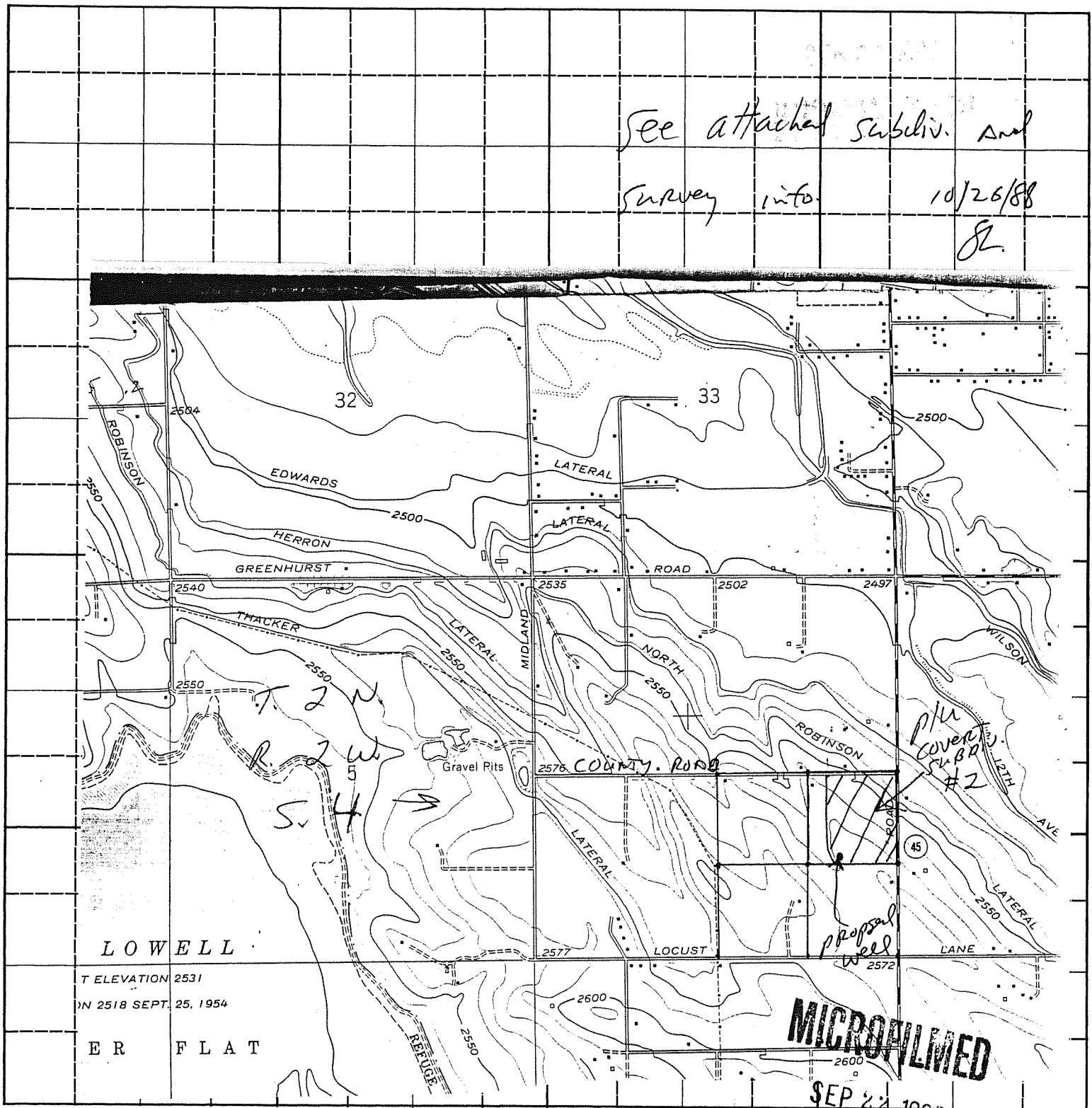
P/N AKA COVERT SUBDIVISION NO.

**RECORDED**

SEP 22 1989

- 92 10/28/88

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



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.

W.R. Dickerson, Pres.  
Jesse Bice, Vice-Pres.  
Addresses are same as shown on pg. 1,  
per phone conv. with W. Grigg,  
10/31/88. JL

Wd Grigg - Secy - Treas.  
(Applicant)

Received by SL Date 7-24-88 Time 11:00 A.M. Preliminary check by SL  
Fee \$ 45<sup>00</sup> Receipted by SL # W001235 Date 10/28/88 check rec'd  
ON 10/28/88  
Publication prepared by SP Date 11/9/88 Published in Press-Tribune  
12/7 & 12/14/88  
Publication approved \_\_\_\_\_ Date \_\_\_\_\_

**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. 63-10726, 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 90.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

This permit is subject to the agreement dated 3/28/89 between permit holder and protestant(s) to the extent such agreement covers matters within the jurisdiction of the Department of Water Resources.

The single household domestic water right in the name of Henry Ross is senior to the water right of Covert Water Users, Inc.

Witness my hand this 26<sup>th</sup> day of June, 1989.

J. Glen Saxton

**MICROFILMED**

SEP 22 1989

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**RECEIVED**  
JAN 7 1993

Department of Water Resources

**A. GENERAL INFORMATION**

1. Owner: Covert Water Users Tr. Permit No. 63-10726  
Current Address: 228 Pleasanton Dr Phone No. 467-83186  
2. Accompanied by: W.L. Grogg EXAM. DATE: 7-24-92  
Address: same Phone No. same  
Relationship to Permit Holder: same  
3. Source: groundwater tributary to NA

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: 63-05403 Covert Water Users Tr.  
2. Other water rights with same point of diversion: same  
☐ Copies Attached  
☐ 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

Aug Lt 12825 <sup>36</sup> Ft  
Aug hm 2000 <sup>36</sup> Ft  
Aug Lowm 10825 <sup>36</sup> Ft  
# of homes 64  
Total farms 692300 <sup>36</sup> Ft  
Irrigable Average = 15.9 acres.  
SER Attached Plat.

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).  
☐ 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).

APR 19 1993

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

This system makes use of <sup>3</sup> wells. The first well are ~~an~~ old wells from Coverts 163-5403 claim. The wells were 8" and were 5.5hp. <sup>claimed</sup> for 25cf. The current well under this permit is 10" and 202' deep. The well has a 10hp on it with a static level of 78' & a dynamic level of 68'.

☐ 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 |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
| Submersible:                          |            | 10 |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

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

5. Point(s) of Diversion: 3 P/Ds

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|------------|------------|-----|-----|-----|------|------|------|--------|---------------------------------|
|            |            |     | ne  | se  | 4    | 2n   | 2w   | Canyon | Quads; Field Exam               |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |
|            |            |     |     |     |      |      |      |        |                                 |

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 |        |
| 2n   | 2w   | 4    |        |        |        |        |        |        |        |        |        |        |        |        | 15.9   |        |        |        | 15.9   |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

RECORDED

APR 19 1993

Do not use this space

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:

Theoretical:  $10 \times 8.8 \times 70 = 61.6$   
 $128 + (2.3 \times 50) = 243$   
 $\frac{61.6}{243} = .25 \text{ cfs}$

$\frac{5.5 \times 8.8 \times 7}{128 + (2.3 \times 50)} = .14 \times 2 \text{ (wells)} = .28 \text{ cfs} + .25 \text{ cfs} = .53 \text{ cfs System Capacity}$

## E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

### 1. Measured Method:

Theoretical = .25 cfs

Domestic = need .35 cfs  
63-5403 .25 cfs

### 2. Alternate Method for Checking Purposes:

Per Permit Allow .10 cfs

Irrigation =  $5 \times .03 = .15 \text{ cfs}$

## 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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5 \times 4.5 = 22.5 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 15 \times 245 \times 1.9835 = 72.9 \text{ AFA}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 22.5 \text{ AFA}$

### 2. Volume Calculations for Other Uses:

APR 19 1993

\* The three wells in this system comprise WR #'s 63-65403, 63-10726. The two 8" wells carry 25 cfs of the domestic to the 10" covers the new domestic - irrigation for the subdivision.  
 Add 2 8" wells Permit IRR season 184 days - VPR > VER Allow Standard Season  
 Remarks - PPU (5 Acres / 15.9 Acres), 3 P/D's NESE, DOM / 60 Homes, P/U, WB3 GW/Supp-  
 Conditions - R52

## I. RECOMMENDATIONS

### 1. Recommended Amounts

| Beneficial Use | Period of Use |       | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------|---------------|-------|------------------------------|--------------------------|
|                | From          | To    |                              |                          |
| Irrigation     | 3-15          | 1-15  | 15 cfs                       | 22.5 AFA                 |
| Domestic       | 1-1           | 12-31 | 10 cfs                       | 36 AFA                   |
|                |               |       |                              |                          |
|                |               |       |                              |                          |
| Totals:        |               |       | 25 cfs                       | 36 AFA 58.5 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

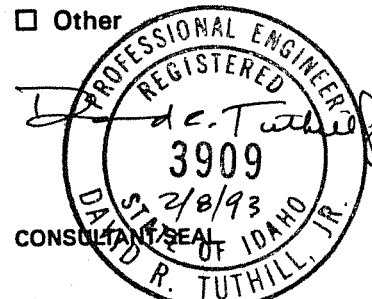
Field Examiner's Name

02 01-11-93

Signature

Certification Date

Field Report Preparation Date



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

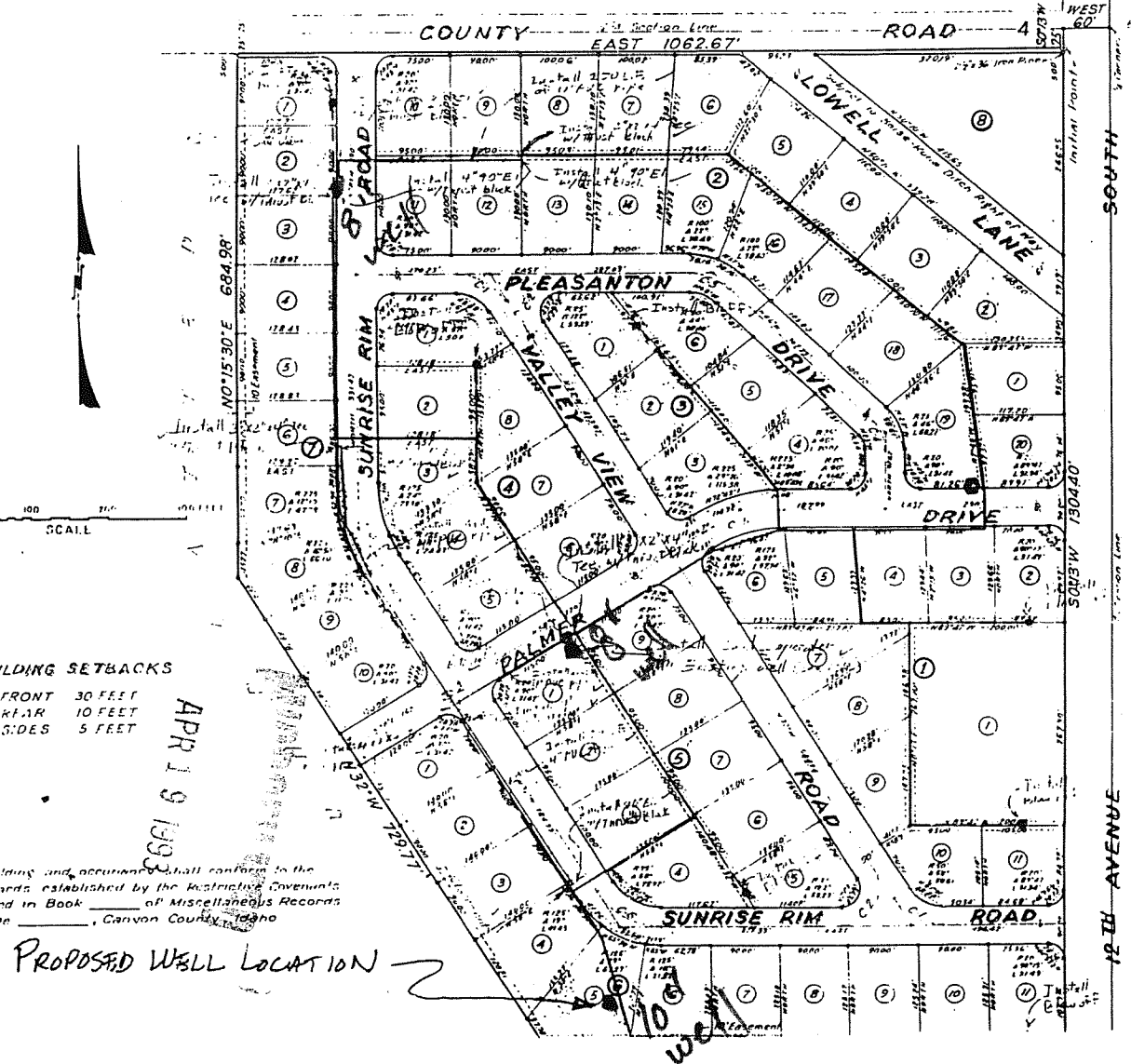
APR 10 1993

12000 V E

JUL 31 1992

Department of Water Resource  
Western Regional Office

# **COVERT SUBDIVISION NO. 2** A PORTION OF THE NE 1/4 OF THE SE 1/4 SECTION 4, T.2 N., R.2 W., B.M. CANYON COUNTY, IDAHO. ROBERT P. JONES CIVIL ENGINEER

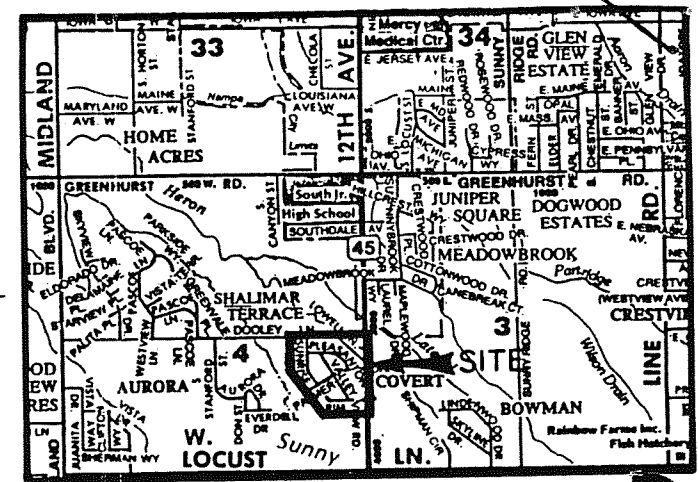


**LOADING SETBACKS**  
FRONT 30 FEET  
REAR 10 FEET  
SIDES 5 FEET

APR 19 1992

Idaho and occurring shall conform to the  
ords established by the Restrictive Covenants  
nd in Book \_\_\_\_\_ of Miscellaneous Records  
in \_\_\_\_\_, Canyon County, Idaho

PROPOSED WELL LOCATION



VICINITY MAP

| CURVE NO. |
|-----------|
| C-1       |
| C-2       |
| C-3       |
| C-4       |
| C-5       |
| C-6       |

- Int.
- An.
- All.
- Pub.
- Lo.
- Bl.

Robert P. Jones

STATE OF ID  
COUNTY OF  
Subscribed  
and attested to

Notary Public  
Nampa

Avg lot  
95 x 135 = 12825 sq ft  
Avg lot 2000 sq ft