

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: A63-04531
Date Received: 3/15/90
Receipt No: C015719
Received By: QA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD P. RAINEY 208-459-3659
Address: P.O. BOX 26
CALDWELL, ID 83606

2. Date of Priority: JUN 01, 1865

3. Source: UNNAMED DRAINS Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	7	NW	NW	SE		CANYON

5. Description of diverting works:

DIVERSION AND HEADGATE AT JUNCTION OF 2 UNNAMED DRAINS, GRAV. IRRIG

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.980		

7. Total Quantity Appropriated is:

2.980 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 521.5 Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER INCIDENTAL TO IRRIGATION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	7	SW	NE		IRR	5.0
			NW	NW		IRR	14.0
			SW	NW		IRR	35.0

A63-04531

Page 1

Date: 03/15/90

MICROFILMED

AUG 20 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	7	SE	NW		IRR	35.0
			NW	SE		IRR	35.0
					Section Acres		124.0
	04W	1	SE	SE		IRR	5.0
					Section Acres		5.0
		12	NE	NE		IRR	20.0
					Section Acres		20.0
					Total Acres		149.0

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:
N/A

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

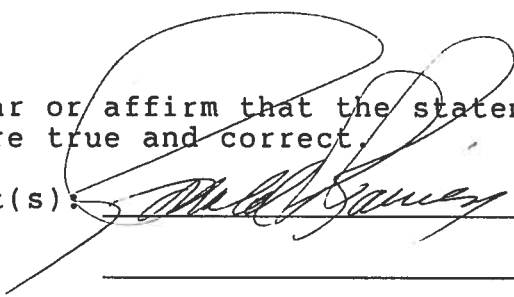
10. Signature(s)

(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: 4

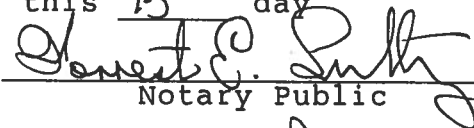
For Individuals:

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

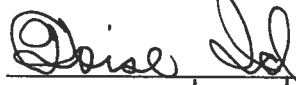
Signature of Claimant(s):  Date: 3/15/90

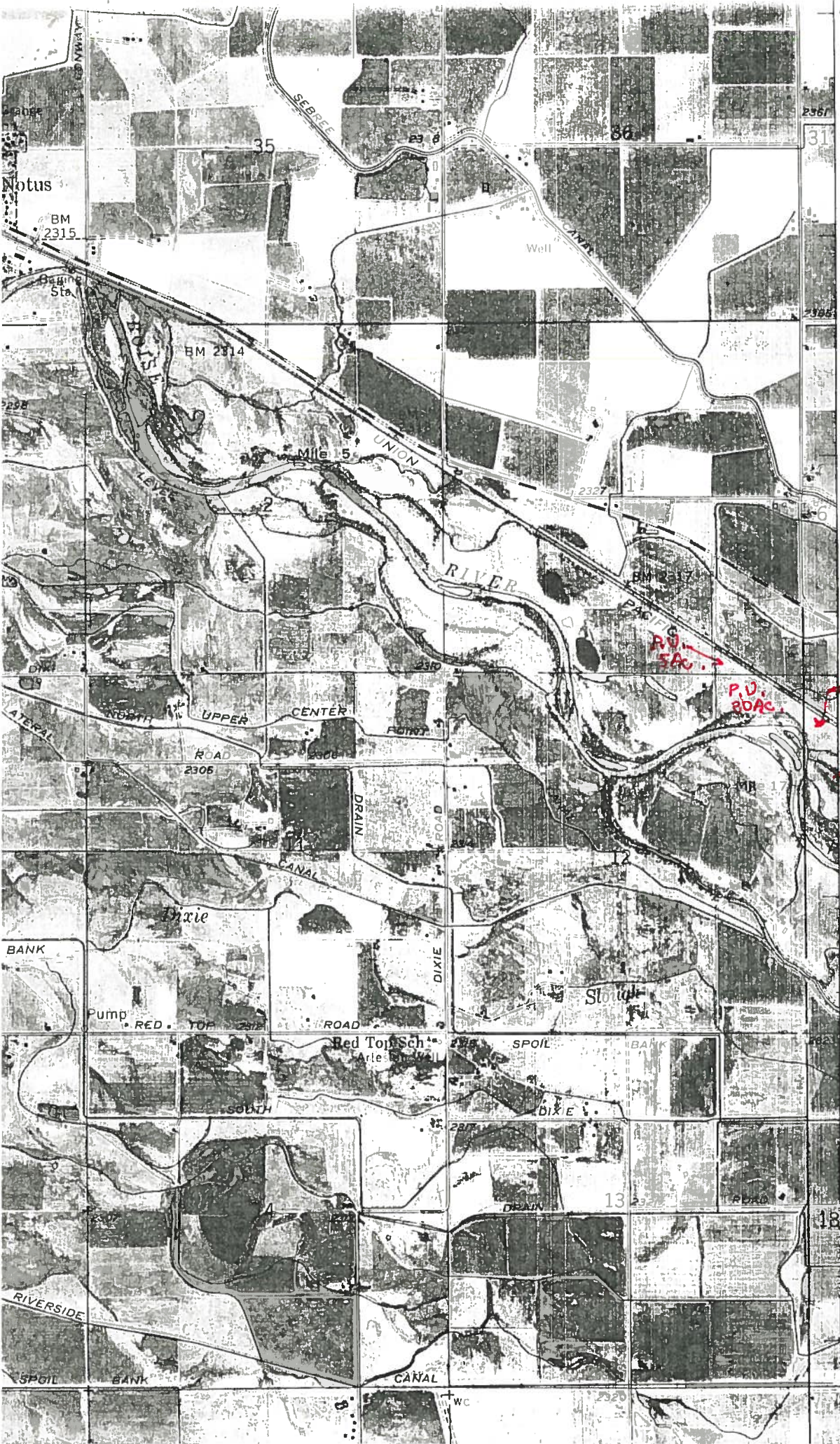
Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of MARCH 19 90 
Notary Public

Seal

Residing at 
My Commission Expires 11/08/1994



AL63-04531

T5N
T4N

R4W
SECS.
1712

P.V.
14AC.

P.V.
35AC.

MICROFILMED

AUG 20 1992

10



615 d.

N

(1) De

- (1) De

- (3) To

(4) Pri
A c
source w

- (S) A) _____ M

B)
etc.

- (6) A)

T	F

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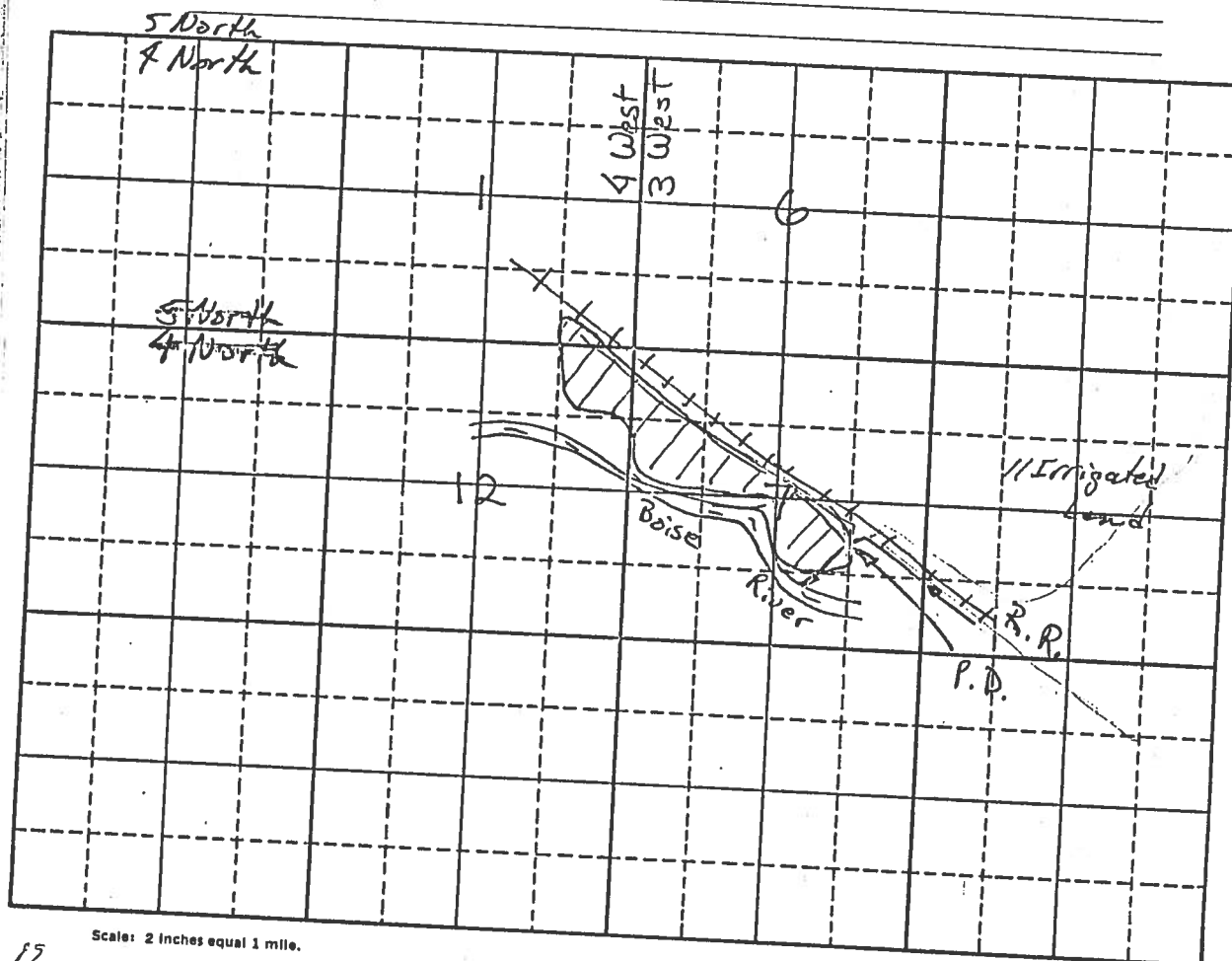
- B) 11

- (7) If you

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AUG 20 1992

(8) Remarks



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 12th day of July, 19 77.

(Claimant)

Notary Public

Residing at

My commission expires March 8, 1980

For Department Use Only

Received by W.H.H.

Prelim. check by 665

\$10.00 fee received by W.H.H.

Approved for publication by W.H.H.

Published in Boise Tribune

Dates July 27 & 28, 1977

Date

7-12-77

Date

7-13-77

Date

7-12-77 #8153

Exception filed by:

Forwarded to claimant by:

Date

MICROFILMED

AUG 20 1992

12/10/2006

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

RIGHT NUMBER: 63-4531
NAME AND ADDRESS: RONALD P RAINEY
ATTORNEY AT LAW
PO BOX 26
CALDWELL ID 83606-0026

SOURCE: WASTE WATER TRIBUTARY: BOISE RIVER

QUANTITY: 1.380 CFS

PRIORITY DATE: 03/01/1943

POINT OF
DIVERSION: T04N R03W S7 SWSWNE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.380 CFS

PLACE OF USE: IRRIGATION in CANYON County

T04N R03W S07	SWNE	3.00	T04N R03W S07 Lot 5 NWNW	10.00	
T04N R03W S07 Lot 4	SWNW	7.50	T04N R03W S07	SENE	16.50
T04N R03W S07	NWSE	18.00	T04N R04W S01	SESE	1.00
T04N R04W S12 Lot 3	NENE	13.00			

69 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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Seibenberg Cooperative Ditch Co. Ltd.

11/01/2006

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

RIGHT NUMBER: 63-4531

NAME AND ADDRESS: RONALD P RAINEY
ATTORNEY AT LAW
PO BOX 26
CALDWELL ID 83606-0026

SOURCE: WASTE WATER

TRIBUTARY: BOISE RIVER

QUANTITY: 1.380 CFS

PRIORITY DATE: 03/01/1943

POINT OF DIVERSION:

T04N R03W S7 SWSWNE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
1.380 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T04N R03W S07 SWNE 3.00

T04N R03W S07 Lot 5 NWNW 10.00

T04N R03W S07 Lot 4 SWNW 7.50

T04N R03W S07 SENW 16.50

T04N R03W S07 NWSE 18.00

T04N R04W S01 SESE 1.00

T04N R04W S12 Lot 3 NENE 13.00

69 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 - Beneficial Use

Use of this right is combined with water from Seibenberg Cooperative Ditch Co. Ltd.

Idaho Department of Water Resources

T04N, R03W,
SEC 7
T04N, R04W,
SEC 1 & 12



Place of Use



Section Lines

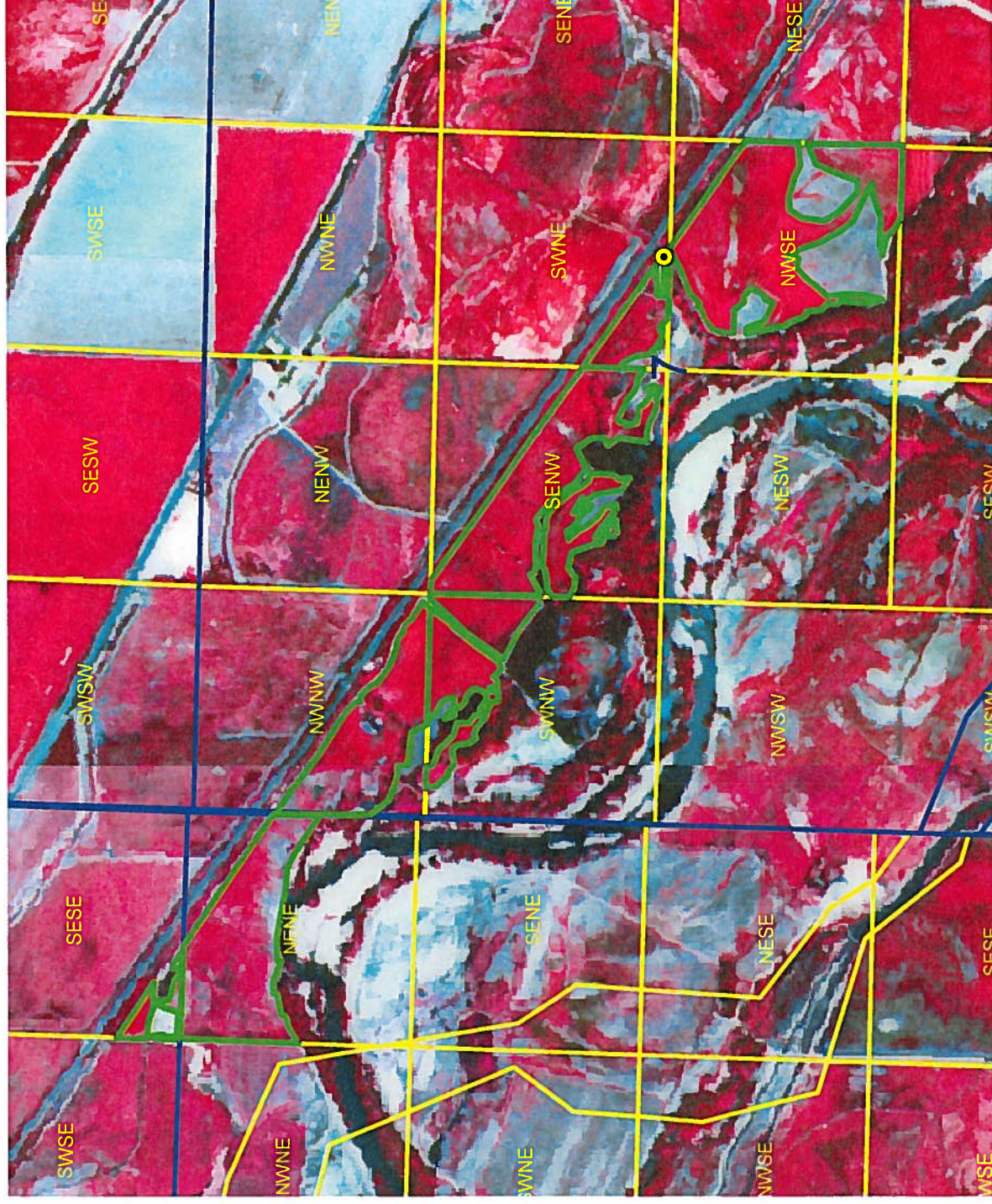
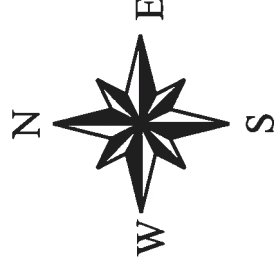


1/4 1/4



Point of Diversion

Irrigated Acres = 69



Claim No: 63-4531
Prepared By: Kimberly Brown
Date: October 23, 2006

1.009327 Miles

1987 NAPP

* Ronald Rainey filed in 1990.

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4531

WATER RIGHT NUMBER: 63-4531 ✓

Current Owner:

Ronald P. Rainey
2615 Dorman Ave.
Caldwell 83605

Owner Type

Current Owner

Name and Address

RONALD P RAINEY ✓
ATTORNEY AT LAW
PO BOX 26
CALDWELL, ID 83606-0026

ADD: Tel #

(208) 459-3659 ✓ (office)

459-9626

Original Owner

BETH TRUMBULL
RT 5 BOX 5048
CALDWELL, ID 83605

Property Address:

Ø Hwy. 20-26
Caldwell

Priority Date: 03
08/01/1965 ✓ (1943)

Basis: Statutory Claim ✓

Status: Active

Beneficial Use

Source

UNNAMED DRAINS ✓

Waste Water

Beneficial Use

IRRIGATION ✓

change
to 3/01

From To

3/15 to 11/15 ✓

Diversion Rate

1.38

~~2.980~~ CFS ✓

Total Diversion:

~~2.980~~ CFS ✓

1.38

Annual Volume

Location of Point(s) of Diversion

UNNAMED DRAINS

CANYON County ✓

NW 1/4 NW 1/4 SE 1/4 ✓

Sec. 7, Twp 04N, Rge 03W, B.M. ✓

SW SW NE (based on FX GPS Coord.)

Place of Use

IRRIGATION ✓

* claimed full amount in ea. QQ - reduce to
irr. acres

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 04N 03W 7			5.0			14.0	35.0	35.0							35.0		44.0
			3.0			10.0	7.5	16.5							18.0		55.0
✓ 04N 04W 1																5.0	5.0
																1.0	1.0
✓ 04N 04W 12																	20.0
																	13.0
																	69.0
Total Acres: 449																	449

only 14.6 acres in parcel!

only 4.2 AC total in parcel

less than 26.0 AC total (not 35.0!)

only 2.5 AC total in parcel

Conditions of Approval:

Remarks:

ADD - Use is combined with Siebenberg Cooperative
Ditch Co. Ltd. water.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4531

Comments:

Rainey
Address:

110 N. 9th Ave
Caldwell 83605
2615 Dorman Ave.
Caldwell
83605

Property Address: 8 Look Lane
Caldwell
Hwy. 20-26
Caldwell

Water Supply Bank:

SESE Sec. 1

only 2.5 ACRES (Parcel No. R3591100000
(2.5 AC)
-2.59 AC

NENE Sec. 12

only 14.6 AC (Parcel # R3605500000 -14.6
AC)

NWNW Sec. 7

13.01 ~~2.68~~ AC (Parcel # R3459800000

SWNW Sec. 7

36.1 AC

↑
(49.1 AC) (two AQ)
↓
R3459800000

SEXW

Sec. 7

less than 26.0
AC

Parcel #

R3459501000 -26
AC total

SWNE

Sec. 7

4.2

Parcel #

R3458901100
4.2 AC

requires 
FX for this
Claim - Melaine
did FX for 63-4531
not this one, 38221

Field Exam Date 10-23-06

(in-office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-4531

Owner: Ronald P. Rainey Phone No. _____

Current Address: P.O. Box 26, Caldwell 83606-0026

Property Address:

☒ No change NAME IS THE SAME

☐ NEW OWNER

☐ No change Address

☒ NEW ADDRESS

☒ How long owned property? 1981

Accompanied by: in-office verification

PRIORITY DATE

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

Priority date, per claimant, is: 06/01/1865

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

An affidavit, written by Roy A. Sebre on July 12, 1977;
substantiates irrigation use back to 1943.

Source: _____ Tributary to _____

☐ No Change – SAME SOURCE

☒ Source found is different than claimed: Waste Water (same as approved permit #63-11977)

POINT OF DIVERSION

☐ No change

☒ POD found is different than claimed: SW SWNE, S7

☐ If different, when did POD change? _____

According to the field investigation conducted on
9/29/06 and 10/01/06, the GPS coordinates place

the point of diversion in the SWSWNE, S7.

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
		SW	SW	NE	7	4N	3W		GPSed

Description of diverting works

See Field Report.

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES

Season of use begins 3/01

☐ No change

☐ Different Uses

Use Irrigation From 3/0 To _____ Amount 1.38 CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

N/A

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

None

☒ No change

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

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below:

Basically, the claimant claimed the total amount of acres he owns in each quarter-quarter, so the acres were reduced to the ^{acre-}amount actually irrigated in 1987.

(+) ADD: Government lots

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	3W	7			3			10	7.5	16.5						18			65
								15	14										
4N	4W	1																1	1
4N	4W	12	13																13
			13																

Overlap with other water rights: Sielsenberg Coop. Ditch Co. Ltd. Total: 69.0

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

Delivery System Narrative: See Field Report.

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

FLOW MEASUREMENTS: See Field Report.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

AFTER EXAM THE FILE SHOULD CONTAIN:

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

> FX - 9/29 # 10/01/06

DATE EXAM CONDUCTED:

10.23.06

(in-office review)

FIELD EXAMINER:

Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-4531

WATER RIGHT NUMBER: 63-4531

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BETH TRUMBULL RT 5 BOX 5048 CALDWELL, ID 83605

Priority Date: 06/01/1865

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.980 CFS	
	<u>Total Diversion:</u>	2.980 CFS	

Location of Point(s) of Diversion

UNNAMED DRAIN	NW1/4SE1/4	Sec. 7, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	7			5.0			14.0	35.0	35.0							35.0		124.0
04N	04W	1																5.0	5.0
04N	04W	12	20.0																20.0

Total Acres: 149

Conditions of Approval:Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4531

04/25/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
5089	Water Right	04N	03W	7	SW	NE		IRRIGATION <i>no overlap</i>	5/47	GARY L KING
138D	Claim	04N	03W	7	SW	NE		IRRIGATION	4/764	SIEBENBERG COOPERATIVE DITCH C LTD
2542	Water Right	04N	03W	7	SW	NE		IRRIGATION	35/141	J F BRENNEMAN
2542	Claim	04N	03W	7	SW	NE	<i>separate Bld</i>	IRRIGATION	35/141	GARY L KING
~~4531~~	~~Claim~~	~~04N~~	~~03W~~	~~7~~	~~SW~~	~~NE~~		~~IRRIGATION~~	~~5/149~~	~~RONALD P RAINEY~~
5089	Claim	04N	03W	7	SW	NE		IRRIGATION	5/46	GARY L KING
~~4531~~	~~Water Right~~	~~04N~~	~~03W~~	~~7~~	~~SW~~	~~NE~~		~~IRRIGATION~~	~~5/149~~	~~BETH TRUMBULL~~
28221	Claim	04N	03W	7	SW	NE		(STOCKWATER)		RONALD P RAINEY
28221	Claim	04N	03W	7	SW	NE		(WILDLIFE)		RONALD P RAINEY
138C	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
-190	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
-191	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
138D	Claim	04N	03W	7	NW	NW		IRRIGATION	15/764	SIEBENBERG COOPERATIVE DITCH C LTD
-189	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
303A	Claim	04N	03W	7	NW	NW		IRRIGATION FROM STORAGE	24/16031	FARMERS COOPERATIVE DITCH CO
-188	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
4529	Water Right	04N	03W	7	NW	NW		IRRIGATION	20/143	ROY A SEBREE
~~4531~~	~~Water Right~~	~~04N~~	~~03W~~	~~7~~	~~NW~~	~~NW~~		~~IRRIGATION~~	~~14/149~~	~~BETH TRUMBULL~~
-296	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
1529C	Claim	04N	03W	7	NW	NW		IRRIGATION	20/128	SEBREE FARMS INC
~~4531~~	~~Claim~~	~~04N~~	~~03W~~	~~7~~	~~NW~~	~~NW~~		~~IRRIGATION~~	~~14/149~~	~~RONALD P RAINEY~~
4851	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
4852	Claim	04N	03W	7	NW	NW		IRRIGATION	24/16111	FARMERS COOPERATIVE DITCH CO
28221	Claim	04N	03W	7	NW	NW	5	(STOCKWATER)		RONALD P RAINEY
28221	Claim	04N	03W	7	NW	NW	5	(WILDLIFE)		RONALD P RAINEY
~~4531~~	~~Claim~~	~~04N~~	~~03W~~	~~7~~	~~SW~~	~~NW~~		~~IRRIGATION~~	~~35/149~~	~~RONALD P RAINEY~~
138D	Claim	04N	03W	7	SW	NW		IRRIGATION	39/764	SIEBENBERG COOPERATIVE DITCH C LTD
~~4531~~	~~Water Right~~	~~04N~~	~~03W~~	~~7~~	~~SW~~	~~NW~~		~~IRRIGATION~~	~~35/149~~	~~BETH TRUMBULL~~

- supplemental to Siebenberg
Coop. Ditch Co. Ltd.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4531

04/25/2006

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
28221	Claim	04N	03W	7	SW	NW	4	(WILDLIFE)		RONALD P RAINEY
28221	Claim	04N	03W	7	SW	NW	4	(STOCKWATER)		RONALD P RAINEY
138D	Claim	04N	03W	7	SE	NW		IRRIGATION	24/764	SIEBENBERG COOPERATIVE DITCH C LTD
~~4531~~	~~Claim~~	~~04N~~	~~03W~~	~~7~~	~~SE~~	~~NW~~		~~IRRIGATION~~	~~35/149~~	~~RONALD P RAINEY~~
4532	Claim	04N	03W	7	SE	NW		IRRIGATION	8/45	RICK BOWMAN
~~4531~~	~~Water Right~~	~~04N~~	~~03W~~	~~7~~	~~SE~~	~~NW~~		~~IRRIGATION~~	~~35/149~~	~~BETH TRUMBULL~~
28221	Claim	04N	03W	7	SE	NW		(WILDLIFE)		RONALD P RAINEY
28221	Claim	04N	03W	7	SE	NW		(STOCKWATER)		RONALD P RAINEY
4532	Water Right	04N	03W	7	SE	NW		IRRIGATION	8/45	BETH TRUMBULL
138D	Claim	04N	03W	7	NW	SE		IRRIGATION	36/764	SIEBENBERG COOPERATIVE DITCH C LTD
~~4531~~	~~Claim~~	~~04N~~	~~03W~~	~~7~~	~~NW~~	~~SE~~		~~IRRIGATION~~	~~35/149~~	~~RONALD P RAINEY~~
~~4531~~	~~Water Right~~	~~04N~~	~~03W~~	~~7~~	~~NW~~	~~SE~~		~~IRRIGATION~~	~~35/149~~	~~BETH TRUMBULL~~
28221	Claim	04N	03W	7	NW	SE		(STOCKWATER)		RONALD P RAINEY
28221	Claim	04N	03W	7	NW	SE		(WILDLIFE)		RONALD P RAINEY
138D	Claim	04N	04W	1	SE	SE		IRRIGATION	4/764	SIEBENBERG COOPERATIVE DITCH C LTD
-191	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CO
-190	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CO
~~4531~~	~~Claim~~	~~04N~~	~~04W~~	~~1~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~5/149~~	~~RONALD P RAINEY~~
4529	Water Right	04N	04W	1	SE	SE		IRRIGATION	30/143	ROY A SEBREE
303A	Claim	04N	04W	1	SE	SE		IRRIGATION FROM STORAGE	36/16031	FARMERS COOPERATIVE DITCH CO
138C	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CC
-188	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CC
-189	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CC
-296	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CC
1529C	Claim	04N	04W	1	SE	SE		IRRIGATION	30/128	SEBREE FARMS INC
4851	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CC
4852	Claim	04N	04W	1	SE	SE		IRRIGATION	36/16111	FARMERS COOPERATIVE DITCH CC
~~4531~~	~~Water Right~~	~~04N~~	~~04W~~	~~1~~	~~SE~~	~~SE~~		~~IRRIGATION~~	~~5/149~~	~~BETH TRUMBULL~~

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4531

04/25/2006

3

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
1529C	Claim	04N	04W	12	NE	NE		IRRIGATION	5/128	SEBREE FARMS INC
~~4531~~	~~Water Right~~	~~04N~~	~~04W~~	~~12~~	~~NE~~	~~NE~~		~~IRRIGATION~~	~~20/149~~	~~BETH TRUMBULL~~
9698	Claim	04N	04W	12	NE	NE		RECREATION		VALE ISLAND FARMS
138D	Claim	04N	04W	12	NE	NE		IRRIGATION	26/764	SIEBENBERG COOPERATIVE DITCH C LTD
~~4531~~	~~Claim~~	~~04N~~	~~04W~~	~~12~~	~~NE~~	~~NE~~		~~IRRIGATION~~	~~20/149~~	~~RONALD P RAINY~~
4529	Water Right	04N	04W	12	NE	NE		IRRIGATION	5/143	ROY A SEBREE
9698	Claim	04N	04W	12	NE	NE		STOCKWATER		VALE ISLAND FARMS

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4532

WATER RIGHT NUMBER: 63-4532

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BETH TRUMBULL RT 5 BOX 5048 CALDWELL, ID 83605
Current Owner	RICK BOWMAN 19695 TOP RD GREENLEAF, ID 83626-8951 (208)454-1157

- no overlap

Priority Date: 06/01/1865
Basis: Statutory Claim
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.900 CFS	
	<u>Total Diversion:</u>	0.900 CFS	

Location of Point(s) of Diversion

UNNAMED DRAIN	NE1/4NW1/4	Sec. 7, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	7					37.0				8.0								45.0

Total Acres: 45

Conditions of Approval:

1. ADDRESS CHANGE BY CLAIMANT LETTER 2/3/99 SS.

Remarks:Comments:

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-4529

WATER RIGHT NUMBER: 63-4529

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROY A SEBREE RT 5 BOX 5045 CALDWELL, ID 83605

Priority Date: 06/01/1865
Basis: Statutory Claim
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.860 CFS	
	<u>Total Diversion:</u>	2.860 CFS	

Location of Point(s) of Diversion

UNNAMED DRAIN	NW1/4NW1/4	Sec. 7, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	6											20.0						20.0
04N	03W	7						20.0											20.0
04N	04W	1								15.0			28.0				25.0	30.0	98.0
04N	04W	12			5.0														5.0
Total Acres: 143																			

Handwritten notes: "no overlap" with circled values 20.0, 30.0, and 5.0.

Conditions of Approval:Remarks:

overlap review -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 63-11977

WATER RIGHT NUMBER: 63-11977

Owner Type Name and Address
Current Owner RONALD P RAINEY
 ATTORNEY AT LAW
 PO BOX 26
 CALDWELL, ID 83606-0026

- not claimed in
SPRBA

Priority Date: 01/27/1993

Basis:

Status: Active

Source Tributary
WASTE WATER BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
WILDLIFE STORAGE	1/01 to 12/31		35.00 AF
DIVERSION TO STORAGE	1/01 to 12/31	12.000 CFS	
WILDLIFE	1/01 to 12/31	7.000 CFS	
STOCKWATER STORAGE	1/01 to 12/31		35.00 AF
	<u>Total Diversion:</u>	12.000 CFS	35.00 AF

Location of Point(s) of Diversion

WASTE WATER	SW1/4SW1/4NE1/4	Sec. 7, Twp 04N, Rge 03W, B.M.
CANYON County		
WASTE WATER	NW1/4NW1/4SE1/4	Sec. 7, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

STOCKWATER STORAGE

Twp Rge Sec	NE	NW	SW	SE	Totals
04N 03W 7	X	X	X	X	

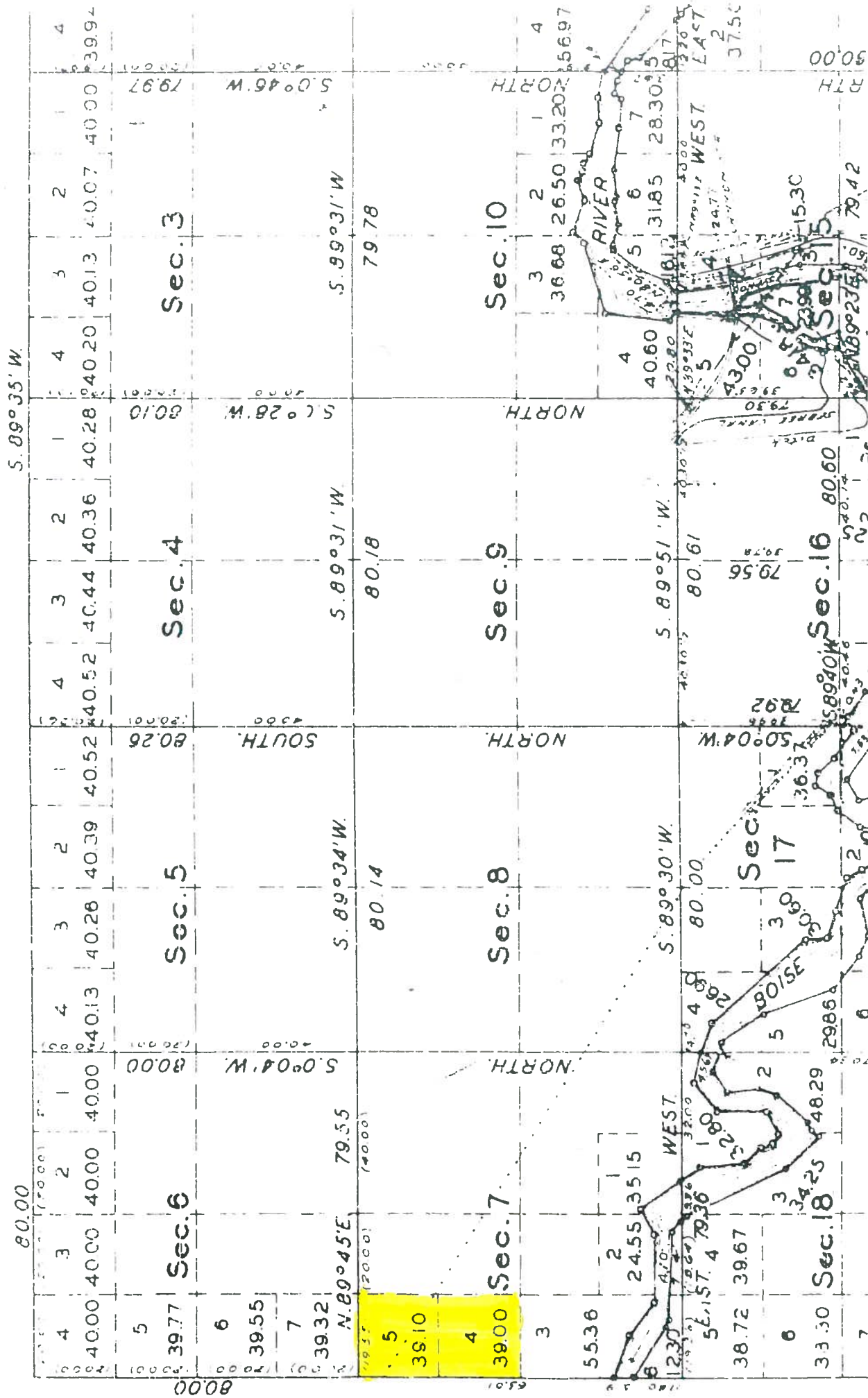
WILDLIFE same as STOCKWATER STORAGE

Conditions of Approval:

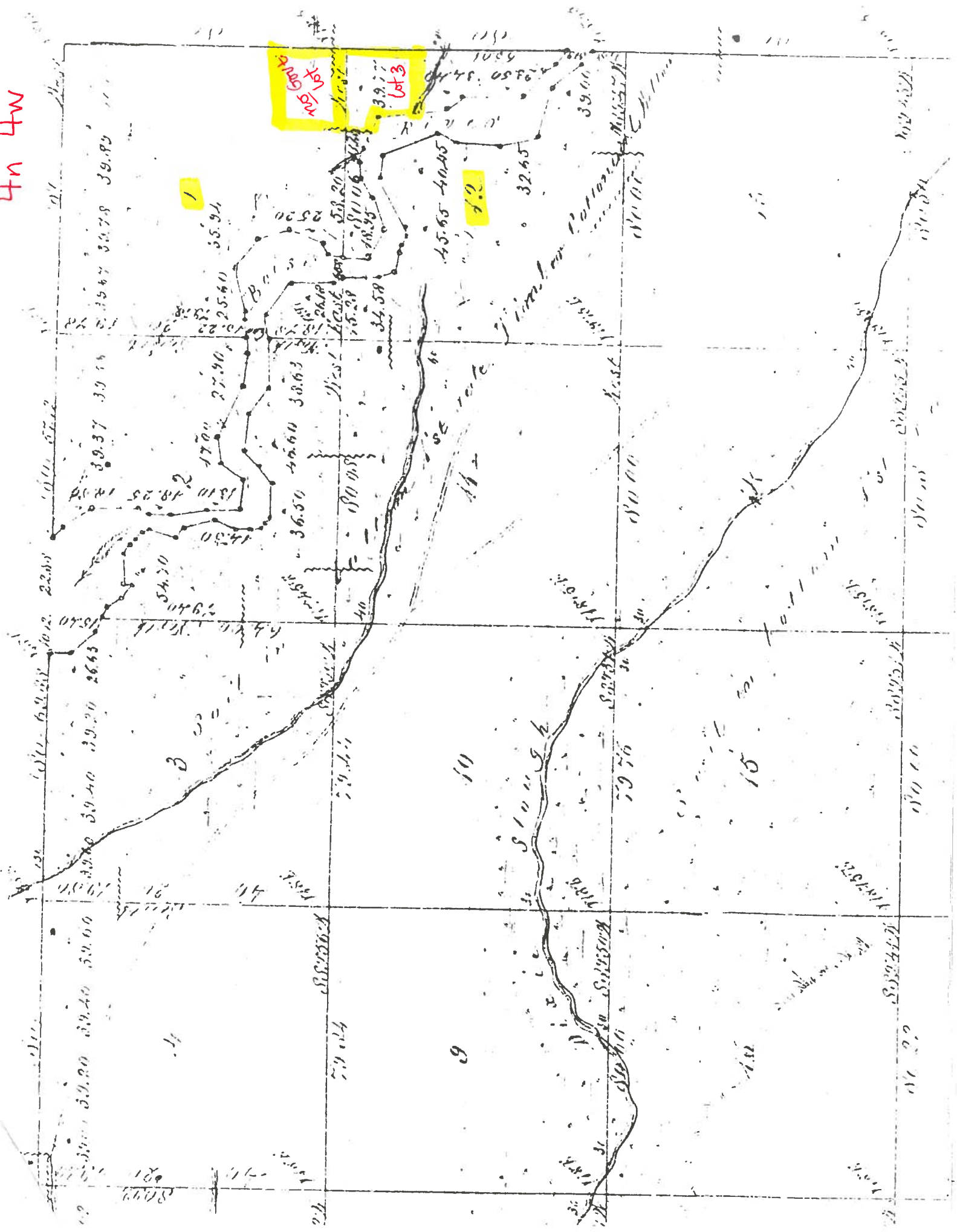
1. Stockwater use is for 200 range cattle.
Upon a determination of need by the department, the right holder shall install measuring equipment specified by the department to assure that the applicant does not divert and/or impound more water than authorized under existing water rights.
Use of water under this approval is subject to the control of the watermaster of Water District No. 63, Boise River and tributaries See Preliminary Order for additional conditions of approval.

COMPOSITE PLAT OF

P. N. 4 NORTH, RANGE N. 3 WEST OF T



4n 4w



The light blue numbers
across the top of each page
indicate acres claimed
for irrigation in each Q.



REAL PROPERTY INQUIRY

+++++

01 5R35911-000- -0 127-00 G SCH135+ 02 900 2.97

+++++ 32 5,400

ANNIE OAKLEY INC +

% RAINEY, RONALD P +

+

+

+

2615 DORMAN AVE +

CALDWELL ID 83605 +

+++++

01-4N-4W SE + TOTAL 6,300 2.97

SESE-S OF RR

+++++

+ SURVEY INST 8903609

+ DRAIN DR VALUE APPR MKB

+ CLASS BF REAP 04 MAN 03 UNIT 0

HWY 20-26, CA

+ PARCEL 5R04N04W019700 H/O N C/B N

+ PRIOR ACCOUNT 4R35911-000- -0

SEE R36055

+ 02 MH on Property NO

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R35911000 0 UNIT 001 TOTAL UNITS

SITE HWY 20-26 CA SEC/TWN/RNG 01-4N-4W

ASSESSED VALUE 6,300 ACREAGE .00

SUB/PARK NAME YEAR/MAKE

CLASS BF FARM OUTBUILDINGS WITH NO RESIDEN SPACE LOT BLOCK

+++++

YR BUILT 0 AIR COND AIR - NONE CARPORT N

STORY NO BLDG HEATING CARPORT SQ FT

FIRST SQ FT 0 EXTERIOR UNKNOWN DECK/PATIO? N

SECOND SQ FT ROOF UNKNOWN POOL? N

BEDS 0 BSMT SQ FT SPA? N

BATHS .00 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE N NEIGHBORHOOD 0

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL PROPERTY INQUIRY

+++++

01 5R36055-000- -0 127-00 G SCH135+ 02 4,400 14.57

+++++

ANNIE OAKLEY INC +

% RAINEY, RONALD P +

+

+

+

2615 DORMAN AVE +

CALDWELL ID 83605 +

+++++

12-4N-4W NE +

TOTAL

4,400

14.57

LT 3 S OF RR & N OF RIVER +

+++++

+ SURVEY

INST 8903609

+ DRAIN DR VALUE

APPR MKB

+ CLASS REAP 04 MAN

UNIT 0

HWY 20-26, CA +

+ PARCEL 5R04N04W120150 H/O N C/B N

+ PRIOR ACCOUNT 4R36055-000- -0

SEE R35911 +

+ 02 MH on Property NO

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R36055000 0

UNIT 001

TOTAL UNITS

SITE HWY 20-26

CA

SEC/TWN/RNG 12-4N-4W

ASSESSED VALUE 4,400

ACREAGE .00

SUB/PARK NAME

YEAR/MAKE

CLASS NO BUILDING CLASS

SPACE

LOT

BLOCK

+++++

YR BUILT 0

AIR COND

AIR - NONE

CARPORT

N

STORY NO BLDG

HEATING

CARPORT SQ FT

FIRST SQ FT 0

EXTERIOR

UNKNOWN

DECK/PATIO?

N

SECOND SQ FT

ROOF

UNKNOWN

POOL?

N

BEDS 0

BSMT SQ FT

SPA?

N

BATHS .00

% BSMT FIN

LOT SIZE

FRPLC 0

GARAGE

N

NEIGHBORHOOD

0

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL PROPERTY INQUIRY

```

+++++
01 5R34598-000- -0 127-00 G SCH135+ 01 4,600 7.00
+++++
ANNIE OAKLEY INC + 02 2,400 8.00
% RAINEY, RONALD P + 05 1,000 30.00
+ 19 10.00
+
+
+
2615 DORMAN AVE +
CALDWELL ID 83605 +
+++++
07-4N-3W NW + TOTAL 8,000 55.00
LT 5 S OF RR,, LT 4 ++++++
+ SURVEY INST 8903609
+ DRAIN DR VALUE APPR CTR
+ CLASS REAP 02 MAN UNIT 0
+ PARCEL 5R04N03W073600 H/O N C/B N
+ PRIOR ACCOUNT 4R34598-000- -0
+ 02 MH on Property NO
MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R34598000 0 UNIT 001 TOTAL UNITS

SITE HWY 20-26 CA SEC/TWN/RNG 07-4N-3W
ASSESSED VALUE 8,000 ACREAGE 55.00
SUB/PARK NAME YEAR/MAKE
CLASS NO BUILDING CLASS SPACE LOT BLOCK
+++++
YR BUILT 0 AIR COND AIR - NONE CARPORT N
STORY NO BLDG HEATING CARPORT SQ FT
FIRST SQ FT 0 EXTERIOR UNKNOWN DECK/PATIO? N
SECOND SQ FT ROOF UNKNOWN POOL? N
BEDS 0 BSMT SQ FT SPA? N
BATHS .00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

```

REAL PROPERTY INQUIRY

+++++

01 5R34595-010- -0 127-00 G SCH135+ 02 14,300 47.33

+++++ 19 16.90

ANNIE OAKLEY INC +

% RAINEY, RONALD P +

+

+

+

2615 DORMAN AVE +

CALDWELL ID 83605 +

+++++

07-4N-3W NW + TOTAL 14,300 64.23

E 1/2 NW S OF RR, , ++++++

NWSE S OF RR + SURVEY INST 8903609

+ DRAIN DR VALUE APPR CTR

+ CLASS REAP 02 MAN UNIT 0

LOOK LN, CA + PARCEL 5R04N03W074350 H/O N C/B N

+ PRIOR ACCOUNT 4R34595-010- -0

SEE R34595 & R34597 + 02 MH on Property NO

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R34595010 0 UNIT 001 TOTAL UNITS

SITE LOOK LN CA SEC/TWN/RNG 07-4N-3W

ASSESSED VALUE 14,300 ACREAGE 64.23

SUB/PARK NAME YEAR/MAKE

CLASS NO BUILDING CLASS SPACE LOT BLOCK

+++++

YR BUILT 0 AIR COND AIR - NONE CARPORT N

STORY NO BLDG HEATING CARPORT SQ FT

FIRST SQ FT 0 EXTERIOR UNKNOWN DECK/PATIO? N

SECOND SQ FT ROOF UNKNOWN POOL? N

BEDS 0 BSMT SQ FT SPA? N

BATHS .00 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE N NEIGHBORHOOD 0

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL PROPERTY INQUIRY

+++++

01 5R34589-011- -0 127-00 G SCH135+ 02 2,200 7.39

+++++

RAINEY, RONALD P

+

+

+

+

+

110 N 9TH AVE

+

CALDWELL ID 83605

+

+++++

07-4N-3W SE

+ TOTAL 2,200 7.39

SWSE-S & W OF RR

+++++

+ SURVEY INST 9738422

+ DRAIN DR VALUE APPR CTR

+ CLASS REAP 02 MAN UNIT 0

HWY 20-26, CA

+ PARCEL 5R04N03W071649 H/O N C/B N

+ PRIOR ACCOUNT 4R34589-011- -0

+ 02 MH on Property NO

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER

UNIT

TOTAL UNITS

SITE

SEC/TWN/RNG

ASSESSED VALUE

ACREAGE

SUB/PARK NAME

YEAR/MAKE

CLASS

SPACE

LOT

BLOCK

+++++

YR BUILT

AIR COND

CARPORT

STORY

HEATING

CARPORT SQ FT

FIRST SQ FT

EXTERIOR

DECK/PATIO?

SECOND SQ FT

ROOF

POOL?

BEDS

BSMT SQ FT

SPA?

BATHS

% BSMT FIN

LOT SIZE

FRPLC

GARAGE

NEIGHBORHOOD

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL ACCOUNT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

RECEIVED

OCT 03 2006

WATER RESOURCES
WESTERN REGION

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-4531 + 63-28821 (-28221)Owner: Ronald P. Rainey, Attny. at Law Phone No. (208) 459-3659Current Address: PO Box 26, Caldwell, Id 83606-0026

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER

- ☒ No change Address

- ☐ NEW ADDRESS * add phone number (208) 459-3659 / 459-9626

- ☒ How long owned property? 30 yrs

Accompanied by: Ronald Rainey (208) 459-3659 / (208) 459-9626PRIORITY DATE WK address: 110 N. 9th Ave PO Box 26
Caldwell, Id 83606-0026

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

Priority date, per claimant, is: 6/1/1865

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

Source: Unnamed Drains Tributary to Boise River

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: 8WSWNE, S.7
- ☐ If different, when did POD change?

Please
verify since
no sections
noted on
maps
(4 POD's)

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Deter GPS ID
								Canyon	N43° 42.186' W116° 45.030'
		SW	SW	NE	7	4N	3W	Canyon	N43° 41.909' W116° 44.442'
								Canyon	N43° 41.684' W116° 44.294'
								Canyon	N43° 42.370' W116° 45.441'

No sections noted, please confirm POD #2 possible POD for 63-4531

POD #1
POD #2
POD #3
POD #4

Description of diverting works

* see attachment

OVERLAP REVIEW

Other water rights with the same point of diversion: Skogberg A63-0429C

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

At the time of inspection, the gates were all open allowing water to flow to each piece of property claimed (Skogberg & Rainer)

WATER USES

- ☐ No change
- ☐ Different Uses

63-4531 Use Irrigation From 3/1 To 11/15 Amount CFS AFA

63-28221 Use Stockwater From 1/1 To 12/31 Amount CFS AFA

Use Wildlife From 1/1 To 12/31 Amount CFS AFA

From well Domestic stockwater 1/1 to 12/31 N/A

TOTAL VOLUME - Groundwater only

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

NON-IRRIGATION USES:

- ☐ No change
- ☐ Changes Exam found: Domestic # of homes Stock # Presently 20 pr cattle

Types Wildlife Additional comments: # cattle presently lower than normal due to renter of property going through a divorce
4-5 deer, 10-15 pheasant, 50+ quail, 1-2 coote, 1-2 fox,

PLACE OF USE: 500 - 2000 ducks, 200 geese, 50 turkey

- ☐ No Change
- ☐ Changes shown below:

Ponds (estimated sizes):

Pond #1 5 acres 1 1/2 - 3' deep
Pond #2 7 acres 3' deep
Pond #3 3 acres 3' deep

* depth of ponds is usually lower during irrigation season, at a full capacity pre/post irrigation season

well for trailer that burned down 20 yrs ago. Not used since, but was 1/2 internal external + stockwater to canal.

1987: 100 pr cattle + 5 bulls

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	3W	7			3			10	7.5	16.5						18			55
																	1		1
4N	4W	1																	
4N	4W	12	13																13
																			69

Overlap with other water rights: ~~None~~ 63-4531 + 63-28821

Rainey

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

Different uses

Delivery System Narrative: * see attachment

↑
please
recalculate
acres
for irrigation
subtracting
slough/trees
area

* totally gravity flow system

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Seidenhard Coop Ditch Co. comes onto the property at SE corner. It is the sole source for the immediate acreage, with dirt ditches following the east border then turning west at the north end & co-mingles w/ 2 unnamed ditches that come on to the property north to south, under the railroad tracks (Rainey owns 97 shares).

* see attachment for additional comments/remarks.

Directions: 184, Parma/Natus off ramp, west on
 Hwy 20/26, south on Wilson Ln, east after crossing
 the railroad tracks. POD: continue 0.4 miles to POD #1
 (POD #4 is located 50' east + 25' north from where you
 turn east after the railroad tracks); POB #2 is 0.6 miles east
 of POD #1. POD #3: at POD #2, follow the curve in the road to
 the left then go diagonally across the field to the ~~SE~~ SE corner
 then 0.3 miles. POU: fields +
 ponds south of POD #1, 2 + 4, + south
 between POD's, also NW + NE of POD #3.

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 10/3/2006

FIELD EXAMINER: Sandy Hemenway

63-28221 & 63-4531 Rainey

Date of Inspection: 9/29/2006 & 10/1/2006

Inspector: Sandy Hemenway

Diversion Works Background Information: I84, Parma/Notus off ramp, west on Hwy 20/26, south on Look Ln (before the railroad tracks) is a 54" culvert discharging to a unnamed drain (common name is Gladys Brauns ditch; partially filled pipe calculation of 87.78 cfs) which flows north to south then follows the railroad tracks on the north side, merges with an unnamed drain flowing north to south from the King property (WR A63-5089 with ditch capacity measured 7/13/06 by Sandy Hemenway at 15.85 cfs). Total capacity of drain coming under the railroad tracks would be 103.63 cfs. **POD#2**

Continuing south on Look Ln., crossing the railroad tracks and immediately turn west 0.4 miles, there is a ditch (Seiderberd Canal) on the south side of the road to a head gate that continues flow west, turning south, then returning west again to the SENWSE (**POD#3**). At the head gate, there is also a culvert that goes under the road to the north for the Seidenberg Canal overflow, and discharges into a dirt ditch that runs east to west just south of the railroad tracks. At **POD #2** this ditch co-mingles with the 2 unnamed drains (King and Gladys Brauns). NOTE: Mr. Rainey owns 97 shares from the Seidenberg Canal.

Go back out to Hwy 20/26, turn west, turn south on Wilson Ln, turn east immediately after the railroad tracks. **POD#4** Domestic internal/external well is located about 50' east, 25' north. This well is substandard, with casing 4" above ground level, and submerged in a swamp area/reeded area, at the time of inspection. There used to be a trailer located here, but it burned down 20 years ago, and has never been replaced (no other well information available, and no power source to conduct a physical measurement; a power pole still stands at the location). Mr. Rainey stated that he still feels he would like to put another trailer out there at some point in time.

Continuing east 0.4 miles on dirt road just south of the railroad tracks is **POD#1**. An unnamed drain that is piped under the railroad tracks, running north to south, then turns west (this is the same **POD #1** as A63-4529C Skogsberg).

Delivery System Narrative:

POD#4: well, no additional information about well, discharge size, or line that is buried to the stock tanks supplying water to the corrals. Use: D1/internal/external, and stockwater for cattle year-round. NOTE: well has not been used since the trailer burned down 20 years ago, but Mr. Rainey wanted this **POD** included with this inspection since he wants to replace the trailer and continue use at this site.

From **POD#4**/domestic well at the entrance off of Wilson Ln. past **POD#1**, and to **POD#2**, running west to east on the south side of the road is a dirt ditch for irrigation (gravity flow north to south). There are numerous areas where there are buried pipes

from the main ditch on the north side of the road to the small dirt ditch on the south side of the road. SWSESE, NENE, NWNW, SWNW, SENW.

On the north side of the dirt road is the main ditch. 0.4 miles from the entrance is POD#1, unnamed drain piped under the railroad tracks, discharged to the main ditch running east and west on the south side of the railroad tracks, continues east to west, to a head gate, with flow continuing down the ditch east to west to Skogsberg's property, and also piped north to south under the road to a dirt ditch that is one of the inlets to Pond #3, and/or dammed up with tarps to flood irrigate east to west. SWNWNW, SENWNW.

Continue 0.1 mile east of POD#1 is weir #1, can continue west down the ditch, or piped south under the road to the concrete ditch running north to south (gravity flow east to west with 2" siphon tubes), in addition to being used to fill Pond #3. SWNW, SENWNW, SWNWNW.

Continue another 0.2 miles east to weir #2, can continue west down the ditch, or piped south under the road to dirt ditch running north to south (tarps used to dam up, gravity flood irrigate both east to west and west to east), and used to fill Pond #2. SENW, SWSWNE.

Continue another 0.3 miles east to POD#2, head gate and 24" buried culvert to a dirt ditch running southwest to fill Pond #1. The co-mingled water from the 2-unnamed drains and flow from the Seidenberd continue east to west down the ditch for filling the ponds and irrigation.

Continue north around the small curve that takes you going south again to the NWSE pasture. There is a dirt ditch that is located on the north side of the dirt road following the southern boarder of the property (gravity flow north to south), and then at the POD#3 (from the Seidenberd Canal), the dirt ditch also continues east then north, and discharges into the main ditch (which at this point is made up of the overflow from the Seidenberd Canal)

Backtracking to the concrete ditch location, go south 0.2 miles to weir #4, outlet from Pond #2, buried culvert under the road running east to west, discharging to a dirt ditch running east to west used to fill Pond #3, or dammed up with tarps to flood irrigate (north to south gravity flow).

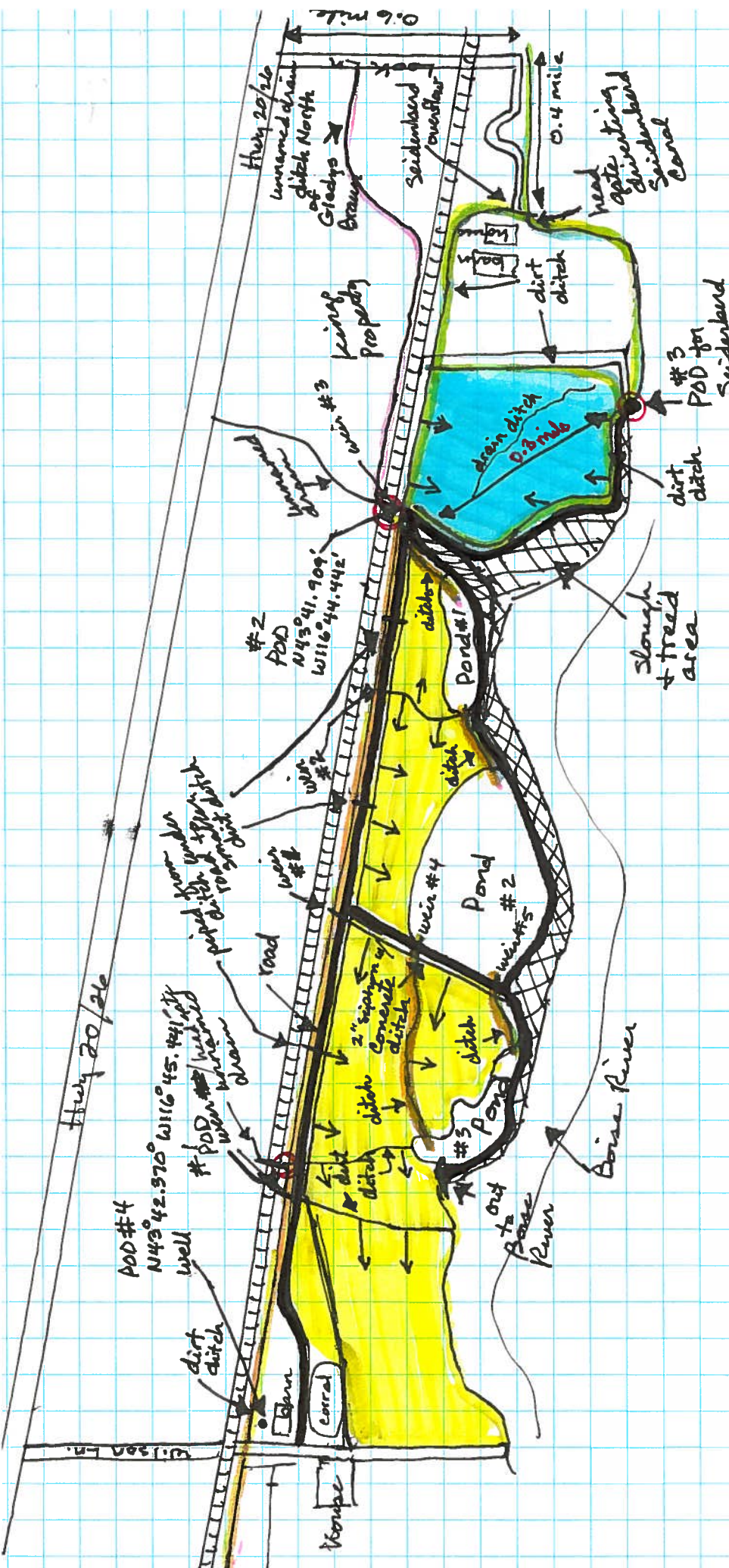
Continuing south from weir #4 another 0.1 mile to weir #5, another outlet from Pond #2, buried culvert under the road running east to west, discharging to a dirt ditch running east to west used to fill Pond #3.

Comments: Along the south boarder of this whole property is a slough and tree area. Some of the water making up the slough is run-off water from the Kings property, and some is seepage from the Boise River. The ponds, slough and tree area are used for

noncommercial wildlife (4-5 deer, 10-15 pheasant, 50+ quail, 1-2 coyote, 1-2 fox, 500-2000 ducks, 200 geese, 50 turkey).

Stock water: 100 pair cattle, and 5 bulls. The cattle, in addition to drinking the same water as that is used for irrigation, and ponds, use no stock tanks, but concrete ditch. (year-round source is available due to springs supplying water to unnamed drains).

The outlet for Pond #3 is on the far southwest end, which has an overflow those discharges to the Boise River.



- = Seidenbernd
- = POD #1-
- = irrigated w/ Seidenbernd only POW
- = Nonirrigated/wildlife refuge (trees + slough area)
- = Road
- = POW irrigated
- = CO-mineral water in drain

Ponds (each are 1 1/2 - 3' deep)

- #1 = 1 1/2 - 3' deep
- #2 = 3'
- #3 = 3'

* ponds are kept full after + before irrigation season

N↑ 63-28221 + 63-4531 Rainey
9/29/2006 + 10/1/2006 Stt

The light blue numbers
SWSW
denote acres cleared
for irrigation in each QO.



63-4531 + 63-28821 Rainey
Inspection Date: 10/1/2006
Inspector: Sandy Hemerway

POD #1 N43°42.186' W116°45.020' (location: S. Wilson 0.3 miles, turn east + go 0.4 mile to gate by railroad under pipe)
Same POD for Skogberg A63-4529C + Rainey A63-04531
Ditch Measurement to head gate then ditch again A63-28221

Orange Peel ~~test~~

$$\text{width} = 46" = 3.83' \quad H = 3'1" \text{ deep} = 3.08'$$

$$Q = VA = 1.5 \text{ ft/sec} \times 11.7964 \text{ ft}^2 = 17.69 \text{ cfs ditch capacity}$$

$$V = 6 \text{ ft} / 4 \text{ sec} = 1.5 \text{ ft/sec}$$

$$A = H \times W = 3.83' \times 3.08' = 11.7964 \text{ ft}^2$$

coming from under railroad tracks

* Note: It was indicated that this is low flow, since earlier in the season there is a higher flow.

POD #2 N43°41.909' W116°44.442' (location:

(where unnamed drain, unnamed drain from Gladys Braun, + Seidenberg Co-mingle as the come under the railroad tracks)

unnamed drain from King A63-5089: ditch capacity

measured 7/13/2006 by Sandy Hemerway with ditch running east to west leading to this drain having the capacity of 15.85 cfs

unnamed drain from Gladys Brauns ditch measured 9/29/06:

* indicated at time of inspection that this is low flow. partially filled pipe:

54" $\uparrow$ 27" $\downarrow$ 27" $\uparrow$ 27" $\downarrow$ 27"

$$D = 54" \quad F = 27' \quad \frac{F}{D} = 0.5 = 50\% = \text{factor} = 0.500 \quad L = 27'$$
$$\text{gpm} = (0.500) 54^2 \times 2.7 = 39366 \text{ gpm} \times 0.00223 = 87.78 \text{ cfs}$$

Pipe Flow Capacity

$$\frac{(54/12)/2 = R}{\pi = 3.1416}$$
$$Q = 5\pi R^2 = 79.52 \text{ cfs}$$

POD #3 N43°41.542' W116°43.838' where measurement taken, to determine capacity of flow to ditch, since note at the time of inspection was being diverted to POD #3

Seidenberg: 11' x 17" 10 ft / 6 sec. (orange peel measurement)

$$Q = VA = 1.66 \text{ ft/sec} \times 15.62 \text{ ft}^2 = 25.93 \text{ cfs}$$

$$\text{width} = 11'$$

$$V = 10 \text{ ft} / 6 \text{ sec} = 1.66 \text{ ft/sec}$$

$$A = H \times W = 11' \times 1.42' = 15.62 \text{ ft}^2$$

$$\text{Height} = 17" = 1.42'$$

low flow ditch capacity

GPS for POD #3 is: N43°41.684' W116°44.294'

POD #4 N43°42.370' W116°45.441' — well (D1 stockwater @ corral) no well info.

Stockwater: 1987: 100 pr cattle + 5 bulls = 205 cattle (129 pr)

Exh. 15A Table 1. Rec. Div. Rates for stockwater 201-300 = 0.07 cfs

$$V_{ir} = (\# \text{ head} \times \text{gpd/head} \times \text{days use per yr}) / 325,850 =$$
$$(205 \times 12 \times 365) / 325,850 = 2.755 = 2.8 \text{ af}$$

$$V_{dr} = 0.07 \times 365 \times 1.9835 = 50.678 = 51.0 \text{ af}$$

$$V = 2.8 \text{ af}$$

junction of 2 unnamed drains added = 03.63 cfs capacity of junction

0.1 mile east of Pond #1
Weir #1 (north of concrete ditch) that is piped under road to concrete ditch flows south for irrigation or to Pond #2
 N43°42.132' W116°44.894' 16" x 3" = 1.3' x 0.25'
 U of I chart shows 0.25' x 1' = 0.404 cfs
 0.25' x 1.5' = 0.609 cfs

Weir #2 (0.2 miles east of weir #1 + concrete ditch) for irrigation + to pond #2
 N43°42.022' W116°44.664' 38" x 16" = 3.16' x 1.33'
 U of I chart shows 1.33 x 3.0' = 14.40 cfs
 1.33 x 4.0' = 19.34 cfs

Weir #3 N43°41.908' W116°44.441' 36" x 7" (south of Pond #2 to ditch supplying Pond #1)
 U of I chart shows 0.58' x 3' = 4.26 cfs

Weir #4 N43°42.032' W116°45.007' 38" x 13" (0.2 mile south of weir #1; outlet for pond #2, inlet for pond #3 + for irrigation)
 U of I chart shows 1.08' x 3.0' = 10.61 cfs
 1.08' x 4.0' = 14.24 cfs

Weir #5 N43°41.988' W116°45.084' 38" x 8" (0.1 mile south of weir #4, another outlet for pond #2 + inlet for pond #3)
 U of I chart shows 0.66' x 3.0' = 5.15 cfs
 0.66' x 4.0' = 6.90 cfs

24" culvert to Pond #1 (full) N43°41.922' W116°44.441'
15.70 cfs maximum capacity

Outlet from #1 Pond, Inlet for #2 Pond N43°41.935' W116°44.741'
 Ditch measurement (orange peel) 8' x 15", 15'/4 sec.

$$Q = VA = 3.75 \text{ ft/sec} \times 10 \text{ ft}^2 = \boxed{37.5 \text{ cfs}}$$

$$V = 15 \text{ ft} / 4 \text{ sec.} = 3.75 \text{ ft/sec} \quad A = H \times W = 1.25' \times 8' = 10 \text{ ft}^2$$

* Per owner, these are measurements of "low flow."

Pond Sizes (per owner):

#1 = 3 acres 1 1/2' - 3' deep
 #2 = 7 acres 3' deep
 #3 = 5 acres 3' deep

* ponds are kept full after + before irrigation season + have more than one inlet supplying their water

Groundwater source/well: N43°42.370' W116°45.441'

- trailer burnt down 20 yrs ago + was never replaced.
 Rainey said he might want to replace the trailer some day (no info. on well depth, static, H₂O); no power on



N43°41.733'
W116°43.396'

Gladys,
Brauns
ditch

54" culvert
(1/2 full)
on

Look Ln,
south of
Hwy 20/26

09/29/2006



N43°41.542'
W116°43.838'

Seidenberg
canal
(maximum
capacity
flow, where
head gate
located)
Seidenberg
overflow

0.4 mile
from
railroad
tracks

09/29/2006

Seidenberg
@ low
flow
11'X17"
10ft/6 sec.
(low capacity
of ditch)

63-22221 + 63-4531 Rainey
9/29/2006 SH



Seidenhard
overflow



POD

Seidenhard
Canal
leading
to POD

63-28221 + 63-4531 Rainey
to 9/29/2006 SH



POD#4

D.I. internal
external +
stockwater;
for corals;
well &
holding tank
for
trailer
that burned
down

located
50' east +
25' north
at turn
after the
railroad
tracks

09/29/2006

N 43° 42.370' W 116° 45.441'



POK:
stockwater
for

corral
located
directly
south
from
well &
small
barn

09/29/2006

63-28221 + 63-4531 Rainey
9/29/2006 SH



flow
Comes
under
railroad
tracks
POD
#1

09/29/2006

N43°42.186'
W116°45.020'



POD #1

head
gate

flow
going to
pond #3

09/29/2006

A63-4529C Skogsberg / Also Rainey 63-4531 + 63-28221
9/29/2006 SH 9/29/2006 SH



flow
from
POD#1
coming
from
under
the
railroad
tracks

head
gate
w/ flow
going north
to south
to pond#3



pipe
under
road to
dirt ditch
running
to pond#3

63-28221 + 63-4531 Rainey
9/29/2006 SH



weir #1

10/01/2006

~~N43°42.32'~~ N43°42.132' W116°44.894' weir 16" x 3"



Pond #2

Concrete ditch running north to south

Pond #3 behind trees

2" siphon tubes used
POU gravity flow east to west

10/01/2006

63-28221 + 63-4531 Rainey

9/29/2006 SH

10/1/2006 SH



PDU 1

Stockwater
incidents
to
irrigation
(year-
round
drain-
spring
fed)

10/01/2006

100 pr. cattle
in 1987,
currently 20 pr
due to renter
going through
a divorce



Weir #2
N43°42.022'
W116°44.664'
38" x 16"
piped
under
road to
dirt ditch
for irrigation
+ to pond #2

10/01/2006

63-28221 + 63-4531 Rainey
10/1/2006 SH



dirt ditches located at different areas running north to south, this one off of weir #2 (to the south) to pond 1, with gravity flow east to west & west to east.



head gate controlling flow to pond #1

Rainey 63-28221 + 63-4531
10/1/2006 SH

N 43° 41.893' W 116° 44.519'



24"
culvert
(full) to
ditch ditch
running
south to
southwest
to pond ~~#1~~
#1

10/01/2006

N 43° 41.922' W 116° 44.491'



POD#2
junction for 2
combined
drains

from
Seidenbend

were
water
co-mingles

10/01/2006

63-28221 + 63-4531 Rainey
10/1/2006 S#

POD#2 function of 2 unnamed drains
 both flows
 from unnamed
 drains from
 Kings property
 + Gladys
 Porcun
 merge + come
 under railroad tracks

Kings
 property

dirt ditch
 with water
 from Seidenbord
 traveling
 from POD
 east to
 west, south
 of railroad
 tracks

411
 3 ditches/drain
 co-mingle
 at this
 point
 then



N43°41.909'
 W116°44.442'

63-28221 + 63-4531 Rainey
 9/29/2006 SH



weir #3
36"x7"
piped under
road to
dirt ditch
running
north to south
to pond #1

N43°41.908' W116°44.441'
weir #3



ditch to
pond #1
from
weir #3

63-28221 + 63-4531 Rainey
10/1/2006 S#



63-28221 + 63-4531 Rainey
10/1/2006 SH



slough
+
tree
area

(slough
water is
some
run-off
from
Kings +
seepage
from
Poudre
River)



POU

SE
corner
looking
NW

63-28221 + 63-4531 Rainey
10/1/2006 SH

N43°41.684'
W116°44.294'

POB #3
where
Seidenberg
Canal first
comes
onto the
property

dirt ditch
splits at
the corner
with one
ditch following
the southern

border of the property,
the other running north then
turning west & running
east to west across the
northern border merging
with flows from ditches from
the Kings property (north of railroad
tracks) & flow from Gladys Braun's ditch.



Rainey 63-28221 + 63-4531
9/29/2006 SH



where water
first comes
on to property
from
Seidenberg

POD
3

with
dirt ditch
making its
way north
on east
border, &
going west
then north
along the
south
border



drainage
ditch that
runs
diagonally
through
property
dirt
ditch
on
east
border

63-28221 + 63-4531 Rainey
10/1/2006 SH



Pond #1

intake
at Pond
#1

10/01/2006



Pond
#1

1 1/2 - 3' deep

outlet for
pond #1 that
feeds
pond #2

8' x 15"
15' / 4 sec.

10/01/2006

63-28221 + 63-4531 Rainey
10/1/2006 SH

N43°41.935' W116°44.741'



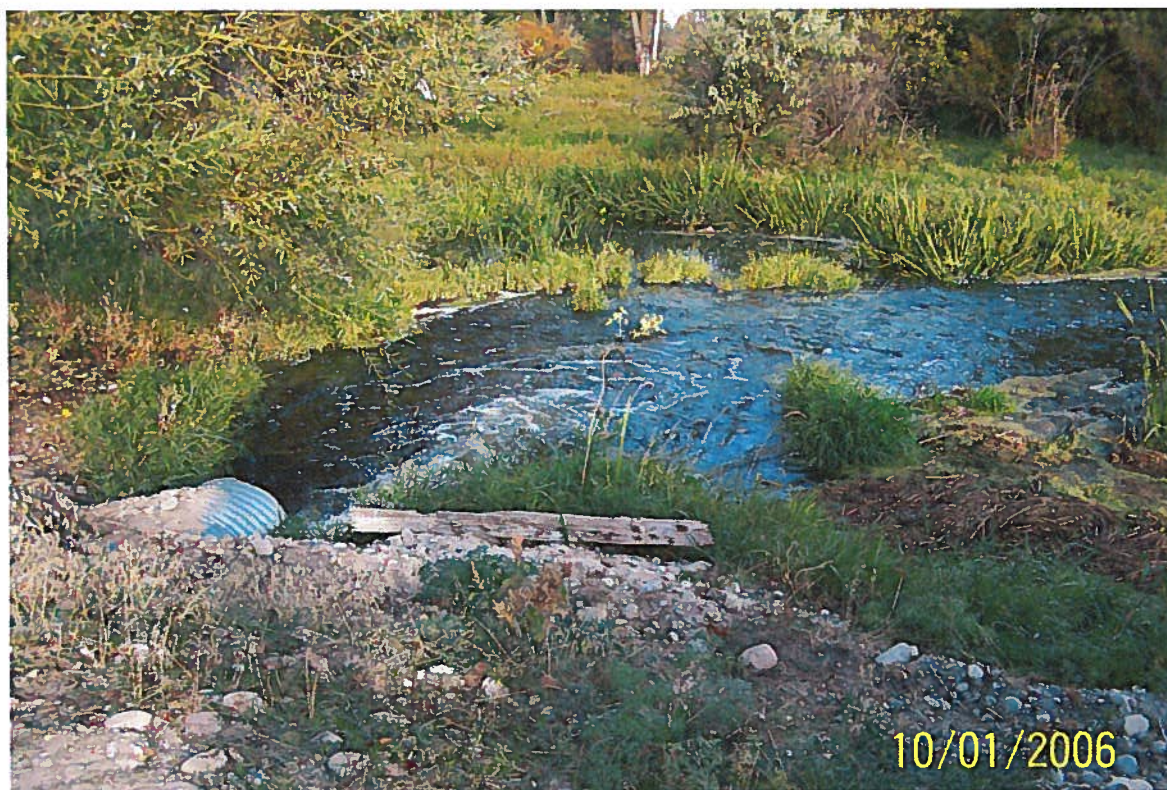
Pond #2

weir
#4

0.2 miles
south of
weir #1 +
the north
end of the
concrete
ditch

38" x 13"

N 43° 42.032' W 116° 45.007'



weir #4
piped
under
road to
dirt ditch
running
east to
west
used
for
irrigation
+ to fill
pond #3

63-28221 + 63-4531 Rainey
10/1/2006 SH



Pond #2
3' deep



Pond #2

outlet
weir # 5
38" X 8"

SE corner
of pond
2,
0.1 mile
south of
weir #4

63-28221 + 63-4531 Rainey
10/1/2006 SH

N43°41.988'
W116°45.084'



weir #5
 piped under
 road to
 dirt ditch
 inlet for
 pond #3



pond #2
 inlet
 to pond #3

63-28221 + 63-4531 Rainey
 10/1/2006 SH



Pond #3
3' deep

63-28221 + 63-4531 Rainey
10/1/2006 SH

A63-4531 & A63-28821 Field Exam Request:
Rainey

Contact:

05/23/2006

Contact **Ronald Rainey** at #459-3659 or #459-9626 to set up a field exam.

IMPORTANT: Contractor Merlaine Bishop conducted a field exam for #63-28221 on 11/01/05, but she did not take any water measurements "due to water backing up." In addition, she did not convey the correct GPS numbers for the location of the POD in her field report. I have attached copies of her Field Report if they should prove to be useful during this exam. **Please find out as much information on both #63-28221 and #63-4531 as possible while conducting this exam, even though she was already out for one.

Property Address:

0 Hwy. 20-26
Caldwell

Requests:

*Please verify **all of the elements** of both these claims, #63-4531 and #63-28221.

In addition, please verify:

- ✓ • **GPS** the location of the "Unnamed Drains" for #63-4531 and the Seidenberd Canal/Unnamed Drain for #63-28221.
- ✓ • Is **Seidenberg Cooperative Ditch Co.** water used to supplement these two rights? Does the claimant own shares in Seidenberg Coop. Ditch Co.? *It is the sole source for one piece of property, then co-mingles w/ other unnamed drains to*
- ✓ • How many **stock** were watered from the unnamed drain in 1987? Today? *irrigate + fill ponds (he owns 97 shares)*
Please give a description of the **wildlife** claimed for #63-28221.
- ✓ • **1987 Aerial Photo:** Please draw the **149.0 acres** that were irrigated from the Unnamed Drain in 1987 on the enclosed **1987 aerial photograph**. Draw the **diversion works** on the 1987 aerial photo also; along with the **point(s) of diversion for both claims**. In addition, also include information on the **3 ponds** used for 63-28221.
- ✓ • **Capacity of System:** Verify the **capacity of both systems** for both claims. Verify that the claimed **0.2.98 cfs** is possible/applicable for #63-4531 and **5.05 cfs** for #63-28221.

Kimberly Brown
Sr. Water Resource Agent
IDWR - Western Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

Field Exam Date 11/01/05

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES ADJUDICATION FIELD REPORT

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Prior to Field Exam

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

-28221-120 Field Exam

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) AC3-28221

Owner: Ronald P Rainey Phone No. _____

Current Address: PO Box 26 Caldwell ID 83606

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

Accompanied by: Ronald R Rainey

PRIORITY DATE

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

Priority date, per claimant, is: 1865 - Sent Evidence of Priority

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

Sent 1865 - claimant did not file

Source: Seidenberg Canal Tributary to Boise River

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

POINT OF DIVERSION

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

State of Idaho

DEPARTMENT OF WATER RESOURCES

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

INVERSION AND DELIVERY SYSTEM

FAX (208) 334-2348

Points of Diversion:

DIRK KEMPTHORNE

[illegible]

KARL J. DREHER

Director

Description of diverting works

Found this young tree which

OVERLAP REVIEW

Other water rights with the same point of diversion:

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

WATER USES

- ☒ No change
- ☐ Different Uses

Use 360/360 From 1-01 To 12-31 Amount 0.05 CFS _____ AFA _____
Use _____ From 1/01 To 12/31 Amount 5.00 CFS _____ AFA _____
Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

TOTAL VOLUME – Groundwater only

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

NON-IRRIGATION USES:

- ☐ No change
- ☐ Changes Exam found: Domestic # of homes 1 Stock # 200

Types well Additional comments: House Burned down well still exist

PLACE OF USE:

- ☐ No Change
- ☐ Changes shown below:

State of Idaho

DEPARTMENT OF WATER RESOURCES

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

[illegible]

Overlap with other water rights: Spent water

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

Delivery System Narrative: Same Pod as Claim A63-04531 3 Dams
Along Course of old ditches. Dams are used to stock water
and wildlife - horses water regularly. Old Ditches are still in use
and Dams were enhanced. Original cost 13 20+ per unit
and 12 per dam to River.

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

NARRATIVE/REMARKS/COMMENTS

710 water measured about 11:00 AM and at that time water was
to 11:00 AM. Water was



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 11-1-05

FIELD EXAMINER: *J. Michael B...*

A63-28221
Ronald P Rainey
2615 Dorman
Caldwell Id 83605

Source Seidenberg Canal

Water runs from head gate (#1 see map and Photos) GPS 43-42-10972-1164500974
North of RR tracks Flows to NW to through 12 inch culvert to cement ditch 4 feet 18
deep and 12 at bottom to

Pond #3 (See Map) Gps 43.42.11.011-1164500977w
Outlet south west corner of pond on west side. And dumps into Boise River. Size is about
3 acres

Pond 2 (see Map) is around 7 acres Gps 434201.175n 116.4501929w

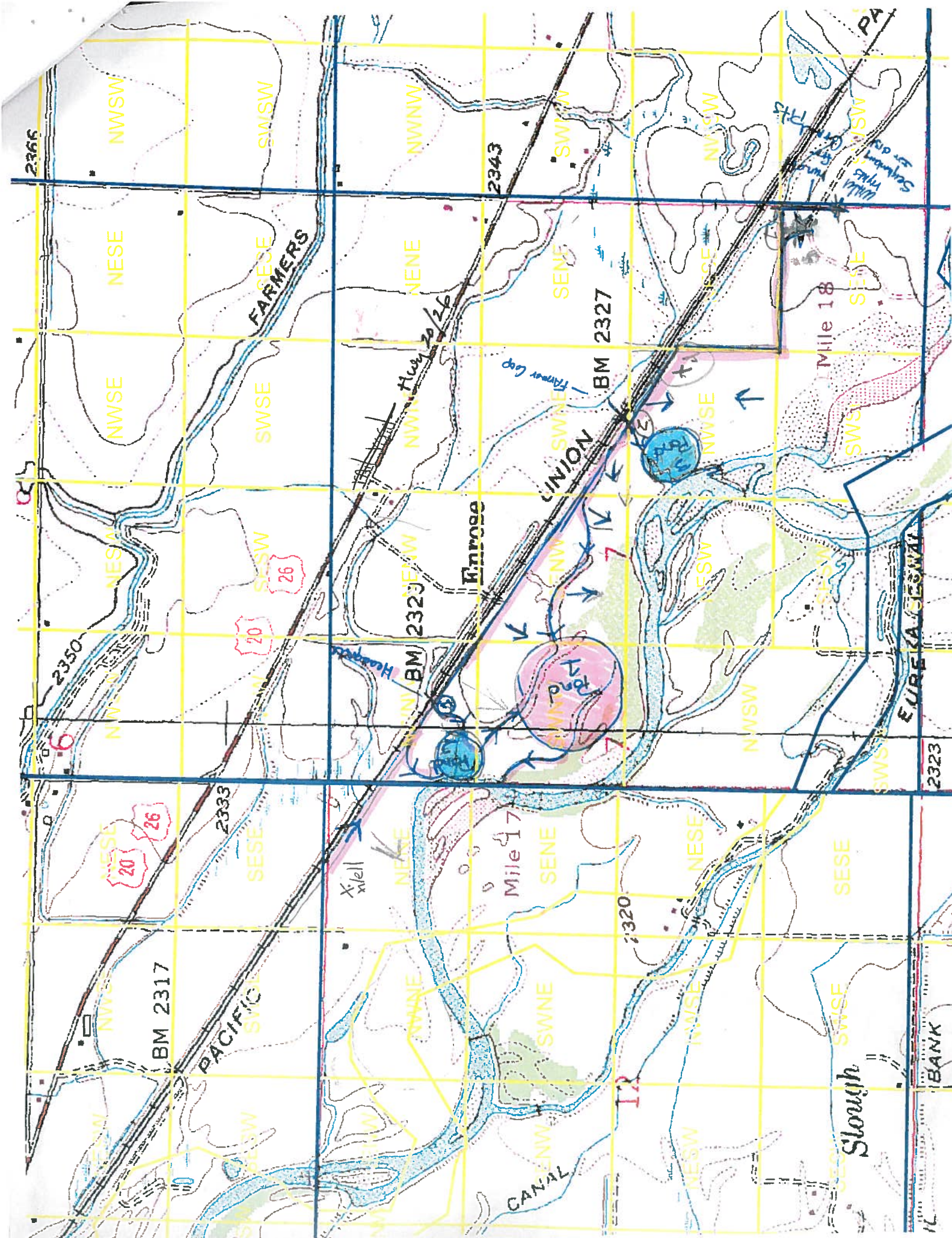
Pond 1 (see Map) 30 inch culverts exits pond 1 and goes to pond 2 overflow s west of
pond. A 24 in strait pipe over flows to pond 2 gps 434201218 -1164501890 then dumps
into the Boise River. Size is about 5 acres

There is also run off from gravel pits that pump seepage down Mr. Rainey's ditch
through pond to river.

Water comes from run off from farmer's co-op and Seidenberg drain also from run off
from gravel pits. Gravel pits at one time were a prior farm owned by Simplot that was
turned into a gravel pit. The gravel co pumps seepage that runs through Mr. Rainey's
farm into the Boise River.

Mr. Rainey also has 96 shares of Siedenbug canal irrigation shares when he bought
property in 1981. Farm was an established farm at time when Mr. Raney bought from
McGinnis/Annie Oakley. A priority date of 1865 was claimed due to the fact that the
place was homesteaded in that time. Mr. Rainey gave me some documentation (see
attachments in file)

A water Measurement wasn't done at time of field exam do to the structures of the head
gates, water backing up and size of ditch. To big in size to do alone and unsafe.



Gravel Pit runoff

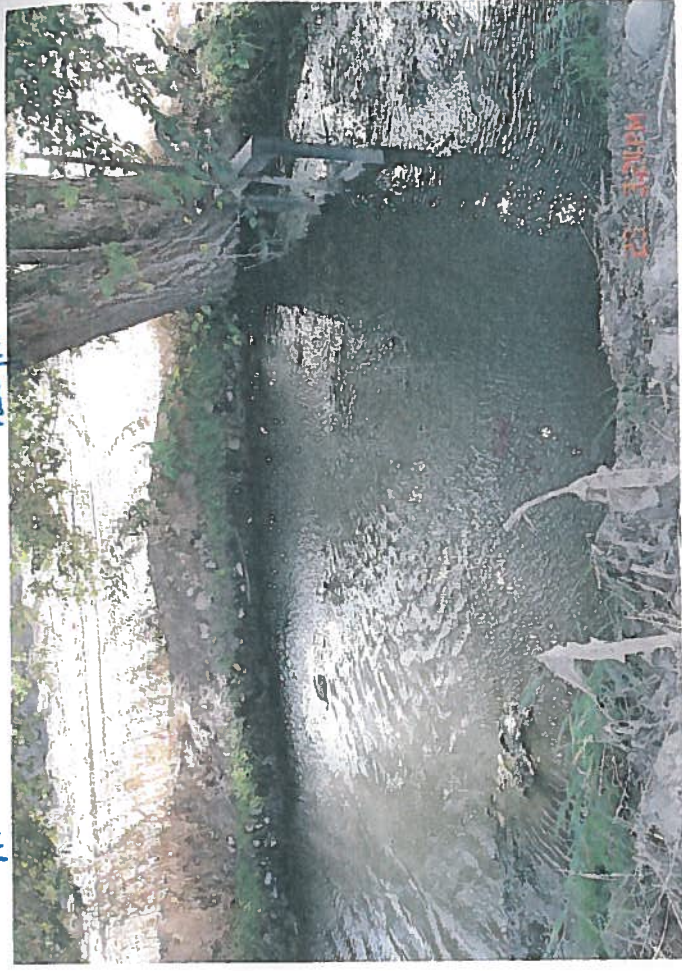


Brill Water Run Gravel Pit



163-23221 Run water

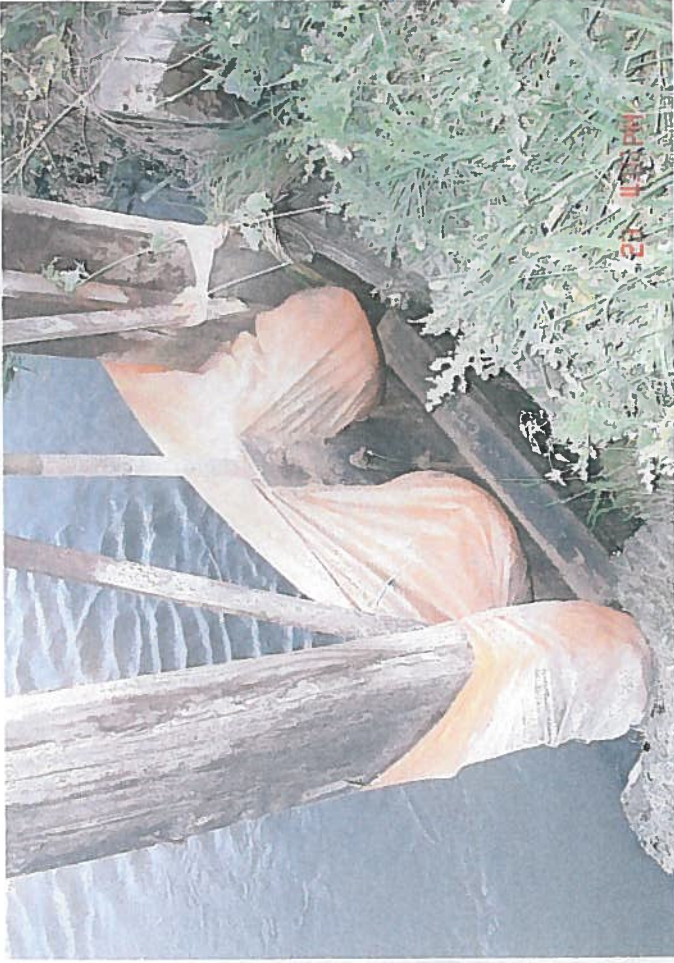
Farm Corp / Seward



headgate breaks up

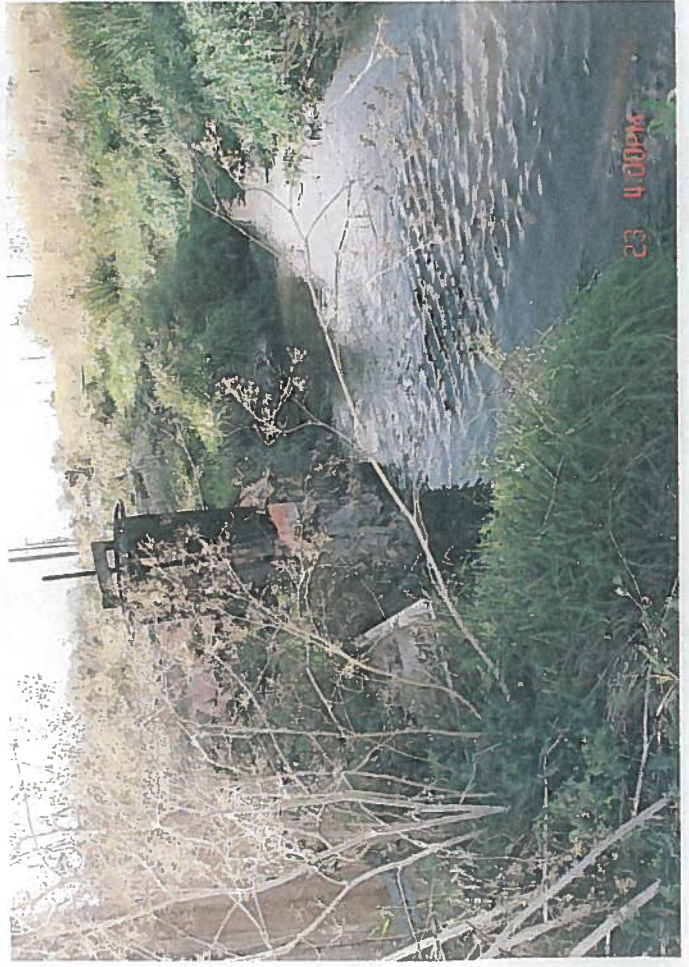


Water Cam Iron Range Coop./Sump/very



Handy
Good
part

1 G-PS 434210972 - 1164500974 Hand Cuts I (smp)



A63-28221 Ron Ray



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-28221

WATER RIGHT NUMBER: 63-28221

Owner Type

Current Owner

Name and Address

RONALD P RAINEY
2615 DORMAN
CALDWELL, ID 83605
(208)459-9626

#459-3659

Priority Date: 01/01/1945

Basis: Beneficial Use

Status: Active

-28221

SourceTributaryBeneficial Use

STOCKWATER

From To

1/01 to 12/31

Diversion Rate

0.050 CFS

Annual Volume

WILDLIFE

1/01 to 12/31

5.000 CFS

Total Diversion:

5.050 CFS

Location of Point(s) of DiversionPlace of Use

STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
04N 03W 7	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			X			X	X	X						X			
						L 5	L 4										

WILDLIFE

Twp Rge Sec	NE				NW				SW				SE				Totals
04N 03W 7	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			X			X	X	X						X			
						L 5	L 4										

Ditch water? (see Fx doc.)

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-28221

1. SINGLE POINT OF DIVERSION ON OR NEAR LINE BETWEEN SWSWNE AND NWNWSE, S.7, T04N, R03W. SAME POINT OF DIVERSION AS IRRIGATION CLAIM A63-04531. ALSO SAME P/D AS NEW APPLICATION FOR PERMIT TO COVER THREE PONDS CONSTRUCTED ALONG COURSE OF OLD DITCHES. PONDS ARE USED FOR STOCK, WILDLIFE, AND GROUND WATER RECHARGE. THE OLD DITCHES ARE ENHANCED BY ADDITION OF PONDS, BUT OLD DITCHES ARE STILL IN USE ON THE PROPERTY. THE LARGEST OF OLD DITCHES IS 20' TO 30' WIDE AND UP TO 8' DEEP IN PLACES. THIS PROPERTY WAS KNOWN AS THE TRUMBULL (PREVIOUSLY JOHNSON) PLACE. RETURN FLOWS TO RIVER OCCUR AROUND CONJUNCTION OF W1/2 NW1/4 S.7 AND E1/2 NE1/4 S.12 VIA DITCH SYSTEM.
NO LATE FEE SINCE CLAIMANT FILED A63-04531 AND NOW SEEKS TO CLARIFY HISTORICAL USES ON SITE. FEE BASED ON WILDLIFE; STOCK USE IS INCIDENTAL, NO FEE.

Remarks:

Comments:

Water Supply Bank:

Overlapping Claim 5/4
New Permit

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: A63-28221

Date Received: 1/27/1993

Receipt No: W015863

Received By: *82*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD P RAINEY 208-459-9626
Address: 2615 DORMAN
CALDWELL ID 83605

2. Date of Priority: JAN 1, 1945

3. Source: SEIDENBERD CANAL Trib. to: BOISE RIVER
UNNAMED DRAIN BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	7	SW	SW	NE		CANYON
			NW	NW	SE		CANYON

5. Description of diverting works:
HEADGATE & DITCH AT CONFLUENCE OF 2 DRAINS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.050		
WILDLIFE	01/01	12/31	5.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 200 RANGE CATTLE AND MISC. WILDLIFE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	7	SW	NE		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	7	SW	NE		WILDLF	
			NW	NW	5	STOCK	
			NW	NW	5	WILDLF	
			SW	NW	4	STOCK	
			SW	NW	4	WILDLF	
			SE	NW		STOCK	
			SE	NW		WILDLF	
			NW	SE		STOCK	
			NW	SE		WILDLF	

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:

A63-04531 AND NEW APPLICATION FOR PERMIT

14. Remarks:

SINGLE POINT OF DIVERSION ON OR NEAR LINE BETWEEN SWSWNE AND NWNWSE, S.7, T04N, R03W. SAME POINT OF DIVERSION AS IRRIGATION CLAIM A63-04531. ALSO SAME P/D AS NEW APPLICATION FOR PERMIT TO COVER THREE PONDS CONSTRUCTED ALONG COURSE OF OLD DITCHES. PONDS ARE USED FOR STOCK, WILDLIFE, AND GROUND WATER RECHARGE. THE OLD DITCHES ARE ENHANCED BY ADDITION OF PONDS, BUT OLD DITCHES ARE STILL IN USE ON THE PROPERTY. THE LARGEST OF OLD DITCHES IS 20' TO 30' WIDE AND UP TO 8' DEEP IN PLACES. THIS PROPERTY WAS KNOWN AS THE TRUMBULL (PREVIOUSLY JOHNSON) PLACE. RETURN FLOWS TO RIVER OCCUR AROUND CONJUNCTION OF W1/2 NW1/4 S.7 AND E1/2 NE1/4 S.12 VIA DITCH SYSTEM.

NO LATE FEE SINCE CLAIMANT FILED A63-04531 AND NOW SEEKS TO CLARIFY HISTORICAL USES ON SITE. FEE BASED ON WILDLIFE; STOCK USE IS INCIDENTAL, NO FEE.

15. Basis of Claim: BENEFICIAL USE

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: 3 (maps)

FX

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4531

WATER RIGHT NUMBER: 63-4531

Owner Type

Current Owner

Name and Address

RONALD P RAINEY
ATTORNEY AT LAW
PO BOX 26
CALDWELL, ID 83606-0026

WK (208) 459-3659
(208) 459-9626
FAX
(208) 459-9067

Original Owner

BETH TRUMBULL
RT 5 BOX 5048
CALDWELL, ID 83605

Priority Date: 06/01/1865

Basis: Statutory Claim

Status: Active

Source

UNNAMED DRAINS

Tributary

BOISE RIVER

Beneficial Use

IRRIGATION

From

3/15 to 11/15

To

Diversion Rate

2.980 CFS

Annual Volume

Total Diversion:

2.980 CFS

Location of Point(s) of Diversion

UNNAMED DRAINS

NW1/4NW1/4SE1/4

Sec. 7, Twp 04N, Rge 03W, B.M.

CANYON County

POD #2?

Place of Use

IRRIGATION

-4531

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	7			5.0			14.0	35.0	35.0						35.0			124.0
04N	04W	1																5.0	5.0
04N	04W	12	20.0																20.0

Total Acres: 149

Conditions of Approval:

Remarks:

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: A63-04531
Date Received: 3/15/90
Receipt No: C015719
Received By: GA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD P. RAINEY 208-459-3659
Address: P.O. BOX 26
CALDWELL, ID 83606

2. Date of Priority: JUN 01, 1865

3. Source: UNNAMED DRAINS Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	7	NW	NW	SE		CANYON

5. Description of diverting works:
DIVERSION AND HEADGATE AT JUNCTION OF 2 UNNAMED DRAINS, GRAV. IRRIG

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.980		

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

8. Total consumptive use is 521.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	7	SW	NE		IRR	5.0
			NW	NW		IRR	14.0
			SW	NW		IRR	35.0

A63-04531

Page 1

Date: 03/15/90

MICROFILMED

AUG 20 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	7	SE	NW		IRR	35.0
			NW	SE		IRR	35.0
					Section Acres		124.0
	04W	1	SE	SE		IRR	5.0
					Section Acres		5.0
		12	NE	NE		IRR	20.0
					Section Acres		20.0
					Total Acres		149.0

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:
N/A

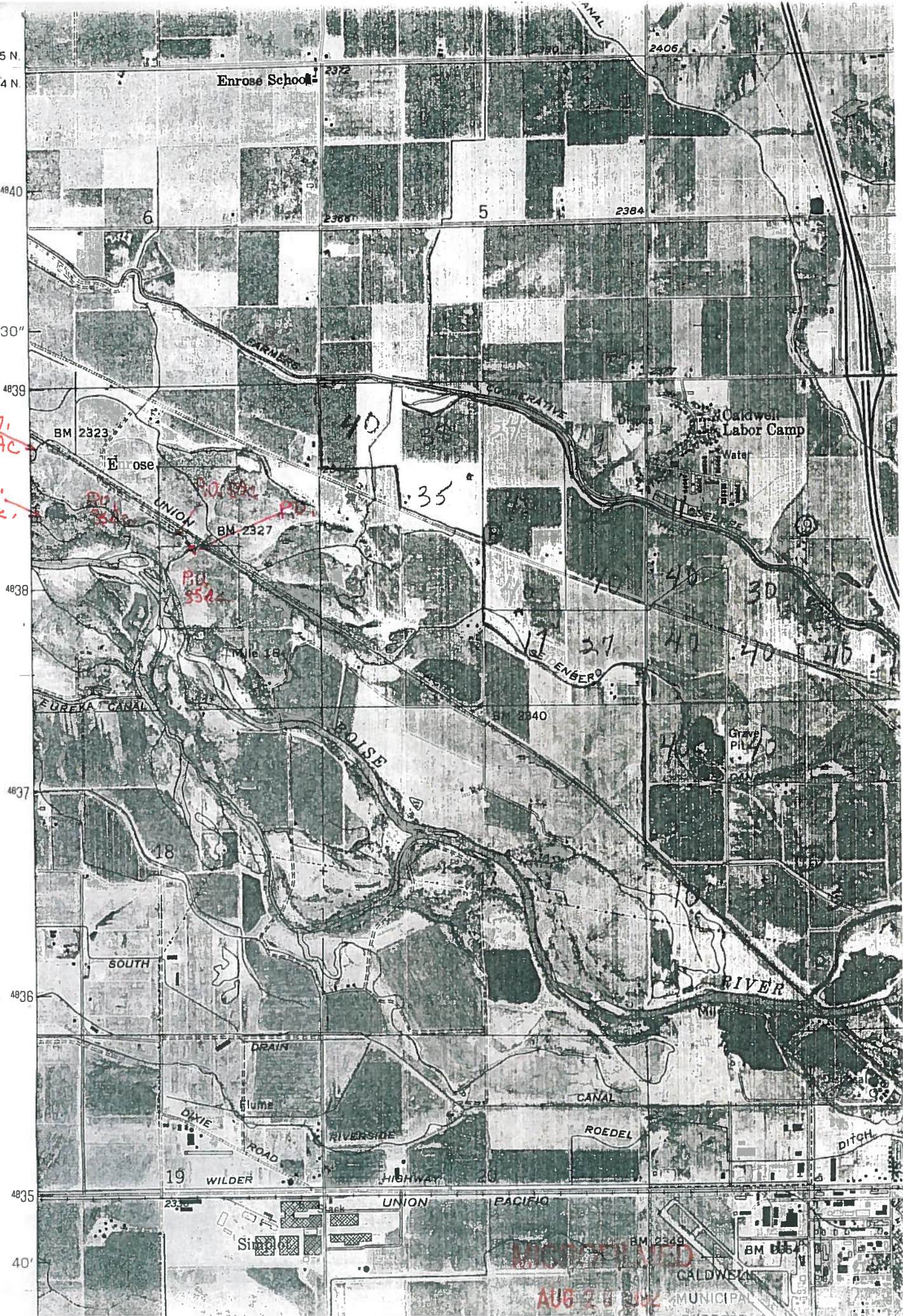
14. Remarks:

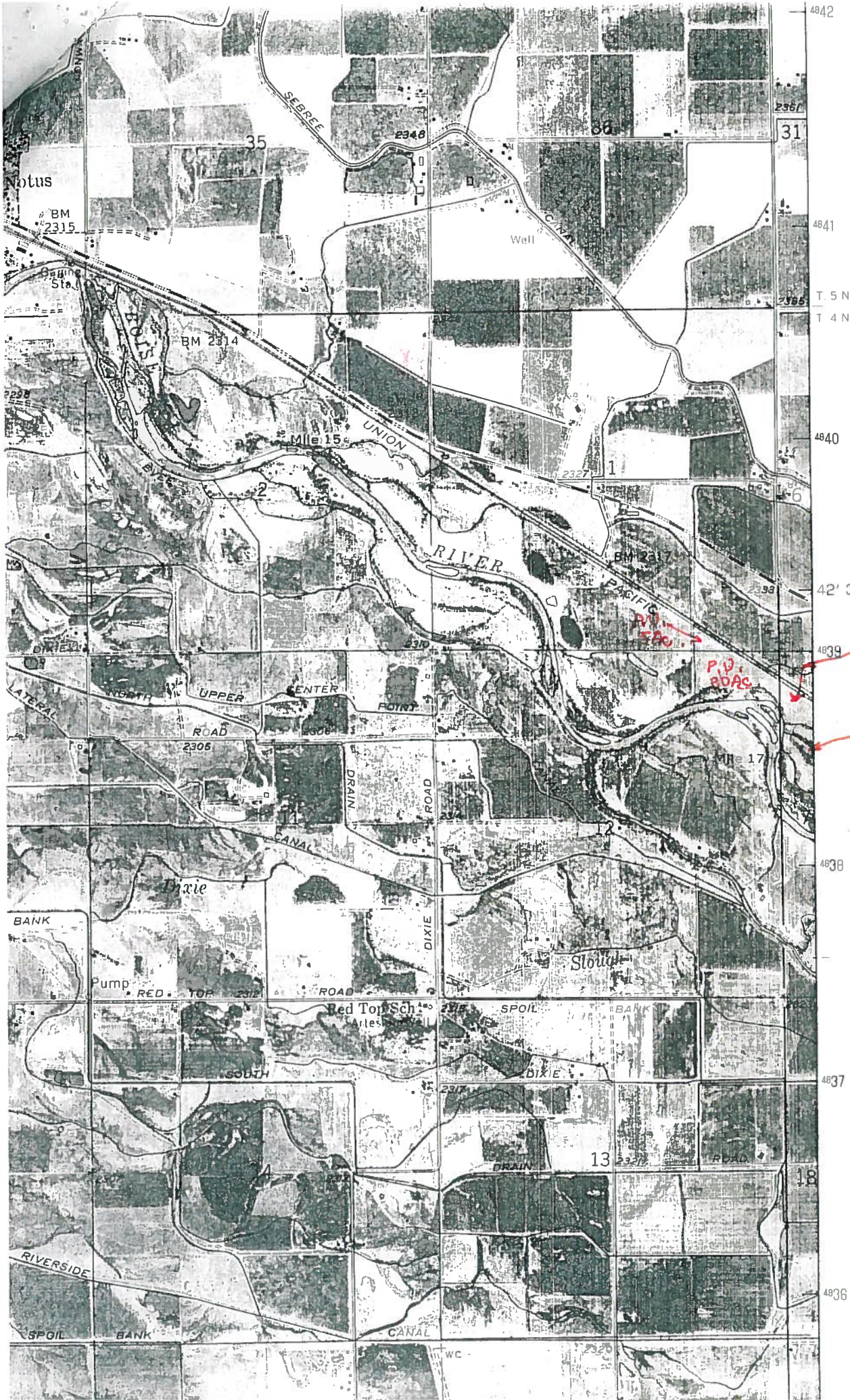
15. Basis of Claim: STATUTORY CLAIM

4N

R3W
Sec 7

P.O.
HAC
P.U.
SAC





T5N
T4N

R4W
SECS.
1 & 12

P.V.
14Ac.

P.V.
35Ac.

MICROFILMED
AUG 20 1992

Section 42-225a, Idaho Code

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Beth Trumbull
(name of claimant)

The extent and nature of said claim is as follows:

- | | | |
|-------------------------|-------------------------------|--|
| Amount, <u>2.98 cfs</u> | Use <u>Irrigation</u> | Period of Use: From <u>Mar 15</u> To <u>Nov 15</u> |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| Amount _____ | Use _____ | Period of Use: From _____ To _____ |
| (cfs, gpm
or a/l) | (dom., irri.,
stock, etc.) | (both dates inclusive) |

- (cfs, gpm or a/f) (dom., irri., stock, etc.) (both dates inclusive)

NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7 Twp. 4N Rge. 3W B. M. County of Canyon

Additional points of diversion: _____

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. headgate and ditches

- [illegible]

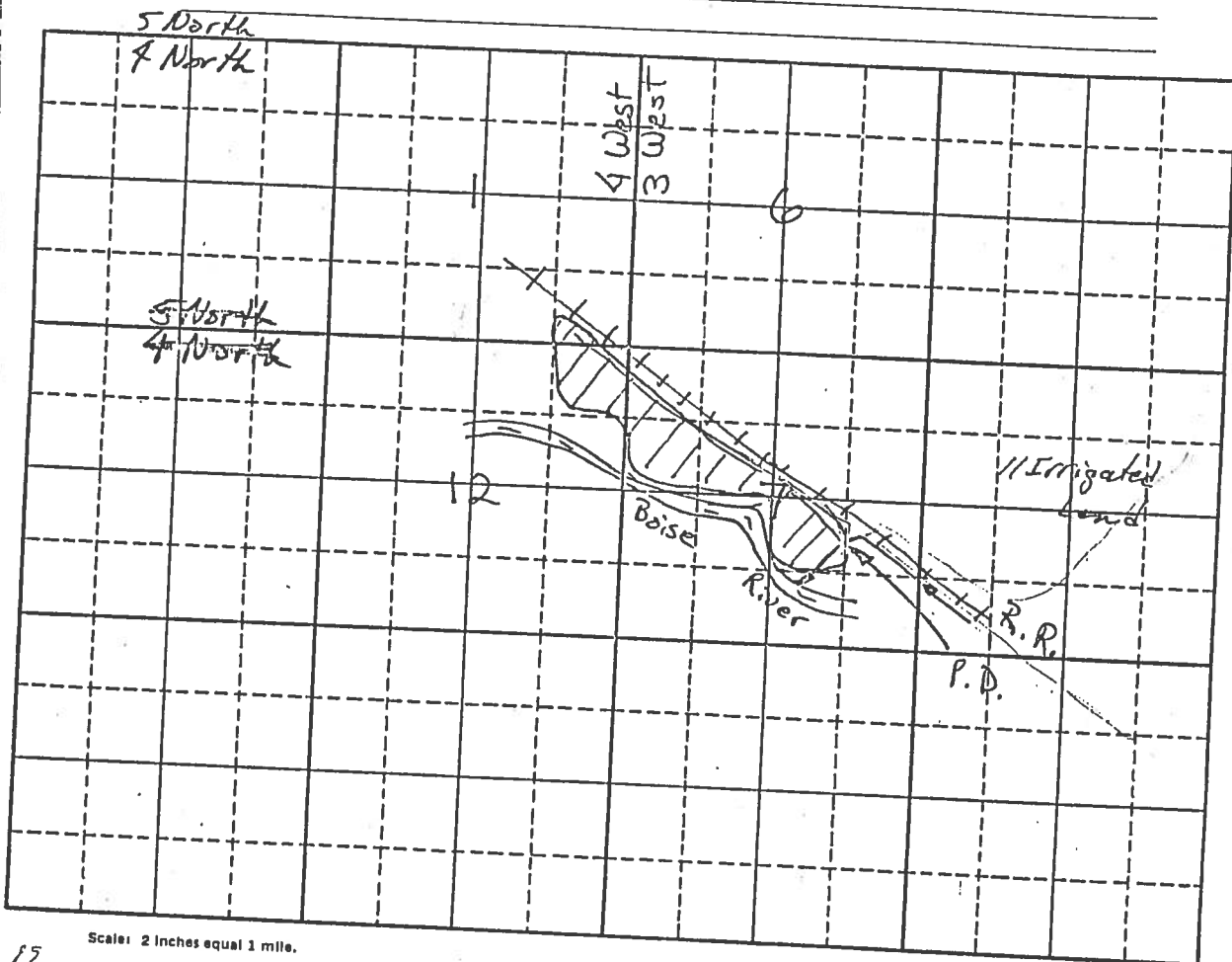
Total No. of acres 149

B) If the water is used for other than Irrigation, fully describe that use, being as specific as possible:

- MICROFILMED

AUG 20 1992

(8) Remarks _____



Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 12th day of July

(Claimant)

19 77

Notary Public

Residing at

Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

Received by W.H.H.

Prelim. check by 625

\$10.00 fee received by W.H.H.

Approved for publication by W.H.H.

Published in Idaho Tribune

Dates July 27 & 28, 1977

Date 7-12-77 Exception filed by:

Date 7/13/77

Date 7-12-77 #8153

Forwarded to
claimant by:

Date

MICROFILMED

AUG 20 1992

A63-4531 & A63-28821 Field Exam Request:
Rainey

Contact:

05/23/2006

Contact **Ronald Rainey** at #459-3659 or #459-9626 to set up a field exam.

IMPORTANT: Contractor Merlaine Bishop conducted a field exam for #63-28221 on 11/01/05, but she did not take any water measurements "due to water backing up." In addition, she did not convey the correct GPS numbers for the location of the POD in her field report. I have attached copies of her Field Report if they should prove to be useful during this exam. **Please find out as much information on both #63-28221 and #63-4531 as possible while conducting this exam, even though she was already out for one.

Property Address:

0 Hwy. 20-26
Caldwell

Requests:

*Please verify **all of the elements** of both these claims, #63-4531 and #63-28221.

In addition, please verify:

- **GPS** the location of the "Unnamed Drains" for #63-4531 and the Seidenberd Canal/Unnamed Drain for #63-28221.
- Is Seidenberg Cooperative Ditch Co. water used to supplement these two rights? Does the claimant own **shares** in Seidenberg Coop. Ditch Co.?
- How many **stock** were watered from the unnamed drain in 1987? **Today?** Please give a description of the **wildlife** claimed for #63-28221.
- **1987 Aerial Photo:** Please draw the **149.0 acres** that were irrigated from the Unnamed Drain in 1987 on the enclosed **1987 aerial photograph**. Draw the **diversion works** on the 1987 aerial photo also; along with the **point(s) of diversion for both claims**. In addition, also include information on the **3 ponds** used for 63-28221.
- **Capacity of System:** Verify the **capacity of both systems** for both claims. Verify that the claimed **0.2.98 cfs** is possible/applicable for #63-4531 and **5.05 cfs** for #63-28221.

Kimberly Brown
Sr. Water Resource Agent
IDWR - Western Region



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

February 1, 1993

GARY L KING
16991 HIGHWAY 20-26
CALDWELL ID 83605

Re: Application for Water Right No. 63-11977 in name of
Ronald P. Rainey

Dear Mr. King:

Enclosed is a copy of an application for water right in which
you have expressed some concerns.

Please review the application and return any comments you might
have within two weeks. If you have questions or need
information, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill Jr.".

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

Enclosure: Copy of Application

MICROFILMED
JUL 25 1994

Dave Dru

1/27/93

R. Rainey filed in response to your 1/29/92 letter:

1) SPRB A63-28221 5.0 cfs Will.
0.05 cfs Stock (200)
along old ditches (some very large)

2) WR Appl 63-11977 12 cfs div. to storage
4 " g. w. recharge (2)

water conceivably
released from ponds
to ditches, so water
from storage shown

35 cfs storage
along old ditches (as above) +
3 ponds.

HAS A63-04531 2.98 cfs (149 acres)

Same div. system of 1 pld south of R.R. tracks
in SWSWNE / NWNWSE.

Div. at confluence of main drain & Seidland Canal,
which ends shortly after pld at mine.

- Copies of 2 new filings } attached
- "Complaint" file into }
- Claim A63-04531 file

-JD

CONVERSATION MEMORANDUM

DATE 1/22/93FILE Rainey - ComplaintNAME OF PARTY Ron Rainey 459-3659 (office)EMPLOYEE Steve Lesterfrom
"Complaints"
fileRE: 1/22/93 APPT. TO FILE/CHANGE RIGHTS/CLAIMS

Mr. Rainey called me at home 1/21/93 @ 9 p.m. to cancel today's 8:30 a.m. appt. to record the appropriate water right filings on his property. He said that a court-related matter had ~~come~~ come up that demanded his attention.

I asked him to call me today & set a time for next week at the latest to take care of this.

Subsequent calls:

New appt. for Wed. 1/27 8:30

Get info from Complaint file or DRT's correspondence file.

Dave ✓

1/15/93
- Noon -

Ron Rainey re: your letter to him re Complaint:

- Office visit 1/11/93 to discuss possible ways to get WR/RT coverage of his uses.
- 1 P/O near OX line SWNE/NWSE S.7, on south side Hwy & RR tracks.
- Said would come in this week to complete needed steps.
- No response yet, am forwarding this to you.

-82

MICROFILMED

JUL 25 1994

CONVERSATION MEMORANDUM

DATE

1/11/93

FILE

Complaint

NAME OF PARTY

Row Rains

EMPLOYEE

John Lester

RE:

RESPONSE TO DRT's letter of 12/29/92 (see
initial DRT letter 11/25/92)Office visit to respond & discuss WR & AJ in
the area in question.

WR 63-04531 P/A NWSE 5.7

AJ A63-04531 P/A NWNWSE 5.7 South side of
Hwy & RR tracks

Does not divert from area N. of Hwy/RR tracks.

PER AJ, P/A close to GQ line so perhaps complaint
has wrong legal.

Other P/A in SWNE & NWSE? WR&S AS&S

" was, more how per Rains' property? historical was
that can be claimed in SARA: accomplished transfer in
A63-04531 (cancel the claim) or add'l claim if other
was/more water predates 5/1971? OR: new ~~transfer~~ was
to file appl. for permit: use $\geq$ 5/1971 but $<$ 11/87 if
verified can process appl. or use $\geq$ 11/87 then appl.
subject to monitoring (partial or whole affected by
monitoring)?

He will schedule appt for later this week to
finish this business.

CC: A63-04531

MICROFILMED

JUL 25 1994

1/11/93

0541

SD-0601-2		Last Name: RAINEY					STATE		
S		O							
E	First	W	Water	Priority		Total	Use		
L	Name	N	Right No.	Date	Source	Diversion	Code	Desc	
-	-	-	-	-	-	-	-	-	-
-	RAINEY								
-	RONALD P.	C	A63-04531	06/01/1865	UNNAMED DRA	2.980	01	IRR	
-	RONALD P.	C	A63-21649	06/01/1965	GROUNDWATER	0.040	43	DOMEST	
-	EMILY L.	C	A63-21649	06/01/1965	GROUNDWATER	0.040	43	DOMEST	
-	RONALD P.	C	A63-21651	04/24/1897	GROUNDWATER	0.040	43	DOMEST	
-	EMILY L.	C	A63-21651	04/24/1897	GROUNDWATER	0.040	43	DOMEST	
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(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

AJG5

4N 3W 5.7 SUNE 0
NWSE 063-04531 Rainey

WRG5

SUNE 0
NWSE 63-04531 Trumbull (now Rainey)

P/n for A63-04531 $\frac{1}{2}$
63-04531- Jan microfiche, attached

RAINEY

MICROFILMED

JUL 25 1994

*Plu - only irrigation rights
found, no other
uses or Rights (Holmes
Thomson) property*

N 12

WR4001NP
(00-21)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFICHE BY PLACE OF USE

DATE: 01/11/92
PAGE: 1525

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	Q	STG	PRIORITY	WATER SOURCE
			1/4	1/4							DATE	
04N	03W	7	NW NE	15.0	01		63-05089	KING	C	S	04/01/1929	UNNAMED DRAIN
			SW NE	35.0	01		63-02542	BRENNEMAN	C	L	07/11/1938	UNNAMED STREAM
			SW NE	5.0	01		63-04531	TRUMBULL	C	S	06/01/1865	UNNAMED DRAIN
			SW NE	5.0	01		63-05089	KING	C	S	04/01/1929	UNNAMED DRAIN
			SE NE	35.0	01		63-02542	BRENNEMAN	C	L	07/11/1938	UNNAMED STREAM
			SE NE	5.0	01		63-05089	KING	C	S	04/01/1929	UNNAMED DRAIN
			NE NW	37.0	01		63-04532	TRUMBULL	C	S	06/01/1865	UNNAMED DRAIN
			NW NW	20.0	01		63-04529	SEBREE	C	S	06/01/1865	UNNAMED DRAIN
			NW NW	14.0	01		63-04531	TRUMBULL	C	S	06/01/1865	UNNAMED DRAIN
			SW NW	35.0	01		63-04531	TRUMBULL	C	S	06/01/1865	UNNAMED DRAIN
			SE NW	35.0	01		63-04531	TRUMBULL	C	S	06/01/1865	UNNAMED DRAIN
			SE NW	8.0	01		63-04532	TRUMBULL	C	S	06/01/1865	UNNAMED DRAIN
			NE SW	46.16			63-07721	ATWELL	C	L	02/12/1973	BOISE RIVER
								GLAISYER	C			
								GLAISYER	C			
								EISMAN	C			
								BIDEGENATE	C			
								JONES	C			
			SW SW	6	01.01		63-00274	PIONEER DIXIE DITC	C	D	07/09/1914	BOISE RIVER
								JURRIES	C			
			SW SW	6	01		63-00374	PIONEER DIXIE DITC	C	D	07/09/1914	BOISE RIVER
			SE SW		46.16		63-07721	ATWELL	C	L	02/12/1973	BOISE RIVER
								GLAISYER	C			
								GLAISYER	C			
								EISMAN	C			
								BIDEGENATE	C			
								JONES	C			
			SE SW	7	01.01		63-00274	PIONEER DIXIE DITC	C	D	07/09/1914	BOISE RIVER
								JURRIES	C			
			SE SW	7	01		63-00374	PIONEER DIXIE DITC	C	D	07/09/1914	BOISE RIVER
			NE SE	20.0	01		63-02542	BRENNEMAN	C	L	07/11/1938	UNNAMED STREAM
			NE SE	4.0	01		63-05089	KING	C	S	04/01/1929	UNNAMED DRAIN
			NW SE	35.0	01		63-04531	TRUMBULL	C	S	06/01/1865	UNNAMED DRAIN
					01.43		63-02878	BLACK CANYON IRRIG	C	L	08/30/1951	WILSON DRAIN
								ELIJAH DRAIN	C			
			NE NE	40.0	01.43		63-02322	U.S. DEPT. OF INTE	C	L	10/04/1918	WILSON SLOUGH
								ELIJAH SLOUGH	C			
			NW NE		01		63-00233E	AMERICAN DITCH CO. OF	C	D	10/08/1887	BOISE RIVER
								CANYON DITCH CO.	C			
			NW NE	15.0	01.43		63-02322	U.S. DEPT. OF INTE	C	L	10/04/1918	WILSON SLOUGH
								ELIJAH SLOUGH	C			
			SW NE		01		63-00233E	AMERICAN DITCH CO. OF	C	D	10/08/1887	BOISE RIVER
								CANYON DITCH CO.	C			
			SE NE		01		63-00233E	AMERICAN DITCH CO. OF	C	D	10/08/1887	BOISE RIVER
								CANYON DITCH CO.	C			
			SE NE	10.0	01.43		63-02322	U.S. DEPT. OF INTE	C	L	10/04/1918	WILSON SLOUGH
								ELIJAH SLOUGH	C			

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JUL 25 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

December 29, 1992

Mr. Ronald P. Rainey
110 N. 9th Avenue
P.O. Box 26
Caldwell, ID 83606

RE: Notice to Cease Diverting Water

Dear Mr. Rainey:

It does not appear that we have received any documentation relative to the reported unauthorized water diversion from an unnamed drain located within the SE1/4 SW1/4 NE1/4, Sec. 7, Twp 3 N, Rge 4 W, B.M., since your visit to this office about three weeks ago.

This letter serves as notice that the diversion is required to be totally curtailed if appropriate documentation is not received by this office by January 11, 1993. Feel free to contact me if you have questions about the type of documentation required.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr." followed by a large, stylized capital "J".

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

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JUL 25 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

November 25, 1992

Mr. Ronald P. Rainey
110 N. 9th Avenue
P.O. Box 26
Caldwell, ID 83606

RE: Complaint of Unauthorized Water Use

Dear Mr. Rainey:

We have received a complaint that an unauthorized water diversion is occurring from an unnamed drain located within the SE1/4 SW1/4 NE1/4, Sec. 7, Twp 3 N, Rge 4 W, B.M. on property that you reportedly own.

In response to such complaints this agency routinely requests a response from the landowner of record. Would you please advise this office no later than December 7, 1992, regarding the diversion situation at the site identified above?

Sincerely,

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

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JUL 25 1994

*See 1/11/93 corr. memo, attached, C office visit by Mr. Rainey
- JR*

RECEIVED

NOV 24 1992

Department of Water Resources
Western Regional Office

November 24, 1992

David R. Tuthill, P.E.
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Dear Mr. Tuthill:

As is required according to our meeting of November 20, 1992, please accept this letter as formal complaint regarding the diversion of water on an unnamed drain at the diversion point in the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 7 Township 4 North Range 3 West during the period of November 15 and March 15 when the following person appears to not have a water right for such use:

Mr. Ronald P. Rainey
110 N. 9th Avenue
P.O. Box 26
Caldwell, ID 83606

The above mentioned unauthorized use of water is causing unnecessary damage to my property.

If this letter is in any way insufficient to initiate the process by The Idaho Department of Water Resources to stop the unauthorized use of the water by Mr. Rainey, please let me know as soon as possible so I may correct any inadequacies. My work telephone number is 334-1887. I may also be reached at my home telephone number of 459-2758 and my address is 16991 Highway 20-26, Caldwell, ID, 83605.

Very truly yours,



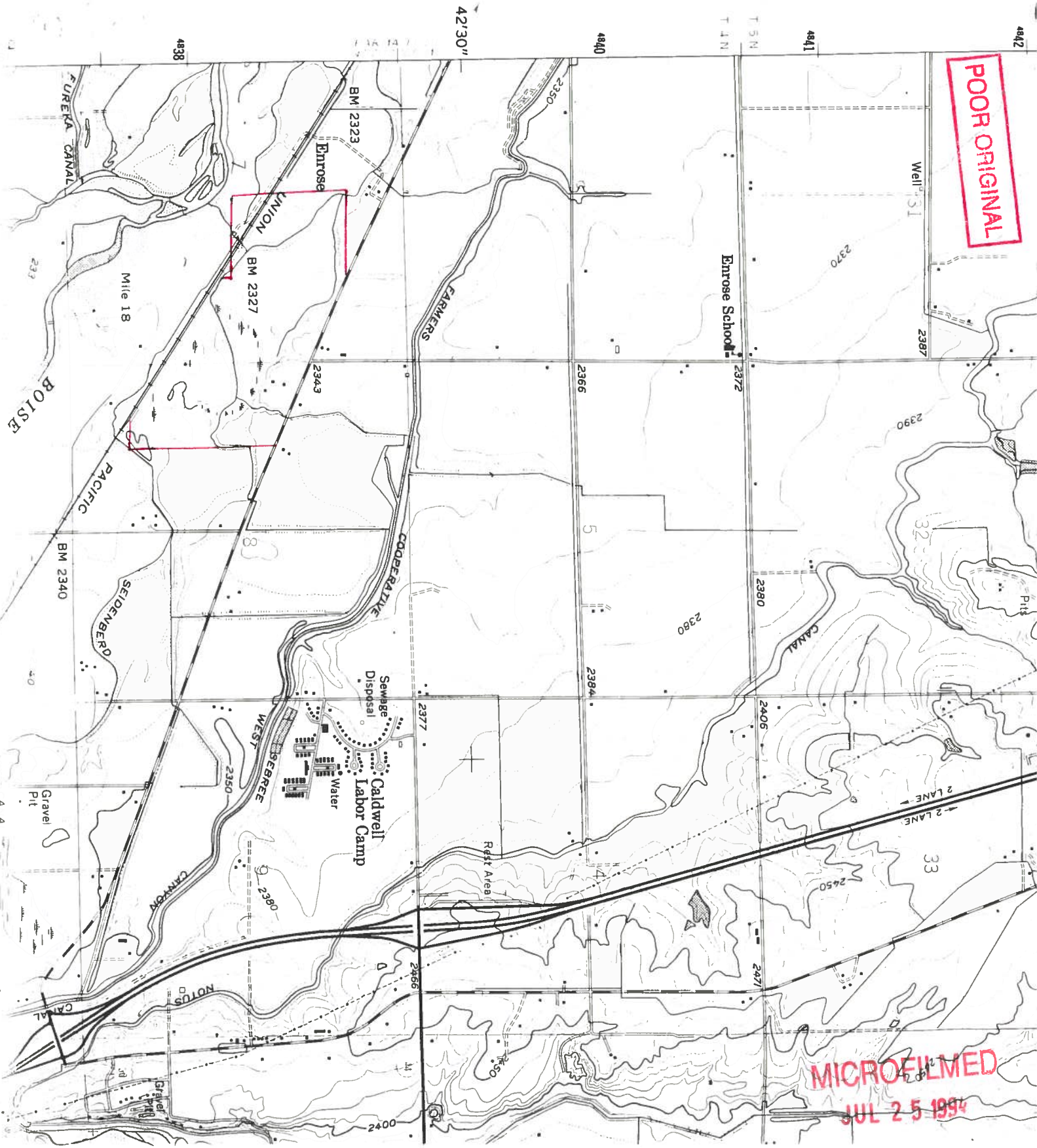
Gary L. King

cc: Herbert Rettig

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POOR ORIGINAL

MICROFILMED
JUL 25 1994



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Beth Trumbull
(name of claimant)
of Route 5, Box 5048, Caldwell, ID 83605, claims a right to the diversion and beneficial use of
(mailing address)
the public water of the State of Idaho

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Unnamed drain
_____, tributary to, Boise River
- (2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	<u>2.98 cfs</u>	Use	<u>Irrigation</u>	Period of Use:	From	<u>Mar 15</u>	To	<u>Nov 15</u>
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
Amount	_____	Use	_____	Period of Use:	From	_____	To	_____
	(cfs, gpm or a/f)		(dom., irri., stock, etc.)					(both dates inclusive)

- (3) Total quantity of water claimed: 2.98 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.
- (4) Priority claimed: (the date water was first applied to beneficial use) June 1, 1865

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7 Twp. 4N Rge. 3W B. M. County of Canyon
 Additional points of diversion:

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. headgate and ditches

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

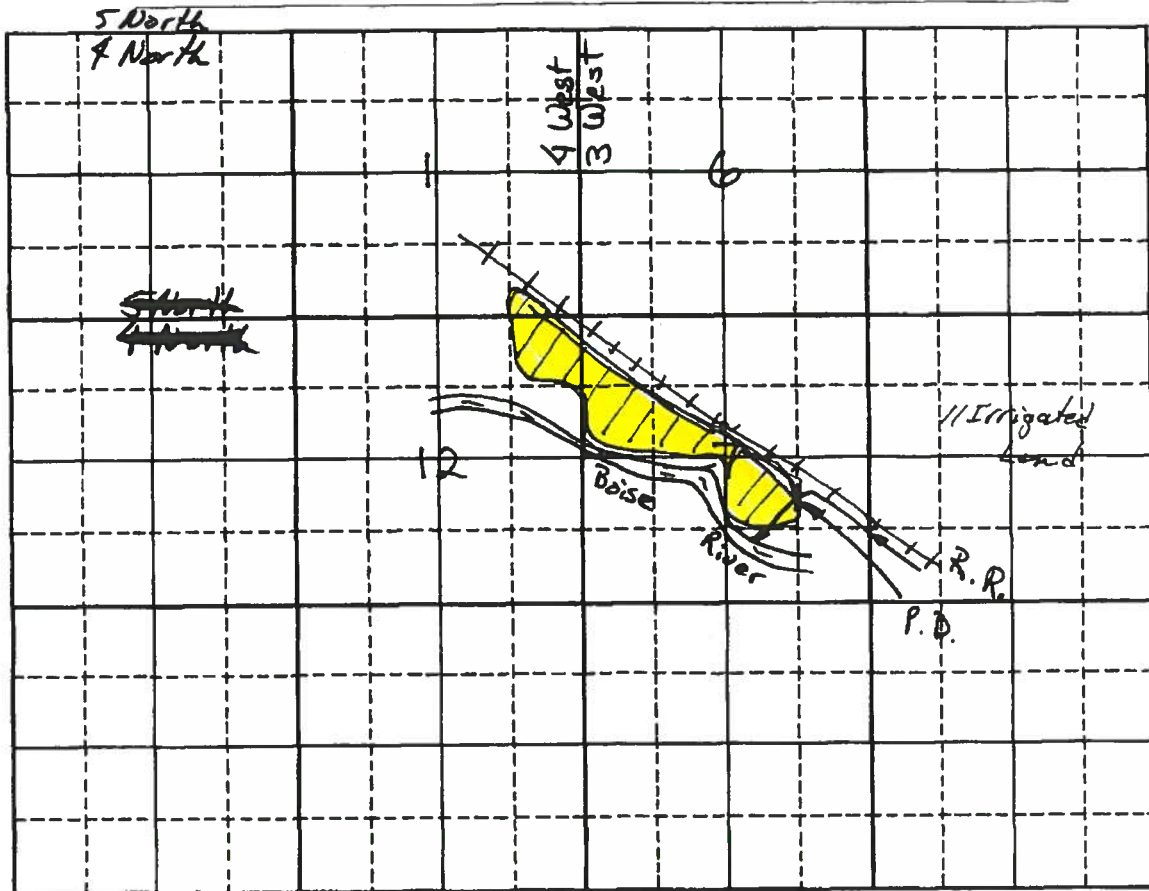
Total No. of acres 149

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____

DECLASSIFIED

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

) ss.

County of Ada)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 12th day of July, 1977.

Beth Trumbull
(Claimant)

Rita Bendure
Notary Public

Residing at Boise, Idaho

My commission expires March 8, 1980

For Department Use Only

Received by W.H.M.

Date 7-12-77

Exception filed by:

Forwarded to

Date

Prelim. check by 629

Date 7/13/77

#8133

claimant by:

\$10.00 fee received by Y

Date 7-12-77

Approved for publication by

Published in News-Tribune

Dates July 21 & 28, 1977

IN THE MATTER OF:)

AFFIDAVIT

Claim to a Water Right)

State of Idaho)

County of Ada)

Roy A. Seebree

being first duly sworn,

deposes and says: I have been acquainted with the ranch now owned by
Beth Trumbull since 1943. I know that it has been irrigated out of drain
ditches that run through the ranch since I have known of the ranch. This
ranch is part of the old Seidenberg Ranch.

Roy A. Seebree
(Signature)

Subscribed and sworn to before me this 12th day of July, 1977.

Rita Bundeck
(Notary Public)

Residing at Boise, ID
My Commission Expires March 8, 1980

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