

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: A63-21278
Date Received: 2/27/1990
Receipt No: 10-3593
Received By: AB

RECEIVED
MAR 02 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLAIR D. TEPFER 208-437-9365
Address: RT.2 BOX 706
BLANCHARD, ID 83804

OR

Name: ARDITH R. TEPFER 208-437-9365
Address: RT.2 BOX 706
BLANCHARD, ID 83804

2. Date of Priority: MAR 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
ARTESIAN WELL & SUB. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.110		
STOCKWATER	01/01	12/31	0.040		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME, S/4 MIXED STOCK

A63-21278

Page 1

Date: 02/27/90

MICROFILMED
SEP 03 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	03W	1			STOCK	
			SW	SE	DOMEST	
					IRR	1.5
					Section Acres	1.5
					Total Acres	1.5

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
SEP 03 1992

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 X do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Individuals:

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

Signature of Claimant(s): Glenn H. Tupper Date: 2-27-90
Gertrude R. Tupper Date: 2-27-90

State of Idaho)
County of Kootenai) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of FEB. 19 90 Allen Beardslee
Notary Public

Seal

Residing at Rathbun
My Commission Expires 7/20/94

SKINNER & ASSOCIATES INC.

1002 BLAINE ST., SUITE 202
CALDWELL, IDAHO 83605
TELEPHONE (208) 454-0933

Clair Tepfer

January 20, 1990

Description for
Charles Buskirk

Parcel 2A

This parcel is a portion of the SW1/4SE1/4 of Section 1, Township 4 North, Range 3 West of the Boise Meridian and is more particularly described as follows:

COMMENCING at the southwest corner of said SW1/4SE1/4;

Thence North 89°44'45" East along the southerly boundary of said SW1/4SE1/4 a distance of 575.00 feet to a point on the easterly boundary of the parcel described in Book 278 of Deeds at Page 543 and recorded as Inst. No. 519456; said point is the TRUE POINT OF BEGINNING;

Thence North 0°38'58" East along said easterly boundary a distance of 142.38 feet to a point in the centerline of the Canyon Irrigation Lateral;

Thence traversing said centerline as follows:

North 40°19'57" West a distance of 137.16 feet;

North 48°37'41" West a distance of 115.19 feet;

Thence leaving said centerline and bearing North 89°44'45" East parallel with the said southerly boundary of said SW1/4SE1/4 a distance of 337.28 feet to a point which lies on a line 735.00 feet easterly from and parallel with the westerly boundary of said SW1/4SE1/4;

Thence South 0°38'58" West along said parallel line a distance of 323.87 feet to a point on said southerly boundary;

Thence South 89°44'45" West along said southerly boundary a distance of 160.00 feet to the TRUE POINT OF BEGINNING.

This parcel contains 1.533 acres and is subject to a 60.00 foot Idaho State Dept. of Transportation right-of-way along the southerly boundary and to a canal access and maintenance right-of-way along the portion bounded by the Canyon Lateral.

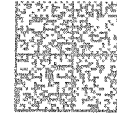
MICROFILMED

SEP 03 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 00.8
9004389393 FEB 02 2
MAILED FROM ZIP CODE 83

RECEIVED
FEB 7 2007
WATER RESOURCES
WESTERN REGION

10/10/06

10/10/06
10/10/06
BLANK CARDSET

25

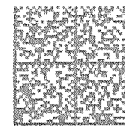
63-21278

522 Kiser Rd
Caldwell 83607

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAL SERVICE
02 1A
0004310839 OCT 1
MAILED FROM ZIP CODE

RECEIVED

OCT 15 2006

WATER RESOURCES
WESTERN REGION

CLAIR D TEPFER

ARDITH R TEPFER

RT 2 BOX 706

BLANCHARD ID 83804



- ☐ Forwarding Order Expired
- ☐ Insufficient Address
- ☐ Moved, Left No Address
- ☐ Unclaimed ☐ Refused
- ☒ Attempted - Not Known
- ☐ No Such Street
- ☐ No Such Number
- ☐ No Receptacle
- ☐ Deceased
- ☐ Vacant

10/10

63-21278



07/21/2006

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

RIGHT NUMBER: 63-21278

NAME AND ADDRESS: ARDITH R TEPFER
RT 2 BOX 706
BLANCHARD ID 83804

CLAIR D TEPFER
RT 2 BOX 706
BLANCHARD ID 83804

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/01/1960

POINT OF DIVERSION:

T04N R03W S1 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.020 CFS
Domestic use is for 1 home.		

PLACE OF USE: STOCKWATER Within CANYON County

T04N R03W S01 SWSE

DOMESTIC Within CANYON County

T04N R03W S01 SWSE

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

Property is also known as Blk 2 LS TX 2 & 3, Hawthorn Subdivision.

PARCEL NO: R1788600000.

Stockwater use is for 4 head mixed stock.

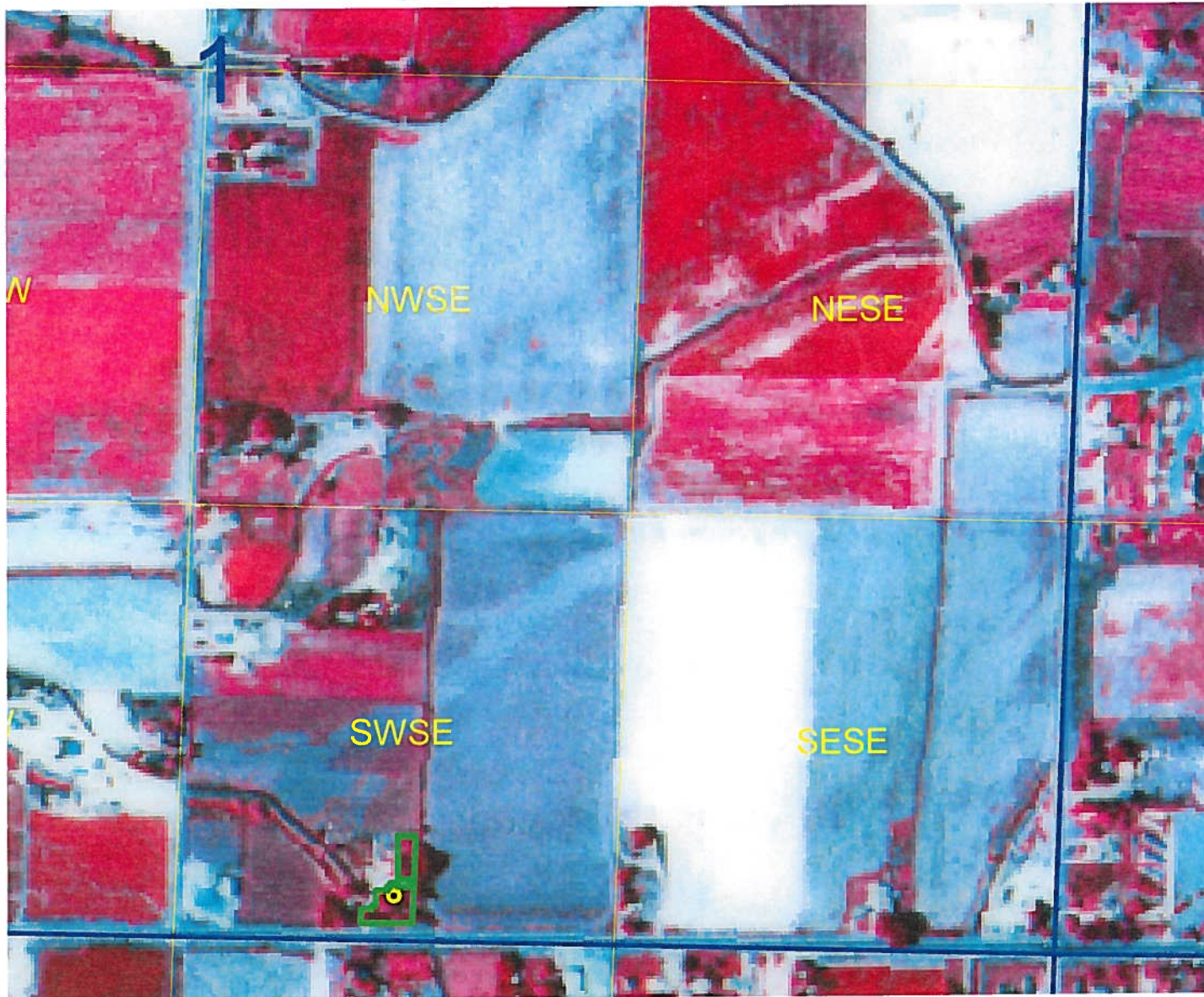
Idaho Department of Water Resources

**T04N, R03W,
SEC 1**

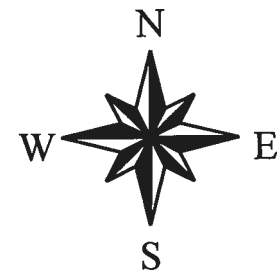
Claim No: 63-21278

Prepared By: Kimberly Brown

Date: July 21, 2006



-  Place of Use
-  Section Lines
-  1/4 1/4
-  Point of Diversion



0 0.03 Miles



1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21278

WATER RIGHT NUMBER: 63-21278

Owner Type Name and Address
 Current Owner ARDITH R TEPFER
 RT 2 BOX 706
 BLANCHARD, ID 83804
 (208)437-9365
 Current Owner CLAIR D TEPFER
 RT 2 BOX 706
 BLANCHARD, ID 83804
 (208)437-9365

Current Owners -

Samuel H. Kirsch II

Property Address: 12400 Hwy. 44

Middleton 83644

Priority Date: 03/01/1960

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31		0.040 CFS	
~~IRRIGATION~~	~~4/01 to 11/01~~		~~0.110 CFS~~	
STOCKWATER	1/01 to 12/31	0.02	~~0.040 CFS~~	
<u>Total Diversion:</u>			~~0.150 CFS~~	

REMOVE

Location of Point(s) of DiversionGROUND WATER
CANYON County(transposed QDs)
SE 1/4 SW 1/4
SW 1/4 SE 1/4

Sec. 1, Twp 04N, Rge 03W, B.M.

Place of Use

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	03W	1	NE	NW	SW	SE	

~~IRRIGATION~~ REMOVE

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	03W	1	NE	NW	SW	SE	

~~Total Acres: 1.5~~
STOCKWATER

ADD X01 - Domestic use is for 1 home.

ADD X02 - Stockwater use is for 4 mixed stock.

ADD N11 & N13 -

Parcel No: R1788600000. (1.5 AC)

OVER →

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-21278

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	03W	1																	

Conditions of Approval:

Remarks:

Comments:

ADD JO1 - Also known as all Blk 2 less (LS)
TX 2 & 3, Hawthorn Subdivision.

Water Supply Bank:

(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 \$51.50
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) A 63-21278Owner: Clair & Ardith Tepfer Phone No. 437-9365Current Address: Rt. 2 Box 706, Blanchard 83804

Property Address: ☐ No change NAME IS THE SAME
☒ NEW OWNER Samuel H. Kirs II
☐ No change Address
☒ NEW ADDRESS 12400 Hwy. 44, Middleton 83644
☐ How long owned property? 1993

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: 03/01/1960

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

A request for evidence was sent to the Tepfers on 3/29/06 with a due date of 4/19/06. On 4/03/06 I received the envelope back with "NO SUCH NUMBER" explanation. Based on 2005 Canyon County tax lot information, I found that:

Source: Samuel Kirsch is Tributary to the current owner and

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: request on 4/03/06.

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: POD in SWSE, not SESW
- ☐ If different, when did POD change?

Debbie Kirsch called me on 4/05/06 in response to the information I sent. Based on our conversation, and the fact that I have not receive any evidence, I am recommending only domestic & stockwater use (see Contr. Me)

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

Artesian well and submersible pump.**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 USESREMOVE IRRIGATION USE☐ No change☐ Different UsesUse Domestic From _____ To _____ Amount _____ CFS _____ AFAUse Stock water From _____ To _____ Amount 0.02 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 0.06 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 # 4 HD. mixed stock

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

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

Overlap with other water rights: 63-2406

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
no overlap

Delivery System Narrative: Submersible pump.

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

FLOW MEASUREMENTS: N/A — Karam Waters attempted to conduct a field exam in 2003, but could not contact the Tepper.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

AFTER EXAM THE FILE SHOULD CONTAIN:

- DATE EXAM CONDUCTED: 7.21.06 (in-office review)
- FIELD EXAMINER: Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-21278

03/23/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2406	Claim	04N	03W	1	SW	SE		IRRIGATION	40/29248	DRAINAGE DIST NO 2
~~21278~~	~~Claim~~	~~04N~~	~~03W~~	~~1~~	~~SW~~	~~SE~~		~~IRRIGATION~~	~~1.5/1.5~~	~~ARDITH R TEPFER~~
2406	Water Right	04N	03W	1	SW	SE		IRRIGATION	40/29248	DRAINAGE DIST NO 2

April 7, 1975

OPERATIONS DIVISION
ADMINISTRATOR'S MEMORANDUM

TO: District Office
FROM: A. Kenneth Dunn
SUBJECT: Annual Use of Water for Stockwater Purposes

No. of Stock (head)	RANGE CATTLE		DAIRY CATTLE	
	Rate* c.f.s. (1)	Volume AF/yr. (1)	Rate* c.f.s. (2)	Volume AF/yr. (2)
0 - 10	0.02	0.2	0.02	0.4
11 - 25	0.02	0.4	0.02	1.0
26 - 50	0.02	0.7	0.04	2.0
51 - 100	0.03	1.4	0.07	4.0
101 - 200	0.05	2.7	0.13	7.9
201 - 300	0.07	4.1	0.20	12.0
301 - 400	0.09	5.4	0.26	16.0
401 - 500	0.12	6.7	0.33	20.0
501 - 600	0.14	8.1	0.39	24.0
601 - 700	0.16	9.4	0.46	28.0
701 - 800	0.19	11.0	0.52	32.0
801 - 900	0.20	12.0	0.58	36.0
901 - 1000	0.23	14.0	0.65	40.0
1001 - up (3)				

(1) The amounts shown are based on 12 gpd/head with a 12 month period of use. (i.e. for range cattle, horses and mules). The amount does not include a loss (i.e. thru conveyance, etc.)

2. The amounts shown are based on 35 gpd/head with a 12 month period of use. (i.e. for dairy cattle). The amount does not include a loss. (i.e. thru conveyance, etc.).

3. For annual use calculations which involve more than 1000 head, round the number of head up to the next even one hundred, and

Volume

a) for livestock use @ 12 gpd/hd, N (0.0134).

b) for dairy use @ 35 gpd/hd, N (0.0391).

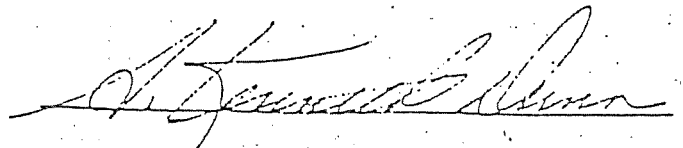
Rate

a) for livestock use @ 12 gpd/hd, N (0.00022).

b) for dairy use @ 35 gpd/hd, N (0.00065).

The answer should be rounded up to the nearest whole acre-foot.

*The rate is based upon approx. 2 hr/day diversion to obtain daily requirement.

12 gal/day/head
12,500 gpd
12,500 gpd


REAL PROPERTY INQUIRY

```

+++++
01 6R17886-000- -0 031-00 SCH134+ 15 30,000 1.00
+++++
KIRSCH, SAMUEL H II + 32 5,500
& KIRSCH, DEBORAH LYNN H/W + 37 41,900
+ 5A 4,500 .50
+
+
+
12400 HWY 44 +
MIDDLETON ID 83644 +
+++++
01-4N-3W SE HAWTHORN 3510 + TOTAL 81,900 1.50
ALL BLK 2 LS TX 2 & 3 ++++++
+ SURVEY INST 9401485
+ DRAIN 2 DR VALUE 31.79 APPR DMT
+ CLASS 2 REAP 03 MAN 02 UNIT 1
12400 HWY 44, MI Pg 84 + PARCEL 6R03510002000B H/O N C/B N
+ PRIOR ACCOUNT 5R17886-000- -0
+ 02 MH on Property NO
MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R17886000 0 UNIT 001 TOTAL UNITS 1

SITE 12400 HWY 44 MI SEC/TWN/RNG 01-4N-3W
ASSESSED VALUE 81,900 ACREAGE 1.50
SUB/PARK NAME HAWTHORN YEAR/MAKE
CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2 ' SPACE LOT BLOCK
+++++
YR BUILT 1910 AIR COND AIR - NONE CARPORT N
STORY 1.50 STORY HEATING CARPORT SQ FT
FIRST SQ FT 912 EXTERIOR WOOD SIDING DECK/PATIO? N
SECOND SQ FT 288 ROOF WOOD SHINGLES POOL? N
BEDS 2 BSMT SQ FT SPA? N
BATHS 1.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
+++++
COMMENTS 1992 REMODEL. MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

```

[illegible]

PARCEL 1
5 Acres
des PARCEL 1A)

MICROFILMED
SEP 03 1992

 HIGHWAY 44

S. 48° 37' 41" E.

CANYON LATERAL

1

N. 48°37'41" W.
/ 75.40'

S. 89°44'45" W. 337.28'

N. 48°37'41"W.
/ 46.22'

N. 48° 37' 41" W.
— 36.89'

W. C.
22.43'

W. C.
13.19'

N. 40° 19' 57" W.
137.16'

PARCEL 2A
1.532 Acres

323.87'

S. 0°38'58" W. 711 m.

PARCEL 1A
0.614 Acres
(from Bk. 278 of Deeds
P. 543, Inst. #519456)

10.0' offset
— line

① Approx well location

(South 258')

30 E. 14
(North 125')

S. 0°38'58"W. 278.05'

W.C. 15.25'

N. 0° 38' 58" E. 142.38'

W.C. 10.00'

50.00'

60.00'

0.00'

450.00'

125.00'

$$\overline{160.00'}$$

Receipt Details for ID N003593

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/27/1990 3:06:22 PM	2/27/1990	Northern	\$59.00	Check
Payer	TEPFER, CLAIR			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6968			
Card Expiration Date	Credit Card Transaction #		

Comment DOCKET SHEET

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$51.50	SNAKE RIVER BASIN ADJUDICATION	410162	9337	0	0	6490
\$7.50	DOCKET SHEET	410196	9337	0	0	6515

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	21278		\$51.50	Claim

Print Report

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-21278
Evidence of Priority**

April 5, 2006

Debbie Kirsch called in response to the evidence of priority request she recently received in the mail. Mrs. Kirsch said that they have owned the property since 1993 and that they have shares in the Middleton and Black Canyon Irrigation Districts, but that they never could access the irrigation company water because they cannot get the water to their land. Mrs. Kirsch also informed me that the well water is only used on ½ acre of lawn and for internal domestic use.

Regarding evidence of priority and whether or not the well water was once used to irrigate 1.5 acres, Mrs. Kirsch said she would ask the Tepfers if the well water was used in 1987 to irrigate 1.5 acres and get back to me. I told Mrs. Kirsch that if I don't receive any evidence from her, that I would remove the irrigation use and recommend the domestic and stockwater uses only (based on her comment that only ½ acre of lawn and internal domestic are the only uses they've used the well water for since 1993).

Before we ended our conversation, I explained that a *Change In Water Right Ownership* form needs to be submitted, along with the proper legal documentation, in order for us to put the water right in their name. Mrs. Kirsch said that she had access to the internet, so I gave her IDWR's public website address and told her where to locate the correct form. Mrs. Kirsch said that she would submit the change and talk with the Tepfers.

Kimberly Brown
Senior Water Resource Agent
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

March 29, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ARDITH & CLAIR TEPFER
RT 2 BOX 706
BLANCHARD ID 83804

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-21278

4/3/06

Resent to:

Samuel H. Kirsch II
12400 Hwy. 44
Middleton 83644

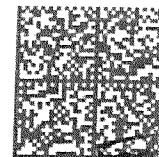
IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE
REQUESTED
RECEIVED

APR 03 2006

WATER RESOURCES
WESTERN REGION

PRESORTED
FIRST CLASS



UNITED STATES POSTAGE

PITNEY BOWES

02 1A

0004389390

\$ 00.53⁰

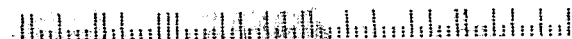
MAR 29 2006

MAILED FROM ZIP CODE 83702



- ☐ Forwarding Order Expired
- ☐ Insufficient Address
- ☐ Moved, Left No Address
- ☐ Unclaimed ☐ Refused
- ☐ Attempted - Not Known
- ☐ No Such Street
- ☐ No Such Number
- ☐ No Receptacle
- ☐ Deceased
- ☐ Vacant

83705-5082-35





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 29, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ARDITH & CLAIR TEPFER
RT 2 BOX 706
BLANCHARD ID 83804

+ shapefile

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-21278

Dear Claimants,

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out. You 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 historical use of the water for a beneficial use 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 required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

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. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled. **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

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 SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by April 19, 2006. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents to verify claims in this area. In the near future, you may be receiving a call from us in order to set-up an appointment for a field exam.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

Respectfully Submitted,

Kimberly Brown

Kimberly Brown
Water Resource Agent
Adjudication Bureau

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-21278

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.

Field Investigation Worksheet

Completed by **Karan Waters**

Claim Number 63-21278

Contact Date:

Appointment Date:

Appointment Time:

Source of Information

Contact Comments

Letter was returned to state office.
6-5-03 #in phone book Middleton
585-2621 - No Answer
6-9-03 No Answer

Claimant:

ARDITH R TEPFER

RT2 BOX 706

BLANCHARD

ID

83804

(208)437-9365 # disconnected

☐ Owner Verified

☐ New owner

☒ POU map verified?

POD Remarks:

Flow Calculation Measurements

pump bowl or static level

Depth level

 0 Ft.

Pressure gage at sprinkler

 0 psi

Bucket Measurement

 0 gps

Site Tags and GPS File Info.

Site Tag #:

GPS File Name:

Claim Number 63-21278

Site Tag #

**Desc of Diversion
Works**

Artesian well and sub. pump.

Motor Make/Serial #

Pump Make/Serial #

Horsepower

Pressure gage

 psi

Photo Log

Motor Face Plate:

Pump Face Plate:

POD:

POU:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

63-21278

RECEIVED

JUL 22 2002

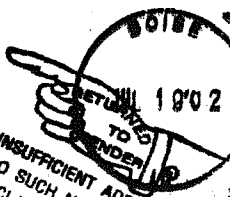
Department of Water Resources

No Mail box

RETURN SERVICE
REQUESTED

ARDITH R TEPFER
CLAIR D TEPFER
109 S MIDDLETON RD
MIDDLETON ID 83644

PRESORTED
FIRST CLASS
NO SUFFICIENT ADDRESS
NO SUCH NUMBER
UNCLAIMED
ATTEMPTED NOT REFUSED
NO SUCH STREET
VACANT
NO RECEIPT
NOT DELIVERABLE AS
ADDRESSED - UNABLE
TO FORWARD
ROUTE NO. DATE
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RECEIVED
JUL 24 2002
WATER RESOURCES
WESTERN REGION

83720-0098 83644



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RETURN SERVICE
REQUESTED

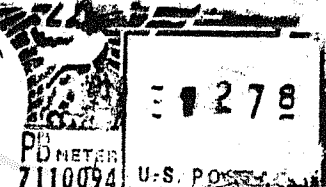
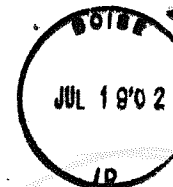
PRESORTED
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- ☐ BOX CLOSED NO ORDER
- ☐ DECEASED
- ☐ INSUFFICIENT ADDRESS
- ☐ UNCLAIMED
- ☐ ATTEMPTED NOT KNOWN
- ☒ UNDEL. AS ADDRESSED/
UNABLE TO FORWARD

DATE 7/22 INT.

ARDITH R TEPFER
CLAIR D TEPFER
RT2 BOX 706
BLANCHARD, ID 83804



*This is the
one I sent
to a Middleton
address too!*
Dan

RECEIVED

JUL 25 2002

Department of Water Resources

63-21278

83720





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 18, 2001

RE: Investigation of Water Right Claims in the Snake River Basin Adjudication, Basin 63 Part 3

Dear Claimant:

As you may be aware, the Idaho Department of Water Resources (IDWR) is commencing its Snake River Basin Adjudication (SRBA) investigation of water rights in the Canyon County portion of the Boise River Basin (Basin 63 Part 3). This investigation is a major effort, and IDWR has hired a contractor, Ms. Karan Waters, to assist us with this task.

The purpose of this letter is to advise you that Ms. Waters might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, we request that you provide Ms. Waters with access to your water diversion system so that she can conduct this field examination. She will be gathering information on the rate of flow, location, and extent of beneficial use of your water rights, and will be reporting this information to IDWR.

If you have sold your property in Basin 63, we request that you forward this letter to the purchaser, so that the purchaser can report the new name and address to our offices. This is important because the adjudication process will either confirm or disallow the water rights, which can have an impact on the value of the property. Our Western Regional Office is located at 2735 Airport Way, Boise, 83705, (208) 334-2190.

The process of adjudicating your water rights is straightforward for most people, resulting in the issuance of decreed water rights on your property. Experience has shown that water users who work with our agency early in the process to ensure that their recordings are correct have a better experience than those who wait until IDWR has filed its findings with the SRBA Court. Thus, we encourage you to work with our staff and with Ms. Waters to ensure that the resulting decrees accurately reflect your water uses.

Sincerely,

for Jan Shurte
Adjudication Section Supervisor
Western Regional Office