

03/09/2005

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

RIGHT NUMBER: 77-2209

NAME AND ADDRESS: JACK A WALKER
YELLOW PINE ID 83677

EVERAL A WALKER
YELLOW PINE ID 83677

SOURCE: UNNAMED STREAM

TRIBUTARY: LOGAN CREEK

QUANTITY: 0.020 CFS
14.500 AFY

PRIORITY DATE: 07/29/1966

POINT OF DIVERSION:

T21N R09E S32 SWNW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS 1.20 AFY
INDUSTRIAL	01/01 12/31	0.020 CFS 13.30 AFY

PLACE OF USE: DOMESTIC Within VALLEY County

T21N R09E S32 SWNW

INDUSTRIAL Within VALLEY County

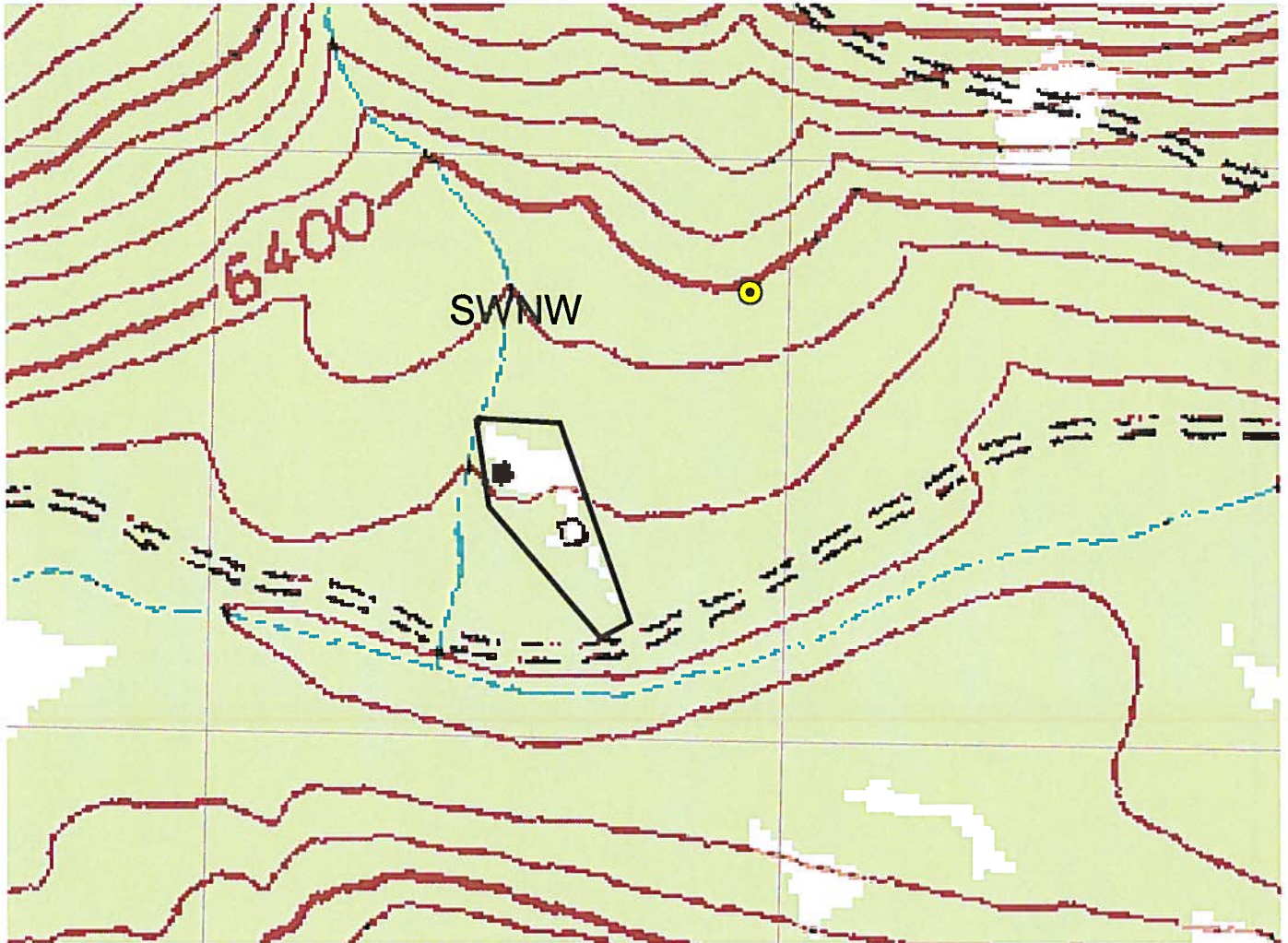
T21N R09E S32 SWNW

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: License

77-2209



0 300 600 Feet

Section 32
T21N R9E



● Point of Diversion

□ Place of Use

Map prepared on March 9, 2005
By Kenneth Knoblock
Idaho Department of Water Resources



Bureau of Land Management - General Land Office Records

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Land Patent Details

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Note: This record has not been checked against the Legal Land Patent. We don't have an electronic image for this document.

Names

Patentee: JACK A WALKER

Survey

State: IDAHO**Acres:** 4.996**Geographic Name:** WALKER MILLSITE
NO 1**Metes/Bounds:** No

Title Transfer

Issue Date: 1/9/1969**Land Office:** Idaho**Cancelled:** No**U.S. Reservations:** Yes**Mineral Reservations:** No**Authority:** May 10, 1872: Millsite Patent (17
Stat. 91)

Document Numbers

Document Nr.: 11690076**Accession/Serial Nr.:** 11-69-0076**BLM Serial Nr.:** IDI 002308[Home](#) | [Search Land Patents](#) | [Visitors Center](#) | [FAQ](#) | [View Cart](#) | [Contact Us](#) | [Help](#)

Valley County
Jack Walker Sowns
Survey 3589 patent # 11690076
21N 9E 32

"Pledge Safe" - Mill site yellow pen
State of Idaho
Department of Water Resources
1211 Bldg E

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 33050/77-2209 Priority July 29, 1966 Amount 0.02 cfs

THIS IS TO CERTIFY, that JACK WALKER
of Yellow Pine, Idaho, has complied with the terms and conditions of Permit
No. 33050/77-2209 issued pursuant to Application for Permit dated July 29, 1966
and has submitted proof to the Department of Water Resources on November 28, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.02 cfs of water from an unnamed stream,
tributary to Logan Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Milling	from Jan. 1 to Dec. 31	0.02 cfs and	13.3 acre feet
Domestic	from Jan. 1 to Dec. 31	0.02 cfs and	1.2 acre feet
	from _____ to _____	_____ cfs and	_____

(Four days inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 14.5 acre feet per year, said waters to be diverted within the SW 1/4 NW 1/4 of Sec. 32,
Twp. 21 N, Rge. 9 E, B.M. (unsurveyed) in the County of Valley

Description and location of place of use:

Typ.	Range	NEW		NWN			SWN			Totals
		NEW	SWN	NEW	SWN	NEW	SWN	NEW	SWN	
21 N	9 E	32								

Total number of acres irrigated _____

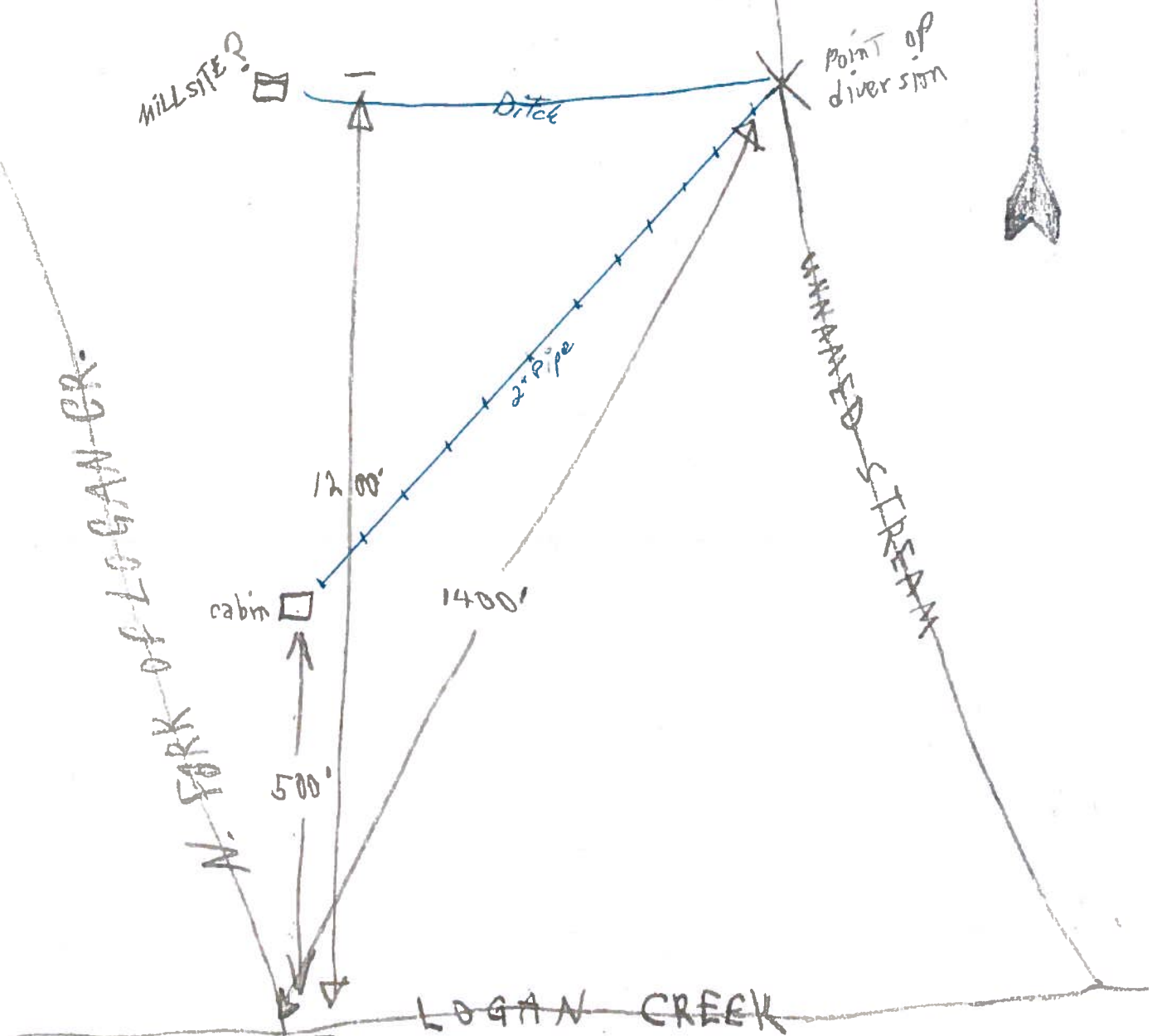
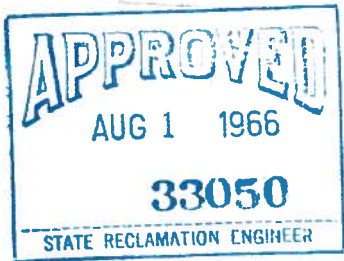
NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of
August 19 78

Director

N 8 E
 # 50 N 1/2 SW
 T 18 SW SW
 # 15 NW SW
 21
 19 N SE
 3989
 11690076
 Walker Hi
 site
 2109B 32



Un Surveyed in Valley County, Idaho

33050

DATE OF EXAM 7-16-76

ACREAGE
Found N/A
Recommended N/A

Irrigation Requirement N/A Ac Ft/Ac

USE
Irrigation Q = c.f.s. V = AF/Ann. from to
Domestic Q = 0.02 c.f.s. V = 1.2 AF/Ann. from 1-1 to 12-31
Livestock Q = c.f.s. V = AF/Ann. from 1-1 to 12-31
Milling 0.02 13.3

Is water co-mingled? yes no

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 0.02 cfs Method of measurement estimate

Total Q recommended 0.02 cfs Meter No. Type Condition

Total V recommended 14.5 AF

Recommended Amendments: (unsurveyed)
P.D. SW 1/4 NW 1/4, Sec 32, T21N, R9E
Place of Use SW 1/4 NW 1/4, Sec 32, T21N, R9E (unsurveyed)
Other
None

MEASUREMENT CALCULATION:

Total V = 0.02 cfs x 1.98 x 365 = 14.454

SYSTEM DESCRIPTION:

diverting water from unnamed stream with buried plastic pipe in stream bed - piped to concrete storage box holding 1000 gallons. 2" plastic pipe running 900' to mill site. Domestic use is single family use for the house and garden - also running a 2" plastic line to house - total of two plastic lines

REMARKS:

Milling could take place 365 days per year with 2-12 hour shifts running.

Examiner's Signature Peter Donahue Date 7-19-76

Checked by Date 7-19-76

Approved by Date

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: A77-02209
Date Received: 10/05/1988
Receipt No: Cg02801
Received By: SE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK WALKER

Address: YELLOW PINE, ID 83677

OR

Name: EVERAL A. WALKER

Address: YELLOW PINE, ID 83677

2. Date of Priority: JUL 29, 1966

3. Source: UNNAMED STREAM Trib. to: LOGAN CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	09E	32	SW	NW			VALLEY

5. Description of diverting works:

FRENCH DRAIN IN CREEK TO TANK WITH P/L TO P/U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

I/MILLING.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
21N	09E	32	SW	NW		INDUST	
			SW	NW		DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE

14. Remarks:
INDUSTRIAL USE IS FOR MINING AND MILLING. DOMESTIC IS FOR
HOUSEHOLD USE, LAWN AND GARDEN IRRIGATION AND DOMESTIC STOCK.
POINT OF DIVERSION AND PLACE OF USE ARE ON UNSURVEYED GROUND.
PLACE OF USE IS ACTUALLY ON A PATENTED MILL SITE.

15. Basis of Claim: LICENSE
Water Right Number: 33050

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Jack W. Walker Date: 5 Oct '88
Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of October 19 88 Carter Fritschle
Notary Public

Seal

Residing at

My Commission Expires

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My commission Expires March 21, 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 33050/77-2209 Priority July 29, 1966 Amount 0.02 cfs

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	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
14.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 32,
Twp. 21 N, Rge. 9 E, B.M. (unsurveyed) in the County of Valley

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
21 N	9 E	32						X											

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42 222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7 day of
August, 19 76.

Director