

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: A63-29029
Date Received: 2/27/1990
Receipt No: W009697
Received By: _____

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

1. Name: M Z WILSON 208-585-3296
Address: RT 1 BOX 54
MIDDLETON ID 83644
AND/OR
Name: SANDRA WILSON 208-585-3296
Address: RT 1 BOX 54
MIDDLETON ID 83644

2. Date of Priority: JAN 15, 1946

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	03W	12	SW	SE	NE		CANYON

5. Description of diverting works:
110' WELL, 4" CASING, 3/4 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.060		

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 10 COWS, 2 MULES, 10 CHICKENS

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	03W	12	SE		NE		IRR	2.0
			SE		NE		DOMEST	
			SE		NE		STOCK	

Section Acres 2.0

Total Acres	2.0
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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

16. Signature(s)

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

Number of attachments:

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

Date: _____

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

Seal

My Commission Expires

AUG 03 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number AG 3-29029Date Received 2/27/90Receipt Number W009697

RECEIVED

FEB 27 1990

Department of Water Resources
Western Regional OfficeNOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

POOR ORIGINAL

Please type or print clearly

1. Name of Claimant (s) M Z and/or Sandra Wilson Phone (208) 585-3296Mailing Address Rt. 1 Box 54 Middleton Zip 836442. Date of Priority (Only one (1) per claim) 1-15-19463. Source of water supply (a) ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 3W Section 12,
SW 1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. well, 4" casing, 110 ft. deep, 3/4 H.P.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount .05 or _____
For stock purposes from 1-1 to 12-31 amount .02 or _____
For IRRIGATION purposes from 3/15 to 4/15 amount .06 or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~0.13~~ 0.13 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is ~~4.00~~ 5.00 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic - 1 house, stock 10 cows, 2 mules, 100 chickens

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	3W	12				2 D+S													2

Total number of acres irrigated 2

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (☒)

14. Remarks:

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Last Name MZ + or Sandra Wilson Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) *Kendra Wilson* Date 2-16-90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 16th day of February 19 90

SEAL

Notary Public *Anna Baumbach*

Residing at Anna Baumbach, Notary Public

Residing at Boise, Idaho

My Commission Expires Commission Expires December 7, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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Last Name Wilson Ident. Number _____

Copies White-State, Yellow-Claimant

Middleton

Slough

WILE 25

12

CANYON

Gravel Pit

Canyon School

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AUG 03 1994

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME

Wilson

CLAIM IDENT. NO.

A63 -

DATE RECEIVED 2/27/94 RECEIPT # W009697 FEE PAID \$ 52 FEE REQ'D \$ 52

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

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YES NO

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

aim reviewed by: HHT Date 2/5/93

aim data entered by: ADD Date 7-12-93

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

Comments: Only its on file are for drainage district.

04/14/2006

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

RIGHT NUMBER: 63-29029

NAME AND ADDRESS: SANDRA WILSON
817 WHIFFIN LANE
MIDDLETON ID 83644

M Z WILSON
817 WHIFFIN LANE
MIDDLETON ID 83644

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
9.000 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/15/1948

POINT OF DIVERSION:

T04N R03W S12 SWSENE 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	0.060 CFS 9.00 AFY
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION Within CANYON County

T04N R03W S12 SENE 2.00

STOCKWATER Within CANYON County

T04N R03W S12 SENE

DOMESTIC Within CANYON County

T04N R03W S12 SENE

2 ACRES TOTAL

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

The quantity of water decreed for this water right for domestic use and stockwater use 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.

04/14/2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 22 head mixed stock.

PARCEL NO: R3475100000 & a portion of R3475101000.

Use of this right is combined with water from Canyon County Water
Company Ltd.

Idaho Department of Water Resources

**T04N, R03W,
SEC 12**

Claim No: 63-29029

Prepared By: Kimberly Brown

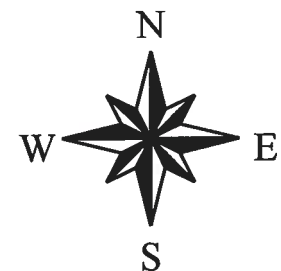
Date: April 14, 2006



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

 Point of Diversion

Irrigated Acres = 2



0 0.2 Miles



1987 NAPP

09/29/2006

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-29029

SANDRA WILSON
817 WHIFFIN LANE
MIDDLETON ID 83644
Telephone Number: (208)585-3296

M Z WILSON
817 WHIFFIN LANE
MIDDLETON ID 83644
Telephone Number: (208)585-3296

RECEIVED
OCT 26 2006
WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-23-06 SIGNATURE: M. Z. Wilson
Please print your name: M. Z. Wilson

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

09/29/2006

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

RIGHT NUMBER: 63-29029
NAME AND ADDRESS: SANDRA WILSON
817 WHIFFIN LANE
MIDDLETON ID 83644
M Z WILSON
817 WHIFFIN LANE
MIDDLETON ID 83644

RECEIVED

OCT 26 2006

WATER RESOURCES
WESTERN REGION

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.100 CFS
9.00 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/15/1948

POINT OF DIVERSION:
T04N R03W S12 SWSENE 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	0.060 CFS 9.00 AFY
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION Within CANYON County
T04N R03W S12 SENE 2.00
STOCKWATER Within CANYON County
T04N R03W S12 SENE
DOMESTIC Within CANYON County
T04N R03W S12 SENE
2 ACRES TOTAL

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

The quantity of water decreed for this water right for domestic use and stockwater use 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
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PARCEL NO: R3475100000 & a portion of R3475101000.

Use of this right is combined with water from Canyon County Water
Company Ltd.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29029

WATER RIGHT NUMBER: 63-29029 ✓

Owner Type

Current Owner

Name and Address

SANDRA WILSON ✓

~~RT 1 BOX 54~~ 817 Whiffin Lane

MIDDLETON, ID 83644

(208)585-3296

Current Owner

M Z WILSON ✓

817 WHIFFIN LN

MIDDLETON, ID 83644

(208)585-8954

Priority Date: 01/15/1946

Basis: Beneficial Use ✓

Status: Active

Property Address:
817 Whiffin Lane
Middleton

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

STOCKWATER

DOMESTIC ✓

change
to 3/1

From To

3/15 to 11/15 ✓

1/01 to 12/31 ✓

1/01 to 12/31 ✓

Diversion Rate

0.060 CFS ✓

0.020 CFS ✓

0.02-0.050 CFS ✓

Total Diversion:

0.130 CFS ✓

0.10 cfs

Annual Volume

0.0 AF

9.0 AF

Location of Point(s) of Diversion

GROUND WATER

CANYON County ✓

SW1/4SE1/4NE1/4 ✓

Sec. 12, Twp 04N, Rge 03W, B.M. ✓

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 04N	03W	12				2.0													2.0

Total Acres: 2 ✓

STOCKWATER ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 04N	03W	12				X													

DOMESTIC ✓

ADD WB5 - Domestic use is for 1 home & does not include lawn and garden irrigation

ADD X02 - Stockwater use is for

ADD - Use is combined with water from Canyon Co. Water Co. L

ADD N09 & N14 - for domestic & stockwater use

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29029

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	12				X													

Conditions of Approval:

Remarks:

Comments:

Parcel No: R 3475100000 (1.1 AC)
 & a portion of R 3475101000. (14.59-14.7 AC)

Water Supply Bank:

Field Exam Date 4.14.06

(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 \$52.00
- ☐ 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

None in 8ENE, S12

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-29029

Owner: Sandra & M.Z. Wilson Phone No. 585-3296

Current Address: Rt. 1 Box 54 / 817 Whiffen Lane

☒ No change NAME IS THE SAME

☐ NEW OWNER

☒ No change Address

☒ NEW ADDRESS

☐ How long owned property?

817 Whiffen Lane

Accompanied by: N/A

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: 1/15/1946

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

An affidavit, signed by Tom Matsumoto, was able to substantiate use as of 1948; so I am recommending 1948 as the priority date

Source: Ground Water Tributary to _____

☒ 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? _____

Mrs. Sandra Wilson verified the location of the well during our conversation on 4/3/06 (see file).

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

110' well, 4" casing, 3/4 HP pump

OVERLAP REVIEWOther water rights with the same point of diversion: None

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

WATER USES☐ No change☐ Different UsesUse Irrigation From 3/1 To Amount CFS 9.0 AFAUse Domestic From To Amount 0.02 CFS AFAUse From To Amount CFS AFA

2.0 acres x 4.5 af/acre = 9.0 af/annum (v) 0.06 cfs x 1.9835 x 260 days = 30.9 af/annum

Season use is 3/1 to 11/15. 2.0 AC x 0.03 cfs/AC = 0.06 cfs

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount CFS 9.0 AFA☒ Changes found, the new total is, Amount 0.1 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 #

Types Additional comments 10 cows, 2 mules, 10 chickens
* irrigation of the lawn & garden is covered under the 2.0 acres of irrigation.

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

Parcel No: R3475100000 (1.1 AC)
 & a portion of R3475101000 (14.59-14.7 AC)

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: 63-23931 (+) Canyon Co. Water Co. LTD.

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

no overlap with 63-23931 since it is D&S use at 405
Whiffin Lane. This claim is supplemental to surface water
from Canyon County Water Company LTD.

Delivery System Narrative:

(unknown)

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

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

- THE ABOVE 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: 4.14.06 (in-office review)

FIELD EXAMINER: Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-29029

03/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-163	Claim	04N	03W	12	SE	NE		IRRIGATION	35/4015.5	CANYON COUNTY WATER CO LTD
179B	Claim	04N	03W	12	SE	NE		IRRIGATION	35/4015.5	CANYON COUNTY WATER CO LTD
2406	Claim	04N	03W	12	SE	NE		IRRIGATION	39/29248	DRAINAGE DIST NO 2
21761	Claim	04N	03W	12	SE	NE		IRRIGATION	35/3986.2	CANYON COUNTY WATER CO LTD
21762	Claim	04N	03W	12	SE	NE		IRRIGATION	35/3514.5	CANYON COUNTY WATER CO LTD
~~29029~~	~~Claim~~	~~04N~~	~~03W~~	~~12~~	~~SE~~	~~NE~~		~~IRRIGATION~~	~~2/2~~	~~SANDRA WILSON~~
2406	Water Right	04N	03W	12	SE	NE		IRRIGATION	39/29248	DRAINAGE DIST NO 2
~~29029~~	~~Claim~~	~~04N~~	~~03W~~	~~12~~	~~SE~~	~~NE~~		~~STOCKWATER~~		~~SANDRA WILSON~~
23931	Water Right	04N	03W	12	SE	NE		STOCKWATER		JOY VANCE
~~29029~~	~~Claim~~	~~04N~~	~~03W~~	~~12~~	~~SE~~	~~NE~~		~~DOMESTIC~~		~~SANDRA WILSON~~
23931	Water Right	04N	03W	12	SE	NE		DOMESTIC		JOY VANCE

- Supplemental to Canyon County
Water Co. Ltd.

- no overlap with #63-23931

Water Right Report 63-23931

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOY VANCE PO BOX 930 CALDWELL, ID 83606 (208)585-3598
Current Owner	WAYLAND W VANCE PO BOX 930 CALDWELL, ID 83606 (208)585-3598

used at:
405 Whiffin Lane

Status: Active

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	
STOCKWATER	1/01 to 12/31	0.020 CFS	
	Total Diversion:	0.060 CFS	

GROUND WATER SE1/4NE1/4 Sec. 12, Twp 04N, Rge 03W, B.M.
CANYON County

DOMESTIC

[illegible]

STOCKWATER

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-23931

Conditions of Approval:

1. C18 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.
2. PARCEL NO. 4R34749-000-0 STOCKWATER, 25 HORSES PROPERTY ALSO KNOWN AS 405 WHIFFIN LN, WILDER.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

Comments:

Water Supply Bank:

REAL PROPERTY INQUIRY

```
+++++
01 6R34751-000- -0 004-00 F SCH134+ 0A 1,000 .12
+++++
WILSON, M Z + 30 12,500
& WILSON, SANDRA L H/W + 41 97,400
+
+
+
817 WHIFFIN LN +
MIDDLETON ID 83644 +
+++++
12-4N-3W NE + TOTAL 140,900 1.12
TX 1-A IN NE ++++++
+ SURVEY INST 776325
+ DRAIN 2 DR VALUE 5.48 APPR DMT
+ CLASS 3 REAP 03 MAN 02 UNIT 1
+ PARCEL 6RM00000122200 H/O N C/B N
+ PRIOR ACCOUNT 5R34751-000- -0
+ 02 MH on Property NO
817 WHIFFIN LN, MI
SEE R34751-010
MODE:F ACTION: TRAITS INQUIRY TRQK318
```

```
ACCOUNT NUMBER R34751000 0 UNIT 001 TOTAL UNITS 1

SITE 817 WHIFFIN LN MI SEC/TWN/RNG 12-4N-3W
ASSESSED VALUE 140,900 ACREAGE 1.12
SUB/PARK NAME YEAR/MAKE
CLASS 3 OWNER / OCCUPIED HOUSE CLASS ' 3' SPACE LOT BLOCK
+++++
YR BUILT 1990 AIR COND HEAT PUMP CARPORT A2
STORY 2 STORY HEATING ELECTRIC FA CARPORT SQ FT 480
FIRST SQ FT 1220 EXTERIOR HARDBOARD DECK/PATIO? Y
SECOND SQ FT 420 ROOF WOOD SHINGLES POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 2.50 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE D2 NEIGHBORHOOD 0
GARAGE SQ FT 1600
+++++
COMMENTS HIBBARD CONST., MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO
```

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101

System User- IDWRR Date 03/27/2006 Time 8:45

REAL PROPERTY INQUIRY

```
+++++
01 6R34751-010- -0 110-00 F SCH134+ 01 7,400 13.00
+++++
WILSON, M Z +
& WILSON, SANDRA L H/W +
+
+
+
817 WHIFFIN LN +
MIDDLETON ID 83644 +
+++++
12-4N-3W NE + TOTAL 7,400 14.59
TX 1 LS TX 1-A IN SENE ++++++
+ SURVEY INST 776325
+ DRAIN 2 DR VALUE 71.35 APPR CTR
+ CLASS REAP 02 MAN UNIT 0
+ PARCEL 6R04N03W122105 H/O N C/B N
+ PRIOR ACCOUNT 5R34751-010- -0
+ 02 MH on Property NO
WHIFFIN LN, MI
SEE R34751
```

ACCOUNT NUMBER R34751010 0 UNIT 001 TOTAL UNITS

SITE WHIFFIN LN MI SEC/TWN/RNG 12-4N-3W

ASSESSED VALUE 7,400 ACREAGE 14.59

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

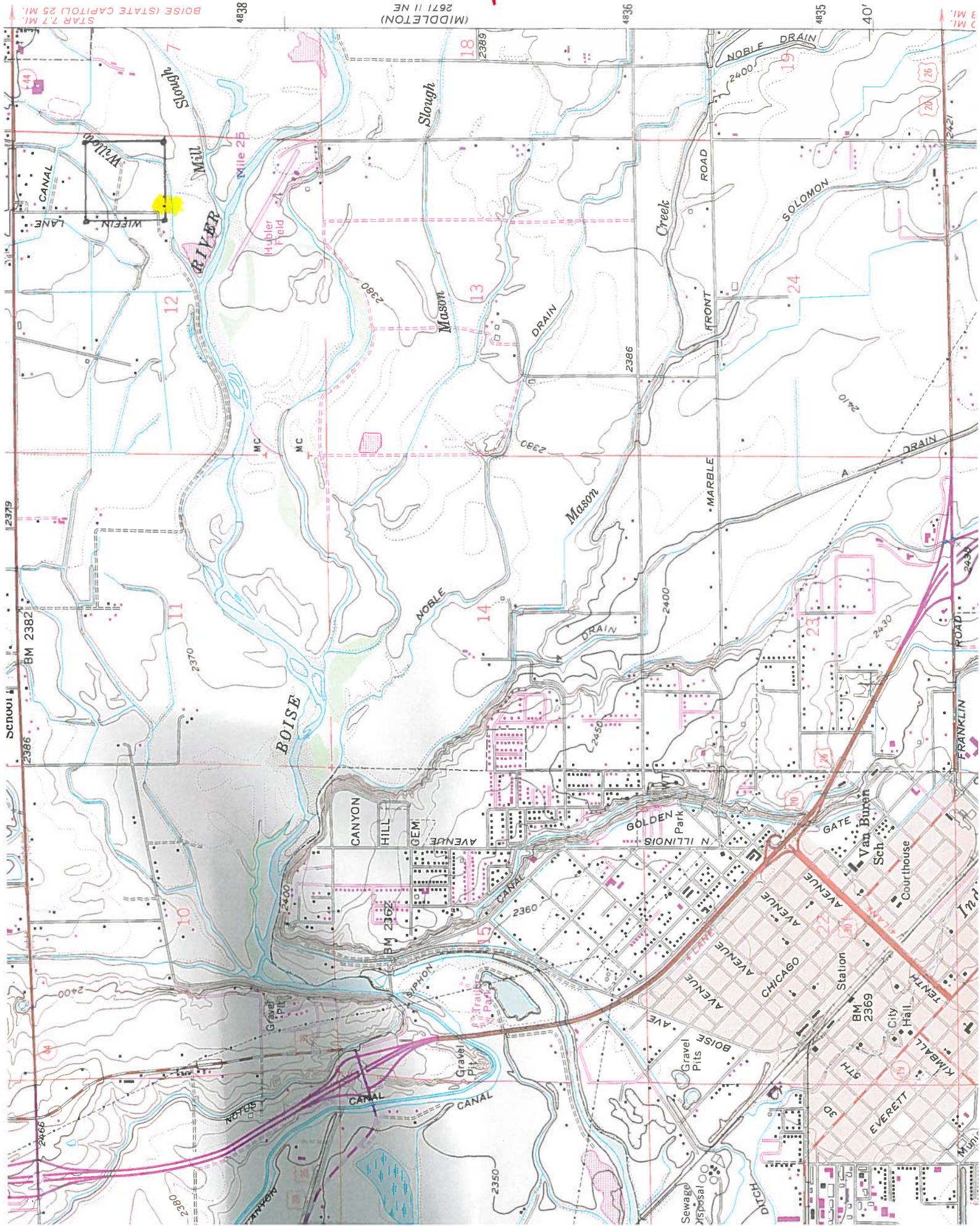
+++++

COMMENTS MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

1958 Topo → shows domestic home



Receipt Details for ID W009697

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/27/1990 1:45:28 PM	2/27/1990	Western	\$52.00	Check
Payer	WILSON, SANDRA			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1026			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$52.00	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	29029		\$52.00	Claim

Print Report

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29029

WATER RIGHT NUMBER: 63-29029

RECEIVED
APR 12 2006
WATER RESOURCES
WESTERN REGION

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SANDRA WILSON RT 1 BOX 54 MIDDLETON, ID 83644 (208)585-3296
Current Owner	M Z WILSON 817 WHIFFIN LN MIDDLETON, ID 83644 (208)587-8954

Priority Date: 01/15/1946

Basis: Beneficial Use

Status: Active

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.060 CFS	
STOCKWATER	1/01 to 12/31	0.020 CFS	
DOMESTIC	1/01 to 12/31	0.050 CFS	
<u>Total Diversion:</u>		0.130 CFS	

Location of Point(s) of Diversion

GROUND WATER

SW1/4SE1/4NE1/4

Sec. 12, 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	12				2.0													2.0

Total Acres: 2

STOCKWATER

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	12				X													

DOMESTIC

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29029

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04N	03W	12	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						X													

Conditions of Approval:

Remarks:

Comments:

Water Supply Bank:

Sandra + M.L. Wilson

We bought the property in 1976 at 817 Whiffin Ln. from Mr + Mrs Hudson who had been living on + farming the property for 10+ years. The Hudson's bought the property from Mr + Mrs Vergil Wolf who lived + farmed on the property for approx 12 years. The Wolf family bought the property from Mr + Mrs Jim Burnett.

One neighbor, a Mr Buck Bowman (now deceased) told us that the Burnett's were the ones that built the original home + developed the property.

M.L. Wilson
Sandra Wilson
4-11-06
817 Whiffin Ln.
Middleton, Id

83644

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
63-29029)
)
)
State of Idaho)
County of _____)

AFFIDAVIT

RECEIVED
APR 12 2006
WATER RESOURCES
WESTERN REGION

Tom Matsumoto

deposes and says : _____

(1) I, have been a resident of Canyon County, Idaho, for seventy four years, and
have resided for that period of time at the physical address, designated by the
city of Middleton, Idaho, as 122 Whiffin Lane.

(2) I have personal knowledge that a residential structure, and a domestic well
has existed since 1948, on a parcel of real property located in Sec. 12 TWP 4N RG
3W, designated by the city of Middleton, Idaho, as 817 Whiffin Lane.

(3) I have knowledge of the fact that the owners of the above described property,
are M.Z. Wilson and Sandra Wilson.

Tom matsumoto
(Signature)
April 10, 2006

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-29029
Evidence of Priority**

April 3, 2006

I returned Sandra Wilson's call (#585-3296) regarding the evidence of priority letter she recently received in the mail. Mrs. Wilson informed me that they have owned this property since 1979. When I asked about the 1948 priority date, she told me that they were told by the previous owners that the well was in use at that time. I told Mrs. Wilson that, based on her conversation with the previous owners, she could fill-out and submit the blank affidavit form that was included with the evidence of priority letter.

Since the project map attached to the *Notice of Claim* does not depict the location of the well or the 2 acres of irrigation very well, I asked Mrs. Wilson to describe the location and boundary of both while I had an aerial of her land in front of me on ArcView. She then gave me the location of the well and said that the 2 acres is specifically the area around their home. When I asked about their stockwater use, Mrs. Wilson said that they got rid of the livestock about 8 years ago. I informed Mrs. Wilson that I would recommend the stockwater use, since they were using it up until 1987 and more than a decade thereafter.

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

SANDRA & M Z WILSON
RT 1 BOX 54
MIDDLETON ID 83644

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-29029

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 A63-29029

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.