

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: A43-02420A
Date Received: 6/07/1989
Receipt No: C016863
Received By: _____

RECEIVED

AUG 21 1990

Department of Water Resources
Southern Region Office
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: GARY E. FOWLES 208-645-2226
Address: HC 72 BOX 2200
MALTA, ID 83342

AND/OR

Name: KAREN FOWLES 208-645-2226
Address: HC 72 BOX 2200
MALTA, ID 83342

2. Date of Priority: FEB 03, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
14S	27E	17	NW	NW	NW		CASSIA

5. Description of diverting works:
6" X 110' WELL WITH 2 H.P. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.050		

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

8. Total consumptive use is 9.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14S	27E	17	NW	NW		IRR	3.0
Section Acres							3.0
Total Acres							3.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

A43-10640 FROM SAME WELL FOR DOMESTIC & STOCKWATER

14. Remarks:

IN AROUND 1977-78 I SOLD MOST OF THE FARM LAND BUT KEPT THE HOUSE AND YARD, CORRALS AND A SMALL PASTURE WHICH TOTAL APPROX. 3.5 ACRES. AT THE SAME TIME I DRILLED A NEW DOMESTIC WELL TO SUPPLY THE HOUSE NEEDS AS WELL AS SUPPLY IRRIGATION WATER TO THE LAND I KEPT.

15. Basis of Claim: LICENSE

Water Right Number: 25422

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: 2

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): Larry L. Touches Date: 8-20-90
x Karen L. Touches Date: 8/20/90

State of Idaho)
County of Cassia) SS.

Subscribed and sworn (or affirmed) before me this 20 day

of Aug 19 90

Rhonda Randall
Notary Public

Seal

Residing at Burley Id

My Commission Expires 10-3-92



MICROFILMED
MAR 03 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-Aug-1990 09:18

GARY E. FOWLES &/OR KAREN FOWLES
HC 72 Box 2200
Malta, ID 83342

RE: SRBA Claims A43-02420A & A43-10640
Receipt C016863

Dear Mr. & Mrs. Fowles:

I have reviewed the claim you recently submitted to the Department but due to conflicting legal descriptions, etc. and since the original license was only for irrigation use I must return it for clarification.

Based on the statements in your claim and a review of our records I have drafted two claims to replace your original which seems to clarify your uses and correctly shows the basis of claim of the various uses. One is for the portion of the license which you indicate you kept when you sold the farm ground. The other is for the domestic and stockwater use at your residence. Please look these over carefully and if they correctly describe your water uses then sign them before a notary and return them to our office. Please note that the priority date for the domestic and stock claim should be when these uses were first established and not when the last well was drilled. You may wish to change this before returning this claim.

Please note that Warr Brothers have claimed the entire license 43-02420 so it may be helpful to submit copies of deeds or other evidence to clarify the arrangement made when the land was split as to what arrangement was made for the water.

Please return the signed claims or respond regarding this matter within 30 days of the date of this letter.

Please let me know if you have any questions.

Sincerely

Allen Merritt, P.E.
Water Rights Supervisor

Encl:

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MAR 03 1993

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

Date Received

Receipt Number

5/15/90

C016863

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Gary E. Fowles and Karen Fowles Phone (208) 645-2226Mailing Address HC 72, Box 2200, Malta, Idaho Zip 833422. Date of Priority (Only one (1) per claim) Feb. 3 19553. Source of water supply (a) Irrigation well
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 14 Range 27 Section 17,
NW 1/4 of NW 1/4 of W 1/4, Govt. Lot, _____ B.M., County of CassiaAdditional points of diversion if any: None

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. One well 10 in. diameter
150 ft. Deep. Drilled 1977 @ 1000 ft. of 2 in. Buried main line
with a 2 horsepower submersible pump.
this installation furnishes water for approx. 2 acres of pasture
plus domestic use & stock water.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4-1 to 9-15 amount _____ or 9

For Domestic purposes from 1-1 to 12-31 amount _____ or 2

For Stock water purposes from 1-1 to 12-31 amount 51 or 1/2

For _____ purposes from _____ to _____ amount 0 or 3

7. Total quantity claimed (a) _____ (cfs) and/or (b) 9 (acre feet)

8. Total consumptive use claimed is 10 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 - Lawns and Driveway - 4 houses - 4 cows, 9 sheep

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
14S	27E	17	3 1/2																

Total number of acres irrigated 3

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

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: I sold the Farm when I became disabled But kept the house and colts and 32 Acre. AT this time I had a domestic well for my use.

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Last Name Fowles Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

Sec. 17, Twn. 14 S. R. 27 E.

3 1/2 Acres

[illegible]

Last Name Ford Ident No. 185

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MAR 03 1993
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 G-25422

Court 500 17 Ju Case Number 15-277 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) [Signature] Date 5-14-90

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 Cassia)

SS.

Subscribed and sworn (or affirmed) before me this 14th day of May 19 90

SEAL

Notary Public Rhonda Randall

Residing at Burley Id 83318

My Commission Expires 10-03-92

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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MAR 03 1993

Last Name Fewkes Ident. Number _____

Copies White-State, Yellow-Claimant

MEMO TO SRBA CLAIM FILE NO. _____

CLAIMANT'S NAME: Fowles

DATE: 7-6-90

EMPLOYEE: Helen Harrington-Thornton

Warr Brothers have claimed the same
right - in total

~~Probably~~ needs refund for overpayment -
3 acres irrig.
paid \$75⁰⁰

ADM 8/8/90 original Lic did not include Domestic
Map shows P/U in NW1/4?
Legal lists NENE

Maybe should be split into 2 claims.
One for irrig.; the other for Domestic

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MAR 03 1993

Date Received _____

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Gary E. Fowler
Name of Claimant

H.C. 72 Box 2200
Post Office Address

Malta, Idaho - 83342
City, State, zip Code

Cassia
County(s) where Place of Use is located

RECEIVE

MAY 15 1990

Department of Water Resources
Southern Region Office

Date Claim Originally Due

Water License NO. G-25422 Priority Feb. 3, 1955. (enclosed)
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

AT the Time this Business was supposed to be Filed I was having a
bad bout with my Health. I have been Fighting with Multiple
Scleroticis for 17 years. and it just went unnoticed. I would appreciate you consider
Claimant requests an extension to May 1, 1990.

Gary E. Fowler
Signature

Owner
Title

=====

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted ~~denied~~ and the filing deadline extended to May 15, 1990.

Signed this 2 day of June, 1990.

David B. Shaw
Director or his designated agent
DAVID B. SHAW

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MAR 03 1993

Water Right Number - 43-02420 Adj. Flag Translation: Standard Water Right Number Old (D) Number - 25422
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - -

*** C - CURRENT OWNER ***
LEE

FRANK C.

1 -
2 -
3 -

City- MALTA State- ID Zip- 83342
Phone -

+ - - - - Priority Date - - + + - - - - Region - - - + + - - - - Stage - - - + + - - - - Status - - - +
02/03/1955 17 L - LICENSE
+ - - - - Source - - - - + + - - - - Tributary - - - - -

GROUNDWATER

+ - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code)
Twn Rng Sec Tract Lot Rflg County Stream Index (Blank if no Index Code)

14S 27E 17 NE NW (31) CASSIA

+ - - - - Description Period From Period To Diversion Rate Diversion Volume
Code

01 - IRRIGATION

1.620

+ - - - - Total Div. Rate - + + - - - - Total Div. Volume - + + - - - - Total Div. Capacity - + + - - - - Total Consumptive Use - + + - - - - KW Usage - +
1.620

+ - - - - Twn Rng Sec Tract Lot Acres Place of Use Code Description County
14S 27E 17 NE NE 10.0 01 IRRIGATION (31) CASSIA
14S 27E 17 NW NE 20.0 01 IRRIGATION (31) CASSIA
14S 27E 17 NE NW 30.0 01 IRRIGATION (31) CASSIA
14S 27E 17 NW NW 30.0 01 IRRIGATION (31) CASSIA

Total Acres: 90.0

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

+ - - - - Remarks - - - - - Remarks found.

+ - - - - Old Water Right Numbers - - - - - Old Water Right Numbers found.

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MAR 03 1993

Adj. flag translation: Standard Water Right Number

Microfilm Roll Number -

MICROFILMED
MAR 03 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 4, 2001

GARY & KAREN FOWLES
HC 72 BOX 2200
MALTA ID 83342

RE: NOTICE OF ERROR ON 43-2420A

Dear Mr. & Mrs. Fowles,

I am in receipt of your **Notice of Error Reply** for this Recommendation. In the original claim which you filed in 1990 (copy enclosed), you claimed 3 acres of irrigation and 0.05 cfs for this right. This is what was recommended. If you wish to have more acres recommended, you must first amend your claim and add more acres. Based on that amendment, we could then take another look at your property and possibly change the recommendation. Keep in mind, however, that even though you may own more than the three acres you claimed and we recommended, we do not recommend irrigation where houses, buildings, corrals, and driveways are located

If you still wish to amend your claim or have any questions, please give me a call at the office so we can schedule an appointment to do so.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

05/09/2001

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: June 15, 2001

Water right number: 43-2420A

KAREN FOWLES
HC 72 BOX 2200
MALTA ID 83342
Telephone Number: (208)645-2226

GARY E FOWLES
HC 72 BOX 2200
MALTA ID 83342
Telephone Number: (208)645-2226

RECEIVED
MAY 23 2001
Department of Water Resource
Southern 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 am paying \$01 ⁴¹/₁₀₀ acres on my TAXE Bill, so I should get water deducted for one Motcacle.

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

DATE: 5-14-01

SIGNATURE:

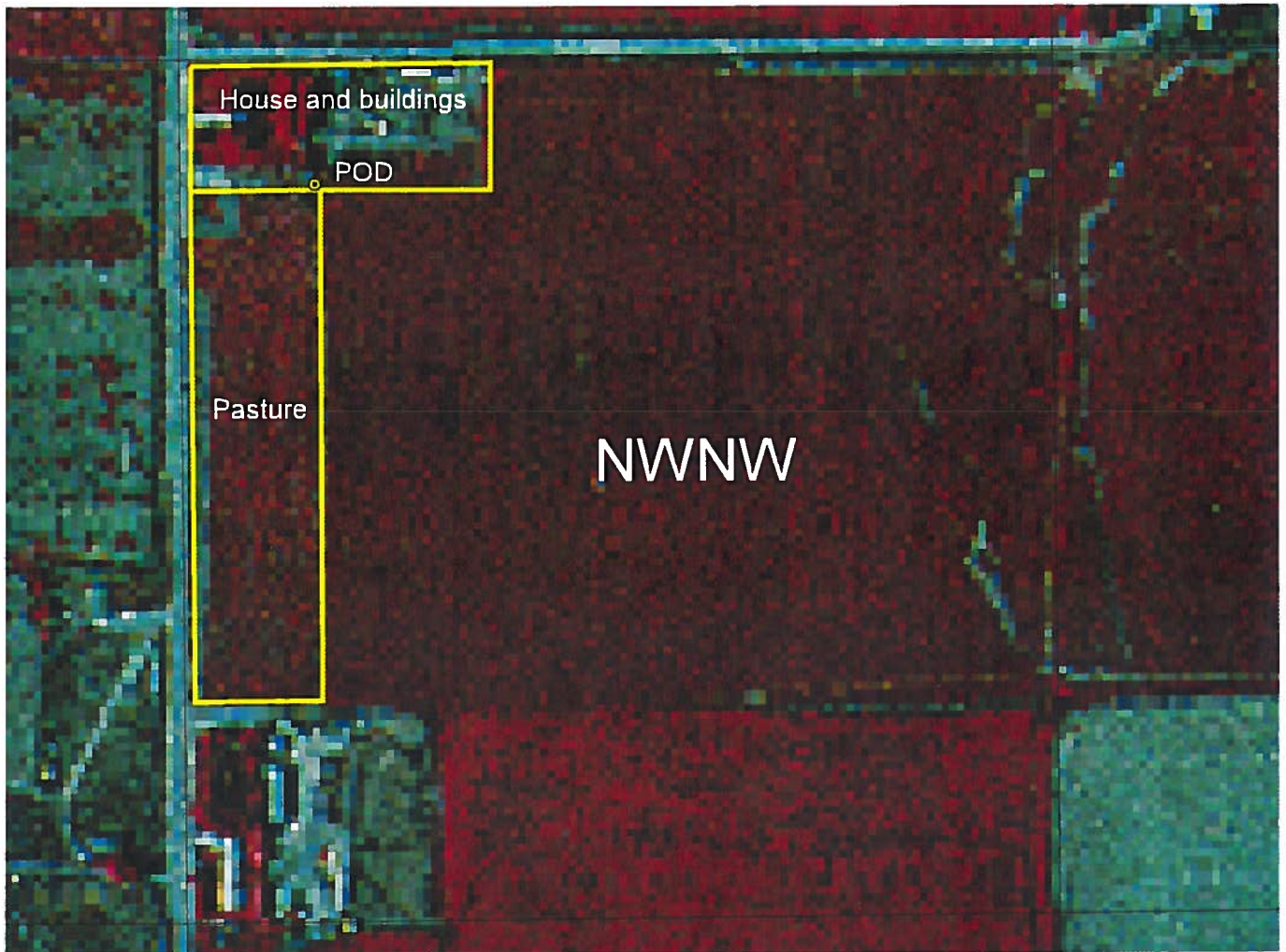
Gary E Fowles

Please print your name:

Gary E. Fowles

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

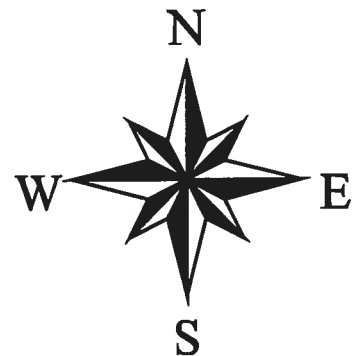
43-02420A



400 0 400 800 Feet

T14S R27E S17

Map prepared by: Carter Fritschle
Date prepared: 03/02/01
1987-1988 NAPP photography
Idaho Department of Water Resources



03/07/2001

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

RIGHT NUMBER: 43-2420A

NAME AND ADDRESS: GARY E FOWLES
KAREN FOWLES
HC 72 BOX 2200
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 0.05 CFS
12 AFY

PRIORITY DATE: 02/03/1955

POINT OF DIVERSION: T14S R27E S17 NWNWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.05 CFS 12.00 AFY

PLACE OF USE:

IRRIGATION Within CASSIA County
T14S R27E S17 NWNW 3

3 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 - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

Fowles

43-02420A

CA 3-13-0.

This land had surface water from the Ratt River. In 1945 wells were drilled under license 43-02294 to begin supplementing the surface water with ground water. License 43-02294 was issued as a supplemental right. In 1948 an additional well was drilled to irrigate the land immediately south of the POU of license 43-02420. Additional wells were drilled in 1953, 1954 and 1955. At this point, it appears the ground water became the primary source of water for the lands in section 17 and section 20 that are now owned by the Warr Brothers. Therefore, when Fowles sold his land to the Warr Brothers in the 1970s and drilled the new well to irrigate the 5.6 acres he retained, it appears that the ground water was the primary source for this right, and he let the Warr Brothers have the "supplemental" ground water right from 43-02294 and the Ratt River water, which was now essentially supplemental. There has been no enlargement in the number of irrigated acres by this segregation of water rights.

State of Idaho License and Certificate of Water Right

Water License No. G-25422

Water District No. _____

Amount 1.62 c.f.s.

Priority February 3, 1955

THIS IS TO CERTIFY that FRANK C. LEE of Malta, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 3, 1955; that Permit No. G-25422 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.62 second feet, was issued thereunder on June 24, 1964, showing that said works were completed on the 7th day of February, 1957; and that on the 7th day of February, 1957,

FRANK C. LEE of Malta, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of irrigation, under Use Permit No. G-25422 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7854, on the 24 day of June, 1964; The right hereby confirmed dates from February 3, 1955;

The Point of Diversion is located in the NE 1/4 NW 1/4, Sec. 17, Tp. 14 S., R. 27 E., B. M. Cassia County. That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.62 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S.	27 E.	17	NE 1/4 NE 1/4	20	10
			NW 1/4 NE 1/4	20	20
			NE 1/4 NW 1/4	30	30
			NW 1/4 NW 1/4	30	30
			Total acres to be irrigated:		90

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 24th day of June, 1964.

(SEAL)

RALPH W. THOMAS
Deputy State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-25422

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant: Frank C. Lee

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the NE 1/4 of Section 17

T. 14 S., R. 27 E., B. M. County of, Cassia

4. Describe works as they exist, giving dimensions and capacities of same: 120' x 16" well
 h = 14' 1.5 ft = 70' (?) 25 h.p. U.S. Motor # 101.7792
 Layne-Bowles Turbine 21576
 Delivery thru 8" pipe to East - thru barrels to South into open
 ditch to fields by gravity

5. Water is used for: Irrigation and Domestic

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number
 of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other
 than irrigation):

40 acres in NE 1/4 and 60 acres in NW 1/4 all of Sec. 17., Twp. 14 S., Rge. 27 E., B. M.

See map

(Submit map on attached plat, showing location and details of above description.)

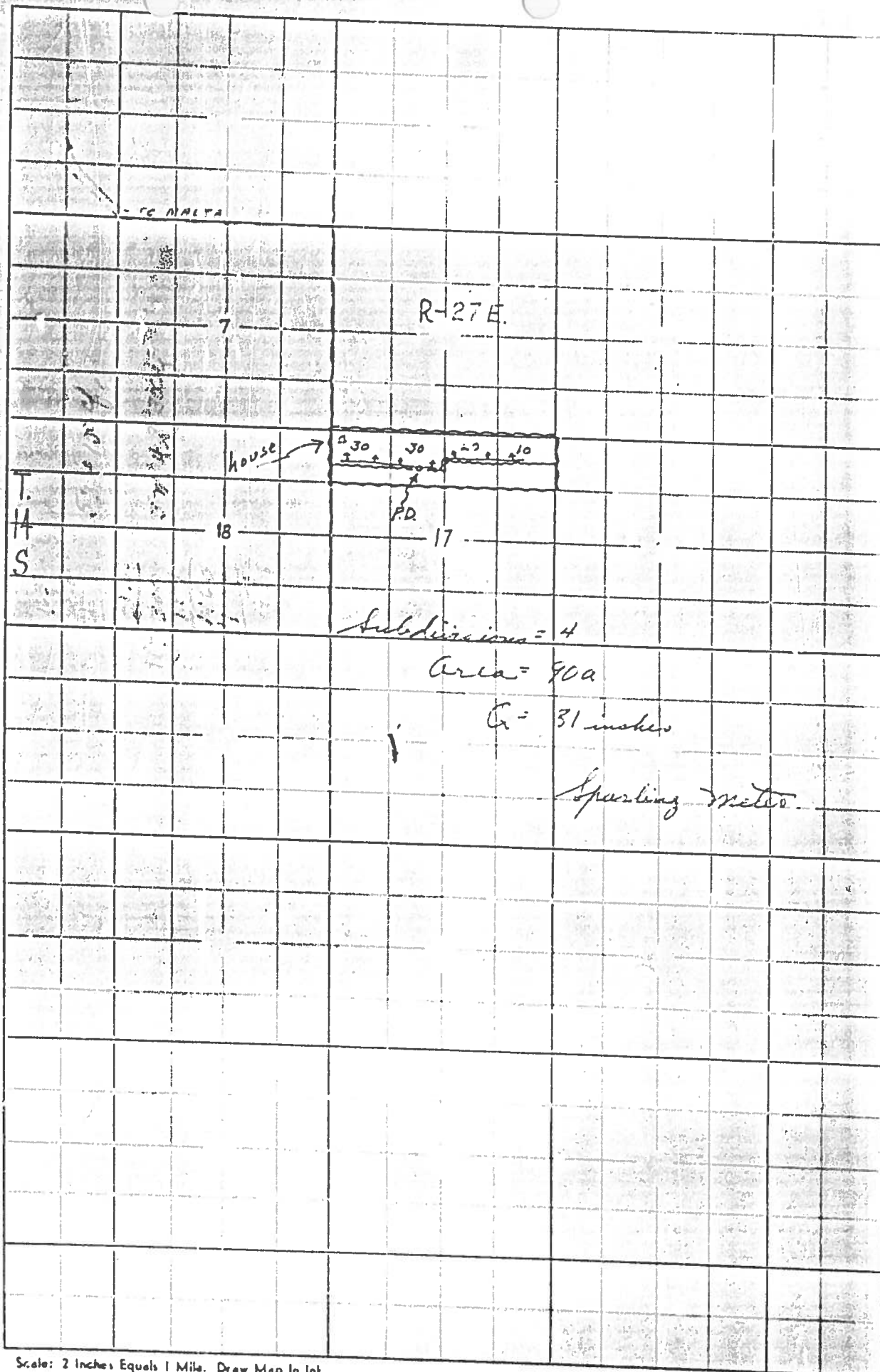
8. What large stream would the water here appropriated finally reach?

Remarks: Crops are dry, rain, pasture

This examination was made on the

6 day of June, 1957
 (Signed) E. H. Humphrey
 Examiner

185422



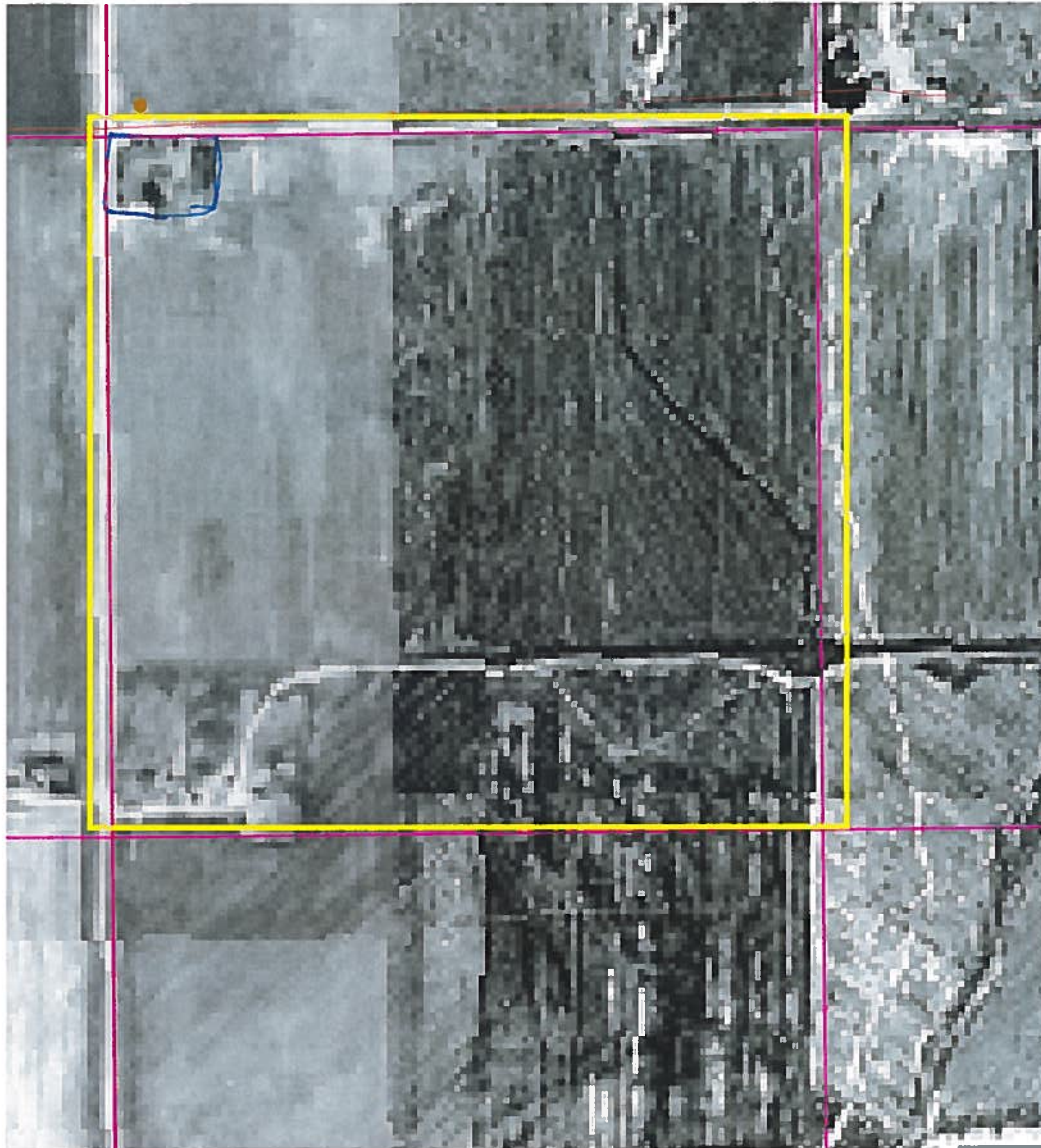
Scale: 2 inches Equals 1 Mile. Draw Map In Ink.

25422

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY PLACE OF USE

CLAIM 43-2420A

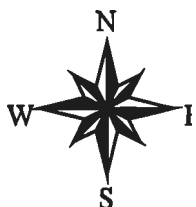


0 0.3 Miles

T14S, R27E Section 17

Map prepared by: Cbird
February 20, 2001
1968 PHOTOGRAPHY

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER/QUATER LINES



Fritschle, Carter

From: Sherman, Sally
Sent: Friday, February 09, 2001 2:45 PM
To: Fritschle, Carter
Subject: RE: Land Ownership in Cassia County

They own 5.59 ac and are listed in the phone book at 208-645-2226. The assessor didn't know if they were still living, but they're in the book.

-----Original Message-----

From: Fritschle, Carter
Sent: Wednesday, February 07, 2001 4:24 PM
To: Sherman, Sally
Subject: Land Ownership in Cassia County

Hi Sally,

Could you please check with Cassia County to see how much land Gary and Karen Fowles own in T14S, R27E, S17, Lot 1 (NWNW)? I think the Fowles are elderly, and they did not respond to a request for this information several years ago. A plat map would be wonderful, but any additional information would be helpful.

Thanks, Carter

CLAIM NUMBER A43-02420ADATE 9/13/00

TRANSFER NUMBER _____

AGENT XCLAIMED ACRE TOTAL 3GIS ACRE TOTAL 1.3

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	<u>45</u>	<u>27E</u>	<u>17</u>						<u>3</u>										
GIS									<u>1.3</u>										
RECOM									<u>1.3</u>										
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

6.1 NHEL/W

550.2

2
49.6 NHEL/W

NW
10.1

3
29.3 NHEL/W

4
28.3 NHEL/W

5
58.4 NHEL/W

2560
T1645

7 8 58.1 NHEL/W

6
100.3 NHEL/W

10 17 NW
1020
T1647

3
6.0

4
6.8

5 T
27.9 NHEL/W

2
30.4 NHEL/W

5
25.9 NHEL/W

6
26.0 NHEL/W

7
7.2 NHEL/W

8
129.5 NHEL/W

9
7.4

10
56.2 NHEL/W

11
64.9 NHEL/W

SEE EE32

2
49.6

NHEL/W

NW
SW

3
29.3

NHEL/W

4
28.3

NHEL/W

5
58.4

NHEL/W

2560
T1645

7 8 58.1

NHEL/W

NE
SW

6
100.3

10 12

NW

1020
T1647

3
6.0

NHEL/W

4
6.8

1
27.9

NHEL/W

2
30.4

NHEL/W

5
25.9

NHEL/W

6
26.0

NHEL/W

7
7.2

NHEL/W

8
129.5

NHEL/W

9
7.4

10
56.2

NHEL/W

11
64.9

NHEL/W

SEE E532

MEMORANDUM

DATE: February 28, 2001

TO: Carter Fritschle

FROM: Cindy E. Bird

REF: Claim A43-2420A

PURPOSE: Determine the irrigated land and point of diversion.

On February 21, 2001 I visited Gary and Karen Fowles farm in Malta. They were not at home during the time of my visit because Gary had undergone open-heart surgery and was recovering. I spoke with Olene Warr during my visit. Olene Warr (Warr Brothers) purchased 95 out of the original 100 acres owned by Gary and Karen Fowles. The property owned by the Fowles' is outlined in figure 1. The adjacent property is owned by the Warr Brothers.

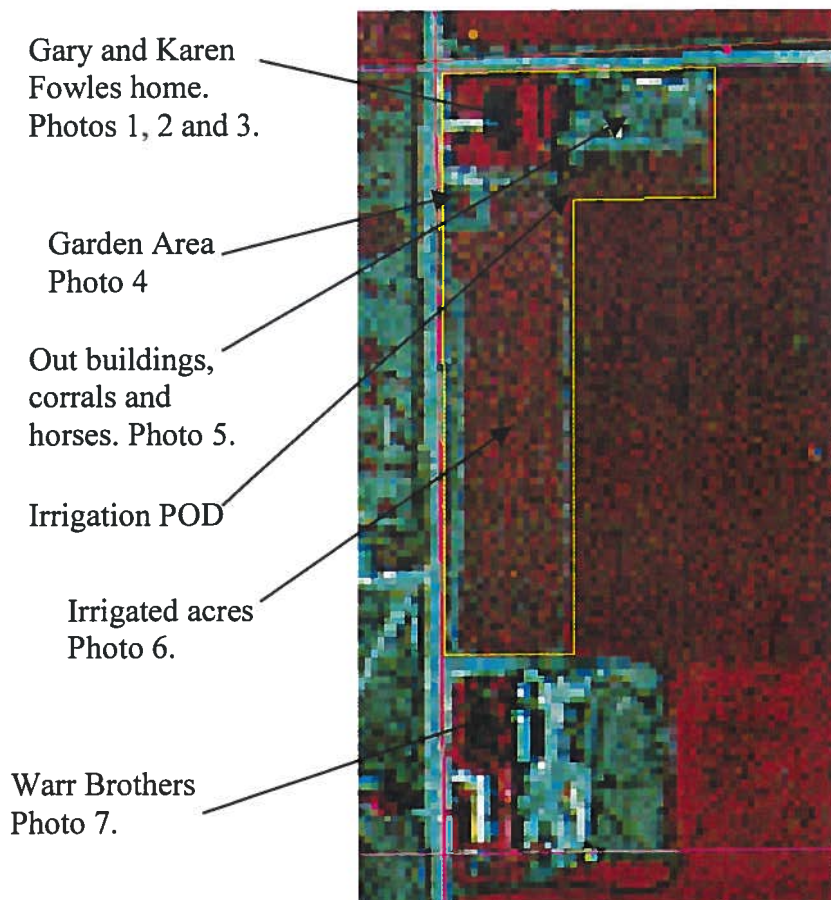


Figure 1. 1987-88 NAPP Photography of section 17, township 14 south, range 27 east.



Photo 1. Gary and Karen Fowles home. Looking northeasterly

Fowles property is an L shape fenced piece that runs approximately 980 feet along 2350 East and 450 feet due east.

The home is located in the northwest corner of the acreage. The lawn area around the home is quite large and is pictured in photos 1, 2 and 3.

A large garden area is located south of the home and shown is photo 4.



Photo 2. Looking east at the south side yard of the Fowles home.



Photo 3. Looking south at the back yard from the north edge of the property.

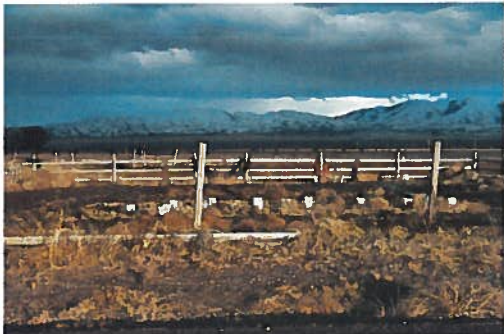


Photo 4. Looking east at the garden spot on the south side of the house. Photo is taken from 2350 East.



Photo 5. Looking west towards the back of the Fowles home. There are several out buildings, corrals grain silo. This is along the north end of the property.



Photo 6. From Warr Brothers looking North at the place of use and the Fowles home.

The leg of the property includes out buildings, corrals, a grain silo and some horses as shown in photo 5.

The irrigation point of diversion is located at the inside bend of the L. Risers were located along the eastside of the field and you can see the handlines in photo 6.

14:55:38
09/13/00
3

CLAIM NUMBER: A43-02420A

C18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:55:37
09/13/00

PAGE: 2
QUICKLOOK INFORMATION

2
CLAIM NUMBER: A43-02420A

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	- N							
POINT OF DIV	- N							
SOURCE	- N							
PLACE OF USE	Y -							
DIV. AMOUNT CFS/VOLUME	- N							
CONSUMPTIVE USE	-							
PURPOSES OF USE	- N							
PERIOD OF USE	- N							
BASIS OF CLAIM	- N							
REMARKS	-							

BARCODE UPDATED
WHOM/DATE

R PROOF

CVR

MAPS

PHOTOS

MISC

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