

Idaho Dept. of Water Resources
322 E. Front St. Boise, ID
May 17, 2006

To: 3-2063 Claim File
From: Jennifer Dean
Subject: Unsurveyed Lands

At various places along the Snake River (and other rivers) the most recent federal land survey (as represented by the BLM's Geographic Coordinate Database, GCDB) stops at river meander lines. Since the time of the survey, the river has changed course in several places, which created land that is not represented in the survey data. This land is known as omitted lands.

This recommendation for this claim consists of 160 acres. Of those acres, 48 are on omitted lands. In order to create a meaningful description of the place of use, I copied $\frac{1}{4}$ $\frac{1}{4}$ section lines and overlaid them on the omitted lands, carefully lining them up with the existing GCDB $\frac{1}{4}$ $\frac{1}{4}$ section lines. In so doing, there were a couple of the theoretical $\frac{1}{4}$ $\frac{1}{4}$ section lines that were divided by existing lots as well as existing lots that were divided by the theoretical $\frac{1}{4}$ $\frac{1}{4}$ section lines. In these instances I used ArcView to calculate the acres for the smallest division.

For example, I recommended 1 acre in T07N, R05W, S08 **NESW** Lot 3. I also recommended an additional 31 acres in T07N, R05W, S08 **NWSE** Lot 3. Additionally, there were 29 acres recommended as unsurveyed land in T07N, R05W, S08 **NESW**. Dividing the acres in the recommendation in this way allows both the acres for each lot and the acres for each theoretical $\frac{1}{4}$ $\frac{1}{4}$ to be calculated by simple addition. According to the example, there are a total of 32 acres in T07N, R05W, S08 **Lot 3**. There are also a total of 30 acres in T07N, R05W, S08 **NESW**. This method also keeps the government lot as part of the recommendation, which provides a more accurate legal description.

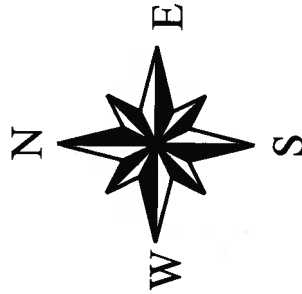
Idaho Department of Water Resources

Claim Number:

03-2063

-  Graph146.shp
-  Graph145.shp
-  Graph144.shp
-  Graph143.shp
-  Graph142.shp
-  03_04017_extended_qq.shp
-  Sections
-  GCDB19S47E OR GCDB
-  GCDB18S47E OR GCDB
-  GCDB07N05W GCDB
-  Recommendation POD
-  Administrative BasinsAdminbas.shp

Legal: T07N, R05W, S08



1987 NAAP Photo

05/17/2006

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

RIGHT NUMBER: 3-2063

NAME AND ADDRESS: PAUL A JOHANEK
5645 WHITLEY DR
FRUITLAND ID 83619

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 3.200 CFS

PRIORITY DATE: 06/12/1953

POINT OF DIVERSION:

T07N R05W S8 SWNESW Lot 3 Within PAYETTE County

T07N R05W S8 SESWSE Lot 4 Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

3.200 CFS

PLACE OF USE:

IRRIGATION Within PAYETTE County

T07N R05W S08	NESW	29.00	T07N R05W S08 Lot 3 NESW	1.00
T07N R05W S08	NWSW	15.00	T07N R05W S08 NESE	40.00
T07N R05W S08	NWSE	4.00	T07N R05W S08 Lot 3 NWSE	31.00
T07N R05W S08	SESE	40.00		

160 ACRES TOTAL

T07N, R05W S8 NWSW, NESW, & NWSE is unsurveyed, nonfederal land
except where noted by GCDB lot number.

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

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: A03-02063
Date Received: 3/23/1990
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL A. JOHANEK
Address: 5645 WHITLEY DRIVE
FRUITLAND, ID 83619
208-452-3173

2. Date of Priority: JUN 12, 1953

3. Source: SNAKE RIVER
Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	05W	8	SW	NE	SW	3	PAYETTE
			SE	SW	SE	4	PAYETTE

5. Description of diverting works:
PARMA WATERLIFTERS(2) INTO DITCHES FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.200		

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

8. Total consumptive use is 560.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07N	05W	8	NE	SW	3	IRR	30.0
			NW	SW	3	IRR	15.0

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Date: 03/23/90

MICROFILMED

AUG 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	05W	8	NE	SE	IRR	40.0
			NW	SE	IRR	35.0
			SE	SE	IRR	40.0
Section Acres						160.0
Total Acres						160.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

CLAIM NO. A65-03302 - DOMESTIC/STOCK WELL.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 24201

16. Signature(s)

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

Number of attachments: 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): Paula Johnson Date: 3/23/90

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of March 19 90

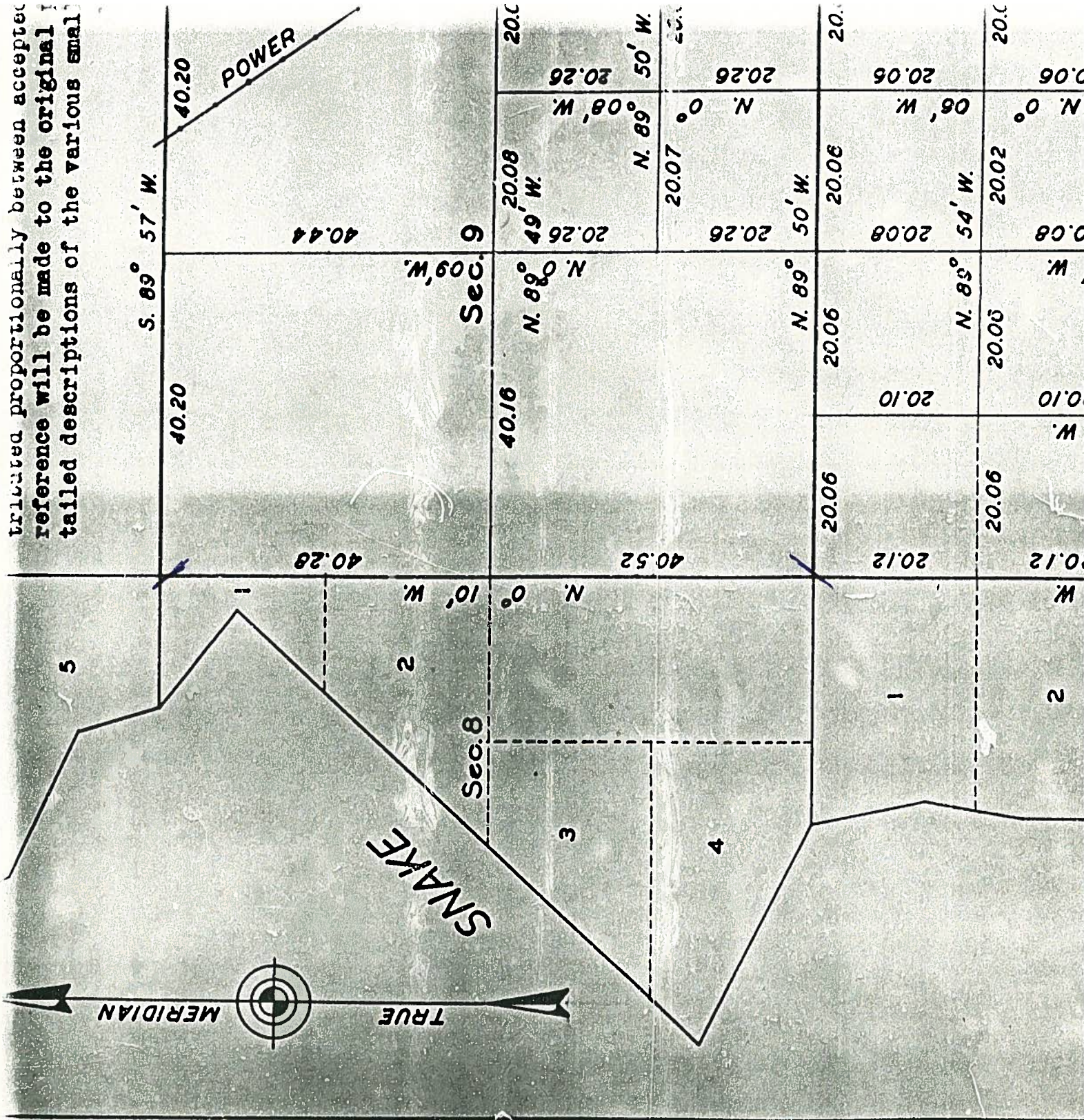
Seal

Jan Thurt
Notary Public

Residing at Mendocino

My Commission Expires 9-14-94

A graphic of a target with a bullseye, with an arrow hitting the bullseye. The word "TRUE" is written on the left and "MERIDIAN" on the right.



MICROFILMED

AUG 10 1992

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 03-02063 Date: 9-18-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	7N	5W	8									-3	-3			40	-3	0	40	160
GIS												30	15			40	35	0	40	160
				outside of meridian line								42								42
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 2 (lot 3+4)

Total Claimed Acres: 160

Overlapping FOU Claim #'s:

Total GIS Acres: 148

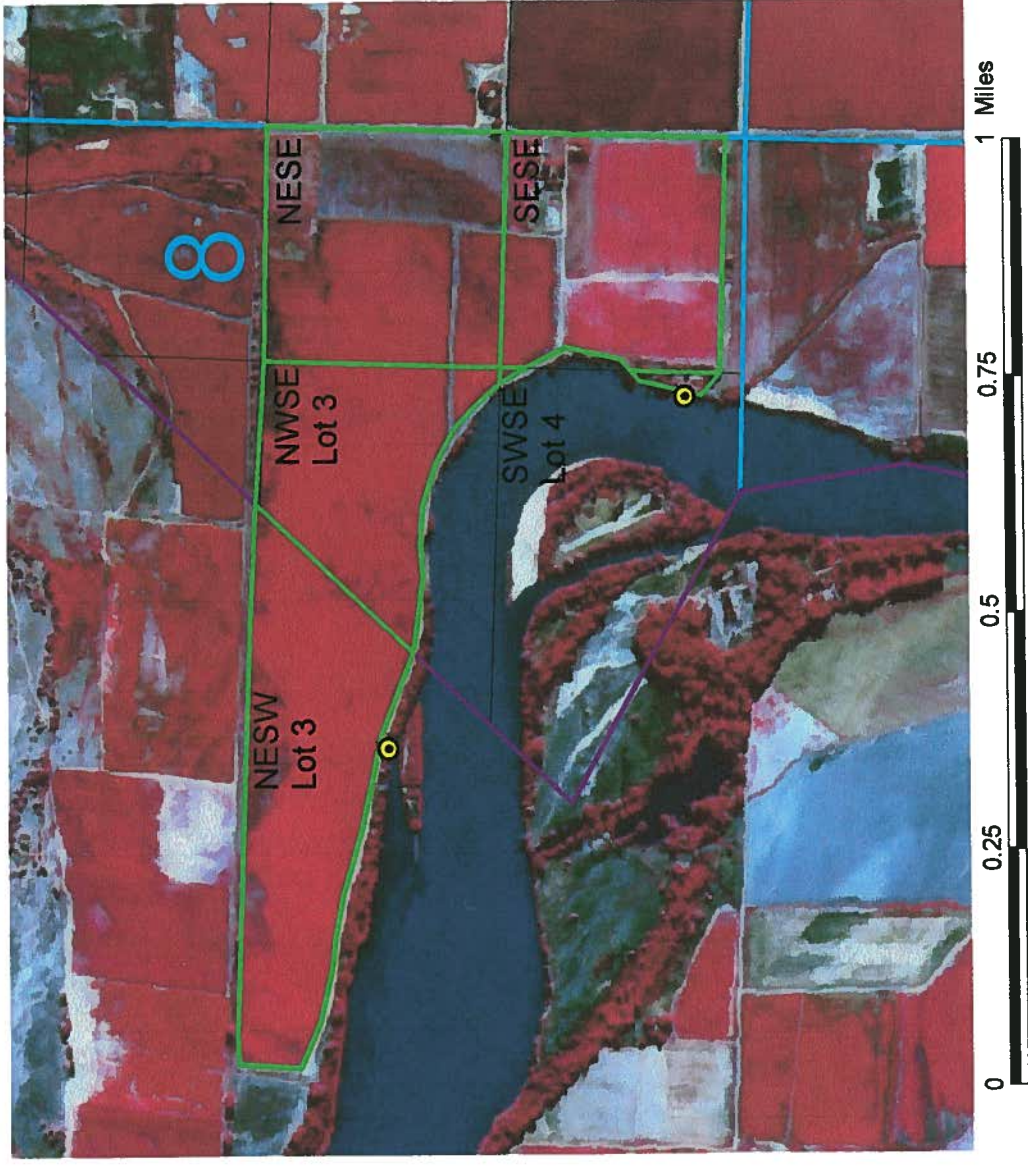
COMMENTS:

Per claim map adjacent claim + image interpretation
 + county data. The county data also was not available
 without manual review.

Idaho Department of Water Resources

Claim Number: 03-02063
Legal: T07N, R05W, S08
Reviewed By:

1987 Napp Photo



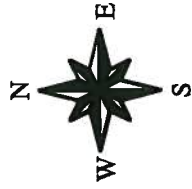
● Point of Diversion

Place of Use

Section Lines

Quarter Quarter Lines

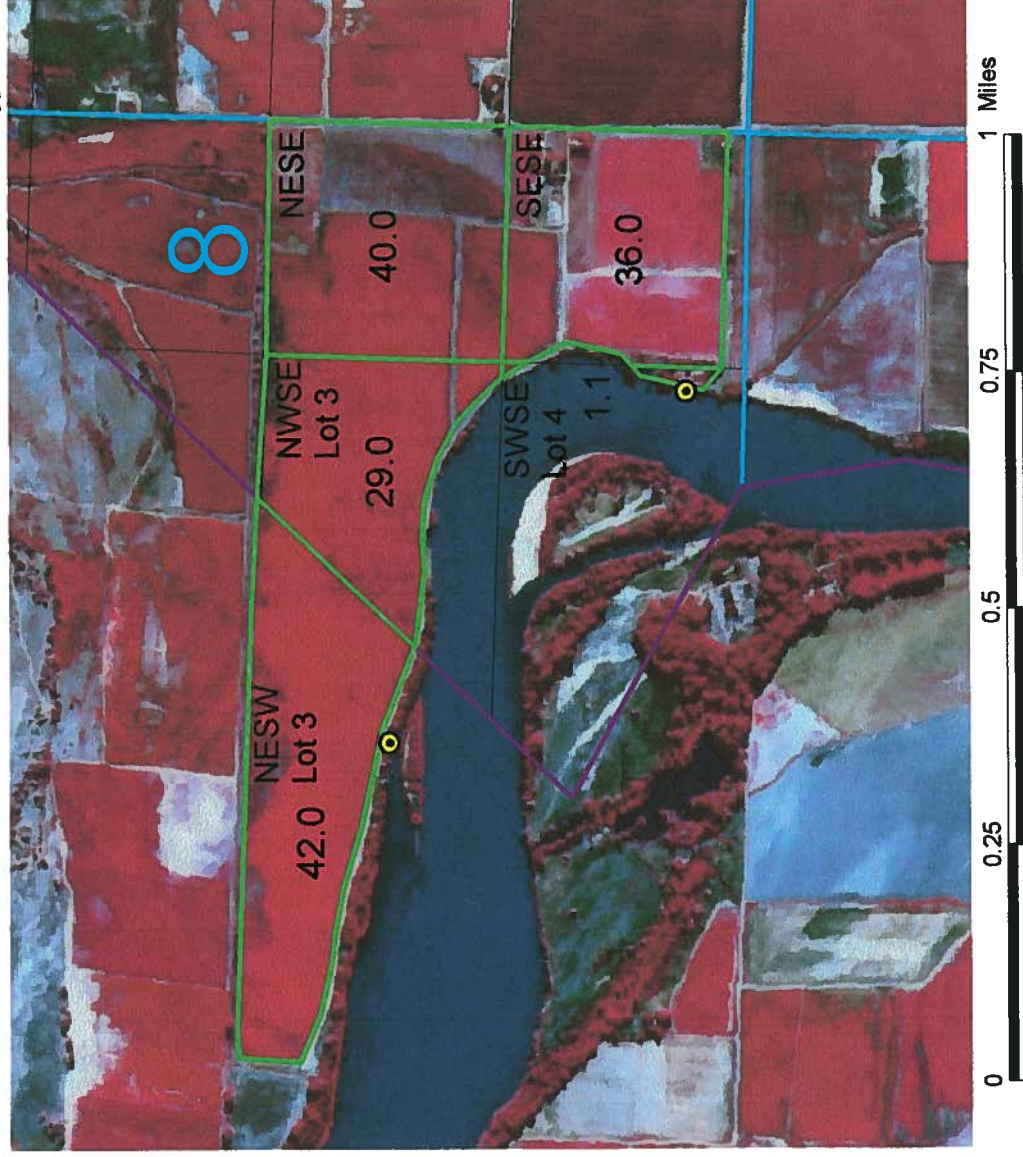
Township/Range Lines



Idaho Department of Water Resources

Claim Number: 03-02063
Legal: T07N, R05W, S08
Reviewed By:

1987 Napp Photo



● Point of Diversion

Place of Use

Section Lines

Quarter Quarter Lines

Township/Range Lines

