



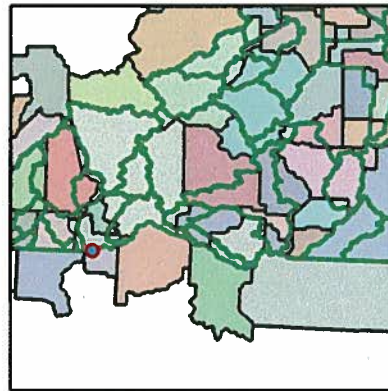
Idaho Department of Water Resources

SRBA Recommendation:

3-4019

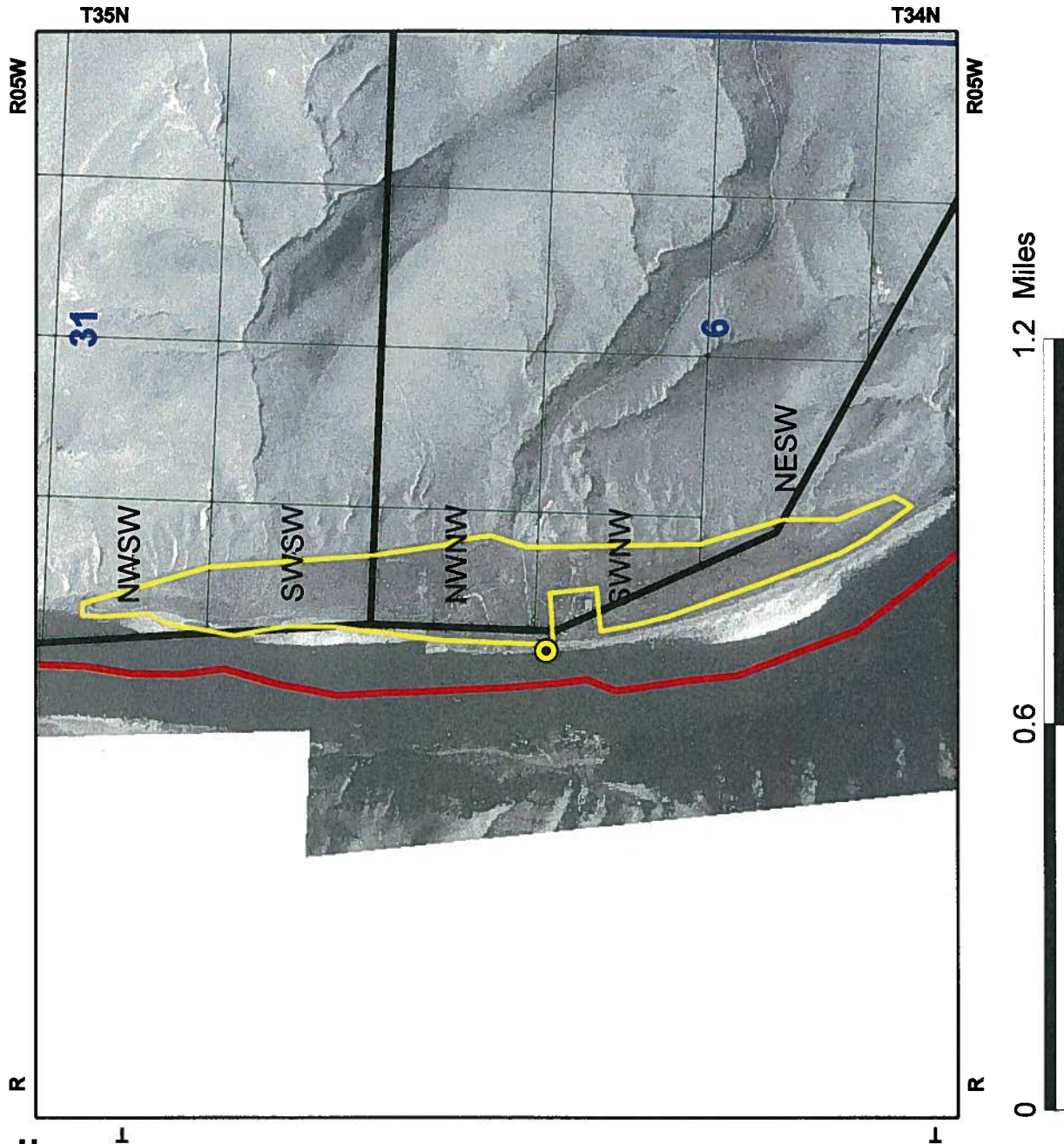
Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Nez Perce, Asotin Wa Counties
IDWR Basin 3

Prepared by J. Dean
On Thursday, June 15, 2006
1987/88 Aerial Photography



06/15/2006

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

RIGHT NUMBER: 3-4019

NAME AND ADDRESS: STANTON BECKER FARMS
BOX 246
GENESEE ID 83832

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.620 CFS

PRIORITY DATE: 05/01/1952

POINT OF DIVERSION:

T34N R05W S6 NWSWN Within NEZ PERCE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	02/15 11/30	1.620 CFS

PLACE OF USE: IRRIGATION Within NEZ PERCE County

T34N R05W S06	NWNW	3.00	T34N R05W S06 Lot 4	NWNW	21.00
T34N R05W S06	SWNW	5.00	T34N R05W S06 Lot 5	SWNW	12.00
T34N R05W S06	NESW	0.50	T34N R05W S06	NWSW	10.50
T34N R05W S06 Lot 6	NWSW	3.00	T34N R05W S06	SWSW	0.50
T34N R05W S06	SESW	1.00	T35N R05W S31 Lot 3	NWSW	7.00
T35N R05W S31	SWSW	0.50	T35N R05W S31 Lot 4	SWSW	17.00

81 ACRES TOTAL

T34N, R05W, S6 NWNW, SWNW, NESW, NWSW, SWSW, SESW; & T35N, R05W, S31 SWSW 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 - Beneficial Use

Idaho Dept. of Water Resources
322 E. Front St. Boise, ID
June 15, 2006

To: 3-4019 Claim File

From: Jennifer Dean *JD*

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 81 acres. Of those acres, 21 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. In these instances I used ArcView to calculate the acres for the smallest division.

For example, I recommended 12 acres in T34N, R05W, S06 **SWNW** Lot 5. I also recommended an additional 5 acres as unsurveyed land in T34N, R05W, S06 **SWNW**. This method keeps the government lot as part of the recommendation, which provides a more accurate legal description and allows easy identification of omitted lands.

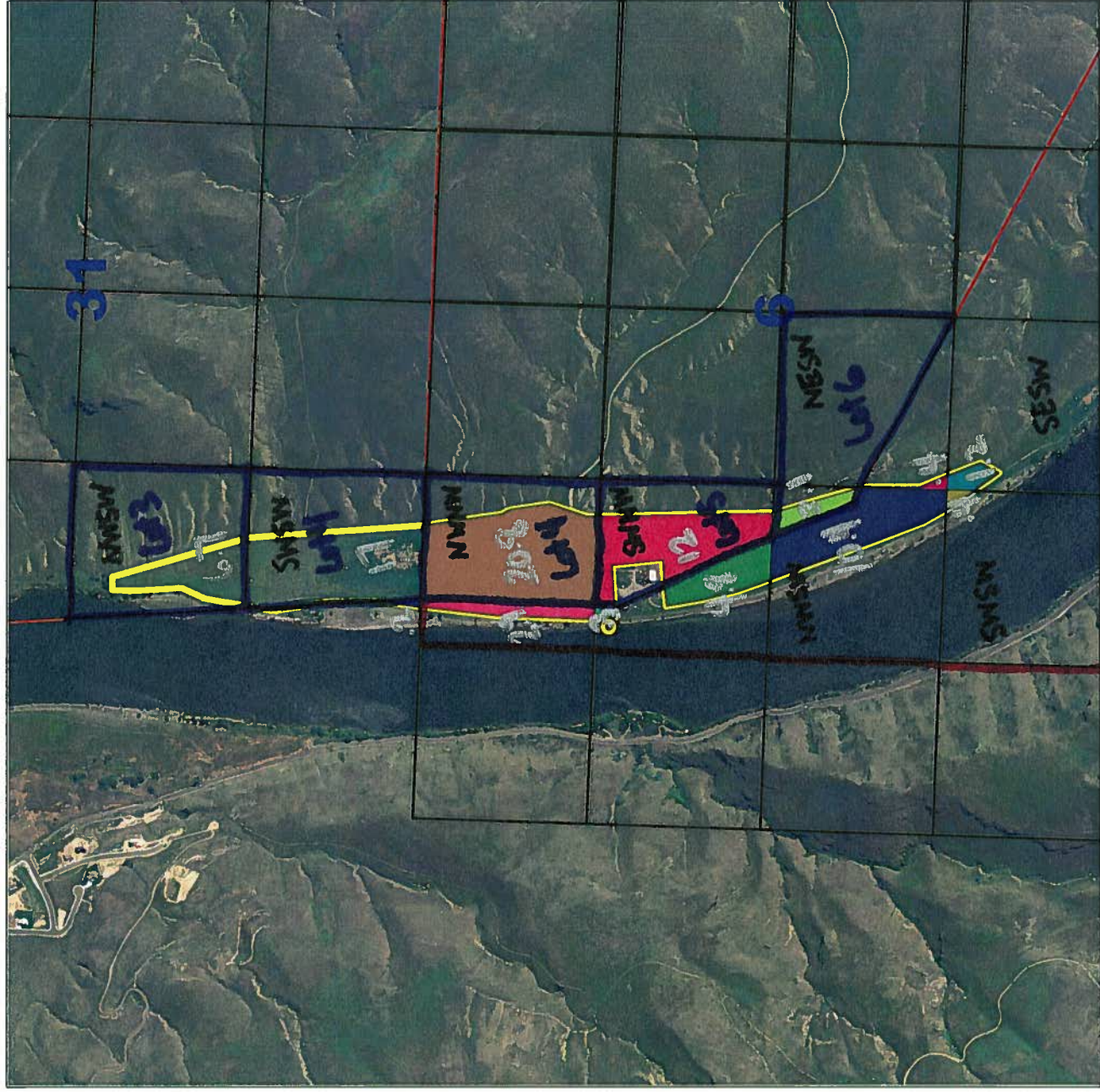
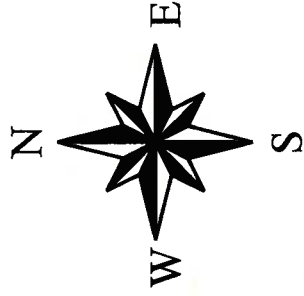
Idaho Department of Water Resources

Claim Number:

3-4019

-  Graph40.shp
-  Graph39.shp
-  Graph38.shp
-  Graph37.shp
-  Graph36.shp
-  Graph35.shp
-  Graph34.shp
-  Graph33.shp
-  Graph32.shp
-  Graph31.shp
-  Graph30.shp
-  03_04019_extended_qq.shp
-  03_04019_rec_pod.shp
-  Section Lines
-  03_4019_pou
-  T34n05w.shp
-  T35n05w.shp

Legal: T34N, R05W, S06
& T35N, R05W, S31



2004 Aerial Photo

3-04019

Township	Range	Section	QQ	Lot	GIS Acres	Rec Acres	QQ Sum	Claim
34N	05W	6	NWNW	4	20.8	21	24	29
			NWNW		2.9	3		
			SWNW	5	12	12	17	25
			SWNW		4.8	5		
			NESW		0.4	0.5	0.5	0
			NWSW	6	3.1	3	13.5	12
			NWSW		10.4	10.5		
			SWSW		0.4	0.5	0.5	9
			SESW		1.2	1	1	0
35N	05W	31	SWNW	2	0			2
			NWSW	3	6.7	7	7	12
			SWSW	4	17	17	17.5	15
			SWSW		0.2	0.5		
					79.9	81	81	104

3-4019

Field Exam Notes

Date of Exam: May 31, 2006

The Point of Diversion (POD) is located on the east bank of the Snake River. The GPS reading taken at that location on the day of the exam was **N46° 19' 16.2"** by **W117° 01' 21.5"** (Garmin, GPS 12, Ser# 36061391). A comparison of this reading with a topographical map (www.topozone.com) indicated that this point is located in the middle of the Snake River. The actual location of the POD was determined by an on site comparison of the geography of the area and a photo quad map. This location is indicated on the topographical and photo quad maps.

An eight inch (8") mainline (*Photo 1*) leads from the POD to the pasture and is reduced to a six inch (6") line. Jon Nilsson, representative of the claimant, stated that the pump was once mounted to a trolley that rode on a track. This adjusted the position of the pump with the changing levels of the river. The track and trolley, while on the property on the day of the exam, were in a state of disrepair. Also, the underside of part of the mainline was completely rusted out.

Mr. Nilsson also stated that it had been several years since the pasture had been irrigated, but that they plan to irrigate it again in the future. He also showed me a pier where he stated that a pumping station for irrigation of the pasture once existed, but that the pier had not been used since his wife's family purchased the property in 1949. The pump and motor were on the property on the day of the exam, but the risers and sprinkler lines were not. Mr. Nilsson stated that they were currently at his home to keep livestock and wildlife from damaging them. Ann Nilsson, representative of the claimant, presented me with a copy of what she said was the original sales receipt for the irrigation equipment. Upon further inspection, that document appears to be a price quotation.

The specifications for the motor and pump are as follows:

Motor:

Make: Westinghouse (Life Line Motor)

S #: 197A860G23

Ser #: 5-62V666

HP: 40

	<u>60 Cycles</u>	<u>50 Cycles</u>
Amps	94 / 47	104 / 52
RPM	3520	2950
Volts	220 / 440	220 / 440
°C Rise Cont	40	50

Pump:

Discharge: 2½ inch

Intake: 3¼ inch

Mrs. Nilsson supplied me with an aerial photo map which I marked, "Map Supplied by Claimant". This map indicates the POU which was verified as accurate by Mr. Nilsson. It should be noted that the southern portion of the POU may be located in quarter of quarters not indicated on the claim.

Because no irrigation was taking place on the day of the exam, no flow measurements were taken.

Mr. Nilsson stated that they have a *Change of Ownership Form* to change the owner of record for this claim from Stanton Becker Farms to Ann Nilsson, but have not filed the form with Idaho Department of Water Resources as of the day of the exam.

Field Examiner:



Contacts Data Entry Form

Claim Number: 3-4019

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	STANTON BECKER FARMS	BOX 246	GENESEE	ID	83832	(208)285-1201

Date of Field Exam: May 31, 2006 Time: 2:00Accompanied By: Jon & Ann Nilsson Phone Number: (208) 476-4002Relationship to Claimant: Representatives

Directions to Property (if different from above) and/or update owner information:

Note, Current Mailing Address: Ann Nilsson, 4376 Freeman Creek Road, Kendrick, ID 83537Current Phone: (208) 476-4002JLD notes from phone calls prior
to field exams.

Ann Nilsson

208-792-4406 cell 208-476-4

Deed from BLM home

partnership has been dissolved
2001System is moved from
parcel to parcel

some seasons of non-operation

4376 Freeman Creek Rd.
Kendrick, ID 83537

Send

TC in from Dale Becker.
3/1/06

3-4019

Change of ownership
mapdiesel pump first
electricity in later

wells are being used now.

Dale Becker

17602 Becker Rd.

Genessee 83832

85-11241 Stockwater? Domestic
Decreed

Priority Date Data Entry Form

Claim Number 3-4019

Claimed Priority Date: 5/1/1952

Claimed Basis: Statutory Claim

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 5/1/1952

Water Right Basis: Statutory Claim

Recommended Priority Date ____

Recommended Basis Beneficial Use

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Price Quotation/Sales Receipt from R.M. Wade & Co dated
3/3/52 for the purchase of sprinkler system.
Sufficient to show irrigation by claimed priority
date. Copy is attached to memo from Jim Zimmerman
(field examiner) with maps from field exam.

Reviewer: JLDDate: 6/15/06

Point of Diversion and Source Data Entry Form

Claim Number 3-4019

Claimed Point of Diversion and Source

T34N R05W S6 NWSWNW Within NEZ PERCE County Source: SNAKE RIVER COLUMBIA RIVER

☒ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

T34N R05W S6 SWNW Within NEZ PERCE County

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

_Snake River_____

_Columbia River_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
34N	_05W_	_6_	_____	_NW_SW_NW_	_Nez Perce_	_Snake River_
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? ____NONE_____

Document how the POD and Source were verified:

__On site exam, Photo Quad Map, Topographical Map_____

see Photo-next page and maps from field examReviewer: JLDDate: 6/15/06

3-4019

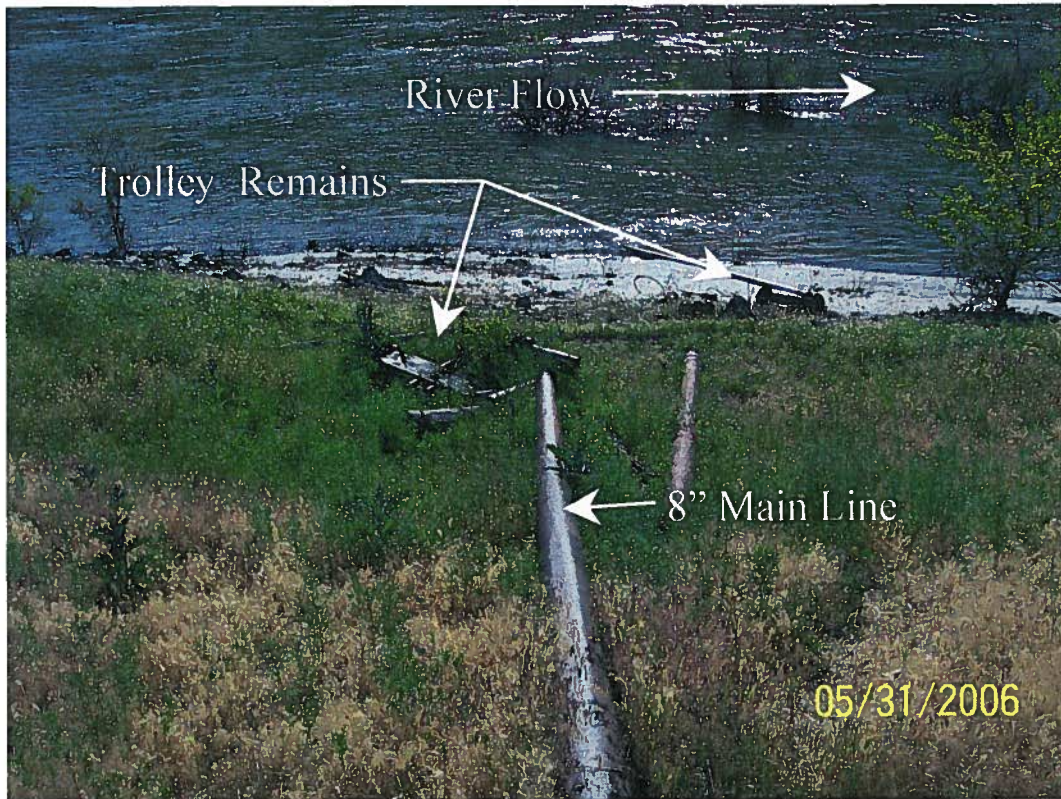


Photo 1: POD. Looking West.

Purpose of Use Data Entry Form

Claim Number 3-4019

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

☐ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit
IRRIGATION			

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
Irrigation				

Document how the Purpose of Use was verified:

Purpose was verified by 1987 aerial photography +
evidence of priority that describes irrigation
equipment.

Reviewer: JLDDate: 6/15/06

Place Of Use Data Entry Form

Claim Number 3-4019

Claimed Place Of Use

T34N R05W S06	NWNW	29.00	T34N R05W S06	SWNW	25.00
T34N R05W S06	NWSW	12.00	T34N R05W S06	SWSW	9.00
T35N R05W S31	SWNW	2.00	T35N R05W S31	NWSW	12.00
T35N R05W S31	SWSW	15.00			

Total Acres 104

 Use Claimed POU as Recommended POU

Water Right Place Of Use

T34N R05W S06	<u>4</u>	NWNW	<u>21.0</u> ~~29.00~~	T34N R05W S06	<u>5</u>	SWNW	<u>12.0</u> ~~25.00~~
T34N R05W S06	<u>6</u>	NWSW	<u>3.0</u> ~~12.00~~	T34N R05W S06		SWSW	<u>0.00.5</u> ~~9.00~~
~~T35N R05W S31~~		~~SWNW~~	~~2.00~~	T35N R05W S31	<u>3</u>	NWSW	<u>12.00</u> ~~12.00~~
T35N R05W S31	<u>4</u>	SWSW	<u>17.0</u> ~~15.00~~				<u>7.0</u>

Total Acres 104

Recommended Place of Use

X See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
34N	05W	6	NW	NW	Nez Perce	—	3	Irrigation
34N	05W	6	SW	NW	Nez Perce	—	5	Irrigation
34N	05W	6	NE	SW	Nez Perce	—	0.5	Irrigation
34N	05W	6	NW	SW	Nez Perce	—	10.5	Irrigation
34N	05W	6	SE	SW	Nez Perce	—	1	Irrigation
35N	05W	31	SW	SW	Nez Perce	—	0.5	Irrigation

Total Acres 81

Document how the POU was verified:

POU was verified as per claimant map during field exam - aerial photography

*Some of this recommendation is on omitted lands and is therefore divided by lot number and theoretical quarter quarter. See map & memo in claim file.

Reviewer: JLDDate: 6/15/06

Period of Use and Quantity Data Entry Form

Claim Number 3-4019

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/01	12/01	1.67	

Overall Diversion Rate 1.67 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	4/01	10/15	1.67	

Overall Diversion Rate 1.67 Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	2/15	11/30	1.62 cfs	X

Overall Diversion Rate 1.62 cfs Overall Diversion Volume X

Document how the Period of Use and/or Diversion Rate were verified:

Period of Use - use standard for area 2/15-11/30

Quantity - from field exam pump information

there is sufficient capacity to divert 1"/acre

see calculations on following page.

$$81 \text{ acres} * 0.02 \text{ cfs/acre} = 1.62 \text{ cfs}$$

Reviewer: JLD

Date: 6/15/06

THEORETICAL HORSEPOWER EQUATION WORKSHEET (cjh 1/92)

Water Right No.: 3-04019
Examiner: Jim Zimmerman
Reviewed by: Jennifer Dean
Date of Field Exam: 5/31/2006

P/D No.:	Pump 1
PUMP HORSEPOWER	40
BOOSTER HORSEPOWER	
PUMPING LEVEL	25
DISCHARGE PRESSURE	50
RATE OF FLOW (cfs)	1.75
The above calculates the formula =	
$Q = \frac{8.8 * (\text{Efficiency}) * \text{hp}}{\text{depth to water} + 2.31 * (\text{psi}) + \text{friction}}$	

Assumptions: %70 efficiency.
No Friction

Examiners Notes:

85-11241*

Field Exam Notes

Date of Exam: May 31, 2006

The well is located in a small well house on the property which is a short distance from the home. A GPS reading, taken at the well on the day of the exam, was **N46° 19' 15.3"** by **W117° 01' 17.5"** (Garmin, GPS 12, Ser# 36061391). A comparison of this reading with a topographical map (www.topozone.com) indicated that this point is a short distance removed from the actual well location. The actual location of the well was determined by an on site comparison of the geography of the area and a photo quad map. This location is indicated on the topographical and photo quad maps.

The well is used to water 400 head of cattle and about 20 horses. The domestic use is for one house with less than ½ acre of lawn and garden. Neither the depth of the well nor the size of the pump in the well is known.

Field Examiner:

Well information provided by Jon Nilsson & Jim Zimmerman
on 6/5/06: birch well, 70 feet deep with 53 feet of
casing. Produces 15 gpm. Drilled Oct 10, 1982.
JD



* This is a small DIS claim that has been recommended. The information was collected in a field exam for 3-4019. Initial review appears that pols are different. No conditions needed because claims have different purpose of use.

2

Jim Zimmerman
1014 Reams Road
Moscow, ID 83843
(208) 882-1383

RECEIVED
JUN 13 2006
DEPARTMENT OF
WATER RESOURCES

June 3, 2006

Jennifer Dean
State of Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720

Dear Jennifer,

Enclosed are the *Notice of Claim to a Water Right* (2 pages) and all the maps (4) you sent to me. Also included are a photo map showing the POU and a copy of the quotation I referred to in the write-up, both supplied to me by the Nilssons.

On one of the photo maps and again on the topographical map, I have indicated the location of the well for water right 85-11241 and the location of the POD for claim 3-4019.

If you have any questions, please contact me.

Sincerely,



Jim Zimmerman

SCANNED
JUN 13 2006

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 3-4019
Date Received: 1/23/1989
Receipt No: M002643
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STANTON BECKER FARMS Phone: (208)285-1201

BOX 246
GENESEE ID USA 83832

2. Date of Priority: 05/01/1952

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
34N	05W	6	✓	NW	SW	NW	NEZ PERCE

5. Description of diverting works:

PUMP, PIPELINE, SPRINKLERS, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/01	12/01	1.67	

7. Total Quantity Appropriated is:
1.67 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED
JUN 13 2006

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
34N	05W	6	✓NW	NW	IRRIGATION	29
			✓SW	NW	IRRIGATION	25
			✓NW	SW	IRRIGATION	12
			✓SW	SW	IRRIGATION	9
Section Acres						75
35N	05W	31	✓SW	SW	IRRIGATION	15
			✓SW	NW	IRRIGATION	2
			✓NW	SW	IRRIGATION	12
Section Acres						29
Total Acres						104

11. Place of use in counties: NEZ PERCE

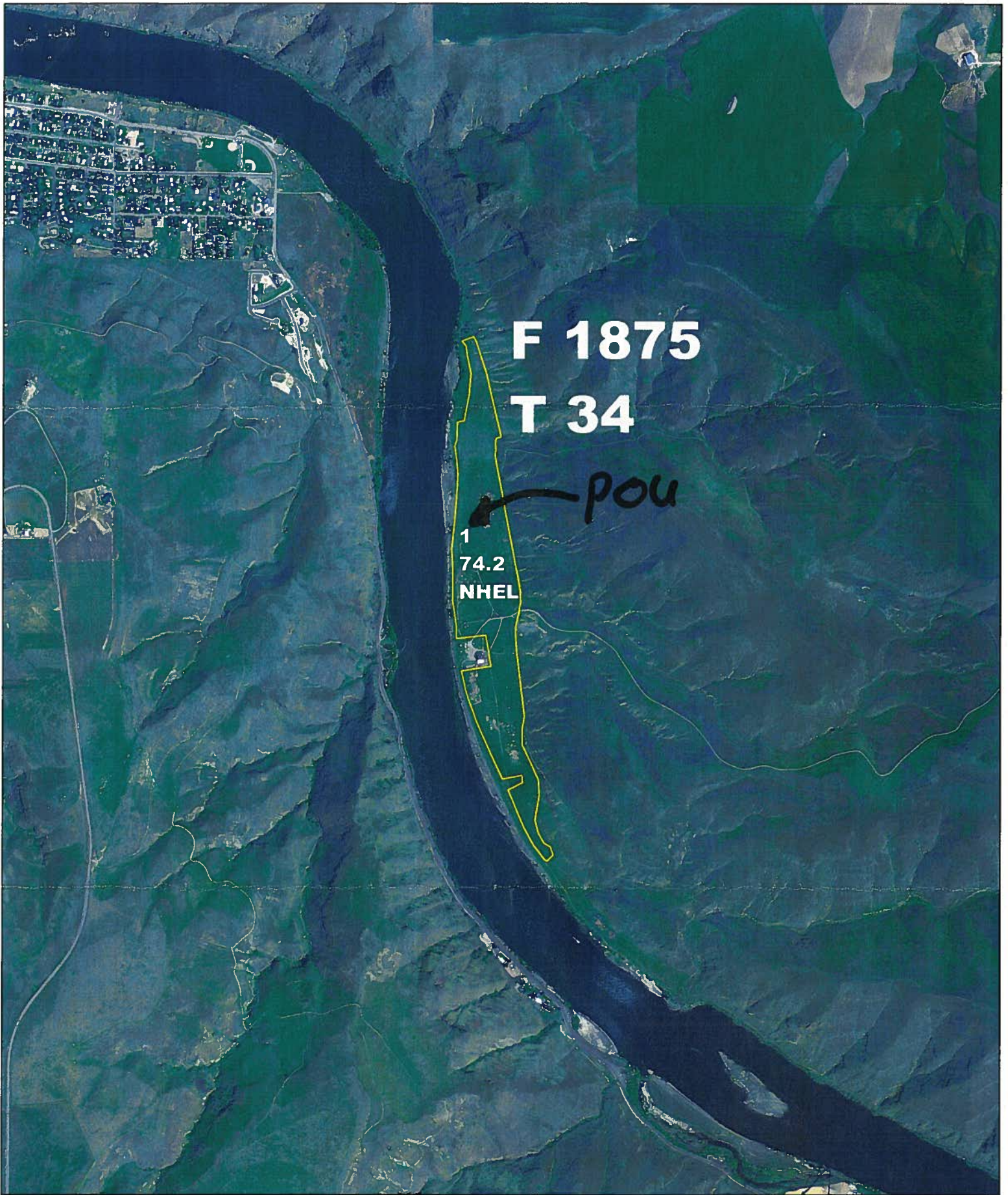
12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim

SCANNED
JUN 13 2006



Tract 34
Farm 1875

3-4019

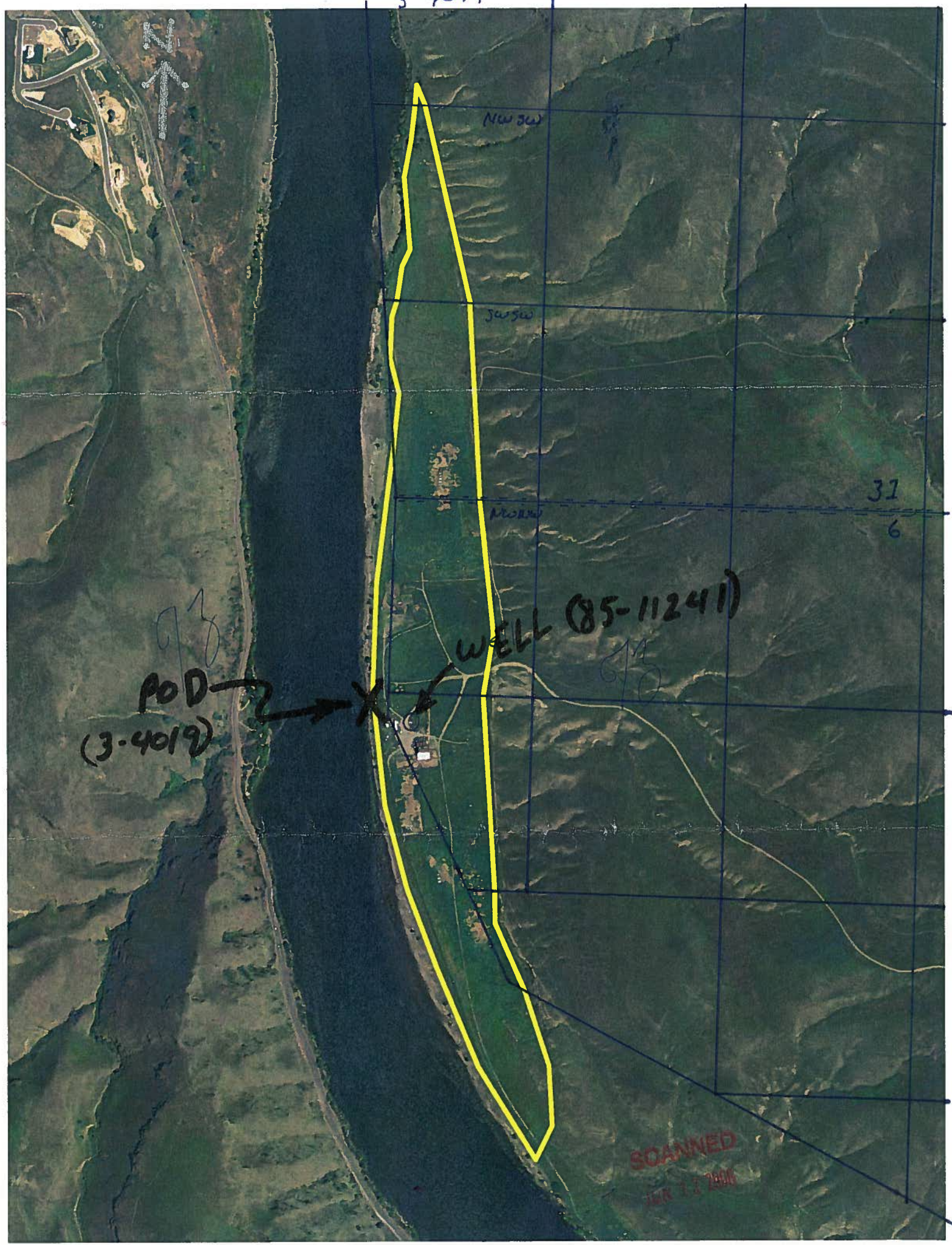
POU

SCANNED
JUN 13 2008



Map Supplied by Claimant

Map Printed: Apr 25, 2006



3 7-11

New Sw

Jug Sw

MOR Sw

31
6

73
POD
(3-4019)

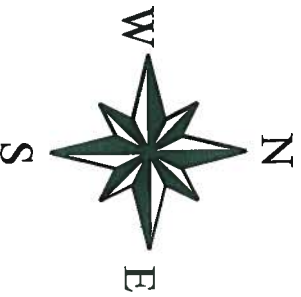
WELL (85-11241)
73

SCANNED
JAN 13 2008

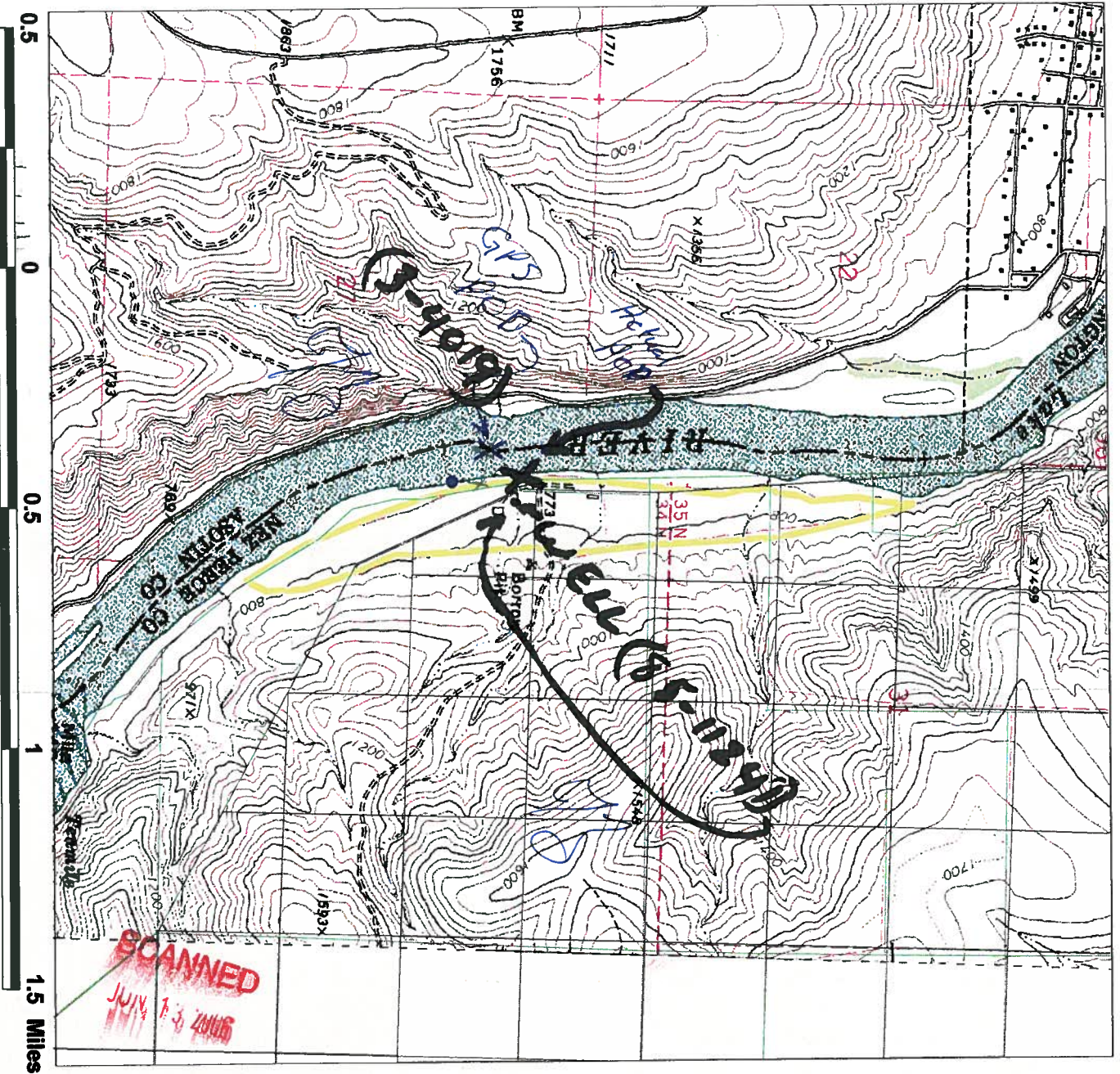
Field Exams Basin 03

- Nez Perce taxlots
- ☐ GCDB34N05W GCDB
 - ☐ GCDB35N05W GCDB
 - ☐ 03_4019_pod
 - ☐ 03_4019_pou

Legal:



2004-10-17 Photo



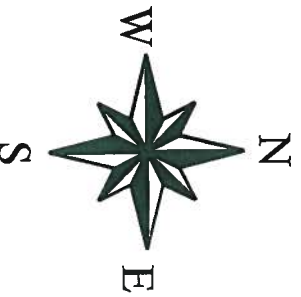
Basin 03 Field Exam Maps

Claim Number:

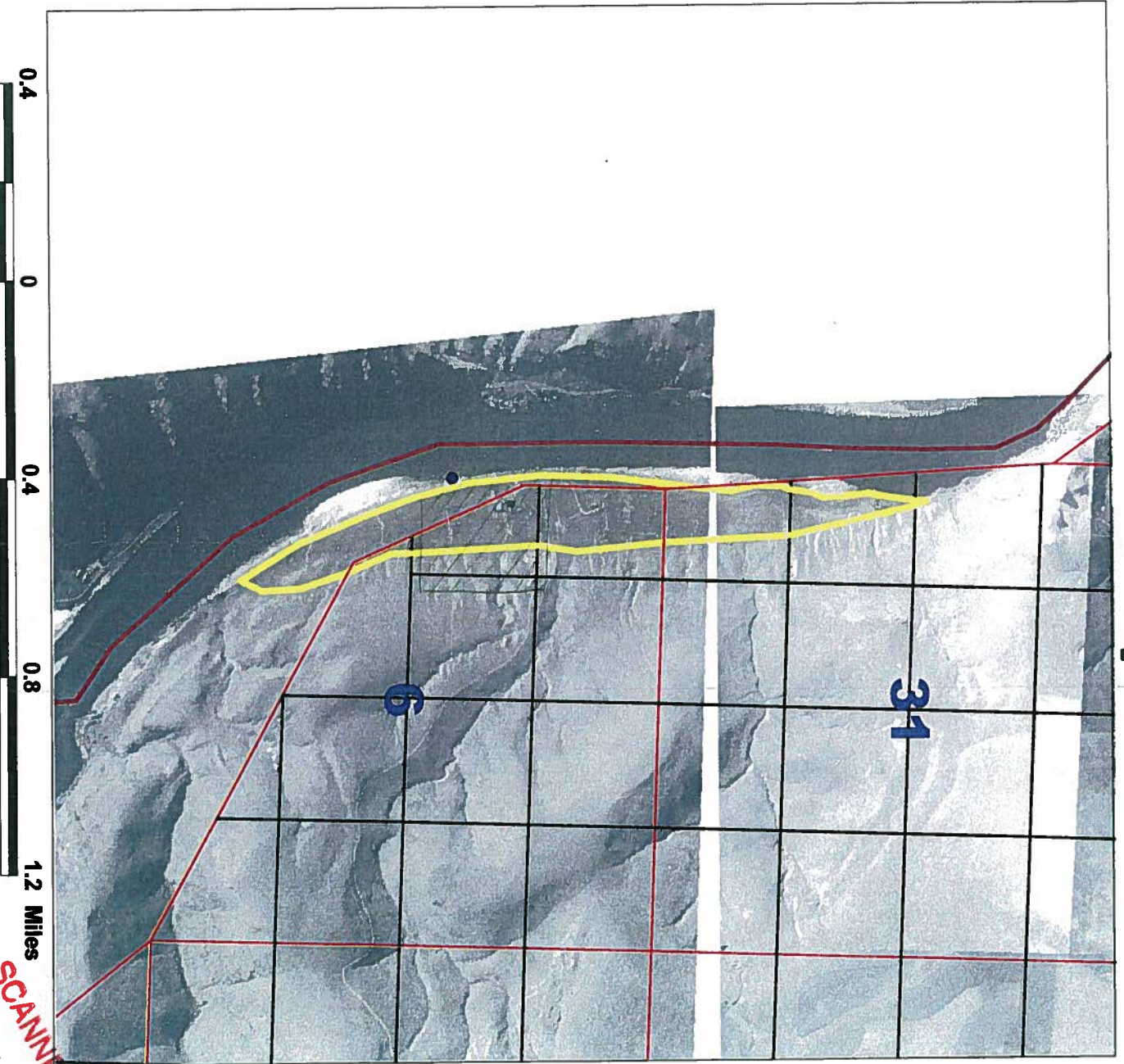
03-4019

- Section Lines
- Administrative Basin
- 03_4019_pou
- 03_4019_pod
- T34n05w.shp
- T35n05w.shp

Legal: T34N, R05W, S6
T35N, R05W, S31



1987 Aerial Photo



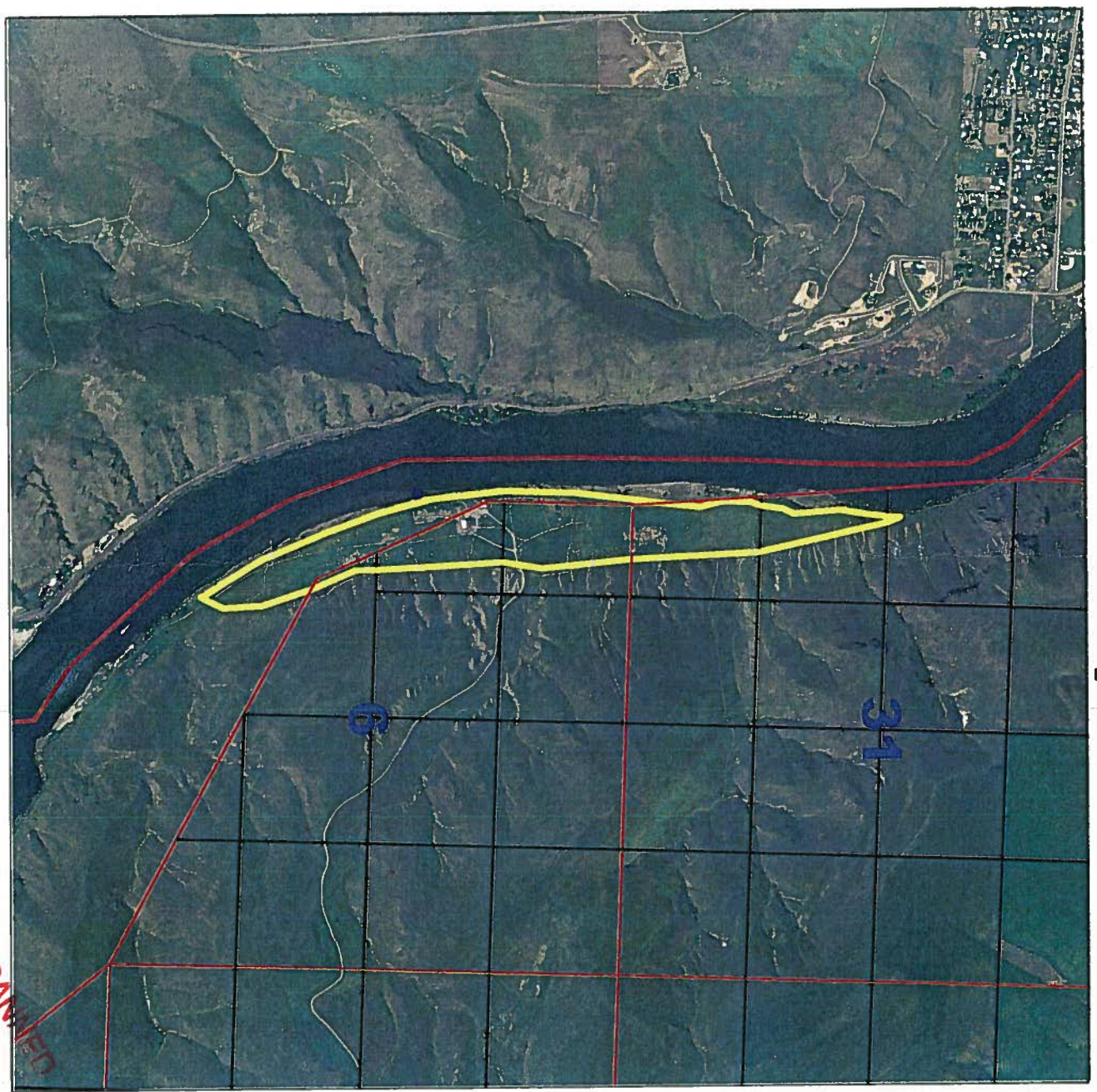
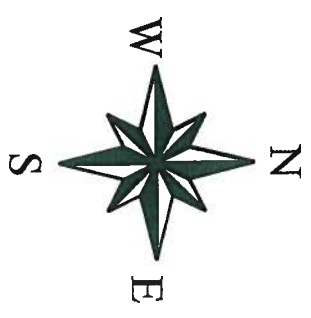
Basin 03 Field Exam Maps

Claim Number:

03-4019

-  Section Lines
-  Administrative Basin
-  03_4019_pou
-  03_4019_pod
-  T34n05w.shp
-  T35n05w.shp

Legal: T34N, R05W, S6
T35N, R05W, S31



2004 NAIP Photo

SPRINT
June 15, 2006

106 S. E. Hawthorne Boulevard
Portland 14, Oregon, U. S. A.

R. M. WADE & CO.
SINCE 1865
PORTLAND, OREGON

QUOTATION

To Stanton Becker

Date 3-3 1952

Address _____

By Lee

City Genevieve State Idaho

Date
Interested

QUANTITY	NO.	DESCRIPTION	PRICE
660'		6" x 30' Alum Members 60' spacing	983 40
180'		6" x 30' Alum Spacing	252 90
1	5-6	6" End Plug	4 40
2000'		4" x 40' Alum Spacing	1420 00
40'		4" x 20' Alum Spacing	36 80
2	5-4	4" End Plug	6 10
52		40 R.B. 10 G.P.M.	275 60
52	9-8-12	1 1/2" Riser	62 40
2	3-6-40	6 x 4 Teflon Alum	55 00
1	8 1/2" x 5"	Discharge Sump	53 50
30'	5" x 30'	Staking w/ Ring & Latch only	26 50
1	4-6-5C	6 x 5 Reducer	18 15
1	2-5-4C	5" Transition	17 60
1	11-10	5" R & L both ends	2 90
1	5" x 6" x 20"	Suction Sump	82 00
1	Sheds 3150	FULL Impeller	360 85
		420 G.P.M. @ 150' T.P.M. 2.81' per 50'	310 80
		Does not include screws, pump mounting or V-Belts	
		TOTAL PRICE F.O.B. PORTLAND, OREGON	3608 05

Price Subject to Change Without Notice.

If you desire to order equipment as listed, subject to conditions on reverse side, sign on line accepted and return this form to R. M. Wade & Co.

QUOTATION NOT BINDING ON R. M. WADE & CO. UNTIL
ORDER RECEIVED AND ACCEPTED BY AN OFFICER
PRICE SUBJECT TO CHANGE WITHOUT NOTICE.

Accepted Stanton Becker
Ship Via _____

SCANNED

JUN 13 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 7, 2006

STANTON BECKER FARMS
BOX 246
GENESEE ID 83832

3-4019

Re: Required Information for claim 3-4019

Dear Mr. Becker:

In conversations with Dale Becker and Mike Becker during the past week, we have discussed claim 3-4019 in the Snake River Basin Adjudication (SRBA). In these conversations I have tried to address your questions about the validity of this water right. The purpose of this letter is to clarify the position of IDWR with regard to your water right, in an effort to provide you with sufficient information to determine if this claim represents a valid water right.

This claim indicates your water usage is based on a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The drawback to claims of this type is that they are not verified by IDWR and confirmed as a water right. This requires that the claimant supply proof of the historical use of water and that IDWR verify other aspects of water use.

Another item we have discussed that relates to your water right is forfeiture. When a water right is not applied to a beneficial use for a continuous period longer than 5 years, it is subject to forfeiture. However, the SRBA court has said that any period of nonuse between filing an SRBA claim and receiving the resulting water right decree does not count towards forfeiture. Imagine a clock timer that is set at the time nonuse begins. When an SRBA claim is filed, the clock stops and does not resume until the adjudication process is finished. Because you filed your SRBA claim in 1989, if water was applied to beneficial use after 1984 you are not subject to forfeiture.

One other item that may be important for you to know relates to the water right associated with the well on this property. The water right for the well is only for stockwater and domestic use. Under this type of water right only ½ acre of irrigation is allowed. If more acres are being irrigated from the well, a water right will need to be developed through the permit process. More information on this process is available upon request.

In light of the previously mentioned items, I need some additional information to make a positive recommendation for your claim.

1. I need evidence of priority. The affidavits that we have discussed in our conversations should be sufficient to recommend the priority date you have claimed. After receiving and reviewing the affidavits, I will let you know if additional information may be needed to recommend the priority date for your claim.
2. I need information about the date of last use. Since I was told that this right hasn't been used for "a while", I need some evidence that it has been used at least once since 1984.
3. I will need to know the capacity of the irrigation system. If the specific diversion rate is unknown, this can be supplied by providing pump horsepower, lift from the river, number of sprinkler lines, etc for the system. Returning a copy of the enclosed map showing the location of the pump and canals or sprinklers will provide us assistance in analyzing your system. Photos may also be helpful. If you need more information about what information to supply, please call.

March 7, 2006

STANTON BECKER FARMS

Without the additional information requested above, claim 3-4019 will be disallowed. This would require you to obtain a new water right through the permit process if you are planning on resuming irrigation on this property. If approved, the new water right would be subject to a 2006 or later priority date.

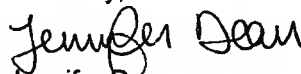
In addition to the items that must be verified to establish this water right, I am requesting additional information about the irrigated place of use. Based on the map that was filed with the SRBA claim, I could find only 89 acres out of the 104 acres claimed. The 89 acres I found are marked in yellow on the enclosed map. If there are additional acres that can be irrigated outside of these boundaries, please indicate on the map and return it to me.

Finally, we discussed on the phone the procedure of changing the ownership of a water right. At this point, I suggest laying aside ownership changes until the water right has been verified. When we have determined what the water right should be, we will be better able to assign the water right appropriately.

You will need to determine yourselves if this water right is worth pursuing. I hope that the information I have provided you is useful in making this decision. Please let me know if I can be of any further assistance.

If you decide to pursue this claim, please submit the required evidence, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. If you wish to call, our toll free number is 1-800-451-4129. You may reach me directly at (208) 287-4918.

Sincerely,



Jennifer Dean
Engineer in Training
Adjudication Bureau

Enclosures

CC: DALE BECKER
17602 BECKER RD
GENESEE ID 83832



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 16, 2006

STANTON BECKER FARMS
BOX 246
GENESEE ID 83832

RESPONSE DEADLINE
MARCH 17, 2006

3-4019

Re: Evidence of Priority Date

Dear Claimant:

The Notice of Claim to a Water Right (claim) identified with the number shown below your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. **Proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.**

You are receiving this notice because we have no evidence supporting your priority date on file in our office. If you have previously submitted evidence of priority date, please contact our office to confirm receipt.

Enclosed you will find a computer printout of your claim and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit. A form is provided for your convenience. A map of the general area stated in your claim is also enclosed. Please outline the place of use (i.e. irrigated lands) based on your claim, as well as mark the location where you divert water from the Snake River. Please submit the completed map along with your evidence of priority. This will assist me in making a more accurate recommendation of your claim(s).

PLEASE NOTE: If no evidence is submitted, IDWR will recommend the SRBA Court decree the claim be disallowed. It will be to your advantage to provide clear and convincing evidence. Because some documents commonly used for evidence of priority take some time to obtain, it is in your best interest to begin immediately collecting evidence that may be submitted to support your priority date.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. If you wish to call, our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings and to participate in the Adjudication.

Sincerely,

Jennifer Dean
Engineer in Training
Adjudication Bureau

Enclosures

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 03-04019

Date: 11-27-02

	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	34N	5W	6						29	25			12	9						75
GIS									23	21			16	26						62.6
Claim	35N	5W	31							2			12	15						29
GIS										1.1			8.3	17						26.4
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 104

Overlapping EOU Claim #'s:

Total GIS Acres: 1189

COMMENTS:

There was no county data available to use for this area. Imagery is poor in this area. Per claim map & image interpretation.

Idaho Department of Water Resources

Claim Number: 03-04019

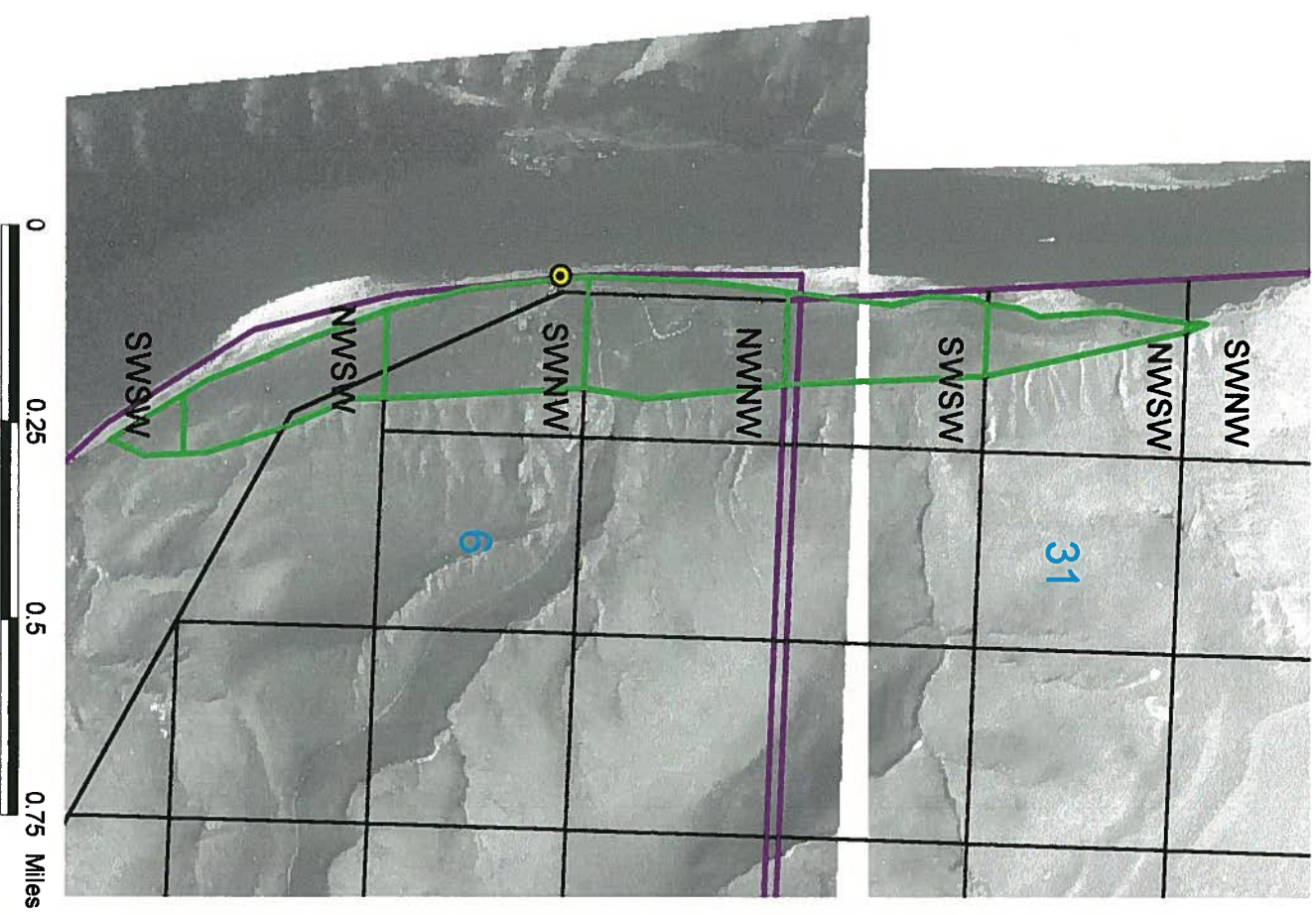
Legal: T34N, R05W, S06

T35N, R05W, S31

Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range Lines

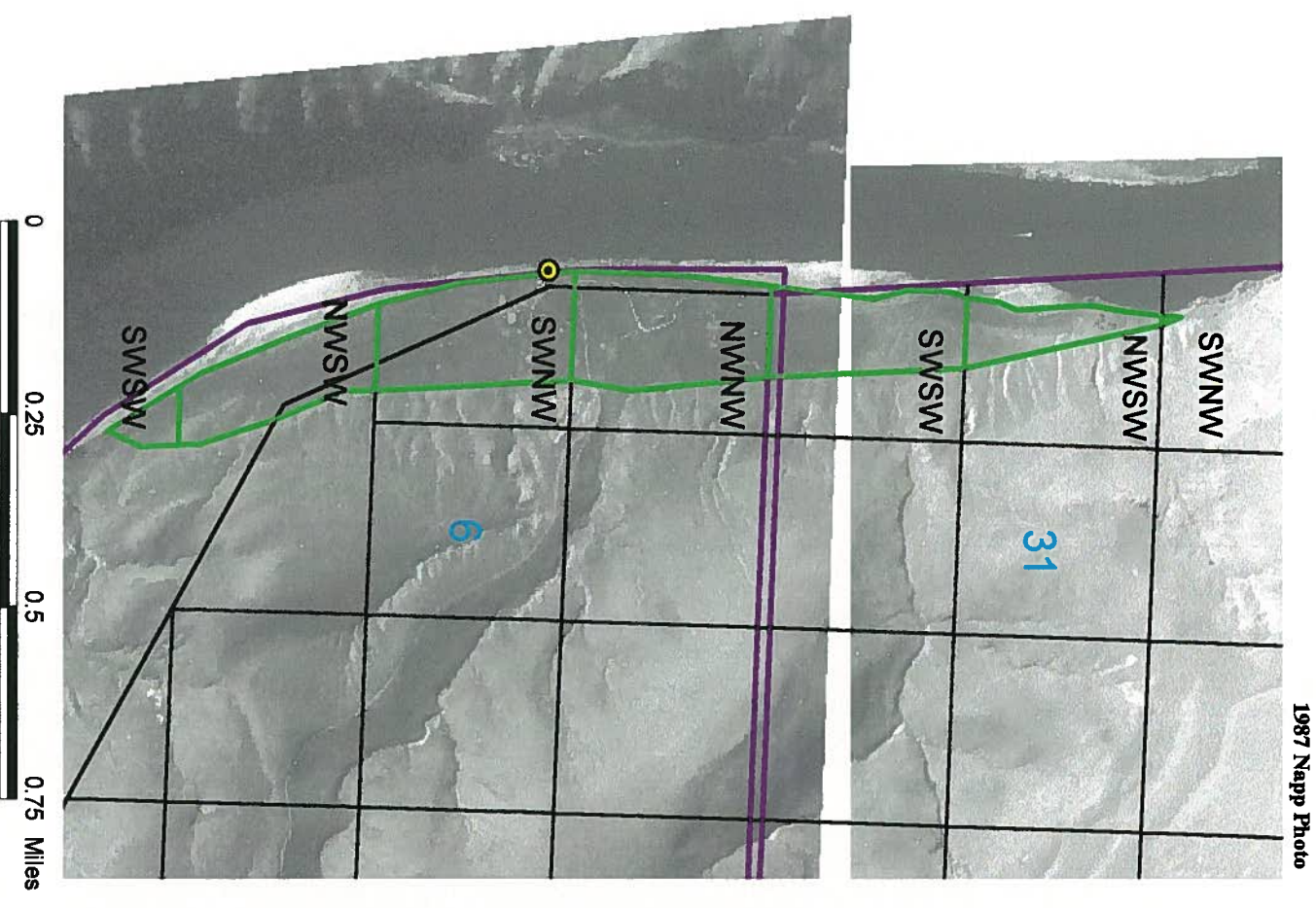
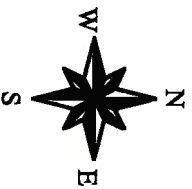
1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 03-04019
Legal: T34N, R05W, S06
T35N, R05W, S31
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



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: A03-04019
Date Received: 1/23/1989
Receipt No: M002643
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STANTON BECKER FARMS 208-285-1201
Address: BOX 246
GENESEE, ID 83832

2. Date of Priority: MAY 01, 1952

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
34N	05W	6	NW	SW	NW		NEZ PERCE

5. Description of diverting works:
PUMP, PIPELINE, SPRINKLERS, HANDLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/01	12/01	1.670		

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

8. Total consumptive use is 312.0 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
34N	05W	6	NW	NW		IRR	29.0
			SW	NW		IRR	25.0
			NW	SW		IRR	12.0

A03-04019

Page 1

Date: 01/23/89

MICROFILMED
APR 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
34N	05W	6	SW	SW		IRR	9.0
						Section Acres	75.0
35N	05W	31	SW	NW		IRR	2.0
			NW	SW		IRR	12.0
			SW	SW		IRR	15.0
						Section Acres	29.0
						Total Acres	104.0

11. Place of use in counties: NEZ PERCE

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: STATUTORY CLAIM

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: _____

For Organizations:

I do solemnly swear or affirm that I am Partner of
Stanley Becker Farms, that I have signed the foregoing
Organization Title
document in the space below as Partner of
Organization Title
Stanley Becker Farms and that the statements contained in the
Organization
foregoing document are true and correct.

Walt Becker
Signature of Authorized Agent
Partner Stanley Becker Farms
Title and Organization

1-23-89
Date

State of Idaho)
County of Nez Perce) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of Jan 19 89

Seal

Melvin Gene Gibson
Notary Public
Melvin Gene Gibson, Notary Public
Residing at Boise, Idaho

Residing at My Commission Expires September 2, 1994
My Commission Expires _____

A03-04019

390 000
FEET

T34 & 35 N

R5W

SECTIONS

6 & 31

T35N

T34N

MICROFILMED

APR 23 1993

