

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: A43-07054  
Date Received: 12/ 8/1993  
Receipt No: 5016439  
Received By: 71

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: LEON WALKER 801-785-4039  
Address: 87 S 800 E  
LINDON UT 84042

2. Date of Priority: JAN 27, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 10S      | 26E   | 28      | SE     | SW     |     |     | CASSIA |

5. Description of diverting works:  
WELL & PUMP.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 2.000 |      | 970.00 |

7. Total Quantity Appropriated is:  
2.000 C.F.S. (and/or) 970.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 10S      | 26E   | 27      | NW     | SW  |     | IRR | 40.0  |
|          |       |         | SW     | SW  |     | IRR | 40.0  |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 80.0  |
|          |       | 28      | NE         | SW  | IRR           | 8.0   |
|          |       |         | SW         | SW  | IRR           | 35.0  |
|          |       |         | NE         | SE  | IRR           | 40.0  |
|          |       |         | NW         | SE  | IRR           | 1.0   |
|          |       |         | SE         | SE  | IRR           | 40.0  |
|          |       |         |            |     | Section Acres | 124.0 |
|          |       | 29      | SE         | SW  | IRR           | 2.0   |
|          |       |         | SW         | SE  | IRR           | 20.0  |
|          |       |         | SE         | SE  | IRR           | 39.0  |
|          |       |         |            |     | Section Acres | 61.0  |
|          |       |         |            |     | Total Acres   | 265.0 |

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:  
LIC. 43-2460 & CLAIM 43-4010.

14. Remarks:  
THIS RT. WHEN COMBINED WITH RTS. 43-2460 & 43-4010 SHALL NOT  
EXCEED .02 CFS/AC.

15. Basis of Claim: LICENSE

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): Sean R. Walker Date: Dec 15, 1993  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 15<sup>th</sup> day  
of December 19 93

Robert V. Horstall  
Notary Public

Seal

Residing at Twin Falls Idaho

My Commission Expires Jan 16, 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

December 8, 1993

Mr. Leon Walker  
87 S 800 E  
Lindon, UT 84042

RE: Unclaimed water rights in Basin 43: -02460, -04010, -07054

Dear Mr. Walker:

I enclose the claim forms that we discussed on the phone recently and ask that you do the following:

Review the descriptions of the water rights and if you are satisfied that they are accurate sign them and have your signature notarized at the correct parts of the forms.

Prepare a check in the amount noted on the enclosed copy of our March 3, 1993 letter to you regarding the need to file claims. Make your check out to "IDWR" and note the water right numbers on your check to be sure it is credited correctly.

Please call if you have any questions regarding the procedure. Once we have processed the claims I will send you copies for your records.

Respectfully,

Francis G. Hitchcock  
Water Resources Agent Sr.

enclosures



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS  
Governor

MARCH 3, 1993

R. KEITH HIGGINSON  
Director

LEON WALKER  
87 S 800 E  
LINDON UT 84042

RE: UNCLAIMED WATER RIGHTS IN SNAKE RIVER BASIN ADJUDICATION  
43-02460, 43-04010 & 43-07054

DEAR MR. WALKER,

ENCLOSED PLEASE FIND THE FORMS AND INSTRUCTIONS TO FILE A CLAIM FOR A WATER RIGHT IN THE SRBA AND PROFILE REPORTS OF THE WATER RIGHTS THAT ARE APPURTENANT TO THE LANDS FOUND AND LISTED UNDER THE SECOND ROUND NOTICE PROCEDURE. AS WE DISCUSSED ON THE PHONE ON MARCH 1, THE WATER RIGHT 43-07054 IS NOT CLAIMED IN THE SRBA AND LISTED IN THAT WATER RIGHT I FOUND TWO OTHER RIGHTS MENTIONED, NEITHER OF WHICH ARE CLAIMED IN THE SRBA.

FEES DUE FOR THESE FILINGS WOULD BE \$50.00 PER CLAIM PLUS THE VARIABLE FEE OF \$1.00 PER ACRE. SINCE THE DEADLINE FOR FILING CLAIMS HAS PASSED THERE IS ALSO A LATE FEE DUE FOR EACH CLAIM OF \$50.00 EACH.

BASED ON THE PROFILE REPORT OF EACH OF THE ABOVE RIGHTS, THE FEES TO FILE EACH WATER RIGHT IN THE SRBA WOULD BE AS FOLLOWS:

|          |                                                     |
|----------|-----------------------------------------------------|
| 43-02460 | \$50.00 FLAT FEE \$50.00 LATE FEE \$1.00 ACRE FEE   |
|          | TOTAL \$101.00                                      |
| 43-04010 | \$50.00 FLAT FEE \$50.00 LATE FEE \$84.00 ACRE FEE  |
|          | TOTAL \$184.00                                      |
| 43-07054 | \$50.00 FLAT FEE \$50.00 LATE FEE \$265.00 ACRE FEE |
|          | TOTAL \$365.00                                      |

=====

|             |          |                                                      |
|-------------|----------|------------------------------------------------------|
| GRAND TOTAL | \$650.00 | TO FILE ALL RIGHTS AS SHOWN ON THE PROFILE LISTINGS. |
|-------------|----------|------------------------------------------------------|

YOU ARE NOT BOUND TO CLAIM THE RIGHTS AS SHOWN ON THE PROFILE SHEETS BUT YOU SHOULD CLAIM THE WATER RIGHT USES AS YOU ACTUALLY USE THEM ON THE ACREAGE YOU ACTUALLY IRRIGATE.

① acreage fee paid for 105 26E §27 NNSW - ALL 40 ACRES -  
in claim A43-04011

② new total is \$610.00 due to above.

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IN AND FOR THE COUNTY OF TWIN FALLS

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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: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

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

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

SD-62  
MODIFY CLAIM

Idaho Department of Water Resources  
Adjudication Remarks Screen

Date: 12/08/90  
Time: 08:49:20

Water Right Number: A43-07054

FIRST PAGE

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\*\*\*\*\*IDWR NOTE

THIS CLAIM IS HELD ON TEMPORARY HOST PENDING RECEIPT OF THE SIGNED CLAIMS AND A CHECK IN THE CORRECT AMOUNT FOR THE FEES.  
FH 12-08-1993.

(GOLD2=Update) (GOLD4=Prev Screen) (GOLD6=End of Data) (Enter=Exit)  
(GOLD3=Add Std Rmk) (GOLD5=Next Screen) (GOLD7=Copy to Comments) (GOLD8=Cancel)



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

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MARCH 3, 1993

R. KEITH HIGGINSON  
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87 S 800 E  
LINDON UT 84042

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|          | TOTAL \$184.00                                      |
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|          | TOTAL \$365.00                                      |

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PAGE 2 - WALKER

NO DEADLINE IS SET BY WHICH YOU MUST RESPOND BUT GIVEN THE IMPORTANCE OF HAVING YOUR WATER RIGHTS INCLUDED IN THE **SRBA** THIS MATTER SHOULD BE RESOLVED AS SOON AS POSSIBLE. FAILURE TO CLAIM THESE WATER RIGHTS IN THE **SRBA** WILL RESULT IN THEIR CEASING TO EXIST UPON ISSUANCE OF THE FINAL DECREE.

IF YOU HAVE ANY QUESTIONS OR IF YOU NEED TO SCHEDULE AN APPOINTMENT TO REVIEW YOUR CLAIMS FURTHER PLEASE CONTACT ME AT OUR OFFICE.

SINCERELY,

A handwritten signature in dark ink, appearing to read "Steve Clelland", written over the typed name.

STEVE CLELLAND  
WATER AGENT, SR.

ENC:

| OWNER<br>CODE    | NAME & ADDRESS                      | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | BRENT J. PETERSON<br>DECLD IO 83523 | 01/27/1975       | IRRIGATION | 03-15 11-15           | 2.00 CFS          | 970.0 AFA           |
| TOTAL DIVERSION: |                                     |                  |            |                       | 2.00 CFS          | 970.0 AFA           |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T10S R26E S28 SE SW

Place of use Legal Description for: IRRIGATION

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| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  | NENW |  |  |  | NW |  |  |  |
| NENE |  |  |  |      |  |  |  |    |  |  |  |

09/27/2000

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

RIGHT NUMBER: 43-7054  
NAME AND ADDRESS: LEON WALKER  
87 S 800 E  
LINDON, UT 84042

SOURCE: GROUND WATER

QUANTITY: 2 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1556 AF. COMBINED  
RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

PRIORITY DATE: 01/27/1975

POINT OF DIVERSION: T10S R26E S28 SWSESW Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------|---------------|----------|
| IRRIGATION     | 03-15 11-15   | 2.00 CFS |

PLACE OF USE:

| IRRIGATION Within CASSIA County |      |    |                       |
|---------------------------------|------|----|-----------------------|
| T10S R26E S27                   | NWSW | 35 | T10S R26E S27 SWSW 38 |
| T10S R26E S28                   | NWSE | 40 | T10S R26E S28 NESE 35 |
| T10S R26E S28                   | NESW | 37 | T10S R26E S28 SESE 38 |
| T10S R26E S28                   | SWSE | 39 | T10S R26E S28 SESW 31 |
| T10S R26E S28                   | SWSW | 35 | T10S R26E S29 SESE 39 |
| T10S R26E S29                   | SWSE | 20 | T10S R26E S29 SESW 2  |

389 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED  
TO THE IRRIGATION OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02460, 43-04010, &  
43-07054.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 251 ACRES WITHIN  
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

Water Right 43-7054

VERIFIED BY *JK* 9/27/2000

09/27/2000

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

RIGHT NUMBER: 43-7054  
NAME AND ADDRESS: LEON WALKER  
87 S 800 E  
LINDON, UT 84042

SOURCE: GROUND WATER

QUANTITY: 2 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1556 AF. COMBINED  
RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

PRIORITY DATE: 01/27/1975

POINT OF DIVERSION: T10S R26E S28 SWSESW 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          | 2.00 CFS        |

PLACE OF USE:

IRRIGATION Within CASSIA County

|               |      |    |               |      |    |
|---------------|------|----|---------------|------|----|
| T10S R26E S27 | NWSW | 35 | T10S R26E S27 | SWSW | 38 |
| T10S R26E S28 | NWSE | 40 | T10S R26E S28 | NESE | 35 |
| T10S R26E S28 | NESW | 37 | T10S R26E S28 | SESE | 38 |
| T10S R26E S28 | SWSE | 39 | T10S R26E S28 | SESW | 31 |
| T10S R26E S28 | SWSW | 35 | T10S R26E S29 | SESE | 39 |
| T10S R26E S29 | SWSE | 20 | T10S R26E S29 | SESW | 2  |

389 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED  
TO THE IRRIGATION OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02460, 43-04010, &  
43-07054.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 251 ACRES WITHIN  
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

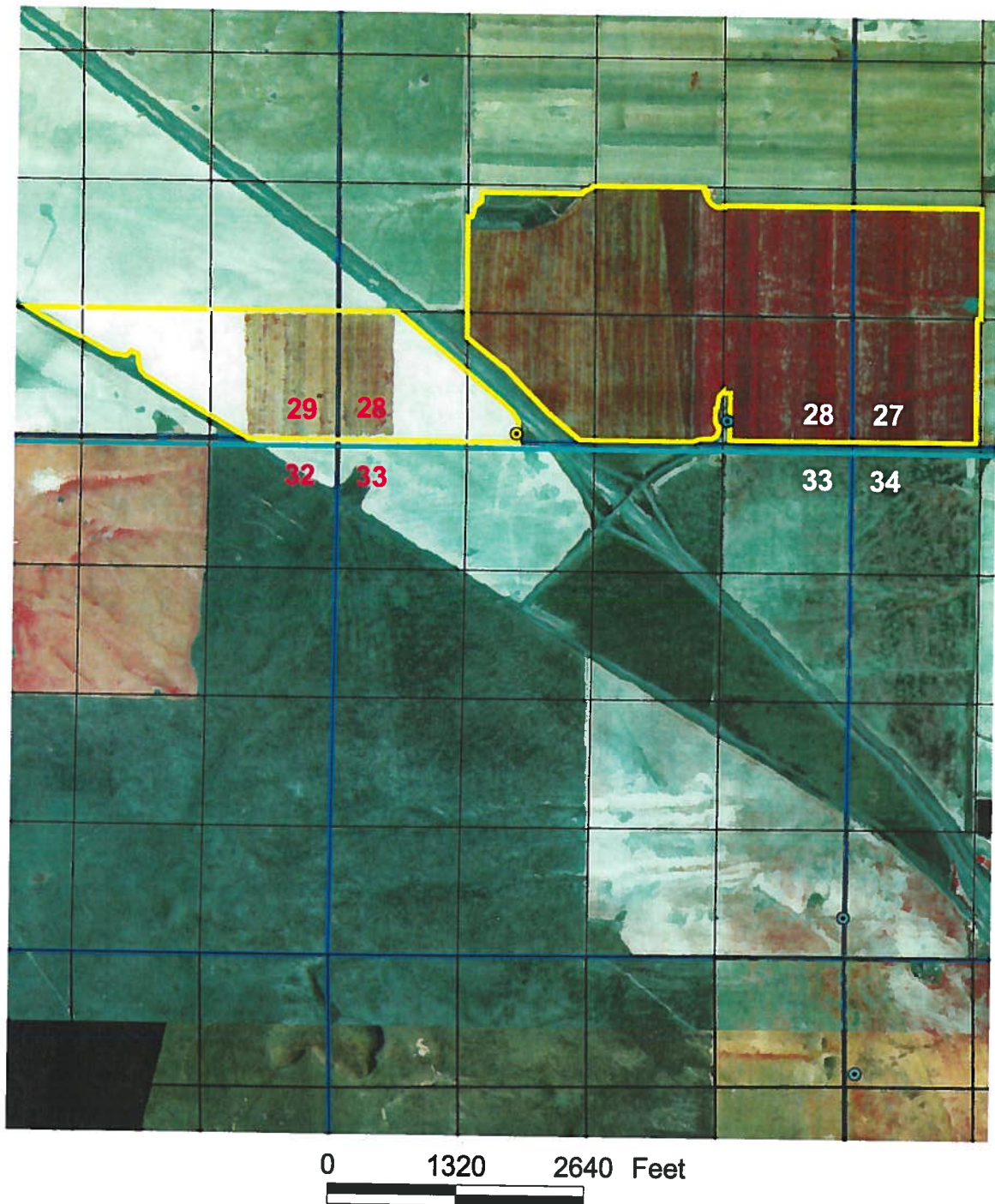
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

Water Right 43-7054

Iceno Department of Water Resources  
43-02460, 43-04010, & 43-07054



RECOMMENDED PLACE OF USE  
DATA ENTRY ON SEPT. 26, 2000  
TWP 10S, RNG 26E, SEC. 27, 28, & 29



- Point of diversion
- Place of use
- Quarter-quarter lines
- Section lines

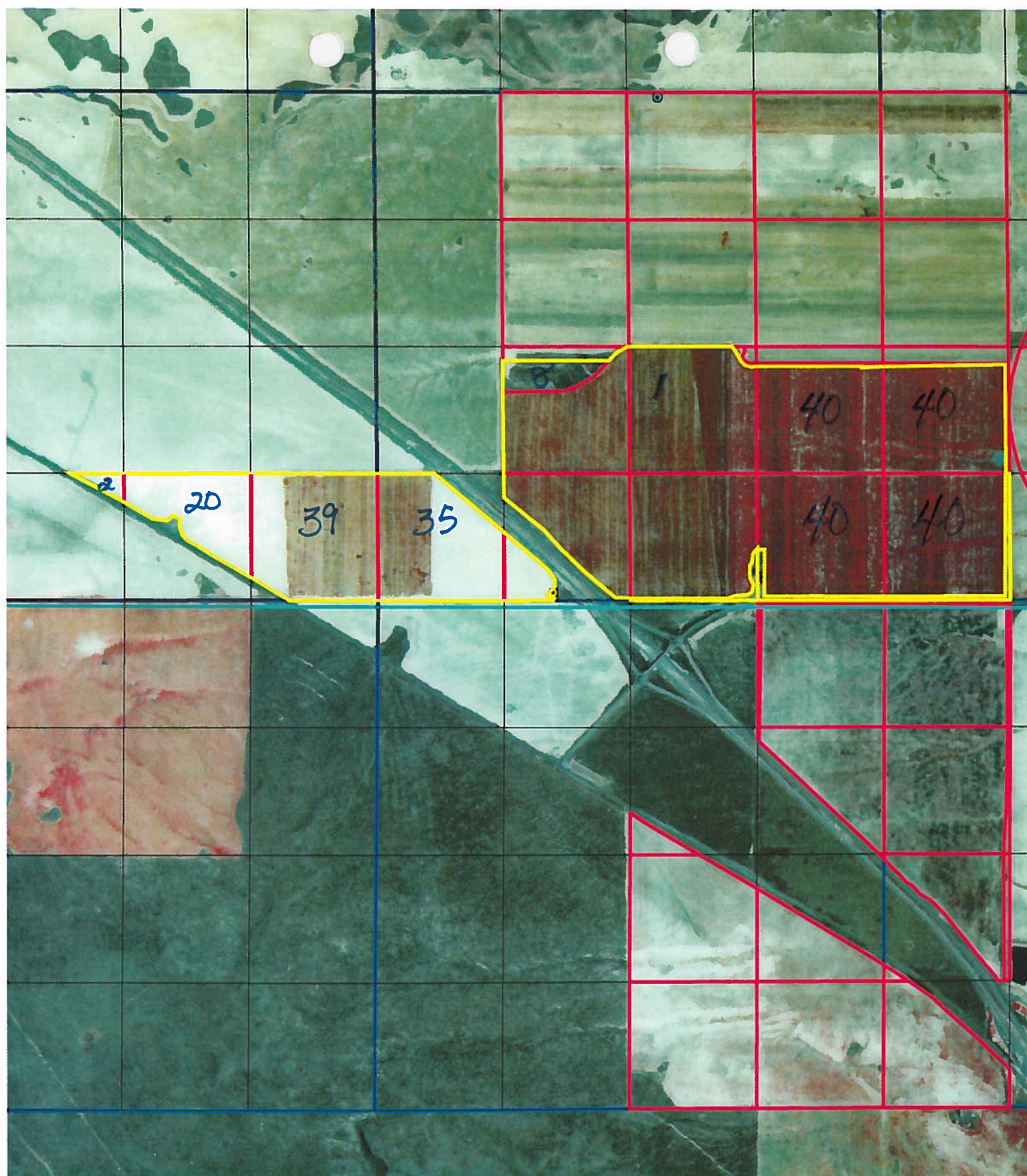
Gis Place of Use Presentation  
1987/1988 Napp Photography  
Prepared by Jeanie Robertson

|           |         |                |         |
|-----------|---------|----------------|---------|
| A43-02460 | 7/31/57 | 2.76 cfs       | 138 Ac. |
| A43-04010 | 7/31/57 | 4.6 cfs        | 313 Ac. |
| A43-07054 | 1/27/75 | 2.0 cfs/970 AF | 265 Ac. |

43-02460 licensed 138 acres at an inch per acre. Statutory claim 43-04010 was filed for the same priority date. Its Remarks stated that 2.76 cfs was used from 7/31/57 till 7/11/62 when the capacity of the well was increased by 1.9 cfs, thus to its claimed rate of 4.6 cfs. The 2.76 cfs was already covered by the license, and in the field exam it stated that the well was producing 5.1 cfs. I am recommending the difference between that capacity and the license which is 2.34 cfs, (5.1 cfs minus 2.76 cfs = 2.34 cfs) and a priority date of 7/11/62. The GIS shape-file of the 1987 aerial photo showed a total of 389 being irrigated. According to the '62 aerial photos, all but 22 of these acres appeared to be irrigated. Since 138 acres were already covered by license 43-02460, 43-04010 will be recommended for 229 acres. (389 minus 22 minus 138 = 229)

43-07054 gave an additional 2.0 cfs to the property, recognizing the 22 acres previously not covered and adding water to the acres which were less than an inch per acre. This right will be recommended for 251 acres (389 minus 138 = 251). The total diversion rate for the 389 acres is 7.1 cfs or 0.018 cfs/Ac. (This is the same amount mentioned as the system capacity in the field exam for 43-07054.)

|           |         |                          |                 |
|-----------|---------|--------------------------|-----------------|
| R43-02460 | 7/31/57 | 2.76 cfs/552 AF          | 138/389 Ac. pp4 |
| R43-04010 | 7/11/62 | 2.34 cfs/1556 comb. lim. | 229/389 Ac. pp4 |
| R43-07054 | 1/27/75 | 2.0 cfs/1556 comb. lim.  | 251/389 Ac. pp4 |



A43- 07054

CLAIM NUMBER

A43-07054

DATE

TRANSFER NUMBER

AGENT

CLAIMED ACRE TOTAL 26

GIS ACRE TOTAL 25

|       | TWP | RNG | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |
|-------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|
|       |     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |
| CLAIM | 10S | 26E | 27  |    |    |    |    |    |    |    |    |    | 40 | 40 |    |    |    |    |    |
| GIS   | 10S | 26E | 27  |    |    |    |    |    |    |    |    |    | 35 | 38 |    |    |    |    |    |
| RECOM | 10S | 26E | 27  |    |    |    |    |    |    |    |    |    | 35 | 38 |    |    |    |    |    |
| CLAIM | 10S | 26E | 28  |    |    |    |    |    |    |    |    | 8  |    | 35 |    | 40 | 1  |    | 40 |
| GIS   | 10S | 26E | 28  |    |    |    |    |    |    |    |    | 37 |    | 35 |    | 35 | 40 |    | 38 |
| RECOM | 10S | 26E | 28  |    |    |    |    |    |    |    |    | 8  |    | 35 |    | 35 | 1  |    | 38 |
| CLAIM | 10S | 26E | 29  |    |    |    |    |    |    |    |    |    |    |    | 2  |    |    | 20 | 39 |
| GIS   | 10S | 26E | 29  |    |    |    |    |    |    |    |    |    |    |    | 2  |    |    | 20 | 39 |
| RECOM | 10S | 26E | 29  |    |    |    |    |    |    |    |    |    |    |    | 2  |    |    | 20 | 39 |

B43-POU.SHP

SHAPE NOS.

B43-POD.SHP

NOS. DESCRIPTION

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

From: DWR60::JROBERTS 30-JAN-1995 09:12:00.2  
To: DWR03::SKEEN  
CC: JROBERTS  
Subj: A43-07116

Mornin' Shelley,

I finally took some time to go over the field exam you sent me on this claim and tried to address your questions...

1. I agree that 43-02460 has no P/U overlap with 43-07116.
2. I also agree that 43-07054 should not have been licensed for 40 acres in the NWSW of Section 27 and the NESE of Section 28, I intend to recommend those quarters as 35 acres each.
3. As for your third point about the priority date strength on A43-04011, it looks pretty strong for 1961 (even better than the 1963 they claimed) but, it may only support 66 acres for that priority date, with an additional 165 acres mentioned as being brought into production in 1978. I guess I should verify some things they mentioned about a ditch system to see what 66 acres were first irrigated and how, and also get more information about when they converted to electricity from gas or get some data on the type of pump used to be able to recommend a diversion rate.

Jeanie

DEC 01 1994

Department of Water Resources  
Southern Region Office

M E M O R A N D U M

DATE: November 28, 1994

TO: Jeanie

FROM: Shelley W. Keen *SWK*

RE: Rights 43-07116 and 43-07054

=====

As we discussed, I have attached a copy of the Beneficial Use Field Report for 43-07116. We would like to issue a license for 43-07116 soon. However, it appears your review of A43-07054 may impact our licensing review for 43-07116. For that reason, I want to coordinate my efforts with you. My concerns are addressed below.

First, I have concluded that right 43-02460 has no place of use overlap with 43-07116. Do you concur? *yes*

Second, the licensed place of use for 43-07054 partially overlaps with the examiner's findings for 43-07116 in the NWSW of Sec. 27 and in the NESE of Sec. 28. However, it appears to me that in reality there never was any overlap. Based on a 1976 field exam, those two tracts were licensed for 40 acres each under 43-07054. But, the 1976 orthophoto quad shows that the irrigated field did not entirely cover those two tracts. Instead, it appears that a 5-acre strip across the top of each tract was part of the development occurring on the N1/2 of Sec. 28 and the W1/2NW1/4 of Sec. 27. Do you concur? *yes*

Third, do you have sufficient priority evidence for you to recommend A43-04011? In the licensing process we do not normally account for statutory claims on overlap reviews. However, if you are recommending A43-04011 it may affect our approach on 43-07116.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

08:52:41  
09/25/00  
15

PAGE: 3  
PROFILE REPORT

CLAIM NUMBER: A43-07054

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | LEON WALKER    | 01/27/1975       | IRRIGATION | 03-15 11-15           | 2.000 CFS         | 970.00 AFA          |
| TOTAL DIVERSION: |                |                  |            |                       | 2.000 CFS         | 970.00 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T10S R26E S28 SWSESW

CASSIA County

Place of use Legal Description for: IRRIGATION

| NE          |     |    |   | NW |    |    |    | SW |    |    |    | SE |    |    |    |    |    |    |       |       |
|-------------|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|-------|
| T           | R   | S  |   | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac    | SUM   |
| 10S         | 26E | 27 | : | :  | :  | :  | :  | :  | :  | 40 | 40 | :  | :  | :  | :  | :  | :  | :  | :     | 80.0  |
| 10S         | 26E | 28 | : | :  | :  | :  | :  | :  | 08 | 35 | :  | :  | 40 | 01 | :  | :  | 40 | :  | :     | 124.0 |
| 10S         | 26E | 29 | : | :  | :  | :  | :  | :  | :  | :  | 02 | :  | :  | :  | 20 | 39 | :  | :  | :     | 61.0  |
| TOTAL ACRES |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 265.0 |       |

POU County: CASSIA

Other Rights: LIC. 43-2460 & CLAIM 43-4010.

Remarks: GEN THIS RT. WHEN COMBINED WITH RTS. 43-2460 & 43-4010 SHALL NOT  
EXCEED .02 CFS/AC.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:  
Presumption Flag:

389 x 4 = 1556 AF

Cond. Cook C18  
Remarks:  
POU1 - E14 (389)  
K06 (251)  
QNT - E08 w/- 024  
(1556 AF)

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

08:52:10  
09/25/00

PAGE: 2  
QUICKLOOK INFORMATION

14  
CLAIM NUMBER: A43-07054

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

BARCODE UPDATED  
WHOM/DATE