

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: A43-10064
Date Received: 3/22/1989
Receipt No: 5006637 404
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. D. NYE 208-645-2591
Address: H.C. 72 BOX 2000
MALTA, ID 83342

AND/OR

Name: ANN NYE 208-645-2591
Address: H.C. 72 BOX 2000
MALTA, ID 83342

2. Date of Priority: MAR 15, 1939

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
13S	26E	13	SW	NE	SW		CASSIA
			NW	SW	SE		CASSIA

5. Description of diverting works:
TWO WELLS & PUMPS TO DITCHES & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.700		

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

8. Total consumptive use is 933.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A43-10064

Page 1

Date: 03/22/89

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13S	26E	13	SW		NE		IRR	35.0
			SE		NE		IRR	39.0
			SE		NW		IRR	38.0
			NE		SW		IRR	39.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	40.0
			SE		SE		IRR	40.0

Section Acres 311.0

Total Acres 311.0

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:
A43-00221, A43-00251A, A43-00144A

14. Remarks:
THIS CLAIM IS BASED ON A COMBINATION OF STATUTORY CLAIMS 43-4048
AND 43-4049. THIS WATER IS PRESENTLY BEING USED IN A COMMON
SYSTEM.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____ 1 Map

For Individuals:

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

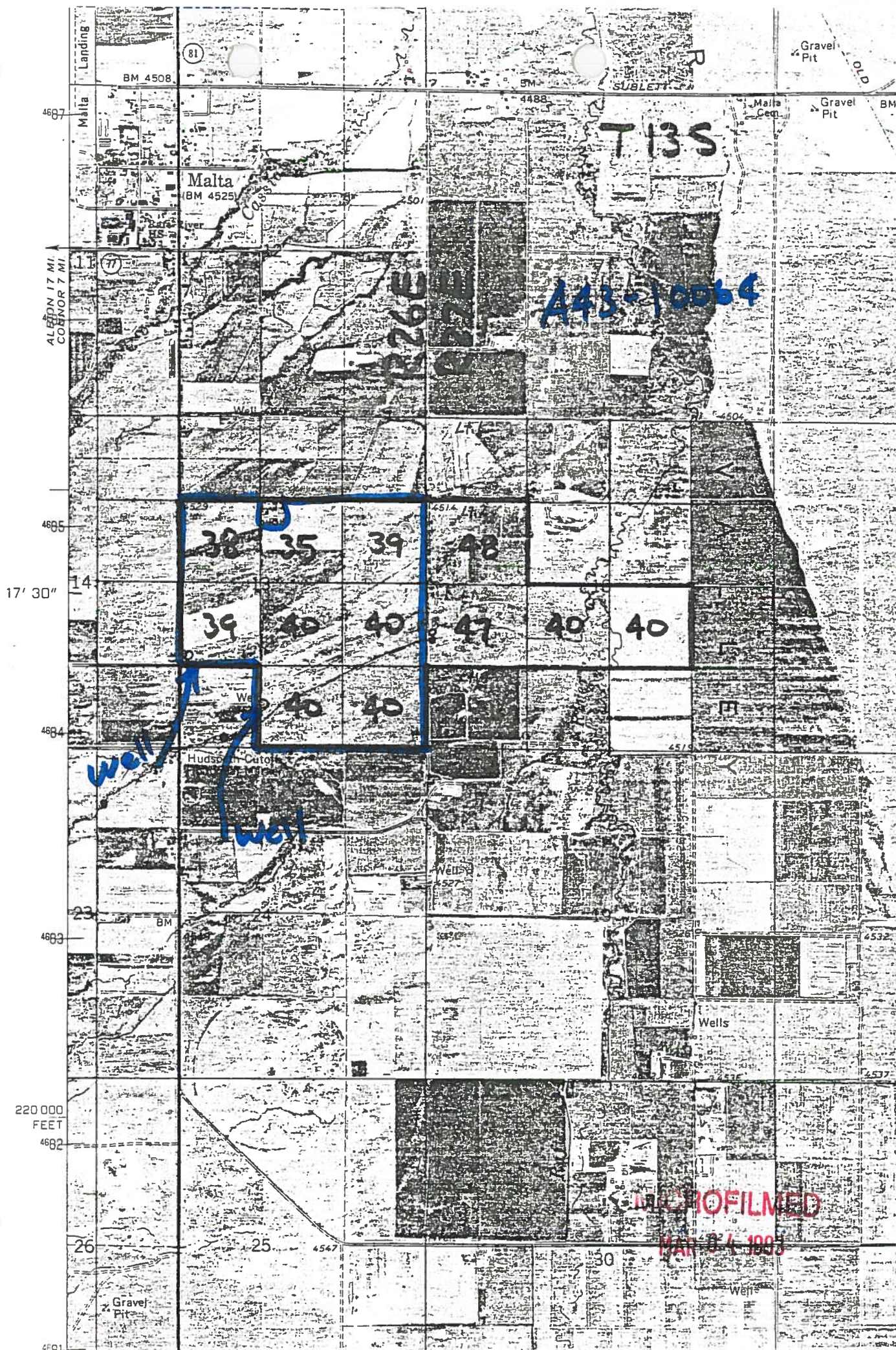
Signature of Claimant(s): _____ A. D. Nye _____ Date: 3/22/89
_____ Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of March 19 89 _____
Notary Public

Seal

Residing at Kimberly, ID
My Commission Expires 6/30/92





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

December 5, 1991

R. KEITH HIGGINSON
Director

A43-10064
A. D. NYE
ANN NYE
H.C. 72 BOX 2000
MALTA

ID 83342

RE: Evidence of Priority

RESPONSE DEADLINE
FEBRUARY 3, 1992

Dear Claimant:

The Notice(s) of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicate your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical 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 by a License, Decree or Permit. The Department will soon conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided supporting the priority date you have claimed.**

The Department will not recommend the Notice(s) be decreed by the court as claimed if no evidence of a priority date is submitted.

Please find enclosed a computer printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

Please submit the required evidence supporting the priority date(s) by **February 3, 1992**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,

Allen Merritt, P.E.
Water Rights Supervisor

Enclosures

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MAR 04 1993

AGREEMENT FOR PURCHASE OF POWER

THIS AGREEMENT, Made this 25th day of May, 1955, between the Raft River Rural Electric Cooperative, Inc., hereinafter called the Seller, and A. H. Iye and wife Annie H. Iye hereinafter called the Consumer.

WITNESSETH, WHEREAS the Consumer is the owner of the following described real estate in the County of Malta, State of Idaho, particularly described as follows, to-wit:

S. 103
SE 1/4
NE 1/4
SW 1/4
Section 13, Township 13, Range 26, of the Boise Meridian. And has a well on the NE 1/4 of Section 13 of the said real estate and desires to irrigate the irrigable portion of said real estate by pumping water from such well or wells.

NOW, THEREFORE, THE SELLER agrees to sell and deliver to the Consumer on the above described real estate, electrical energy up to 40 KVA, and the Consumer agrees to purchase from the Seller all electrical energy used for pumping water from the well or wells upon said premises for irrigation purposes during the irrigation season of each year for a period of not less than five years from the date of this contract.

1. Service Characteristics

The electrical energy to be furnished under this contract shall be alternating current, three phase, sixty cycle, 240/480 volts.

2. Payment

The Consumer shall pay to the Seller for the electrical energy furnished at the rates and upon the terms and conditions set forth in Schedule I which is hereto attached and by reference made a part of this contract,

In the event that the Consumer uses no electrical energy upon the said premises or the amount of electrical energy used by the Consumer during any irrigation season at the purchase price or prices shown on Schedule I shall not equal \$ 185.00 to be paid during any irrigation season, then the Consumer agrees to pay to the Seller a minimum charge of \$ 185.00 for the irrigation season of any year during the life of this contract. The said minimum charge to be paid on or before the 1st day of November of the year in which no electrical energy is used for pumping water for irrigation purposes or the amount used did not equal said minimum charge.

Bills for electrical energy furnished under this contract shall be paid by the Consumer to the Seller at its office at Malta, Idaho, monthly within fifteen days

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MAR 04 1993

For A43-10064

Wells info. originally 40 H.P. each well total higher water table

60 to 80 ft to water current sprinkler system now

1989 & 1990 up graded system to 100 H.P. to reflect change in water table

System operates at approx 600 PSI.

Data received from A.D. NYE on 12-17-91 at an office visit.

After the bill is mailed to the Consumer. If the Consumer shall fail to pay any such bill within such fifteen day period, the Seller may discontinue the service hereunder, by giving to the Consumer ten days notice in writing of its intention so to do.

3. The Consumer agrees that if at any time the rate under which the Seller purchases electrical energy at wholesale is modified, the Seller may make a corresponding modification in the rates for electrical energy furnished hereunder. If the rate to the Consumer be increased by such modification, the Consumer shall have the right to cancel this contract unless the Seller shall elect to furnish the electrical energy at the rates specified in Schedule I hereinbefore referred to.

4. Continuity of Service

The Seller shall use reasonable diligence to provide a constant and uninterrupted supply of electrical energy. But if such supply shall fail, or be interrupted or become defective, through the act of God, public enemy, by accident, strikes, labor troubles or the burning out of any transformer, generator, or other electrical equipment or for any other cause beyond the reasonable control of the Seller, the Seller shall not be liable to the Consumer for any damage that he may sustain by reason of such interruption in service.

5. Membership

The Consumer shall become a member of the Seller, shall pay the membership fee and be bound by the provisions of the Articles of Incorporation and provisions of the By-laws of the Seller and by such rules and regulations, as may from time to time be adopted by the Seller.

6. Term

This agreement shall become effective on the date of its execution and shall remain in effect for a period of five years and thereafter until terminated by either party giving to the other three month's notice in writing of its or his desire to terminate the same.

7. This contract shall be and constitute a covenant running with the above described real estate and shall be binding upon and enure to the benefit of the successors, assigns or legal representatives of the respective parties hereto. Any assignee, grantee or successor in interest of the Consumer shall be required to comply with the terms and conditions of this contract and make the payments as specified and provided herein, not theretofore made by the Consumer.

IN WITNESS WHEREOF, The Seller has caused its Corporate name to be hereunto subscribed by its manager, and the Consumer has hereunto set his hand and seal and executed these presents in triplicate the day and year first above written.

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MAR 04 1993

(Seal)

A. D. Nye
(Consumer)
Annie H. Nye

RAFT RIVER RURAL ELECTRIC COOPERATIVE, INC.

By P. E. Shane
(Manager)

STATE OF IDAHO)
County of Cassia) ss

On this 25th day of May, 1955, before me, the undersigned, a Notary Public in and for said State, personally appeared P. E. Shane, known to me to be the manager of the Raft River Rural Electric Cooperative, Inc., the corporation whose name is subscribed to the within instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Gene Baxter
Notary Public for the State of Idaho,
residing at Malta, Idaho.

STATE OF IDAHO)
County of Cassia) ss

On this 25th day of May, 1955, before me, the undersigned, A Notary Public in and for said State, personally appeared A. D. Nye and wife Annie H. Nye, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Henry Thompson
Notary Public for the State of Idaho,
residing at MALTA, IDAHO Idaho.

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MAR 04 1993

W.B. A. D.
Salt
Idaho

MINIMUM 10 HP (10,000)

7 19

Meter No. 27-173-355

Meter No.

Date In July 7, 1958

Date Out

Meter Reading 2350

Meter Reading

Date In

Date Out

Meter Reading

Meter Reading

METER READING	USED	NET CHARGE	METER CARD	PENALTY ARREARS	AMOUNT PAID	DATE	BALANCE DUE
BROUGHT FORWARD							
1306	8566	95.60			85.60	3/11/63	
	9566	95.60					
		320.00					
		415.60					
MICROFILMED MAR 04 1993							

180165

NYE, A. D.
Yalta
Idaho

MINIMUM 10 HP (10,000) X 10

METER NO.	
Date In June 30, 1958	Date Out
Meter Reading 6726	Meter Reading
Date In	Date Out
Meter Reading	Meter Reading

METER READING	USED	NET CHARGE	METER CARD	PENALTY ARREARS	AMOUNT PAID	DATE	BALANCE DUE
BROUGHT FORWARD							
JAN.							
FEB.							
MARCH							
APRIL							
MAY							
JUNE							
JULY 177	6490	6490					
AUG.							
SEPT.							
OCT.	6490	354.70					
NOV.							
DEC.							

Meter disconnected November 3, 1958 Reading 6726

Drilling Permit No. 43-92-5-013
Water Right Permit A43-10064/43-4049
Injection Permit No. _____

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) A.D. Nye
2. Mailing Address P.O. Box 2008 Malta ID 83342
Telephone 645-2591
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NE 1/4 SW 1/4, or Gov't Lot No. 3
Sec. 13, Twp. 13S, Rge. 26E, County Cassia
Street Address of Well Site _____
Lot, block and subdivision _____
4. Proposed use of well:
- ☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purposes in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
- ☒ Non-Domestic: Any beneficial use not included within the definition of domestic.
- ☐ Injection
- ☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
5. Well construction information:
- A. ☐ New well ☐ Deepen ☒ Replace - See Condition 9
- B. Proposed Surface Diameter 16 Proposed Maximum Depth 500
- C. Anticipated bottom hole temperature:
- ☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)
6. Construction Start Date May 26, 1992
7. Anticipated Well Driller * will phone in *
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature [Signature] Date 5/22/92
Title _____ (Owner, Firm Representative, Other)

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MAR 04 1993

05/10/2001

RECEIVED
JUN 18 2001
Department of Water Resource
Southern Region

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: 43-10064

ANN NYE
HC 72 BOX 2000
MALTA ID 83342
Telephone Number: (208)645-2591

A D NYE
HC 72 BOX 2000
MALTA ID 83342
Telephone Number: (208)645-2591

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

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

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

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

DATE: 6/8/01 SIGNATURE: A. D. Nye
Please print your name: A. D. Nye

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

05/08/2001

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

RIGHT NUMBER: 43-10064

NAME AND ADDRESS: A D NYE
ANN NYE
HC 72 BOX 2000
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 5.7 CFS
1232 AFY

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 43-144A, 43-221 and
43-251A SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 05/25/1955

POINT OF DIVERSION:	T13S R26E S13	SWNESW	Within CASSIA County
	T13S R26E S13	NWSWSE	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	5.70 CFS 1,232.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R26E S13	SWNE	35	T13S R26E S13	SENE	39
T13S R26E S13	SENE	38	T13S R26E S13	NESW	38
T13S R26E S13	NESE	39	T13S R26E S13	NWSE	40
T13S R26E S13	SWSE	39	T13S R26E S13	SESE	40

308 ACRES TOTAL

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

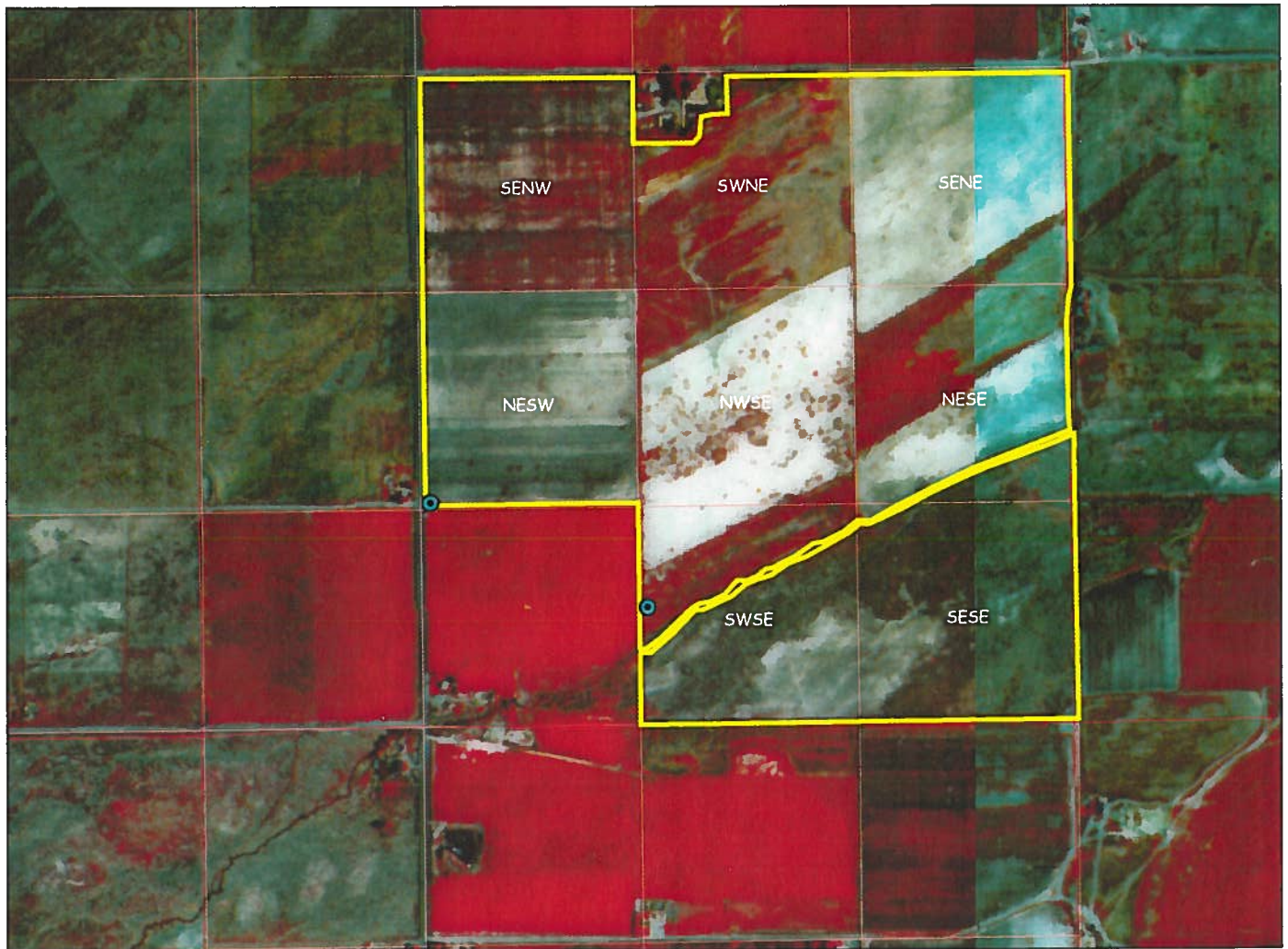
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-4048, 43-
4049.

Idaho Department of Water Resources

Place of Use Layout 43-10064



0 0.5 1 Miles

Township 13S Range 26E Section 13



GIS Place of Use Presentation
1987 and/or 1988 NAPP photography.
Map prepared by: Scott King
Date prepared: May 8, 2001

- Points of Diversion
- Place of Use
- Section lines
- Quarter-quarter lines

AD UYE wells

SWNE SW (was 4049)

Claimed 2.9 cfs

Current Design 1050 gpm = 2.34 cfs

Run historic 50 hp open discharge

approx 75-100 ft pwld

doesn't limit approx 3.1 cfs

This well listed in Power Purchase Agree¹⁹

14WSWSE was (4048)

Claimed 2.8 cfs

Historic 40 hp w/ reasonable
pwld (~~80~~ ft) ~ 3 cfs.

Scott-
Kenny 2001
May

Idaho Dept of Water Resources

Date: 3-21-2001

File: 43-149, 43-150, 43-151A, 43-152, 43-2535
43-221, 43-251A, 43-144A, 43-10064

Prepared by Scott King

Claims review notes and narrative Claimants: A. D. Nye, Ann Nye

43-149, 43-150, 43-151A, 43-152, 43-2535 SYSTEM ANALYSIS

Water rights 43-149, 43-150, 43-151 & 43-152 for Cassia Creek water are included in the Jobe Adams decree. Right 43-2535 is a license for ground water. The four decreed Cassia Creek rights all claim irrigation of the same acres in four quarter-quarter sections (175 acres total). The decree lists the same quarter-quarters but did not list a specific number of acres (typical for this decree). The ground water license (43-2535) provides 130 acres within the same quarter-quarters.

GIS analysis indicates a total of 172 irrigable acres in this tract with subtractions for roads, a ranch, and for Raft River.

The claimed point of diversion for surface water is identifiable on the imagery and appears to match the identified point in the file map. The ground water well is located near the surface water diversion and matches the licensed point.

All of the above rights, except for 43-151, were claimed only by Nye. 43-151B is claimed by Hutchison as 0.8 cfs for 45 acres. Part A is claimed by Nye at 1.6 cfs for 175 acres. As decreed, 43-151 provides 1.6 cfs for irrigation of four quarter-quarters (maximum possible of 177 acres in this tract, 172 irrigable). Although we were unable to find department records of this split, a statement by the watermaster indicates a long history of delivering this right with a 50/50 split (0.8 cfs delivered to each party). Therefore, 43-151B is recommended for 0.8 cfs, 44 acres. 43-151A is recommended for 0.8 cfs and 128 acres (172 irrigable less 44 for part B).

Three rights are recommended at a total 172 acres (43-149, 43-150 & 43-152); the remaining rights provide a specified number of acres within the 172-acre permissible place of use.

RECOMMENDATION SUMMARY

43-149	172 acres at	1.20 cfs, Cassia Creek, priority 4/30/1880
43-150	172 acres at	0.40 cfs, Cassia Creek, priority 4/30/1881
43-151A	128 acres within a 172 acre PPU at	0.80 cfs, Cassia Creek, priority 4/01/1894
43-152	172 acres at	0.80 cfs, Cassia Creek, priority 4/01/1905
43-2535	130 acres within a <u>172 acre PPU at</u>	<u>2.04 cfs</u> , Ground water, priority 8/31/1961
	Total	5.24 cfs

ONE INCH PER ACRE LIMITATION
FOR THE FOUND PLACE OF USE
 $172 \text{ ac} \times 0.02 \text{ cfs} = 3.44 \text{ cfs}$

Idaho Dept of Water Resources

Date: 3-21-2001

File: 43-149, 43-150, 43-151A, 43-152, 43-2535
43-221, 43-251A, 43-144A, 43-10064

Prepared by Scott King

Claims review notes and narrative

Claimants: A. D. Nye, Ann Nye

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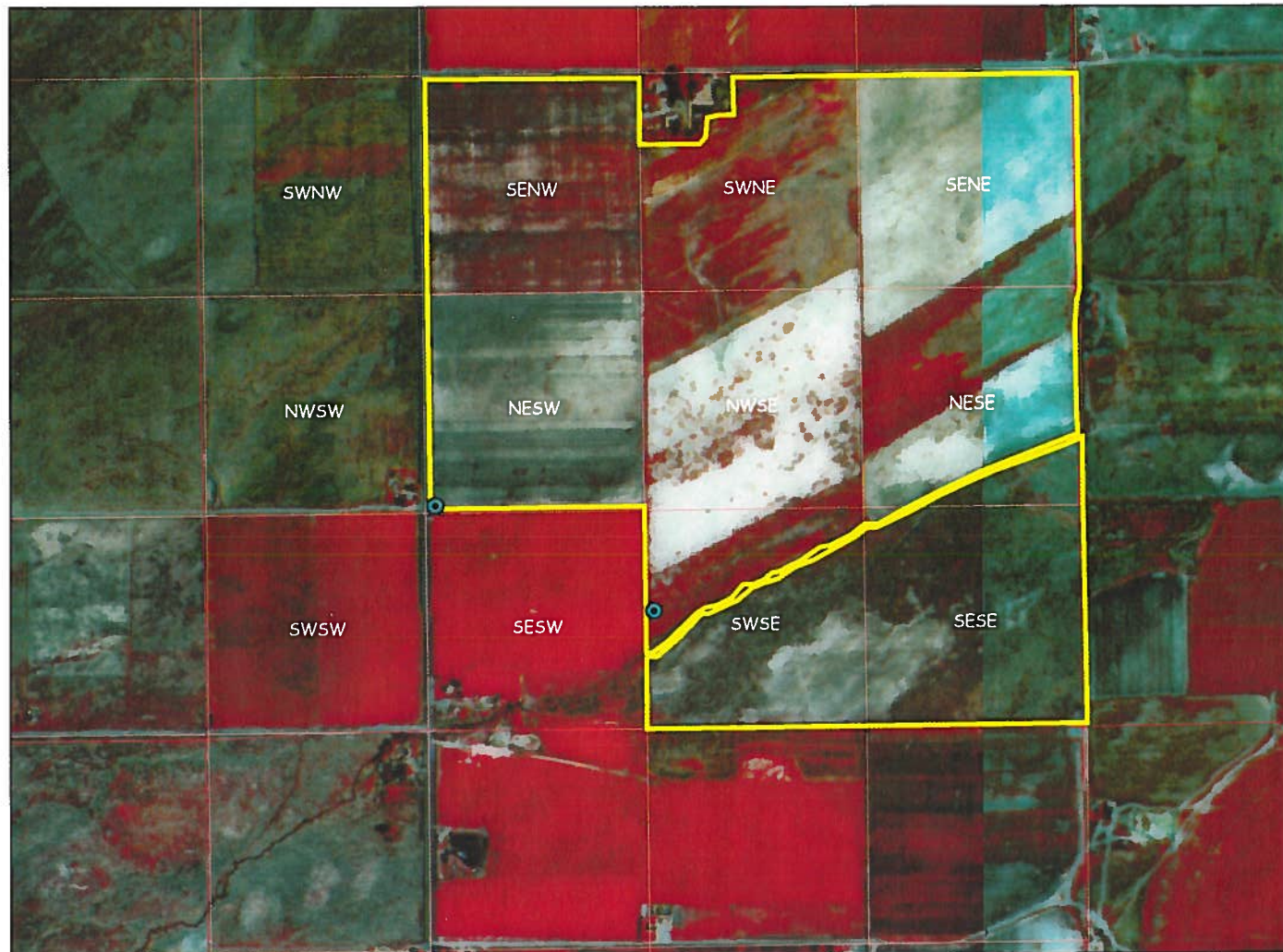
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	Total	5.24 cfs

ONE INCH PER ACRE LIMITATION
FOR THE FOUND PLACE OF USE
172 ac * 0.02 cfs = 3.44 cfs.

Idaho Department of Water Resources

Place of Use Layout 43-10064



0 0.5 1 Miles

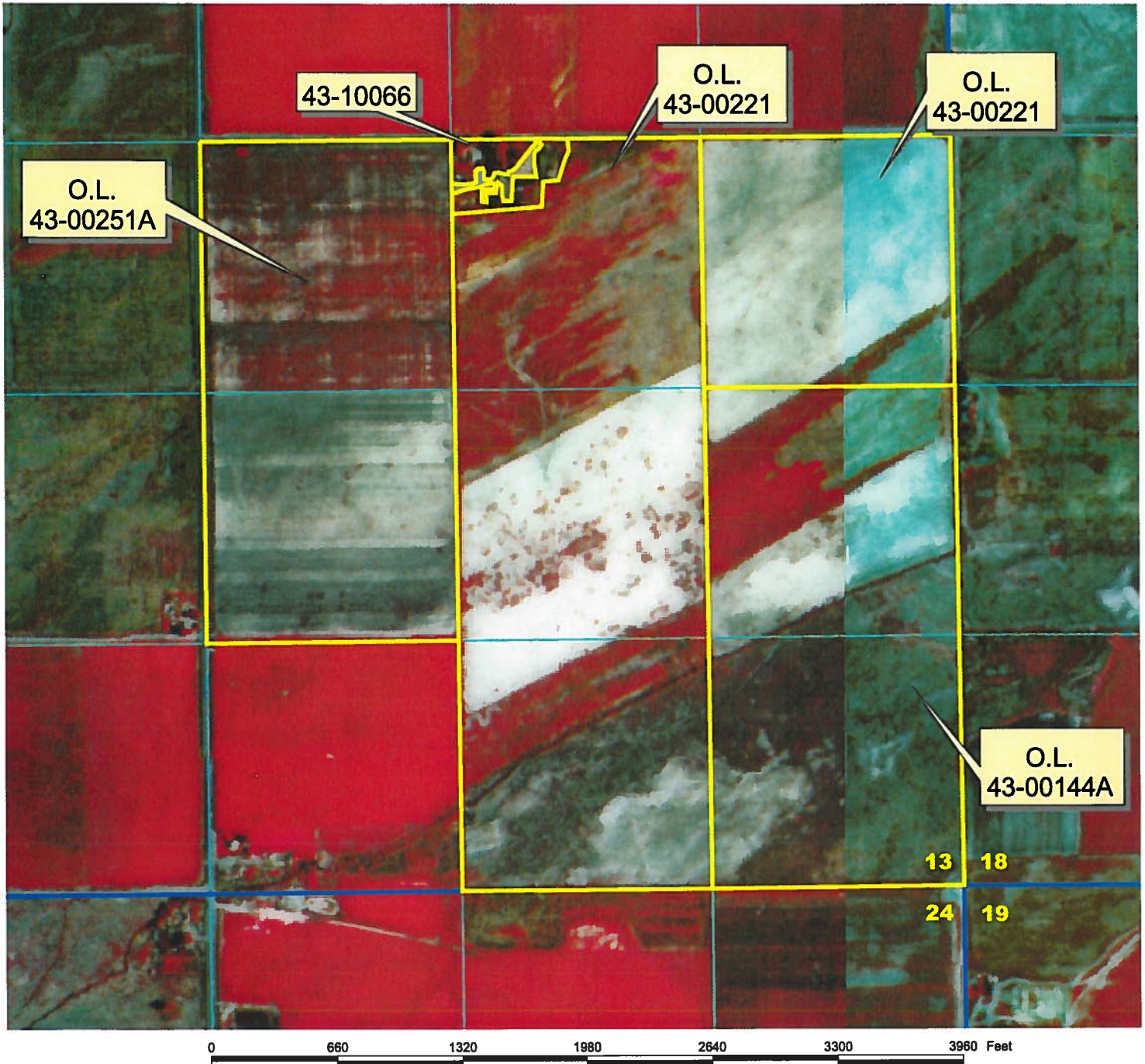
Township 13S Range 26E Section 13



GIS Place of Use Presentation
1987 and/or 1988 NAPP photography.
Map prepared by: Scott King
Date prepared: May 8, 2001

- Points of Diversion
- Place of Use
- Section lines
- Quarter-quarter lines

PRELIMINARY PLACE OF USE 43-10064



TWP 13S, RNG 26E, Sec 13
FIELD EXAM DATE AGENT

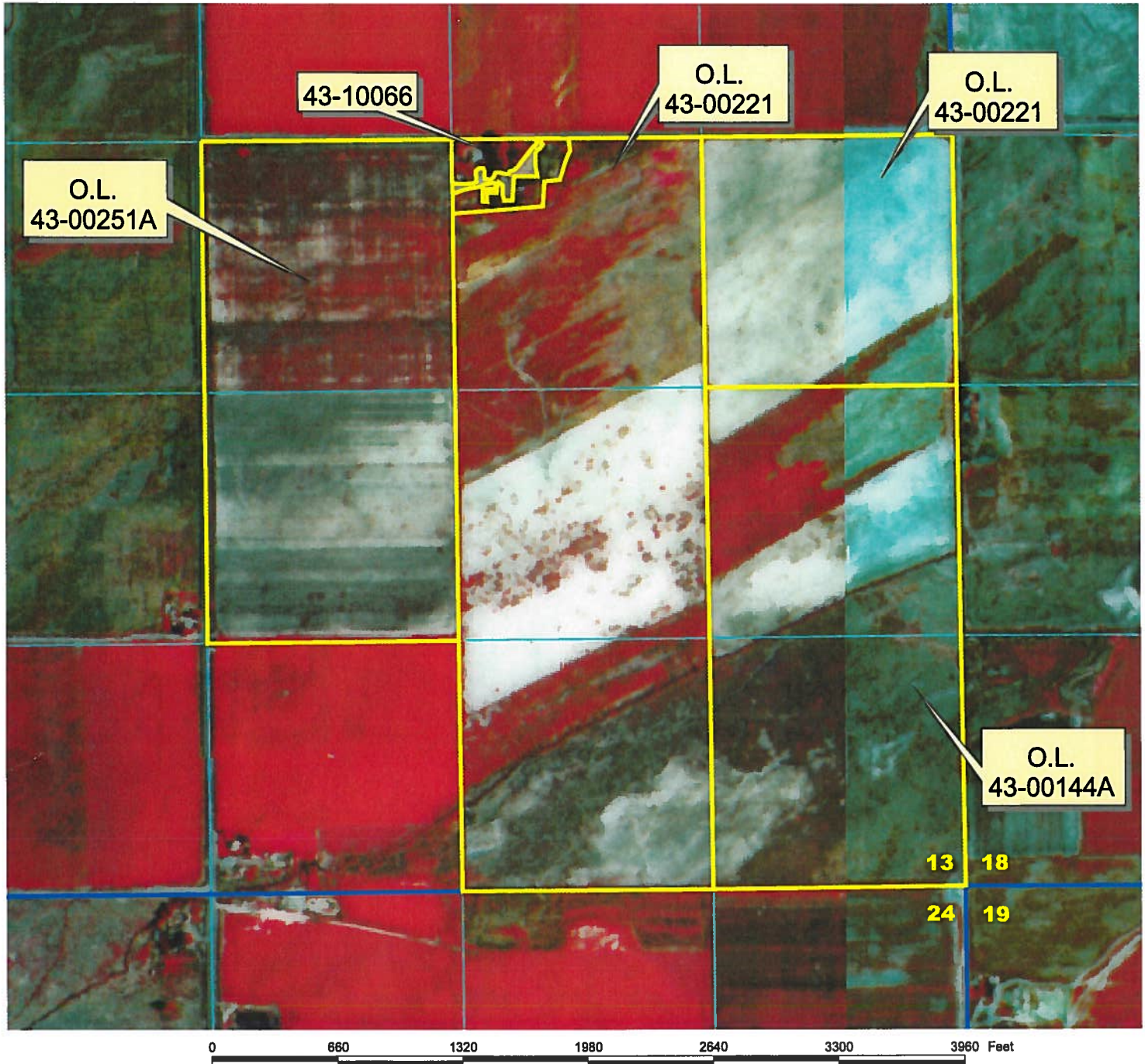
JPEG LAYOUT CREATED _____
GIS PLACE OF USE PRESENTATION
1992 USDA-F AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

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

CASSIA CO.



PRELIMINARY PLACE OF USE 43-10064



TWP 13S, RNG 26E, Sec 13
FIELD EXAM DATE AGENT

JPEG LAYOUT CREATED _____
GIS PLACE OF USE PRESENTATION
1992 USDA-F AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

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

CASSIA CO.



CLAIM NUMBER A43-10064 DATE 3/22/01 TRANSFER NUMBER _____
 AGENT CB CLAIMED ACRE TOTAL 31
 GIS ACRE TOTAL _____

	TWP	RNG	SEC	NE ^{0.221}				NW				SW ^{0.251A}				SE ^{0.248} ^{0.221} ^{0.244}				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	13S	26E	13			35	39				38	39				40	40	40	40	3
GIS						35	39				38	38				39	40	39	40	30
RECOM						35	39				38	38				39	40	39	40	30
4048	13S	26E	13				40					40				40	40	40	40	25
4049	13S	26E	13			40	40				40	40					40	40		25
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				

B43-DBPOU.SHP _____
 SHAPE NOS. _____

 43-DBPOD.SHP _____
 NOS. DESCRIPTION _____
 Evidence of priority is an agreement to purchase per date 5/25/55. The priority date will be advanced to that date.
 POD 50 396651 SW N E SW
 396650 NW S W S E
 DBF TABLES UPDATED Pou ID 164946
 B43-DBPOU.DBF _____
 B43-DBPOD.DBF _____
 JPEG LAYOUT _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

A47-10064 RC

A43-10066

~~A43-10067~~

February 10, 2000

Second Notice

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NYE, A D & ANN
HC 72 BOX 2000
MALTA ID 83342

RE: Information about historical water diversion flow rate

Dear Wateruser:

This past December IDWR sent a letter to you requesting your assistance in providing information about flow rates from certain diversions (copy attached). These letters are being sent to claimants with identified rights that have not previously been confirmed (measured) either through the licensing process or by decree. IDWR desires to make the most accurate recommendation to the SRBA Court and this requires your participation and cooperation, pursuant Idaho Code §42-1410.

One advantage of providing good, verifiable information to us is that the flow rate that we recommend will be the full measure of your water right as developed. Another benefit is that disputes over the recommendation are minimized. Lastly, documentation for flow rate will likely be dated and may support evidence of priority determination.

In the absence of good information about historical diversion flow rates IDWR may conclude any of three less desirable alternatives:

- 1) Recommend disallowal of right.
- 2) Recommend a flow rate limited to a licensed rate, if a licensed diversion is part of the system, but with additional diversion volume if the use and diversion capacity is documented to have occurred before 1963.
- 3) Recommend the right as an expansion in a critical ground water area, §42-1416B I.C., which limits the flow rate AND volume to the licensed quantity. This provision also sets the priority at 6/30/1985, regardless of development date between 1963 and 1985.

Thank you for your attention to this matter and we look forward to your quick response and documentation relating to this request. Water Resource Agents from the department may be contacting you in the near future should field work be required to finalize recommendations. Inquiries related to this diversion rate information request should be made to Scott King or Cindy Bird at (208) 327-7900. Inquiries about other aspects of your claim should be made to the Southern Region Office (208) 736-3033.

Sincerely,

Scott King

Enclosures

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

ed 1/6/2000

Flow Analysis Performed by: **Cindy Bird**

Date: **2/16/00**

Page 1 of 1

Record ID	208	Measured Flow:	
Water Right No.	A43-10064	Designed Flow:	2.34 cfs
Name	A.D. & Ann Nye	HP/Eff Flow:	2.42 cfs
pod	13S26E13SWNESW	Sprinkler Flow:	4.55 cfs <--Max
year:	1988	Pivot/System Flow:	
Flow Measurement:	0 gpm	=	
Curve/Pump Design:	1050 gpm	=	2.34 cfs
Horsepower / Efficiency Method			
Horsepower	100 hp		
PWL	160 ft		
Disch Psi	60 psi		
PUMP Eff Estimate	0.82 %		
TDH	299 ft		
OHP	82 hp		
Flow	1087 gpm	=	2.42 cfs
System Method:			
No Lines	9	Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$	
Birds per line	32	C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	288	r=	0.0072 ft Nozzle radius
Nozzle size	11/64 in	A=	0.00016 ft^2 Nozzle area
Nozzle pressure	50 psi	h=	116 ft Head
Flow per nozzle	6.24 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	1796 gpm	Q=	0.014 cfs Flow per nozzle
Percent Leaks	12 %	=	6.236 gpm Flow per nozzle
Total Flow	2041 gpm	=	4.55 cfs
Pivot / System rating	0 gpm	=	

Comments / Data Supplied:

2/16/00 Andre & Carol Nye stopped by my office to discuss his fathers claims. Attached is a copy of the pump information from Layne Pumps. 100 hp pump, pumping water level is 160 feet, 60 psi (140/2.3), 1760 rpm, capacity is 1050 gpm. This pump operates 9 handlines, 32 birds each with 11/64" nozzles. The nozzle pressure was assumed to be 10 psi less. The description of the maximum systems exceeds the pumping capacity and this is in line with the pump curves, so I feel the 2.42 cfs is reasonable.

Idaho Department of Water Resources
Adjudication Bureau

December 6, 1999

Name: _____ A4310064
Point of Diversion: _____ NYE A D & ANN
Claim No(s): _____ 13S26E13SWNESW

5.77

Data Submission for Estimating Well Pumping Capacity

This form is for documenting historic flow rate from a well based on available information including: flow measurements, pump curves or specifications, system characteristics such as motor horsepower, depth to water, discharge pressure, and irrigation system characteristics. The department is attempting to quantify the maximum rate of flow diverted and put to beneficial use in the years prior to November 1987.

If you have any questions regarding this data request, please contact either Scott King (208) 327-7897 or Cindy Bird (208) 327-5450. You may also dial the adjudication hotline (1-800-451-4129) and ask for Scott or Cindy. If you prefer to discuss these questions with us instead of completing the form, your call is welcomed. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

1) Rate of Flow measurements: 1050 (cfs or gpm) 2-34 cfs
Please give approximate date, person or entity performing measurement, description of measuring device and any other applicable data. Examples may include measurements made as part of an energy efficiency survey, which are often provided as a service through your electric utility.

2) Pump characteristic curves or specifications: Please include copy of pump curve, or state designed pumping capacity, rated flow and head, and approximate year of pump installation. Other helpful items may include the pump manufacturer, model number, and number of stages.

15



PUMP ESTIMATE AND ORDER

YNE PUMPS
Box 640, Twin Falls, Idaho 83303
Phone No. 733-3284

DATE 3-25 1988

LAYNE PUMPS, INC.
P. O. Box 640
TWIN FALLS, ID 83303-0640

PHONE
208/733-3284

CUSTOMER

after Nye

Route _____ Date Desired _____

PUMPING CONDITIONS

Inside Dia. of Well_____

Lift in Well 160'

Capacity 1030 GPM

Depth of Well _____

Lift Above 140' lbs.

Speed of Pump 1760 RPM

Static Water Level_____

Column Friction

HP Required _____

Drawdown. _____

Total Dynm. Head 300' K

Allowable Shaft HP _____

Number	DESCRIPTION	LIST PRICE	NET PRICE
1	100 HP MOTOR 3 Phase 460 Volt U.S. Make 1800 RPM With Ratchet (Reconditioned - Used)		
1	100 HP STARTER { Across Line } 460 Volt w/ Lighting Arrestor Auto Start Surge Capacitor Time Delay Relay Make		
	AMP SAFETY SWITCH _____ Volt _____ Phase _____ Make		
	GEAR DRIVE _____ Ratio { With } Ratchet (Reconditioned - Used) Make		
	WL SPICER SHAFT _____ " Long _____		
	W DRIVE FLANGE _____ Bore _____ Key _____		
	W ENGINE FLANGE _____ Bore _____ Key _____		
1	PWC HEAD _____ " Outlet { Water tap } (New) Oil Lub }		
1	505 OILER _____ Volt Solenoid (New)		
	"X DISCHARGE NIPPLE { TOE TBE } _____		
1	180' SETTING OF 8 "X 1 1/2 "X 2 1/4 " in _____ Length		
1	12 BOWLS KH Type 5 Stage { Open Close } Ports { Bronze Cast Iron } Wear Rings { Bronze Cast Iron } Impellers { Oversize Standard } Shaft Fitted X X X "X SUCTION { TOE TBE } _____ Couplings		
1	8 STRAINER { Bronze Galvanized } { Screwed Welded } { Basket Cone }		
	No Wiring Included-	TOTAL Installed	9874.

Quoted By _____

QUOTATION SHEET



Butte Irrigation Inc.

No. 749

☐ P.O. BOX 757
PAUL, IDAHO 83347
PHONE [208] 438-8103

CUSTOMER'S NAME Mr. Afton Nye DATE 12-10-8
ADDRESS _____ CUST. P.O. # _____
CITY Malta STATE Idaho ZIP _____ SALESMAN _____
LOCATION & DELIVERY DIRECTIONS _____

TERMS: IF OTHER THAN ON REVERSE payment upon delivery

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
250'	10" x 50' aluminum ring lock mainline	\$2.75	\$ 687.50
1	10" aluminum elbow		38.00
850'	10" x 50' aluminum hook and latch mainline	2.75	2,337.50
850'	8" x 50 " " " "	2.25	1,912.50
900	6" x 50' " " " "	1.75	1,485.00
160	joints 3" x 40' used handline	32.50	5,200.00
	includes 5 valve o-peners and end plugs and		
	reducers and end plug for main line		

ABOVE LISTED MATERIAL SUBJECT TO THE TERMS AND CONDITIONS ON THE REVERSE SIDE OF THIS FORM.

PRICES SUBJECT TO CHANGE WITHOUT NOTICE.

THE UNDERSIGNED CUSTOMER AGREES THAT HE HAS READ THE TERMS AND CONDITIONS ON BOTH SIDES OF THIS FORM AND THAT THEY CONSTITUTE THE ENTIRE AGREEMENT BETWEEN THE PARTIES HERETO.

SUB TOTAL \$ 11,660.50

TAX

TOTAL

ACCEPTED FOR BUTTE IRRIGATION, INC. BY

X _____
CUSTOMER SIGNATURE DATE

AUTHORIZED SIGNATURE DATE

3/14/01

A.D. NYE CLAIM REVIEW.

Water Right Files:

43-4049 - Beneficial Use Claim. (filed ~~June~~ ^{Aug, 1972} 1975)

Owner: A.D. Nye.

P.O.D. NESW T13S, R26E, Sect. 13. (3/1/93 replacement well)
Source: G.W.

Priority:	3-15-34	1.2
	3-15-39	2.9
		<u>2.9 cfs.</u>

Season: 3/15 - 10/15.

3/15 - 11/15 (Adm. Season)

PLACE OF USE: T13S, R22E, Sect 13. , 240 ACRES.

* I think this might be incorrect, I think it should be listed in R26E instead. An AFFIDAVIT IN THE FILE LISTS THE POB AS T13S, 26E Sect. 13.

	NE	NW	SW	SE	
43- ~~4048~~	SW SE	SE NE	NENW SW SE		
- 4049.	40 40	40 40	40 40	240 T.	
- 4048	40	40	40 40 40 40		

Claim

43-4048: Beneficial Use.

OWNER: AD. NYE.

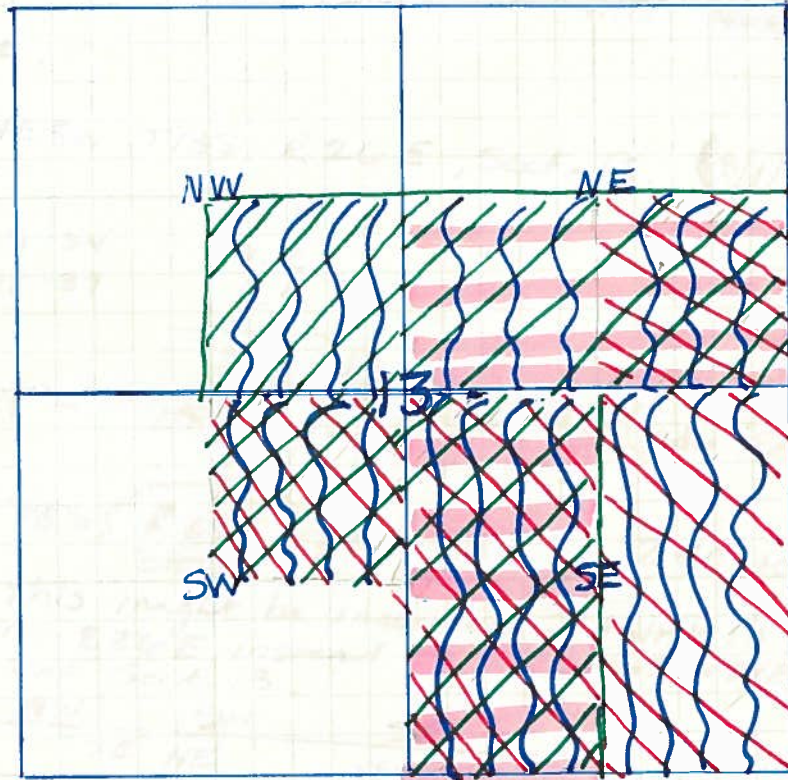
POD: T13S, R26E, Sect. 13 SWSE.

Source: G.W.

Priority: 3-15-22 2.8 cfs.

Season: 3/15 - 10/15 Adm. Season: 3/15 - 11/15.

13-782 500 SHEETS, FILLER 5 SQUARE
 42-381 50 SHEETS EYE-EASE 5 SQUARE
 42-382 100 SHEETS EYE-EASE 5 SQUARE
 42-383 200 SHEETS EYE-EASE 5 SQUARE
 42-384 100 SHEETS EYE-EASE 5 SQUARE
 42-385 100 RECYCLED WHITE 5 SQUARE
 42-386 200 RECYCLED WHITE 5 SQUARE
 Made in U.S.A.



— 4049
 — 4048
 ~ 10064
 ■ 221

340 original Acres.

221 3.2 cfs. Cassia Crk 154.0 AC.
 251A

Idaho Department of Water Resources
Estimated Pumping Rate Documentation Form

ed 1/6/2000

Flow Analysis Performed by: **Cindy Bird**

Date: **2/22/00**

Page 1 of 1

Record ID	209	Measured Flow:	
Water Right No.	A43-10064	Designed Flow:	
Name	A.D. & Ann Nye	HP/Eff Flow:	
pod	13S26E13NWSWSE	Sprinkler Flow:	1.52 cfs
year:	1979	Pivot/System Flow:	2.23 cfs <---Max
Flow Measurement:		gpm	=
Curve/Pump Design:		gpm	=
Horsepower / Efficiency Method			
Horsepower	75	hp	
PWL	0	ft	
Disch Psi	0	psi	
PUMP Eff Estimate	0.82	%	
TDH	0	ft	
OHP	61.5	hp	
Flow		gpm	=
System Method:			
No Lines	3	Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$	
Birds per line	32	C=	1.00 Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	96	r=	0.0072 ft Nozzle radius
Nozzle size	11/64 in	A=	0.00016 ft^2 Nozzle area
Nozzle pressure	50 psi	h=	116 ft Head
Flow per nozzle	6.24 gpm	g=	32.2 ft/sec^2 Gravitational constant
Sprinkler Flow	599 gpm	Q=	0.014 cfs Flow per nozzle
Percent Leaks	12 %	=	6.236 gpm Flow per nozzle
Total Flow	680 gpm		= 1.52 cfs
Pivot / System rating	1000 gpm		= 2.23 cfs

Comments / Data Supplied:

2/16/00 Andre and Carol Nye came into my office to discuss his dads claims. He filled out the forms to the best of his knowledge about the system. He knew that the pump was a submersible pump but didn't know the particulars of it. We went through the point of diversion legals to clarify to him which pumps we needed information on. This particular pump operates 3 handlines, 32 birds each, 11/64" nozzles size, 50 psi and a center pivot operating at 1000 gpm. Prior to 1979 they used flood irrigation.

The total for this sytems would be **3.75 cfs.**

Summers.

Idaho Department of Water Resources
Adjudication Bureau

December 6, 1999

209

Name: _____ A4310064
Point of Diversion: _____ NYE A D & ANN
Claim No(s): _____ 13S26E13NWSWSE

Data Submission for Estimating Well Pumping Capacity

This form is for documenting historic flow rate from a well based on available information including: flow measurements, pump curves or specifications, system characteristics such as motor horsepower, depth to water, discharge pressure, and irrigation system characteristics. The department is attempting to quantify the maximum rate of flow diverted and put to beneficial use in the years prior to November 1987.

If you have any questions regarding this data request, please contact either Scott King (208) 327-7897 or Cindy Bird (208) 327-5450. You may also dial the adjudication hotline (1-800-451-4129) and ask for Scott or Cindy. If you prefer to discuss these questions with us instead of completing the form, your call is welcomed. We can also be contacted by e-mail at sking@idwr.state.id.us and cbird@idwr.state.id.us

1) Rate of Flow measurements: _____ (cfs or gpm)

Please give approximate date, person or entity performing measurement, description of measuring device and any other applicable data. Examples may include measurements made as part of an energy efficiency survey, which are often provided as a service through your electric utility.

2) Pump characteristic curves or specifications: Please include copy of pump curve, or state designed pumping capacity, rated flow and head, and approximate year of pump installation. Other helpful items may include the pump manufacturer, model number, and number of stages.

3) Pumping system characteristics:

Diversion rate can be determined by using power, pumping lift, discharge pressure, and estimated pumping efficiency. If the system has changed over time, you can provide information for several system configurations.

Year	Well pump motor horsepower	Booster pump(s) motor horsepower	Depth to water, pump off (ft)	Depth to water, pump on (ft)	Discharge pressure (psi)
1986	submers				
1979	75hp				

4) Irrigation System:

Please provide description of the water delivery system. State number of lines and birds, nozzle size, and operating pressure(s) of impact-type sprinkler systems; designed rated flow for pivot systems. As above, if various systems have been used through the years, provide year as well. Example:

1963 to 1974 – Well pump open discharges to ditches for flood irrigation using 50 siphons per set. Siphons were 1.5 inch diameter, 5 feet long.

1975 to 1984 – Six wheel lines with 32 birds per line, 5/32 inch nozzles operating at 60 to 70 psi at the sprinklers.

1985 to present – Eight tower center pivot with impact sprinklers and end gun, no corner catcher, designed for 1150 gpm. Also solid set hand lines in corners which operate separate of the pivot, operating a total of 250 birds per set, 9/64 inch nozzles operating at 65 to 75 psi at the sprinklers.

prior to 1979 they use flood irrigation

5) Other information:

Please also include any other information that you feel may indicate maximum historic diversion rate for your well.

3 handlines, 32 birds ea, "1/64" nozzle size, discharge pressure
pivot - ~ 1000 gpm

R PROOF

CVR

MAPS

PHOTOS

MISC

—

—

—

—

—

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:03:41
06/01/99
18

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A43-10064

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	A D NYE	03/15/1939	IRRIGATION	03-15 11-15	5.70 CFS	
C	ANN NYE					
TOTAL DIVERSION:					5.70 CFS	
CONSUMPTIVE USE:						933.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T13S R26E S13 SWNESW NWSWSE CASSIA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
13S	26E	13	:			35		39	:			38	:	39				:	40	40	40	40	:	311.0		
																							TOTAL ACRES	311.0		

POU County: CASSIA

Non-Irrigation Uses: NONE

Other Rights: A43-00221, A43-00251A, A43-00144A

Remarks: GEN THIS CLAIM IS BASED ON A COMBINATION OF STATUTORY CLAIMS 43-4048
AND 43-4049. THIS WATER IS PRESENTLY BEING USED IN A COMMON
SYSTEM.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:02:37
06/01/99

PAGE: 17
QUICKLOOK INFORMATION

17
CLAIM NUMBER: A43-10064

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	Y							
POINT OF DIV	Y							
SOURCE	Y							
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:02:37
06/01/99

PAGE: 1
GENERAL INFORMATION

1
CLAIM NUMBER: A43-10064

LAST: NYE FIRST: A D
ADDRESS: HC 72 BOX 2000
CITY: MALTA STATE: ID ZIP: 83342
PHONE NUMBER: 208-645-2591

OWNER CODE: C

LAST: NYE FIRST: ANN
ADDRESS: HC 72 BOX 2000
CITY: MALTA STATE: ID ZIP: 83342
PHONE NUMBER: 208-645-2591

OWNER CODE: C

FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
VERIFICATION REQUIRED DUE TO REMARKS?	Y	Y() N()

CLAIM REMARKS: GEN THIS CLAIM IS BASED ON A COMBINATION OF STATUTORY CLAIMS 43-4048
AND 43-4049. THIS WATER IS PRESENTLY BEING USED IN A COMMON
SYSTEM.

PAGE: 2

FIELD EXAMINATION INFORMATION

2

CLAIM NUMBER: A43-10064

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A43-10064 PRIORITY DATE: 03-15-1939 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y() N()

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N()

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y() N()

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A() Y() N()

FIELD EXAM COMPLETED N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE N/A() Y() N()

LICENSE ISSUED N/A() Y() N()

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A() Y() N()

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y() N()

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

____ - ____ - ____

REVIEWED BY _____

DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBE
							FLAG			
A43-10064	13S	26E	13	SW	NE	SW		CASSIA		
A43-10064	13S	26E	13	NW	SW	SE		CASSIA		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

43-04048
43-04049

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

=====

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
							FLAG			
13S	26E	13	SW	NE	SW			CASSIA		
13S	26E	13	NW	SW	SE			CASSIA		
___	___	___	___	___	___	___	___	___	___	___
___	___	___	___	___	___	___	___	___	___	___
___	___	___	___	___	___	___	___	___	___	___
___	___	___	___	___	___	___	___	___	___	___
___	___	___	___	___	___	___	___	___	___	___
___	___	___	___	___	___	___	___	___	___	___

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (___), SEE LICENSE FILE (___), OR SEE ATTACHMENT (___)

A. ROOT WATER RIGHT NUMBERS: A43-10064
R43-10064

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13S	26E	13	SW	NE		NYE, A D	A43-10064 / 35.0	- /			41.0
			SW	NE		NYE, A D	R43-10064 / 35.0	- /			
			SW	NE		NYE, ANN	R43-10066 /	- /			
			SW	NE		NYE, A D	A43-00221 / 35.0	43-00221 /			
			SW	NE		NYE, ANN	A43-10066 /	- /			
			SW	NE		NYE, A D	R43-00221 / 35.0	- /			
			SW	NE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
13S	26E	13	SE	NE		NYE, A D	A43-10064 / 39.0	- /			39.0
			SE	NE		NYE, A D	R43-10064 / 39.0	- /			
			SE	NE		NYE, A D	A43-00221 / 39.0	43-00221 /			
			SE	NE		NYE, A D	R43-00221 / 39.0	- /			
			SE	NE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
			SE	NE		PETERSON, A. J.		43-00251 /			
			SE	NE		NYE, A. D.		43-04048 / 40.0			
13S	26E	13	SE	NW		NYE, A D	A43-10064 / 38.0	- /			40.0
			SE	NW		NYE, A D	R43-10064 / 38.0	- /			
			SE	NW		NYE, A D	A43-00251A / 38.0	- /			
			SE	NW		NYE, A D	R43-00251A / 38.0	- /			
			SE	NW		CASSIA CREEK IRRIGATION CO.		43-00015 /			
13S	26E	13	NE	SW		NYE, A D	A43-10064 / 39.0	- /			39.0
			NE	SW		NYE, A D	R43-10064 / 39.0	- /			
			NE	SW		NYE, A D	A43-00251A / 39.0	- /			
			NE	SW		NYE, A D	R43-00251A / 39.0	- /			
			NE	SW		CASSIA CREEK IRRIGATION CO.		43-00015 /			
			NE	SW		PETERSON, A. J.		43-00251 /			
			NE	SW		NYE, A. D.		43-04048 / 40.0			
13S	26E	13	NE	SE		NYE, A D	A43-10064 / 40.0	- /			38.0
			NE	SE		NYE, A D	R43-10064 / 40.0	- /			
			NE	SE		NYE, A D	A43-00144A / 40.0	- /			
			NE	SE		NYE, A D	R43-00144A / 40.0	- /			
			NE	SE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
			NE	SE		HITT, JAMES B.		43-00144 /			
			NE	SE		NYE, A. D.		43-04048 / 40.0			
13S	26E	13	NW	SE		NYE, A D	A43-10064 / 40.0	- /			39.0
			NW	SE		NYE, A D	R43-10064 / 40.0	- /			
			NW	SE		NYE, A D	A43-00221 / 40.0	43-00221 /			
			NW	SE		NYE, A D	R43-00221 / 40.0	- /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	SE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
			NW	SE		NYE, A. D.		43-04048 / 40.0			
13S	26E	13	SW	SE		NYE, A D	A43-10064 / 40.0	- /		39.0	
			SW	SE		NYE, A D	R43-10064 / 40.0	- /			
			SW	SE		NYE, A D	A43-00221 / 40.0	43-00221 /			
			SW	SE		NYE, A D	R43-00221 / 40.0	- /			
			SW	SE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
			SW	SE		NYE, A. D.		43-04048 / 40.0			
13S	26E	13	SE	SE		NYE, A D	A43-10064 / 40.0	- /		37.0	
			SE	SE		NYE, A D	R43-10064 / 40.0	- /			
			SE	SE		NYE, A D	A43-00144A / 40.0	- /			
			SE	SE		NYE, A D	R43-00144A / 40.0	- /			
			SE	SE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
			SE	SE		HITT, JAMES B.		43-00144 /			
			SE	SE		NYE, A. D.		43-04048 / 40.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A43-10064	311.00	312.00
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POU COUNTY: CASSIA

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A43-10064	GROUNDWATER	NYE, A D	5.700	0.018		
A43-00144A	CASSIA CREEK	NYE, A D	0.900	0.011		
R43-00144A	CASSIA CREEK	NYE, A D	0.900	0.011		
A43-00221	CASSIA CREEK	NYE, A D	3.200	0.020		
R43-00221	CASSIA CREEK	NYE, A D	3.200	0.020		

CLAIM NO.	SOURCE	NAME	DIV. DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
R43-00251A	CASSIA CREEK	NYE, A D	0.533	0.006		
A43-00251A	CASSIA CREEK	NYE, A D	0.533	0.006		
R43-10064	GROUNDWATER	NYE, A D	5.70D	0.018		
A43-10066	GROUNDWATER	NYE, ANN	0.400	0.080		
R43-10066	GROUNDWATER	NYE, ANN	0.400	0.080		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
R43-10066	DOMESTIC	NYE, ANN	FROM 01-01 TO 12-31	0.050 CFS	
R43-10066	STOCKWATER	NYE, ANN	FROM 01-01 TO 12-31	0.200 CFS	
A43-10066	DOMESTIC	NYE, ANN	FROM 01-01 TO 12-31	0.050 CFS	
A43-10066	STOCKWATER	NYE, ANN	FROM 01-01 TO 12-31	0.200 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE? Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A43-00221, A43-00251A, A43-00144A

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y() N()

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: _____ N/A(____)

REVIEWED BY: _____ DATE: _____

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A43-10064 IRRIGATION	FROM 03-15 TO 11-15	5.700 CFS	
TOTAL DIVERSION RATE/VOLUME		5.700 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
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C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

PAGE: 11

11

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

CLAIM NUMBER: A43-10064

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 5.700 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS)
REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE
OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM
IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 933.0 AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

PAGE: 13

DIVERSION AMOUNT REVIEW SHEET CONTINUED

13

CLAIM NUMBER: A43-10064

NOTES: _____

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
			DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
IRRIGATION	03-15	11-15	5.700	_____		_____	933.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT				_____		_____		_____

NON-IRRIGATION USES CLAIMED: NONE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REVIEWED BY: _____ DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 43-10064

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	5.700	_____	

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
43-04048	A43-10064	5.700	R43-10064	5.700	43-04048	2.800
43-04049	-		-		43-04049	2.900
TOTAL CFS		5.700		5.700		5.700

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
Y	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDE IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)		IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM	_____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED	_____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED	_____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN	_____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN	_____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED	_____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED	_____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED	_____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED	_____	_____	_____
() OTHER _____	DATE	_____	_____	_____
() OTHER _____	DATE	_____	_____	_____