

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: A43-10066
Date Received: 3/22/1989
Receipt No: 5006637 AD-1
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

AND/OR

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

2. Date of Priority: DEC 31, 1947

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	NW	SW	NE		CASSIA

5. Description of diverting works:
TWO WELLS & PUMPS IN COMMON PIPELINE NETWORK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		
IRRIGATION	03/15	11/15	0.150		
STOCKWATER	01/01	12/31	0.200		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 2 HOUSEHOLDS, S/ 300 DAIRY, 150 RANGE

A43-10066

Page 1

Date: 03/22/89

MICROFILMED

MAR U 4 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	26E	13	SW	NE		DOMEST	
			SW	NE		IRR	5.0
			SW	NE		STOCK	
					Section Acres		5.0
					Total Acres		5.0

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:
NONE

14. Remarks:

TWO P/D IN NWSWNE S. 13 T13S, R26E.
WELLS PUMPS AROUND 20 INCHES OF WATER.
FIRST WELL DRILLED AROUND 1924 THEN SECOND WELL ADDED AROUND
1947. CLAIM BASED ON SYSTEM AS EXISTED IN 1947.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED

MAR 04 1993

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. B. Myer Date: March 22, 1989

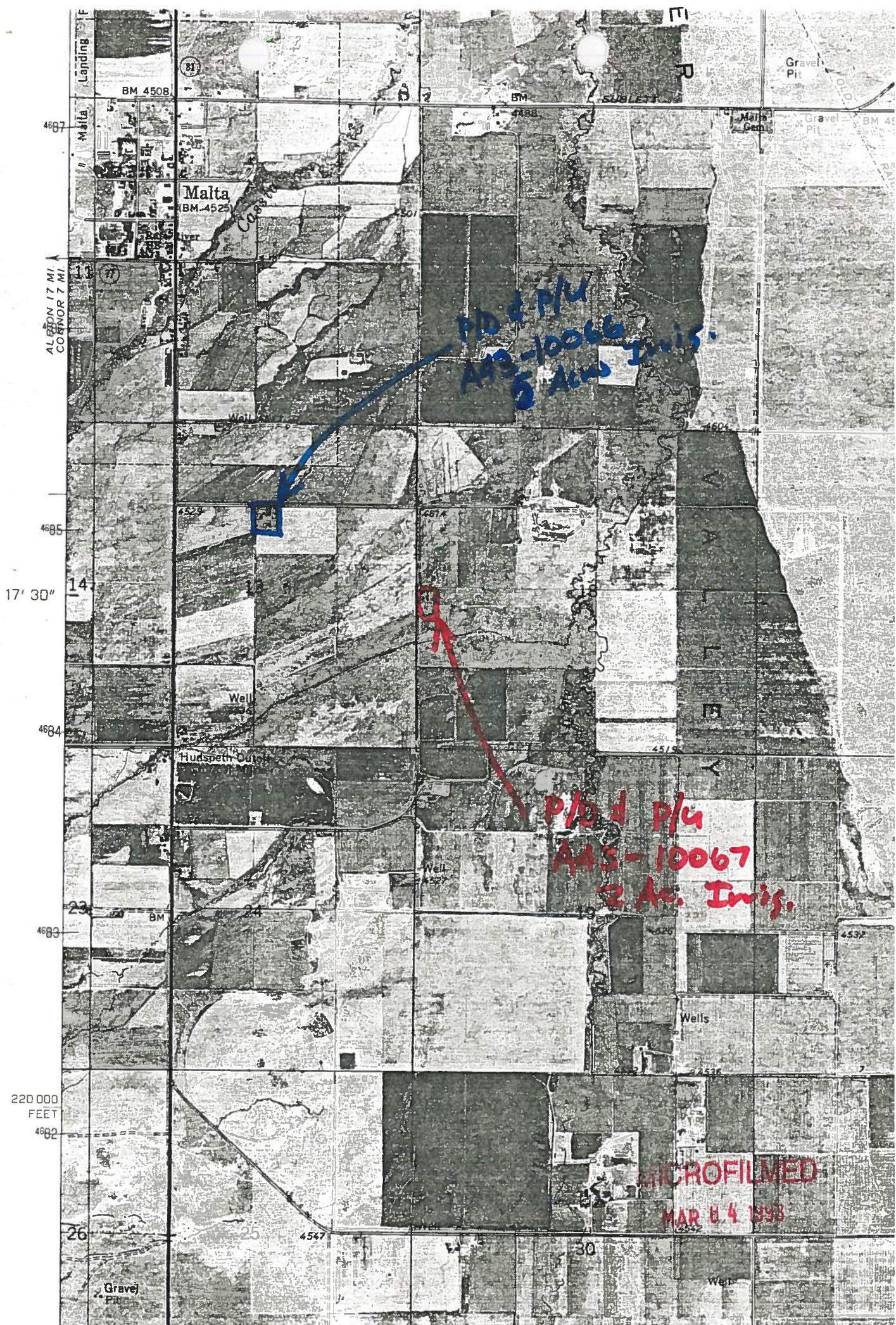
Date: _____

State of Idaho)
County of Twin Falls) SS.

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

Seal

Residing at Kilbuck, 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

A43-10066
ANN NYE
A. D. 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

MICROFILMED
MAR 04 1993

FOR FILE A43-1006'

A43-

10066

(Domestic/stock/wir & 5 Acres

3HP - 16ft to Water

~~ir~~ irrigation tied into domestic & Stock watering system.

Proof of priority not submitted yet.

well data from A.D. NIE during an office visit on 12-17-91

KKC.

MICROFILMED

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: 43-10066

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

ANN 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

05/09/2001

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

RIGHT NUMBER: 43-10066
NAME AND ADDRESS: A D NYE
ANN NYE
HC 72 BOX 2000
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 0.06 CFS
12 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND
STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 09/09/1962

POINT OF DIVERSION: T13S R26E S13 NWSWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.06 CFS
		12.00 AFY
STOCKWATER	01-01 12-31	0.06 CFS
DOMESTIC 2 HOMES	01-01 12-31	0.05 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County
T13S R26E S13 SWNE 3
STOCKWATER Within CASSIA County
T13S R26E S13 SWNE
DOMESTIC Within CASSIA CountyT13S R26E S13
SWNE

3 ACRES TOTAL

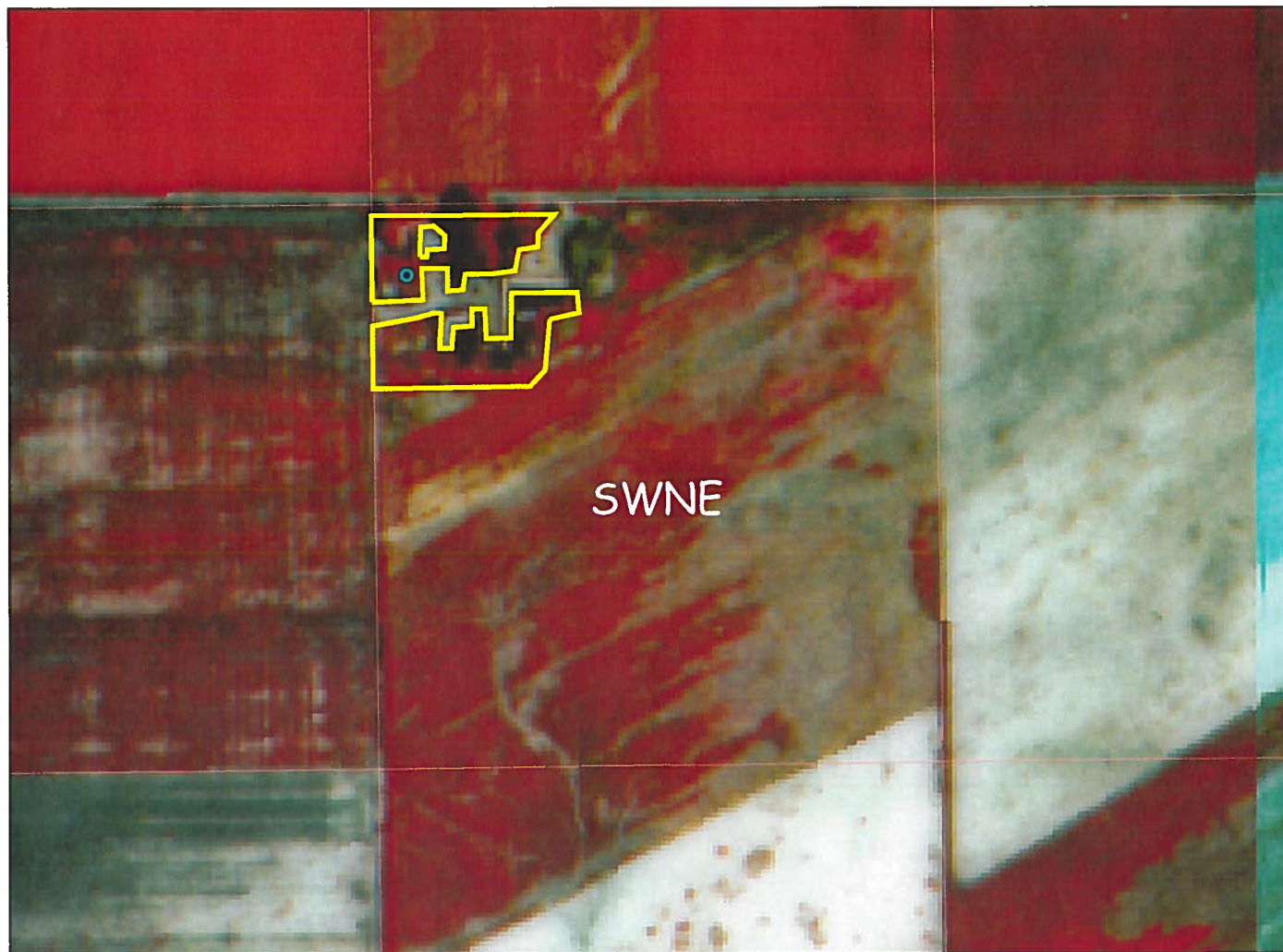
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Idaho Department of Water Resources

Place of Use Layout 43-10066



0 1000 2000 Feet

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 9, 2001

- Point of Diversion
- 43-10066 Place of Use
- Quarter-quarter lines

CLAIM NUMBER

A43-10066

DATE

5-9-01

TRANSFER NUMBER

AGENT

Sking

CLAIMED ACRE TOTAL

5

GIS ACRE TOTAL

3

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	13S	26E	13			5													
GIS						3													
RECOM						3													
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B43-DBPOU.SHP

SHAPE NOS.

No priority evidence submitted. 9/9/1962 photos indicate a home at this location. Set priority at 9/9/1962 until unless additional data becomes available.

43-DBPOD.SHP

NOS. DESCRIPTION

POD IO 394652 No coincident pods

DBF TABLES UPDATED

B43-DBPOU.DBF

B43-DBPOD.DBF

JPEG LAYOUT

Claims review notes and narrative

43-10066

SYSTEM ANALYSIS

This beneficial use claim was filed for domestic, stockwater, and 5 acres of irrigation with a December 31, 1947 priority date. No evidence of priority was submitted. September 1962 aerial photography indicates that the home was existing at that time and thus a 9-9-1962 priority date is applied. GIS analysis of imagery indicates irrigation of about 3 acres total.

Per Cindy Bird's field visit (see notes in file) a small dairy used to operate at this location. However, the dairy was moved (apparently in the mid-1970's) and the operation has not resumed at this location. Therefore, the stockwater and domestic components are recommended with a limit of 13,000 gpd.

The claimed flow rate is 0.40 cfs. Information in the file indicates the well pump is 1-hp. Expected capacity for a 1-hp submersible well pump with reasonable pumping level and discharge pressure is 0.06 cfs. This rate also provides 0.02 cfs per acre for irrigation of 3 acres. The claim indicates two wells at this location; however Cindy was able to verify only one POD during her visit. It is possible that a larger pump was installed at an earlier time, but the available information does not verify a higher diversion capacity.

Recommendation Summary:

0.06 cfs for irrigation, 12 AFA volume, 3 acres

0.06 cfs for stockwater

0.05 cfs for domestic (as claimed) with a combined domestic & stockwater volume limit of 13,000 gpd.

6-6-00

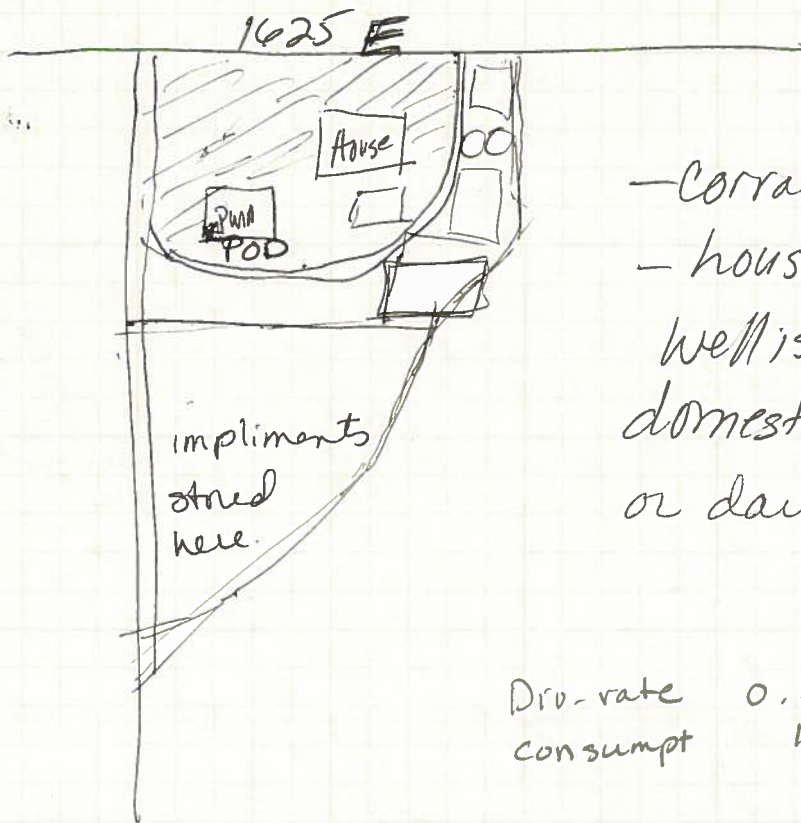
claim A43-10066.

A D NYE

9/64", 6 nozzles,
6hd, 1 nozzle ea.

claimant use to use the water for irrigation.
It hasn't been irrigated for 2 years.

- dairy cows used to be in the corrals, But
Peter Grush has moved his dairy operation.



- corrals around the
- house.

well is still used for
domestic, not irrigating
or dairy cows.

Drw-rate 0.40
consumpt 15 A-F

By: Cindy Bird

Submersible

well ID 207

Idaho Department of Water Resources
Adjudication Bureau

December 6, 1999

Name: _____ A4310066
Point of Diversion: _____ NYE A D & ANN
Claim No(s): _____ 13S26E13NWSWNE

claim = 0.4 cfs

and he was sure
this was the pump
they used for the
house. Heel.

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. know

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: _____ 27 _____ (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.

12/28/00. Spoke with the office of Mitchell Machine-Pump Service
in Bourley. (208) 9042 or 1-800-678-9042. In 1990 they
put a 1 HP pump in for A.D. Nye, Malta.

Date: 12/27/00

Page 1 of 1

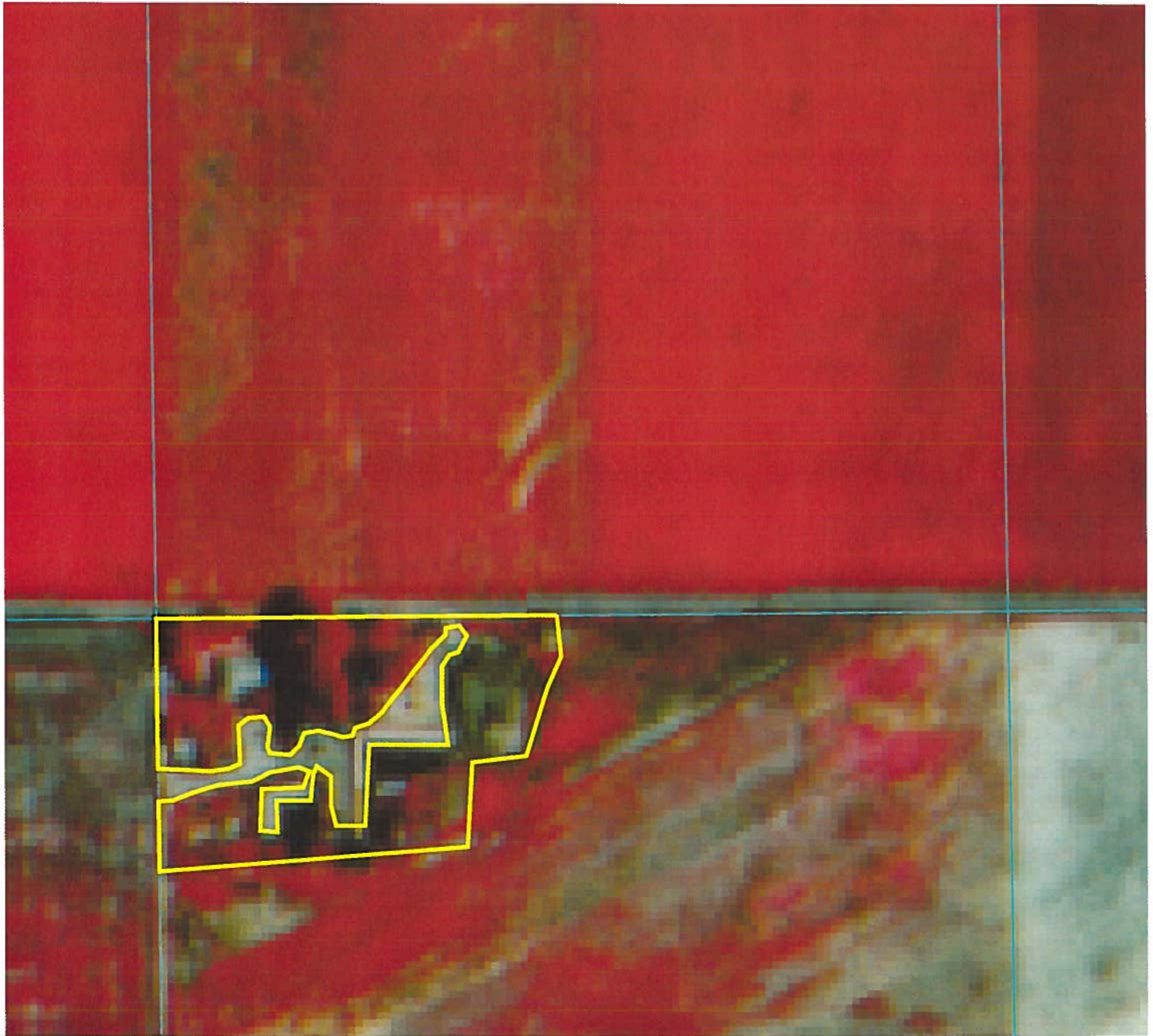
Record ID	207	Measured Flow:	
Water Right No.	A43-10066	Designed Flow:	
Name	A.D. Nye	HP/Eff Flow:	0.09 cfs <<--Max
pod	13S 26E 13 NWSWNE	Sprinkler Flow:	
year:	1990	Pivot/System Flow:	
Flow Measurement:		gpm	=
Curve/Pump Design:		gpm	=
Horsepower / Efficiency Method			
Horsepower	1	hp	
PWL	50	ft	30
Disch Psi	10	psi	
PUMP Eff Estimate	0.73	%	
TDH	73	ft	
OHP	0.73	hp	
Flow	40	gpm	= 0.09 cfs
	24		1.05
System Method:			
No Lines			
Birds per line			
Ttl no nozzles	0		
Nozzle size		in	
Nozzle pressure		psi	
Flow per nozzle	0.00	gpm	
Sprinkler Flow	0	gpm	
Percent Leaks		%	
Total Flow	0	gpm	=
Pivot / System rating		gpm	=
Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$			
C=	1.00	Nozzle coefficient; typical 0.97 to 1.00	
r=	0.0000	ft	Nozzle radius
A=	0.00000	ft^2	Nozzle area
h=	0	ft	Head
g=	32.2	ft/sec^2	Gravitational constant
Q=	0.000	cfs	Flow per nozzle
=	0.000	gpm	Flow per nozzle

Comments / Data Supplied:

When I visited the claimant on June 6th 2000 he said that Mitchell pumps in Burley installed the submersible pump. The pump is installed in the basement of the brick buildings in the photos. A.D. Nye said he hasn't been irrigating for the last couple years. Peter Grush moved his dairy operation over to 14S 26E section 1. The well is still used for domestic and stockwater (under 13,000 gpd).

No system evidence prior to 1990 on this claim has been submitted. The static water level in this area was measured at 40 feet on a 1993 well drilling report filed for A.D.Nye on the replacement well for 43-4049.

PRELIMINARY PLACE OF USE 43-10066



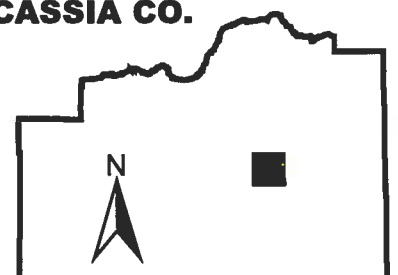
0 660 1320 Feet

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

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

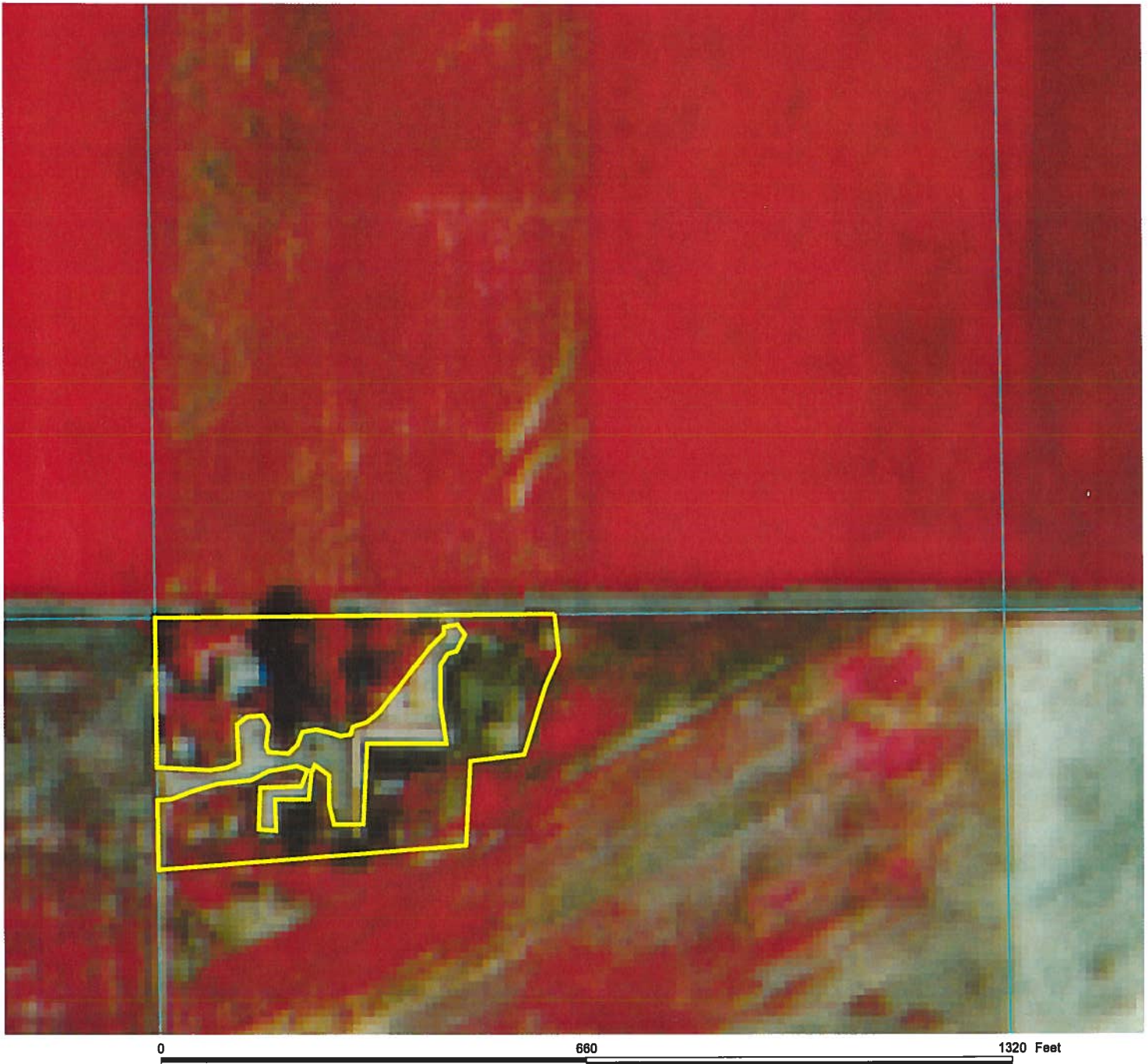
- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QUARTER/QUARTER LINES

CASSIA CO.



IDAHO DEPARTMENT OF WATER RESOURCES

**PRELIMINARY PLACE OF USE
43-10066**

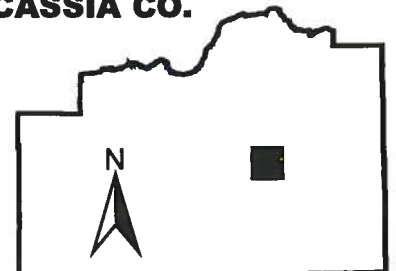


TWP 13S, RNG 26E, Sec 13, SWNE
FIELD EXAM DATE AGENT

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.



MEMORANDUM

Date: December 28, 2000

To: File

From: Cindy Bird

RE: Claim A43-10066

PURPOSE: Determine a flow rate for the statutory claim.

OBSERVATIONS & FINDINGS: I visited the claimant on June 6th 2000. During my visit several photos were taken and are attached to the memo. The pump is located in the basement of the concrete structure in figure 7. The outside faucet seen in the foreground in figure 7 was wired open. The building was neglected and evidence of animals living in the building was apparent so I didn't enter the building. Information on the pump was collected from the owner A. D. Nye. He didn't have the specific information on the submerged pump but said Mitchell pumps in Burley put the pump in.

December 26, 2000 I called the office of Mitchell Machine-Pumps services in Burley, 1-800-678-9042. They installed a 1 HP pump for A. D. Nye in 1990. The theoretical calculations are based on the 1 HP pump, static water level at 40 feet and a minimum pressure.

Figure 4 shows the stock area. The corrals are located east and south of the Nye home. The equipment in figure 3 is located north of the corrals in figure 4. At one time Peter Grush operated a small dairy operation here. During my visit the stockwater was negligible.

The claimant stated that he hasn't irrigated the area for the last couple years. The land south of the corral had a stack of hand lines. Each hand line had 6, 9/64's inch nozzles.

Since no specific information was available on the system. The theoretical calculation was prepared from the information provided by the claimant. The static water level in this area is 40 feet. Therefore, the theoretical calculation was based on the static level and open discharge. This calculation allows some flexibility for the flow rate.

CONCLUSIONS: The theoretical calculation does not support the claim. Without some additional information the claim should not be recommended for more than the 0.09 cfs.



Figure 1. Looking north at POU.



Figure 2. Looking northeasterly at POU.



Corral Area

Figure 3. Looking east behind A.D. Nye's home.

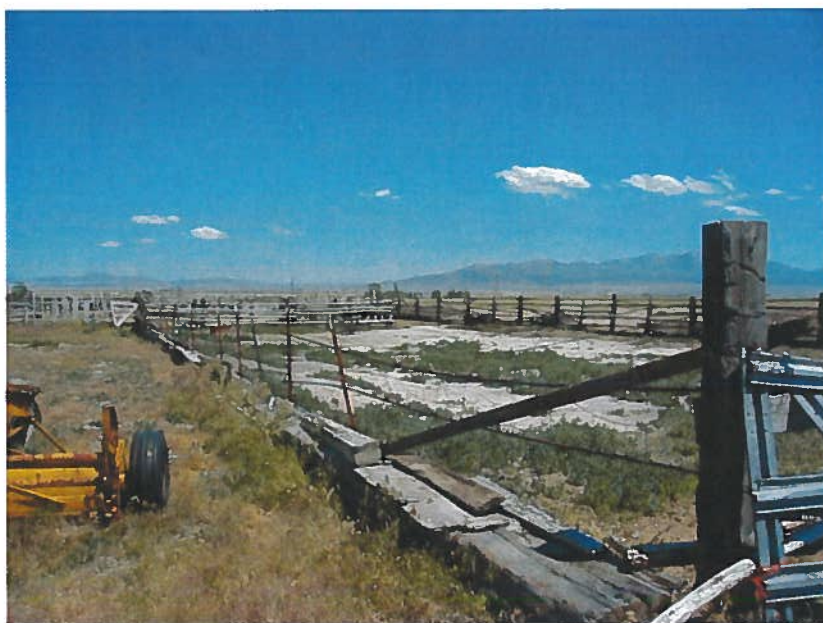


Figure 4. Corral area. Looking east.



Figure 5. Behind the Nye home, looking northeasterly.

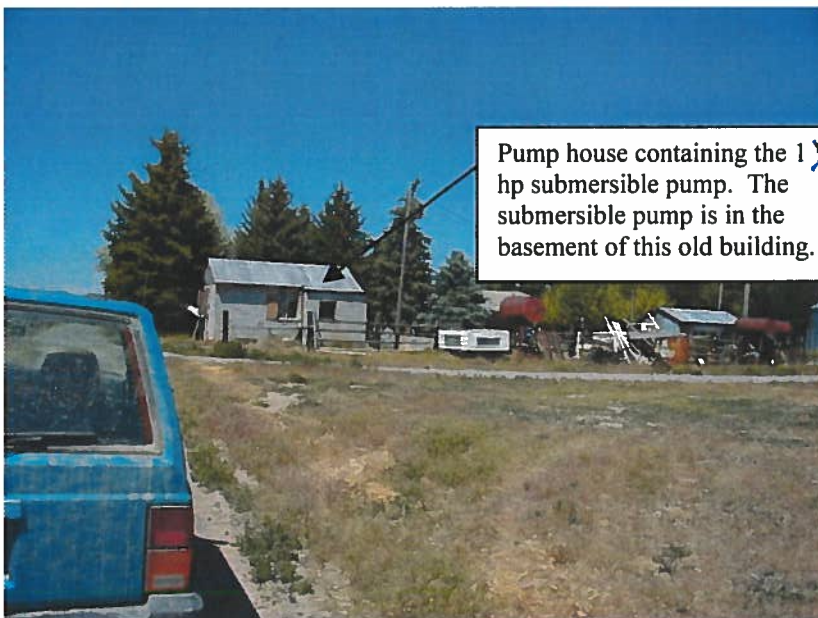


Figure 6. Looking northerly.



Figure 7. POD. The pump is located in the basement of this building.



Nye home.

Figure 8. Looking east across the front yard of the Nye property.



Figure 9. Looking southeasterly at A.D. Nye home.

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 12/29/00
Time: 08:58:27

Rec/No - S006637 AR/No -
From: - NYE, A. D. & ANN

Receipt Type - CK Doc/No - 1463
Remarks - \$52 FOR ANDRE A4310067

MOST CURRENT RECEIPT

Receipt Date: 03/22/1989

Type Of Payment
ADJUDICATION FEE

Fund	FD	PCA	Obj	Subsid	Fee
9337		410162	6490		1043.00

Total Due - 1043.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A4310067	52.00	A4310066	55.00	A4300221	50.00
A4300144A	50.00	A4300251A	50.00	A4310064	361.00
A4302535	50.00	A4300149	225.00	A4300150	50.00
A4300151A	50.00	A4300152	50.00		

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

R PROOF

CVR

MAPS

PHOTOS

MISC

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:02:37
06/01/99

PAGE: 1
GENERAL INFORMATION

19
CLAIM NUMBER: A43-10066

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

OWNER CODE: C

LAST: NYE FIRST: A D
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 TWO P/D IN NWSWNE S. 13 T13S, R26E.
WELLS PUMPS AROUND 20 INCHES OF WATER.
FIRST WELL DRILLED AROUND 1924 THEN SECOND WELL ADDED AROUND
1947. CLAIM BASED ON SYSTEM AS EXISTED IN 1947.

PAGE: 2
FIELD EXAMINATION INFORMATION

20
CLAIM NUMBER: A43-10066

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: # A43-10066 PRIORITY DATE: 12-31-1947 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 FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBE
A43-10066	13S 26E	13	NW	SW	NE			CASSIA		

OTHER AJ CLAIMS WITH SAME AJ POD WR RECORDS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE NONE NONE

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.				LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
			1/4	1/4	1/4		FLAG			
13S	26E	13	NW	SW	NE			CASSIA		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

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

A. ROOT WATER RIGHT NUMBERS: A43-10066
R43-10066

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, ANN	A43-10066 /	- /			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, A D	A43-10064 / 35.0	- /			
			SW	NE		NYE, A D	R43-00221 / 35.0	- /			
			SW	NE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
13S	26E	13	SW	NE		NYE, ANN	A43-10066 / 5.0	- /			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, A D	A43-10064 / 35.0	- /			
			SW	NE		NYE, A D	R43-00221 / 35.0	- /			
			SW	NE		CASSIA CREEK IRRIGATION CO.		43-00015 /			
13S	26E	13	SW	NE		NYE, ANN	A43-10066 /	- /			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, A D	A43-10064 / 35.0	- /			
			SW	NE		NYE, A D	R43-00221 / 35.0	- /			
			SW	NE		CASSIA CREEK IRRIGATION CO.		43-00015 /			

ADDITIONAL POU FOUND

TOTAL ACRES	A43-10066	5.00	123.00
-------------	-----------	------	--------

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
A43-10066	GROUNDWATER	NYE, ANN	0.400	0.080		
R43-00221	CASSIA CREEK	NYE, A D	3.200	0.020		
A43-00221	CASSIA CREEK	NYE, A D	3.200	0.020		
A43-10064	GROUNDWATER	NYE, A D	5.700	0.018		
R43-10064	GROUNDWATER	NYE, A D	5.700	0.018		
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
A43-10066	DOMESTIC	NYE, ANN	FROM 01-01 TO 12-31	0.050 CFS	
A43-10066	IRRIGATION	NYE, ANN	FROM 03-15 TO 11-15	0.150 CFS	
A43-10066	STOCKWATER	NYE, ANN	FROM 01-01 TO 12-31	0.200 CFS	
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	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

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()

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

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
A43-10066 DOMESTIC	FROM 01-01 TO 12-31	0.050 CFS	
A43-10066 IRRIGATION	FROM 03-15 TO 11-15	0.150 CFS	
A43-10066 STOCKWATER	FROM 01-01 TO 12-31	0.200 CFS	
TOTAL DIVERSION RATE/VOLUME		0.400 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
----------------	---------------------------	------------------------	------------------------

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()

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

CLAIM NUMBER: A43-10066

NOTES: _____

AJ CLAIM TOTAL DIVERSION RATE: 0.400 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 = 15.0 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 ()

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[illegible]

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
DOMESTIC	01-01	12-31	0.050	_____		_____	15.0	_____
IRRIGATION	03-15	11-15	0.150	_____		_____	15.0	_____
STOCKWATER	01-01	12-31	0.200	_____		_____	15.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT				_____		_____		_____

NON-IRRIGATION USES CLAIMED: D/ 2 HOUSEHOLDS, S/ 300 DAIRY, 150 RANGE

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: 43-10066

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS			

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A43-10066	0.400	R43-10066	0.400	-	
TOTAL CFS		0.400		0.400		

DIVERSION RATE REVIEW

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

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

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 _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:02:37
06/01/99

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QUICKLOOK INFORMATION

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CLAIM NUMBER: A43-10066

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	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

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PROFILE REPORT

CLAIM NUMBER: A43-10066

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ANN NYE	12/31/1947	IRRIGATION	03-15 11-15	0.15 CFS	
C	A D NYE		STOCKWATER	01-D1 12-31	0.20 CFS	
			DOMESTIC	01-D1 12-31	0.05 CFS	
TOTAL DIVERSION:					0.40 CFS	
CONSUMPTIVE USE:						15.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T13S R26E S13 NWSWNE

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
13S	26E	13	:			D5	:													5.0
TOTAL ACRES																			5.0	

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
13S	26E	13	:			S	:													

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
13S	26E	13	:			D	:													

POU County: CASSIA

Non-Irrigation Uses: D/ 2 HOUSEHOLDS, S/ 300 DAIRY, 150 RANGE

Other Rights: NONE

Remarks: GEN TWO P/D IN NWSWNE S. 13 T13S, R26E.
WELLS PUMPS AROUND 20 INCHES OF WATER.
FIRST WELL DRILLED AROUND 1924 THEN SECOND WELL ADDED AROUND
1947. CLAIM BASED ON SYSTEM AS EXISTED IN 1947.

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

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