

05/17/2006

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

RIGHT NUMBER: 2-2055

NAME AND ADDRESS: WEST INDIAN COVE WATER CO INC
27097 INDIAN COVE LN
HAMMETT ID 83627

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/22/1938

POINT OF DIVERSION:

T05S R07E S34 SWNW Lot 2 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	10.000 CFS

PLACE OF USE:

714 ACRES TOTAL

The place of use for this water right is within the service area of West Indian Cove Water Co.

The rights listed below are limited to the irrigation of a combined total of 714 acres in a single irrigation season. Combined Right Nos.: 2-2044, 2-2055, 2-2097B, 2-2128, 2-4015, 2-7133, 2-10008, 2-10010.

Right Nos. 2-2044 and 2-2055 are limited to the irrigation of a combined total of 458 acres in a single irrigation season.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

12/11/2005

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

RIGHT NUMBER: 2-2055

NAME AND ADDRESS: WEST INDIAN COVE WATER CO INC
27097 INDIAN COVE LN
HAMMETT ID 83627

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 10.000 CFS

PRIORITY DATE: 06/22/1938

POINT OF DIVERSION:

T05S R07E S34 SWNW Lot 2 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	10.000 CFS

PLACE OF USE:

718 ACRES TOTAL

The place of use for this water right is within the service area of West Indian Cove Water Co.

The rights listed below are limited to the irrigation of a combined total of 718 acres in a single irrigation season. Combined Right Nos.: 2-2044, 2-2055, 2-2097B, 2-2128, 2-4015, 2-7133, 2-10008, 2-10010.

Right Nos. 2-2044 and 2-2055 are limited to the irrigation of a combined total of 458 acres in a single irrigation season.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

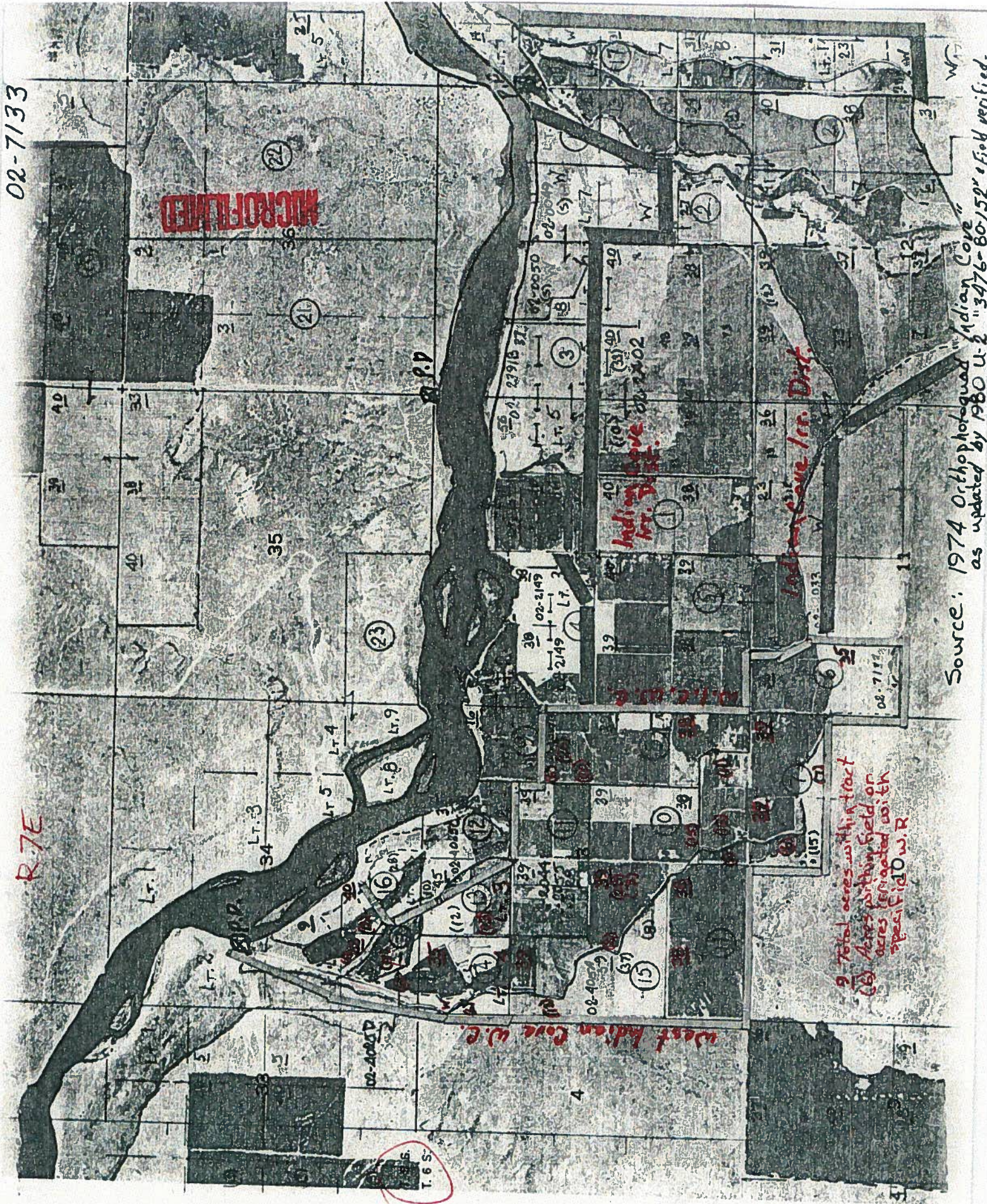
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

02-7133

R.7E

MICROFILMED



Source: 1974 Orthophotograph Indian Cove as updated by 1980 U-2 3476-60152r Field verified.

West Indian Cove

02-7133

ATTACHMENT "A" LAND LIST ATTACHMENT

Description and location of place of use:

TWP.	RANGE	SEC.	N1/4				NW1/4				SW1/4				SE1/4				TOTALS	
			N1/4	NW1/4	SW1/4	SE1/4	N1/4	NW1/4	SW1/4	SE1/4	N1/4	NW1/4	SW1/4	SE1/4	N1/4	NW1/4	SW1/4	SE1/4		
			Irrigated Lands of Co.																	
55	7E	34									66		67							
65	7E	3									9		23	12					44	
			10	39	39						39	26	35	35	39	39	39	39	523	
			11																78	
																			73	
																			718	
			02-4025 D																	
55	7E	34									66		67						23	
											9		6	8						
65	7E	3																		
			10	32	33										39	39	34	38	355	
			11																65	
																			38	
																			458	
			02-2097 B																	
65	7E	3																	6	
			02-2128																	
55	7E	34																		
65	7E	3																	10	
			10	16							3	2		1			4		15	
																			7	
																			32	
			02-4015 A																	
65	7E	3																		
			02-4015 B																	
65	7E	3																		
			02-7133																	
55	7E	34																		
65	7E	3																		
			10	6															11	
			11																13	
																			6	
																			35	
																			65	

Total number of acres irrigated

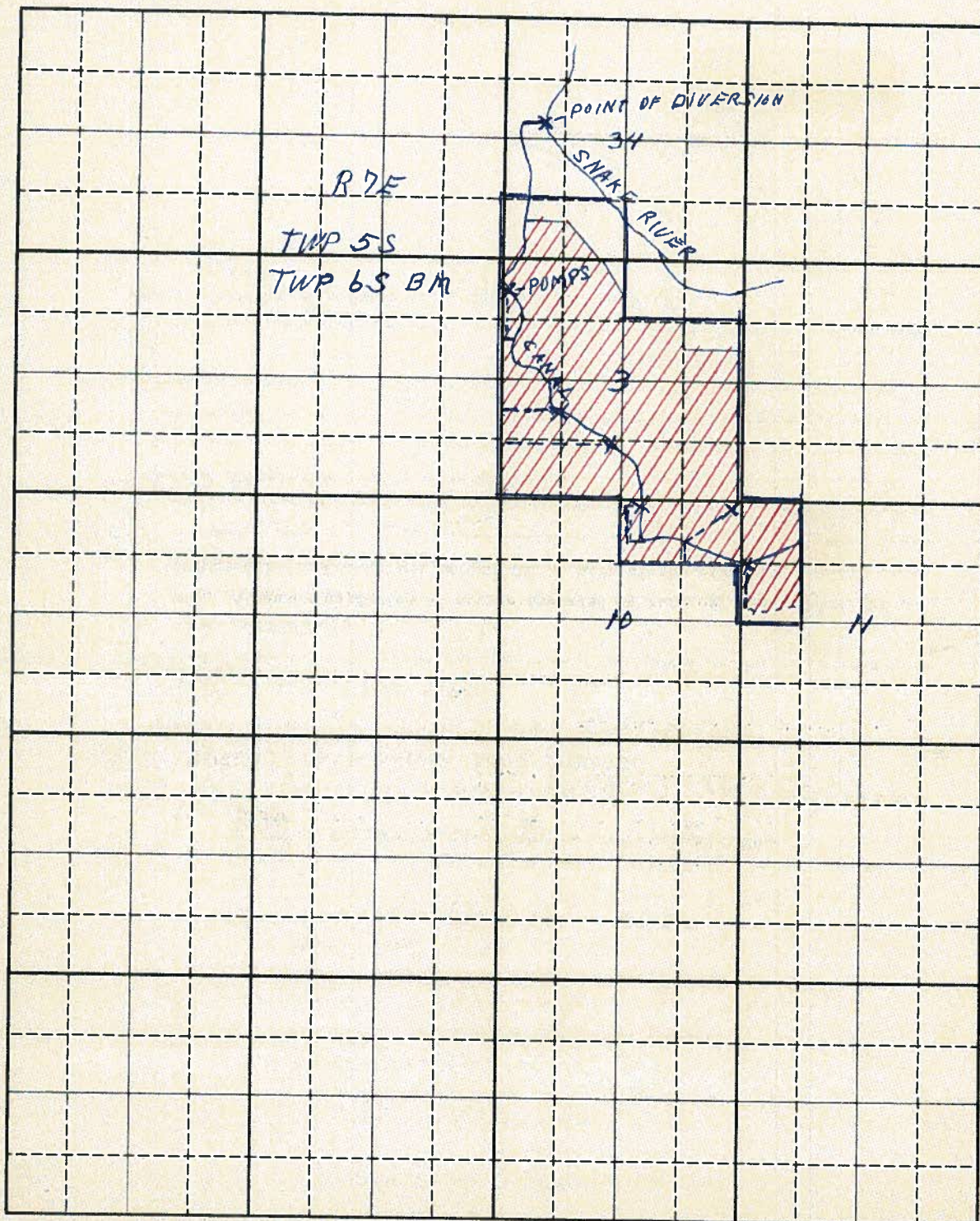
Total number of acres irrigated

Total 718

MICROFILMED

THIS IS A RECOMMENDATION

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

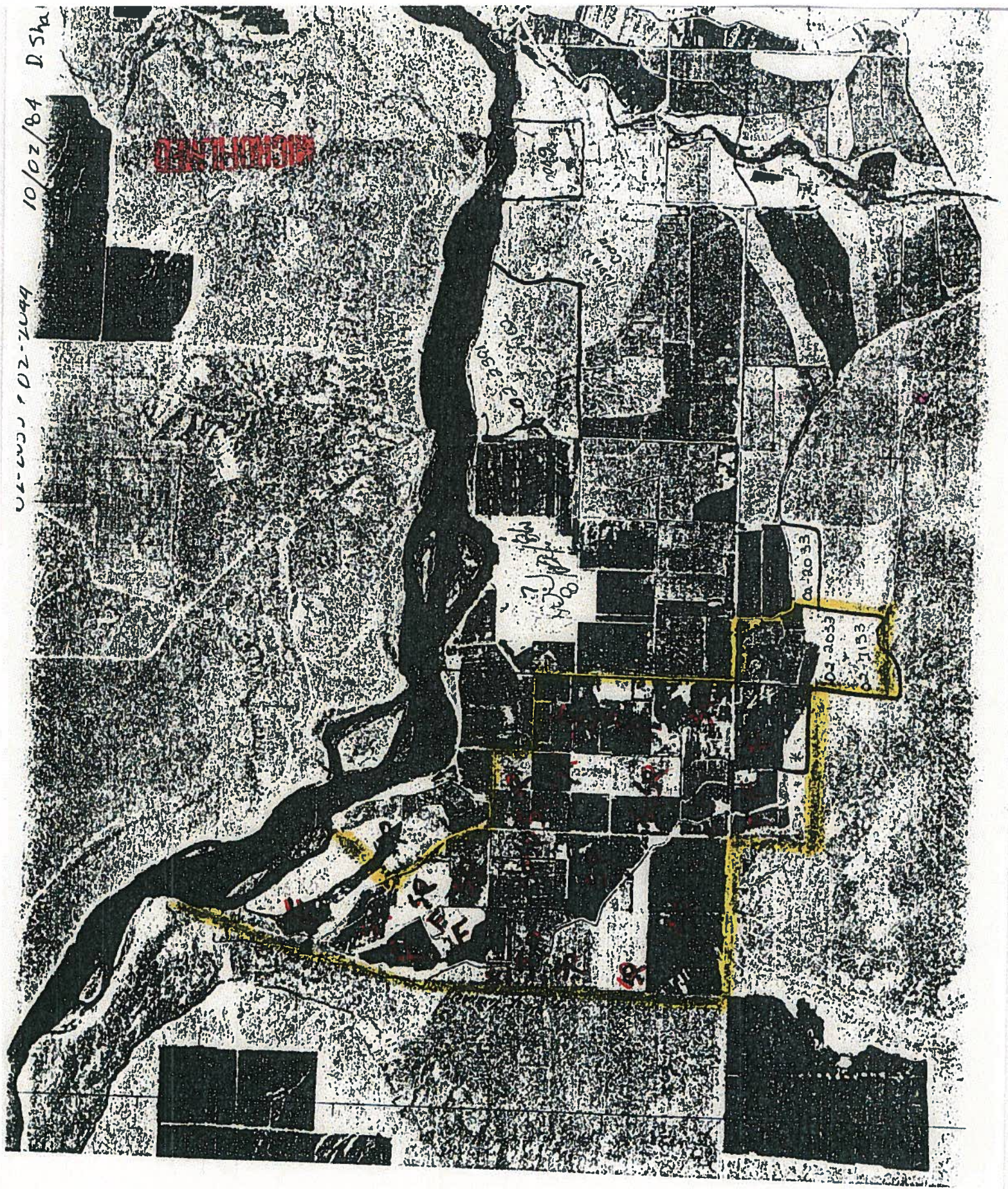
West Indian Cove Water Co., Inc.
Wesley Hooley, Sec.

(Applicant)

2 7133

02-2033 102-2044 10/02/84 D. Sha

DEVELOPMENT



102-2033
102-2044
10/02/84

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: A02-02055
Date Received: 12/07/1988
Receipt No: M002087
Received By: ESR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WEST INDIAN COVE WATER CO. 208-366-2022
Address: STAR ROUTE BOX 40
HAMMETT, ID 83627

2. Date of Priority: JUN 22, 1938

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	07E	34	SW	NW			OWYHEE

5. Description of diverting works:
PUMP IN RIVER W/PIPELINE TO CANAL; FLOOD AND/OR SPRINKLER IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/31	10.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/VARIABLE AMOUNTS AND BREEDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	07E	3	SW	NE		IRR	40.0
			SE	NE		IRR	18.0
			NE	NW		IRR	20.0

A02-02055

Page 1

Date: 12/07/88

MICROFILMED

AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	07E	3	NW		NW		IRR	37.0
			SW		NW		IRR	30.0
			SE		NW		IRR	40.0
			NE		SW		IRR	28.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	34.0
			SE		SE		IRR	40.0
							Section Acres	367.0
		10	NE		NE		IRR	35.0
			NW		NE		IRR	18.0
							Section Acres	53.0
		11	NW		NW		IRR	38.0
							Section Acres	38.0
							Total Acres	458.0

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
02-02044, 02-02128; 02-07133

14. Remarks:
WATER RIGHTS CLAIM PROOF REPORT IS IN ERROR IN RELATION TO
LICENSE. THIS CLAIM IS FOR THE LANDS LISTED IN LICENSE #02-02055.

15. Basis of Claim: LICENSE
Water Right Number: 18636

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 Organizations:

I do solemnly swear or affirm that I am President Samuel R. Hamilton of West Shoshone Creek Water Co. Inc., that I have signed the foregoing document in the space below as President of West Shoshone Creek Water Co. Inc. and that the statements contained in the foregoing document are true and correct.

Samuel R. Hamilton
Signature of Authorized Agent

President
Title and Organization

12/7/88
Date

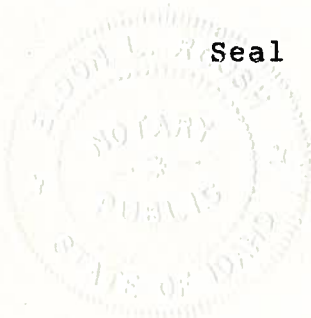
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 7 day
of Dec 19 88

Elmer Sproule
Notary Public

Residing at Boise

My Commission Expires 07/09/1999





802-02055

State of Idaho

License and Certificate of Water Right

Water License No. 18636 Priority June 22, 1938 Amount 10 second feet

THIS IS TO CERTIFY that P. J. HOOLEY

of Hammett, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 22, 1938; that Permit No. 18636 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 10 second feet, was issued thereunder on December 29, 1943, showing that said works were completed on the 17th day of July, 1943; and that on the 18th day of July, 1949

WEST INDIAN COVE WATER COMPANY, Assignee,

of Hammett, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of Snake River a tributary of Columbia River for the purpose of irrigation and domestic use, under Use Permit No. 18636 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses, at Page 4599, on the 17th day of May, 1950; The right hereby confirmed dates from June 22, 1938;

The Point of Diversion is located

in the SW 1/4 NW 1/4, Sec. 34, Tp. 5 S., R. 7 E., B. M. Elmore County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed Ten(10) cubic feet per second.

Description and location of use:

TWP.	RANGE	SECTION	FORTY-ACRE TRACT	NO. ACRES DESCRIBED IN PERMIT	NO. ACRES ACTUALLY IRRIGATED
5 S.	7 E.	34	SW 1/4 SW 1/4	4	---
			SE 1/4 SW 1/4	12	---
6 S.	7 E.	3	SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	20	18
			NE 1/4 NW 1/4	20	20
			NW 1/4 NW 1/4	25	37
			SW 1/4 NW 1/4	33	30
			SE 1/4 NW 1/4	40	40
			NE 1/4 SW 1/4	38	28
			NW 1/4 SW 1/4	8	---
			SE 1/4 SW 1/4	5	---
			NE 1/4 SE 1/4	40	40
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	34
			SE 1/4 SE 1/4	40	40
		10	NE 1/4 NE 1/4	35	35
			NW 1/4 NE 1/4	35	18
			NW 1/4 NW 1/4	35	38

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho. Number of Acres Actually Irrigated- 458

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 17th day of May, 1950

Mark R. Kuleg

State Reclamation Engineer.

MICROFILMED
AUG 07 1992

Water Right Number - 02-02055 Adj. Flag Translation: Standard Water Right Number Old (D) Number - 18636
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WEST INDIAN COVE WATER CO.

- 1 -
- 2 -
- 3 -

City- HAMMETT State- ID Zip-
Phone -

*** O - ORIGINAL OWNER ***
HOOLEY

P. J.

- 1 -
- 2 -
- 3 -

City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/22/1938 L - LICENSE

+ - - - - Source - - - - + + - - - - Tributary - - - - + + - - - - Status - - - - +
SNAKE RIVER COLUMBIA RIVER

+ - - - - Point of Diversion - - - - + + - - - - Stream Index (Blank if no Index Code) + - - - - Status - - - - +
Twn Rng Sec Tract Lot RFlg County Point of Diversion Stream Index (Blank if no Index Code)

05S 07E 34 SW NW (39) ELMORE 272.0 519.4

+ - - - - Description + - - - - Water Use + - - - - Diversion Rate + - - - - Diversion Volume + - - - - Status - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume Status - - - - +
01 - IRRIGATION 10.000
43 - DOMESTIC

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
10.000

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
06S	07E	3	SW NE	40.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	3	SE NE	40.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	3	SE NE	18-20-0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	3	NE NW	20.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	3	NW NW	37.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	3	SW NW	30.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	3	SE NW	40.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	3	NE SW	28.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	10	NE NE	35.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	10	NW NE	18.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE
06S	07E	11	NW NW	38.0	01	IRRIGATION	01	IRRIGATION	(39) ELMORE

Total Acres: 348.0

NE SE-40
NW SE-40
SW SE-34
SE SE-40
L-40

OWY HEE

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON XXXXXXXXXXXX
BORDER, DRAINAGE BASIN

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-2055 I.D. No.	Map No.
\$ 10.00 Fee Paid	19472 Receipt No.

Notice is hereby given that West Indian Cove Water Company
(Name of Claimant)

Hammett, Idaho 83627
(Mailing Address)

Telephone No. _____

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) June 22, 1938

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) SNAKE RIVER tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 10.0 cfs Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 10.0 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source (SW) 1/4 NW Sec. 34, Twp. 5S, Rge. 7E, B.M., Owyhee 73 County
Additional Points: SCI: 2720(1) 519.3

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Pumps, pipeline & ditches

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
58	7E	34									5	10	23	18					56
6S	7E	3			40	32	26	18	34	40	40	40	40	40	40	40	40	40	540 355
		10	40	32	40	33													80 65
		11					35	30	35	20									70 38

Total no. of acres 746 458

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 18636/02-2055

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

June 23, 1981
(Date)

State of Idaho

County of Ada

Organization

Seal

Organization West Indian Cove Water Co

Milton Landis, Pres.
(Signature of Authorized Agent)

On this 23 day of June, in the year 1981 before me
a notary public, personally appeared Milton Landis

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires Life

Notary Public residing at Boise

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. Shaff

Date 10/04/84

Right No. 02-2055

Claimant West Indian Cove

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☐ A.S.C.S. Records. Year & Photograph No. _____

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 6/01/81 & 10/02/84

☒ Adj. ^{Memo} Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement _____ cfs. Amount recommended 10^e cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 09 Indian Cove

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

1002-10-1001
MICROFILMED

M E M O

TO: 02-2055
FROM: Don Shaff *DS*
DATED: 10-04-84
SUBJ: Reivew Analysis

The lands of this company were *filed* inspected by myself on 10-02-84. The purpose of the inspection was to determine which lands are flood irrigated and those lands that are sprinkled. A photocopy of the *orthophotograph* is enclosed and was used for this purpose. The "f's" on the aerial photo indicate flood irrigated fields and the "sp's" indicate sprinkled fields. The findings of the inspection were that of the 718 acres irrigated by the company, *163* ~~137~~ acres are flood irrigated. These findings as to irrigation methods were used to determine the duty of water as a diverison rate for the company's lands. In conformity with past recommendations of the Department, one-and-one-half inches per acre were recommended as a diversion rate for those fields that are flood irrigated. Of the remainder that are sprinkled, where less than one inch per acre is applied, one inch is recommended as a diversion rate to account for the conveyance loss in the canal. 15

The claimant identified 746 acres irrigated on this claim and all claims submitted. The claimant was apparently stating that each water right is *appurtenant* ~~pertinent~~ to all the lands. Only in rare cases where a more specific determination is not possible is such a less than desirable recommendation made. In this case, however, a definitive determination is possible. As such the number of acres identified by the license or with some other water rights as identified by the claimant is a specific number of acres recommended for the water right. In this case, the license identified 10 cfs appurtenant to 458

MICROFILMED

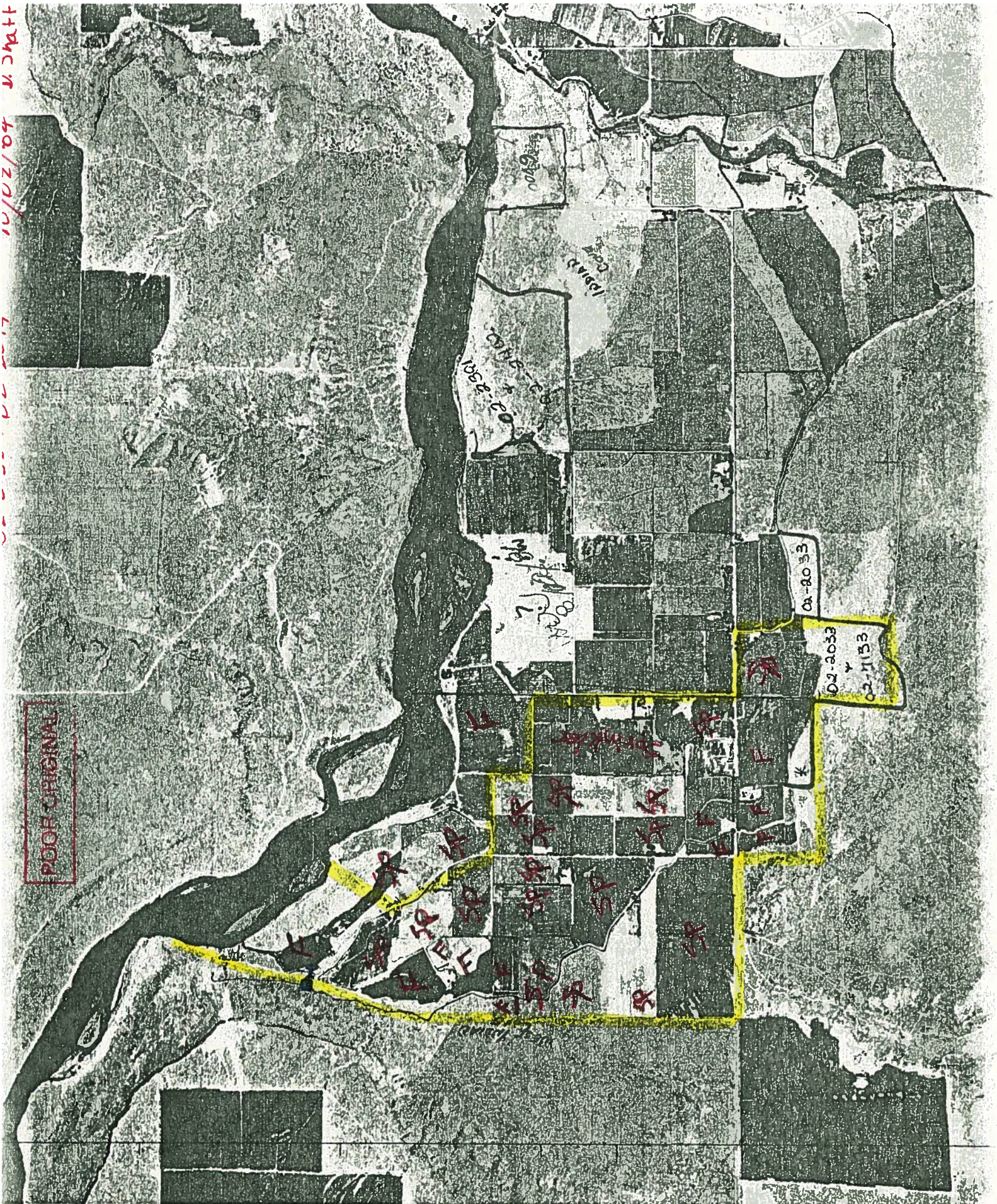
AUG 10 1994

acres in specific tracts. The recommendation of this water right to the court nearly duplicates this license except where fewer number of acres were identified now as irrigated. The gross exception is 15 acres within the NWNE of Section 10. Through the review process, 443 acres could be identified in the place of use described by the license. This left 15 acres that were unaccounted for. The remainder of the rights consistently identified the gradual development of the claimant's water rights. As a result, the 15 acres from within this original license was recognized as transferred to the more recently developed 15 acres in the NWNE Section 10. This act thus recognized the appropriations and developments that the company has been proceeding with since its inception.

MICROFILMED
AUG 10 1994

11/20/04
10/20/04
10/20/04

POOH ORIGINAL



MICROFILMED
AUG 10 74

2041,
2128,
7133

State of Idaho *P/D*
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

P/O SWNW S. 34
RCES T. 5 S R. 7 E

02-7133
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)	366-2022 Milton Landau	5/14/81 (APR 1202)	
☐ Appointment scheduled for: (Date, time, location)	6/1/81 11:00		Milton Landau's home

EXAMINATION

EXAMINATION

Date 6/1/81 Accompanied by Milton Landis & Wesley Pooley Total Q measured 23.6 cfs

If source is surface water, estimate total flow of source 0

Methods of measurement annular Meets Permit requirements? yes

Serial # 191184 - Model # 7517-316-55-Size-33-250"

Measurement calculations:

26" mea. on ANNULAR

FORMULA - INSIDE DIA.² X 3.85 X INCHES OF WATER

$$(23.2502) : 540.56 \times 3.85 \times 5.099 = 10,612 \text{ gpm} \div \sqrt{48.8} = 23.6 \text{ cfs}$$

Volume - $2.46 \text{ cm}^3 \times 1.48 \times 230 = 1,120 \text{ g} < 5.0 \times 708 = 3540$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	100	DESTINGHOUSE ELEC.	15690598	POMONA	A13533	ANVOR 12 3/2 c 2 1/2 250	Good	
	100	G.E.	ADJ117143	Per Kelly	U677	Serial # 191184		
	40	G.E.	3142320	CAPITOL		Model # 1511-216-S2		

System Description THREE PUMPS IN RIVER W/ 24" PIPELINE TO CANAL

**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
IRRIGATION	2.46	1120	3/15	10/31
Total	2.46	1120		

Remarks WEST TUNNIN COVE HAS

FILED SNAKE RIVER CLAIMS FOR ALL OF THEIR WATER RIGHTS
AS FOLLOWS:

02-1015A - 1.71 cfs 02-2097B - 0.12 cfs

40150 - 2.37 cfs 02-2128 - 0.96 cfs

4025A - 0.81 cfs 02-7133 - 2.46 cfs

4025L - 0,15 cts 22.32 cts

2044 - 3.74 cfs THEIR TOTAL ACREAGE IS 746 ACRES AT WHICH ALL IS

2055-10.00 cfs LICENSED AT 3" PER ACRE WHICH GIVES THE TOTAL AMT. AVAILABLE AT 22.38 cfs. THERE IS NO EXPANSION, HOWEVER, A CONDITION FOR 5.0 AC/FT/AC LIMITATION SHOULD BE GIVEN.

Jan 6

IN THE DISTRICT COURT OF THE JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
DRAINAGE BASIN.
NOTICE OF CLAIM
TO A
WATER RIGHT

02-2055
I.D. No. Map No.
\$ 10.00 19472
Fee Paid Receipt No.

Notice is hereby given that West Indian Cove Water Company
(Name of Claimant)
Hammett, Idaho 83627 Telephone No.
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:
(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) June 22, 1938

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 10.0 cfs Use Irrigation Period of Use From 3/15 To 10/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 10.0 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW ¼ NW ¼
Sec. 34, Twp. 5S, Rge. 7E, B.M., Owyhee County

Additional Points:
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
33	7E	34									5	10	23	18					56
34	7E	3			40	26	34	40	40	40	40	40	40	40	40	40	40	40	540
		10	40	40															80
		11						35	35										70

Total no. of acres 746

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual
(Signature of Claimant)
(Date)
State of Organization
County of ss. Seal
(Signature of Spouse)
(Signature of Authorized Agent)

On this day of , in the year before me
a notary public, personally appeared

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

My commission expires Notary Public residing at

License and Certificate of Water Right

Water License No. 18636Amount 10 second feet

Water District No. _____

Priority June 22, 1938THIS IS TO CERTIFY that P. J. HOOLEY

of Hammett, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 22, 1938; that Permit No. 18636 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 10 second feet, was issued thereunder on December 29, 1943, showing that said works were completed on the 17th day of July, 1943; and that on the 18th day of July, 1949,

WEST INDIAN COVE WATER COMPANY, Assignee,

of Hammett, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Snake River, a tributary of Columbia River, for the purpose of irrigation and domestic use, under Use Permit No. 18636 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4599, on the 17th day of May, 1950;

The right hereby confirmed dates from June 22, 1938;

The Point of Diversion is located

in the SW 1/4 NW 1/4, Sec. 34, Tp. 5 S., R. 7 E., B. M. Elmore County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed Ten (10) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>5 S.</u>	<u>7 E.</u>	<u>34</u>	<u>SW SW</u>	<u>4</u>	<u>--</u>
			<u>SE SW</u>	<u>12</u>	<u>--</u>
<u>6 S.</u>	<u>7 E.</u>	<u>3</u>	<u>SW NE</u>	<u>40</u>	<u>40</u>
			<u>SE NE</u>	<u>20</u>	<u>18</u>
			<u>NE NE</u>	<u>20</u>	<u>20</u>
			<u>NW NW</u>	<u>25</u>	<u>37</u>
			<u>SW NW</u>	<u>33</u>	<u>30</u>
			<u>SE NW</u>	<u>40</u>	<u>40</u>
			<u>NE SW</u>	<u>38</u>	<u>28</u>
			<u>NW SW</u>	<u>8</u>	<u>--</u>
			<u>SE SW</u>	<u>5</u>	<u>--</u>
			<u>NE SE</u>	<u>40</u>	<u>40</u>
			<u>NW SE</u>	<u>40</u>	<u>40</u>
			<u>SW SE</u>	<u>40</u>	<u>34</u>
			<u>SE SE</u>	<u>40</u>	<u>40</u>
		<u>10</u>	<u>NE NE</u>	<u>35</u>	<u>35</u>
			<u>NE NE</u>	<u>35</u>	<u>18</u>
		<u>11</u>	<u>NE NW</u>	<u>35</u>	<u>35</u>

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho. Number of Acres Actually Irrigated 456

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

17th day of May, 1950.

MARK R. KULP

State Reclamation Engineer

(SEAL)