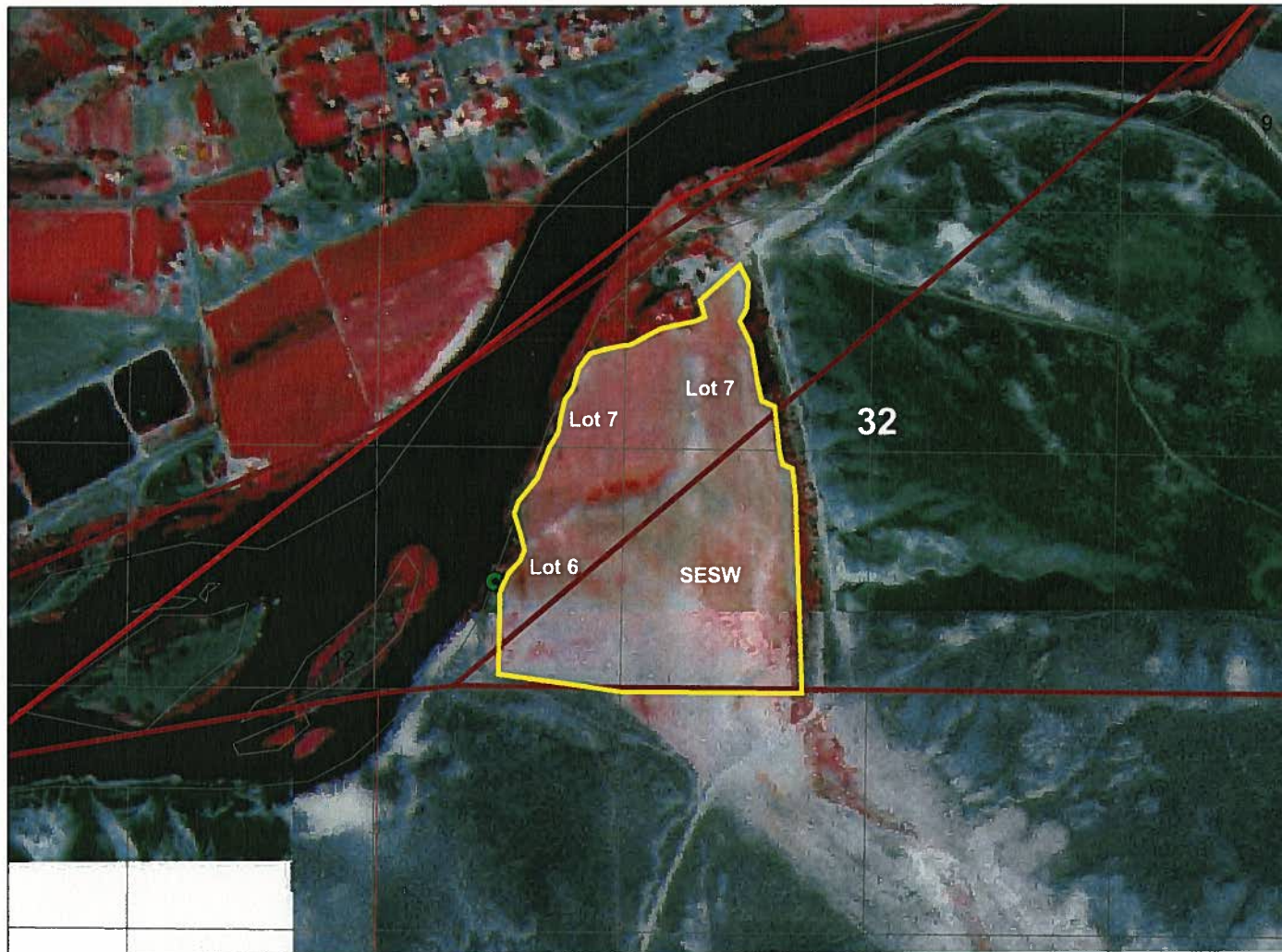


Idaho Department of Water Resources

Place of Use Layout 02-2068

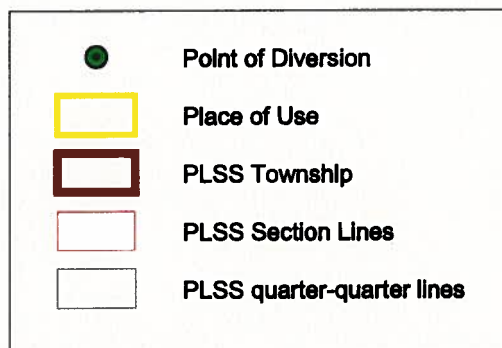


0 0.25 0.5 Miles

Township 5S Range 10E Section 32



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: Scott King
Date prepared: April 10, 2003





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 30, 2003

CONSTANTINE KITSOS
9000 NE 2ND AVE
MIAMI FL 33138

RE: Snake River Basin Adjudication (SRBA)
Notices of Claims to a Water Right #2-2145, 2-2068 and 2-7144

Dear Mr. Kitsos:

We have processed your change in ownership of the Notices of Claim referenced above.

Enclosed are copies of your Notices of Claim as we will recommend them to the Court. Please refer to these record numbers in any future inquiries or correspondence.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims.

Sincerely,

A handwritten signature in cursive script that reads "Sally".

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Copies of Notices of Claims Referenced Above

04/30/2003

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 2-2068

NAME AND ADDRESS: CONSTANTINE KITSOS
9000 NE 2ND AVE
MIAMI FL 33138

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 10/16/1948

POINT OF
DIVERSION: T05S R10E S32 SWSWSW Lot 6 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.200 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T05S R10E S32 Lot 7 NESW	12.0	T05S R10E S32 Lot 7 NWSW	3.0
T05S R10E S32 Lot 6 SWSW	16.0	T05S R10E S32 SESW	29.0

60 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 - License

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE: 02-2068, 02-2145, 02-7144.

RECEIVED

APR 25 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
 NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
27288	A02-02145				
20432	A02-02068				
27144	A02-07144				
51-12739					
51-12740					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

JAMES KEVAN
 107 E. SNAKE RIVER AVE PO. BOX 70
 GLENN FERRY, ID. 83623

4. New Owner/Claimant(s)

Constantine N. KITSOS

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

9000 NE 2nd Ave

City, State and ZIP Code

MIAMI, FL. 33138

New Telephone Number

(305) 754-0400

5. Date you acquired the property

Dec 3, 1999

Order No. 22881

QUITCLAIM DEED

For Value Received

James E. Kevan, an unmarried man

do hereby convey, release, remise and forever quit claim unto

Constantine Kitsos, an unmarried man

whose address is: 9000 NE 2nd Avenue, Miami, FL 33138

the following described premises situated in Elmore County, Idaho, to-wit:

All water rights appurtenant to the real property described in the attached Exhibit A including but not limited to the following water right numbers:

51-12739, 51-12740, A02-02068, A02-02145, A02-07144, A61-10480, A61-10481

together with their appurtenances.

Dated: December 3, 1999

James E. Kevan
James E. Kevan

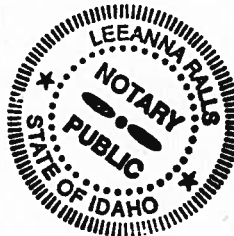
State of Idaho

County of Elmore

On December 6, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared James E. Kevan personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Signature Leeanna Ralls
Residing: Mountain Home, Idaho
Commission Expires: 04-20-04



319425

ELMORE COUNTY, IDAHO 88
Request of

FIRST AMERICAN

Time 2:22 P.M.

Date December 15, 1999

GAIL L. BEST, Recorder

By [Signature] Deputy

Fee \$12.00

"EXHIBIT A"**PARCEL I**

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 32: Part of Government Lot 7 described as follows:

Beginning at the Southeast corner of Section 32 marked with a BLM Brass Cap set in 1959;
thence South 89°57'40" West 2647.46 feet along the Southerly boundary for Section 32 to the South
Quarter corner for Section 32 marked with a BLM Brass Cap;
thence North 29°53'02" West 2204.42 feet to the TRUE POINT OF BEGINNING, said point bears
North 7°05'39" East 1928.54 feet from the southwest corner of SE¼SW¼;
thence South 72°13'43" West 207.62 feet;
thence North 28°27'52" West 379.26 feet;
thence North 72°13'43" East 237.81 feet;
thence South 28°27'52" East 310.00 feet;
thence south 3°28'27" East 70.23 feet to the TRUE POINT OF BEGINNING;

TOGETHER WITH a 25.00 feet in width Non-exclusive Access Easement described as follows:

Beginning at the South Quarter corner of Section 32
thence North 29°53'02" West 2204.42 feet;
thence North 3°28'27" West 12.50 feet to the Point of Beginning for said Access Easement;

thence along the center of said Easement the following courses:

North 83°54'32" East 143.98 feet;
North 10°37'37" West 102.55 feet;
North 45°36'33" East 404.35 feet;
North 35°50'25" East 133.92 feet;
North 75° East 360 feet to an existing county road.

Irrigated area
within Parcel II

PARCEL II

Township 6 South, Range 10 East, Boise Meridian, Elmore County, Idaho.

Section 5: Lots 2 and 3, the Southwest Quarter of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter.

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 32: Lots 6 and 7 and the Southeast Quarter of the Southwest Quarter.

SAVE AND EXCEPT:

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho

Section 32: Part of Government Lot 7 described as follows:

Beginning at the Southeast corner of Section 32 marked with a BLM Brass Cap set in 1959;
thence South 89°57'40" West 2647.46 feet along the Southerly boundary for Section 32 to the South Quarter corner for Section 32 marked with a BLM Brass Cap;
thence North 29°53'02" West 2204.42 feet to the TRUE POINT OF BEGINNING, said point bears North 7°05'39" East 1928.54 feet from the southwest corner of SE¼SW¼;
thence South 72°13'43" West 207.62 feet;
thence North 28°27'52" West 379.26 feet;
thence North 72°13'43" East 237.81 feet;
thence South 28°27'52" East 310.00 feet;
thence south 3°28'27" East 70.23 feet to the TRUE POINT OF BEGINNING;

TOGETHER WITH a 25.00 feet in width Non-exclusive Access Easement described as follows:

Beginning at the South Quarter corner of Section 32
thence North 29°53'02" West 2204.42 feet;
thence North 3°28'27" West 12.50 feet to the Point of Beginning for said Access Easement;

thence along the center of said Easement the following courses:

North 83°54'32" East 143.98 feet;
North 10°37'37" West 102.55 feet;
North 45°36'33" East 404.35 feet;
North 35°50'25" East 133.92 feet;
North 75° East 380 feet to an existing county road.

PARCEL III

Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho.

Section 32: All of the portion of Lot 9 lying South of the County Road and the Northeast Quarter of the Southeast Quarter except that portion lying North of the County Road.

Constantine Kiteas
Ranch in Glenn's Ferry, Idaho

R10E
T5S
32 | 3
5 | 4

T125
98

3
50.4

AC FAC F
some decrease

15
12.6

ARM # 98

~~OPERATOR'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this certification gives a representatives authorization to enter and inspect crops and land uses on the above-identified land.~~

Signature C. N. KITSON

~~April 25, 2013~~
Date

Idaho Department of Water Resources Receipt

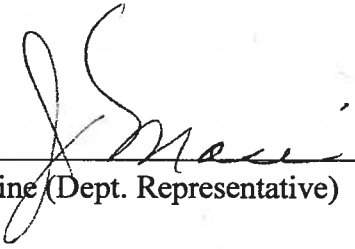
Receipt ID C068771

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Dept. Representative)

FILE COPY

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: A02-02068

Date Received: 12/ 5/1989

Receipt No: C013277

Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JAMES E KEVAN 208-366-2459
Address: PO BOX 70
GLENN'S FERRY ID 83623
OR
Name: BEVERLY E KEVAN 208-366-2459
Address: PO BOX 70
GLENN'S FERRY ID 83623

2. Date of Priority: OCT 16, 1948

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	10E	32	SW	SW	SW	6	ELMORE

5. Description of diverting works:
150 HP PUMP; SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	10E	32	NE	SW	7	IRR	15.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	10E	32	SW	SW	6	IRR	13.0
			SE	SW		IRR	32.0
					Section Acres		60.0
					Total Acres		60.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 20432

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

A02-02068

Date Received

12-5-89 RAR

Receipt Number

C013277

NOTICE OF CLAIM

TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) James E and/or Beverly E Kevan Phone ()

Mailing Address P.O. Box 70 Glenns Ferry, ID Zip 83623

2. Date of Priority (Only one (1) per claim) October 16, 1948

3. Source of water supply (a) Snake River

which is tributary to (b) Columbia River

4. a. Location of existing point of diversion is: Township 5 S Range 10 E Section 32

SW 1/4 of SW 1/4 of 1/4, Govt. Lot, 6 B.M., County of Elmore

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section , 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Cement pen stock pipe 12" 1 1/2 then 10" 1/2 mile then 8"

100 H.P. Pump

MICROFILMED

AUG 07 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from Mar 15 to Nov 15 amount 1.2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See Instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5S	10E	32									45		15	30					60
											20		10	30					
											Ret 7		Ret 6						

Total number of acres irrigated _____ 60

11. In which county (ies) are lands listed above as place of use located? Elmore

12. Do you own the property listed above as place of use? Yes x No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

Last Name Kevan Ident No. _____

Copies: White - Blue, Yellow/Clay/Red

MICROFILMED

AUG 17 1987

Scale: 2 inches equals 1 mile

5 So 10 E. Sec 32

[illegible]

AUG 07 1994

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License x Permit _____
Decree _____
If applicable provide IDWR Water Right Number 20432
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) *James E Kewan* Date _____
Brendy E Kewan Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 5th day of Dec 19 89

SEAL

Notary Public *S. Donald Rowe*

Residing at Kuna, ID

My Commission Expires May 7, 1994

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Kewan Ident. Number _____

MICROFILMED

AUG 07 1989

Copies White-State, Yellow-Claimant

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 ~~SNOWBOW CASH~~
BORDER.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-2068 I.D. No.	Map No.
\$ 10. - Fee Paid	310 Receipt No.

Notice is hereby given that James E. and/or Beverly E. Kevan
(Name of Claimant)

P.O. Box 70, Glens Ferry, ID 83623

(Mailing Address)

(Zip Code)

Telephone No. 366-2459

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) 8x20x1958 10/16/1948
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Saake 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 1.2 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) 1.2 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source Lot 6 (NW SW SW)
Sec. 32, Twp. 5S, Rge. 10E, B.M., Elmore County
Additional Points: SCI: 2720(1) 537.5
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.
150 hp pump motor and sprinkler lines

- (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	
5S	10E	32									L.7		L.6						
											20		10	30					60
											15		13	32					

Total no. of acres 60

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. 02-2068

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.

March 3, 1981

(Date)

Individual

James E. Kevan
(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

Organization

County of Elmore

Seal

(Signature of Authorized Agent)

On this 3 day of March, in the year 1981 before me
a notary public, personally appeared James E. Kevan
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, ID

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 4/06/83

Right No. 02-2068

Claimant KEVAL

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

PLACE OF USE
ONLY

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 _____

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File
Copy IN THIS FILE

Measurement _____ cfs. Amount recommended 1 1/2 cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 OR 1980 0-2
GLENN'S FERRY, 3476-80-152,

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks _____

APR 10 1983
MICHOEINVED

April 22, 1983

Mr. James E. Kevan
Box 70
Glenns Ferry, ID 83623

RE: 02-2068

Dear Mr. Kevan:

While reviewing the Snake River water rights for your land near Glenns Ferry, I discovered an earlier water right than those you claimed that may exist for part of your lands. In light of the Idaho Power lawsuit you may want to research this matter further.

In 1953, a Mr. Claude Smith stated that water had been lifted by a water wheel for this land since 1894. On his Application for Permit, he remarked that the water from the water wheel was used on approximately 30 acres of the land. If you were to claim an earlier use right from the river, you would probably have to document and support your claim thoroughly. Other water users may very well challenge the use right claimed for Snake River water in the adjudication.

I have information relating to the kind of evidence you might have to prove should you choose to claim an earlier use right. Let me know if you wish to pursue this matter further.

Regards,

DONALD V. SHAFF
Adjudications Unit Leader

DVS:sc

MICROFILMED
AUG 10 1994

State of Idaho License and Certificate of Water Right

Water License No. 20432

Amount 1.5 second feet

Water District No.

Priority October 16, 1946

THIS IS TO CERTIFY that

CLAUDE W. SMITH

of Glenns Ferry, Idaho

made application for a permit to appropriate the

public waters of the State of Idaho, dated April 26

1946; that Permit No. 20432

was issued under said application; that Certificate of Completion of works, with a carrying capacity of

1.5 second feet, was issued thereunder on February 26

1946, showing that said works

were completed on the 6th day of December

1946; and that on the 29th

day of January

1953,

CLAUDE W. SMITH

of Glenns Ferry

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

, under Use Permit No. 20432

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

6

of Licenses at page 5068, on the 20th day of April

1953;

The right hereby confirmed dates from October 16

1946;

The Point of Diversion is located

in the SW 1/4 Sec. 34, T. 2 S., R. 10 E., B. M. Elmore

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 1.5 cubic feet per second.

Description and location of use

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Page 23 of 1

W. A. R. R. R.

State Reclamation Engineer

(Seal)

2068

APR 10 1953
MICHOIIM

Form 23

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20432

This proof is for Beneficial use

In Water District No. _____

1. Name of applicant Claude W. Smith, Box 504, Glenns Ferry, Idaho2. Source of water supply: Snake River,3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32T. 5 S. R. 10 E. County of Elmore

4. Describe works as they exist, giving dimensions and capacities of same. Pump house 8'x8'x6 $\frac{1}{2}$ 'h.
Supported by a rock cribbing. Pump is a horizontal, sees over the river.
Westinghouse motor, 10hp, 3ph, 60cy, 1750rpm, 220v, 26 amps. Horizontal motor.
Berkeley pump, Model 6YFL #5210198, 8" inlet 6" outlet, centrifugal type.
Delivery to the South up over the bank into two different ditches.
19 foot lift to first ditch and 30 foot lift to second ditch. Approx. 60'x8"
pipe

5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Lots 6 and 7, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Township 5 South, Range 10 East, B. M.
10. 4. 5

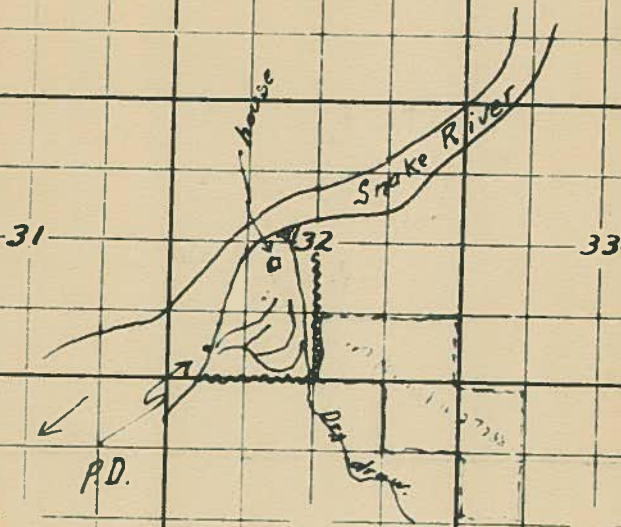
See map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Hay, grain, and row crops are produced. No other water for this placeWater was originally pumped by a water wheel.This examination was made on the 19th day of March, 1933(Signed) E. N. HumphreyE. N. Humphrey20432

T. 5 S., R. 10 E.



Area irrigated {
 Lot 6 = 10a.
 " 7 = 20a
 SE SW = 30a
 60a.
 Q = allow 60"

Scale: 2 inches square 1 mile. Draw Map to lot.

20432

MICHOIIMED

Form 16.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20432

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Claude W. Smith - near Glens Ferry; Rancher -
address - Glens Ferry, Idaho P.O. Box 504

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 20432 - 4-30-48, 4-26-48

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Snake River - 2152 ft. - 742" West from the SE
corner of SE¹SW⁴ of Sec. 32 T. 5S. R. 10E. B.M. Elmore Co.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Pump - 10 h.p. Berkeley - discharging 75 inches
over weir. Pitches from pump.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Used for irrigation, all cultivated land, approx.
60 acres. Diversified crops are raised.
Water used to irrigate. Lot 6 & 7 T. 5S. R. 10E. B.M. Elmore Co.
Township 5S Range 10E, B.M.

J. J. J. J.

20432

WICHOLIMED

Ques. 7. If for other than irrigation purposes: state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 1.5 cu. ft. per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Have used all of this water for general farming purposes.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Water has been lifted by water-wheel for this land since 1894.

(Sign) Claude W. Smith

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Elmore, County of Elmore, State of Idaho, on this 20 day of January, A. D. 1924,

My commission expires Feb. 1926

Geo. F. Robertson
Notary Public

APR 10 1924
MICROFILMED

20432

POOR ORIGINAL

Form 6

Permit No.

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED

Department of Reclamation

STATE OF IDAHO

County of Elmore

Claude W. Smith

AR.

being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 20432, and that his postoffice address is

Idaho

Second: That the name of the stream which said water is to be directed is

Snake River

Third: That the point of diversion of said water is 9152 ft 74" West from

the south east corner of Section 32, T. 45. N. 10. E. 10. R. 10. E. and is in

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 30, 1940.

Fifth: That the use for which said water is intended is Irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Electric pump 6" intake
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam none feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.

(d) Conduit pipe width at bottom feet, width at water line feet, depth of water feet; diameter of pipe 9" inches, average grade per mile is feet. Length of conduit is 90 feet.

Seventh: That said works are capable of conducting to the place of intended use

1.5 second feet of water.

Eighth: That water appropriated under said permit is available for 90 acres of land described as follows: Lots 6, 7, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.

Ninth: Remarks: That Water wheel run by current of river was used until 1944 when electric system was installed. Additions and improvements have been made from time to time as seemed advisable.

Subscribed and sworn to before me this 6th day of July, 1940.

My commission expires July 10, 1941.

Notary Public.

JUL 10 1940

RECORDED 20432

POOR ORIGINAL

11. IT IS KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20432

Page 20432

Approved April 30, 1948

The number of this permit is 20432
Recorded in Book 73 Page 20432 Approved April 30, 1948
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

to be filed on or before

Work to begin on or before	Completed
----------------------------	-----------

and to continue diligently and uninterruptedly to completion.

Work to begin on or before _____ Completed _____
 unless temporarily interrupted by circumstances over which permit holder has no control.
 If not completed on or before _____ - _____

One-fifth of the work above specified to be completed on or before July 31

The whole of said work to be completed on or before July 30, 1948

The whole of said work to be completed on or before July 30, 1948
Beneficial use of water appropriated in accordance herewith, to be made on or before July 30, 1952

WITNESS My hand this 30th day of April, 1948

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho,

and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to be

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 30th

day of April, 19 48

STATE OF IDAHO

Countersigned:

By C. A. ROBINS

Gacemot.

By J. D. "CY" PRICE

Secretary of State.

REMARKS: Water has been pumped from Snake River and used on approximately 30 acres of the land shown in this application since 1894.

14

14		NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄
10 S.	10 E.	32									Lot 7 43		Lot 6 19	40				102
Permit No. 20432 CERTIFICATE OF COMPLETION OF WORKS 																		
TO ALL WHOM IT MAY CONCERN: This is to certify that CLAUDE W. SMITH of Glendon Ferry, County of Elmore, and State of Idaho, the holder of Permit No. 20432, issued upon Application No. 25078 bearing date of priority of April 28, 1948, authorizing the diversion of 1.5 second feet of the waters of Snake River, County of Elmore, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 1.5 second feet of the waters of Snake River; that the point of diversion of said waters is in Lot 6 (or SW ¹ / ₄ SW ¹ / ₄) Section 32, Township 5 South, Range 10 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Lots 6 and 7, and SE ¹ / ₄ SW ¹ / ₄ section 32, Township 5 South, Range 10 East, B.M.																		
Witness my hand this 28th day of February, A.D. 1948.																		
Proof of Completion of Works made December 6, 1948 Certificate of Completion of Works issued February 28, 1948 STATE REGISTRATION 1020 40																		

8705 5068
LICENSE ISSUED FOR 12 OCT 67

INCHOLIGNED

POOR ORIGINAL

State of Idaho License and Certificate of Water Right

Water License No. 20432

Amount 1.2 second feet

Water District No.

Priority October 16, 1948

THIS IS TO CERTIFY that **CLAUDE W. SMITH**
of **Glenns Ferry, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **April 26**, 1948; that Permit No. 20432
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.2 second feet, was issued thereunder on **February 26**, 1949, showing that said works
were completed on the 6th day of **December**, 1948; and that on the 20th
day of **January**, 1953.

CLAUDE W. SMITH
of **Glenns Ferry**, State of **Idaho**, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of **Sage**
River, a tributary of **Columbia River**, for the purpose of **irrigation**
under the Permit No. 20432 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
6 of Licenses at page 5068, on the 20th day of **April**, 1953.
The right hereby confirmed dates from **October 16**, 1948.

The Point of Diversion is located
in the SW $\frac{1}{4}$ Sec 36, T. 10 N., R. 20 E., B. 31, Elmore
County, Idaho, and the amount of water to which said right is entitled is hereby confirmed, for the purposes
aforesaid, is limited to said amount annually, and shall be beneficially used for said purposes, and shall
not be conveyed in excess of said amount.

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.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
20th day of **April**, 1953.

MARK E. KILP

State Reclamation Engineer

(H&A.)

APR 18 1953
MICHOEN MED

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02068

Date: 6-13-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	5S	10E	32									07-15		06-13	32					60
GIS												16		17	29					62
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 60

Overlapping FOU Claim #'s:

Total GIS Acres: 62

COMMENTS:

per license map

Idaho Department of Water Resources

Claim Number: 02-02068

Legal: T05S, R10E, S32

Reviewed By:



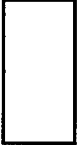
Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines

1987 Napp Photo

