

Claim Number:

2-2399

Date:

11-29-05

Name of Contact:

Stollers

Notetaker:

D. Staff

Notes:

Change of Ownership

Map in 2-2399 that Sally's
letter wanted. from Fooker

02-2439

to

02-7091

Stollers

02-2399

11-30-05

Recomm reflecting change of ownership sent.

Idaho Department of Water Resources

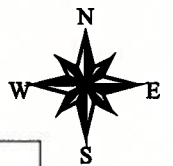
Place of Use Layout 2-2399



0 0.25 0.5 Miles



Township 1S Range 2W Section 7



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: JWilson
Date prepared: Nov. 4, 2005



Point of Diversion



Place of Use



PLSS Township



PLSS Section Lines



PLSS quarter-quarter lines

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

RECEIVED
 APR 29 2003
 Department of Water Resources

RECEIVED
 APR 25 2003
 WATER RESOURCES
 WESTERN REGION

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 (under the "split" heading), 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
<u>57-10214</u>	_____	___	<u>57-2169</u>	_____	___
<u>57-10218</u>	_____	___	<u>57-0277</u>	_____	___
<u>57-10221</u>	_____	___	<u>57-2094D</u>	_____	___
<u>57-10220</u>	_____	___		<u>02-2439</u>	___
<u>57-1008</u>	_____	___		<u>02-2399</u>	___
				<u>02-7091</u>	___

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) is 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) Earle G & Patricia B Foote
7714 GOODMAN DR. NW BIG HARBOR WA 98332
4. New Owner/Claimant(s) GARY M. &/or DAVENE Stoller
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 12562 CATTLE DR
- City, State and ZIP Code MELBA, ID 83641
- New Telephone Number (208) 495-1122
5. Date you acquired the property 8/1/01

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

[Handwritten Signature]

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
 Received by DH Date 4-25-03 Fee \$25- Each for all B-57 rights listed
 Received by DH Date 4-28-03 Receipt No. W030389
 Processed by [Signature] Date 11-30-05 WR _____ Date _____

OK to change ORs also

va
m J 4 B

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that **EARLE G. FOOTE, JR.,** and **PATRICIA B. FOOTE**, husband and wife, and **FOOTE HOLDINGS, LP**, an Idaho limited partnership, hereinafter referred to as the "Grantors," for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby grant, bargain, sell, and convey unto **GARY M. STOLLER and DAVENE STOLLER**, husband and wife, whose address is HC 79, Box 52, Melba, Idaho 83641, hereinafter referred to as the "Grantees," and Grantees' heirs, successors, and assigns, in and to the following property, with the tenements, hereditaments, and appurtenances thereto belonging or in any way appertaining, situated in Owyhee County, State of Idaho, described as follows, to wit:

Those portions of Sections 6, 7, 12, and 18 in Township 1 South, Range 3 West of the Boise Meridian, Owyhee County, Idaho, and those portions of Sections 8, 17, and 18 in Township 1 South, Range 2 West of the Boise Meridian, Owyhee County, Idaho, more particularly described on Exhibit "A" attached hereto and incorporated herein by reference.

And Grantors hereby covenant to and with Grantees and Grantees' heirs, successors, and assigns, that Grantors are lawfully seized in fee simple of the above-granted premises, subject to the easements, reservations, restrictions, and encumbrances of record or appearing on the premises, and that Grantors will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claims, encumbrances, restrictions, reservations and easements it is conveyed subject to. Grantors make no representation or warranty as to any permitted use under applicable land use laws and regulations.

DATED this 2 day of August, 2001.

FOOTE HOLDINGS, LP, an Idaho limited partnership,

Earle G. Foote, Jr.
Earle G. Foote, Jr.

By: Earle G. Foote, Jr. - General Partner
Earle G. Foote, Jr., General Partner

Patricia B. Foote
Patricia B. Foote

By: Patricia B. Foote - General Partner
Patricia B. Foote, General Partner

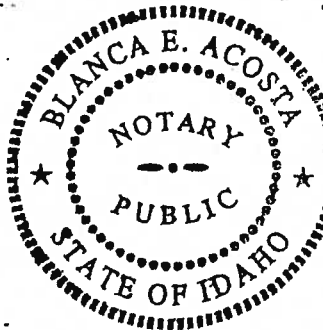
STATE OF IDAHO)

: ss.

County of Canyon)

On this 2 day of August, 2001, before me, a Notary Public in and for the state of Idaho, personally appeared **EARLE G. FOOTE, JR., and PATRICIA B. FOOTE**, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Blanca E. Acosta
Notary Public for Idaho
Residing at: Greenleaf
My Commission Expires: 8-9-2005

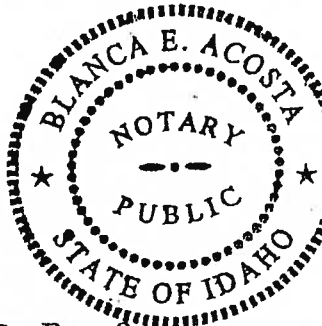
STATE OF IDAHO)

: ss.

County of Canyon)

On this 2 day of August, 2001, before me, a Notary Public in and for the state of Idaho, personally appeared **EARLE G. FOOTE, JR., and PATRICIA B. FOOTE**, known or identified to me to be the general partners in the limited partnership of **Foote Holdings, LP**, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

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



Blanca E. Acosta
Notary Public for Idaho
Residing at: Greenleaf
My Commission Expires: 8-9-2005

Exhibit "A"

James H. [Signature]

TRACT I:

The North Half of the Northeast Quarter of Section 18; Lots 1 to 6, inclusive, the Southwest Quarter of the Northeast Quarter, the East Half of the Northwest Quarter, the Southeast Quarter and the East Half of the Southwest Quarter of Section 7; Lot 9 and the Southeast Quarter of the Southwest Quarter of Section 6, all in Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho; and the Northeast Quarter, and the Northeast Quarter of the Southeast Quarter of Section 12, in Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho.

ALSO

A tract of land in the Southeast Quarter of the Southeast Quarter of Section 12, Township 1 South, Range 3 West, Boise Meridian, Owyhee County, Idaho, described as follows:

COMMENCING at the Southeast corner of Section 12; thence
North 1080 feet on the section line to the REAL POINT OF BEGINNING; thence
along the Southerly right-of-way of irrigation ditch as follows:

North 46° 46' West 100.3 feet;
North 85° West 210.4 feet;
North 84° 57' West 100.2 feet;
North 74° 52' West 176.1 feet;
North 84° 40' West 200.5 feet;
North 88° 40' West 100 feet;
South 88° 58' West 97.1 feet;
North 79° 57' West 151.7 feet;
South 82° West 141.9 feet;
North 71° 27' West 85 feet to the West line of the Southeast Quarter of the
Southeast Quarter of Section 12; thence leaving irrigation ditch,
North 78.9 feet to the Northwest corner of the Southeast Quarter of the Southeast
Quarter of Section 12; thence
South 88° 40' East 1320 feet to the Northeast corner of the Southeast Quarter of the
Southeast Quarter of Section 12; thence
South 243 feet on the East line of Section 12 to the REAL PLACE OF BEGINNING,

EXCEPTING a tract of land in U.S. Lot 6, Section 7, Township 1 South, Range 2 West,
Boise Meridian, Owyhee County, Idaho, described as follows:

COMMENCING at the Southwest corner of Section 7; thence
North 74 feet on the section line to the REAL POINT OF BEGINNING; thence
North 1006 feet along the West side of Section 7; thence
South 47° 10' East 83 feet along the southerly line of irrigation ditch right-of-way,

PB1

which is 16 feet at right angles to the center line of ditch; thence
South 62° 20' East 169 feet along the Southerly line of irrigation ditch right-of-way,
which is 16 feet at right angles to the center line of ditch; thence
South 75° 57' East 88 feet along the Southerly line of irrigation ditch right-of-way,
which is 16 feet at right angles to the center line of ditch; thence
South 19° 12' West 899.6 feet along the fence on the West side of road to the REAL
POINT OF BEGINNING.

TRACT II:

All land North and East of the North lines of Murphy-Marsing Highway in the Southeast Quarter of the Northeast Quarter of Section 18, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho and Lots 5 and 6 of Section 8, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho, and All of Lot 6 that is North of Idaho State Highway 45 in Section 17, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho, and All of Lot 5, Section 17, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho,

EXCEPT the following land:

BEGINNING at a point on the North right-of-way boundary line of State Highway #45, Project No. NRS 175, records of the Dept. of Highways, Boise, Idaho, and which point is further located as being

North 25° 59' West, a distance of 33 feet from the center line of said State Highway #45 at Survey Station 798+00, thence

North 25° 59' West a distance of 240 feet; thence

North 64° 01' East a distance of 290 feet, more or less, to the South bank of Snake River; thence

Southeasterly along the South bank of Snake River to its point of intersection with the North right-of-way boundary line of said State Highway #45 a distance of 240 feet, more or less; thence

South 64° 01' West a distance of 280 feet, more or less, to the REAL POINT OF BEGINNING.

A parcel of land being on the Northwestern side of the center line of State Highway #45, Project No. S-3754 (5) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho; being a portion of Government Lot 5 of Section 17, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho, described as follows, to-wit:

COMMENCING at the Southwest corner of the tract of land as described in that certain Correction Warranty Deed dated April 12, 1963, recorded April 26, 1963 in Book 56, Page 244, as Instrument No. 109107, records of Owyhee County, Idaho; thence

North 25° 17' 18" West (shown of record to be North 25° 59' 00" West) along the Southwesterly line of said tract of land 240.0 feet to the Northwest corner thereof and being the REAL POINT OF BEGINNING; thence continuing

North 25° 17' 18" West 210.0 feet; thence

North 62° 42'42" East 330.0 feet, more or less, to a point in the Southwesterly
Highwater line of the Snake River; thence

Southeasterly along said Southwesterly Highwater line 211.0 feet, more or less, to
a point in the North line of said tract of land; thence

South 62° 42'42" West (shown of record to be South 64° 01'00" West) along said
North line 345.0 feet, more or less, to the REAL POINT OF BEGINNING.

Highway Station Reference: 798+81 to 802+70

All ground that is North of the Murphy-Marsing Highway that is in the Northeast Quarter
of the Northwest Quarter of Section 18, Township 1 South, Range 2 West, Boise Meridian,
Owyhee County, Idaho.

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02399

Date: 5-20-02

	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	15	2W	6												25			-9		42
GIS															25			17		43
Claim			7		-2		-1		-3	-4			-5	-6						
GIS					38	21	12	39	38	38	39	39	35	2	24	4	38	36	26	429
					37	40	12	40	37	38	40	40	32	5.5	22	5.6	39	31	26	445.1
Claim			18	33	24	5	18	2												82
GIS				31	34	46	29	.1												98.7
Claim	15	3W	12	39	39	34	39									39	3		4	197
GIS				40	39	39	40									40	2.4		2.6	203

Number of POD's 2

Total Claimed Acres: 750

Overlapping POU Claim #'s:

Total GIS Acres: 789.8

02-07091, 02-02439

COMMENTS:

per claim map

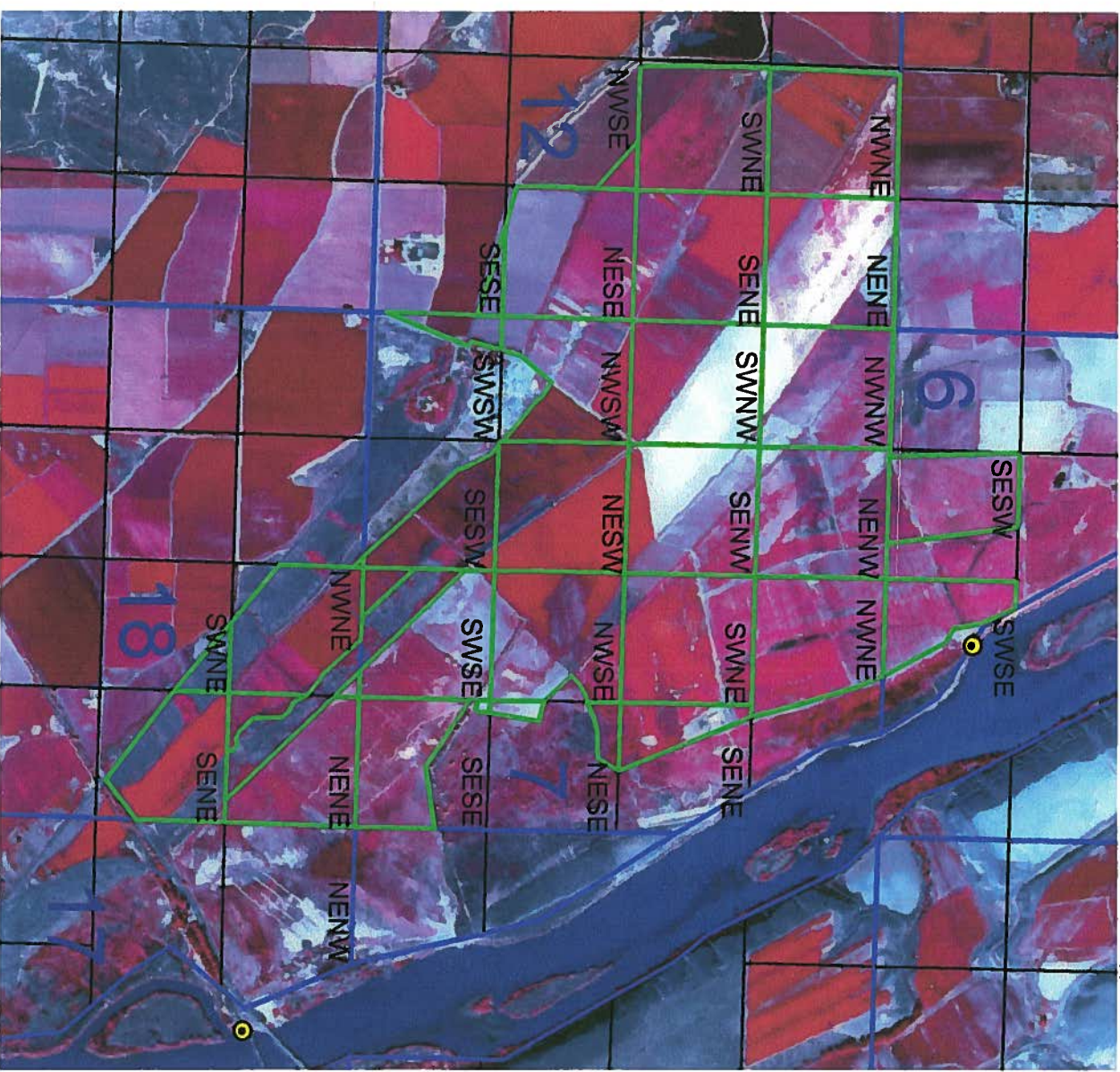
Idaho Department of Water Resources

Claim Number: 02-02399

Legal: T01S, R02W, S06, 07, 18
T01S, R03W, S12

Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo



1987 Napp Photo

This aerial photograph shows a coastal region with a grid overlay. The grid is divided into sections labeled with compass directions (e.g., NENE, NWNE, SENE, SWNE, etc.) and numbers (6, 7, 12, 18). A green line outlines a specific area, and a blue line indicates a boundary or path. A yellow circle marks a point on the green line.

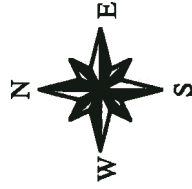


Place of Use



1561

Quarter Quarter Lines



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: A02-02399

Date Received: 12/13/1988

Receipt No: moosy 49

Received By: AB

RECEIVED
JAN 17 1989

Department of Water Resources
Western Regional Office

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

1. Name: EARLE G. FOOTE 208-495-1121
Address: HC 79 BOX 52
MELBA, ID 83641

AND/OR

Name: PATRICIA B. FOOTE 208-495-1121
Address: HC 79 BOX 52
MELBA, ID 83641

2. Date of Priority: DEC 15, 1966

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	02W	6	NW	SW	SE	9	OWYHEE
		17	SE	NE	NW	5	OWYHEE

5. Description of diverting works:
1 - 100, 1 - 75, 1- 60 HP MOTOR, GRAVITY IRR. & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.000		

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

8. Total consumptive use is 2457.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A02-02399

Page 1

Date: 12/13/88

MICROFILMED
AUG 07 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	6	SE	SW		IRR	25.0
			SW	SE	9	IRR	17.0
			Section Acres				42.0
		7	NW	NE	2	IRR	38.0
			SW	NE		IRR	21.0
			SE	NE	1	IRR	12.0
			NE	NW		IRR	39.0
			NW	NW	3	IRR	38.0
			SW	NW	4	IRR	38.0
			SE	NW		IRR	39.0
			NE	SW		IRR	39.0
			NW	SW	5	IRR	35.0
			SW	SW	6	IRR	2.0
			SE	SW		IRR	24.0
			NE	SE		IRR	4.0
			NW	SE		IRR	38.0
			SW	SE		IRR	36.0
			SE	SE		IRR	26.0
			Section Acres				429.0
		18	NE	NE		IRR	33.0
			NW	NE		IRR	24.0
			SW	NE		IRR	5.0
			SE	NE		IRR	18.0
			NE	NW		IRR	2.0
			Section Acres				82.0
	03W	12	NE	NE		IRR	39.0
			NW	NE		IRR	39.0
			SW	NE		IRR	34.0
			SE	NE		IRR	39.0
			NE	SE		IRR	39.0
			NW	SE		IRR	3.0
			SE	SE		IRR	4.0
			Section Acres				197.0
			Total Acres				750.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

02-07091, 02-02439, 57-00277, 57-01008, 57-02094

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 33401

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 R. Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Paul & Jojo

Date: 12/13/88

Date: _____

State of Idaho)

County of Owyhee)

SS.

Subscribed and sworn (or affirmed) before me this 13th day

of December 19 88

Anna Baumhoff
Notary Public

Seal

Residing at Boise Idaho

My Commission Expires 12-7-1994

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

WR0723WP
(OD-26)

Water Right Number - A02-02399 Adj. Flag Translation: Adjudication Temporary Work Area Old (D) Number - 33401

+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
FOOTE

EARLE G.

1 - STAR RT. BOX 52
2 -
3 -

State- ID Zip- 83641

FOOTE

PATRICIA B.

1 - STAR RT. BOX 52
2 -
3 -

State- ID Zip- 83641

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
12/15/1966 L - LICENSE

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

+ - - - - Tract - - - - - Lot - - - - - Rfkg - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - - +

Twn	Rng	Sec	Tract	Lot	Rfkg	County	Stream Index (Blank if no Index Code)
01S	02W	6	NW SW SE	9	(73)	OWYHEE	272.0
01S	02W	17	SE NE NW	5	(73)	OWYHEE	272.0

+ - - - - Code - - - - - Description - - - - - Period From - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +

01 - IRRIGATION 03/15 11/15 5.000

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - + + - -
5.000 17.660

+ - - - - Rng - - - - - Sec - - - - - Tract - - - - - Lot - - - - - Acres - - - - - Place of Use - - - - - Code - - - - - Description - - - - - County - - - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
01S	02W	6	SE SW	9	25.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	6	SW SE	9	17.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NW NE	2	38.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SW NE	21.0	21.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SE NE	1	12.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NE NW	39.0	39.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NW NW	3	38.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SW NW	4	38.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SE NW	39.0	39.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NE SW	35.0	35.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NW SW	5	2.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SW SW	6	24.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SE SW	4.0	4.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NE SE	38.0	38.0	01	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NW SE	36.0	36.0	01	01	IRRIGATION	(73) OWYHEE

MICROFILMED
AUG 07 1992

Water right number - A02-02399

Total Acres: 750.0

+ - - Diversion Means - 1 - 100. 1 - 75. 1- 60 HP MOTOR, GRAVITY IRR. & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - other Rights for Same Use - SOURCES OUTSIDE BASIN.

[illegible][illegible][illegible]

+ - - Microfilm Rolls -

+	-	-	Audit Fields -	04/10/86	04/30/88	CONVERT	CONVERT
---	---	---	----------------	----------	----------	---------	---------

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	-
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 04/10/1986	Old Judicial District	-
Claim Received Date	- 00/00/0000	Last Amended Date	- 00/00/0000	Temporary Right	P
Claims Tape Error Flg	-	Receipt Number	-	Water District	02
Fee Exempt Flag	-	POU Ownership Flag	-	Federal/State Indicator	-
		Name Connector	-		

MICROFILMED
AUG 07 1992

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
01S	02W	6	SE SW		37.0	01	IRRIGATION	(73) OWYHEE
01S	02W	6	SW SE		15.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NE NE		4.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SW NE		39.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NE NW		39.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NW NW		38.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SW NW		38.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	SE NW		40.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NE SW		39.0	01	IRRIGATION	(73) OWYHEE
01S	02W	7	NW SW		34.0	01	IRRIGATION	(73) OWYHEE
01S	02W	18	NE NE		33.0	01	IRRIGATION	(73) OWYHEE
01S	02W	18	NW NE		19.0	01	IRRIGATION	(73) OWYHEE
01S	03W	12	NE NE		37.0	01	IRRIGATION	(73) OWYHEE
01S	03W	12	NW NE		38.0	01	IRRIGATION	(73) OWYHEE
01S	03W	12	SW NE		34.0	01	IRRIGATION	(73) OWYHEE
01S	03W	12	SE NE		39.0	01	IRRIGATION	(73) OWYHEE

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Water right number - 02-02399 Adj. flag translation: Standard Water Right Number

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
Total Acres: 523.0								
+ - - Diversion Means - PUMP.								
+ - - Non-Irrigation Use -								
+ - - Other Rights for Same Use - PERMIT 02-7091.								
+ - - TRANS. #1779.								
+ - - Old Water Right Numbers - - - - -								
+ - - No Old Water Right Numbers found.								
+ - - Conditions of Approval - - - - -								
+ - - No Conditions of Approval found.								
+ - - Decree Plaintiff - - - + + - - Decree Defendant - - - + + - Decree Date - + 00/00/0000								
+ - - Audit Fields - 11/13/81 04/30/88 CONVERT								
+ - - Water Rights Dates and Flags Area - - - - -								
Proof Due Date - 00/00/0000 Field Exam Made - 00/00/0000 Field Exam Fee -								
Approved/Denied - 00/00/0000 Protested Date - 00/00/0000 Swan Falls -								
Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - P								
Start Work Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -								
Order Show Cause - 00/00/0000 Receipt Number - Water District -								
Licensed Date - 02/16/1979 Appl Received - 00/00/0000 Transfer/Amended - T								
Decree Date - 00/00/0000 Presumption Flag - Microfilm Roll Number -								

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Old (D) Number - 33401

+

1 - HC 79 BOX 52
2 -
3 -

City- MELBA
Phone - 208-495-1121
1 - HC 79 BOX 52

PATRICIA B.

City- MELBA
Phone - 208-495-1121

Status - - - +

--- Source - - - - - +
SNAKE RIVER

Stream Index (Blank if no Index Code)

(73) OWYHEE

----- Water Use
Period From Period To

5.000

2457.0

f Use Code

01S	02W	6	SE SW	25.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	6	SW SE	17.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	NW NE	38.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	SW NE	21.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	SE NE	12.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	NE NW	39.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	NW NW	38.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	SW NW	38.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	SE NW	39.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	NE SW	35.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	NW SW	2.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	SE SW	24.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	NE SE	4.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	NW SE	38.0	01	IRRIGATION	(73)	OWYHEE
01S	02W	7	SW SE	36.0	01	IRRIGATION	(73)	OWYHEE

MICROFILMED
AUG 07 1992

[illegible]

MICROFILMED
AUG 07 1992

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 ~~XXXXXXXXXX~~
BORDER

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-2399 ✓

I.D. No.

Map No.

\$ 10.00

Fee Paid

19417

Receipt No.

Notice is hereby given that EARLE G. AND/OR PATRICIA B. FOOTE ✓

(Name of Claimant)

Star Route, Box 52, Melba, ID 83641 ✓

(Mailing Address)

Telephone No. 495-2207 ✓

(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) 12/15/66 ✓
- (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 5.0 cfs ✓ Use irrigation ✓ Period of Use From 4/13/15 To 10/31/15 ✓
(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) 5.0 cfs ✓ TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF) (NWNW) (SE NE NW)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source Lot 5 ✓ ¼ ¼
Sec. 17 ✓, Twp. 1S ✓, Rge. 2W ✓, B.M., Owyhee County
Additional Points: Lot 9 (SWSE), Sec. 6, T. 1S, R. 2W (NW4 SW4 SE4)
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.
2 (100 hp motors) 1 60 hp motor, gravity irrigation, some sprinklers.
DWNST. SC 1: 272.0 (1) 441.4 UPS 272.0 (1) 443.1 for Lot 5, 5.17
- (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	
		06												25			17		42
		07		173	21	51		53	54	39	39	55	174	24	4	98	86	26	429
		18	83	24	3	18	2												82
		12	39	39	34	39								39	3		4		197

Total No. of acres 750

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

(8) Remarks (OTHER RIS. FROM SOURCES OUTSIDE BASIN)

(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. 02-2399 ✓

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

Earle G. Foote

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

Organization

County of Geme

ss.

Seal

(Signature of Authorized Agent)

On this 9 day of June, in the year 1981 before me
a notary public, personally appeared Earle G. Foote, Jr.

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 10/11/84 10/31/85 lifetime

Notary Public residing at

Emmett

T BER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
2-2399	FOOTE, EARLE G. FOOTE, PATRICIA B. STAR RT. BOX 52 MELBA, ID 83641 OTHER RIGHTS: SOURCE(S) OUTSIDE BASIN P/U: T00S R02W S06 SESW(37) ²⁵ S07 LT02(NWNE)(35) ³⁸ SENW(40) ³⁹ NWSE(37) ³⁸ S18 NENE(33) P/U: T01S R03W S12 NENE(38) ³⁹ SESE(04)	12-15-1986	Irrigation	03-15 11-15	5.00CFS	LT05 S172 T01S R01W LT09 S06 T01S R02W		LICENSE
						LT09 (SWSE)(15) ¹⁷ SWNE(39) ²¹ LT01 (SENE)(10) ¹² LT03 (NWNW)(38) LT04(SWNW)(38) NESW(39) LT05 (NWSW)(34) ³⁵ LT06 (SWSW)(15) SESW(24) NESE(04) SWSE(39) ³⁶ SESE(25) ²⁶ SENE(15) ¹⁸ NENW(01) ⁰² SWNE(05) NWNE(24) SENE(38) ³⁹ SWNE(34) SENE(39) NESE(39) NWSE(03)		
								* 657 ACRES*

Remarks: This water right previously represented by the license dated 22 Jan. 1970 and transfer no. 1779 ~~dated~~ is now represented by the descriptions ~~represented~~ above as a result of the investigations in the pending adjudication state of Idaho v. A & B Plumbing & Heating Co. et al. (Basin, 02). This amended water right shall be used in any proceedings that affect or ~~will~~ be affected by it until such time the water right description is altered or confirmed by the Proposed Finding.

State of Idaho
Department of Water Resources

AMENDED
10/31/85

AMENDED

ADJUDICATION CLAIM ANALYSIS SHEET

Review by gsl

Date 10/31/85

Right No. 02-2399

Claimant EARLE G. & PATRICIA B. FOOTE

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. 1985 SCS # 677 173L+174L
- ☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____
- ☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☒ Other U.S. GOV. SURV. PLT. T015, R02W; 1980 D-2 PHOTO 3428-80-152

☒ WILSON PK TOPO Y-55 & WALTERS BUTTE TOPO Y-30 (WITH OVERLAYS), REYNOLDS CK ADJUD. MAPS TWP. 11 S, RGE 02
Q 03 WEST.

Field Exam Made: ☒ Yes ☐ No Date 8/24/83; 3/16/84; 9/12/84; & 8/16/85

☒ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement SYSTEM 17.66 cfs. Amount recommended 5.0 cfs.
Type of measuring device: ANNULAR & EAGLE-EYE METER Meter No. 0-13" # 091469
Condition Good Date LAST 09/12/84 Time 10-00 # 091476

Adjudication Photo(s) Used: Name or No. CVS-100-39 1964 ASCS AERIAL

Field Photographs Taken ☒ Yes ☐ No SEE S.O. FILE 02-7091

Memorandum in file ☒ Yes ☐ No

Remarks ACROSS RECOMMENDED REFLECT CHANGES MADE FROM EARLIER RECOMMENDATIONS.
CHANGES WERE MADE AFTER REQUEST FOR RE-EVALUATION BY CLAIMANT IN AUGUST 1985. CLAIMANT FELT
TOTAL R02W RECOMMENDED UNDER THE THREE RIGHTS, 02-2439, 02-2399, & 02-7091, WAS TOO LOW.

(OVER)

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State of Idaho
Department of Water Resources

AMENDED
10/30/85

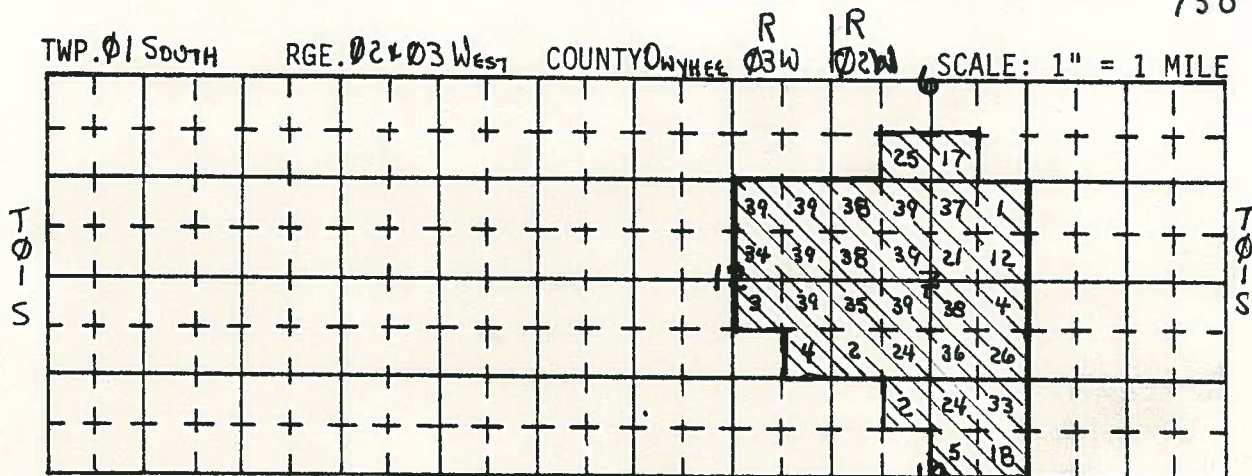
ADJUDICATION CLAIM
REPORT OF EXAMINERS AMENDED

Claim No. 02-2399

- Name of Applicant EAGLE G. & PATRICIA B. FOOTE
- Priority 12/15/66
- Source of Water SNAKE RIVER TR. TO: COLUMBIA RIVER
- (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
5.0 cfs Use IRRIGATION From 3/15 to 11/15
____ cfs Use _____ From _____ to _____
____ cfs Use _____ From _____ to _____
LOT 9 (SW SE) SEC 6, T01 S, R02 W
- Location of Point of Diversion: LOT 5 (NE NW) SEC 17, T01 S, R02 W of Section _____
Twp. _____, Rge. _____, County of _____
- Describe Diversion Works: UPSTREAM STE.: 75 HP PUMP INTO PENSTOCK, THEN GRAVITY DITCH TO RSUR. DOWNSTREAM STE.: ONE 100 HP & ONE 60 HP PUMP INTO PENSTOCK THEN GRAVITY SYSTEM TO SAME RSUR. AS PREV. RE-LIFT & PRESSURIZING PUMPS AT PROPER LOCATIONS FOR GRAVITY RE-CIRCULATION & SPRINKLER IRRIGATION.
- Describe Location of Use:

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01	02	06												25			17		42
SOUTH	WEST	06	17	2			17	1	4		17	5	6						
		07	1	37	21	12	37	38	38	39	37	25	2	24	4	38	36	26	429
		18	33	24	5	18	2												82
01	03	12	39	39	34	39									39	3		4	197
SOUTH	WEST	12																	

750



- Purpose other than irrigation: INCIDENTAL STOCKWATER W/ IRRIGATION
- Remarks: FIRST ADJUDICATION EXAM CONDUCTED W/ LICENSING EXAM FOR PMT. 02-7091 BY J.K. NOYES F.E. LUTY ON 8/24/83, SUBSEQUENT VERIFICATION OF IRRIG. ACRES BY J.K. NOYES ON 3/16/84. RE-EXAM OF SYSTEM CAPACITY AFTER REPAIRS 9/12/84. RE-EVALUATION OF IRRIG. ACRES PER REQUEST BY CLAIMANT JULY OF 1985 WITH ABOVE CHANGE IN ALIGNMENT.
This examination was made on the 16th day of AUGUST, 19 85.

(Signed) James E. Sully
Examiner

AMENDED
10/29/85

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

02-7091
Permit No.

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

SEE ENCLOSED AMENDED SUPPLEMENTAL FIELD REPORT FOR ANNUAL MEASUREMENT
& B/U FIELD REPORT & ACCOMPANYING NEW SUPPORTING DOCUMENTS

RE-ALIGNMENT OF RECOMMENDATIONS FOR ADJUDICATION ON LICENSES 02-2439
902-2399 ALLOWS REDUCTION IN ACREAGE RECOMMENDED FOR LICENSING
OF THIS PERMIT, BUT A INCREASE IN RECOMMENDED RATE OF DIVERSION.

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 132 \text{ AC} \times 5 \text{ AF/AC} = 660 \text{ AFA (SEE REMARKS)} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.64 \times 245 \times 1.9835 = 1282.9 (" ") \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 660 \text{ AFA} \end{aligned}$$

- c) Volume Calculations for Other Uses:

2. Overlap Review

- a) Other water rights with same place of use: 02-2439, 02-2399, 57-0277, 57-1008

- b) Other water rights with same point of diversion: 02-2439, 02-2399

- c) Analysis:

(SEE ACCOMPANYING DOCUMENTS MENTIONED REV.)

APR 18 1986
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RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	02-7091	1/7/72	2.64 Cfs	1/7/72	2/22/82	17.66 Cfs

4. Permit Holder: EARLE G. & PATRICIA B. FOOTE (ASSIGNEES)

Address: STAA RT., BOX 52, MELBA, ID 83641

5. Source: SNAKE RIVER tributary to COLUMBIA RIVER

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>IRRIGATION</u>	<u>3/15</u>	<u>11/15</u>	<u>2.64 Cfs</u>	<u>660 AFA</u>

Allowable Maximums: 2.64 Cfs. 660 AFA

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
1	# 5	SE	NE	NW	17	01S	02W	Dwyhee
2	# 9	NW	SW	SE	06	01S	02W	Dwyhee

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
01S	02W	06													14			14	
01S	02W	07			18								14					32	
01S	02W	08											25					55	
01S	02W	17					18		14									61	
Total Acres 132																			

9. Recommended Conditions/Remarks: RE-ALIGNMENT OF ACRES RECOMMENDED FOR ADJUDICATION CLAIMS FOR LICENSES 02-2439 & 02-2399 FROM THAT EARLIER HAS ALLOWED ELIMINATION OF THE RELATIVELY ODD DUTY FOR THIS RIGHT RECOMMENDED EARLIER. THE DUTY IS NOW A STRAIGHT-FORWARD 1" / ACRE. THE POOR WAY LICENSES 02-2439 & 02-2399 WERE EARLIER APPLIED TO THE LAND EARLIER STILL CAUSES SOME ODD COMBINATIONS, BUT USING 02-2439 FOR THE BASE RIGHT & FILLING IN WITH 02-2399 & NOW LICENSING 02-7091 IN THE MANNER PROPOSED FURNISHES 1" / AC ON THE 882 ACRES PRESENTLY IRRIGATED. LIMITERS MAY BE DESIREABLE WHEN THIS RIGHT IS USED IN COMBINATION WITH

10. Recommended Amendments OTHER SNAKE RIVER RIGHTS.

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☒ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature Donna E. Luby Date 10/29/85

Checked in Regional Office by _____ Date _____

Approved in State Office by _____ Date _____

MEMO TO: FILES - 2439, 02-2399, & 02-7091 DATE: 10/28/85

FROM: FORREST LUTHY

SUBJECT: RE-ALIGNMENT RECOMMENDATIONS (LICENSING & ADJUDICATION)
FOLLOWING A REQUEST FOR RE-EXAMINATION OF IRRIGATED ACRES.

PROPOSED IRRIGATED ACREAGE & DIVERSION RATE FOR BENEFICIAL USE FOR THE LICENSING OF PERMIT 02-7091 WERE SENT TO THE PERMIT ASSIGNEES, MR & MRS. EARLE G. FOOTE, IN JULY OF THIS YEAR. THESE WERE BASED ON FIELD EXAMINATIONS, EVALUATIONS OF AERIAL PHOTOS, & (IT WAS THOUGHT) VERBAL AGREEMENT WITH RANCH MANAGER, BUZZ WIOMYER, ON THE APPROXIMATE TOTAL OF THE IRRIGATED ACRES.

SUBSEQUENT TO THE COMMUNICATION FROM THE STATE OFFICE TO THE ASSIGNEES, A PHONE CALL WAS RECEIVED FROM THE MANAGER SUGGESTING A MEETING WITH A DEPARTMENT REPRESENTATIVE. EXAMINER JOHN NOYES THEN RE-CONFERRED WITH THE ASSIGNEES & THE MANAGER. IT DEVELOPED THAT A CHANGE OF MINDS HAD TAKEN PLACE AND IT WAS NOW FELT THAT THE RECOMMENDED TOTAL IRRIGATED ACREAGE WAS TOO LOW.

THE EXAMINER THROUGH FURTHER CONSULTATION WITH THE PARTIES, REPEAT FIELD EXAMS, & THE ACQUISITION & EVALUATION OF THE LATEST ~~SCS~~ FARM PLAN MAPS, ARRIVED AT THE PROPOSED IRRIGATED ACREAGE LINEUP PRESENTED HERE. THE TOTAL ACREAGE IS 882 WITH A SLIGHTLY DIFFERENT ALIGNMENT FROM THAT PREVIOUSLY PRESENTED.

[Signature]

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AUG 16 1994

FOOTE ANGUS RANCH

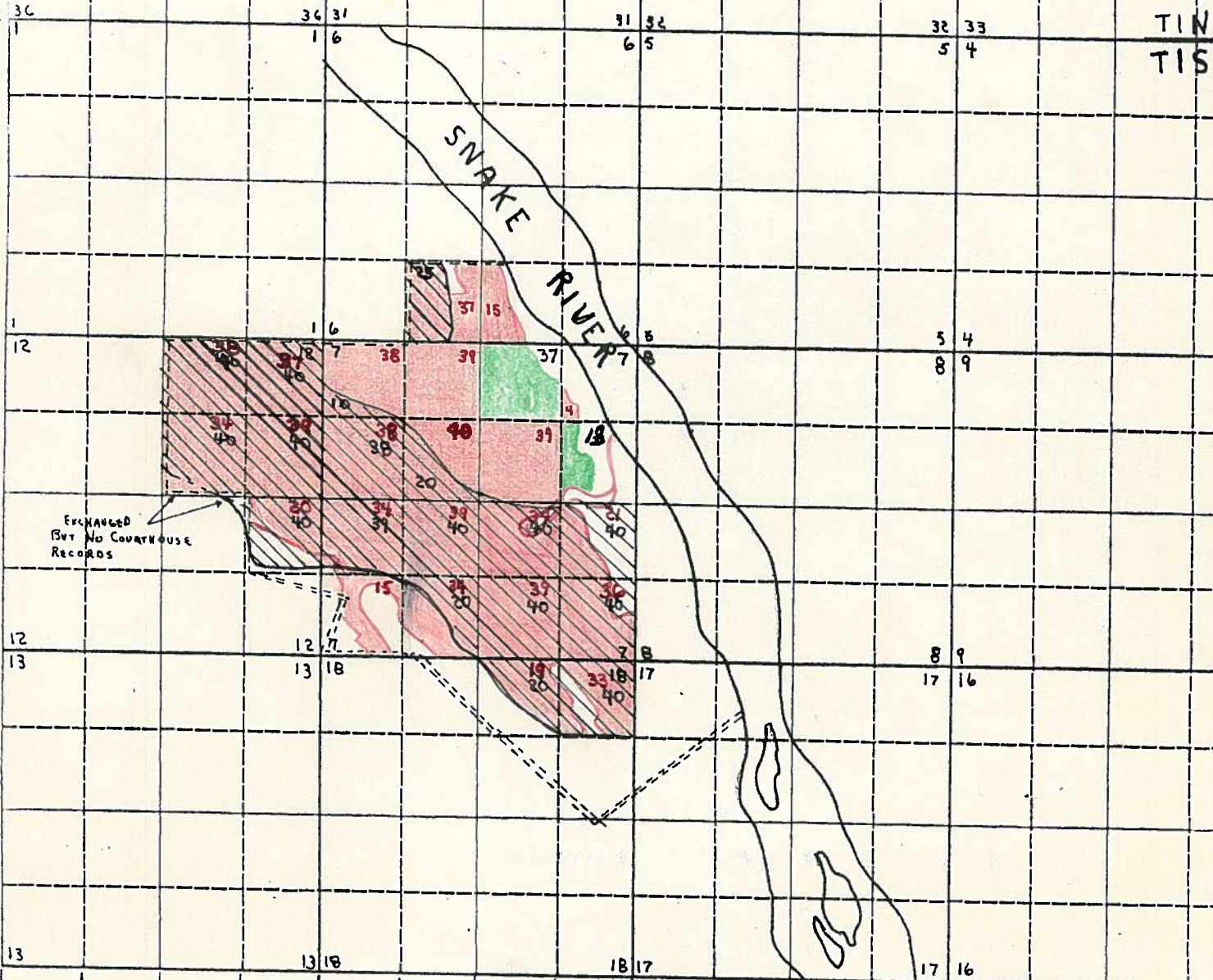
02-2439 AS LICENSED (10 Cfs, 612 Ac) .01634 Cfs./Ac.

02-2399 AS LICENSED .00693 Cfs./Ac. (5.0 Cfs, 722 Ac)

R3W R2W COMBINATION AS LICENSED .02327 Cfs./Ac.

3

LAND FOUND IRRIGATED IN FIELD EXAMINATION FOR 02-2399 SOLICITED ON AMENDMENT, BUT WAS NOT INCLUDED ON LICENSE.



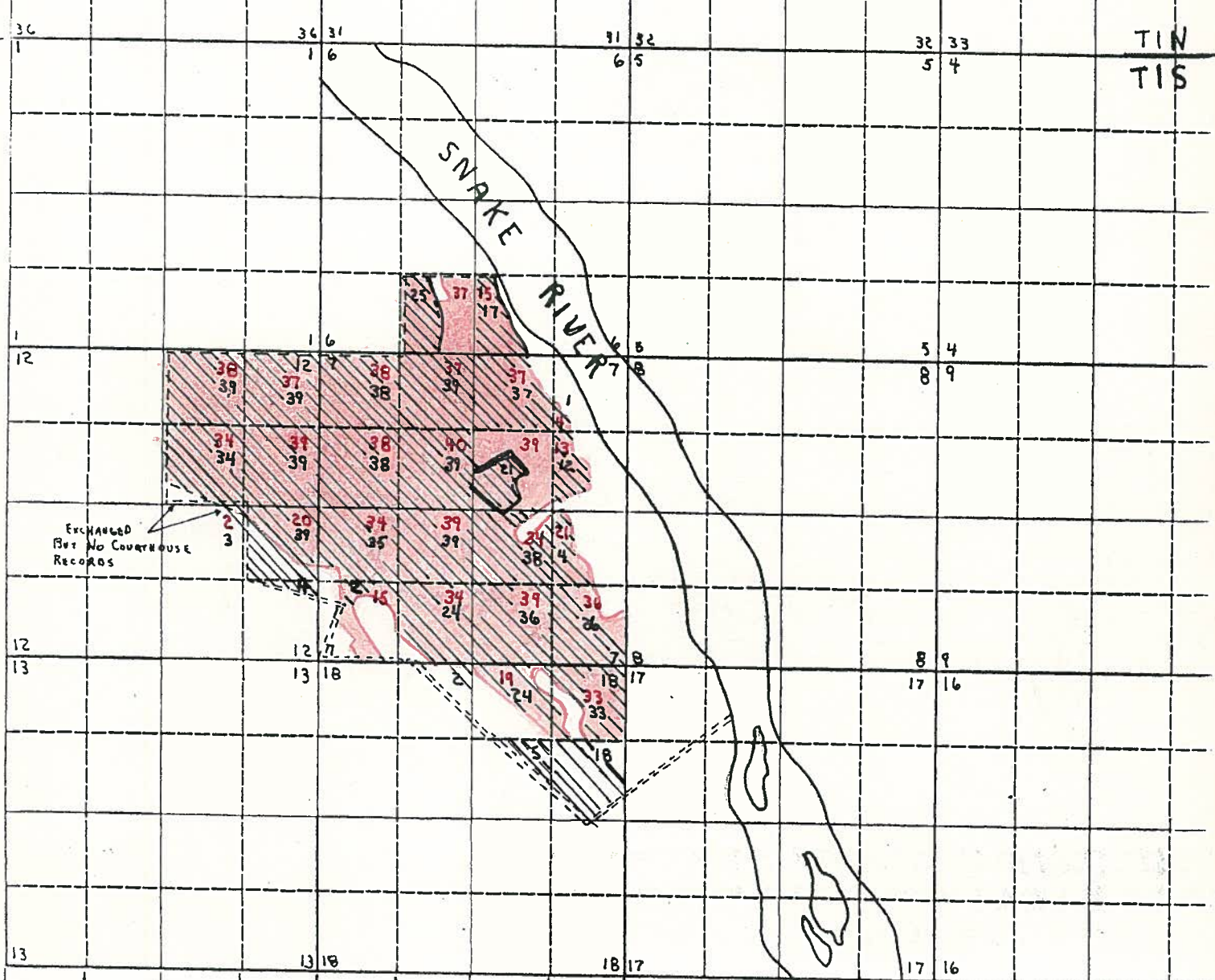
APR 1 1934
MICROFILMED

R3W R2W

AMENDMENT
5.0 Cfs For 772 Acres.
=.00648 Cfs/Ac.

FOOTE ANGUS RANCH 02-2399 AS RECOMMENDED 5.0 Cfs 750 Ac.
2 02-2399 AS IDWR REQUESTED FOR AMENDMENT BY LETTER
FEB 5, 1969. AMENDMENT APPROVED FEB 27, 1969, FEES PAID
R3W R2W BY APPLICANT AND THEN IGNORED FOR LICENSING.

THE FIELD EXAM FOR 02-2399
FOR APRIL 11, 1968 REFLECTS
THE 772 ACRES APPROVED
FEB. 27, 1969 ON THE AMENDMENT
REQUESTED BY THE DEPARTMENT
BY LETTER FEB. 5, 1969.
RECEIPTS FOR FILING FEES
WERE ALSO MAILED TO APPLICANT
FOR AMENDMENTS TO THIS PERMIT
02-2086.



APR 1 1969
MICROFILMED

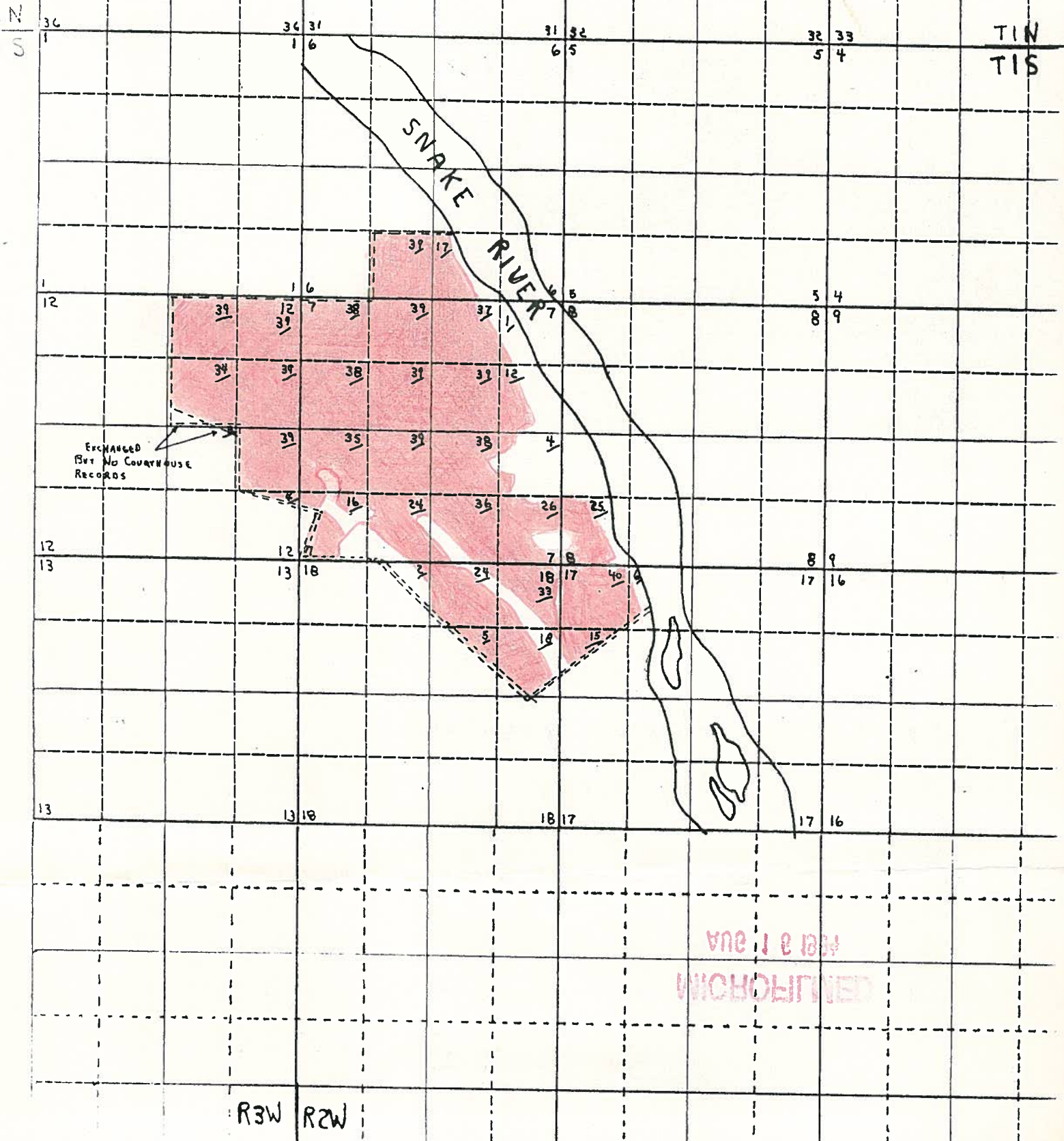
R3W R2W

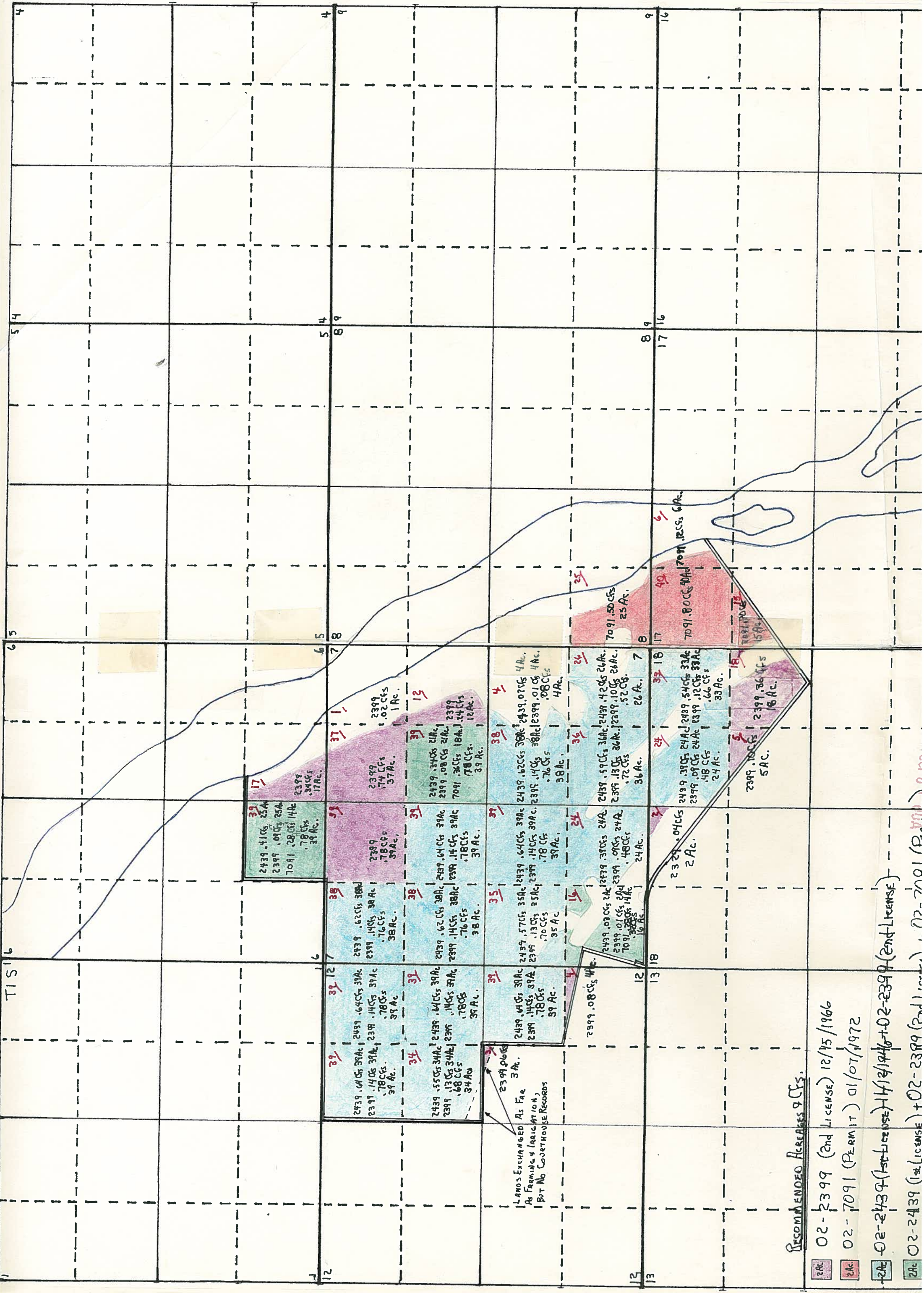
FOOTE ANGUS RANCH

FOUND LRR, ASCS & FIELD EXAMS 1985

TOTAL: 882 ACRES : 17.64 Cfs
= .02 Cfs / AC (AS RECOMMENDED)

R3W R2W





TIS 6

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9

RECOMMENDED ACRES 9 CFS.

2Ac 02-2399 (2nd LICENSE) 12/15/1966

2Ac 02-7091 (PERMIT) 01/07/1972

2Ac 02-2439 (1st LICENSE) 11/18/1946 + 02-2399 (2nd LICENSE)

2Ac 02-2439 (1st LICENSE) + 02-2399 (2nd LICENSE), 02-7091 (PERMIT)

[illegible]

10/29/1985 DUTIES OF Rts. 02-2439, 02-2399, & 02-7091 AFTER FOOT E REQUEST FOR RE-EVALUATION AUG. JULY - 1985

Town-ship	Range	Sec	NE 1/4			NW 1/4			SW 1/4			SE 1/4			TOTALS
			NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	
T01 South	R02 West	FOUNDED 06/1985													56
LICENSE 02-2439															41 Cfs 25
LICENSE 02-2399															42 Cfs 42
RECOMMEND ON PERMIT 02-7091															28 Cfs 14
TOTALS															112 Cfs 36
T01 South	R02 West	FOUNDED 07/1985													461
LICENSE 02-2439															5.53 Cfs 340
LICENSE 02-2399															3.03 Cfs 424
RECOMMEND ON PERMIT 02-7091															44 Cfs 32
TOTALS															8.22 Cfs 461
T01 South	R02 West	FOUNDED 08/1985													25
LICENSE 02-2439															25 Cfs 25
LICENSE 02-2399															25 Cfs 25
RECOMMEND ON PERMIT 02-7091															61
TOTALS															1.22 Cfs 61
T01 South	R02 West	FOUNDED 08/1985													61
LICENSE 02-2439															1.22 Cfs 61
LICENSE 02-2399															28
RECOMMEND ON PERMIT 02-7091															25 Cfs 57
TOTALS															71 Cfs 82
T01 South	R03 West	FOUNDED 12/1985													191
LICENSE 02-2439															3.11 Cfs 190
LICENSE 02-2399															2.83 Cfs 197
RECOMMEND ON PERMIT 02-7091															2.44 Cfs 197
TOTALS															8 Cfs 780

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AUG 10 1994

10/29/1985 IRRIGATED ACRES FROM FIELD EXAMS & SCS MAPS.

Caple Foster

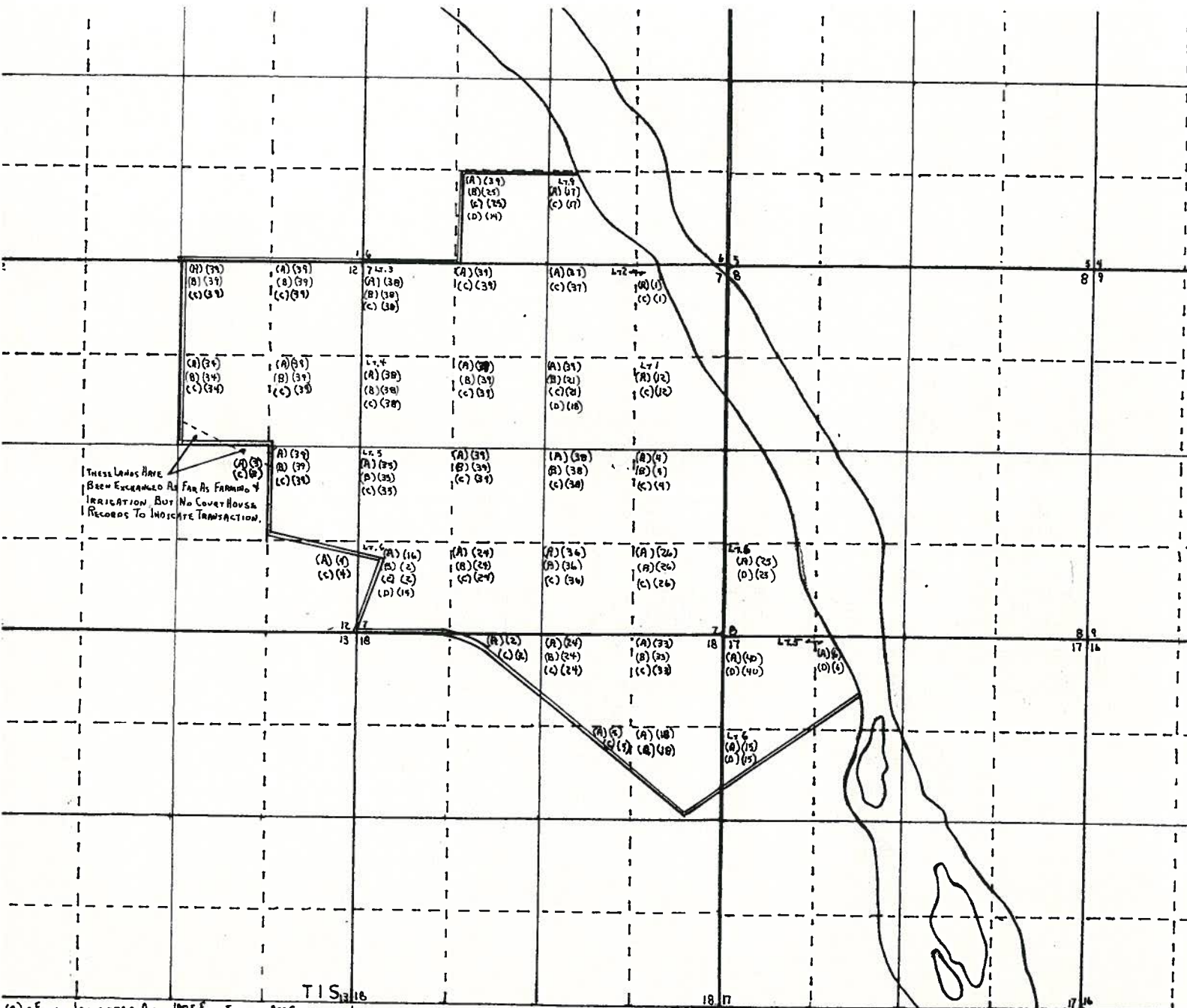
[illegible]

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AUG 16 1934

1985

IRR. ACRES FOUND & RECOMMENDED
FOR FOOTE ANGUS RANCH RIGHTS
02-2439, 02-2399, & 02-7091



(A) - FOUND IRRIGATED ACRES 1985 FIELD EXAMINE ASCS. R3W R2W
(B) - LICENSE 02-2439 10 CFS ON 612 ACRES
(C) - LICENSE 02-2399 5 CFS - ORIGINALLY LICENSED FOR 722 ACRES (APPLIED HERE ON 750 ACRES) SEE MEMOS CONCERNING DUTIES
(D) - RECOMMENDED FOR PERMIT 02-7091 2.64 CFS ON 132 ACRES.

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FOOTE - ANGUS RANCH - PROPOSED RIGHT DISTRIBUTION

Town-ship	Ran-ge	Sec	NE 1/4				NW 1/4				SE 1/4				TOTALS
			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	
01 South R02W	06														
FOUND ORIGINATED															
LICENSE 02-2439															
10.0 CFS - 612 ACRES															
LICENSE 02-2399															
DRUG 5.0 CFS - 722 ACRES															
01 South R02W	07														
FOUND ORIGINATED															
Lic se 02-2439															
LICENSE 02-2399															
01 South R02W	08														
FOUND ORIGINATED															
WT (LIC.) 02-7091															
01 South R02W	17														
FOUND ORIGINATED															
WT (LIC.) 02-7091															
01 South R02W	18														
FOUND ORIGINATED															
LICENSE 02-2439															
WT (LIC.) 02-7091															
01 South R02W	12														
FOUND ORIGINATED															
LICENSE 02-2439															
LICENSE 02-2399															
WT (LIC.) 02-7091															

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AUG 6 1994

02-2439 10.0CFS 02-2399 5.0CFS 02-7091 202.851 A.

AMENDED
10/25/85

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

POOR ORIGINAL

AMENDED

02-2439 (ADJUD. EXAM)
02-2399 (" ")

Permit No. 02-7091 (LICENSING)

Phone No. 495-2207

RCH. MGR. BUZZ WIDMYER
495-2682

1. Owner: EARLE G. & PATRICIA B. FOOTE

Current Address: STAG RT., MELBA, ID 83641

2. Accompanied by: RCH. MGR. WIDMYER & ASST. RON YOSHIKANE

EXAM. DATE: 8/24/83

Address: STAG RT. MELBA ID 83641

Phone No. ABV.

RE-MEASURE 9/12/84

Relationship to Permit Holder: AGV.

ACRES RE-EVALUATED 10/85

3. Source: SNAKE R.

tributary to COLUMBIA R.

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1 (LT. 3) S.W. 1/4, T21S, R22W	U.S. ELECTRIC	75	RL327-25-591-R-212-31R-MM	LAYNE 9. HONOLULU	MOD # N 19.25" DISCHARGE
#2 (LT. 7) S.W. 1/4, T21S, R22W	" "	100	1320757	BERKLEY	MOD # 20034 S/N 7723 19.25" DISCHARGE
#3 (LT. 7) S.W. 1/4, T21S, R22W	" "	60	3927413	VERULINE	MOD # 14 RH S/N 013444 "

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

#1 UPSTREAM PUMP W/ APPROX 1800' - 15" PIPESIDE INTO OPEN GRAVITY DITCH FLOWING ROUGHLY NW INTO EXCAVATED RESERVOIR IN NE 1/4 OF SW 1/4, T21S, R22W. RESERVOIR SERVED BY TWO PUMPS APPROX. 3000' OF 22" PIPESIDE PLUS OPEN DITCH FROM DITCH PUMP SITE #2. VARIOUS RELIEF & PRESSURIZING PUMPS AT STRATEGIC LOCATIONS SERVE BOTH OPEN DITCH GRAVITY & SPRINKLER IRRIGATION SYSTEMS.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
(UPSTREAM ST.) ANANDAR	75	DIETRICH STO.	75	091439	13.250"	—
(DOWNSTREAM ST.) "	75	" "	"	091451	14.250"	—
(UPSTREAM ST.) FERRIS-FIVE MOUNTAIN	—	" "	—	091476	10-80"	4/27/83
(DOWNSTREAM ST.) " " "	—	" "	—	091469	0-13"	" "

7. Measurements

☐ Additional data/computation sheets attached

UPSTREAM #1 13.0" Q = $\frac{1.0254 \times 144 \times 3.61 \times 3.65}{448.8} = 5.37 \text{ CFS}$

DNSTRM #2 9.4" Q = $\frac{1.8464 \times 50 \times 2.57 \times 3.65}{448.8} = 12.29 \text{ CFS}$

17.66 CFS TOTAL

8. Point(s) of Diversion:

Indicate Method of Determination

Ident #	1/4	1/4	1/4	Sec.	Twp.	Rge.	Survey Information from Known Corner	County	Remarks
#1	SE	NE	NW	17	01S	02W	TAXY FROM: U.S. SURVEY PLAT. WALTERS BROS. TRACT, & A.C.S. AERIALS	OWNERS	
#2	NW	SW	SE	06	01S	02W	" " " "	"	
							" " " "	"	

9.

Place(s) of Use:

Irrigation - give acres served by system at time of exam.
Indicate Method of Determination ACCS FARM PLAN AERIALS, U-2'S & FIELD EXAMS

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
01S	02W	06												14					14
01S	02W	07							18					14					32
01S	02W	08												25					25
01S	02W	17						6	40	15									61

THIS SYSTEM IN COMBINATION WITH 02-2439 & 02-2399 IRRIGATES 882 ACRES

Total Acres 132

AMENDED 10/23/85

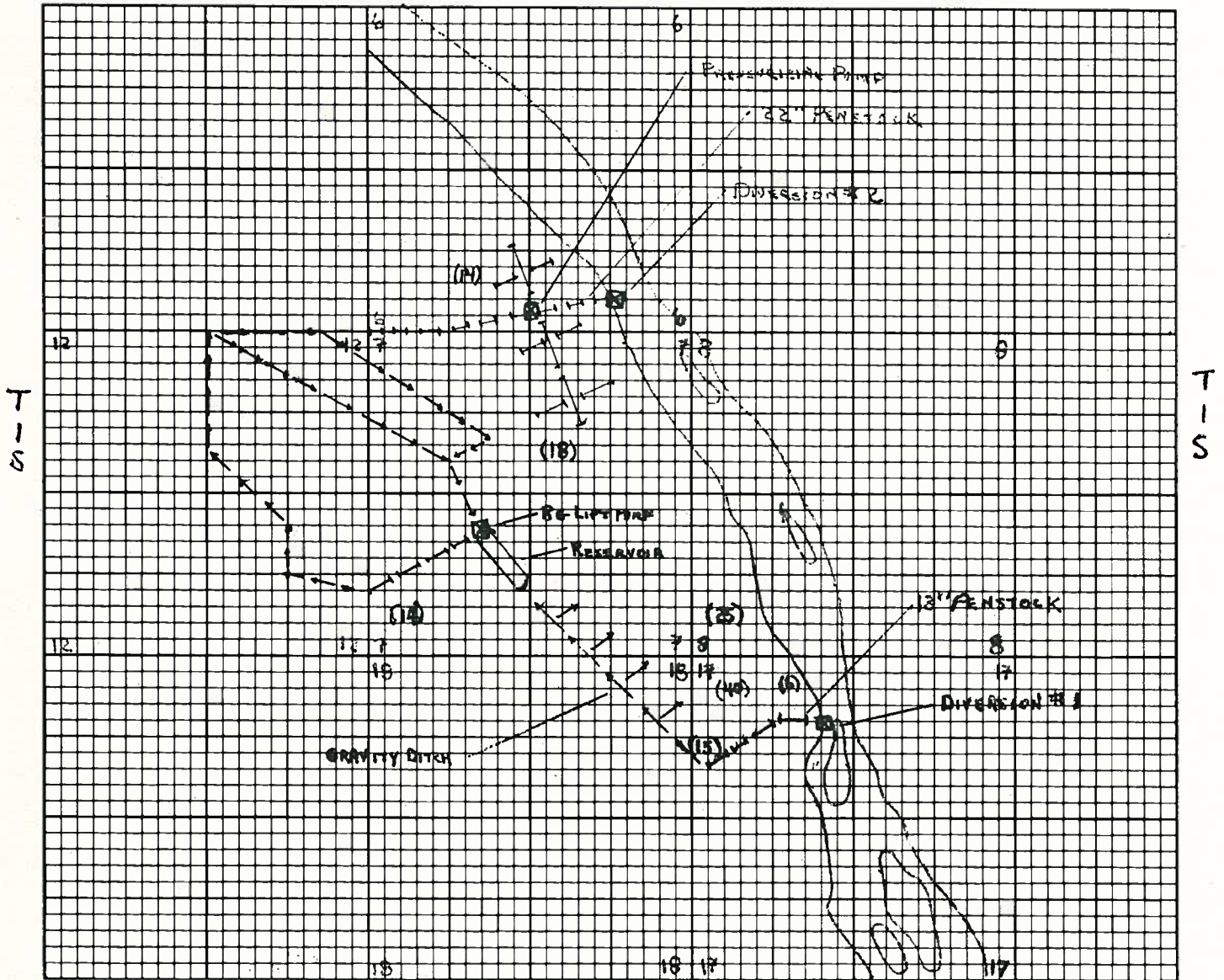
10. Other water rights on these lands 02-2439, 02-2399, 57-0277, 91-1008

11. Other water right diverted from same p.d. 02-2439 & 02-2399

POOF

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

R3W | R2W



R3W | R2W

13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks OTHER SNAKE R. RTS. 02-2439 & 02-2399 WHEN LICENSED WERE POORLY APPLIED AS FAR AS ASSIGNING DUTIES & DETERMINING DIVERSION RATE OF ONE INCH TO ACRE. APPLICANT WAS DISSATISFIED WITH ACREAGE PLOTTED PER LETTER 7/29/1985. AGENT JOHN NOYES OBTAINED NEW ASSC MAP & MADE NEW FIELD EXAMS OF IRRIGATED ACREAGE. SUBSEQUENTLY, THE ABOVE PATTERN OF ACREAGE TO GO WITH REVISED ACREAGES ON RECOMMENDATIONS FOR RTS. 02-2439 & 02-2399 HOPEFULLY WILL SATISFY THE RATES & DUTIES OF THE APPLICANT. ALTHOUGH THE INDIVIDUAL ACRES BENEFICIALLY APPLIED WITH WATER FROM THIS RIGHT DO NOT RECEIVE WATER FROM RTS. 02-2439 & 02-2399, SINCE THE WATERS FLOW THROUGH THE COMMON SYSTEM, IT MAY BE DESIRABLE FOR A LIMITER TO BE INCORPORATED.

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature Donna P. Luby

Date 10/23/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination 8/24/83, 9/12/84, & 8/23/85

Date

NOV 18 1985
MICHOIGAN
CONSULTANT SEAL

MEMO TO FILES: ⁰²⁻ 2-2439, 02-2399, & 02-7091
 FROM: FORREST LUTHY DATE: 10-25-85
 SUBJECT: DUTY OF SNAKE RIVER RIGHTS 02-2439, 02-2399, & 02-7091
 ON FOOTE ANGUS RANCH,
 PROPOSED FOR SNAKE RIVER-02 BASIN ADJUDICATION.

	Lic. 02-2439	Lic. 02-2399	Pmt. (Lic.) 02-7091
Twp. 01S, Rge. 02W			
SECTION 06	.41 Cfs. ON 25 Ac.	.43 Cfs ON 42 Ac.	.28 Cfs ON 14 Ac.
" 07	5.55 " " 340 "	3.03 " " 429 "	.64 " " 32 "
" 08			.50 " " 25 "
" 17			1.22 " " 61 "
" 18	.93 " " 57 "	.71 " " 82 "	

Twp. 01S, Rge. 03W

SECTION 12	3.11 " " 190 "	.83 " " 197 "	
TOTALS	10.0 Cfs ON 612 Ac.	5.0 Cfs ON 750 Ac.	2.64 Cfs ON 132 Ac.
COMBINED TOTALS 17.64 Cfs ON 882 Ac.			

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AUG 16 1994

THIS PROPOSED DUTY RECOMMENDATION UTILIZES THE EARLY LICENSE 02-2439 AS THE BASE RIGHT FOR 10 CFS ON 612 ACRES FAIRLY CLOSELY TO THE ORIGINAL ALIGNMENT OF ACREAGE. USING THE SECOND RIGHT 02-2399 FOR 5.0 CFS TO FILL IN RESULTS IN A DIFFERENT ALIGNMENT & TOTAL OF ACREAGES FOR THE SECOND RIGHT THAN IT WAS ORIGINALLY LICENSED FOR. HOWEVER, THE AMENDMENT FOR LICENSING PURPOSES WHICH THE DEPARTMENT REQUESTED FOR 772 ACRES WAS IGNORED AT THE TIME OF LICENSING. ANALYSIS OF THE LAND UNDER IRRIGATION AT THE TIME, AS BEST AS CAN BE DETERMINED, APPEARED TO BE APPROXIMATELY 750 ACRES WHICH WOULD HAVE BEEN CORRECT FOR THE 15 CFS. TOTAL OF THE 2 LICENSES AT THAT TIME. WE ARE, THEREFORE, RECOMMENDING 02-2399 FOR 5 CFS & 750 ACRES & USING Pmt. 02-7091 TO TAKE UP THE ADDITIONAL 132 ACRES NOW IRRIGATED.

Overlap Review of Permit 02-7091
per terminal 7/19/85:

p/d #1 - 02-2399 Lic.
63-2420 Lic.

p/d #2 - 02-2399 Lic.
02-2439 Lic.

plu - Sec. 08 - none
Sec. 17 - 63-9909 - ~~power~~ - no review
57-2339 - irrig.
Sec. 12 - 02-~~2339~~²³⁹⁹ - irrig.
02-2027 - irrig.
63-2420 - irrig.
57-2006B - irrig.
57-7390 stock - no review
~~63~~

¹⁰OVERLAP 57-2339 - permit, wastewater, 1.0 cfs, ✓
no exam in file - no
further review done.

^{7/4}OVERLAP 63-2420 - Lic/trans. 3027 - Warm ✓
Springs Ck., possible plu
overlap - Recommend R28 for ✓
volume limiter

^uOVERLAP 57-2006B - Lic., Reynolds Ck., possible ✓
plu overlap - Recommend R28

¹OVERLAP 02-2027 - Lic., Snake River, different
p/d - possible plu overlap -
Recommend R28

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AUG 16 1994

p/d & plu
same
system

→ 02-2399 - Lic./Trans. 1779 - same ✓
p/d's - plu overlap - see
~~the~~ examiners overlap analysis
& copy of transfer attached.

→ 02-2439 - Lic., same p/d in
Lot 9, plu overlap - see
copy of lic. attached.

	<u>ACRES</u>	<u>CFS</u>
02-2399	722	5.0 = 0.0069 cfs/ac.
02-2439	611.53	10.0 = 0.0163 cfs/ac.
02-7091 (Recommended)	232	$\frac{2.02}{17.02} = 0.0087 \text{ cfs/ac.}$

total acres found by examiner
under system = 851

Capacity of system = 17.63 cfs

$$851 \times 0.02 = 17.02 \text{ cfs}$$

all 3 rights combined will
provide an inch per acre
and will not exceed capacity ✓
of system.

KW.

MICROFILMED

AUG 16 1994

INTER-DEPARTMENT MEMO — 1

FROM FORREST

DATE 10/23/84

TO FILES 02-2399, 02-2439, & 02-7091

SUBJECT RE-CONDITIONING PUMPING SYSTEM.

AS SUPPLEMENTARY INFORMATION SOMEWHAT AKIN TO A REQUEST ON RE-EXAMINATION INFO IN A MEMO FROM BOB FLEENOR, 10/16/84, THE FOLLOWING MAY BE OF INTEREST.

FOR LICENSING PURPOSES, AS WELL AS AN ADJUDICATION EXAM, A CHECK ON THE SYSTEM FOR THESE RTS. WAS CONDUCTED IN THE FALL OF 1983. THIS CHECK REVEALED THAT THE SYSTEM WAS NO LONGER CAPABLE OF PRODUCING THE AMOUNTS FOR WHICH THE EARLIER TWO RIGHTS, 02-2399 & 02-2439, WERE MEASURED AND LICENSED FOR.

ON THE RECOMMENDATION OF THIS DEPT. THE USER UNDERTOOK A RE-CONDITIONING OF THE SYSTEM, WITH THE COMPONENTS REMAINING SIGNATURE
THE SAME, WITH RESULTANT CAPACITY BEING ADEQUATE FOR THE THREE RTS. 

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AUG 16 1994

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by EL

Date 10/11/84

Right No. 02-2399

Claimant EARLE GUY PATRICIA B. FOOTE

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. 1969 UNKNOWN NO.
- ☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____
- ☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☒ Other D.S. GOUT. SURVEY PLAT - TWP. 11 SOUTH, RGE. 82 WEST, 1980 U-2 PHOTO 3428-80-152

☒ WILSON PEAK TOPO Y-55 & WALTERS BUTTE TOPO Y-56 (BOTH WITH OVERLAYS)

Field Exam Made: ☒ Yes ☐ No Date 8/24/83, 3/16/84, & 9/12/84

☒ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement SYSTEM 17.63 cfs. Amount recommended 5.0 cfs. For 02-2399

Type of measuring device: ANNULAR & EAGLE-EYE METER Meter No. 0-13" # 091469

Condition GOOD Date LAST 9/12/84 Time 10-80 # 091476

Adjudication Photo(s) Used: Name or No. CVS 1-DD-39 1964 ASCS AERIAL

Field Photographs Taken ☒ Yes ☐ No

Memorandum in file ☒ Yes ☐ No (SEE FILE 02-2439)

Remarks ACREAGES RECOMMENDED REPRESENT BEST JUDGEMENT OF BENEFICIAL USE FOR THIS LICENSED RIGHT UNDER PRESENT PRACTICES USING: FIELD VERIFICATION, U-2 PHOTOS, TOPOS, AND OVERLAYS. BECAUSE LITTLE OR NO ATTENTION WAS PAID TO OVERLAP & ALLOWANCE FOR ONE MINER'S INCH PER ACRE WHEN 02-2399 WAS ADDED TO THE LAND COVERED BY 02-2439 PLUS SOME ADDITIONAL GROUND, WE ARE RECOMMENDING A COMB- (OVER)

REMARKS (CONT'D.)

INATION OF THIS LICENSED OUR PROPOSED LICENSING OF 02-7091 TO ~~XXXX~~ FILL
IN AND PROVIDE ONE MINER'S INCH PER ACRE FOR THE TOTAL OF 851 ACRES
FOUND TO BE IRRIGATED.

X.

MICROFILMED

AUG 16 1994

STATE OF ARIZONA

DEPARTMENT OF WATER RESOURCES

DIVISION OF WATER RIGHTS

OFFICE OF THE ADJUTANT GENERAL

PHOENIX, ARIZONA 85004

☒ ADJUTANT GENERAL ☒ DEPARTMENT OF WATER RESOURCES

DATE OF RECEIPT: ☒ YES ☐ NO

☒ MICROFILMED ☐ NOT MICROFILMED

☒ ADJUTANT GENERAL ☐ DEPARTMENT OF WATER RESOURCES

☐ DEPARTMENT OF WATER RESOURCES

☐ DEPARTMENT OF WATER RESOURCES

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DEPARTMENT OF WATER RESOURCES

9/10/94
1000-XXXX



Examiner

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

02-7091
Permit No.

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

SEE ATTCHD. SUPP. FIELD RPT. FOR ANAUBAR MEAS.

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 232Ac \times 5AF/Ac = 1160 AFA \text{ (SEE REMARKS)}$$
$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.02 CFS \times 245 \text{ Days} \times 1.9835 = 981.6 (As Av.)$$
$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 981.6 AFA \text{ (SEE REMARKS)}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: 02-2439, 02-2399, 57-0277, 57-1008

b) Other water rights with same point of diversion: 02-2439, 02-2399

c) Analysis:

(SEE ATTACHED FOOT ANEUS RANCH PROPOSED RIGHT DISTRIBUTION & SNAKE R. ADJUDICATION DUTY SHTS.)

APR 18 1991
MICROFILMED

RECOMMENDED AMOUNTS

- | Permit No. | Priority | Amount | App. Date | Date Proof Submitted | System Capacity |
|------------|----------|----------|-----------|----------------------|-----------------|
| 02-7091 | 1/7/72 | 2.02 Cfs | 1/7/72 | 2/22/82 | 17.63 Cfs. |

4. Permit Holder: EARLE G. & PATRICIA B. FOOTE **MICROFILMED**

Address: STAR RT., Box 52, MELBA, ID 83641 AUG 16 1994

5. Source: SNAKE R. tributary to COLUMBIA R.

6. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
IRRIGATION	3/15	11/15	2.02 CFS	981.6 AFA (SEE RMKS.)

Allowable Maximums: 2.02 CF₅ 981.6 AFA (See Rmk.)

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
01S	02W	08											L76 24					24	
"	"	17					L75 4	38	L76 9									51	
01S	03W	12		38	34	39									39	3	4	157	
Total Acres 232																			

9. Recommended Conditions/Remarks: BECAUSE OF THE POOR WAY LICENSES 02-2439 & 02-2399 WERE EARLIER APPLIED TO THIS LAND, IT WAS NECESSARY TO RECOMMEND A RELATIVELY LOW DUTY FOR THIS RIGHT TO GO ALONG WITH OUR PROPOSED FINDINGS FOR THE SNAKE RIVER ADJUDICATION. IN ORDER TO HAVE ONE INCH PER ACRE ON ALL 851 ACRES UNDER THE SYSTEM THE ABOVE PATTERN AND AMOUNTS ARE RECOMMENDED FOR THIS RIGHT. (SEE ATTCHD. PROPOSED RIGHT DISTRIBUTION FOR THE FOOTE ANGUS RANCH FOR DUTIES OF THE THREE RIGHTS FROM THE SNAKE R.). REGARDING AFA, A LIMITER VERY POSSIBLY MAY BE NECESSARY, SO THAT IN COMBINATION WITH RTS 02-2439 AND 02-2399 NO MORE THAN 5.0 AF/AC OR 981.6 AFA ARE PROVIDED FOR THESE 232 ACRES

10. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
- ☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature James R. Smith Date 10/16/84

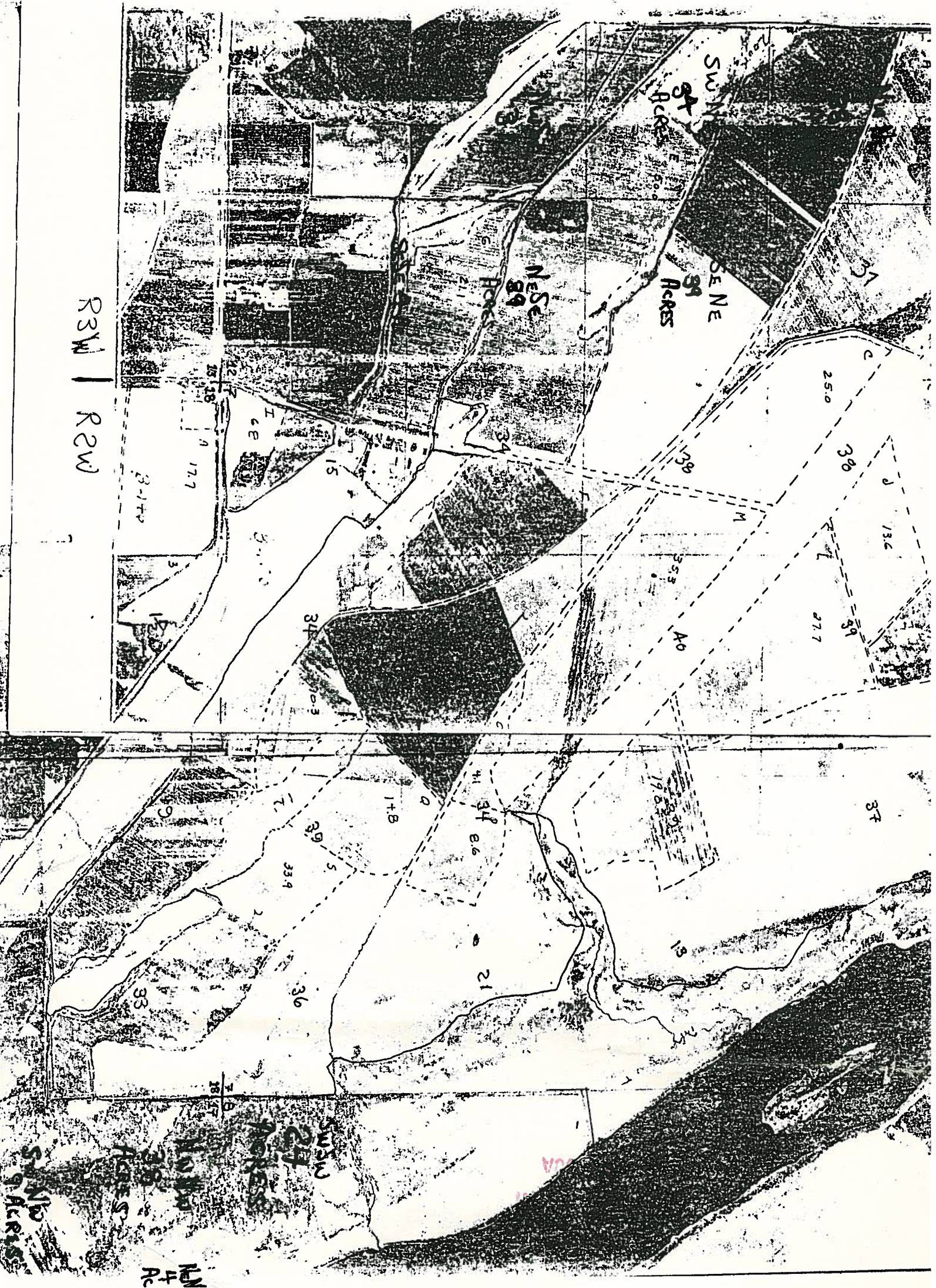
Checked in Regional Office by _____ Date _____

Approved in State Office by _____ Date _____

Proposed 1/4
Acres 02-7091
10/16/84

POOR ORIGINAL

T
I
S



State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: J. K. Noyes & F. E. LUTHY
Owner: EARLE G. & PATRICIA B. FOOTE

Date SEPT 12, 1984
RE-MEASURE ON LICENSES D2-2432
Permit No. 02-2399, & PM. D2-7091 AFTER PUMP
REPAIRS.

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

DOWNSTREAM SITE - 2 PUMPS, #1 - 100 H.P. HOLLOW SHAFT MTR. S/N 1328757 W/BERKLEY PUMP MOD. 20034, S/N 7723 & 12 1/2"
DISCHARGE, #2 - 60 H.P. HOLLOW SHAFT MTR. S/N 3927413 W/VERTLINE PUMP MOD. 14 RH, S/N D1344 & 12 1/2" DISCHARGE
INTO 22.6 O.D. PENSTOCK LEADING TO PRESSURIZING PUMP FOR SPRINKLER SYSTEM & OPEN DITCH TO RESERVOIR ALSO WITH
PRESSURIZING PUMP FOR SPRINKLING & RE-LIFT PUMP FOR RE-CIRCULATIVE GRAVITY IRRIGATION. UPSTREAM BR.
SITE - 75 H.P. U.S. ELECT. MTR. S/N R 6327-03-591-R-212-71R-MM, PUMP LAYNE & BOWLER W/13" DISCHARGE
NO S/N, FLOWING INTO APPROX 1800' - 13" PENSTOCK INTO OPEN GRAVITY DITCH FLOWING ROUGHLY NW INTO
EXCAVATED RESER. WHICH IS ALSO SERVED BY THE DOWNSTREAM PUMPS.
Measured inside diameter of pipe in inches

(A) DNSTRM. 21.6" UPSTRM 13"
#091439

Size of Annubar used in test DNSTRM. 13.250"

State ID No. #091451

Model No. of Annubar Meter Used 75
(Model No. = 75 for 6" and larger)
(Model No. = 73 for 4") DNSTRM. 0-13"

#091469

Size Eagle Eye Meter Used UPSTRM. 10-80"

State ID No. #091476

Date of Last Calibration of Meter 4/27/83 - BOTH

UPSTRM. 13.0"

Observed inches of H₂O read on Meter

(B) DNSTRM. 9.4"

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

#091469 - DNSTR. = 1 @ 9.4"
(K) #091476 - UPST. = 1.026 - 3 (1.026 - 1.024)
= 1.0254 @ 13"

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

CALCULATION: $\frac{K (A^2) (\sqrt{B}) C}{448.8} =$

(C) 3.85
UPSTRM. = 5.36 CFS
= DNSTRM. = 12.27 " cfs measured
TOTAL 17.63 CFS

SKETCH (If not shown on Field Report):

$$\begin{aligned} \text{UPSTRM } K &= 1.0254 & \text{UPSTRM. } \frac{1.0254 \times 169 \times 3.606 \times 3.85}{448.8} &= 5.36 \text{ CFS.} \\ A^2 &= 13^2 = 169 \\ \sqrt{B} &= \sqrt{13} = 3.606 \\ \text{DNSTRM. } K &= 1.0 & \text{DNSTRM. } \frac{1 \times 466.56 \times 3.046 \times 3.85}{448.8} &= 12.27 \text{ CFS} \\ A^2 &= 21.6^2 = 466.56 \\ \sqrt{B} &= \sqrt{9.4} = 3.046 \end{aligned}$$

NOTE: ON UPSTREAM SITE 0-13" METER #091469 WAS FIRST USED. ROG. PRODUCED WAS OFF SCALE. HIGHEST VERIFIABLE ROG. WAS 13". USING THIS ROG. FOR CALCULATIONS PRODUCES $\frac{1 \times 169 \times 3.606 \times 3.85}{448.8} = 5.23 \text{ CFS.}$

AUG 18 1984
MICHOHINE

SEPT. 12, 1984 JOHN NOYES & F. LUTHY RE-MEASURE
ON FOOTE MAIN PUMPS DOWNSTREAM. WEATHER CLEAR
SLIGHT BREEZE FROM WEST TEMP 50
ACCOMPANIED BY RANCH MGR. BUZZ WIDMEYER
& ASST. RON YOSHIKANE.

METER #091469 0-13"
ANNULAR 19.25" #091451

READING 9.4"

AS ABOVE RE-MEASURE ON FOOTE PUMP UP-STREAM
AT WALTER'S FERRY BRIDGE

METER #091476 10-80" #091469 0-13"
ANNULAR #091439 13.250"

Rdg ON 10-80 13"

Rdg ON 0-13" 13"

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AUG 16 1994

CONVERSATION MEMORANDUM

DATE 3/19/84

FILE _____

NAME OF PARTY Earle FooteEMPLOYEE John K Noyer

RE: Field examination was made 3/16/84
and found the land outlined on the
attached aerial photo is not being
irrigated. There is a faint evidence of
a ditch of in the NESE in section
seven. The land outlined in red is in sagebrush,
salt grass & sedges. This land is salty &
wet.

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AUG 16 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

02-2430 (ADJUD. EXAM.)
02-2399 (" ")

Owner: EARL A. & PATRICIA B. FOOTE
Current Address: STAR RT., MELBA, ID - 83641
Box 52
Accompanied by: REN. MGR. (BUZZ WIDMYER) & ASSISTANT
Address: STAR RT., MELBA
Relationship to Permit Holder: ADJ.
Source: SNAKE R. tributary to COLUMBIA R.
Permit No. 02-7091 (LICENSING)
Phone No. 495-2207
REN. MGR. BUZZ WIDMYER
495-2682
EXAM. DATE: 8/24/83
RE-MEASURED
9/12/84

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1, (LT. 5) SEC. 17, T1S, R2W	V.S. Elec.	75	R-6327-03-691- R-212-71R-1MM	LAUREL & ROWLES	No 5/N 13.25" DISCHARGE
#2, (LT. 7) SEC. 6, T1S, R2W	" "	100	1328757	BERKLEY	MO. #20034 S/N 7223 10.25" Dis.
#3, (LT. 9) SEC. 6, T1S, R2W	" "	60	3927413	VERTILINE	MO. #1444 S/N D13444 " "

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
UPSTREAM PUMP WITH APPROX. 1800' - 13" PENSTOCK INTO OPEN GRAVITY DITCH FLOWING ROUGHLY NW INTO EXCAVATED RIVER. IN THE NE 1/4 OF THE SW 1/4, SEC. 7, T1S, R2W, WHICH IS ALSO SERVED BY THE TWO PUMPS & APPROXIMATELY 3000' OF 22" PENSTOCK PLUS OPEN DITCH FROM THE DOWNSTREAM PUMP SITE. #2 VARIOUS RE-LIFT & PRESSURIZING PUMPS AT STRATEGIC LOCATIONS SERVE BOTH OPEN DITCH GRAVITY & SPRINKLER IRRIGATION SYSTEMS.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
(UPSTREAM SITE) ANALOG	75	—	—	091439	13.25"	—
(DOWNSTREAM SITE) "	"	—	—	091451	19.25"	—
(UPSTREAM SITE) EAGLE-EYE METER	—	—	—	091476	10-80"	4/27/83
(DOWNSTREAM SITE) " " "	—	—	—	091469	0-13"	" "

Measurements ☒ Additional data/computation sheets attached

UPSTREAM #1 13.0" Q = $\frac{1.0254 \times 169 \times 3.606 \times 3.85}{448.8} = 5.36 \text{ CFS}$
DOWNSTREAM #2 9.4" Q = $\frac{1 \times 466.54 \times 3.064 \times 3.85}{448.8} = 12.27 "$
17.63 CFS. TOTAL

Point(s) of Diversion: Indicate Method of Determination

Ident #	1/4	1/4	1/4	Sec.	Twp.	Rge.	Survey Information from Known Corner	County	Remarks
1	SE	NE	NW	17	01S	02W	TAKEN FROM U.S. SURVEY PLAT, WALTERS BUTTE TOWNSHIP, & HSCS AERIALS	OWSHEE	
2	NW	SW	SE	06	01S	02W	TAKEN FROM U.S. SURVEY PLAT, WALTERS BUTTE TOWNSHIP, & ASCS AERIALS	OWSHEE	

Irrigation - give acres served by system at time of exam. Indicate Method of Determination <u>ASCS AERIAL, U-2 PHOTOS</u>															
Place(s) of Use:			NE 1/4 NW 1/4 SW 1/4												
Twp.	Rge.	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	Totals
01S	02W	08													24
"	"	17													51
01S	03W	12													157

THIS SYSTEM IN COMBO WITH 02-2430 & 02-2399 IRRIGATES 851 ACRES TOTAL ACRES 232

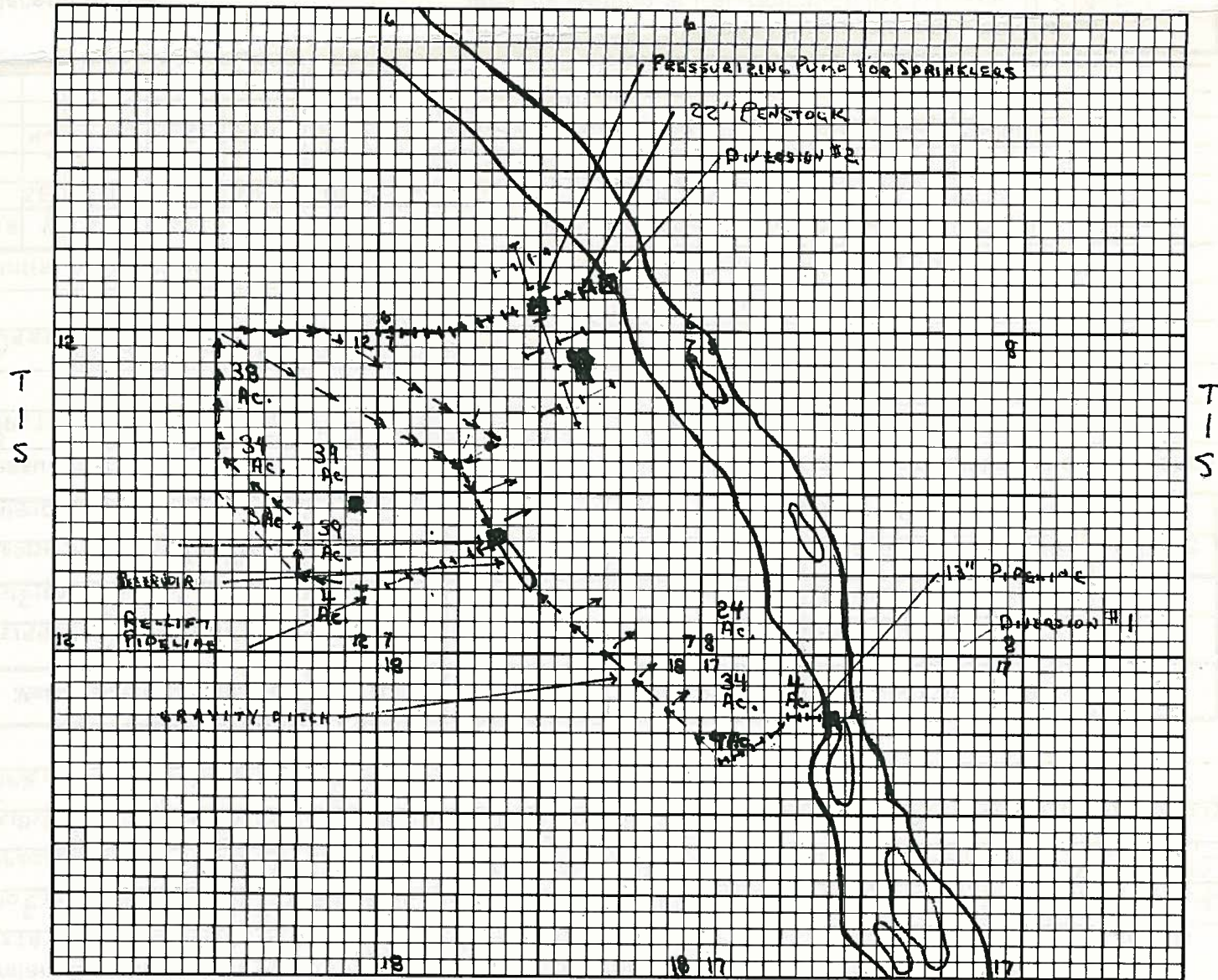
10. Other water rights on these lands 02-2439 & 02-2399, ~~02-2399, 02-2399~~, 57-0277, 57-1008

11. Other water right diverted from same p.d. 02-2439-02-2399 **MICROFILMED**

AUG 16 1994

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

R3W | R2W



R3W | R2W

13. ☒ **Photo of Diversion & System Attached** ☒ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

14. **Remarks** OTHER SNAKE R. RTS., 02-2439 & 02-2399 WHEN LICENSED WERE POORLY APPLIED AS FAR AS DETERMINING A DIVERSION RATE OF ONE INCH PER ACRE. TO GO WITH THE PROPOSED RECOMMENDATIONS FOR THE SNAKE R. ADJUDICATION THE ABOVE PATTERN OF ACREAGES & 2.02 CFS DIVERSION RATE ARE RECOMMENDED FOR THIS RT. (SEE ATTCHD. SHTS FOR DUTY, ETC.) A LIMITER MAY BE NECESSARY FOR AFA/AF/AE FOR THIS RT WHEN USED IN COMBINATION WITH RTS 02-2439 AND 02-2399.

15. **Recommended Amendments**
- | | | |
|--|--|--------------------------------|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☐ None |
| ☒ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

16. **Examiner's/Consultant's Signature** Donnell E. Rulley **Date** 10/14/84

Consultant's License Number _____

IDWR Director's Authorization to Conduct Beneficial Use Examination 8/24/83 & 9/12/84
Date

CONSULTANT SEAL

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: J. K. Noyes & F. E. Luthy

Date Aug 24, 1983

Owner: EAGLE G. & PATRICIA B. FOOTE

Lic. Permit No. 02-2399, 02-2439, & PMT. 02-70

Description of well &/or measuring site

- Include any clarifications of the sketch

- Include legal description if more than one p.d. is described in the Field Report

DOWNSTREAM SITE 2 PUMPS, #1, 100 H.P. HOLLOW SHAFT MTR, S/N 1328757 W/BERKLEY Pump Mod. 20034
S/N 77237 & 12 1/2" DISCHARGE, #2, 60 H.P. HOLLOW SHAFT MTR, S/N 3927413 W/VERTILINE Pump Mod 14R,
S/N D13444 & 12 1/2" DISCHARGE INTO 22.6" O.D. PENSTOCK LEADING TO OPEN DITCH & POND, ALSO RE-LIFT PUMP FOR
SPRINKLER IRRIGATION AS WELL AS GRAVITY IRRIGATION. UPSTREAM BRIDGE SITE 75 H.P. U.S. ELECTRIC MOTOR, S/N R 632
03-591-R-212-71R-MM, PUMP LAYNE & BOWLER W/13" DISCHARGE, NO S/N. FLOWING IN
APPROX. 1800' PENSTOCK, WITH OPEN DITCH TO POND SERVICED ALSO BY OTHER TWO PUMPS

Measured inside diameter of pipe in inches

UPSTREAM. 13.250"

(A) DNSTREAM. 21.6" UPSTREAM 13"
#091439

Size of Annubar used in test DNSTREAM. 19.250"

State ID No. #091451

Model No. of Annubar Meter Used 75

(Model No. = 75 for 6" and larger)

(Model No. = 73 for 4")

Size Eagle Eye Meter Used 2-13"

State ID No. #091469

Date of Last Calibration of Meter 4/27/83

Observed inches of H₂O read on Meter

UPSTREAM. 12.0"
(B) DNSTREAM. 4.6"
UPSTREAM. 1.0

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) DNSTREAM. = .929 + .6(.945 - .929) = .939

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

(C) 3.85

CALCULATION: $K \frac{(A^2)}{448.8} \frac{(\sqrt{B})}{448.8} C = \frac{(1.0)(169)(3.464)(3.85)}{448.8} = \underline{5.02}$ cfs measured

SKETCH (If not shown on Field Report): DNSTREAM.
(.939)(466.56)(2.145)(3.85)
448.8 = 8.06 Cfs.

TOTAL SYST. CAP. 13.08 Cfs

MAY 12 1984
MICHOITNER

MAIN SYST 21N 22.3

FOOTE AUG 24 83

PEN 3002

#1 100 H.P. HOLLOW SHFT

MOTOR S/N 1326757

PMP BERKLEY

19.250

MOD 20034

#091451

S/N 7723T

12.5 DISH

2-13"

091469

4.4-4.6

#2 60 H.P. HLW SHFT

MOTOR S/N 3927413

PMP VERTILINE

MOD 14RH S/ND13444

12.5" DISCH

BRIDGE 75 H.P. U.S. ELEG

MTR S/N R6327-03-591

R 21271R MM

PUMP LAYNE & BOWER

18" DISCH.

12"

2-13" 091469

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PROPOSED FOR SNAKE RIVER-02 BASIN ADJUDICATION
DUTY OF SNAKE RIVER RTS. 02-2439, 02-2399, & 02-7091 ON FORT AUGUS ACRES.

Lic. 02-2439

Lic. 02-2399

Pmt (Lic.) 02-7091

T01S, R02W

SEC. 06 0.42 CFS ON 26 ACRES SEC. 06 0.62 CFS ON 52 ACRES SEC. 08 0.48 CFS ON 24 ACRES

" 07 5.20 " " 318 " " 07 3.92 " " 456 " " 17 1.02 " " 51 "

" 18 1.19 " " 73 " " 18 0.274 " " 73 "

T01S, R03W

SEC. 12 3.19 " " 195 " SEC. 12 .186 " " 76 " SEC. 12 0.524 " 157 "

1000 CFS ON 612 ACRES

5.000 CFS ON 657 ACRES

2.024 CFS 232 ACRES

TOTALS 17.02 CFS ON 851 ACRES.

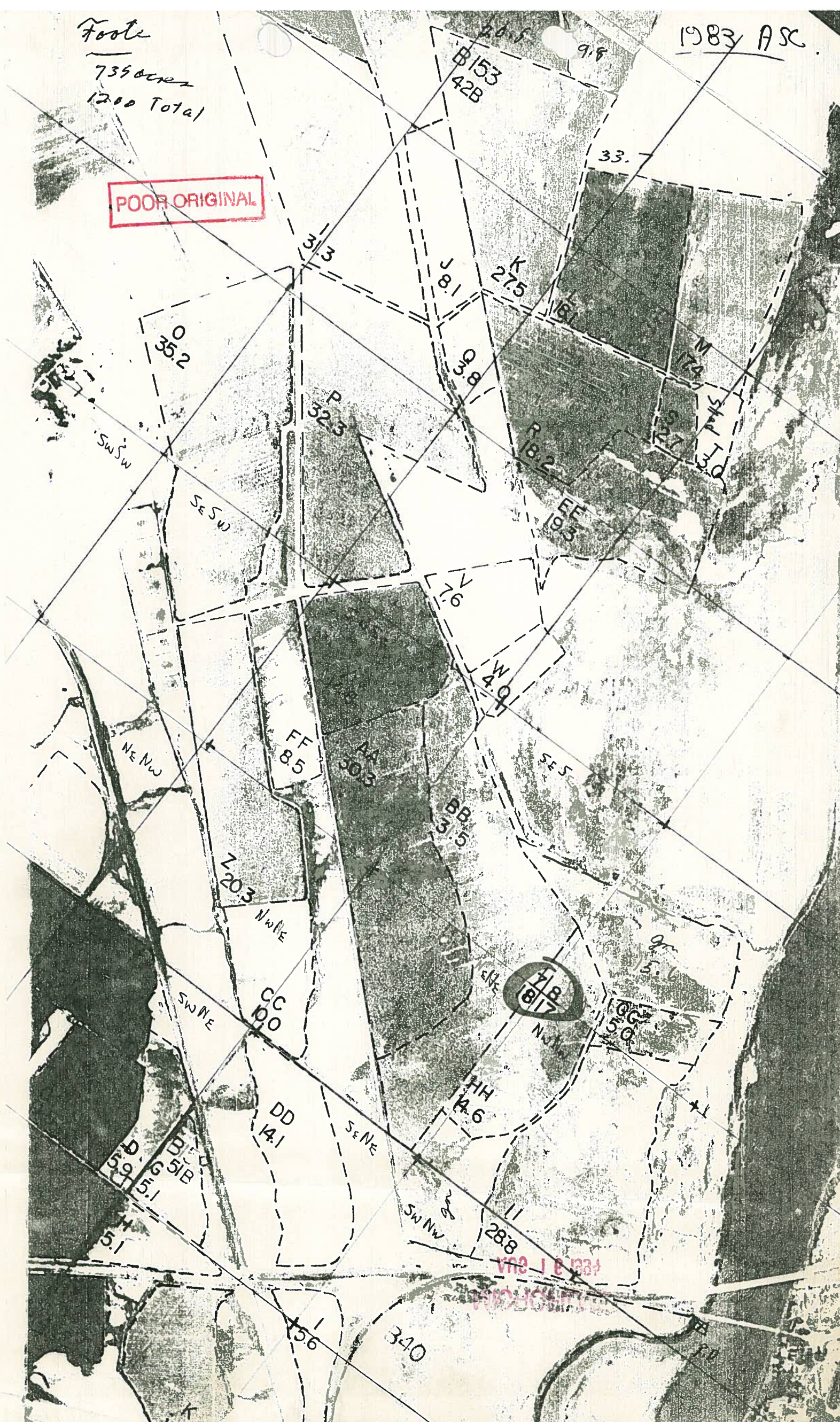
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AUG 16 1994

735 over
1200 Total

1983 ASC

~~POOR ORIGINAL~~



Transfer No. 1779

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Post office address Star Route, Melba, Idaho

(Name)

vs. _____, Dated _____ in _____
(Name of Court)

Court, County of _____

b. License No. 02-2399 issued by the State of Idaho, Department of Reclamation.

(Name of stream or source)

b. _____ acre feet/annum

Township 1S, Range 2W, B.M. in Owyhee County:

Additional points of diversion, if any.

[illegible]

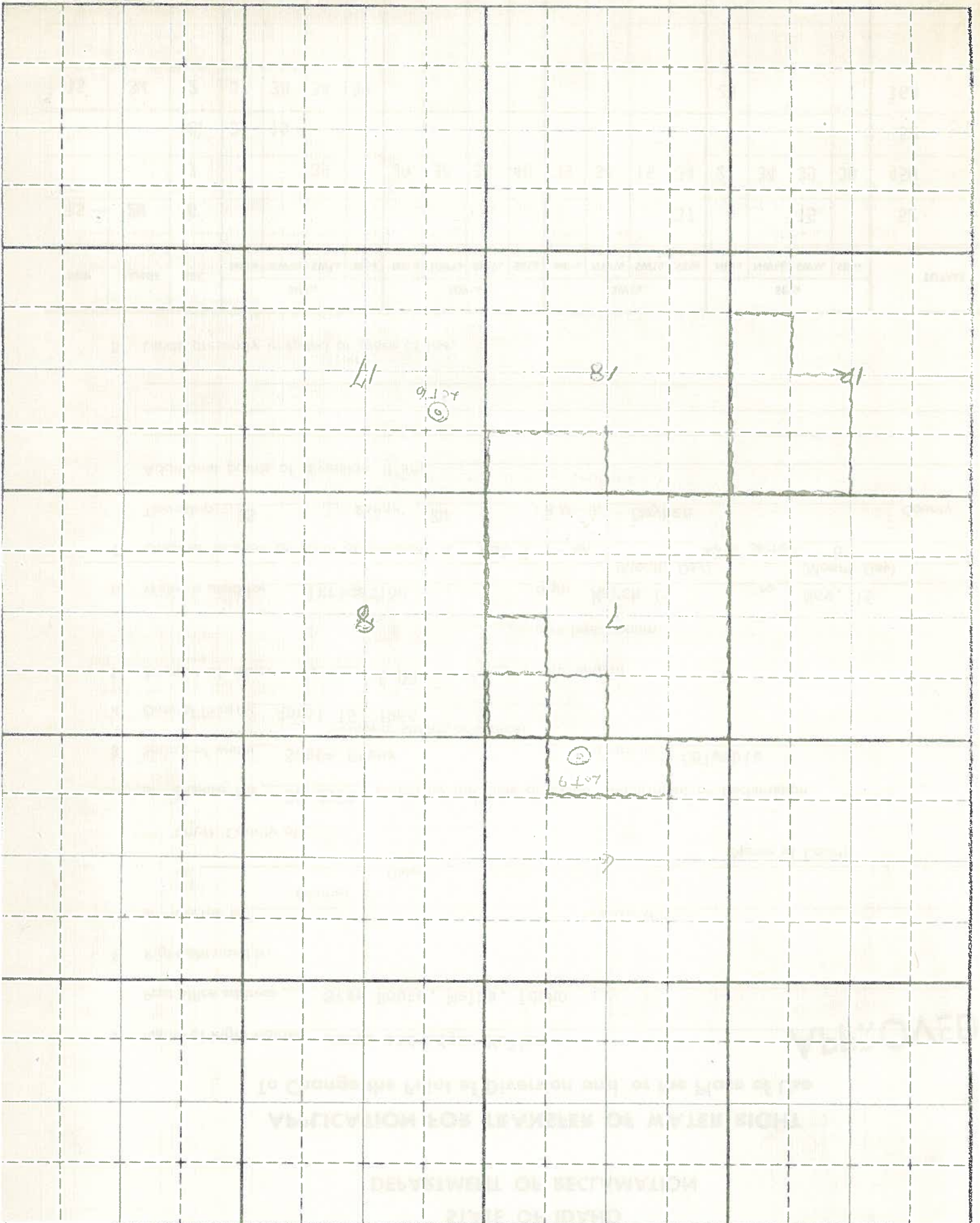
Total number of acres presently irrigated 722

2 2399

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SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.



R200

R300

2 2394



9. If applicant was not the original holder of this right explain how it was acquired: _____

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 5.00 c.f.s. and/or _____ acre feet

b. New point of diversion: Lot 9 ~~XX~~ XX Section 6 Township 1S
_____, Range 2W _____, B.M. Additional Points of Diversion: Lot 5
Sec. 17, T. 1S, R. 2W, B.M., Owyhee County

c. Description of method of diversion and conveyance from new points of diversion: Turbine pumps
and electric motors pump into pipelines to places of use.

d. Is water to be conveyed to the lands previously irrigated? Yes X No _____

If not, the place of use should be changed below.

e. Describe the reasons for applying for a change in the point of diversion:

Additional point of diversion will enable the right holder to more effi-
ciently irrigate his property.

f. Do you intend to make the transfer permanent? Yes.

g. Do you intend to abandon completely the old point of diversion? No.

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

a. Describe the new lands on which you wish to use your right.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	

Total number of acres to be irrigated 2.25

- b. Do you intend to make the transfer permanent? _____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Carl H. Hill, Elgar Muller
(signature of applicant)

Subscribed and sworn to before me this 4th day of January, 19 72
Will J. Vignone, Jr.
(notary public)

My commission expires May 15, 1974.

APPROVED

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 02-2399,
and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works. This transfer constitutes a change in the point of diversion only.

2. Denial of said application is for the following reasons: _____

Witness my hand this 11 day of February, 19 72.

R. Karl Higgins
Director ~~State Reclamation Engineer~~
Dept. of Water Administration

FOR DEPARTMENT USE ONLY

Received by ef Date 1-7-72 Protest filed by: _____ Date _____
Prelim. check by FER Date 3-4-72 _____
Fee received by _____ Date _____ Fee \$ 30.00 # 3600
Approved for publication by D _____
Published in Owyhee Nugget Dates 1/20/72 & 1/27/72
Hearing held _____
Watermaster Recommendation sent Jan. 12, 1972

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AUG 16 1994

WATER LICENSE

Water License No. 33401/02-2399 Priority December 15, 1966 Amount 5.0 c.f.s.

THIS IS TO CERTIFY, that JAMES & EDGAR MULLER
of Melba, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated December 15, 1966; that Permit 33401/02-2399 was issued pursuant
to said application; that the proposed works were completed on or about April 15, 1966,
with a storage/or carrying capacity of 5.65 c.f.s., said works consisting of pump, motor,
sprinkler system, and concrete and earth ditches; and that on April 3, 1967,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 3610
when combined with all other rights appurtenant to the same land and shall not exceed
acre feet per season/with a maximum rate of diversion of 5.0 cubic feet per second of the waters that
amount
of Snake River, tributary of Columbia River,
for the purpose of Irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in Lot 9 (SW 1/4 SE 1/4, Sec. 6, T. 1 S, R. 2 W, B.M., and
other additional points _____, in the County of
Owyhee; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 3610 acre feet per year., when combined with all other rights
appurtenant to the same land.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			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	
1 S	2 W	6												37			15		52
		7	4		39		39	38	38	40	39	34	15	34	21	34	39	36	450
		18	33	19															52
1 S	3 W	12	37	38	34	39									20				168

Total number of acres irrigated 722

The right to the use of the water 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 _____, Idaho, this

22nd day of January, 1970.

State Reclamation Engineer

1969 JAN 20
WICHOLITHED

02-2399
33401

RE-EXAMINATION

James Muller present for the examination. He and his irrigator assisted in 3 current meter measurements. He said that he was satisfied with the results on the sprinkler system of 0.879 cfs. System was operating. All equipment was as listed in Report.

From current meter measurements, $Q = 15.608$

$$\begin{array}{r} .879 \\ 16.487 \approx 16.5 \text{ cfs} \end{array}$$

Area - 172 acres
Subd. - 26
Q - ALLOW 5.0 cfs

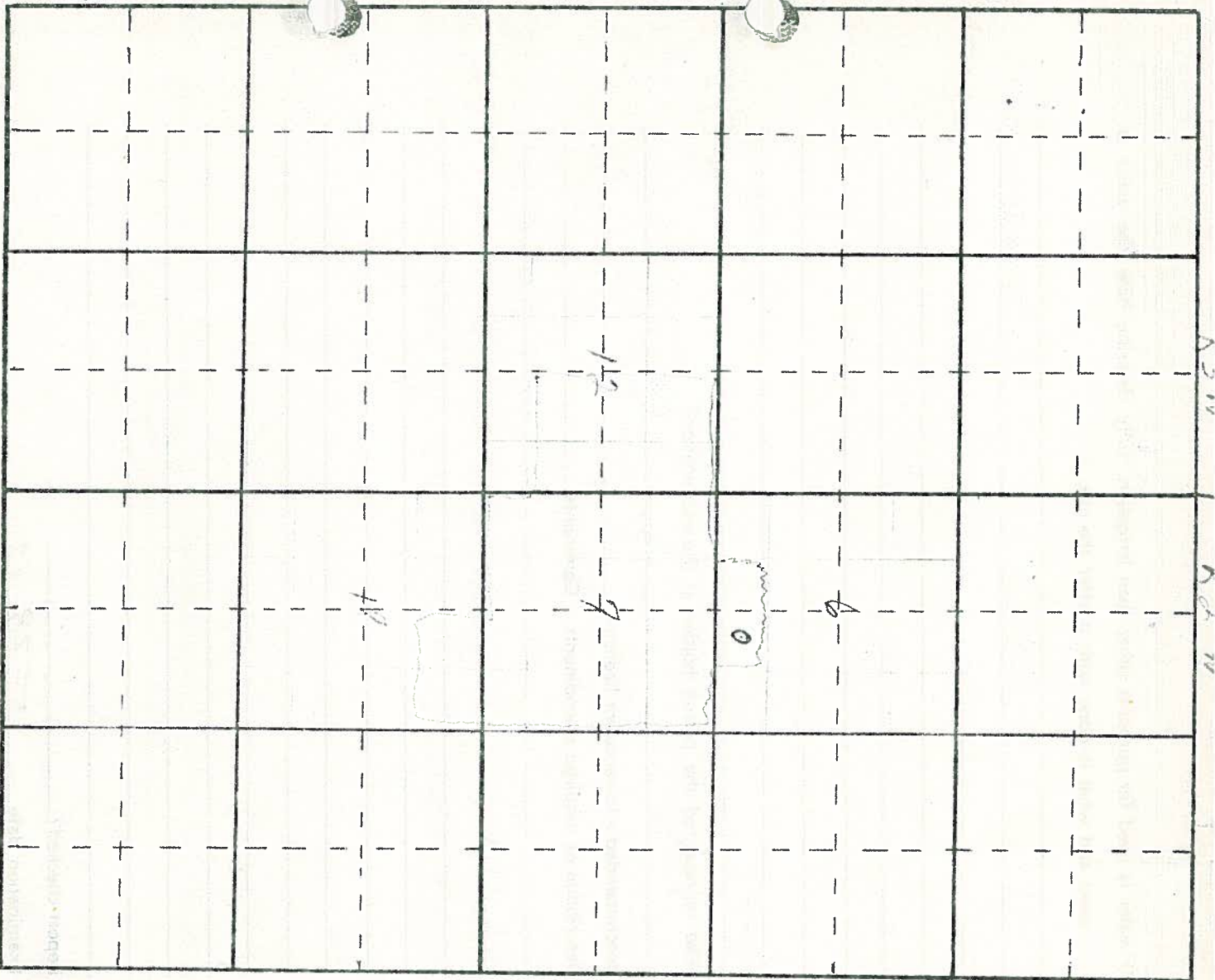
Date: Sept. 23, 1969

D. J. T.

MICROFILMED

AUG 16 1994

33401



Permit No. 33401 RE-EXAMINATION DE

Name of Applicant James & Edgar Muller, Star Rt., Melba, Idaho

Source of Water Snake River

a tributary of Columbia River

Location of P.D. SW $\frac{1}{4}$ SE $\frac{1}{4}$ (lot 9), Sec. 6, T. 1S, R. 2W, B.M., Owyhee Co.

Water is used for Irrigation

Quantity of water claimed: Permit 5.0 cfs Depositions 5.0 cfs

Type of measuring device installed or method of measurement and general description of diversion works Water is pumped from the river through a pipe line and open ditch to places of use. There is also an auxiliary pump on the line.

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
		6	SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ (lot 9),
		7	NE $\frac{1}{4}$ NE $\frac{1}{4}$ (lot 2), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (lot 1), NW $\frac{1}{4}$ S $\frac{1}{2}$
1S	2W	18	N $\frac{1}{2}$ NE $\frac{1}{4}$
1S	3W	12	NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Filed - December 15, 1966 Total acreage 772
Due - January 10, 1972
Made - April 3, 1967
Priority - December 15, 1966

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Snake River at Muller

[illegible]

No. 2 of 2 Sheets, Comp. by EJS Chk. by _____

Chk. by _____
MICROFILMED
AUG 16 1994

.0 .10 .20 .30 .40 .50 .60 .70 .75 .80

LJ-200
1-63

STATE OF IDAHO DEPARTMENT OF RECLAMATION

Date _____, 19__ DISCHARGE MEASUREMENT NOTES

River at _____

Angle coef- ficient	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or	Area	Discharge
							At point	Mean in ver- tical			
					60	40		1.51			
7	1.5		0								
7	2.5	.60	.4		34	40		.80		.24	.2112
7	3	.5	.7		46	40		1.11		.35	.3885
7		.3	.8		50	40		1.20		.40	.5040
7	4	.5	.75		48	40		1.21		.315	.4538
7		.45	.275		32	45		.74		.125	.0925
			0								1.6500
			.95		65	40		1.63			
	1.5		.95		69	40		1.75			
			.5		64	40		1.60			
					158	40					
	7.2		0								
	6.7	.75	.6		36	40		.89		.450	.4005
	5.7	.85	1.1		42	40		1.64		.935	.9724
	5	.85	1.2		48	40		1.19		1.02	1.2138
	4	1.0	1.2		42	40		1.24		1.20	1.2480
	3	1.0	1.3		58	40		1.45		1.30	1.9240
	2	1.02	.8		52	45		1.4		.816	.9756
	.95		0								6.7346
	7.2		0								
											1.34

$A = 1.167 \text{ sq ft}$
 $Q = (1.68)(1.167) = 1.96$

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

.0 .10 .20 .30 .40 .50 .60 .70 .75

MICROFILMED

AUG 16 1994

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 9-23-69 19__ **DISCHARGE MEASUREMENT NOTES**

Snake River at Muller

[illegible]

No. 1 of 2 Sheets. Comp. by DJS

Chk. by

02-2599

MICROFILMED

AUG 16 1994

52

52

191

203

200

113

124

52

52

703

01-2051

~~UNDER LICENSE~~

UNDER LICENSE NO. 19964 : 611.53 ACRES @ 0.82"/ACRE = 10.0 cfs

ON PERMIT NO. 33401 : 722 ACRES TOTAL :

186 ACRES @ 1"/ACRE = 3.72 cfs

536 ACRES @ 0.18"/ACRE = 1.93 cfs

TOTALS 722 ACRES 5.65 cfs

15.65 cfs

SUBD - 23

AREA - 722 ACRES

ALLOW Q - 5.0 cfs

VOL - 3610 ACRE-FT/SEASON : NOT TO BE EXCEED
FROM ALL RIGHTS OR PERMIT

PRIORITY - DECEMBER 15, 1966

INCHOLINE

February 17, 1969

Mr. Dean R. Schnaible
Department of Reclamation
107 State House
Boise, Idaho

Dear Mr. Schnaible:

In regards to Water Rights #33401, please send a representative out to re-measure the water. We feel the pump should be pumping 750 inches. It is a possibility at the time the water was measured, the pumps were not running efficiently or the river flow could have been low at that time.

We would like for you to call to arrange for a time to come to the ranch, preferably around June 1, 1969.

Yours Truly,

James Muller
James Muller

JM/ch

MICROFILMED

AUG 16 1994

242101

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 5, 1969

Re: Permit No. 33401

James & Edgar Muller
Star Route
Melba, Idaho 83641

Gentlemen:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit. As the land found irrigated is not all covered by the permit, the permit will have to be amended to include the following: NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Twp. 1 S, Rge. 2 W, B.M. and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 1 S, Rge. 3 W, B.M.

We are enclosing a partially completed application for amendment. If you agree with the examiner's findings, please sign the application and return it to this Department along with a \$5.00 fee. Also enclosed is a letter requesting \$57.00 in licensing fees. We would appreciate prompt remittance of the signed application for amendment and fees totaling \$62.00.

Very truly yours,

A handwritten signature in cursive script, reading "Dean R. Schnaible", is written over a horizontal line.

Dean R. Schnaible
Reclamation Engineering Administrator

DRS:mjl

Enclosures

MICROFILMED

AUG 16 1994

33401

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

POOR ORIGINAL

Permit No. 33401

This proof is for Comp. of Works & Beneficial Use In Water District No.

1. Name of applicant. James and Edgar Muller

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 9) of Section 6

T. 1 S R. 2 W County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same:

#1 100 HP V $\frac{1}{2}$ ELEC MOTOR # 1328257 BACKLASH VALVE
TURBINE # 7723 12" DISCHARGE CHECK VALVE INTO
32" PIVOTOCK #2 60 HP V $\frac{1}{2}$ HOLLOW SHAFT VALVE TURBINE MOTOR
3927413 LAUREN & BOWEN KENT PUMP # 13444 2750 gpm
12" DISCHARGE INTO 12" PIVOTOCK - 30' LIFT TO 4" OUTLET & SCATTER VALVE - SPARKLER SYSTEM
& EARTH DITCHES - 47' LIFT TO FIRST OPEN DISCHARGE OUTLET - GENERATE DITCHES

5. Water is used for: Irrigation

6. 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):

SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 9), Sec. 6; NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 1), NW $\frac{1}{4}$, S $\frac{1}{2}$, Sec. 7;
N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 18, T. 1 S, R. 2 W, B.M.; NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 1 S, R. 3 W, B.M.

ADD NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12

(953.75 acres)

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

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

Remarks: DR. SARAH MULLER PRESENT FOR INSPECTION
HE & IRRIGATOR AGRESTAS WITH SPRINKLER SYSTEM
MEASUREMENT - & THREE CURRENT WATER MEASURE-
MENTS

SPRINKLER SYSTEM - 5 $\frac{1}{8}$ MILE LINES $\frac{1}{4}$ " RAIN GEAR 30 W @ 30 lbs Ave. Press.
 $Q = (5 \text{ LOTS}) (17 \text{ NOZ / L. OF}) (4.64 \text{ gpm}) = .879 \text{ cfs} = .88 \text{ cfs}$

IRRIGATION REQUIREMENT = 50 AC-FT / ACRE / SEASON
CURRENT WATER MEASUREMENTS = 10.34 TOTAL Q = 11.12 cfs

This examination was made on the 11 TH day of APRIL, 1968

(Signed) John R. [Signature] Examiner.

note file 18922 + 19964
add amendment to land list to
include name & sec 7 & 12 & 18

RE-EXAMINER
SEE YELLOW SHEET

#1

100 HP U S
HOLLOWSHAFT
#1328757

Booster UT
H-390
D C V
7723

MICROFILMED
AUG 16 1964

#2 60 HP U S HOLLOWSHAFT
3927413
(243) VT # 1344 2"
2750 GPM 74' 1750 RPM.
1N10 22" PENSTOCK
11/64" NOZ RAINBIRD
5 1/8 MILE 47' LIFT
30' SPACING
750-800 AC EST.
25 H.P. CF BOOSTER
P V 63 324 6"
JACUZZI 1155 6"

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

James & Edgar Muller
Star Route
Melba, Idaho
Permit No. 33401

Electric motor and pump with
pipeline to open ditch
Q-5.0 c.f.s.

Examination for Comp. of Works & Beneficial Use

County Owyhee

Quantity: 5.0 c.f.s.
Sec. 6 T. 1 S. R. 2 W.

57-

Source: Snake River

P.D.: SW 1/4 SE 1/4 (Lot 9), Sec. 6, T. 1 S, R. 2 W, B.M.

Use: Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: Water license #19964, 500" Flood
water Reynolds Creek

Filed: December 15, 1966

Due: January 10, 1972

Made: April 3, 1967

Priority: December 15, 1966

POOR ORIGINAL

52

191

203

150

124

52

772 Acres

67 ACRES IRRIGATED BY SPRINKLER SYSTEM

AREA - Approx 772 ACRES - ESTIMATED

SUBD - 26

Q - ALLOW 1.12

VOL

COMBINED WITH 19964 - SHALL NOT
PRIORITY = DEC 15, 1966

PERMIT 19964 LICENSED
FOR 10.0 CFS

THIS PERMIT

EXCEEDS (772 x 1.12) = 864.64

ALLOW

3860.12

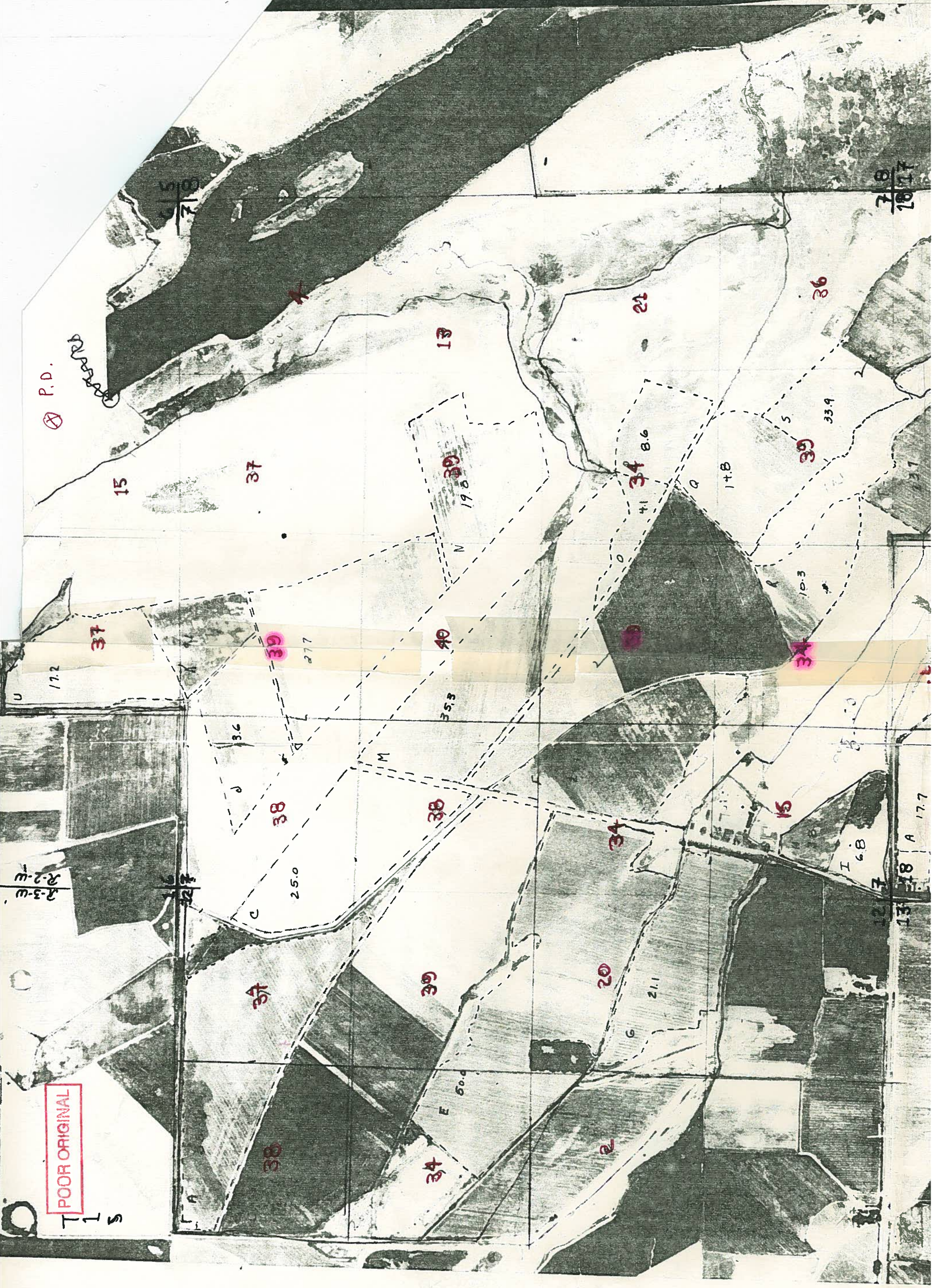
Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

POOR ORIGINAL

T 1 S

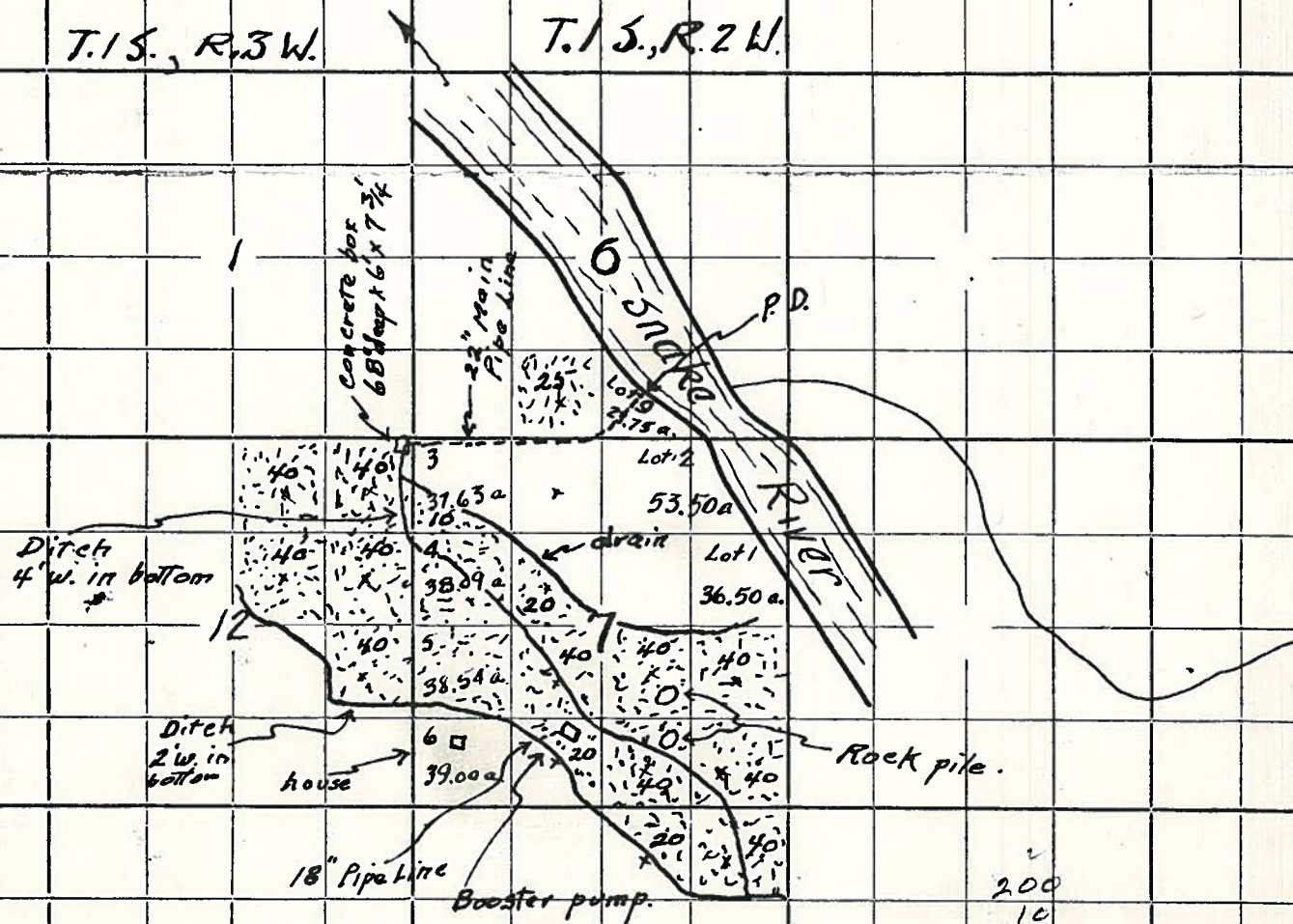
R-3-W
R-2-W

P.D.



02-2439

T. 15, R. 2 W.


$$\begin{array}{r} 200 \\ 10 \\ 58 \\ 58 \\ \hline 225 \\ 80 \\ 100 \end{array}$$

Q = $\frac{120}{611}$ acres irrigated
10 dls.

APR 1 1964

NICHOLAS

$$\begin{array}{r} 510 \\ 77 \\ \hline 58 \end{array}$$

NAME OF APPLICANT Edith & Dorthy Musser

FORM No. 0

TOWNSHIP - 1 SOUTH
RANGE - 3 WEST

TOWNSHIP - 1 SOUTH
RANGE - 2 WEST

POINT OF DIVERGENCE
PUMPING PLANT
3 LINE

PIPE

Ditch

Auxiliary
Pumping Station

WAKE
PIPE

Permit Map No. ...19064
As Approved
NOV 16 1946
MARK R. KULP
Reclamation Engineer

Motor #1 = 60 h.p. - 60 yds
220V. - 142 amps. 1765 rpm.
#587128 Fairbanks Mover.

Pumps #1 = Fairbanks Mover

Niagara Propeller # PL228
Type # B-1369
12" pump 3 nozzles

A. C. Smith

12" Crane check valve.

into 16" line pipe - to

22" main line pipe

#2 4" B. H. H. H. 30 hp

220V - 74.6 amps 1170 rpm

WC 66.77659

Niagara Jackson Pump

2092-8

2000 gpm @ 50'

8" x 12" pipe

Smith & Condit

Weather & Building

15' to pump on low water.
3 large concrete pipes

POOR ORIGINAL

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Edith & Forothy Musser
C/o Boise Trust Co. Boise.

Permit No. 19964
815 Idaho - 8³⁰ A.M.

Examination for Completion of works
and Beneficial use

County Owyhee

15. 2W. Sec. 6

G-10 yds.

S = Snake R.

P.D. = in SW SE (Set?)

Sec 6 - 15 - 2W.

for 955.75 acres

270' concrete pump

2430 gpm to 2160 gpm

2160 gpm on line

Propeller up

60 h.p. = 3500 rpm

388 inches

Pump house

10' x 22' x 8' to plate

Levee on concrete floor

Pillars - 2 windows

2' x 2' ventilators in N. wall.

Copper 20' W. 2 pipe

join at 22" main.

20' pipe from pump

to 22" main 26 yds.

Approx. 1/2 mi. of good pipe

22" diam. 1/4" steel lined inside

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

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF _____

SNAKE RIVER FROM BASE OF MILLNER DAM TO OREGON DRAINAGE BASIN BORDER

NOTICE OF CLAIM
TO A
WATER RIGHT

<u>02-2300</u>	
I.D. No.	Map No.
\$ <u>10.00</u>	<u>19417</u>
Fee Paid	Receipt No.

Notice is hereby given that EARLE G. AND/OR PATRICIA B. FOOTE
(Name of Claimant)

Star Route, Box 52, Melba, ID 83641 Telephone No. 495-2204
(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) 12/15/66

(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 5.0 cfs Use irrigation Period of Use From 4/1 To 10/31
(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) 5.0 cfs TOTAL QUANTITY CLAIMED. (CFS, GPD, AF) (MWD)

(5) A) Point of Diversion: Give location of point where water is diverted from its source Lot 5 $\frac{1}{4}$ Sec. 17, Twp. 1S, Rge. 2W, B.M., Dwyhee County
Additional Points: Lot 9 (SWSE), Sec. 16, T. 1S, R. 2W

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. 2 (100 hp motors) 1 60 hp motor, gravity irrigation, some sprinklers.

(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	
<u>1S</u>	<u>2W</u>	<u>6</u>												<u>37</u>			<u>15</u>		<u>52</u>
<u>1S</u>	<u>2W</u>	<u>7</u>	<u>4</u>		<u>30</u>		<u>30</u>	<u>38</u>	<u>38</u>	<u>40</u>	<u>30</u>	<u>24</u>	<u>15</u>	<u>34</u>	<u>21</u>	<u>34</u>	<u>30</u>	<u>36</u>	<u>450</u>
<u>1S</u>	<u>3W</u>	<u>12</u>	<u>37</u>	<u>38</u>	<u>34</u>	<u>30</u>													<u>145</u>
<u>1S</u>	<u>3W</u>	<u>18</u>	<u>33</u>	<u>10</u>															<u>52</u>

Total no. of acres 702

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. 02-2300

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 Earle G. Foote
(Signature of Claimant)

(Date) _____ (Signature of Spouse) _____

State of IDaho Organization _____

County of ADAM ss. _____ Seal _____

(Signature of Authorized Agent)

On this 19 day of June, in the year 1981 before me

a notary public, personally appeared Earle G. Foote

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 1/1/82 Notary Public residing at Boise, ID

Examine w/A02-2437

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:17
09/27/90

PAGE: 16
QUICKLOOK INFORMATION

CLAIM NUMBER: A02-02399

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE						LW	LW	
POINT OF DIV	Y					9-27-90	9-27-90	
SOURCE								
PLACE OF USE					9-27-90 1x42W			
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS								

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- WATERMASTER RECORDS = 3
- MAPS PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED

AUG 07 1992

Claimant contact due to expansion data + proof of ownership
wouldn't hurt either due to expansion Since 1902-2439 guide an
exam might as well examine this at the same time due to expansion.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:19:17
09/27/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A02-02399

LAST: FOOTE
ADDRESS: HC 79 BOX 52
CITY: MELBA
PHONE NUMBER: 208-495-1121
OWNER CODE: C

FIRST: EARLE G.
STATE: ID ID ZIP: 83641

LAST: FOOTE
ADDRESS: HC 79 BOX 52
CITY: MELBA
PHONE NUMBER: 208-495-1121
OWNER CODE: C

FIRST: PATRICIA B.
STATE: ID ID ZIP: 83641

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N
FIELD
EXAMINER

MICROFILMED
AUG 07 1992

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 / REMARKS:

MICROFILMED

AUG 07 1992

A. AJ CLAIM: # A02-02399 PRIORITY DATE: 12-15-1966 STAGE: L
B. WR RECORD: # 02-02399 PRIORITY DATE: 12-15-1966 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER FIELD

N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

REMARKS:

RECOMMENDED PRIORITY DATE:
12-15-1966

REVIEWED BY

DATE

MICROFILMED
AUG 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A02-02399	01S	02W	17	SE	NE	NW	5	OWYHEE
A02-02399	01S	02W	6	NW	SW	SE	9	OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
 A02-02439
 A02-07091

WR RECORDS IN SAME 40 ACRE TRACT

63-00306
 63-00359
 63-02420
 A02-02399
 A02-02439
 A02-07091
 02-02439
 02-07091
 L02-07091

SOURCE: SNAKE RIVER

TRIB: COLUMBIA RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
02-02399	01S	02W	6	SW	SE	SE	9	OWYHEE
02-02399	01S	02W	17	NW	NW	NW	5	OWYHEE

OTHER WR RECORDS WITH SAME WR POD

02-02439
 02-07091
 L02-07091

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX

R PREFIX

A02-07091
 A02-02439

NONE

SOURCE: SNAKE RIVER

TRIB: COLUMBIA RIVER

C. FIELD EXAM REQUIRED?

FIELD EXAM REQUIRED?	DUE TO POD DISCREPANCY?	(Y/N)	DUE TO SOURCE DISCREPANCY?	(Y/N)	DATABASE	Y	N	FIELD EXAMINER
								N
								N

MICROFILMED

AUG 07 1992

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	LOT	COUNTY
---	---	---	---	---	---	---
---	---	---	---	---	---	---

SOURCE: SNAKE RIVER

TRIB: COLUMBIA RIVER

REVIEWED BY: _____

DATE: _____

MICROFILMED

AUG 07 1956

A. ROOT WATER RIGHT NUMBERS: A02-02399

B. POU LISTING

TWP RNG SEC 1/4 1/4 LOT NAME

AJ
#/ACRESWR
#/ACRESLANDSAT
DATAFIELD
EXAM.RECOMM.
ACRES

01S 02W 6 SE SW	FOOTE, EARLE G.	A02-02399	/25.0	02-02399	/37.0	42.0	25
	FOOTE, EARLE G.	A02-02439	/25.0	02-02439	/25.0		
	FOOTE, EARLE G.	A02-07091	/14.0	-	/		
	FOOTE, JR., EARLE G.	A57-00277	/26.0	-	/		
	FOOTE, EARLE G.	A02-02399	/25.0	A02-02399	/25.0		
	FOOTE, EARLE G.	A02-02439	/25.0	A02-02439	/25.0		
	FOOTE, EARLE G.	A02-07091	/14.0	A02-07091	/14.0		
	FOOTE, JR., EARLE G.	A57-00277	/26.0	A57-00277	/26.0		
	FOOTE, EARLE G.	L02-07091	/14.0	L02-07091	/14.0		
01S 02W 6 SW SE	FOOTE, EARLE G.	A02-02399	/17.0	-	/	17.0	
	FOOTE, EARLE G.	A02-02399	/17.0	A02-02399	/17.0		
01S 02W 7 NW NE	FOOTE, EARLE G.	A02-02399	/38.0	-	/	28.0	17
	FOOTE, EARLE G.	A02-02399	/38.0	A02-02399	/38.0		
01S 02W 7 SW NE	FOOTE, EARLE G.	A02-02399	/21.0	02-02399	/39.0	39.0	
	FOOTE, EARLE G.	A02-02439	/21.0	-	/		
	FOOTE, EARLE G.	A02-07091	/18.0	-	/		
	FOOTE, JR., EARLE G.	A57-00277	/20.0	-	/		
	FOOTE, EARLE G.	A02-02399	/21.0	A02-02399	/21.0		
	FOOTE, EARLE G.	A02-02439	/21.0	A02-02439	/21.0		
	FOOTE, EARLE G.	A02-07091	/18.0	A02-07091	/18.0		
	FOOTE, JR., EARLE G.	A57-00277	/20.0	A57-00277	/20.0		
	FOOTE, EARLE G.	L02-07091	/18.0	L02-07091	/18.0		
01S 02W 7 SE NE	FOOTE, EARLE G.	A02-02399	/12.0	-	/	27.0	21
	FOOTE, EARLE G.	A02-02399	/12.0	A02-02399	/12.0		
01S 02W 7 NE NW	FOOTE, EARLE G.	A02-02399	/39.0	02-02399	/39.0	38.0	12
	FOOTE, JR., EARLE G.	A57-00277	/29.0	-	/		
	FOOTE, EARLE G.	A57-10218	/	-	/		
	FOOTE, EARLE G.	A02-02399	/39.0	A02-02399	/39.0		
	FOOTE, JR., EARLE G.	A57-00277	/29.0	A57-00277	/29.0		
01S 02W 7 NW NW	FOOTE, EARLE G.	A02-02399	/38.0	-	/	37.0	39
	FOOTE, EARLE G.	A02-02439	/38.0	02-02439	/10.0		
	FOOTE, JR., EARLE G.	A57-00277	/36.0	-	/		
	FOOTE, EARLE G.	A02-02399	/38.0	A02-02399	/38.0		
	FOOTE, EARLE G.	A02-02439	/38.0	A02-02439	/38.0		
	FOOTE, JR., EARLE G.	A57-00277	/36.0	A57-00277	/36.0		
01S 02W 7 SW NW	FOOTE, EARLE G.	A02-02399	/38.0	-	/	39.0	38
	FOOTE, EARLE G.	A02-02439	/38.0	02-02439	/38.0		
	FOOTE, JR., EARLE G.	A57-00277	/38.0	-	/		
	FOOTE, EARLE G.	A02-02399	/38.0	A02-02399	/38.0		
	FOOTE, EARLE G.	A02-02439	/38.0	A02-02439	/38.0		
	FOOTE, JR., EARLE G.	A57-00277	/38.0	A57-00277	/38.0		

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01S 02W 7 SE NW	FOOTE, EARLE G.	A02-02399 /39.0	02-02399 /40.0	43.0	U-P QUAD	39
01S 02W 7 NE SW	FOOTE, EARLE G.	A02-02399 /39.0	02-02399 /39.0	39.0		39
01S 02W 7 NW SW	FOOTE, EARLE G.	A02-02399 /35.0	02-02399 /39.0	36.0		39
01S 02W 7 SE SE	FOOTE, EARLE G.	A02-02399 /24.0	02-02399 /20.0	35.0		35
01S 02W 7 NE SE	FOOTE, EARLE G.	A02-02399 /4.0	02-02399 /40.0	37.0		24
01S 02W 7 NW SE	FOOTE, EARLE G.	A02-02399 /38.0	02-02399 /40.0	37.0		4
01S 02W 7 SW SE	FOOTE, EARLE G.	A02-02399 /36.0	02-02399 /40.0	40.0		38
01S 02W 7 SE SE	FOOTE, EARLE G.	A02-02399 /26.0	02-02399 /36.0	45.0		36
01S 02W 18 NE NE	FOOTE, EARLE G.	A02-02399 /33.0	02-02399 /33.0	38.0		26

0-1
QUAD

01S 02W 18 NW NE	FOOTE, JR. , EARLE G.	A57-00277 /20.0	A57-02169 /35.0	-	57-02169 /35.0	
	FOOTE, EARLE G.	A57-02169 /35.0			A02-02399 /33.0	
	FOOTE, EARLE G.				A02-02439 /33.0	
	FOOTE, EARLE G.				A57-00277 /20.0	
	FOOTE, JR. , EARLE G.					
	FOOTE, EARLE G.	A02-02399 /24.0	A02-02399 /19.0		02-02399 /19.0	33.0
	FOOTE, EARLE G.	A02-02439 /24.0	02-02439 /20.0		02-02439 /20.0	
	FOOTE, JR. , EARLE G.	A57-00277 /20.0				
	FOOTE, EARLE G.	A57-02169 /30.0			57-02169 /30.0	
	FOOTE, EARLE G.				02-07091 /40.0	
01S 02W 18 SE NE	FOOTE, EARLE G.	A02-02399 /18.0			A02-02399 /24.0	39.0
	REYNOLDS IRRIGATION DISTRICT	A02-00054 /				
	REYNOLDS IRRIGATION DISTRICT	A02-02027B /				
	REYNOLDS IRRIGATION DISTRICT	A63-00306 /				
	REYNOLDS IRRIGATION DISTRICT	A63-00359 /				
	REYNOLDS IRRIGATION DISTRICT	A63-02420 /			63-02420 /30.0	
	CEREDA RANCHES INC.	A57-02094B / 6.0				
	FOOTE, PATRICIA B.	A57-02094D /16.0				
	WILSON IRRIGATION CO.				02-02027 /34.0	
	FOOTE, EARLE G.				02-07091 /40.0	
01S 02W 18 NE NW	FOOTE, EARLE G.	A02-02399 /2.0				33.0
	REYNOLDS IRRIGATION DISTRICT	A02-00054 /				
	REYNOLDS IRRIGATION DISTRICT	A02-02027B /				
	REYNOLDS IRRIGATION DISTRICT	A63-00306 /				
	REYNOLDS IRRIGATION DISTRICT	A63-00359 /				
	REYNOLDS IRRIGATION DISTRICT	A63-02420 /			63-02420 /15.0	
	FOOTE, EARLE G.				02-07091 /40.0	
	FOOTE, EARLE G.				A02-02399 / 2.0	
	FOOTE, EARLE G.	A02-02399 / 5.0				37.0
	COTNER, RICHARD PAUL	A57-10674 /				
01S 03W 12 NE NE	REYNOLDS IRRIGATION DISTRICT	A02-00054 /				
	REYNOLDS IRRIGATION DISTRICT	A02-02027B /				
	REYNOLDS IRRIGATION DISTRICT	A63-00306 /				
	REYNOLDS IRRIGATION DISTRICT	A63-00359 /				
	REYNOLDS IRRIGATION DISTRICT	A63-02420 /			63-02420 /30.0	
	WILSON IRRIGATION CO.				02-02027 /34.0	
	FOOTE, EARLE G.				A02-02399 / 5.0	
	FOOTE, EARLE G.	A02-02399 /39.0			02-02399 /37.0	41.0
	FOOTE, EARLE G.	A02-02439 /39.0				
	FOOTE, JR. , EARLE G.	A57-00277 /38.0				
01S 03W 12 NW NE	FOOTE, EARLE G.				A02-02399 /39.0	
	FOOTE, EARLE G.				A02-02439 /39.0	
	FOOTE, JR. , EARLE G.				A57-00277 /39.0	
	FOOTE, EARLE G.					
	FOOTE, EARLE G.				A02-02399 /39.0	
	FOOTE, EARLE G.				A02-02439 /39.0	
	FOOTE, JR. , EARLE G.				A57-00277 /38.0	
	FOOTE, EARLE G.	A02-02399 /39.0			02-02399 /38.0	40.0
	FOOTE, EARLE G.	A02-02439 /39.0				
	FOOTE, JR. , EARLE G.	A57-00277 /39.0			A02-02399 /39.0	

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0-4
QUAD

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

01S 03W 12 SW NE

39

A02-02439 /39.0
A57-00277 /39.0

42.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /34.0
A02-02439 /34.0
A57-00277 /28.0
A57-01008 /40.0

34

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

34

A02-02399 /34.0
A02-02439 /34.0
A57-00277 /28.0
A57-01008 /40.0

41.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

43.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

40.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

42.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

FOOTE, EARLE G.
FOOTE, JR., EARLE G.

39

A02-02399 /39.0
A02-02439 /39.0
A57-00277 /37.0

36.0

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2

FOOTE, JR., EARLE G.
FOOTE, EARLE G.

A57-00277 /12.0
L02-07091 /14.0

TOTAL ACRES A02-02399 750.00 394.00 1084.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(X) N()

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

FIELD EXAMINER
DATABASE Y

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

REMARKS:

This is an expansion in acreage. When did expansion occur?

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

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A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A02-02399 IRRIGATION	FROM 03-15 TO 11-15	5.000 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	5.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
02-02399 IRRIGATION	FROM 04-01 TO 10-31	5.000 CFS 3610.00 AF/A
	TOTAL DIVERSION RATE/VOLUME CLAIMED	5.000 CFS 3610.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	N
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	N
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N()

Explain in remarks, below.

REMARKS:

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Y (X) N ()

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 5.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 5.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N

FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y () N () IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 02-07091, 02-02439, 57-00277, 57-01008, 57-02094

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A02-02399	SHAKE RIVER	FOOTE , EARLE G.	5.000	0.006		
A02-02439	SHAKE RIVER	FOOTE , EARLE G.	10.000	0.016		
A57-00277	REYNOLDS CREEK	FOOTE, JR. , EARLE G.	10.000	0.017		
A57-02169	GROUNDWATER	FOOTE , EARLE G.	1.000	0.009		
A02-00054	SHAKE RIVER	REYNOLDS IRRIGATION DISTRICT	7.970			
A02-02027B	SHAKE RIVER	REYNOLDS IRRIGATION DISTRICT	25.000			
A63-00306	WARM SPRINGS CREEK	REYNOLDS IRRIGATION DISTRICT	8.000			
A63-00359	DRAINS	REYNOLDS IRRIGATION DISTRICT	26.000			
	GROUNDWATER					
A63-02420	WARM SPRINGS CREEK	REYNOLDS IRRIGATION DISTRICT	23.560			
A57-02094B	REYNOLDS CREEK	CEREDA RANCHES INC.	2.000	0.020		
A57-02094D	REYNOLDS CREEK	FOOTE , PATRICIA B.	0.320	0.020		
A57-01008	GROUNDWATER	FOOTE, JR. , EARLE G.	0.020			
A57-02006B	REYNOLDS CREEK	PITMAN , SAM C.	1.600	0.021		

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

CLAIM NO.	PURPOSES	NAME	FROM	MONTH/DAY	RATE	VOLUME
A57-10218	DOMESTIC	FOOTE , EARLE G.	FROM 01-01	TO 12-31	.040 CFS	
A57-10218	STOCKWATER	FOOTE , EARLE G.	FROM 01-01	TO 12-31	.050 CFS	
A57-10674	DOMESTIC	COTNER , RICHARD PAUL	FROM 01-01	TO 12-31	.040 CFS	
A57-07390	DOMESTIC	PITMAN , SAM C.	FROM 01-01	TO 12-31	.080 CFS	
A57-07390	STOCKWATER	PITMAN , SAM C.	FROM 01-01	TO 12-31	.120 CFS	
A57-01011	DOMESTIC	PITMAN , SAM C.	FROM 01-01	TO 12-31	.040 CFS	1.20 AF/A
A57-01011	STOCKWATER	PITMAN , SAM C.	FROM 01-01	TO 12-31	.070 CFS	4.00 AF/A

D. RATE/VOLUME CALCULATIONS: (IRRIGATION) 1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 750 x 0.02 CFS/ACRE = 15.0 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 2457.0 AF/A

ACRES 750 x CONSUMPTIVE VOL. AF/A FOR AREA 35 =

TOTAL CONSUMPTIVE USE 2625 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 750 x DIVERSION VOL. AF/A FOR AREA 5.0 =

TOTAL DIVERSION VOLUME 3750 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

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REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

See overlap maps in A57-20970.

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	03-15 11-15	DATABASE EXAMINER 5.000	DATABASE EXAMINER	DATABASE EXAMINER 2457.0
TOTAL FOR THIS RIGHT		5.000		2457.0

REVIEWED BY: _____

DATE: _____

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED () ()
NEEDS REVIEW (X) ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 02-02399

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
5.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A02-02399	5.000	-	-	02-02399	5.000
-	-	-	-	-	A02-02399	5.000

TOTAL CFS

5.000

5.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE

Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____

TITLE: _____

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