

05/20/2003

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

RIGHT NUMBER: 2-4005

NAME AND ADDRESS: MARIE AYARRA
RT 1 BOX 17
KING HILL ID 83633

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.300 CFS

PRIORITY DATE: 07/01/1947

POINT OF DIVERSION:

T05S R11E S7 SENESW Lot 8 Within ELMORE County Source: SNAKE RIVER

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.300 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T05S R11E S07 Lot 8 NESW

7.0

T05S R11E S07 Lot 9 NWSW

8.0

15 ACRES TOTAL

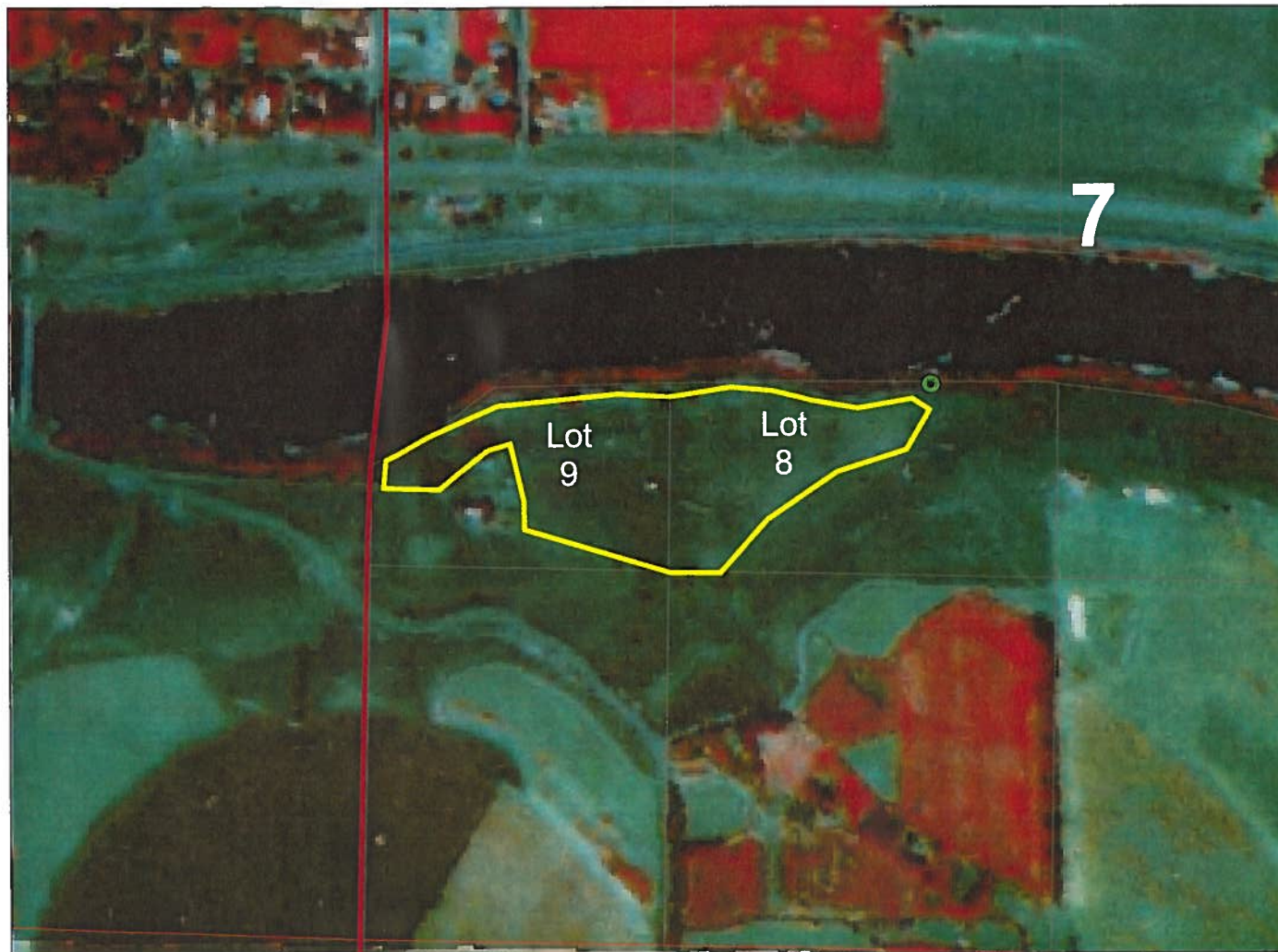
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

EXPLANATORY MATERIAL: Beneficial Use

Idaho Department of Water Resources

Place of Use Layout 2-4005

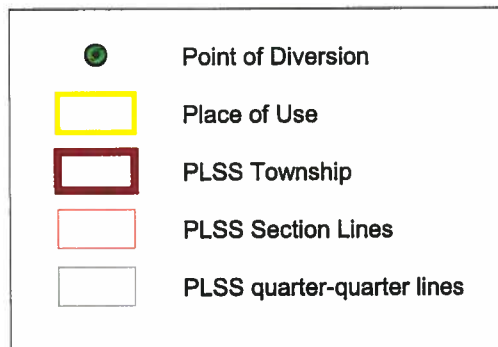


0 0.25 0.5 Miles

Township 5S Range 11E Section 7



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: Scott King
Date prepared: May 20, 2003



RECEIVED
MAR 29 1991

Department of Water Resources
Water Rights Office

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: A02-04005
Date Received: 3/25/1991
Receipt No: 0013160
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARIE AYARRA 208-366-2198
Address: RT. 1 BOX 17
KING HILL, ID 83633

2. Date of Priority: JUL 1, 1947

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
05S	11E	7	SW	NE	SW	7	ELMORE

5. Description of diverting works:
15HP PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.300		

7. Total Quantity Appropriated is:
0.300 C.F.S. (and/or) 45.00 A.F.A.

8. Total consumptive use is 45.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05S	11E	7	NE	SW	8	IRR	6.0
			NW	SW	9	IRR	9.0

Section Acres 15.0

10. Place of Use: Continued

Total Acres 15.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
02-07418

14. Remarks:
SEE ATTACHED ADJUD. CLAIM REPORT FILED 3/23/1984.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Marie Ayama Date: 3-27-91

Date: _____

State of Idaho)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 27 day
of March 19 91

James E. Kewan
Notary Public

Seal

Residing at Glenns Ferry, Idaho
My Commission Expires 12-19-92

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-04005 Date: 6-12-02

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	55	11E	7									08- 6	09- 9							15
GIS												7.2	7.8							15
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's _____

Total Claimed Acres: 15

Overlapping FOU Claim #'s:

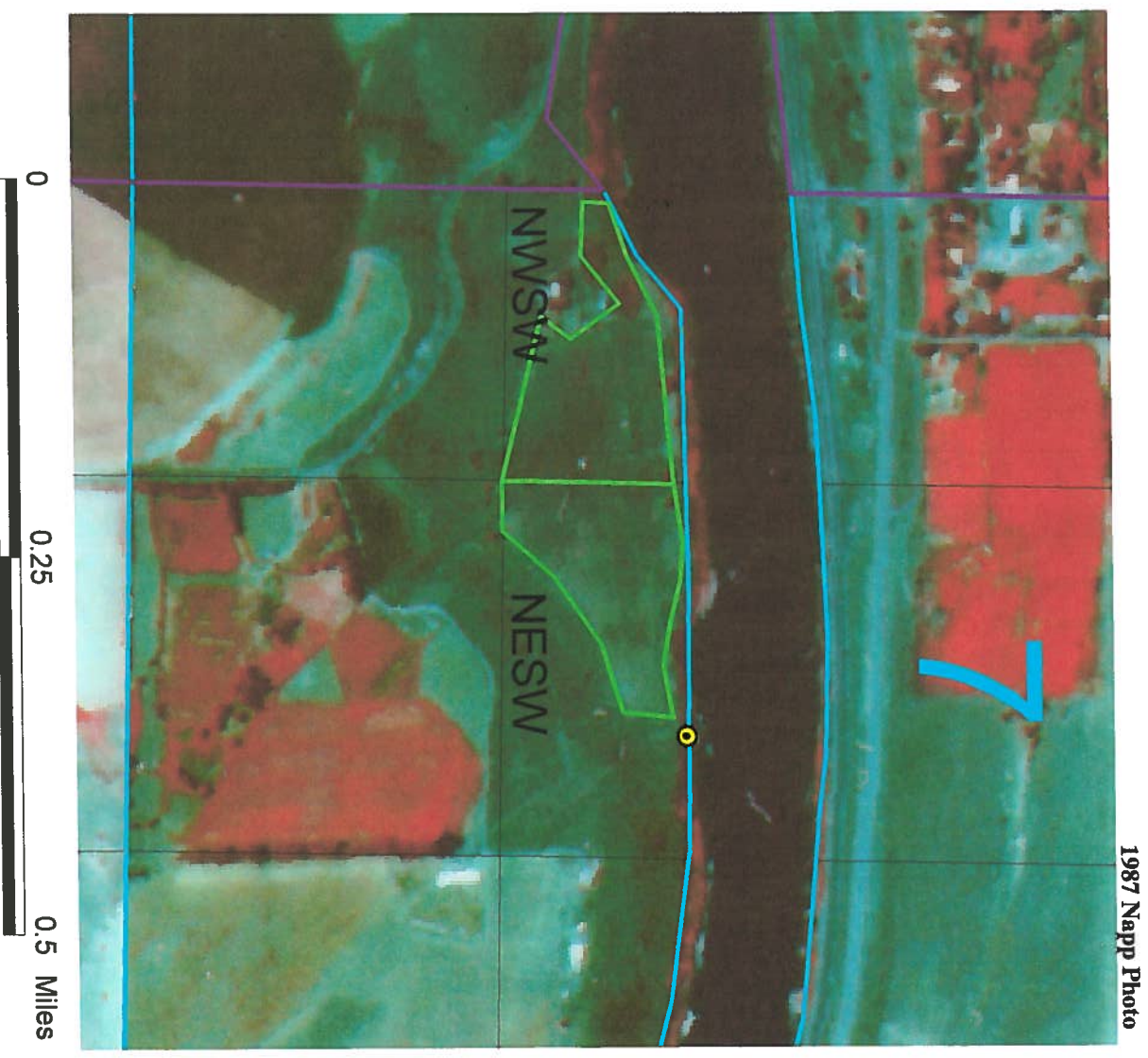
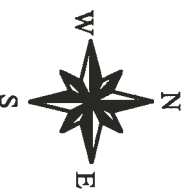
Total GIS Acres: 15

COMMENTS:

Idaho Department of Water Resources

Claim Number: 02-04005
Legal: T05S, R011E, S07
Reviewed By:

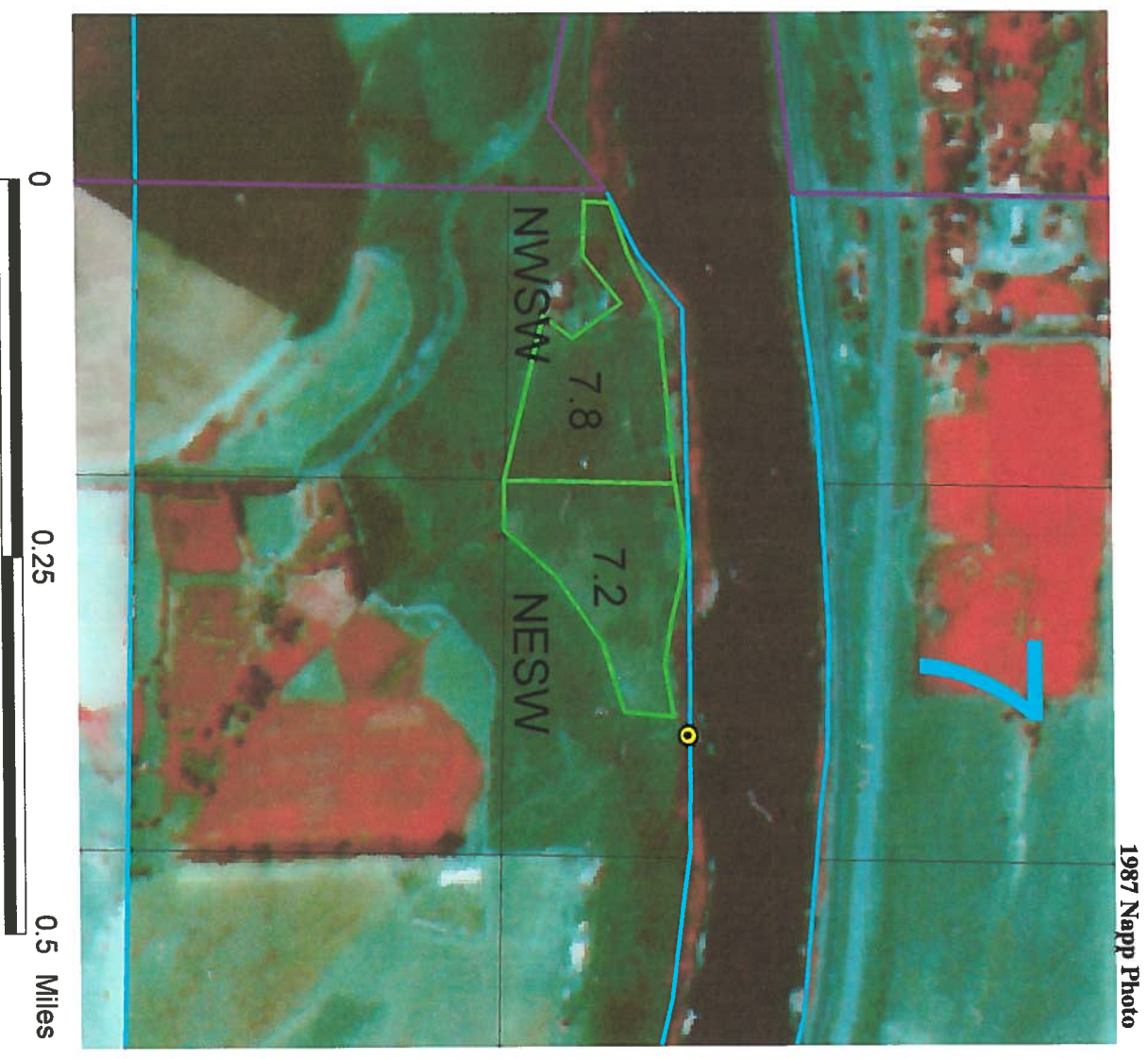
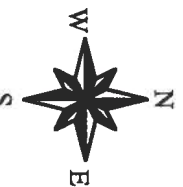
-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



Idaho Department of Water Resources

Claim Number: 02-04005
Legal: T05S, R011E, S07
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

1. Owner: David J & or. Marie A Yarra Permit No. 02-4005
Current Address: RT 1 Box 17 King Hill 83633 Phone No. 366-2198
2. Accompanied by: Marie A Yarra EXAM. DATE: 7/11/84
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Snake R. tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*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.)

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<u>Pressure</u>					<u>1/8</u>	

7. Measurements ☐ Additional data/computation sheets attached

48-1/8" nozzle 60 PSI 48 X 3.55 = 170.4 X .002228 =
.38 CFS
Recommend 15000 X .02 = 300 CFS

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
<u>68</u>	<u>SW</u>	<u>NE</u>	<u>SE</u>	<u>7</u>	<u>5S</u>	<u>11E</u>		<u>Elmore</u>	

EXAMINATION: DAVID AYARRA

EXAMINER: JOHN K. NOYES

DATE: 7/9/84

02-4005

FOUND: FORTY-EIGHT (48) HEADS, ONE-EIGHTH ($\frac{1}{8}$ ") INCH NOZZLE SIZE,
OPERATING AT SIXTY (60) LBS. PER SQUARE INCH ($60\#/sq"$)
PRESSURE.

SPECIFICATIONS: RAINBIRD SPRINKLER CATALOG GIVES DISCHARGE OF
3.62 GALLONS PER MINUTE (GPM) FOR $\frac{1}{8}$ " NOZZLE
AT 100% EFFICIENCY OPERATING AT $60\#/sq"$.

FOR MODEL ~~30EPWSH~~ 30PWSH SINGLE NOZZLE SPRINKLERS
WITH $\frac{1}{8}$ " NOZZLE AT $60\#/sq"$ THE CATALOG GIVES 3.55 GPM.

CALCULATIONS: $48 \text{ Hds} \times 3.62 \text{ GPM} (100\% \text{ EFF.}) = 173.66 \text{ GPM} \times .002228$
 $= \underline{\underline{.387 \text{ CFS}}} / .02 = \underline{\underline{19.4 \text{ INCHES}}}$.

FOR MODEL 30PWSH / 30EPWSH $48 \text{ Hds} \times 3.55 \text{ GPM} = 170.4 \text{ GPM}$
 $\times .002228 = \underline{\underline{.380 \text{ CFS}}} / .02 = \underline{\underline{19 \text{ INCHES}}}$.

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AUG 16 1994

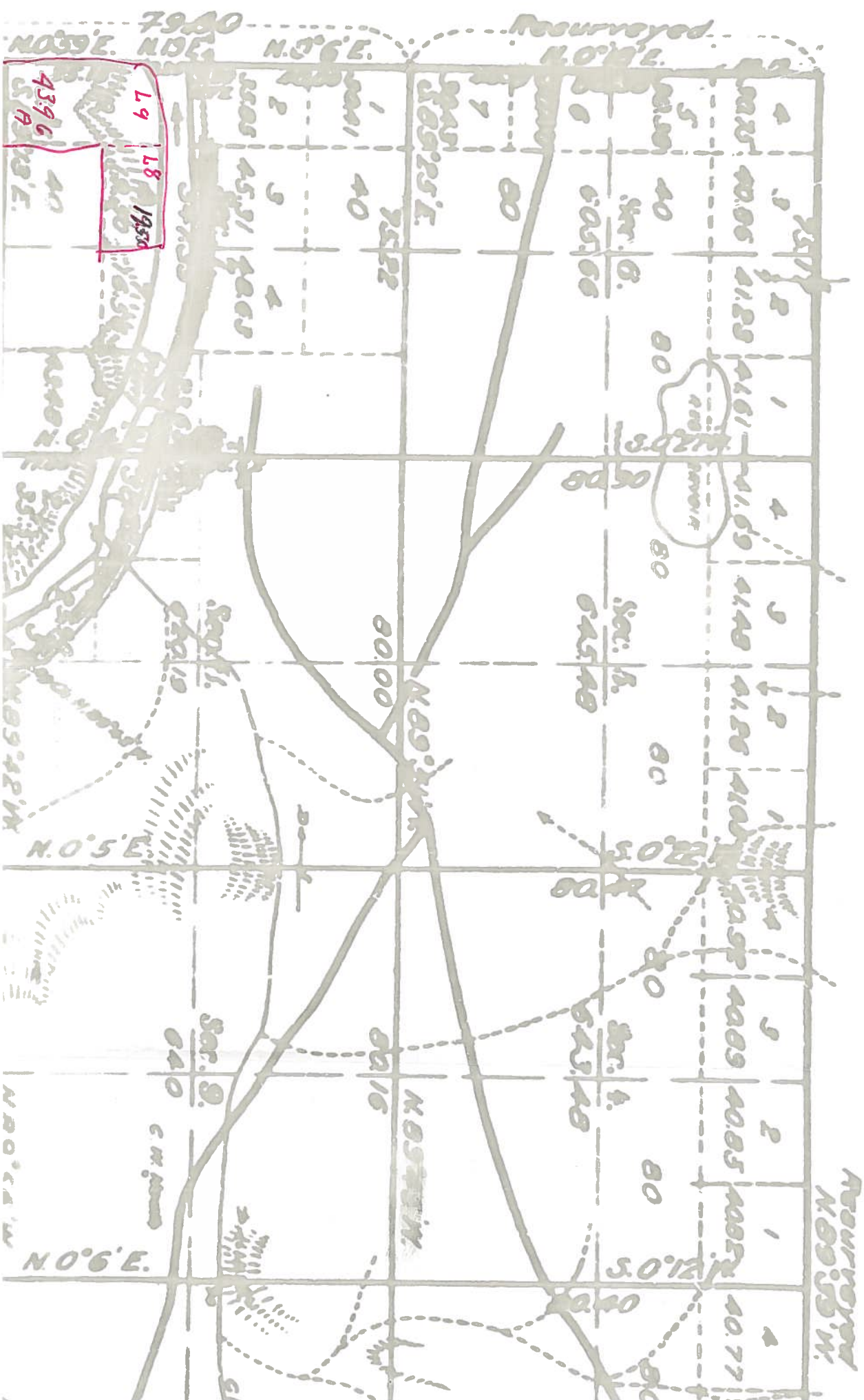
Nota ^{To} scale

Note ^{To} scale

MICROFILMED
AUG 16 1994

NAT TO SCALE

POOR ORIGINAL



State of Idaho
Department of Water Resources

ADJUDICATION CLAIM
REPORT OF EXAMINERS

Claim No. 02-4005

1. Name of Applicant David J & Marie Ayarra
2. Priority 7/1/47
3. Source of Water Snake R.
4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
 _____ cfs Use _____ From _____ to _____
.30 cfs Use irrigation From 3/15 to 11/15
 _____ cfs Use _____ From _____ to _____
5. Location of Point of Diversion: ⁴⁸SW NE SE SW of Section 7
 Twp. 5S, Rge. 11E, County of Blaine
6. Describe Diversion Works: pumping plant - 15 HP
sprinkler system
7. Describe Location of Use:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$ SW				SW $\frac{1}{4}$ SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											48	49							
5S	11E	7									6	9							15

TWP.	RGE.	COUNTY	SCALE: 1" = 1 MILE															

8. Purpose other than irrigation: none
9. Remarks: 48 hds 1/2 nozzles 48 x 3.55 GPM
 $1,002,228 = .38 cfs$ Recommend
 $15 acres x .02 = .30 cfs$

This examination was made on the 23 day of March, 1984.

(Signed) John K Doye
Examiner

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by JKV

Date 3/30/82

Right No. 02-4005

Claimant David J & Marie Ayana

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. 1979 attached

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

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 3/23/82

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

Measurement _____ cfs. Amount recommended _____ cfs.
Type of measuring device: Hand Power Meter No. _____
Condition _____ Date 4/8/82 Time _____

Adjudication Photo(s) Used: Name or No. _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks _____

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 DETERMINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON ~~BRANING BASIN~~
BORDER.

NOTICE OF CLAIM TO A WATER RIGHT

02-4005	
I.D. No.	Map No.
\$ 45.00	305
Fee Paid	Receipt No.

Notice is hereby given that David J. &/or Marie Ayarra
(Name of Claimant)

Route 1, Box 17, King Hill, ID 83633

(Mailing Address)

(Zip Code)

Telephone No. 366-2198

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) 7/1/47 1947
- (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 .3 cfs Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- (4) .3 cfs TOTAL QUANTITY CLAIMED. (Lot 8) SW
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 SW 1/4
Sec. 7, Twp. 5S, Rge. 11E, B.M., Elmore 39 County
Additional Points: 2720(1)545.2
- 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.
15 HP motor - sprinkler system
pump and
- (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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>✓</u>	<u>✓</u>	<u>✓</u>									<u>8</u>	<u>12</u>	<u>9</u>						<u>15</u>
<u>5S</u>	<u>11E</u>	<u>7</u>									<u>3</u>	<u>12</u>	<u>9</u>						<u>15</u>
											<u>48</u>	<u>49</u>							<u>15</u>
											<u>6</u>	<u>9</u>							

Total no. of acres 15 15

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.
JKN ☐ B) Right decreed by court, cite title of case. _____
- ☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

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

March 2, 1981
(Date)

State of Idaho

County of Ada

Organization _____

Seal _____

(Signature of Claimant)

Organization _____

(Signature of Spouse)

(Signature of Authorized Agent)

On this 2nd day of March, in the year 1981 before me
a notary public, personally appeared Marie Ayarra

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.

Notary Public residing at _____

Boise

Boise

AKA 3/30/82

De Keyponch 9/7/84

KEYPUNCHED
4-7-82 aje

Identification No. _____
Claim No. 22-4005
Map No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CLAIM TO A WATER RIGHT
Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Arthur G. Greer
post office address Box 355, King Hill, Idaho 83633
2. The point of diversion is in NE 1/4 of SW 1/4 Section 7 Township 5 S
Range 11 E B.M. located on Snake River
(name of source)
tributary to Columbia in Elmore County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

July 1, 1947 amount: .26 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Irrigation period of use from April 1 to October 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of railroad cross tie 8' high
filled with rock and earth; length is 8' feet; height is 8' feet;
width at bottom is 8' feet; with at top is 8' feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known none

b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

02-4005

_____; if so, give dates and explain. _____

24" deep - 36" wide at top.

is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe _____

location of reservoir by 40-acre subdivisions_____

describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated 13

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

02-4005



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

A. KENNETH DUNN
Director

(208) 334-2190

February 8, 1982

David J. & Marie Ayarra
Route 1, Box 17
King Hill, ID 83633

file copy

Re: 02-4005

Dear Mr. and Mrs. Ayarra:

The claim you filed on March 2, 1981, was a statement by you about the water right you or your predecessors on the property have developed in the past. Although it was filed with this Department, the claim is actually your answer to the court in the water rights law suit now underway as the Snake River Adjudication.

This spring, an agent from this Department will contact you about making an inspection of your irrigation system. He will measure the water and verify the number of irrigated acres. Before the Department recommends your water right to the court, the historical use of water on your property will be reviewed.

The historical review is done because a water right with its original priority date cannot be increased. A water right is based on the amount and date of first use of the water. Another water right can be developed and more land irrigated or new uses added, but that water right also has a new priority date. After 1971, a water right from surface water (i.e., Snake River) could only be developed after first applying to this Department for a permit to do so. An individual can have more than one water right from the same source. A Claim to Water Right is a statement of an old water right, not an application to cover a new one.

Your fee for your claim cannot be reimbursed, and Mr. Greer's earlier \$10 fee cannot be applied against your fee. Mr. Greer filed his claim for the purpose of preserving some record of the water right he claimed was developed on his property. His fee was also used to pay part of the cost of advertising his claim as a legal notice in the local newspaper so other water users were notified about his claim of a water right.

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AUG 16 1994

Page Two
David J. & Marie Ayarra
February 8, 1982

Your fee is used to investigate the water right because the Department will now be confirming to the other water users that a water right or rights with specific amounts and dates does exist for your property. In addition your fee will contribute to paying part of the cost of publishing the necessary copies of a Proposed Finding of Water Rights that will be sent to the court and to each person who files a claim. The Proposed Finding contains the proposed decree of the water rights law suit in the Snake River Adjudication from Milner Dam to the Oregon border.

As I stated above, an agent will be contacting to examine your water right. If you have more questions before he gets there, please feel free to contact us again sooner.

Regards,

DONALD V. SHAFF
Adjudication Unit Leader

DVS:aje

MICROFILMED
AUG 16 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

(Office at the corner of
Franklin and Cole Roads)

(208) 334-2190

RECEIVED
FEB 4 1982

Department of Water Resources
Western Regional Office

December 21, 1981

David J. & Marie Ayarra
Route 1, Box 17
King Hill, ID 83633

Re: 02-4005

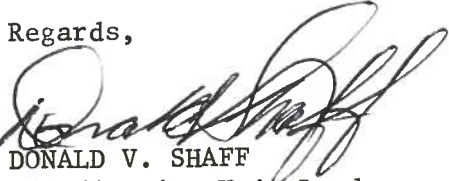
Dear Mr. and Mrs. Ayarra:

This letter is to let you know the number for your Snake River claim to water right has been changed. The old number was 02-0005. The new number will be 02-4005.

The change is only coincidental; not a change for change sake only. In 1969 Arthur Greer filed a notice of his established water right with this agency. That notice was assigned the same number as yours now carries (02-4005) since they are almost certainly one and the same. Greer's description of his water right for .26 cubic feet per second (cfs) on 13 acres you now own with a priority date of July 1, 1947.

If you have contradictory information, please inform me promptly. Thank you for assisting and cooperating with our investigations.

Regards,


DONALD V. SHAFF
Adjudication Unit Leader

DVS:aje

MICROFILMED

AUG 16 1994

"NOTICE OF CLAIM TO WATER RIGHT" DATED 3/2/81 ON
FORM NO. 42-1409, ID# 02-0005, REQUESTED 0.3 CFS
OF IRRIGATION WATER FOR 15 ACRES.

THE CHANGE SHOWN IN YOUR MEMO ABOVE SHOULD RESULT
IN A RE-IMBURSEMENT. ALSO WHY WAS THERE ANY FEE
CHARGED, (45⁰⁰) TO RE-STATE A WATER CLAIM??

02-4005

December 21, 1981

David J. & Marie Ayarra
Route 1, Box 17
King Hill, ID 83633

Re: 02-4005

Dear Mr. and Mrs. Ayarra:

This letter is to let you know the number for your Snake River claim to water right has been changed. The old number was 02-0005. The new number will be 02-4005.

was The change is only coincidental; not a change for change sake only. In 1969 Arthur Greer filed a notice of his established water right with this agency. That notice was assigned the same number as yours now carries (02-4005) since they are almost certainly one and the same. Greer's description of his water right for .26 cubic feet per second (cfs) on 13 acres you now own with a priority date of July 1, 1947.

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Regards,

DONALD V. SHAFF
Adjudication Unit Leader

DVS:aje

MICROFILMED
AUG 16 1994

POOR ORIGINAL

INTER-DEPARTMENT MEMO — 1

FROM

Jan

TO

file

DATE

6/4/81

SUBJECT

A copy of this claim was sent
down to Southern along with
exam forms & it was requested
that they examine these.

MICROFILMED

AUG 16 1994

Jan

SIGNATURE

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

POOR ORIGINAL

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
SNAKE RIVER FROM BASE OF MILNER
DAM TO OREGON ~~BRANDEGE BASIN~~
BORDER.

NOTICE OF CLAIM TO A WATER RIGHT

02-0005 I.D. No.	Map No.
\$ 45.00 Fee Paid	305 Receipt No.

Notice is hereby given that David J. &/or Marie Ayarra
(Name of Claimant)

Route 1, Box 17, King Hill, ID 83633

(Mailing Address)

(Zip Code)

Telephone No. 366-2198

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) 7/1/47
- (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 <u>.3 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>3/15</u>
(Mo., Day) | To <u>11/15</u>
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
- (4) .3 cfs TOTAL QUANTITY CLAIMED. (Lot 8)
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 7, Twp. 5S, Rge. 11E, B.M., Elmore County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 15 HP motor - sprinkler system
- (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.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
											8	12							
5S	11E	7									3	12							15

Total no. of acres 15

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.
JKN ☐ B) Right decreed by court, cite title of case. _____

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

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

Individual

March 2, 1981
(Date)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

Organization

County of Ada

ss.

Seal

(Signature of Authorized Agent)

On this 2nd day of March, in the year 1981 before me

a notary public, personally appeared Marie Ayarra

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

My commission expires Life

Notary Public residing at _____

Boise

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
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 **DRAINAGE BASIN.**
BORDER.

NOTICE OF CLAIM TO A WATER RIGHT

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(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 .3 cfs Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

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

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

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
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(4) .3 cfs TOTAL QUANTITY CLAIMED. (Lot 8)
(CFS, GPD, AF)

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Additional Points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 15 HP motor - sprinkler system

(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.

[illegible]Total no. of acres 15

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

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

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

(8) Remarks _____

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

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

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

Individual

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho ss. Organization _____
County of Ada Seal _____

Seal

On this 2nd day of March, in the year 1981 before me
a notary public, personally appeared Marie Avarre

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

My commission expires Life Notary Public residing at Boise

POOR ORIGINAL

Conveying works: length of line to place of use is _____ feet; length of ditch _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch _____ feet per 100 feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is 162 feet; diameter of pipe is _____; type of pipe steel; grade of pipe per 1000 feet is 55' lift

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible. Rev. motor - pump - through 6" pipe 162' - 55' lift into earth ditch - gravity irrigation of 13 acres earth ditch 16" wide 24" deep - 36" wide at top.

d. If water is stored: name of reservoir _____; total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet; year construction commenced _____; year completed _____; date first used _____; period of storage is from _____ to _____; is reservoir drained each year _____; is reservoir on or off stream _____; explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres.

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	
5 S	11 E	7								3	10							13	

Total number of acres to be irrigated 13

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

8. Do you get water through a ditch owned by several users? Yes If yes, give the name of the ditch

The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____
name of town or city _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

State of Idaho

County of Blaine

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this

27th

day of

August

19 64

Arthur J. Greer
Clermont

W. J. [unclear]
Notary Public

Residing at

Blaine, Idaho

My commission expires

Jan 19, 1973

For use of the State Only

Exempted by

Forwarded to

Date

filed by

IN THE MATTER OF:

POOR ORIGINAL

AFFIDAVIT

State of Idaho
County of Elmore

Wynn G. Sherman

being first duly sworn,

deposes and says: I have lived in King Hill, Idaho since
1933 and do hereby verify that Arthur H. Brown installed
a pump in Snake River and has been pumping
water to land located in NW 1/4 of SW 1/4 of Section 7
Twp 5, Range 9, E. 2m. since 1947

Wynn G. Sherman
(signature)

Subscribed and sworn to before me this 27th day of March 1962.

H. H. Trail
(Notary Public)

Residing at Winn Home, Idaho
My commission expires 11-1-70

POOR ORIGINAL

IN THE MATTER OF:

AFFIDAVIT

State of Idaho
County of Elmore

Ronald E. Ross

being first duly sworn,

deposes and says: That I am acquainted with Arthur Arner of King Hill, Idaho and know he installed a pump for irrigation on Snake River, NE 1/4 Sec 2, Twp 5 South Range 8 East B.M. in the Spring of 1947 and has used this water each year since that time, except the year of 1965.

Ronald E. Ross
(signature)

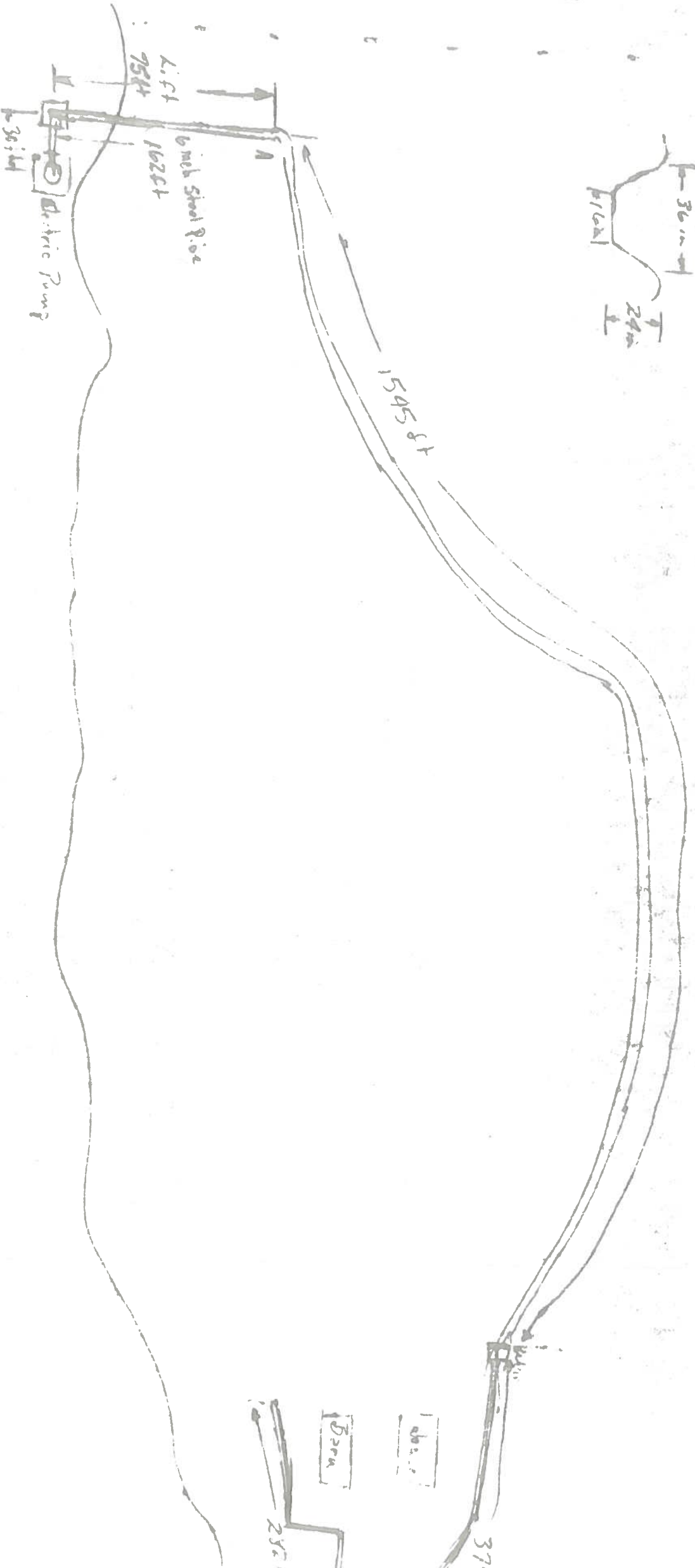
Subscribed and sworn to before me this 24 day of March 1969.

H. H. Trail
(Notary Public)

Residing at King Hill, Idaho
My commission expires Oct-70

D.t.h

POOR ORIGINAL



Snake River

POOR ORIGINAL

Use - Irrigation
Stock use

Waste
Water
Ditch

246 ft
McL...

282 ft

375 ft

2000 ft

