

05/17/2006

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

RIGHT NUMBER: 2-4015

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.710 CFS

PRIORITY DATE: 08/30/1969

POINT OF DIVERSION:

T05S R07E S34 SWNW Lot 2 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.710 CFS

PLACE OF USE:

714 ACRES TOTAL

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

This right is limited to the irrigation of 57 acres within the place of use described above in a single irrigation season.

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

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

12/11/2005

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HAMMETT ID 83627

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QUANTITY: 1.710 CFS

PRIORITY DATE: 08/30/1969

POINT OF DIVERSION:

T05S R07E S34 SWNW Lot 2 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.710 CFS

PLACE OF USE:

718 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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: A02-04015
Date Received: 12/07/1988
Receipt No: M002087
Received By: ER

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: AUG 30, 1969

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

4. Point of Diversion:

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

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/31	1.710		

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

8. Total consumptive use is Acre Feet Per Annum.

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

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	07E	3	SW	NW		IRR	10.0
			NE	SW		IRR	9.0
			NW	SW		IRR	38.0

Section Acres 57.0

A02-04015

Page 1

Date: 12/07/88

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10. Place of Use: Continued

Total Acres 57.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/U WITHIN LANDS OF WEST INDIAN COVE WATER CO.
PRIORITY DATES ARE 1941 FOR 10. CFS; 1945 FOR 4. CFS; 1958 FOR 2.
2.8 CFS; 1968 FOR 2.02 CFS & 1971 FOR 2.72 CFS.

THE ORIGINAL STATUTORY CLAIM WAS FILED FOR DIFFERENT PRIORITY DA
TES AS LISTED ABOVE. THIS SRBA CLAIM REFLECTS ONLY ACREAGES NOT
ALREADY LICENSED; 57 ACRES. SRBA CLAIMS ARE FILED FOR THE OTHER
LICENSES AND PERMITS.

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 Organizations:

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

Samuel R. Hamilton
Signature of Authorized Agent

President
Title and Organization

12/7/88
Date

State of Idaho)
County of Ada) SS.

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

Eldon J. Pugh
Notary Public

Seal

Residing at Boise

My Commission Expires 02/08/1992

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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.

WEST INDIAN COVE WATER CO., INC

Notice is hereby given that

(name of claimant)

of HAMMETT, IDAHO 83627, claims a right to the diversion and beneficial use of
(mailing address)
ground water or surface water tributary to _____;

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) SNAKE RIVER

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	10 c.f.s.	Use	Irrigation	Period of Use:	From	Apr. 10	To	Sept. 30
Amount	4 c.f.s.	Use	"	Period of Use:	From	Apr. 10	To	Sept. 30
Amount	2.8 c.f.s.	Use	"	Period of Use:	From	Mar. 15	To	Oct. 31
Amount	4.74 c.f.s.	Use	"	Period of Use:	From	Mar. 15	To	Oct. 31
			(dom. irri					(both dates inclusive)

(3) Total quantity of water claimed: 21.54 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) See accompanying sheet

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

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

Additional points of diversion:

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. **Three pumps, pipe-400', 2' dia.**

c.) Give sizes and capacities; be as specific as possible. Three pumps, pipe-400', 2' dia.
Lift 60'; Canal- 2½ Miles long. Calco gates and measuring tanks
to individual farms.

(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 626

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

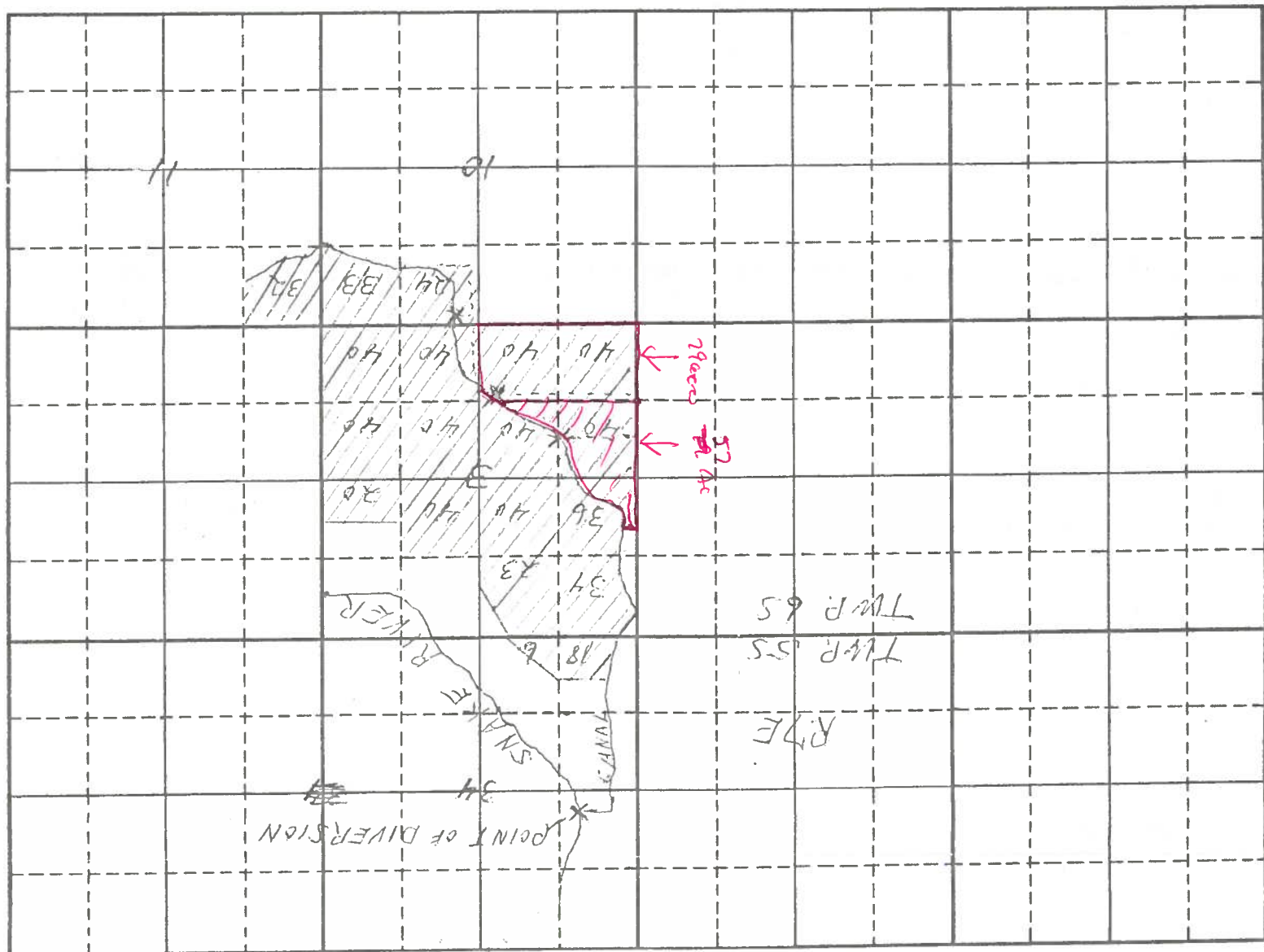
(7) If you are claiming water as a member of an organization, list name of organization:

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(8) Remarks These claims are partially covered by Water Rights
as indicated in the accompanying sheet.

This claim includes 136 acres of land not covered by any licenses or permits.

See attachment.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

ss.

County of Ada

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 affiants knowledge.

West Indian Cove Water Co., Inc.
by Wesley Hooley - Sec.
(Claimant)

Sworn to before me this 28th day of December, 19 73

Notary Public

Residing at

Deanna Todd
Bowie, Idaho

My commission expires

June 15, 1977

For Department Use Only

Received by

R.W.H.

Date 12-28-1973

Exception filed by:

Forwarded to

Date

Prelim. check by

R.W.H.

Date 12-28-1973

Date 12-28-1973 receipt # 13491

claimant by:

\$10.00 fee received by

C.

Approved for publication by

Published in

Dates

1-10 & 1-17-1974

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From Records of WEST INDIAN COVE WATER CO., INC.

<u>Date</u>	<u>Total H.P.</u>	<u>Acres Irrig.</u>	<u>Sec.Ft. Pumped</u>	<u>Total Lisc.</u>	<u>Benif. Use Claim</u>
May, 1941 - Started Project	100		10.	10.	10.
July, 1945 - Additional Pump - 50 H.P.	150	458	14.	13.74	14.
July, 1958 - Additional Pump - 30 H.P.	180		16.80	14.70	
June, 1966		490			16.80
July, 1968 - Replaced 50 with 100 H.P.	230		22.		
Aug., 1969		547			18.82
Apr. 13, 1971		626		(6.84) ← 21.54	
12/73 - New Record	253	787	24	2.46 → (2.46)	
				24.	24.

*Lesley Hanley - Sec.
4 Whitebridge*

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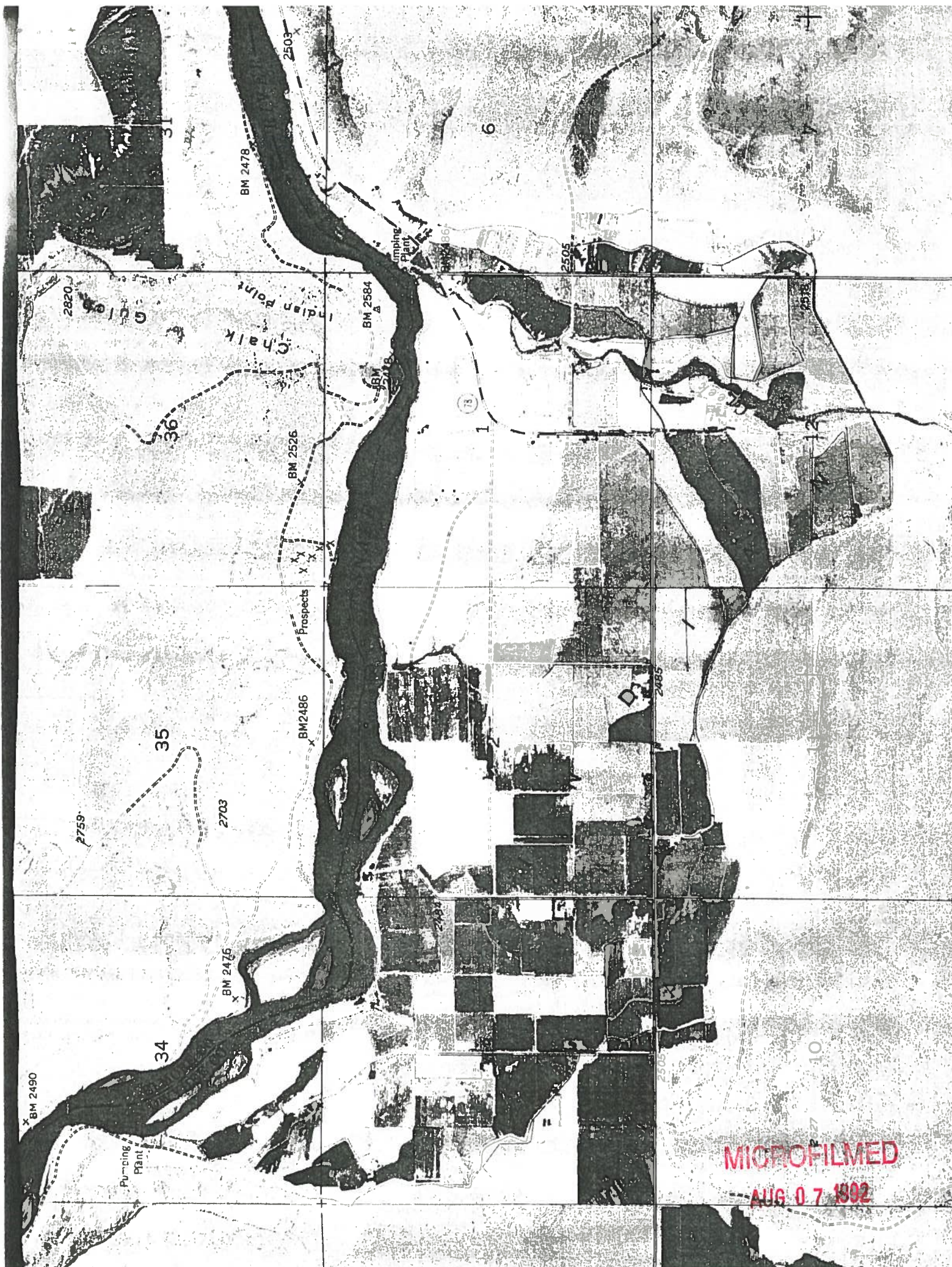
From Records of WEST INDIAN COVE WATER CO., INC.

<u>Date</u>	<u>Total H.P.</u>	<u>Acres Irrig.</u>	<u>Sec.Ft. Pumped</u>	<u>Total Lisc.</u>	<u>Benif. Use Claim</u>
May, 1941 - Started Project	100		10.	10.	10.
July, 1945 - Additional Pump - 50 H.P.	150	458	14.	13.74	14.
July, 1958 - Additional Pump - 30 H.P.	180		16.80	14.70	
June, 1966		490			16.80
July, 1968 - Replaced 50 with 100 H.P.	230		22.		
Aug., 1969		547			18.82
Apr. 13, 1971		626			21.54
				(6.81) ←	
				2.76 → (2.46)	
				24.	24.

*Lesley Harley
J. Hutchins*

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AUG 07 1992



Split not
claimed in
SRBA.

TRICT COURT OF THE FOURTH JUDICIAL DISTRICT
IN AND FOR THE COUNTY OF ADA

DETER-
OF
MILNER

NOTICE OF CLAIM TO A WATER RIGHT

02-4015A
I.D. No. Map No.
\$ 65.00 19472
Fee Paid Receipt No.

BORDER

Notice is hereby given that WEST INDIAN COVE WATER COMPANY
(Name of Claimant)

Hammett, ID 83627

(Mailing Address)

(Zip Code)

Telephone No. _____

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) August 1, 1969

(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 1.71 cfs Use irrigation Period of Use From 3/15 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) 1.71 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

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

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

Pumps, pipeline & ditch

(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	
5S	7E	34									5	10	23	18					56
6S	7E	3			40	26	34	40	40	40	40	40	40	40	40	40	40	40	540
		10	40	40															80
		11						35	35										70
							6.3												
6S	7E	3					12				8	37							57

Total no. of acres 746 57

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

KEYPUNCHED

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

IN THE MATTER OF THE GENERAL 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

02-4015A I.D. No.	Map No.
\$ 65.00 Fee Paid	19472 Receipt No.

Notice is hereby given that WEST INDIAN COVE WATER COMPANY
(Name of Claimant)
Hammett, ID 83627 Telephone No. _____
(Mailing Address) (Zip Code)

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

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) August 1, 1969
- (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>1.71 cfs</u>
(CFS, GPD, AF) | Use <u>irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>10/31</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 1.71 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 34, Twp. 5S, Rge. 7E, B.M., Owyhee County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. _____
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	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 $\frac{1}{4}$	
5S	7E	34									5	10	23	18					56
6S	7E	3			40	26	34	40	40	40	40	40	40	40	40	40	40	40	540
		10	40	40															80
		11						35	35										70

Total no. of acres 746

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

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

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

(8) Remarks _____

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

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho

STUDY/PROJECT REQUEST

TO: W. HaasFROM: D. Shaff *DS*Date Initiated 5/12/82THROUGH: D. ShawRequested Completion date 8/01/82TITLE: Determination of irrigation requirement on selected lands along
Snake RiverPROBLEM AND/OR PURPOSE: Three claimants in the Snake River Adjudication have
made water right filings for a diversion rate greater than .02 cfs/acre. One
claim is based on a license issued for .04 cfs/acre.SCOPE (level or extent of detail): Preparer must be prepared to defend study
findings in a possible Department and/or court hearing.

DESCRIPTIONS OF WORK REQUESTED:

1. Study copies of water right claims attached analyzing diversion works and
place of use.
2. Analyze soil maps, crop requirements, and other appropriate data.
3. Calculate irrigation requirement at the diversion point for each of the
projects.

Additional staff input and information from the adjudication files is available
on request.REQUEST ORIGINATOR: Adjudication UnitTYPE OF REPORT: Memorandum with calculationsDISPLAY TABLES: YES NO XANTICIPATED MAN-DAY EFFORT: 5APPROVED BY: ASSIGNED TO: DATE: ACTUAL MAN-DAYS:

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. Shaff

Date 10/04/84

Right No. 02-4015A

Claimant West Indian Cove

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

Claim Details Verified Against:

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

☐ License

☒ Previous Statutory Claim.

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

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

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

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

☐ Affidavits. ☐ In file.

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

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

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

☐ Metzker Maps. Identify _____

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

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

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

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

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

P/D SW NW S. 34
RCES T. 5 S R. 7 E

Permit No. _____

[illegible]

- 10/31

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

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.

WEST INDIAN COVE WATER CO., INC

Notice is hereby given that

(name of claimant)

at **HAMMETT, IDAHO 83627**
(mailing address)

claims a right to the diversion and beneficial use of

ground water or surface water tributary to

The extent and nature of said claim is as follows:

(1) Describe source of water (name of stream, lake, spring, etc., or ground water) **SNAKE RIVER**

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	10 c.f.s.	Use	Irrigation	Period of Use:	From	Apr. 10	To	Sept. 30
	4 c.f.s.	Use	"	Period of Use:	From	Apr. 10	To	Sept. 30
Amount	2.8 c.f.s.	Use	"	Period of Use:	From	Mar. 15	To	Oct. 31
Amount	4.74 c.f.s.	Use	"	Period of Use:	From	Mar. 15	To	Oct. 31
	cfs. xxx		(dom. int., etc.)					(both dates inclusive)
	xxxxx							

(3) Total quantity of water claimed **21.54** cubic feet per second, or
per annum, and/or gallons per minute.

(4) Priority claimed (the date water was first applied to beneficial use) **See accompanying sheet**

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1961. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) At Point of diversion (give location of point where water is diverted from its source)

SW 1/4 NW 1/4 Sec 34 Twp. 5S Rge. 7E B.M. County of Owyhee

Additional points of diversion:

(6) 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. **Three pumps, pipe-400', 2' dia.**

Lift 60'; Canal- 2 1/2 Miles long. Calco gates and measuring tanks to individual farms.

(7) At 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				E 1/4				SW 1/4				SE 1/4				TOTAL
			100'	100'	100'	100'	100'	100'	100'	100'	100'	100'	100'	100'	100'	100'	100'	100'	
5S	7E	34											18	6					24
6S	7E	3			40'	20	23	34	36	40	40	40	40	40	40	40	40	40	513
6S	7E	10	33	24															57
6S	7E	11						32											32

22 10/80

MAY 11 1981

Department of Water Resources
Western Regional OfficeTransfer No. 2593Water Right No. 02-4025

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPROVED**APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**Name of applicant DALE HOOLEY Phone 366-2510Post Office address Star Route - Box 46, Hammett, Idaho 83627**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

a. Decree No. _____ Decreed to _____ (Name)

in case of _____ vs _____

dated in _____ in _____ county of _____
(Name of court)

b. License No. _____ issued by the Idaho Department of Water Resources

c. Claim No. 02-4025 on file with the Idaho Department of Water Resources2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

_____3. Source of water SNAKE RIVER tributary to COLUMBIA4. Date of priority 1935**5. Water is used for the following purposes:**amount 3.18 for IRRIGATION purposes from April 1 to October 31

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. 3.18 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 3Township 6S Range 7E, B.M., in Owyhee CountyAdditional points of diversion, if any _____
_____**8. Lands irrigated or place of use:**

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			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 $\frac{1}{4}$	
5 S	7 E	34									5	10	5	28			10		58

DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use: _____

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			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 $\frac{1}{4}$	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 3.18 c.f.s. &/or _____ acre feet
- b. Description of diverting works West Indian Cove Water Co.
- c. Describe the reasons for the proposed changes Easier delivery of water.

2. Change in point of diversion

Point of diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34 Township 5 S
Range 7 E, B.M., Owyhee County
Additional points NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, Twp. 6S, Rge. 7E, B.M.

WATER RIGHT NUMBER 02-40150

OWNER LAST NAME - WEST INDIAN COVE WATER CO.

FIRST NAME -

DRUG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

STATE - ID ZIP CODE - 83627

SOURCE - SNAKE RIVER

STATUS -

TRIBUTARY OF - COLUMBIA RIVER

COUNTY - QUAYE

TOTAL DIV. RATE - 1.1400 - CFS

STAGE -

TOTAL DIV. VOLUME - .00 AFR

TRFR/AMEND -

WATER DIST. - 02 DLE/CAREY ACT -

RIGHT BASIS - R

DIVERSION POINT - SWNW 34 055 07E LOT 02 REDIV

USE DIV. RATE - 1.1400 CFS

USE DIV. VOLUME - .00 AFR

FROM - 02-15 10 - 11-15 USE - IRRIGATION

PLACE OF USE - TWIN 065 PNG 07E SEC 03

USE - IRRIGATION

TRACT NENW LOT 03 AC 12

TRACT NENW LOT 03 AC 12

TRACT NENW LOT 03 AC 12

TRACT NENW LOT 03 AC 12

TRACT NENW LOT 03 AC 12

DEGREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE -

FIELD EXAM -

COND. OF APPROVAL -

PROTESTED -

HEARING -

OLD NO. -

DIVERSION MEANS - PUMPS, PIPELINE & DITCH.

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 DRAINAGE BASIN
BORDER.

NOTICE OF CLAIM TO A WATER RIGHT

02-40150	
I.D. No.	Map No.
\$ 85.00	19472
Fee Paid	Receipt No.

Notice is hereby given that WEST INDIAN COVE WATER COMPANY
(Name of Claimant)

Hammett, ID 83627

(Mailing Address)

(Zip Code)

Telephone No. _____

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) _____

April 13, 1971

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) _____

Snahe 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 2.37 cfs Use Irrigation A Period of Use From 3/15 To 10/31/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity 156 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 156 Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 2.37 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 Sec. 34 Twp. 5E Rge. 7E B.M., Gwynne 73 County

Additional Points: SCI: 2720(1) 519.3

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

Pumps, pipeline & ditch

(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%				NW%				SW%				SE%				TOTAL
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
5S	7E	34									5	10	23	18					56
6S	7E	3			40	26	34	40	40	40	40	40	40	40	40	40	40	40	540
		10	40	40															80
		11					35	35											70
6S	7E	3											39	38					77

Total no. of acres 246

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

KEYPUNCHED

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

IN THE MATTER OF THE GENERAL 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

02-4015B	Map No.
I.D. No.	19472
\$ 85.00	Receipt No.
Fee Paid	

Notice is hereby given that WEST INDIAN COVE WATER COMPANY

(Name of Claimant)

Hammett, ID 83627

(Mailing Address)

(Zip Code)

Telephone No. _____

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) April 13, 1971

(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 2.37 cfs Use Irrigation Period of Use From 3/15 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) 2.37 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 34, Twp. 5S, Rge. 7E, B.M., Owyhee County
Additional Points: _____

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

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

T	R	SEC.	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 $\frac{1}{4}$	
5S	7E	34									5	10	23	18					56
6S	7E	3			40	26	34	40	40	40	40	40	40	40	40	40	40	40	540
		10	40	40															80
		11					35	35											70

Total no. of acres 746

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

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

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

(8) Remarks _____

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

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho

6/81

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. ShaffDate 10/04/84Right No. 02-4015BClaimant West Indian Cove

Recommendation differs from claim:
(Document any differences)

☒ Yes☐ No☐ Disallow

Claim Details Verified Against:

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

☐ License☒ Previous Statutory Claim.☐ Permits, valid or lapsed. Number(s) if different than above _____☐ Decree. Name & date _____☐ Conveyance Loss Calculations. See printout included.☐ Title abstract. ☐ In file. Or, Name & location _____☐ County records. ☐ In file. Or, Name & location _____☐ Affidavits. ☐ In file.☐ Posted Notices, Water Locations Notices. ☐ In file.☐ Deed Records. ☐ In file. Or, Name & location _____☐ Patent Records. ☐ In file. Or, Name & location _____☐ Metzker Maps. Identify _____☐ A.S.C.S. Records. Year & Photograph No. _____☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____☐ Historical Books. Name(s) & location _____☐ Interview(s). Attach conversation memorandum.☐ Other _____☐ _____Field Exam Made: ☒ Yes ☐ No Date 6/01/81 & 10/02/84☐ Adj. ^{Memo} Report in file ☒ Beneficial Use Report in ~~License (S.O.)~~ File

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

P/D SW NW S. 34
RCES T. 5 S R. 7 E

09-7133
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☒ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)	366-2022	Milton Landis	5/14/81 (NPH202)
☐ Appointment scheduled for: (Date, time, location)	6/1/81		11:00 (Milton Landis's home)

EXAMINATION

Date 6/1/81 Accompanied by Wesley Poole Total Q measured 23.6 cfs
If source is surface water, estimate total flow of source 0
Methods of measurement annular Meets Permit requirements? yes
serial # 191184 - Meter # 7517 - 316 SS - size - 33 3/4"

Measurement calculations:

Formula - $\text{Inches Dia.}^2 \times 3.85 \times \sqrt{\text{Feet of material}}$
 $(23.2502)^2 \times 3.85 \times 5.099 = 10,612 \text{ gms} \div 448.8 = 23.6 \text{ cpl}$
 Volume - $2.46 \text{ cpl} \times 1.98 \times 230 = 1,120 \text{ g} < 5.0 \times 708 = 3540$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	100	DESTINGHOUSE ELEC.	156911598	Pomona	123533	AMMUTER 52C 23, 350	Good	
	100	G.E.	ADJ117143	Per Kelly	U1677	Serial # 191184		
	70	G.E.	3123300	CARLTON		Model # 1511-316-52		

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

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

RECOMMENDED AMOUNTS

Irrigation requirement = 5.0 AFA/Acre

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

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Section 42-225a, Idaho Code

12/3/13

CLAIM TO A WATER RIGHT

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.

WEST INDIAN COVE WATER CO., INC

Notice is hereby given that

(name of claimant)

of **HAMMETT, IDAHO 83627**

claims a right to the diversion and beneficial use of

(mailing address)

ground water or surface water tributary to

The extent and nature of said claim is as follows:

(1) Describe source of water: (name of stream, lake, spring, etc., or ground water) **SNAKE RIVER**

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Amount	10 c.f.s.	Use	Irrigation	Period of Use:	From	Apr. 10	To	Sept. 30
	4 c.f.s.	Use	"	Period of Use:	From	Apr 10	To	Sept. 30
Amount	2.8 c.f.s.	Use	"	Period of Use:	From	Mar. 15	To	Oct. 31
Amount	4.74 c.f.s.	Use	"	Period of Use:	From	Mar. 15	To	Oct. 31
	cel. xxx		(dom., irri.,					(both dates inclusive)
	xxx		stock, etc.)					

(3) Total quantity of water claimed: **21.54** cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

(4) Priority claimed: (the date water was first applied to beneficial use) **See accompanying sheet**

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 30, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

(5) A) Point of diversion: (give location of point where water is diverted from its source)

SW 1/4 **nw** 1/4, Sec. **34** Twp. **5s** Rge. **7E** B.M. County of **Owyhee**

Additional points of diversion:

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. **Three pumps, pipe-400', 2' dia.**

Lift 60'; Canal- 2 1/2 Miles long. Calco gates and measuring tanks to individual farms.

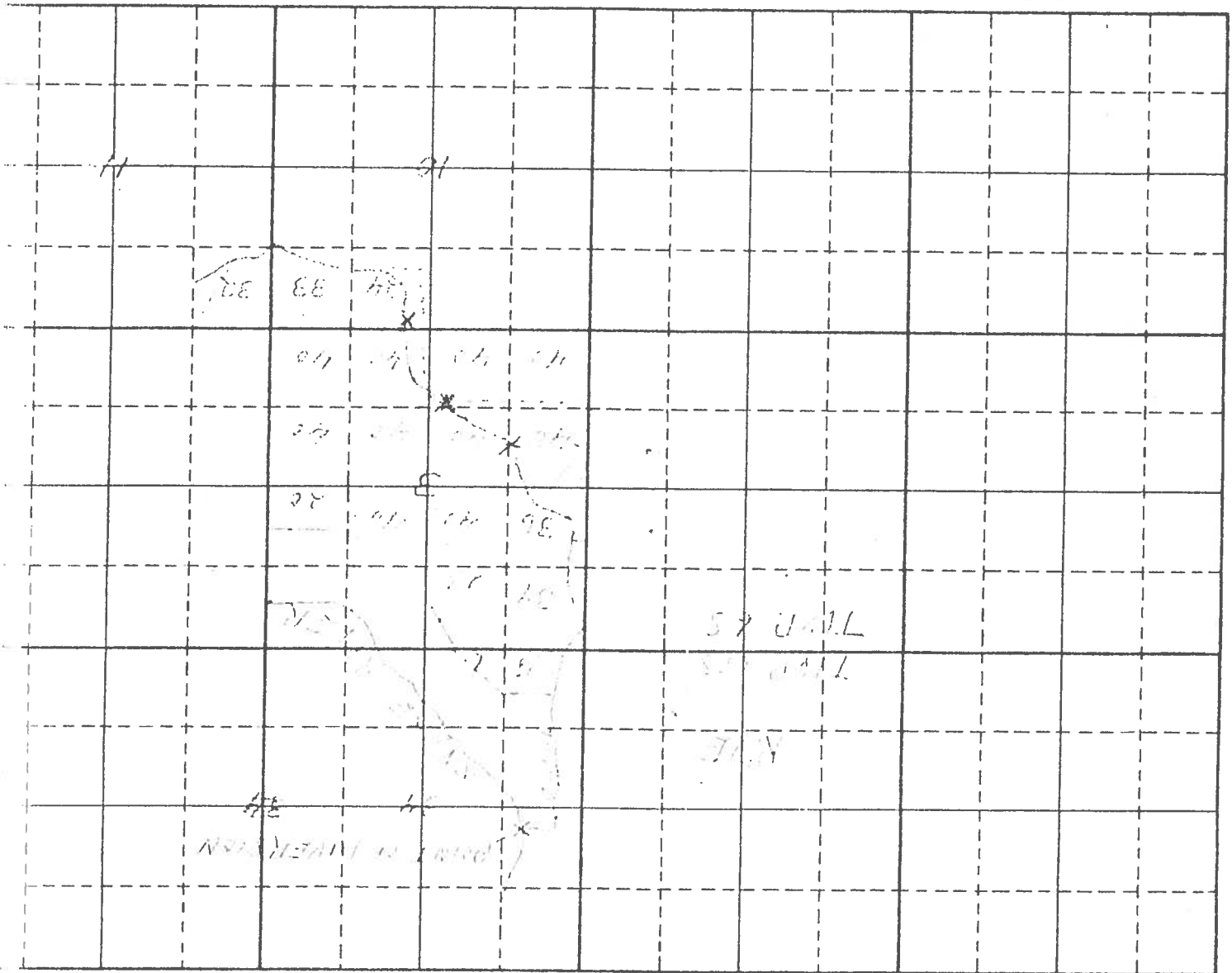
(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			FW 1/4	HW 1/4	SW 1/4	SE 1/4	FW 1/4	HW 1/4	SW 1/4	SE 1/4	FW 1/4	HW 1/4	SW 1/4	SE 1/4	FW 1/4	HW 1/4	SW 1/4	SE 1/4	
5s	7E	34									18	6							24
6S	7E	3			40'	20	23	34	36	40	40	40	40	40	40	40	40	40	513
6S	7E	10	33	24															57
6S	7E	11					32												32

503

(8) Remarks These claims are partially covered by Water Rights as indicated in the accompanying sheet.

This claim includes 136 acres of land not covered by any licenses or permits.
See attachment.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Alameda

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 11 day of July

1. *Arabis*

10 73

Edna Holt

From Record of WEST INDIAN COVE WATER CO., INC.

<u>Date</u>	<u>Total H.P.</u>	<u>Acres Irrig.</u>	<u>Sec.Ft. Pumped</u>	<u>Total Lisc.</u>	<u>Benif. Use Claim</u>
May, 1941 -Started Project	100		10.	10.	10.
July, 1945-Additional Pump-50 H.P.	150	458	14.	13.74	14.
July, 1958-Additional Pump-30 H.P.	180		16.80	14.70	
June, 1966		212 8	490		16.80
July, 1968-Replaced 50 with 100H.P.	230		22.		
Aug., 1969			547		18.82
Apr. 13, 1971			626		21.54
			170		
			696		
	779		123		
			719		

*July 1971
Hutchinson*

WATER RIGHT NUMBER 02-4015B

OWNER LAST NAME - WEST INDIAN COVE WATER CO.

FIRST NAME -

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

STATE - ID ZIP CODE - 83627

ADDRESS LINE 3 -

CITY - HAMMETT

COUNTY - QUAYE

TOTAL DIV. RATE - 1.5600 - CFS

SOURCE - SNAKE RIVER

STATUS -

TRIBUTARY OF -

PRIORITY - 04-13-1971

DATE OF ACT -

RIGHT BASIS - R

TOTAL DIV. VOLUME -

.00 AFH TRFR/AMEND -

USE DIV. RATE - 1.5600 CFS

USE DIV. VOLUME -

.00 AFH

DIVERSION POINT - SAW 34 CFS

FROM - 03-15-10 - 11-15 USE - IRRIGATION

PLACE OF USE - TWIN CFS FMS 07E SEC 03

TRACT S&SW LOT

BC 39 TRACT

SESW LOT

AC 38

USE - IRRIGATION

DATE -

TOTAL ACRES

REMARKS -

NON TRACT USE -

OTHER RIGHTS FOR SAME USE -

PROOF MADE -

PROOF MADE -

PROOF MADE -

PROOF MADE -

PROOF MADE -

PROOF MADE -

PROOF MADE -

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