

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 43-11276
Date Received: 11/29/00
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LORALEE BODEN Phone: (208)638-5563
CARL F BODEN
HC 61 BOX 1360
ELBA ID USA 83342

2. Date of Priority: 04/30/1884

3. Source: CLYDE CREEK Trib. to: CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
14S	24E	36	NE NE	CASSIA

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.43	

7. Total Quantity Appropriated is:
0.43 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
13S	25E	31	NE NE	IRRIGATION	40
			SE NE	IRRIGATION	40
				Section Acres	80
				Total Acres	80

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

claim split based upon an ownership change identifying 1/3 staying with Nye and 2/3s going to Boden. Base right was 43-48.

15. Basis of Claim: Decreed

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 43-00048, 43-00050, 43-00134, 4300049, 430
Adjudication Claim No(s): A43-00048, A4300050, A43-00134, A43-11133
2/3 of 2/3 of 2/3 of 2/3 of
2. The following REQUIRED information must be submitted with this form:
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant O. John Nye, Bessie D. Nye
HC 61 Elba, Id 83342
4. New Owner/Claimant(s) Loralee Carl Boden
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address HC 61 Box 1360
- City, State and ZIP Code Elba, Idaho 83342
- New Telephone Number 208 1638-5563
5. Date you acquired the property September 23, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. We will retain 2/3 of all pertaining rights, 1/3 will go with remaining 39 acres
Number of acres you irrigate 79 on 135 Number and type of stock 252 Sec 31
- Diversion rate in CFS _____ Number of homes 0 Other uses _____
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Loralee Boden
- (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

258081

WARRANTY DEED

#30077

For Value Received

O. JOHN NYE and BESSIE D. NYE, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

CARL F. BODEN and LORALEE BODEN, husband and wife

Address: 1125 EAST 2100 SOUTH, ELBA, ID 83342

P. O. BOX 1360, ELBA, IDAHO 83342

Hereinafter called the Grantee, the following described premises situated in CASSIA County, Idaho, to-wit:

TOWNSHIP 13 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: E $\frac{1}{2}$ NE $\frac{1}{4}$ LESS one acre in the Southeast corner of the E $\frac{1}{2}$ NE $\frac{1}{4}$ and EXCEPT the following described parcel:

Beginning at the Southeast corner of the NE $\frac{1}{4}$ of said Section 31;
Thence running North 217 feet;
Thence West 100 feet;
Thence South 217 feet;
Thence East 100 feet to the Point of Beginning.

TOWNSHIP 14 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: Lots 2 and 3, and part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Commencing at the Southeast corner of Lot 2;
Thence South along the East boundary line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 6, for 12.65 rods;
Thence West 160 rods;
Thence North along the East boundary line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 6, for 8.91 rods to the Southwest corner of Lot 3;
Thence East along the south boundary line of said Lots 2 and 3, for 160 rods to the Point of Beginning

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Adjudication Number A43-0252, 2/3 of No. A43-00134, 2/3 of No. A43-00050, 2/3 of No. A43-00048, 2/3 of No. A43-11133

done in full
2/15/11

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1998 and subsequent years.

Financing Statements, Seed and Farm Laborer's Liens against crops which are filed with the office of the Secretary of State.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 22, 1998

O. John Nye
O. JOHN NYE

Bessie D. Nye
BESSIE D. NYE

STATE OF IDAHO)
COUNTY OF CASSIA) ss.

On this 23 day of September, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared O. JOHN NYE and BESSIE D. NYE, 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.

BARBARA EHLE
☆ NOTARY PUBLIC ☆
STATE OF IDAHO

RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-12-2003

Barbara Ehle
Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-12-2003

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

FILE 303

1998 SEP 24 P 4:16

258081

CASSIA COUNTY, IDAHO
DANIEL M. ROSKELLEY
RECORDER

FREE & DEPUTY

LAND TITLE & ESCROW

678 - 3524

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

Incomplete forms will be returned.

1. Water Right No(s): 43-00048, 43-00050, 43-00134, 4300049, 43001
- Adjudication Claim No(s): A43-00048, A4300050, A43-00134, A43-11133
2/3 of 2/3 of 2/3 of 2/3 of
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- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
- AND
- B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
- OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant O. John Nye, Bessie D. Nye
HC 61 Elba, Id 83342
4. New Owner/Claimant(s) Loralee and/or Carl Boden
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address HC 61 Box 1360
- City, State and ZIP Code Elba, Idaho 83342
- New Telephone Number 208 1638-5563
5. Date you acquired the property September 23, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. We will retain 2/3 of all pertaining rights, 1/3 will go with remaining 39 acres
- Number of acres you irrigate 79 on 135 Number and type of stock _____
25¢ Sec 31
- Diversion rate in CFS _____ Number of homes 0 Other uses _____
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Loralee Boden
- (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

258081

WARRANTY DEED

#30077

For Value Received

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CARL F. BODEN and LORALEE BODEN, husband and wife

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P. O. BOX 1360, ELBA, IDAHO 83342

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CASSIA COUNTY, IDAHO

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Thence West 100 feet;
Thence South 217 feet;
Thence East 100 feet to the Point of Beginning.

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CASSIA COUNTY, IDAHO

Section 6: Lots 2 and 3, and part of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Commencing at the Southeast corner of Lot 2;
Thence South along the East boundary line of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 6, for 12.65 rods;
Thence West 160 rods;
Thence North along the East boundary line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 6, for 8.91 rods to the Southwest corner of Lot 3;
Thence East along the south boundary line of said Lots 2 and 3, for 160 rods to the Point of Beginning

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Adjudication Number A43-0252, 2/3 of No. A43-00134, 2/3 of No. A43-00050, 2/3 of No. A43-00048, 2/3 of No. A43-11133

all of this Right
See Also 43-16261

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 1998 and subsequent years.

Financing Statements, Seed and Farm Laborer's Liens against crops which are filed with the office of the Secretary of State.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 22, 1998

O. John Nye
O. JOHN NYE

Bessie D. Nye
BESSIE D. NYE

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 23 day of September, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared O. JOHN NYE and BESSIE D. NYE, 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.

BARBARA EHLE
☆ NOTARY PUBLIC ☆
STATE OF IDAHO

RESIDING AT BURLEY, ID
MY COMMISSION EXPIRES 6-12-2003

Barbara Ehle
Notary Public
Residing at: Burley, Idaho
My Commission expires: 6-12-2003

LAND TITLE & ESCROW

678-3524

FEEL DEPUTY

CASSIA COUNTY, IDAHO
DARRELL M. ROSKELLEY
RECORDER

1998 SEP 24 P 4:16

258081

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
FILM 303

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: **A43-00048**
Date Received: 10/21/1994
Receipt No: S017492
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: 0 JOHN NYE 208-638-5528
Address: HC 61 BOX 1300
MALTA ID 83342

Name: BESSY D NYE 208-638-5528
Address: HC61 BOX 1300
MALTA ID 83342

2. Date of Priority: APR 30, 1884

3. Source: CLYDE CREEK Trib. to: CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14S	24E	36	NE	NE			CASSIA

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.650		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	31	NE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13S	25E	31	NW	NE		IRR	40.0
			SE	NE		IRR	40.0
Section Acres							120.0
Total Acres							120.0

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

SEE DECREE FOR FURTHER DESCRIPTION OF P. U.

THIS RIGHT HAS BEEN COMBINED WITH THE FOLLOWING OTHER DECREED RIGHTS BY LESLIE AND O. JOHN NYE UNDER CLAIM #A43-10260.

43-00049, 43-00050, 43-00133, 43-00134, 43-00319, 43-00320, 43-00321, 43-00353, 43-00354

THIS RIGHT IS CLAIMED IN FULL. ALB 1-17-92

the combined right was split to protect the priority dates for
each individual decreed right. right split on 10-20-1994 kkc

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 10/18/1928

ALBION-IDAHO LAND CO.
Decree Plaintiff

JOBE ADAMS ET AL
vs Decree Defendant

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

Date Received

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT

OCT 21 1994

ACQUIRED UNDER STATE LAW Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s)

G. W. John and/or
John D. Nye, Bessie D. Nye

Phone (208) 638-5528

Mailing Address

HL 61 Box 1300 Malta, Id.

Zip

83342

2. Date of Priority (Only one (1) per claim)

4-30-1884

3. Source of water supply (a)

Cassia Clyde Creek

which is tributary to (b)

Raft River Cassia Creek

4. a. Location of existing point of diversion is: Township

14S

Range

24E

Section

36

1/4 of

NE

1/4 of

NE

1/4, Govt. Lot,

B.M., County of

Cassia

Additional points of diversion if any:

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

Township

Range

Section

1/4 of

1/4 of

1/4,

Govt. Lot

B.M., County of

ending point is: Township

Range

Section

1/4 of

1/4 of

1/4, Govt. Lot

B.M., County of

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 0.65 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

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

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

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	25E	31	X																40.
13S	25E	31		X															40.
13S	25E	31				X													40.

Total number of acres irrigated 120

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

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ()

14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree ☒
If applicable provide IDWR Water Right Number 43-00048
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Bessie D. Nepe Date 20 Oct 1994

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

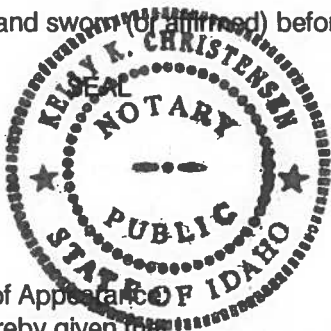
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 20th day of Oct 19 94



Notary Public Kelly K. Christensen

Residing at Kimberly Id.

My Commission Expires 3-2-98

Please Print Name

17. Notice of Appearance

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

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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 43-48
Date Received: 10/21/94
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

O JOHN NYE Phone: (208)638-5528

HC 61 BOX 1300
MALTA ID USA 83342

BESSY D NYE Phone: (208)638-5528

HC 61 BOX 1300
MALTA ID USA 83342

split right

2. Date of Priority: 04/30/1884

3. Source: CLYDE CREEK Trib. to: CASSIA CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
14S	24E	36	NE NE	CASSIA

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.65	

7. Total Quantity Appropriated is:
0.65 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
----------	-------	---------	----------------	-----	-------

13S	25E	31	NE	NE	IRRIGATION	40
			NW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
Section Acres						120
Total Acres						120

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

SEE DECREE FOR FURTHER DESCRIPTION OF P. U
 | THIS RIGHT HAS BEEN COMBINED WITH THE FOLLOWING OTHER DECREED RIGHTS BY LESLIE AND
 O. JOHN NYE UNDER CLAIM #A43-10260
 | 43-00049, 43-00050, 43-00133, 43-00134, 43-00319, 43-00320, 43-00321, 43-00353,
 43-00354 | THIS RIGHT IS CLAIMED IN FULL. ALB 1-17-92
 ***** the combined right
 was split to protect the priority dates for each individual decreed right. right
 split on 10-20-1994 kkc

**43-48 split through ownership change. 1/3 stays with Nye as 43-1125
 and 2/3s go to Boden as 43-11276.**

15. Basis of Claim: Decreed

11/30/2000

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

RIGHT NUMBER: 43-11276

NAME AND ADDRESS: CARL F BODEN
LORALEE BODEN
HC 61 BOX 1360
ELBA, ID 83342

SOURCE: CLYDE CREEK

TRIBUTARY: CASSIA CREEK

QUANTITY: 0.43 CFS

VERIFIED BY KKC

PRIORITY DATE: 04/30/1884

POINT OF DIVERSION: T13S R24E S36

SEWNNE

Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04-01 10-31

QUANTITY
0.43 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County
T13S R25E S31

NENE

40

T13S R25E S31

SENE

39

79 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 79 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 43-11276, 43-11278, 43-11280, AND 43-
11282.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 63 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION
SEASON.

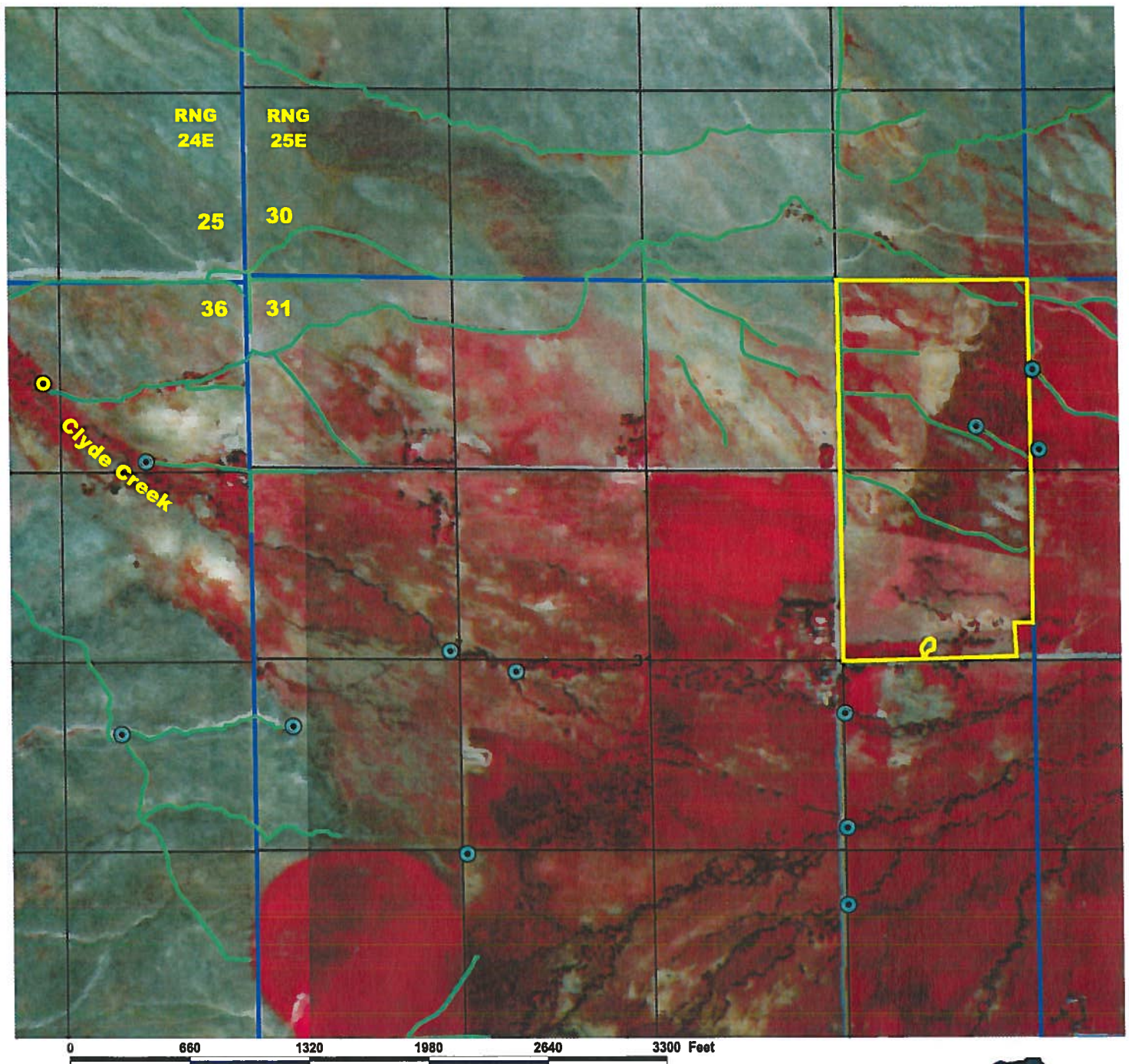
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 - Decreed

THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES
0.19 CFS FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION
AND THE FIELD HEADGATE. COMBINED RIGHTS: 43-11276, 43-11278,
43-11280, and 43-11282.

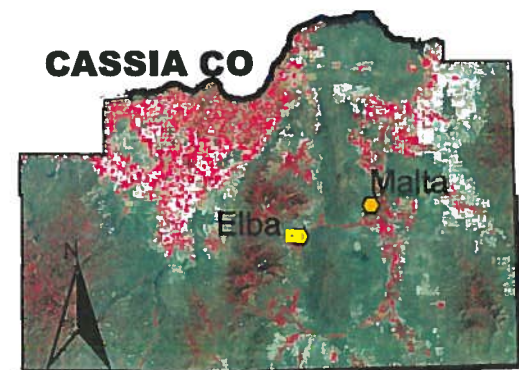
RECOMMENDED PLACE OF USE FOR 43-11276, 43-112778, 43-11280, and 43-11282



PLACE OF USE
TWP 13S, RNG 25E, SEC 31
Data entry on November 30, 2000

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

- RECOMMENDED POINT OF DIVERSION
- RECOMMENDED PLACE OF USE
- SECTION LINES
- QUARTER/QUARTER LINES



CONVEYANCE LOSS - WORSTELL

NAME OF DITCH: Harper Ditch BY: kkc DATE: 11-29-00
43-11275 thru 43-11282 Nye and Boden

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	1750	2.5	2.50	0.14	0.00	2.36	0.0585	0.00	2.79
2	3110	2.0	2.50	0.20	0.78	2.36	0.0832	0.11	2.65
3	1475	2.0	2.50	0.09	1.58	1.58	0.0590	0.32	1.67
4				0.00		0.00	0.0000	0.00	0.00
5				0.00		0.00	0.0000	0.00	0.00
6				0.00		0.00	0.0000	0.00	0.00
7				0.00		0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	6335			0.43	2.36			0.43	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE WIDTH = AVERAGE TOP WIDTH OF WATER SURFACE IN REACH

SEEPAGE = SOIL SEEPAGE RATE OF REACH

WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY;
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH;
IF MULTIPLE RIGHTS WITHIN REACH, DELIVERY LOSSES SHOULD BE
PRORATED BASED ON SIZE OF DELIVERY FOR EACH RIGHT WITHIN REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

*Nye P/U begins at the
end of reach 2
Nye decreed rate tot = .89c
for 39ac
39ac @ .02 cfs/ac = .78
Difference .11
Total conveyance = .3*

Canal runs through two soil types that have similar the same soil types with regards to the ditch size.

Soil types found in the "Soil Survey of Cassia County, Idaho, Eastern Part

Soil type 1 Acord 0-4 very stony loam

4-30 very stony clay, cobbly clay loam, cobbly clay Pg 345

Soil type 6 Arbore 0-10 loam

10-60 Loam, silt loam Pg 346

From Guidelines for the evaluation of irrigation diversion rates (HUBBLE ANALYSIS)

Page 35 seepage rates "I" values

Gravelly sandy soils 2.00 to 2.50

*Boden decreed rate total = 1.77cfs for 79ac
79ac @ .02 = 1.58
.19 cfs difference*

*the calculated conveyance
loss exceeds the combined
decreed rates for Nye & Boden
Limit each user to the same*

Claims split summary for P/U

Base right	Nye right	Found acres	Boden right	Found acres	Decre P/U limit	
43-48	43-11275	39	43-11276	79	63	
43-50	43-11277		43-11278		63	
43-134	43-11279		43-11280		16	
43-11133	43-11281		43-11282		79	Base right is a combined right consisting of 43-49 and 43-113

*additional documentation
in 43-10275*

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

AGENT: Kelly K Christensen

CUSTOMER:

DATE: September 17, 1998 2:51 PM

BODEN

SUBJECT: POTENTIAL CHANGE OF OWNERSHIP FOR A43-00048, 00050, 00134, & 11133
phone (X) walk-in ()

I first talked to his wife and then with him concerning methods of splitting the rights as they indicated that they are going to buy 80 of the 120 as listed on the adjudication claims. I described 4 methods of splitting the rights.

5. Split the rights proportionately based upon the gross acres purchased 1/3 2/3.
6. Split the rights proportionately based upon the net irrigated acres per tract. I explained that I have not calculated the actual irrigated ground for the adjudication recommendation yet. I suggested that if they want to use this method, that they could get cfsa to calculate the acres for them.
7. Amend the adjudication claims to tie back to the original decreed place of use and then split them accordingly.
8. Specify a rate per right being split.

After discussing this with him, he felt that he might come in to discuss it further with me.

Sept 7, 1999

Loralee Boden

All right appurtenant to Sec 6 goes w/prop

$\frac{2}{3}$ goes with prop. in Sec 31.

need to confirm exceptions for
SE corner in Sec 31.

13525E31

