

12/10/2005

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

RIGHT NUMBER: 2-10281

NAME AND ADDRESS: LOYAL L HOWER TRUST
4819 E LEWIS LN
NAMPA ID 83686

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 03/15/1927

POINT OF DIVERSION:

T01S R02W S27 SWSW Lot 5 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.400 CFS
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County

T01S R02W S27 Lot 5 SWSW 20.0 T01S R02W S27 Lot 6 SESW 5.0

T01S R02W S28 Lot 8 SESE 12.0

STOCKWATER same as IRRIGATION

37 ACRES TOTAL

Right Nos. 2-10295, 2-10281 and 2-10282 are limited to the irrigation of a combined total of 37 acres in a single irrigation season.

This right is limited to the irrigation of 20 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 - Beneficial Use

The following rights are also diverted through point of diversion described above: 2-10295, 2-10281, and 2-10282

This right is a split from former right 2-12.

12/08/2005

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

RIGHT NUMBER: 2-10281

NAME AND ADDRESS: LOYAL L HOWER TRUST
4819 E LEWIS LN
NAMPA ID 83686

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.300 CFS

The rights listed below are limited to a total combined diversion rate of 1.03 cfs.
Combined Right Nos.: 2-2114, 2-7026, 2-10281, and 2-10282.

PRIORITY DATE: 03/15/1947

POINT OF DIVERSION:
T01S R02W S27 SWSW Lot 5 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	0.300 CFS
STOCKWATER	01/01 12/31	0.040 CFS

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within OWYHEE County

T01S R02W S27 Lot 5 SWSW	20.0	T01S R02W S27 Lot 6 SESW	5.0
T01S R02W S28 Lot 8 SESE	12.0		

STOCKWATER same as IRRIGATION

37 ACRES TOTAL

Right Nos. 2-2114, 2-10281 and 2-10282 are limited to the irrigation of a combined total of 37 acres in a single irrigation season.

This right is limited to the irrigation of 20 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.

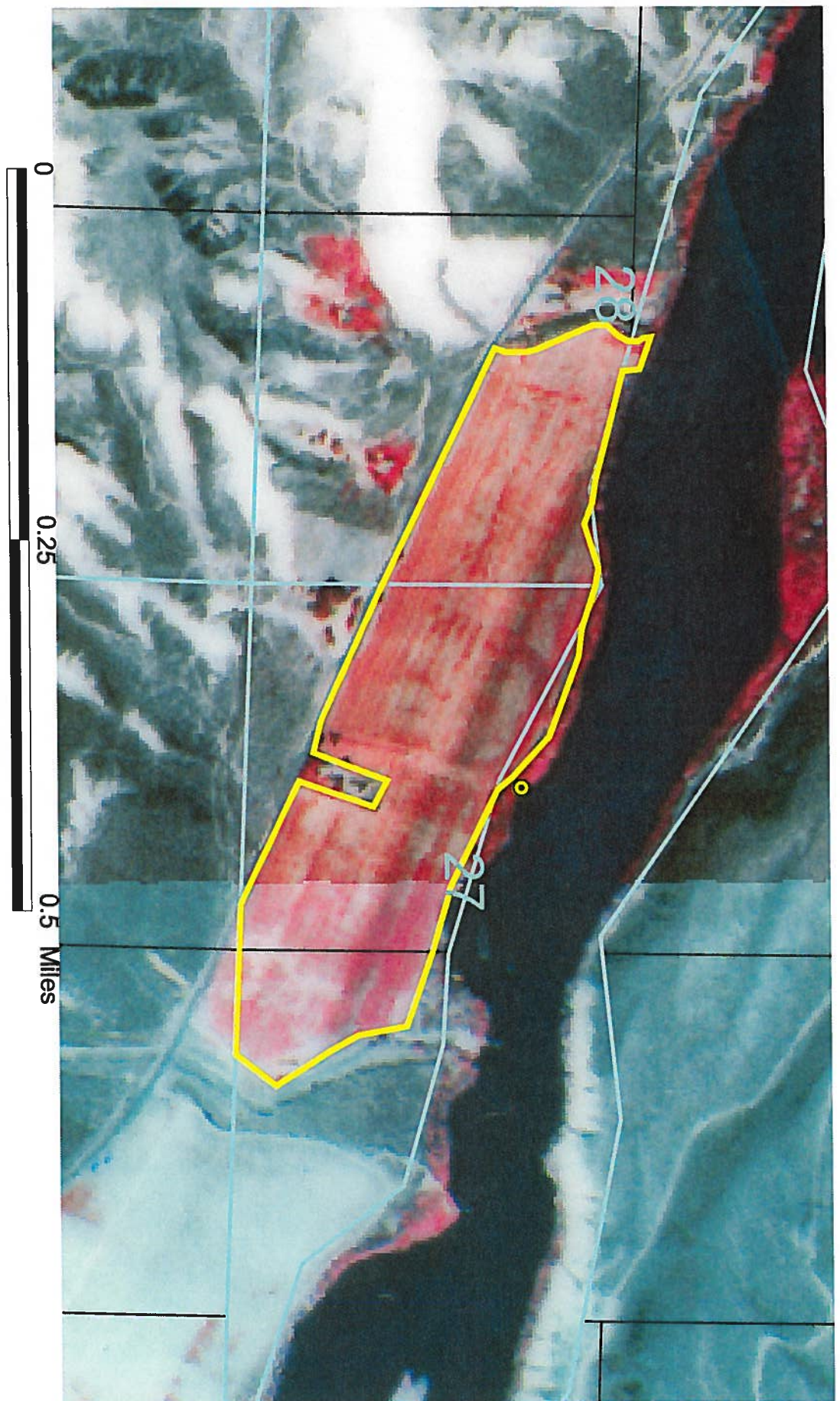
EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The following rights are also diverted through point of diversion described above: 2-2114, 2-7026, and 2-10282

This right is a split from former right 2-12.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Idaho Department of Water Resources



Claim Number: 02-10281
Legal: T01S, R02W, S27 & 28
Reviewed By: BTB 6/02/05

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



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 2-10281
Date Received: 6/2/2005
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LOYAL L HOWER TRUST Phone: (208)466-4865

4819 E LEWIS LN
NAMPA ID USA 83686

2. Date of Priority: 03/15/1947

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	Type
01S	02W	27	SW SW 5	OWYHEE	

5. Description of diverting works:

PUMP & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.3	
STOCKWATER	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.3 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
01S	02W	27	SW	SW	5	IRRIGATION 21
			SE	SW	6	IRRIGATION 6
					Section Acres	27
					Total Acres	27

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 2-12 .

This right authorizes the irrigation of 20 total acres.

The rights listed below are limited to the irrigation of a combined total of 37 acres in a single irrigation season. Combined Right Nos.: 02-2114, 02-10281, and 02-10282.

IN THE PRE-SPLIT CLAIM THE PRIORITY DATE WAS CHANGED TO 1927 ON THIS PREVIOUSLY FILED SNRB ADJUDICATION CLAIM DUE TO THE REMARKS ON THE LICENSE NO. 02-2114 ON THE PERMIT FILED STATING THAT THE PUMP WAS PUT IN THE RIVER IN 1927 AND USED TO IRRIGATED THE LANDS CONTINUOUSLY.

UPON FURTHER EXAMINATION OF WATER RIGHT FILE 02-2114 IT WAS DETERMINED THAT THE EARLIEST VERIFICATION OF A PRIORITY DATE WAS 1947 AND ONLY FOR 20 ACRES. THUS, THE ADDITIONAL 7 ACRES WAS NOT ABLE TO PUT TO USE UNTIL 1955. 02-10281 IS FOR 20 ACRES AND 02-10282 IS FOR 7 ACRES. BD 6/06/2005.

15. Basis of Claim: Beneficial Use