

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: A72-07280
Date Received: 11/30/1989
Receipt No: C013174
Received By: lu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AMY C. CHIVERS 208-879-2583
Address: HC 63 BOX 1776
CHALLIS, ID 83226

2. Date of Priority: JUN 20, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	36	NE	SW			CUSTER

5. Description of diverting works:
WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.030		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	36	NE	SW		IRR	1.0
Section Acres							1.0

A72-07280

Page 1

Date: 02/07/90

MICROFILMED

MAR 18 1993

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: PERMIT

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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: A72-07280

Date Received:

Receipt No: C013174

Received By: D.K.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
NOV 30 1989

Department of Water Resources

1. Name: Amy C.
Address: ~~JOHN B.~~ CHIVERS
HC 63 BOX 1776
CHALLIS, ID

83226

2. Date of Priority: JUN 20, 1983

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	36		NE	SW		CUSTER

5. Description of diverting works:
WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.030		
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses: one house - one occupant

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	36	NE	SW		IRR	1.0

Section Acres 1.0

A72-07280

Page 1

Date: 11/07/89

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10. Place of Use: Continued Domestic

Total Acres 1.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used: None

14. Remarks:

15. Basis of Claim: PERMIT

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): Amy C. Chivers Date: 11-21-89
_____ Date: _____

State of Idaho)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of November 19 89

Mae Kopp
Notary Public

Seal

Residing at Challis, Idaho
My Commission Expires 11/7/92

RECEIVED

NOV 30 1989

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[] Water Right Number(s): A 72 - 07280 Department of Water Resources

[] Name and Address of Former Claimant: John B. Chivers
HC 63 Box 1776
Challis, Idaho 83226

[] New Claimant(s): Amy C. Chivers

[] New Mailing Address: HC 63 Box 1776
Challis, Idaho 83226

New Telephone Number: (208) 879 - 2583

[] Does the change in ownership result in a splitting of the water right claimed? yes no ☒

If yes, then describe the portion of the water right that is now claimed by the new owner:

[] Attach proof of ownership Describe proof attached: Copy of final papers of the Estate Probate were sent in previous

[] Signature of New Claimant(s): to Kristin

Amy C. Chivers

Date: Nov. 28, 1989

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

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R PROOF

CVR

MAPS

PHOTOS

MISC

(REGIONAL)

ENTERED BY scr

Water Right Number - R72-07280

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
CHIVERS

AMY C

1 - HC 63 BOX 1776
2 -
3 -
City- CHALLIS
Phone - 208-879-2583

State- ID Zip- 83226

*** O - ORIGINAL OWNER ***
CHIVERS

JOHN B

1 - HC 63 BOX 1776
2 -
3 -
City- CHALLIS
Phone - 208-000-0000

State- ID Zip- 83226

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/20/1983 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County
14N 19E 36 NE NE SW (37) CUSTER

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.040 1.20
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.040 1.20 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
14N 19E 36 NE SW 43 DOMESTIC (37) CUSTER

Total Acres:

+ - - Diversion Means - WELL, PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOUSE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - -
No Remarks found.

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Water right number - R72-07280

Prefix Translation: RESEARCH

+ - - - - - Old Water Right Numbers - - - - - +

+ - - - - - Old Water Right Numbers - - - - - +
7207280

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - +
00/00/0000

+ - - - - - Comments - - - - - +
No Comments Found

+ - - - - - Audit Fields - - +
09/03/93 CLELAND

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000 Field Inspection Made - 08/05/1993 Civil Case Number - 39576

Objection Filed Date - 00/00/0000 Field Inspection Flag - 09/03/1993 Old Case Number -

Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District - P

Claim Received Date - 12/04/1989 Last Amended Date - 00/00/0000 Temporary Right -

Receipt Number - C013174 Water District -

POU Ownership Flag - Y Federal/State Indicator - S

Name Connector - Presumption Flag -

Notice of Error Flag -

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A72-7280

POOR ORIGINAL

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 72-07280

Priority: June 20, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:

0.04 CFS
1.2 AF

This is to certify, that JOHN B CHIVERS
HC 63 BOX 1776
CHALLIS ID 83226

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 20, 1983; and has submitted Proof of Beneficial Use on September 12, 1988. An examination indicates that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW, Sec. 36, Township 14N, Range 19E
CUSTER County

PLACE OF USE: DOMESTIC
TWN RGE SEC

14N 19E 36 NESW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 16th day of JULY, 1992.

Acting for R. Keith Higginson, Director

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Hot Springs

Gravel Pit

POU 72-726
89

30

T. R. S. Q/Q

P/D

PHOTO

DT & ID

T75

1954

POOR ORIGINAL

IRR PHOTO POINT

11-10-7

31

R20E

T 14

T 13

6

10

11-12-78

ASCS MAP 5813

FIELD EXAM
NOTES
By SCL

1993 season

MICHIGAN MED

1994

7

Q3 23

X P10 X

40 40

40

DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

06/06/93

CLAIM NUMBER: 472-07280

WATER ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE COUNT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY COMP	COMPL. ETPD REVISED WHOM/DATE	COMPL. ETPD DATE ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE				N				
POINT OF DIV	Y			(Y)	5'6	SCC 4-3-93	See 4-3-93	see 4-3-93
SOURCE				(Y)				
PLACE OF USE	Y			(Y)	6. lie			
RTU AMOUNT CFS/VOLUME				(Y)				
CONSUMPTIVE USE	-			(Y)				
PURPOSES				(Y)				
PERIOD OF USE				(Y)				
BASIS OF CLAIM		Claim based on permit		(Y)			Conditions?	
REMARKS				(Y)				

VERIFIED BY CODES

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

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

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CONTACT PERSON:

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y () NO ()

TIME: : A () P ()

ACCOMPANIED BY:

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / REMARKS:

LAST: CHIVERS
ADDRESS: HC 63 BOX 1776
CITY: CHALLIS
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: JOHN B.
STATE: ID ZIP: 83226

LAST: CHIVERS
ADDRESS: HC 63 BOX 1776
CITY: CHALLIS
PHONE NUMBER: 208-879-2583
OWNER CODE: 0

FIRST: AMY C.
STATE: ID ZIP: 83226

FIELD EXAM REQUIRED?
UPPERIGATION REQUIRED TUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N
FIELD
EXAMINER

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A. CHECK ONLY THE FOLLOWING THAT APPLY:

MEMBERSHIP
CORRECT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
~~(X)~~
()
()
()

NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

POUT WATER RIGHT NUMBER: 72-07280

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.070

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

472-07280

0.070

-

72-07280

0.070

TOTAL CFS

0.070

0.070

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE POUT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITER REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

N/A

AUTHENTICATION:

SIGNATURE:

Steve O'Connell

DATE:

9-3-93

NAME OF FIELD EXAMINER:

TITLE:

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RECOMMENDATIONS:

REC. PIPES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV UDL. AF/A		REC. CONS. USE
	FROM	TO		EXAMINER	EXAMINER	
INDICATION	01-01	11-01	0.000			
DOMESTIC	01-01	12-31	0.040			
TOTAL FOR THIS RIGHT						
REUTEMP BY:						

See

DATE: 9-3-73

1.2

De Min

*No Remarks
Conditions from line?*

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE $\times 0.02$ CFS/ACRE = CFS
(Taken from P/U review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES $\times$ CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES $\times$ DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y () N ()

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

** Same as License*

1b. CALCULATIONS

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N()

AT TOTAL CLAIMED DIVERSION RATE:
NO POINT RIGHT TOTAL DIVERSION RATE:

0.070 CFS
0.070 CFS

*** IF NO OF IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***

++ IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS ++
++ CLAIMED AND AN EXAM IS NOT REQUIRED. EXPLAIN IN REMARKS. ++

FIELD MEASUREMENT REQUIRED?

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

Y DATABASE EXAMINER

MEASUREMENT METHOD

FLOW MEASUREMENT

SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	ITV VOL./ACRE
472-07280	GROUNDWATER	CHIVERS, AMY C.	0.070	0.070		
472-00239	SALMON RIVER	HANSEN, CLIFF M.	12.930	0.032		
472-04010	SALMON RIVER	HANSEN, CLIFF M.	14.000	0.041		
472-07051	SALMON RIVER	CHALLIS IRRIGATION CO.	47.400	0.012		
472-07269	SALMON RIVER	CHALLIS IRRIGATION CO.	1.200			
472-10120	SALMON RIVER	CHIVERS, GARY T.	9.600	0.035		
472-10924	SALMON RIVER	CHALLIS IRRIGATION CO.	52.520	0.013		
472-10325	SALMON RIVER	CHALLIS IRRIGATION CO.	24.980	0.004		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

A. ALL CLAIMED USES:

72-07280 ~~IRRIGATION~~
72-07280 DOMESTIC

MONTH/DAY
FROM 04-01 TO 11-01
FROM 01-01 TO 12-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
~~030 CFS~~
040 CFS

B. ALL RECORDED USES:

72-07280 IRRIGATION
72-07280 DOMESTIC

MONTH/DAY
FROM 04-01 TO 11-01
FROM 01-01 TO 12-31

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
030 CFS
040 CFS
070 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

TRUE TO WATER-USE DISCREPANCY? (Y/N)
TRUE TO DIVERSION RATE DISCREPANCY? (Y/N)
TRUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE FIELD
EXAMINER

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO ME STANDARDS OF OTHER?

REMARKS:

per license

Y() N(X)
Y(X) N()

Explain in remarks, below.

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A. ROOT WATER RIGHT NUMBERS: A72-07280

P. POU LISTING

TWP	RNG	SEC	1/4	1/4	TOT	NAME	A1 #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
14N	19E	36	NE	SW		CHIVERS, AMY J.	A72-07280 / 1.0	72-07280 / 1.0	39.0		
			NE	SW		CHIVERS, GARTH T.	A72-10120 / 23.0	-			
			NE	SW		HANSEN, CLIFF M.	A72-00239 / 7.0	72-00239 /			
			NE	SW		HANSEN, CLIFF M.	A72-04010 / 7.0	72-04010 / 10.0			
			NE	SW		CHALLIS, IRRIGATION CO.	A72-07051 / 40.0	-			
			NE	SW		CHALLIS, IRRIGATION CO.	A72-07269 / 40.0	-			
			NE	SW		CHALLIS, IRRIGATION CO.	A72-10325 / 40.0	-			
			NE	SW		CHALLIS, IRRIGATION CO.	A72-10324 / 40.0	-			
			NE	SW		CHIVERS, GARTH	72-00145 /	72-00145 /			
			NE	SW		GEORGE MC GOWAN CO.	72-00185 /	72-00185 /			
			NE	SW		CHIVERS, BROTHERS	72-00238 /	72-00238 /			
			NE	SW		WESTERGAARD, GOLDEN C.	72-04178 / 40.0	72-04178 / 40.0			

TOTAL ACRES: A72-07280

1.00

1.00

39.00

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

NO

FIELD EXAM REQUIRED?

TRUE TO POU DISCREPANCY? (Y/N)

DATEPAGE

FIELD
EXAMINER

POU COUNTY: CUSTER

RECOMMENDATION FLAG:

REMARKS:

for lease

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

Domestic Use

DATE:

9-3-93

Domestic Use

for lease

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

OK

NE NE SW

SOURCE: GROUNDWATER

TRF:

PERMITTED BY:

SW

DATE:

9-3-93

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A. A1 CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-07280	14N	19E	36		NE		SW	CUSTER

OTHER A1 CLAIMS WITH SAME A1 POD

A PREFIX
NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

NE

SOURCE: GROUNDWATER

TRIP:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-07280	14N	19E	36		NE		SW	CUSTER

OTHER WR RECORDS WITH SAME WR POD

A1 CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
F PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIP:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

Y
N

DATABASE

FIELD
EXAMINER

REMARKS:

Confirmed 10 Aa. by 8-5-93 field exam & now lie.

*see
9-3-93*

A. AI CLAIM: # A72-07280 PRIORITY DATE: 06-20-1983 STAGE: P
R. WR RECORD: # 72-07280 PRIORITY DATE: 06-20-1983 STAGE: 2

C. FIELD EXAM REQUIREMENT? FIELD EXAMINER
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) N DATABASE

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

REMARKS: *per license*

RECOMMENDED PRIORITY DATE:
06-20-1983

REUTHER PY *Sw* DATE *9-3-93*

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