

12/10/2006

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

RIGHT NUMBER: 63-31291

NAME AND ADDRESS: MANN FARMS
31801 MANN LN
PARMA ID 83660

SOURCE: UNNAMED DRAIN

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.740 CFS

Right Nos. 63-2587B and 63-31291 are limited to a total combined diversion rate of 3.30 cfs.

PRIORITY DATE: 04/01/1948

POINT OF
DIVERSION: T06N R06W S25 SWNE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.740 CFS

PLACE OF USE: IRRIGATION in CANYON County

T06N R06W S25	NENE	6.50	T06N R06W S25	NWNE	37.50
T06N R06W S25	SWNE	11.50	T06N R06W S25	SENE	4.00
T06N R06W S25	SENW	1.00	T06N R06W S25	NESW	35.00
T06N R06W S25	NWSW	5.50	T06N R06W S25	SESW	15.00
T06N R06W S25	NESE	1.50	T06N R06W S25	NWSE	34.00
T06N R06W S25	SWSE	38.50			

190 ACRES TOTAL

This right is limited to the irrigation of 37 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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right No. 63-2587B is also diverted through point of diversion described above.

Use of this right is combined with water from Farmers Cooperative Irrigation Co., Ltd.



Idaho Department of Water Resources

63-31291

06N 06W Sections 25



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated
Acres: 37

800 0 800 Feet



IDWR
Prepared by: Lori Graves
Date: 08-07-06
1986-87 Photography

09/29/2006

RECEIVED

NOV 07 2006

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-31291

MANN FARMS
31801 MANN LN
PARMA ID 83660
Telephone Number: (208)722-9039

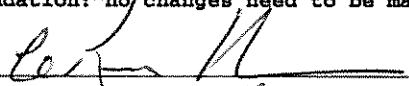
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-31-06

SIGNATURE: 

Please print your name: C. Kent Mann

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31291 V1

WATER RIGHT NUMBER: 63-31291 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MANN FARMS 31801 MANN LN PARMA, ID 83660 (208)722-9039

Priority Date: 04/01/1948

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.740 CFS	
	<u>Total Diversion:</u>	0.740 CFS	

Location of Point(s) of Diversion

UNNAMED DRAIN	SW1/4NE1/4	Sec. 25, Twp 06N, Rge 06W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	06W	25	6.5	37.5	11.5	4.0				1.0	35.0	5.5		15.0	1.5	34.0	38.5		190.0

Total Acres: 190

Conditions of Approval:

1. F05 Right No. 63-2587B is also diverted through point of diversion described above.
2. K06 This right is limited to the irrigation of 37 acres within the place of use described above in a single irrigation season.
3. W24 Use of this right is combined with water from Farmers Cooperative Irrigation Co., Ltd.
4. C18 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.
5. E51 Right Nos. 63-2587B and 63-31291 are limited to a total combined diversion rate of 3.30 cfs.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-31291 V1

Comments:

1. Igraves 8/7/2006 History

Comment: 190 acres were found irrigated in 1987. Right 63-2587B covers 153 acres and this right covers the remaining 37 that were developed at a later date using the same source and system. See file 63-2587B for additional information.

2. Igraves 8/7/2006 System Capacity

Comment: The licensing field exam for 63-2587 did not list a system capacity, but described two 7.5 hp pumps lifting water 28 feet to ditches. Based on a theoretical calculation using no pressure, system capacity equates to 3.30 cfs (15hp x 8.8 x .7/28 feet). This right, when combined with 63-2587B, is limited to 3.30 cfs.

3. Igraves 8/7/2006 Priority

Comment: The priority date claimed was supported by an affidavit from Kent Mann located in the file.

4. Igraves 8/7/2006 Parcel No.

Comment: Irrigation is within Parcel No. R3948600000.

5. Igraves 8/9/2006 Source

Comment: Source was clarified to unnamed drain per topo map and licensing exams for 63-2586 and 63-2587.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31291

WATER RIGHT NUMBER: 63-31291

Owner Type Name and Address
 Current Owner MANN FARMS
 31801 MANN LN
 PARMA, ID 83660
 (208)722-9039

Priority Date: 04/01/1948

Basis: Beneficial Use

Status: Active

Source Tributary
 UNNAMED STREAM SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.740 CFS	
	3/1 <u>Total Diversion:</u>	0.740 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM SW1/4NE1/4 Sec. 25, Twp 06N, Rge 06W, B.M.
 CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
06N	06W	25	6.0	37.0	10.0	5.0				1.0	84.0	8.0		12.0	3.0	33.0	39.0	2.0	190.0		
Total Acres: 190			6.5	37.5	11.5	4					35	5.5					15	1.5	34	38.5	

Conditions of Approval:

- Other water rights used: Farmers Cooperative 63-2587B.
This claim is for lands that were leveled and put into production beginning in 1948. The place of use shown is commingled with claim 63-2587B and Farmers Cooperative water. This claim pumps from the same source as 63-2587B and is used on identical acres. Therefore 63-2587B provides water for 153 acres within this place of use and this claim provides water for the other 37 acres.
- Other water rights used: Farmers Cooperative 63-2587B.
This claim is for lands that were leveled and put into production beginning in 1948. The place of use shown is commingled with claim 63-2587B and Farmers Cooperative water. This claim pumps from the same source as 63-2587B and is used on identical acres. Therefore 63-2587B provides water for 153 acres within this place of use and this claim provides water for the other 37 acres.
- Other water rights used: Farmers Cooperative 63-2587B.
This claim is for lands that were leveled and put into production beginning in 1948. The place of use shown is commingled with claim 63-2587B and Farmers Cooperative water. This claim pumps from the same source as 63-2587B and is used on identical acres. Therefore 63-2587B provides water for 153 acres within this place of use and this claim provides water for the other 37 acres.
- Farmers Cooperative also used.

Dates and Other Information:

Claim Received Date: 9/6/2001
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:

*held: FOS - shared P/D
 K06 - PPH ac limit
 W24 - Farmers Co-op
 E51 - combined rate limit
 comments - Parcel No. R3948600000*

Affidavit of Kent Mann

Regarding Water Right Claim 63-31291

My first knowledge with this farm dates to 1948 when my parents purchased and moved to the farm. At that time I was seven years old. The development of a diversion from the drain described by water right numbers 63-2587B and 63-31291, and irrigation of 190 acres under these rights occurred prior to 1948. Based on my memory and recollection, the beneficial use was already in place in 1948 and was developed prior to my parent's acquisition of this farm. These two rights share a point of diversion, located in 6N 6W Section 25 SWNE. Diversion is made by two 7.5-hp Parma Water Lifter pumps which divert water from the drain into ditches and pipes for irrigation.

Signed:  Date: 3-27-06

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5/29/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

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Claim	63 4852	FARMERS COOPERATIVE DITCH CO.	CONWAY DRAIN	06N06W25	36	40	40	36	40	40	20	22	40	40	40	38	40	36	40	36	584
Rec	63 4852	FARMERS COOPERATIVE DITCH CO.	CONWAY DRAIN	06N06W25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Claim	63 2587A	PAGE & NIELSEN FARMS,	DRAIN DITCH	06N06W25				40				7	39								86
Rec	63 2587A	PAGE & NIELSEN FARMS,	DRAIN DITCH	06N06W25				40				7	39								86
Claim	63 5281	PAGE & NIELSEN FARMS,	DRAIN DITCH NO 3	06N06W25						18											18
Claim	63 5318	PAGE & NIELSEN FARMS,	DRAIN DITCH NO 3	06N06W25								30									30
Rec	63 5281	PAGE & NIELSEN FARMS,	DRAIN DITCH NO 3	06N06W25						18											18
Rec	63 5318	PAGE & NIELSEN FARMS,	DRAIN DITCH NO 3	06N06W25								30									30
Right	63 5281	PAGE & NIELSEN FARMS,	DRAIN DITCH NO 3	06N06W25						18											18
Right	63 5318	PAGE & NIELSEN FARMS,	DRAIN DITCH NO 3	06N06W25								30									30
Claim	63 29756	E G JOHNSON, NANCY JOHNSON,	GROUND WATER	06N06W25			X														0
Claim	63 31292	MANNN FARMS,	GROUND WATER	06N06W25		X												X			0
Claim	63 31293	MANNN FARMS,	GROUND WATER	06N06W25		X												X			0
Claim	63 31294	MANNN FARMS,	GROUND WATER	06N06W25		X												X			0
Claim	63 31295	MANNN FARMS, NANCY JOHNSON, E G	GROUND WATER	06N06W25		X												X			0
Claim	63 3249	JOHNSON,	GROUND WATER	06N06W25	24			22													46
Permit	63 31298	MANNN FARMS,	GROUND WATER	06N06W25		X						X	X					X	X		0
Permit	63 31664	MANNN FARMS,	GROUND WATER	06N06W25		X						X	X	X	X			X	X		0
Rec	63 31292	MANNN FARMS,	GROUND WATER	06N06W25		X												X			0

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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 63-31291
Date Received: 9/6/2001
Receipt No: W028270
Received By:

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

1. Name of Claimant(s): MANN FARMS
31801 MANN LN
PARMA ID USA 83660

Phone: (208) 722-6343

2. Date of Priority: 04/01/1948

3. Source: UNNAMED STREAM Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4Lot	County	Type
06N	06W	25	SW NE	CANYON	

5. Description of diverting works:

Two pump stations. North pump station has two 7.5 hp pumps, South pump station has one 10 hp pump. Both pump stations discharge into buried pipelines.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.74	

7. Total Quantity Appropriated is:
0.74 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
06N	06W	25	NE NE		IRRIGATION	6
			NW NE		IRRIGATION	37
			SW NE		IRRIGATION	10
			SE NE		IRRIGATION	5
			SE NW		IRRIGATION	1
			NE SW		IRRIGATION	34
			NW SW		IRRIGATION	8
			SE SW		IRRIGATION	12
			NE SE		IRRIGATION	3
			NW SE		IRRIGATION	33
			SW SE		IRRIGATION	39
			SE SE		IRRIGATION	2
Section Acres						190
Total Acres						190

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Other water rights used: Farmers Cooperative 63-2587B.

This claim is for lands that were leveled and put into production beginning in 1948. The place of use shown is commingled with claim 63-2587B and Farmers Cooperative water. This claim pumps from the same source as 63-2587B and is used on identical acres. Therefore 63-2587B provides water for 153 acres within this place of use and this claim provides water for the other 37 acres.

15. Basis of Claim: Beneficial Use

\$ 50

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 A63-31291Date Received 9.6.01Receipt Number W028270

RECEIVED

SEP 06 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Mann Farms Phone (208) 722-6343Mailing Address 31801 Mann Lane, Parma, ID Zip 836602. Date of Priority (Only one (1) per claim) 4/1/19483. Source of water supply (a) unnamed Stream
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 6N Range 6W Section 25,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, B.M., County of CanyonAdditional points of diversion if any: NWSE Section 25, T6N, R6W

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. Two pump stations. Northpump station has two 7.5 hp pumps, South pump station has one 10 hp
pump. Both pump stations discharge into buried pipelines.

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 0.74 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.74 (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	
6N	6W	25	6	37	10	5				1	34	8		12	3	33	39	2	190

Total number of acres irrigated 190

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

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.
Farmers Cooperative, 63-2587B or None ()

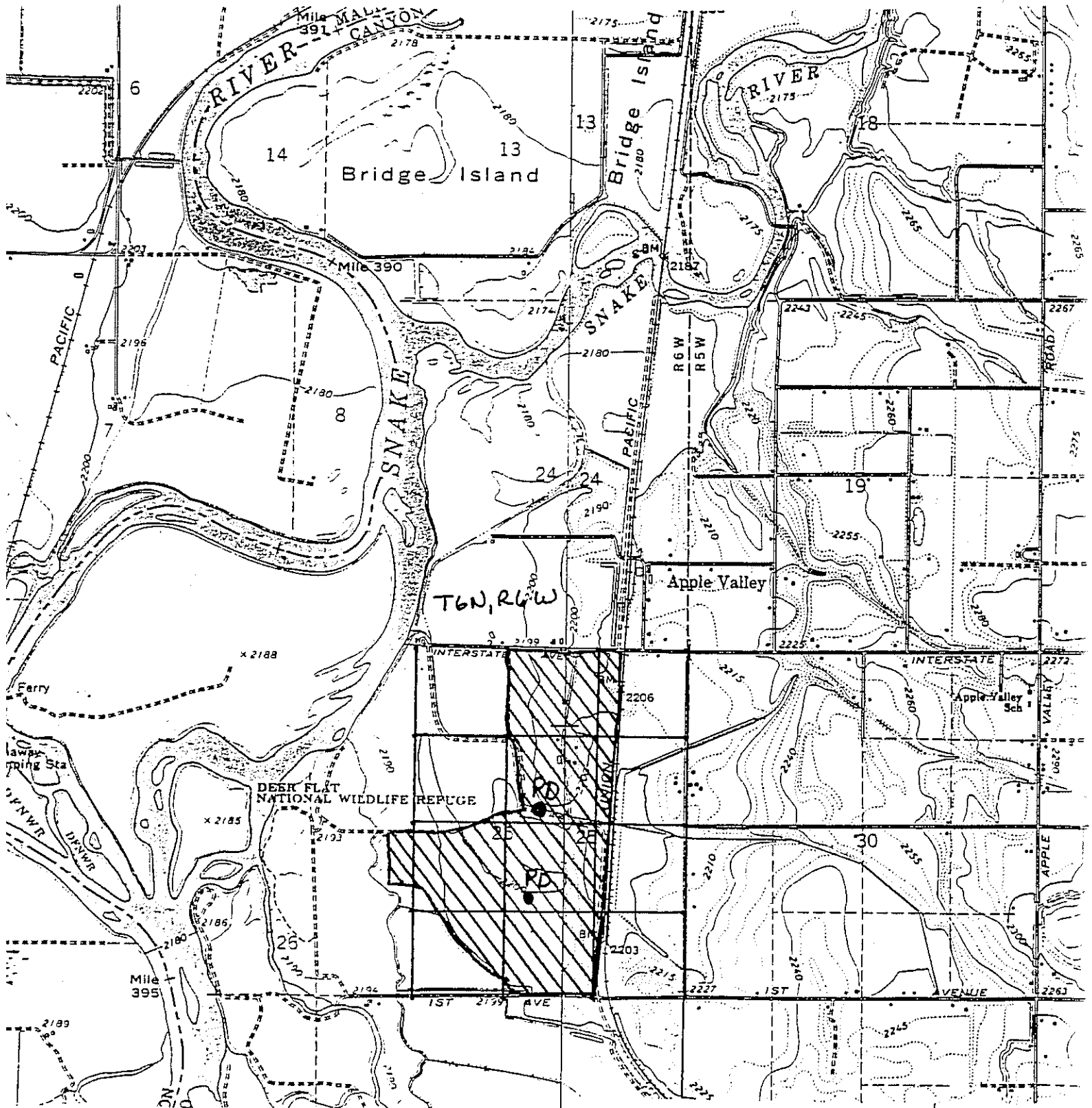
14. Remarks: This claim is for lands that were leveled and put into production beginning in 1948. The place of use shown is commingled with claim 63-2587B and Farmers Cooperative water. This claim pumps from the same source as 63-2587B and is used on identical acres. Therefore 63-2587B provides water for 153 acres within this place of use and this claim provides water for the other 37 acres.

Last Name Mann Farms Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
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) [Signature] Date 9-6-01

Date _____

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

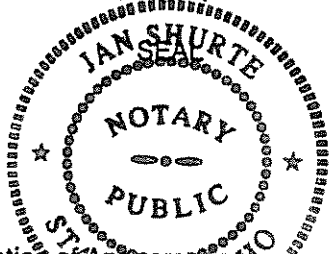
_____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 6th day of Sept. 19 2001



Notary Public [Signature]
Residing at Meridian ID
My Commission Expires 9-14-2004

Please Print Name

17. Notice of Appearance
Notice is hereby given that, _____ 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 _____

5/29/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

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Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 138C	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	25	12	10	36					8		2	38	36	36	40	34	277
Claim	63 188	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	25	12	10	36					8		2	38	36	36	40	34	277
Claim	63 189	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	25	12	10	36					8		2	38	36	36	40	34	277
Claim	63 190	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	25	12	10	36					8		2	38	36	36	40	34	277
Claim	63 191	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	25	12	10	36					8		2	38	36	36	40	34	277
Claim	63 296	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	25	12	10	36					8		2	38	36	36	40	34	277
Claim	63 303A	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	25	12	10	36					8		2	38	36	36	40	34	277
Rec	63 138C	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	X		X					X			X	X		X	X		0
Rec	63 188	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	X		X					X			X	X		X	X		0
Rec	63 189	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	X		X					X			X	X		X	X		0
Rec	63 190	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	X		X					X			X	X		X	X		0
Rec	63 191	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	X		X					X			X	X		X	X		0
Rec	63 296	FARMERS COOPERATIVE DITCH CO.	BOISE RIVER	06N06W24	X		X					X			X	X		X	X		0

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Pages

[illegible]

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**Idaho Dept. of Water Resources
Place of Use Comparison Report**

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Right	63 4262	CHARLES C MANN,	WASTE WATER	06N06W24				13											8	15			36
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