

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: A63-21534
Date Received: 3/20/1990
Receipt No: C015758
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JANET S COONEY
Address: 24747 BOISE RIVER RD
PARMA ID

208-455-2650

83660

AND/OR

Name: PAMELA A MYERS
Address: 24747 BOISE RIVER RD
PARMA ID

208-455-2650

83660

2. Date of Priority: MAR 1, 1947

3. Source: UNNAMED STREAM

Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	31	SW	SE			CANYON

5. Description of diverting works:

CONC. HEADGATE, GRAVITY FLOW FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.520		

7. Total Quantity Appropriated is:

0.520 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

NONE.

SCANNED
APR 14 2008

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	05W	36	NW	SE		IRR	26.0
Section Acres							26.0
Total Acres							26.0

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:

CLAIM NO. A63-02465 - ADDITIONAL ACRES.

14. Remarks:

OWNERSHIP CHANGED BY DB 7/21/99.

15. 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
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CIVIL CASE NUMBER: 39576

Ident. Number: A63-21534
Date Received: 3/20/1990
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Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES L. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660

OR

Name: BLANCHE E. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660

2. Date of Priority: MAR 01, 1947

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	31	SW	SE			CANYON

5. Description of diverting works:
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0.520 C.F.S. (and/or) A.F.A.

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NONE.

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Section Acres						26.0
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13. Other Water Rights Used:

CLAIM NO. A63-02465 - ADDITIONAL ACRES.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: A63-21534
Date Received: 3/14/1990
Receipt No: C015758
Received By: C Wong

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES L. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660
OR
Name: BLANCHE E. BROWN 208-459-7037
Address: 24391 BOISE RIVER RD.
PARMA, ID 83660

2. Date of Priority: ~~OCT 26, 1931~~ March 1, 1947

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	31	SW	SE			CANYON

5. Description of diverting works:
CONC. HEADGATE, GRAVITY FLOW FOR FLOOD IRRIGATION.

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9. Non-irrigation uses:
NONE.

MICROFILMED
SEP 03 1992

A63-21534

Page 1

Date: 03/14/90

RECEIVED
MAR 20 1990
Department of Water Resources

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	05W	36	NW SE		IRR	26.0
Section Acres						26.0
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15. Basis of Claim: BENEFICIAL USE

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): James L. Brown Date: March 19-19
Blanche Brown Date: March 19-19

State of Idaho)
County of Crocker) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of March 19 90 Sharon La Bascara
Notary Public

Seal

Residing at Idaho Id
My Commission Expires 10/23/91

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED
OCT 21 1998
 WATER RESOURCES
 WESTERN REGION

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

1. Water Right or Adjudication Claim No(s): A63-21534 + A63-02465
 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 J.L. Brown & Blanche Brown
24391 Boise River Rd. Parma ID 83660
 4. New Owner/Claimant(s) Janet S. Cooney Pamela A. Myers
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address 24747 Boise River Rd.
 City, State and ZIP Code Parma, ID 83660
 New Telephone Number (208) 455-2650
 5. Date you acquired the property 7/12/93
 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.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ 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) Pamela A. Myers
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

StN

THIS FORM FURNISHED COURTESY OF:

INSTRUMENT NO. 9316142

STEWART TITLE

READ & APPROVED BY GRANTEE(S):

JSC BM

{R39223}

SPACE ABOVE THIS LINE FOR RECORDING DATA

Order No.: 93007203 WN/DB

WARRANTY DEED

FOR VALUE RECEIVED J.L. BROWN AND BLANCHE BROWN, HUSBAND & WIFE

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto JANET S. COONEY, a single woman and PAMELA A. MYERS, a single woman

GRANTEE(S), whose current address is: 16955 LOWER PLEASANT RIDGE RD., CALDWELL, IDA
this following described real property in CANYON County, State of Idaho, more particularly
described as follows, to wit:

As set forth on the attached EXHIBIT "A", which by this reference becomes a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances. EXCEPT those to which this conveyance is expressly made subject and those made, suffered

EXHIBIT "A"

The Northwest Quarter of the Southeast Quarter of Section 36,
Township 5 North, Range 5 West of the Boise Meridian, Canyon
County, Idaho.

EXCEPTING THEREFROM:

COMMENCING at the Northeast corner of the Northwest Quarter
of the Southeast Quarter of Section 36, Township 5 North,
Range 5 West of the Boise Meridian, Canyon County, Idaho;
thence

South along the East line of said Northwest Quarter of the
Southeast Quarter a distance of 610 feet to the
REAL POINT OF BEGINNING; thence continuing

South along said East line of the Northwest Quarter of the
Southeast Quarter a distance of 151 feet; thence

West and parallel with the North line of said Northwest
Quarter of the Southeast Quarter a distance of
250 feet; thence

North and parallel with the said East line of the Northwest
Quarter of the Southeast Quarter a distance of
151 feet; thence

East and parallel with the North line of said Northwest
Quarter of the Southeast Quarter a distance of 250
feet to the REAL POINT OF BEGINNING.

9316142

RECORDED

93 JUL 14 AM 11 06

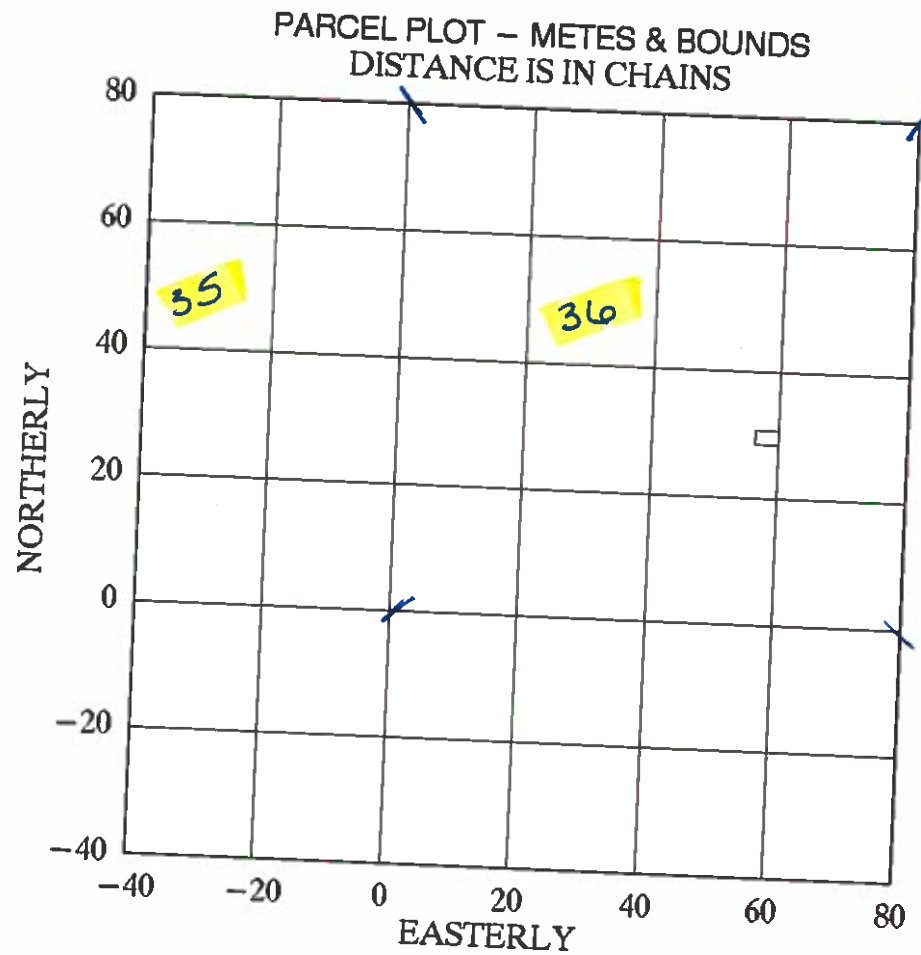
CANYON CO. RECORDER

C. L. Cassin

STEWART - MARIA

RECEIVED
TYPED back 7/16/03

A63-02465
A63-21534



5N
5W

A63-01534
A63-02465

METES AND BOUNDS TABLE

PRESS ALT P TO PRINT GRAPH

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR. (SEE SHEET)	60.00	40.00					
	60.00	30.76	0.00	0.00	0.00	SW	610.00
	60.00	28.47	0.00	0.00	0.00	SW	151.00
	56.21	28.47	90.00	0.00	0.00	NW	250.00
	56.21	30.76	0.00	0.00	0.00	NW	151.00
-QUAD COEF-	60.00	30.76	90.00	0.00	0.00	NE	250.00
IF NE. X=1,Y=1	60.00	30.76					

3/26/1990

IWA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

James/Blanche Brown

CLAIM IDENT. NO.

A63-21534

DATE RECEIVED

3/20/90

CK #

C015758

AMOUNT \$

Required

- | | YES | NO | Info? |
|--|-------------------------------------|--------------------------|------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | see remark |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☒ | ☐ | |
| Is the consumptive use correct? N/A | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) N/A | ☒ | ☐ | |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right N/A | ☒ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A | ☒ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |

MICROFILMED

SEP 03 1992

YES NO

23. Should this claim be receipted and data entered?

Claim checked by:

Bruce A. Schulz

Date:

3/14/90

Claim must be returned to claimant:

(Yes) (No)

Claimant must be notified of modifications:

(Yes) (No)

Receipt Prepared by:

H. Wong

Date:

3/20/90

Claim data entered by:

Schulz

Date:

5/17/90

Checked by:

Date:

Sent to claimant by:

Date:

Comments:

Date of Priority on Submittal was changed
to later date, Bruce A. Schulz
by Claimant.

MICROFILMED

SEP 11 1990

RECEIVED

FEB 02 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 30 2009	
By _____	Clerk
_____	Deputy Clerk

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

In Re SRBA

Case No. 39576

) SPECIAL MASTER'S REPORT
)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 63-21534

A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On June 19, 2007, the Riverside Irrigation District, through its attorney Albert P. Barker, filed an objection to the *Director's Report*, asserting that the source of the water right should be described as wastewater. On January 20, 2009, the parties filed a *Standard Form 5 – Stipulated Elements of a Water Right* which resolved the objection. The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 63-21534 be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated

Jan 30 2009

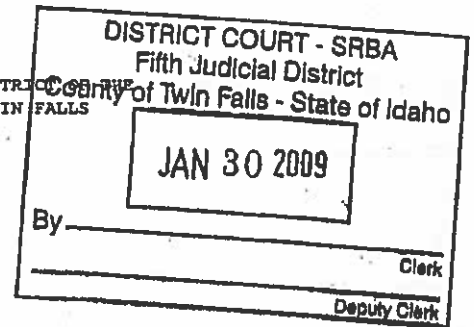
Theodore R. Booth

Theodore R. Booth
Special Master
Snake River Basin Adjudication

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

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-21534



NAME AND ADDRESS: JANET S COONEY
PAMELA A MYERS
24747 BOISE RIVER RD
PARMA, ID 83660

SOURCE: UNNAMED STREAM TRIBUTARY: BOISE RIVER

The source of this water right includes waste water. 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.

QUANTITY: 0.40 CFS

PRIORITY DATE: 03/01/1947

POINT OF DIVERSION: T05N R04W S31 SWSE Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.40 CFS

PLACE OF USE: Irrigation Within Canyon County
T05N R05W S36 NWSE 20.0
20.0 Acres Total

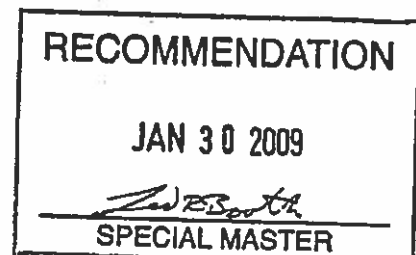
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

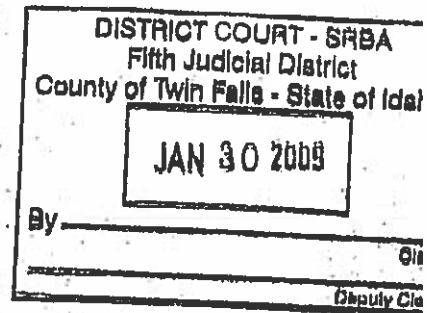
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication





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

In Re SRBA)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

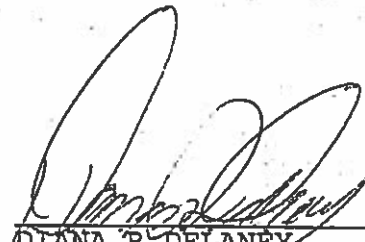
Water Right(s): 63-21534

On January 30, 2009, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED January 30, 2009.



DIANA R. DELANEY
Deputy Clerk

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
JAN 30 2009	
By _____	Clerk
Daisy Clark	

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

In Re SRBA)

Case No. 39576)

CERTIFICATE OF MAILING

Water Right(s): 63-21534

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on January 30, 2009, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

RIVERSIDE IRRIGATION DISTRICT

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

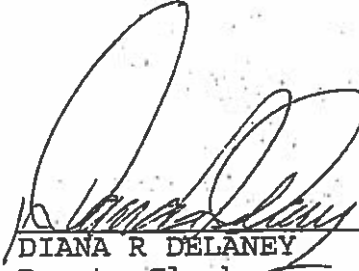
USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CERTIFICATE OF MAILING

PAGE 1
01/30/09

JANET S COONEY
PAMELA A MYERS
24747 BOISE RIVER RD
PARMA, ID 83660
Phone: 208-455-2650



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 2
01/30/09

SF5 Right No. 63-21534

Copy given to J. A. on 12-8-08

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

RIGHT NUMBER: 63-21534

NAME AND ADDRESS: JANET S COONEY
24747 BOISE RIVER RD
PARMA ID 83660

PAMELA A MYERS
24747 BOISE RIVER RD
PARMA ID 83660

SOURCE: UNNAMED STREAM

TRIBUTARY: BOISE RIVER

The source of this water right includes waste water. 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.

QUANTITY: 0.400 CFS

PRIORITY DATE: 03/01/1947

POINT OF DIVERSION:

T05N R04W S31 SWSE 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	0.400 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S36 NWSE 20.00

20 ACRES TOTAL

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

SF5 Right No. 63-21534

Shurte, Jan

From: Music, Vicky
Sent: Wednesday, December 03, 2008 9:26 AM
To: Shurte, Jan
Subject: FW: Settlement Reached

Ww remark Andrea is referring to is at the bottom in Pauls email. Vicky

From: Music, Vicky
Sent: Thursday, October 30, 2008 9:05 AM
To: Shurte, Jan; Spencer, Nick
Cc: Harris, Lori; Ridgeway, Renea
Subject: RE: Settlement Reached

Well – Nick, is there something that transpired that I don't know about in the Erskine 63-4595? This is the one that the Glenn's objected to, Dan Erskine filed response w/ Emmett McCurry's statement about the cows rubbing up against the trailer and SM Booth struck it...are the Glenns and Erskines friends now? Or do we need a stip to get irr co out of it?

Thanks - Vicky

From: Shurte, Jan
Sent: Thursday, October 30, 2008 9:01 AM
To: Harris, Lori
Cc: Egbert, Sandy; Music, Vicky; Ridgeway, Renea
Subject: FW: Settlement Reached

Lori – would you please prepare the SF5's for these three. Thanks, Jan

From: Ridgeway, Renea
Sent: Thursday, October 30, 2008 8:47 AM
To: Egbert, Sandy; Music, Vicky; Shurte, Jan
Cc: Spencer, Nick; Courtney, Andrea
Subject: FW: Settlement Reached

Hi Everyone –

Please see Paul's e-mail below. As soon as I receive the recommendation, I will begin circulating the docs. Thanks for your help.

- 63-21534 - Egbert ← *needs SF5*
- 63-4595 - Music *already done*
- 63-32838 - Shurte ← *needs SF5*

Life's a journey. Roll down the window and enjoy the breeze!

Renea Ridgeway
Paralegal
Office of the Attorney General
Natural Resources Division

12/3/2008

Idaho Department of Water Resources
(208) 287-4814 office
(208) 287-6700 fax

From: Paul Arrington [mailto:pla@idahowaters.com]
Sent: Thursday, October 30, 2008 8:31 AM
To: Ridgeway, Renea
Cc: Spencer, Nick; Gehlert, David (ENRD); Albert Barker
Subject: Settlement Reached

Renea:

Please prepare an SF5 for the following water rights:

- 63-21534
- 63-4595
- 63-32838

Please use the following waste water remark:

The source of this water right includes waste water. 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.

Paul L. Arrington
Barker Rosholt & Simpson LLP
113 Main Avenue West, Suite 303
Twin Falls, Idaho 83301
(208) 733-0700 - telephone
(208) 404-9436 - mobile
(208) 735-2444 - facsimile

CONFIDENTIALITY NOTICE: This e-mail and its attachments are confidential and may be privileged. If you believe this e-mail has been sent to you in error, please notify the sender immediately and delete this email. Do not deliver, distribute or copy this transmission.

12/3/2008

Egbert, Sandy

From: Shurte, Jan
Sent: Thursday, October 30, 2008 9:01 AM
To: Harris, Lori
Cc: Egbert, Sandy; Music, Vicky; Ridgeway, Renea
Subject: FW: Settlement Reached

Lori – would you please prepare the SF5's for these three. Thanks, Jan

From: Ridgeway, Renea
Sent: Thursday, October 30, 2008 8:47 AM
To: Egbert, Sandy; Music, Vicky; Shurte, Jan
Cc: Spencer, Nick; Courtney, Andrea
Subject: FW: Settlement Reached

Hi Everyone –

Please see Paul's e-mail below. As soon as I receive the recommendation, I will begin circulating the docs. Thanks for your help.

- 63-21534 - Egbert
- 63-4595 - Music
- 63-32838 - Shurte

Life's a journey. Roll down the window and enjoy the breeze!

Renea Ridgeway
Paralegal
Office of the Attorney General
Natural Resources Division
Idaho Department of Water Resources
(208) 287-4814 office
(208) 287-6700 fax

From: Paul Arrington [mailto:pla@idahowaters.com]
Sent: Thursday, October 30, 2008 8:31 AM
To: Ridgeway, Renea
Cc: Spencer, Nick; Gehlert, David (ENRD); Albert Barker
Subject: Settlement Reached

Renea:

Please prepare an SF5 for the following water rights:

- 63-21534
- 63-4595
- 63-32838

Please use the following waste water remark:

11/6/2008

The source of this water right includes waste water. 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.

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(208) 733-0700 - telephone
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2008 SEP 05 AM 09:54
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

RECEIVED

SEP 15 2008

DEPARTMENT OF
WATER RESOURCES

In Re SRBA	)	ORDER SETTING STATUS	
	)	CONFERENCE	
Case No. 39576	)		
		SUBCASE NOS:	63-02139A 63-04595
		63-21534	63-32837 63-32838
		63-33078	

Please be advised that Special Master THEODORE R. BOOTH
has set a Status Conference in the above subcase(s)
as follows:

TUESDAY, DECEMBER 02, 2008 at 10:30 AM (MT)

SRBA
253 - 3RD AVENUE NORTH
TWIN FALLS, ID

Parties may participate by telephone by dialing the number
225-383-1099 and when prompted entering the code 675342.

IT IS SO ORDERED.

Dated: SEPTEMBER 05, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 9/05/08

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING STATUS CONFERENCE was mailed on SEPTEMBER 05, 2008, with sufficient first-class postage to the following:

RIVERSIDE IRRIGATION DISTRICT

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

CAROL L GLENN
R JERRELL GLENN
Represented by:
MICHAEL C CREAMER
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

R JERRELL & CAROL L GLENN
R JERRELL GLENN
Represented by:
MICHAEL P LAWRENCE
PO BOX 2720
BOISE, ID 83701
Phone: 208-388-1200

USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CAROL L GLENN
R JERRELL GLENN
24520 BOISE RIVER RD
PARMA, ID 83660

JOHN W EICKS
SHEILA CATOZZI
24550 BOISE RIVER RD
PARMA, ID 83660

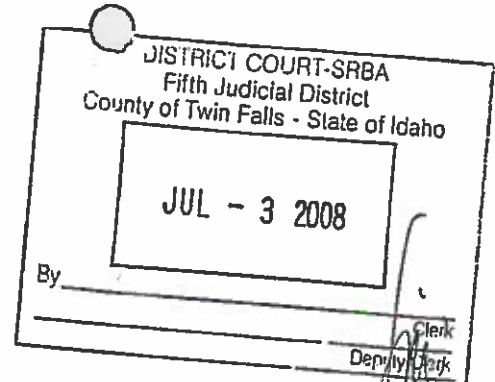
JANET S COONEY
PAMELA A MYERS
24747 BOISE RIVER RD
PARMA, ID 83660
Phone: 208-455-2650

CONNIE R ERSKINE
DAN J ERSKINE
24788 BOISE RIVER RD
PARMA, ID 83660
Phone: 208-454-8712

RECEIVED

JUL 08 2008

DEPARTMENT OF
WATER RESOURCES



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

In Re SRBA

Case No. 39576

-) Subcases 63-04595, 63-21534, 63-32837,
-) and 63-32838
-)
-) ORDER GRANTING MOTION TO FILE
-) LATE OBJECTION
-)
-) ORDER GRANTING MOTION TO FILE
-) AMENDED NOTICE OF CLAIM
-)
-) REQUEST FOR AMENDED
-) DIRECTOR'S REPORT FROM IDWR
-)
-) ORDER SETTING STATUS
-) CONFERENCE AND OBJECTION
-) DEADLINES

On June 26, 2008, an initial hearing was held in the above-captioned subcases. At the initial hearing, the claimants of water right 63-32837, Jerrell and Carol Glenn, through their attorney Michael P. Lawrence, moved for permission to file a late objection to the *Director's Report* for water right 63-04595. Based upon the comments of the participants at the hearing, the Jerrell's motion to file a late objection is **granted**.

At the initial hearing, the Jerrells also moved for permission to file an amended notice of claim for water right 63-32837. Again, based upon the comments of the participants at the hearing, the Jerrells motion to file amended notice of claim for water right 63-32837 is **granted**.

The Idaho Department of Water Resources is requested to prepare and file an amended director's report for water right claim 63-32837. The amended director's report should be filed no later than August 29, 2008. Notice of the filing of the amended director's report will be published on the Court's Docket Sheet in September, 2008. The

ORDER GRANTING MOTION TO FILE LATE OBJECTION;
ORDER GRANTING MOTION TO FILE AMENDED NOTICE OF CLAIM;
REQUEST FOR AMENDED DIRECTOR'S REPORT FROM IDWR;
ORDER SETTING STATUS CONFERENCE AND OBJECTION DEADLINES
G:\BASIN FOLDERS\Orders\63ORDERS\4595 et al.grant late objection etc..doc

deadline for filing objections to the amended director's report is **September 29, 2008**.

Responses to any objections are due **October 14, 2008**.

The objections previously filed by the Riverside Irrigation District, and the responses filed by the United States of America, Bureau of Reclamation, shall survive the filing of the amended director's report, and new objections or responses need not be filed by those entities.

A status conference will be held on **Friday, September 5, 2008, at 9:00 A.M.** Mountain Time. Parties may participate by telephone by dialing 225-383-1099 and when prompted entering the code 675342.

Dated July 3, 2008

THEODORE R. BOOTH
THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDERS GRANTING;
REQUEST FOR AMENDED DIRECTOR'S REPORT; ORDER SETTING STATUS
CONFERENCE AND DEADLINES was mailed on July 02, 2008, with sufficient
first-class postage to the following:

RIVERSIDE IRRIGATION DISTRICT

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

CONNIE R ERSKINE
DAN J ERSKINE
24788 BOISE RIVER RD
PARMA, ID 83660
Phone: 208-454-8712

CAROL L GLENN

R JERRELL GLENN
Represented by:
MICHAEL C CREAMER
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

R JERRELL & CAROL L GLENN

R JERRELL GLENN
Represented by:
MICHAEL P LAWRENCE
PO BOX 2720
BOISE, ID 83701
Phone: 208-388-1200

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

JOHN W EICKS

SHEILA CATOZZI
24550 BOISE RIVER RD
PARMA, ID 83660

JANET S COONEY

PAMELA A MYERS
24747 BOISE RIVER RD
PARMA, ID 83660
Phone: 208-455-2650

ORDER

Page 1 7/03/08

FILE COPY FOR 02015

Deputy Clerk



RECEIVED

MAY 26 2008

DEPARTMENT OF
WATER RESOURCES

2008 MAY 23 PM 04:03
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA	)	ORDER SETTING SUBCASE(S)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	SUBCASE NO: 63-21534

The Initial Hearing for this subcase will be held before
Special Master THEODORE R. BOOTH

THURSDAY, JUNE 26, 2008 at 09:30 AM (MT)
IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
JUNE 23, 2006 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Page 1 5/22/08

(continued)

Dated: MAY 23, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 23, 2008,
with sufficient first-class postage to the following:

RIVERSIDE IRRIGATION DISTRICT

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

JANET S COONEY
PAMELA A MYERS
24747 BOISE RIVER RD
PARMA, ID 83660
Phone: 208-455-2650

Baker Rosholt & Simpson LLP
P.O. Box 485
Twin Falls, Idaho, 83303

RECEIVED
OCT 12 2007
DEPARTMENT OF
WATER RESOURCES

Attn: Mr. Paul L. Arrington
Re: Water Right No. 63-21534

Riverside Irrigation District has no valid claim to object our water rights claim to the Idaho Department of Water Resources.

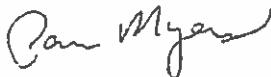
Following are the reasons Riversides objection is invalid:

1. Our water rights claims date back to a perennial unnamed stream that was flowing freely at the turn of the century. This was long before the drain ditches were installed. In fact, the course of this stream was used in the construction of the drain. The meandering stream was straightened on a course of the Dixie Slew. Remnants of the original stream ore still visible as wetland area adjacent to the drain ditch.
2. No run off water from any field irrigated by Riverside water enters this referenced perennial stream/drain.

Runoff water entering this drain, adding to the perennial flow, comes from the Eureka and Centerpoint irrigation systems, not Riverside.
3. Once water percolates into the ground, it becomes ground water and therefore belong to the State of Idaho. When it emerges as a spring or seep, it is controlled by the State of Idaho, not Riverside.
4. Once water enters the drain system it is controlled by and managed by Bureau of Reclamation, not Riverside.

Please stop wasting Riverside funds, for your legal costs, and withdraw this Absurd objection.

Sincerely,



cc: U.S. Bureau of Reclamation
Riverside Irrigation District
Idaho Department of Water Resources
Snake River Basin Adjudication

SCANNED
APR 14 2008

RECEIVED

JUN 13 2017

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA) A. Subcase 63-21534
(Insert water right number)
)
Case No. 39576) STANDARD FORM 1
) OBJECTION
)

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Riverside Irrigation District
Address: PO Box 1080
Parma, ID 83660
Daytime Phone: 208-880-3449

Name & Address of Attorney, if any:

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Janet Cooney and Pamela Myers
Address: 24747 Boise River Road
Parma, ID 83660

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: The source should be described as waste waters, and waste waters belong to the Riverside Irrigation District.
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
- 10 ☐ **I object because:**
 - ☐ This water right Should not exist.
 - ☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Riverside Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Riverside Irrigation District.

F. VERIFICATION (must be completed)

State of IDAHO)
County of ADA)ss.

Albert D. Barlett, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

[Signature]

(Attorney signing in representative capacity)

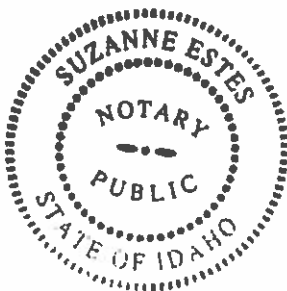
Subscribed and sworn to before me on: June 18, 2007

Suzanne Estes

Notary Public for Idaho

Residing at: Boise

My Commission Expires: June 1, 2012



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on JUN 18 2007, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

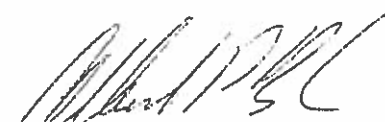
Name: Janet Cooney and Pamela Myers
Address: 24747 Boise River Road
Parma, ID 83660

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

10/11/2006

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

RIGHT NUMBER: 63-21534

NAME AND ADDRESS: JANET S COONEY
24747 BOISE RIVER RD
PARMA ID 83660

PAMELA A MYERS
24747 BOISE RIVER RD
PARMA ID 83660

SOURCE: UNNAMED STREAM

TRIBUTARY: BOISE RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 03/01/1947

POINT OF DIVERSION:

T05N R04W S31 SWSE 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	0.400 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T05N R05W S36 NWSE 20.00

20 ACRES TOTAL

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

SCANNED
APR 14 2008



Idaho Department of Water Resources

SRBA Recommendation:

63-21534

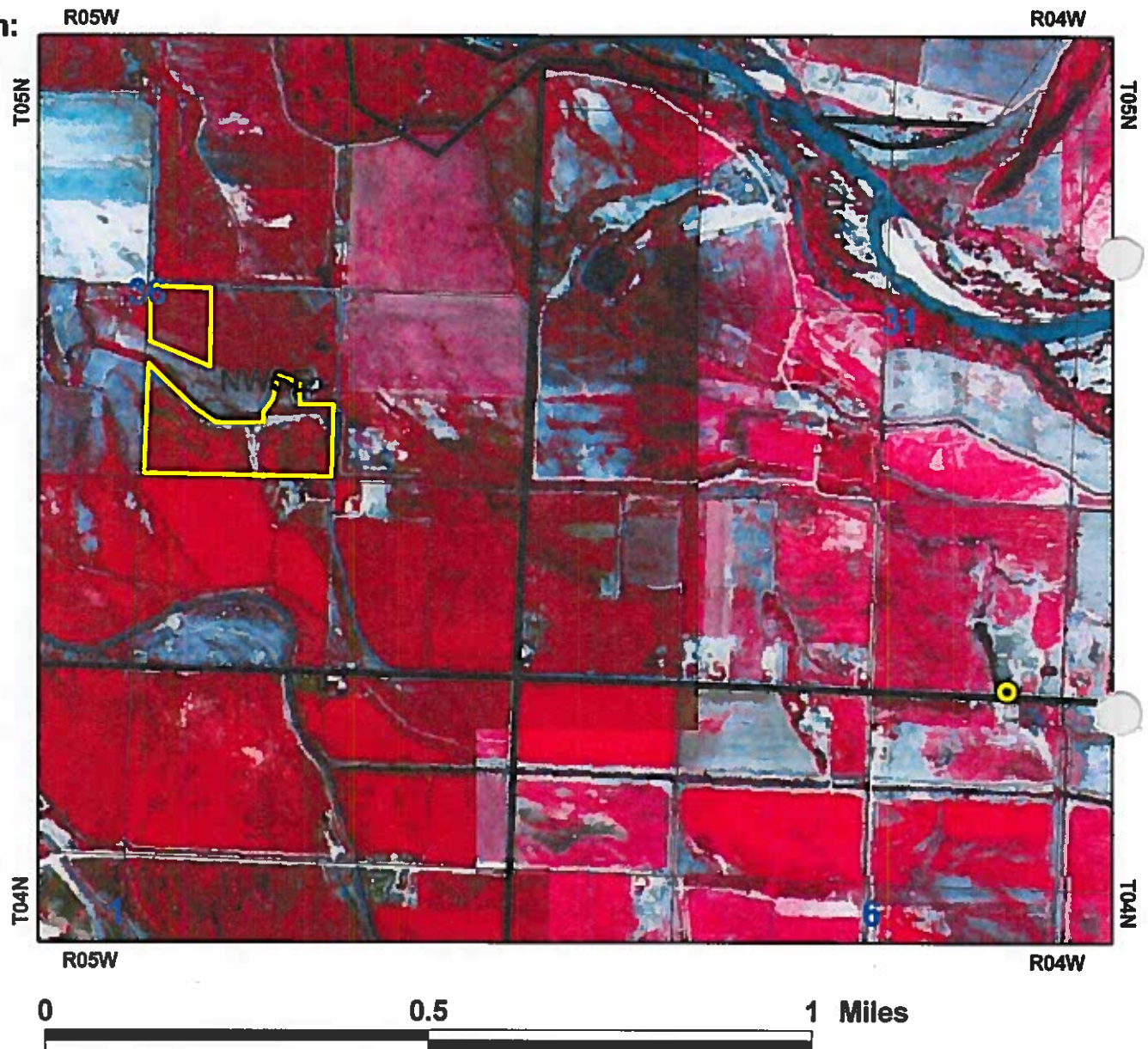
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by S. Egbert
On Wednesday, October 11, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21534 V1

WATER RIGHT NUMBER: 63-21534 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JANET S COONEY 24747 BOISE RIVER RD PARMA, ID 83660 (208) 989-2163
Current Owner	PAMELA A MYERS 24747 BOISE RIVER RD PARMA, ID 83660 (208)455-2650
Original Owner	JAMES L BROWN 24391 BOISE RIVER RD PARMA, ID 83660 (208)459-7037
Original Owner	BLANCHE E BROWN 24391 BOISE RIVER RD PARMA, ID 83660 (208)459-7037

Priority Date: 03/01/1947

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	BOISE 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	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	SW1/4SE1/4	Sec. 31, Twp 05N, Rge 04W, 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	
05N	05W	36																	20.0
																			20.0

Total Acres: 20

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21534 V1

POU	8/16/2006 12:48:22 PM	segbert	Updated shape for Active POU
POD	8/16/2006 12:46:56 PM	segbert	Updated shape
Summary	8/16/2006 12:55:08 PM	segbert	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
General	8/16/2006 12:46:04 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - affidavit in file
POD	8/16/2006 12:46:27 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	8/16/2006 12:47:22 PM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - field exam

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-21534

WATER RIGHT NUMBER: 63-21534

Owner Type Name and Address
 Current Owner JANET S COONEY
 24747 BOISE RIVER RD
 PARMA, ID 83660
 (208) 989-2163
 Current Owner PAMELA A MYERS ← *CONTACT*
 24747 BOISE RIVER RD
 PARMA, ID 83660
 (208)455-2650
 Original Owner JAMES L BROWN
 24391 BOISE RIVER RD
 PARMA, ID 83660
 (208)459-7037
 Original Owner BLANCHE E BROWN
 24391 BOISE RIVER RD
 PARMA, ID 83660
 (208)459-7037

Priority Date: 03/01/1947

Basis: Beneficial Use

Status: Active

Source

UNNAMED STREAM

Tributary

BOISE RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.520-GFS

Annual VolumeTotal Diversion:

-0.520-GFS

Location of Point(s) of Diversion

UNNAMED STREAM

SW1/4SE1/4

Sec. 31, Twp 05N, Rge 04W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp Rge Sec

05N 05W 36

NE				NW				SW				SE				Totals
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
														28.0		28.0

Total Acres: 26

Conditions of Approval:

1. OWNERSHIP CHANGED BY DB 7/21/99.

Dates and Other Information:

Claim Received Date: 3/20/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Mitigation Plan: False

Combined Use Limits:

*not an overlap of 63 - 2465 per phone conversation
 with claimant 10-10-06*

Field Exam Date 6/1/2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

RECEIVED

AUG 14 2006

WATER RESOURCES
WESTERN REGION

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A163-4045 21534

Owner: Grant S. Conway or Pamela A. Myers Phone No. (608) 455-2650/989-216

Current Address: 24747 Boise River Rd, Parma, Id 83660

☒ No change NAME IS THE SAME

☐ NEW OWNER

☒ No change Address

☐ NEW ADDRESS

☒ How long owned property? 1991

Accompanied by: Pamela Myers

PRIORITY DATE

☒ No change – Complete evidence submitted or not necessary

☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.

☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 3/1/1947

(If priority date, based on your exam, seems questionable, explain below.)

Source: Unnamed Stream Tributary to Boise River

☒ No Change – SAME SOURCE

☐ Source found is different than claimed: _____

POINT OF DIVERSION

☐ No change

☐ POD found is different than claimed: _____

☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
								Canyon	N 43° 44.266'
									W 116° 49.960'

Description of diverting works

concrete gate to dirt lateral running 620' north to Boise River Rd, heading west, crossing Boise River Rd on west side of 23278 & OVERLAP REVIEW continuing north to driveway of 23498 then turning west, to Other water rights with the same point of diversion: None north at 24228 the

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain: west & cross road between 24391 & 24

WATER USES

☒ No change

☐ Different Uses

Use Irrigation From 3/15 To 11/15 Amount 0.52 CFS 72.1 AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only NA

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # 17 sheep, 25 horses
Types _____ Additional comments: Inclusive; "in-stream watering"

PLACE OF USE:

☐ No Change

☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																			26

Overlap with other water rights: None

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: from POD, dirt ditch north 620' to Boise River Rd then west crossing road between 23626 + 23278 Boise River Rd. It continues north to drive way for 23498 then turns west till behind 24278, then turns north (weir located in ditch), ditch crosses road + comes on to POD between 24391 + 24595 Boise River Rd. dirt ditches continue west, north west + northeast. Pastures are flood irrigated by gravity flow moving north + south off both sides of all the dirt ditches. Livestock: 25 horses + 17 sheep drink directly

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

There is an area south of the house that sometimes can not be irrigated due to fluctuations in the amount of water that comes down the ditch due to use above.

Supplemental water: None

Stockwater: inclusive; "in stream watering" no permit required. 25 horses 17 sheep.

Also GPS at point where water splits + goes to Glenn's Ponds, + where it continues to travel west is: N43°43.410' W 116°52.304'

Directions: 184, Notus/Ext 26 to Notus, Lt Notus Rd
(by onion shed), cross railroad tracks, Rt. Boise Rd
(go approx. 4.5 miles) 24747 Boise River Rd.

POD is located southeast of 23325 Boise River Rd (620').

POU is south, southeast, directly east, + west of 23325 Boise
River Rd.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 7-26-2006

FIELD EXAMINER: Judy Hemmery

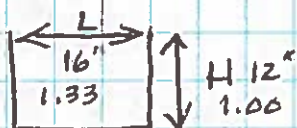
A63-21534 M^uis/Cooney
Date of Inspection 6/1/2006
Inspector: Sandy Hernerway

Irrigation

Season: 3/15 - 11/15 = 246 days

Acreage: 26 acres

$26 \times 0.02 \text{ cfs} = 0.52 \text{ cfs}$



U of I Water Measurement Bulletin # 55:
Page 19 Rectangular contracted weirs

$H = 1.00$

$H = 1.00$

$H = 1.00$

$L = 1.00$

$L = 1.50$

$L = 1.33$

$Q = 3.06 \text{ cfs}$

$Q = 4.64 \text{ cfs}$

$Q = 3.85 \text{ cfs}$

$$V_{dr} = \frac{(\text{days of season}) \times (1.98) \times (Q)}{\# \text{ acres found}} = \frac{(246)(1.98)(3.85)}{26} = 76$$

$$V_{ir} = 26 \times 4.5 = 117 \text{ afa}$$

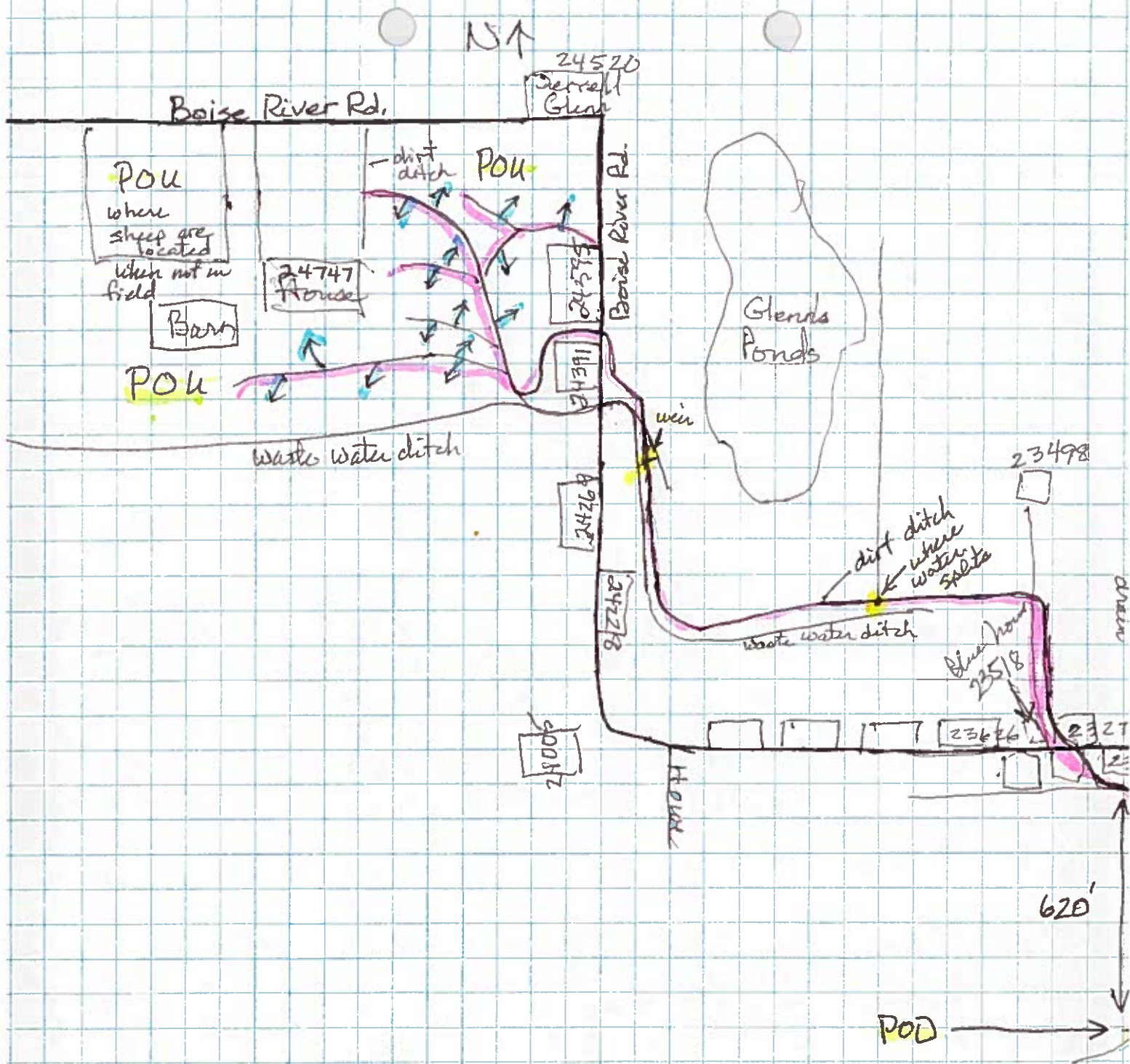
$$V = 72.1 \text{ afa}$$

* Measurement required + taken since potential is less than the required.

Stockwater * Add this in comments
inclusive, "in-stream watering"
42-113 permit not required

17 sheep

25 horses



A63 - 21534 Myers/Cooney
6/1/2006 S.H.



POD
 N43°44.2'
 W116°49'

01/06/2006

A63-21534 Myers/Cooney

June 1, 2006 SH



01/06/2006

620' View from POD looking north to Bonas River Rd.
 June 1, 2006 SH



Glenn
Pond

June 1, 2006 SHT



Glenn's
Pond

Where
water
splits

N 43° 43.41
W 116° 52.31

01/06/2006

A63-21534 Myers/Cooney

June 1, 2006 SHT



weir
on east
side of
the road
before
crossing

June 1, 2006 SHT



ditch the
comes
under the
+ comes
directly
Myers
property

A 63-21534 Myers/Cooney

June 1, 2006 SHT



POU
dirt ditch
branch
across
property
for floor
irrigate
(capable
flow
goes
south to
north &
south to
south)

June 1, 2006 SH



POU
pasture
behind
house

A63-21534 Myers/Cooney

June 1, 2006 SH



POU
Sheep
west of
house

A 63-21534 Myers/Cooney

June 1, 2006 SH

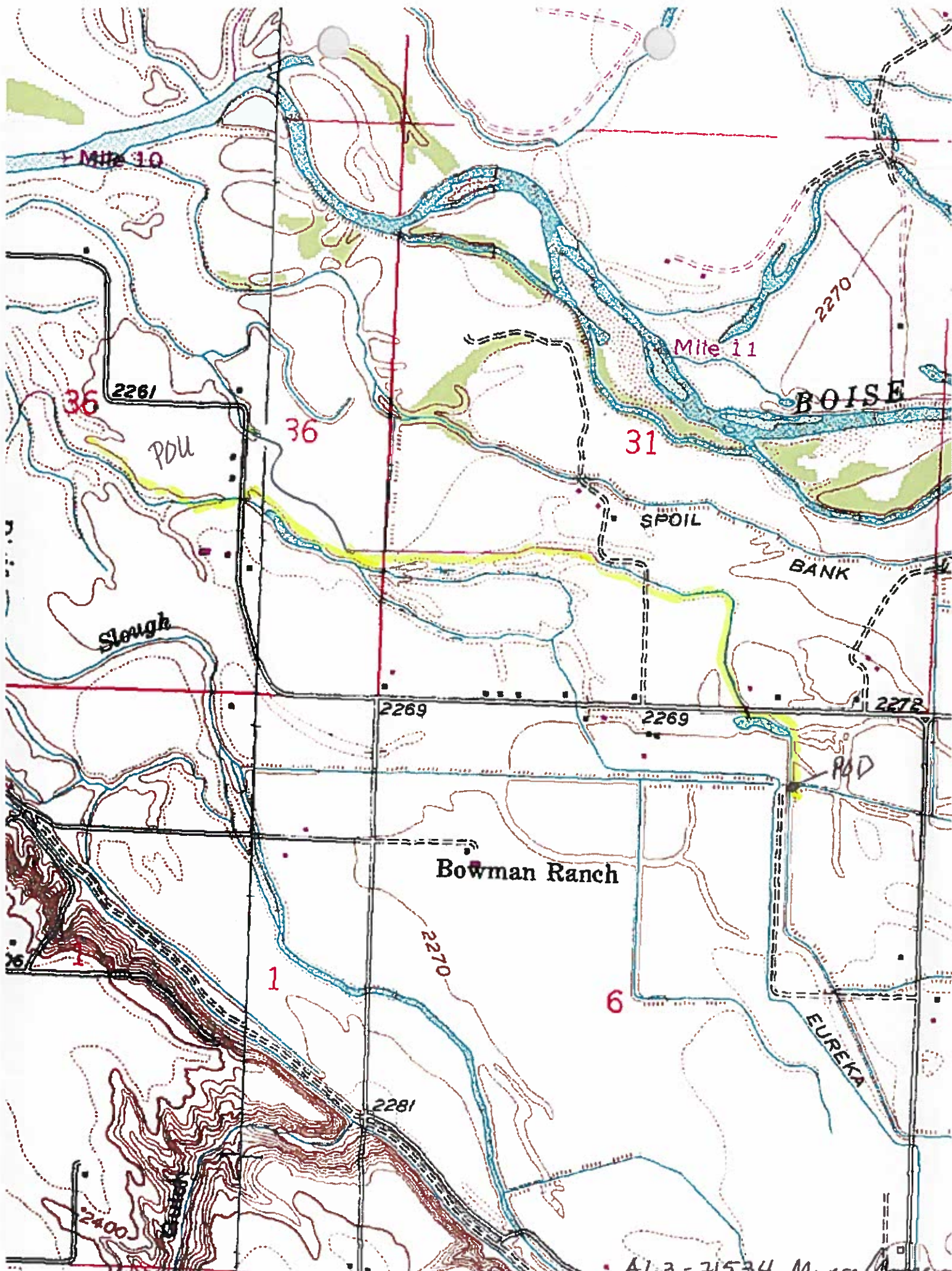


A63-21534 Myers/Cooney

6/1/2006 S.H.

DA = area not irrigated

□ = irrigated



AL3-71534 Myers/Corner
6-1-06 SH

FIELD EXAM MEMO

DATE: 5/1/06

TO: Sandy Hemenway

FR: Lori Graves

RE: A63-21534

Claimant sent the attached map indicating p/d location and property irrigated. Please confirm info and make a measurement showing diversion capacity. Irrigation system diagram would help too. Also ask if property receives surface water shares and from which entity. Thanks Sandy.

No supplemental water utilized.

63-21534 Myers
6-1-06 SH

ADDITIONAL INFORMATION NEEDED FOR IRRIGATION FIELD EXAMS

Field Examiners, please complete the following checklist.

IF CURRENT OWNER DOES NOT MATCH PROOF REPORT PLEASE GIVE NEW OWNER CHANGE OF OWNERSHIP FORM TO COMPLETE.

1.) Pump information:

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

2.) Static water and/or pump level NA

3.) How were above level(s) determined (well log, measurement, owner)? NA

4.) Operating pressure (this is checked using the owner's psi gauge, your gauge, or an estimate by owner) NA

5.) Was a measurement made? Yes If no can a measurement be made at a latter time? —

6.) What type of measurement device was used? Weir

7.) Is there a pump curve available for pump? NA

8.) Please fill out the following: NA

Number of sprinklers

Sprinkler nozzle size

Number of Pivots (include gpm rating for each pivot)

9.) Please outline all acres irrigated on attached aerial photo. ✓ DONE

10.) Please clearly mark all points of diversion on map and GPS. ☒ DONE

11.) Please clearly mark all mainlines, ditches, and other conveyances.

☒ DONE

12.) Pictures taken of place of use and point of diversion. ☒ DONE

OTHER INFORMATION NEEDED:

POD: others who take water off this area: Jerry
Glen, Emmett McCussey, Dan Trskum

FIELD EXAMINERS NOTES (descriptions, other uses, questions, ect.)

Directions: 184 Notus/Ext 26, into Notus,
by onion shed turn left on Notus Rd, cross
railroad tracks, Rt. Boise River Rd (go
approx. 4.5 miles, house/gen. double-wide
mobile home on left side) 24747 Boise River Rd.

Purchased 13-14 yrs ago.

Livestock: 17 sheep, 25 horses

DATE EXAM CONDUCTED 6-1-2006

FIELD EXAMINER

Sandy Hemenway

Please Return To: Lori Graves

Receipt Details for ID C015758

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/20/1990 11:21:35 AM	3/20/1990	State	\$50.00	Check
Payer		BROWN, J. L./BLANCHE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
103			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	21534		\$50.00	Claim

[Print Report](#)

System User- IDWRR Date 04/10/2006 Time 8:18

AL PROPERTY INQUIRY

```
+++++
01 6R39223-010- -0 140-00 G SCH135+ 02 11,400 36.63
+++++
COONEY, JANET S + 19 1.50
& MYERS, PAMELA A + 31 74,900
+ 32 600
+
+
24747 BOISE RIVER RD +
PARMA ID 83660 +
+++++
36-5N-5W SE + TOTAL 107,100 39.13
NWSE LS TX 4 +
+ SURVEY INST 9316142
+ DRAIN 6 DR VALUE 297.28 APPR SAM
+ CLASS N2 REAP 99 MAN 98 UNIT 1
+ PARCEL 6R05N05W367805 H/O N C/B N
+ PRIOR ACCOUNT 5R39223-010- -0
+ 02 MH on Property YES
```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R39223010 0 UNIT 001 TOTAL UNITS 1

SITE 24747 BOISE RIVER RD PA SEC/TWN/RNG 36-5N-5W

ASSESSED VALUE 107,100 ACREAGE 39.13

SUB/PARK NAME YEAR/MAKE

CLASS N2 NON-REVOCABLE MOBILE HOMES ON REA SPACE LOT BLOCK

```
+++++
YR BUILT 1994 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 1560 EXTERIOR HARDBOARD DECK/PATIO? N
SECOND SQ FT ROOF COMP POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
```

```
+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO
```

MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

01 ACCOUNT: 6R39223-010- -0 AREA 140-00 DRAIN 6 VALUE 297.28 CLASS N2 H/O Y
SEC 36 TWN 5N RNG 5W QTR SE CITY/SUB BLK LOT 7905
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
COONEY, JANET S BROWN, J L
& MYERS, PAMELA A

MAILING ADDRESS

24747 BOISE RIVER RD
PARMA ID 83660

SITE ADDRESS

24747 BOISE RIVER RD PA
COMMENTS

LEGALS

36-5N-5W SE
NWSE LS TX 4

REMARKS

PRIOR ACCOUNT 5R39223010 0
PARCEL 05N05W367805 SRVY
INSTR 9316142 ACRES 39.13
SPLIT YR DOCUMENT WD

RECEIVED
APR 28 2006
WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
63-21534)

AFFIDAVIT

State of Idaho)
County of Canyon)

Blanche E. Brown

deposes and says: I got water since 1947

We used the water to irrigate the pasture
and it is still in pasture

Blanche Brown
(Signature)



[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

Rec	63 28846	DEBBIE NOE, TEILA NOE, LAYTON NOE, ALAN NOE	DIXIE SLOUGH	05N05W36								35			40	15					90
Rec	63 28846	DEBBIE NOE, TEILA NOE, LAYTON NOE, ALAN NOE	DIXIE SLOUGH	05N05W36							X			X	X						0
Right	63 10217	MERLE H CULP,	DIXIE SLOUGH	05N05W36								28.1									28.1
Right	63 4594	EMMETT R MC CURRY,	DIXIE SLOUGH	05N05W36						10											10
Right	63 20804	THOMAS H GOFF, DORIS I GOFF,	GROUND WATER	05N05W36															X		0
Right	63 21644	EUGENE M GILLASPY, MARJORIE A GILLASPY,	GROUND WATER	05N05W36									X								0
Right	63 21644	EUGENE M GILLASPY, MARJORIE A GILLASPY,	GROUND WATER	05N05W36									X								0
Right	63 21696	CAROL L GLENN, R JERRELL GLENN,	GROUND WATER	05N05W36			X														0
Right	63 23219	BLANCHE E BROWN,	GROUND WATER	05N05W36															X		0
Right	63 23609	MARGARET MILLER, LAWRENCE W MILLER,	GROUND WATER	05N05W36															X		0
Right	63 23609	MARGARET MILLER, LAWRENCE W MILLER,	GROUND WATER	05N05W36															X		0
Right	63 25749	EMMETT R MC CURRY, MARY N MC CURRY,	GROUND WATER	05N05W36				X													0
Right	63 25749	EMMETT R MC CURRY, MARY N MC CURRY,	GROUND WATER	05N05W36				X													0
Right	63 27225	EDWIN HUCKFELDT, BILLIE HUCKFELDT,	GROUND WATER	05N05W36					X												0
Right	63 28187	SANDRA ELDBERRY, JOHN ELSBERRY,	GROUND WATER	05N05W36					X												0
Right	63 28187	SANDRA ELDBERRY, JOHN ELSBERRY,	GROUND WATER	05N05W36					X												0
Claim	63 2279	THE RIVERSIDE IRRIGATION DIST LTD,	INDIAN CREEK	05N05W36												20	1				21
Claim	63 2374	THE RIVERSIDE IRRIGATION DIST LTD,	INDIAN CREEK	05N05W36												20	1				21
Rec	63 2279	THE RIVERSIDE IRRIGATION DIST LTD,	INDIAN CREEK	05N05W36												20	1				21
Claim	63 4008	THE RIVERSIDE IRRIGATION DIST LTD,	MAMMEN GULCH CREEK	05N05W36												20	1				21
Rec	63 4008	THE RIVERSIDE IRRIGATION DIST LTD,	MAMMEN GULCH CREEK	05N05W36												20	1				21

Idaho Dept. of Water Resources Place of Use Comparison Report

[illegible]

4/10/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page4

[illegible]

State of Idaho License and Certificate of Water Right

Water License No. 17596
Water District No.

Amount 0.2 Sec. Ft.
Priority October 26, 1931

THIS IS TO CERTIFY that D. S. VINSON of Farm, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 26, 1931; that Permit No. 17596 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.8 of 1 second ^{foot} ~~foot~~, was issued thereunder on November 18, 1931, showing that said works were completed on the 2nd day of November, 1931; and that on the 22nd day of December, 1932,

D. S. VINSON of Farm, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of unnamed stream, a tributary of Boise River, for the purpose of irrigation, under Use Permit No. 17596 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3778, on the 14th day of June, 1934; The right hereby confirmed dates from October 26, 1931;

The Point of Diversion is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, Tp. 5 N., R. 4 W., B. M. Canyon County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.2 of 1 cubic ^{foot} ~~foot~~ per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N	5 W	36	NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	10

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 14th day of June, 1934.

(SEAL)

H. W. FARIS
Commissioner of Reclamation

63 2465

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE**

REPORT OF ENGINEER

PERMIT NO. 17596

REPORT ON PROOF OF BEK USE

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17596

This proof is for BEN USE

In Water District No.

1. Name of applicant D. S. Vinson

2. Source of water supply: Unnamed stream

3. Location of point of diversion: Is in the SW 1/4 of Section 31

T. 5 N. R. 4 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: Ditch diverts direct from a natural slough by means of a small earth and straw check dam. The ditch is 2 ft wide x 1 ft deep.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NW 1/4 of Section 36, T. 5 N., R. 5 W., B. 1.

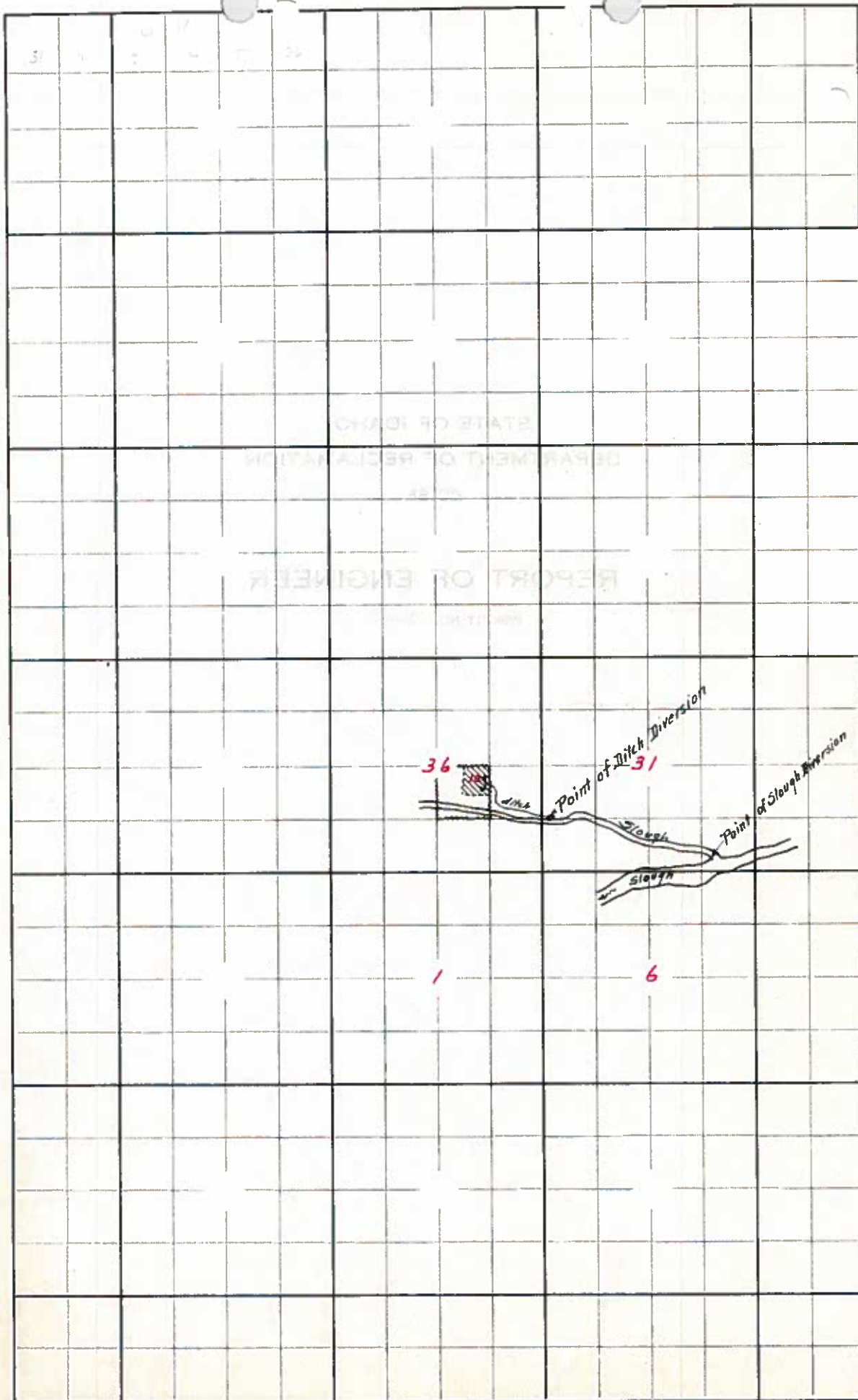
(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Payette River

Remarks: Land inclines to alkali. Has native salt grass pasture. About 3 acres have raised cultivated crops and about 30 acres could be irrigated.

This examination was made on the 20th day of March, 1923.

(Signed) Fred A. Johnson
Examiner.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17596



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

April 13, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JANET COONEY
PAMELA MEYERS
24747 BOISE RIVER RD
PARMA ID 83660

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No: A63-21534

Dear Claimants,

In the past, James Brown submitted the above referenced claim, which you now own, during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim for your reference only, it is not necessary to return this print-out. Mr. Brown indicated, when this claim was filed, that the water right was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date."

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right if water availability problems arise in the future.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, an accurate location of diversion and acres irrigated needs to be identified on the attached aerial photo. Please also provide as much detail about your diversion works as possible. If more information is needed, you will be receiving a call from us in order to set-up an appointment for a field exam.

Page 2

The above requested information needs to be submitted by May 4, 2006. Please let me know if you may not be able to submit the information or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully,

A handwritten signature in black ink, appearing to read "Lori Graves". The signature is fluid and cursive, with the first name "Lori" and last name "Graves" clearly distinguishable.

Lori Graves
Sr. Water Resource Agent

Enclosure: "Evidence of Priority" Pamphlet/Affidavit
Notice of Claim A63-21534
Aerial Photo



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

July 21, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Claim to a Water Right No. A63-02465 & A63-21534

KARL J. DREHER
DIRECTOR

JANET S COONEY
PAMELA A MYERS
24747 BOISE RIVER RD
PARMA ID 83660

Dear Claimants:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure

cc: James L and Blanche E Brown