

09/15/2006

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

RIGHT NUMBER: 67-700
NAME AND ADDRESS: FRANK V CHANDLER
1227 US HWY 95
WEISER ID 83672

NANCY E CHANDLER
1227 US HWY 95
WEISER ID 83672

SOURCE: SHEEP CREEK TRIBUTARY: MONROE CREEK

QUANTITY: 1.190 CFS
267.750 AFY

Right Nos. 67-700 and 67-2357 are limited to a total combined diversion rate of 1.21 cfs and to a total combined annual diversion volume of 272.25 AF.

PRIORITY DATE: 04/01/1890

POINT OF DIVERSION:

T12N R05W S33 SWNW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.190 CFS 267.75 AFY

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

PLACE OF USE: IRRIGATION Within WASHINGTON County

T12N R05W S33	SWNW	1.00	T12N R05W S33	SESW	7.50
T12N R05W S33	NESW	33.00	T12N R05W S33	NWSW	4.00
T12N R05W S33	NWSE	14.00			

59.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 60.5 acres in a single irrigation season. Combined Right Nos.: 67-700, 67-2357, & 67-7446.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



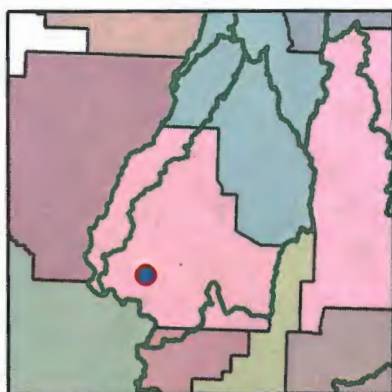
Idaho Department of Water Resources

SRBA Recommendation:

67-700

Legend

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



Washington County
IDWR Basin 67



Prepared by J. Dean
On Friday, September 15, 2006
1987/88 Aerial Photography

11/14/2006
RECEIVED
DEC 22 2006
DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006

Water right number: 67-700

FRANK V CHANDLER
1227 US HWY 95
WEISER ID 83672
Telephone Number: (208)549-0939

NANCY E CHANDLER
1227 US HWY 95
WEISER ID 83672
Telephone Number: (208)549-0939

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:

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

DATE: 12-8-2006

SIGNATURE:

Kirk R. Chandler

Please print your name:

Kirk R. Chandler

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 22 2006

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: A67-00700
Date Received: 9/19/1989
Receipt No: W0060000 (126)
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK V. CHANDLER 208-549-0939
Address: 1227 U S HWY 95
WEISER, ID 83672
OR
Name: NANCY E. CHANDLER 208-549-0939
Address: 1227 U S HWY 95
WEISER, ID 83672
2. Date of Priority: APR 01, 1890
3. Source: SHEEP CREEK Trib. to: MONROE CREEK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of 1/4 of 1/4 | Lot | County |
|----------|-------|---------|-------------------|-----|------------|
| 12N | 05W | 33 | SW NW | | WASHINGTON |
5. Description of diverting works:
UNDERGROUND PIPE TO RESERVOIR(SEP.FILING)-SPRINKLER IRRIG.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 1.520 | | 342.00 |
7. Total Quantity Appropriated is:
1.520 C.F.S. (and/or) 342.00 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
INSTREAM STOCKWATERING.

SCANNED
APR 07 2004

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	33	NW	NW		IRR	1.0
			SW	NW		IRR	7.0
			SE	NW		IRR	8.0
			NE	SW		IRR	34.0
			NW	SW		IRR	4.0
			NW	SE		IRR	22.0
						Section Acres	76.0
						Total Acres	76.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-00702.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

MONROE CREEK IRRIGATION DISTRI
Decree Plaintiff

vs DON DICKERSON, ET AL.
Decree 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): Frank J. Chandler Date: 9/19/89
Nancy E. Chandler Date: 9/19/89

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of September 19 89

Jan Thurst
Notary Public

Residing at Meridian ID
My Commission Expires 9-14-94





AT

Creek

Creek

2700

2710

2750

2785

2428

Devils
Creek

258

2583

PROPOSED FINDING OF WATER RIGHTS - MONROE CREEK DRAINAGE

SURFACE WATER

DENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE FROM - TO	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF AND LANDS IRRIGATED (acres)
67-0707	BRENT, Duane 410 Pioneer Rd. Weiser, Idaho	4- 1-1945	Stockwater	1/1 12/31	1.4	0.04	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.2 T11N, R5W	Sec. 2 SW $\frac{1}{4}$ SE $\frac{1}{4}$ T11N, R5W
67-0708	BRENT, Duane 410 Pioneer Rd. Weiser, Idaho	4- 1-1945	Stockwater	1/1 12/31	1.4	0.04	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.14 T11N, R5W	Sec. 14 NW $\frac{1}{4}$ SE $\frac{1}{4}$ T11N, R5W
The total amount of water diverted under this right and/or right 67-0707 shall not exceed 0.04 cfs or 1.4 AF/year.								
67-0700	CHANDLER, Frank Route 2, Box 157 Weiser, Idaho	4- 1-1890	Irrigation	3/15 11/15	342.0	1.52	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.33 T12N, R5W	Sec. 33 SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ T12N, R5W
67-0701	CHANDLER, Frank Route 2, Box 157 Weiser, Idaho	4- 1-1880	Irrigation	3/15 11/15	207.0	0.92	NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.34 T12N, R5W SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.3 T11N, R5W	Sec. 34 NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T12N, R5W Sec. 3 Lot 4 SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4 Lot 1 T11N, R5W

A67-0
A67-0

PROPOSED FINDING OF WATER RIGHTS - MONROE CREEK DRAINAGE

SURFACE WATER

DENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE FROM - TO	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION (cfs)	POINT OF DIVERSION	PLACE OF AND LANDS IRRIGATED (acres)
57-0702	CHANDLER, Frank Route 2, Box 157 Weiser, Idaho	4- 1-1957	Irrigation	3/15 11/15	396.0	1.76	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.33 NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.34 T12N, R5W	Sec. 33 NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T12N, R5W Sec. 4 Lot 1 T11N, R5W
67-0703	CHANDLER, Frank Route 2, Box 157 Weiser, Idaho	4- 1-1888	Irrigation	3/15 11/15	144.0	0.64	NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.34 T12N, R5W	Sec. 34 NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ T12N, R5W Sec. 3 Lot 4 SW $\frac{1}{4}$ NW $\frac{1}{4}$ T11N, R5W
67-2076	CHANDLER, Frank Route 2, Box 157 Weiser, Idaho	9- 9-1912	Stockwater	1/1 12/31	2.0	0.10	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.20 T12N, R5W	Sec. 20 NE $\frac{1}{4}$ SE $\frac{1}{4}$ T12N, R5W
		9- 9-1912	Irrigation	3/15 11/15	<u>4.5</u> 6.5	<u>0.10</u> 0.10	Same as above	Same as above
67-0636	DOAK, Helen and/or DANIEL, Don and/or Bob Route 2, Box 156 Weiser, Idaho	12-31-1883	Irrigation	3/15 11/15	513.0	2.28	NW $\frac{1}{4}$ NE $\frac{1}{4}$, S.10 T12N, R5W	Sec. 10 SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 15 NE $\frac{1}{4}$ NE $\frac{1}{4}$

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-700 V1

WATER RIGHT NUMBER: 67-700 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK V CHANDLER 1227 US HWY 95 WEISER, ID 83672 (208)549-0939
Current Owner	NANCY E CHANDLER 1227 US HWY 95 WEISER, ID 83672 (208)549-0939

Priority Date: 04/01/1890

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SHEEP CREEK	MONROE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.060 CFS	238.50 AF
	<u>Total Diversion:</u>	1.060 CFS	238.50 AF

Location of Point(s) of Diversion

SHEEP CREEK	SW1/4NW1/4	Sec. 33, Twp 12N, Rge 05W, B.M.
WASHINGTON 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	
12N	05W	33							1.0	7.0	33.0	5.0					7.0		53.0

Total Acres: 53

Conditions of Approval:

1. 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.
2. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-700 V1

Comments:

1. mcase 6/16/2004 POD
Comment: POD shape not created - not on map.
2. mcase 6/16/2004 POU
Comment: Updated Shape
3. mcase 6/16/2004 POU
Comment: Created an initial shape from maps in claim file, maps do not seem to match up to the claimed acreage. Needs another look. POU overlaps POU's of 67-2357 and 67-7446.
4. mcase 6/16/2004 Period of Use
Comment: Decreed Period of Use shorter than standard season of use. Shoulder remarks required.

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: S
 Owner Name Connector: OR
 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:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/16/2004 7:55:24 AM	mcase			Active
Source	6/16/2004 8:15:07 AM	mcase			Active
POU	6/16/2004 8:24:33 AM	mcase			Active
Use	6/16/2004 8:27:43 AM	mcase			Active
Season	6/16/2004 8:28:16 AM	mcase			Active
Quantity	6/16/2004 8:29:15 AM	mcase			Active
POD	6/16/2004 8:29:29 AM	mcase			Active
Priority Date	5/18/2006 2:08:04 PM	dnarsavage			Active
POD	5/18/2006 2:08:23 PM	dnarsavage			Active
Source	5/18/2006 2:13:06 PM	dnarsavage			Active
POU	5/18/2006 2:13:16 PM	dnarsavage			Active
Use	5/18/2006 2:19:13 PM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-700 V1

Season	5/18/2006 2:19:37 PM	dnarsavage	Active
Quantity	5/18/2006 2:22:20 PM	dnarsavage	Active
Summary	05/18/2006	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Source	6/16/2004 8:15:08 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/16/2004 8:24:34 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Priority Date	6/16/2004 7:55:24 AM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Use	6/16/2004 8:27:43 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
Season	6/16/2004 8:28:16 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-700 V1

Quantity	6/16/2004 8:29:16 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Decreed diversion of 342 AF.
POD	6/16/2004 8:29:29 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
Quantity	5/18/2006 2:22:21 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Decreed amounts are equal to current standards
General	5/18/2006 2:08:05 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	5/18/2006 2:13:16 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	5/18/2006 2:13:39 PM	dnarsavage	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-700 V1

Use	5/18/2006 2:19:13 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	5/18/2006 2:19:38 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Summary	5/18/2006 2:23:51 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 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?
POD	5/18/2006 2:08:23 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POU	5/18/2006 2:17:24 PM	dnarsavage	Updated PLS for Active POU
POD	5/18/2006 2:11:01 PM	dnarsavage	Updated shape
Source	5/18/2006 2:13:06 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition

required?

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-700 V1

Water Supply Bank:



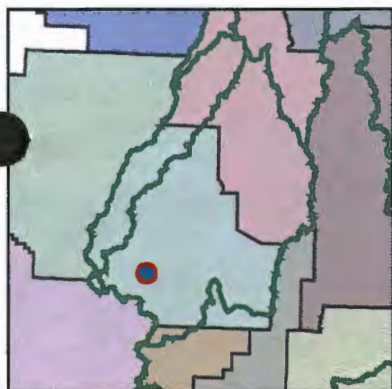
Idaho Department of Water Resources

SRBA Recommendation:

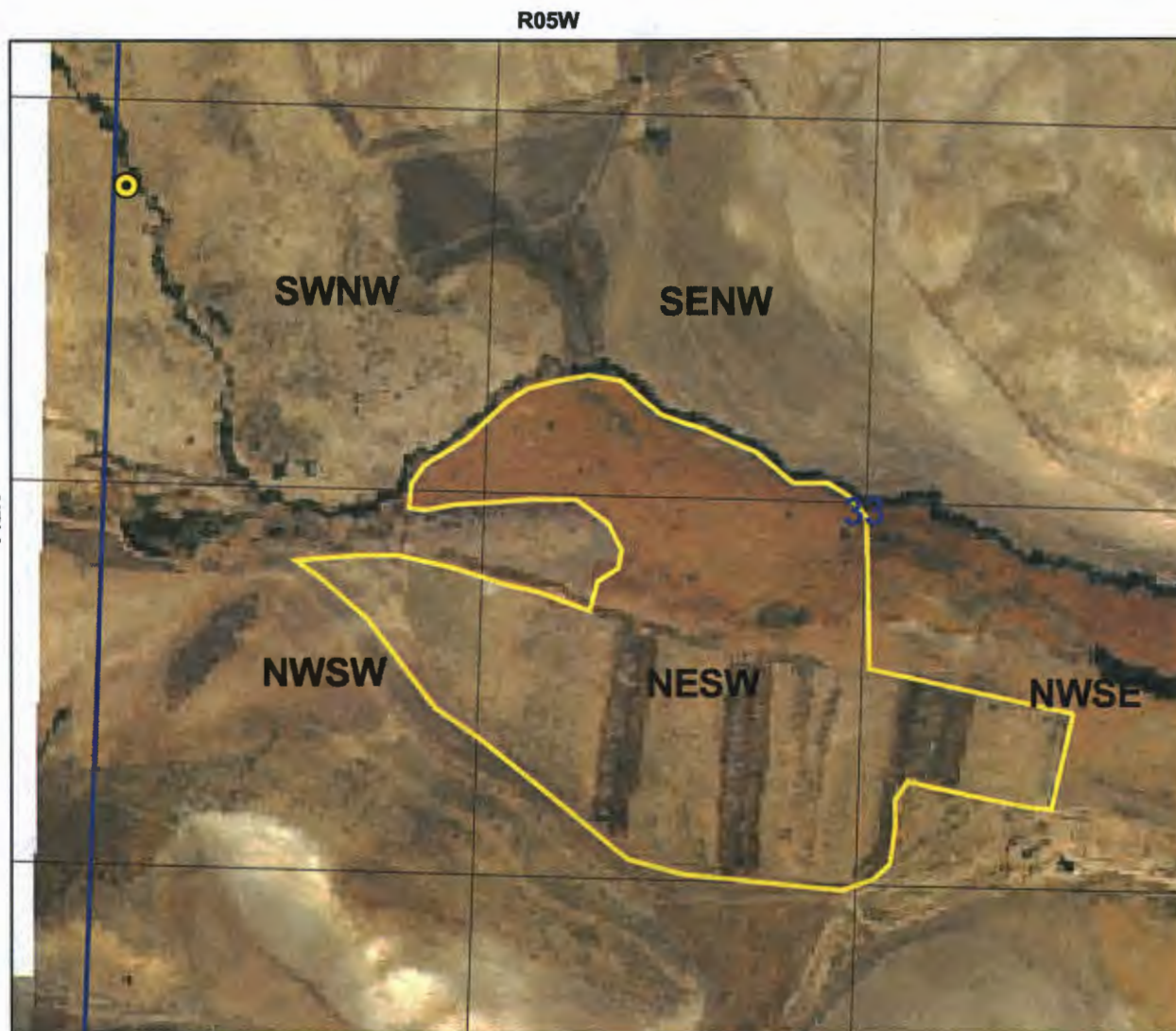
67-700

Legend

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



Washington County
IDWR Basin 67



0 0.3 0.6 Miles

Prepared by D. Narsavage
On Thursday, May 18, 2006
1987/88 Aerial Photography