

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: **A37-12001**
Date Received: 10/27/1988
Receipt No: C003081
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: JOHN S CHAPMAN
Address: PO BOX 3950
HAILEY ID

83333

2. Date of Priority: DEC 31, 1985

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	18E	32	NE	NW	SE		BLAINE

5. Description of diverting works:

WELL, 6" CASING, 71' DEEP, 1.25" PIPE, 12-4 SUBMERSIBLE PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOME, S/6 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	18E	32	NW	SE		DOMEST	
			NW	SE		STOCK	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

ANOTHER WELL FOR DOMESTIC USE (THE MAIN HOUSE) AND STOCKWATERING,
WHICH WAS DRILLED IN 1941.

6-17-98: ADDRESS CHANGE PER NOTICE REC'D 4-7-98 - VH

15. Basis of Claim: BENEFICIAL USE



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380
Phone: (208) 736-3033 FAX: (208) 736-3037

June 17, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

John S. Chapman
PO Box 3950
Hailey, Idaho 83333

RE: Snake River Basin Adjudication (SRBA)
Claim No(s). A37-04106, A37-11999, A37-02507B
A37-02640B, A37-00522J, A37-00523G, A37-00833S
A37-00899A, A37-12001, A37-00521L
Change of Address Notification

Dear Claimant:

Thank you for notifying us of your change of address on the water right claims referenced above. The enclosed documents are for your records, please review them for accuracy in all respects. A copy of your Notice of Change of Address has been forwarded to our State Office so that they may update the address on Water Right number 37-08409.

If you have any questions, please feel free to contact this office.

Sincerely,

Vikie Hancock
Records Clerk

37-02407 Sent to [unclear] 6/15/98 04



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

CHANGE IN ADDRESS

☐ Water Right Number(s): A37-04106 - A37-11999 - A37-02507B
A37-02640B - A37-00522J - A37-0523G
A37-008335^R A37-00899A^R A37-12001
A37-00521L + 37-08409_{WR}

☐ Old Mailing Address: P.O. Box 744
Sun Valley, Idaho 83353

☐ New Mailing Address: P.O. Box 3950
Hailey, Idaho 83333

☐ New Telephone Number: () -

☐ Signature of Claimant(s): [Signature]

Date: 4/6/98

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date:	By:
Further Action Needed:	
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:

RECEIVED
APR 07 1998
Department of Water Resource
Southern Region

AJ5856NP

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

DATE: SEP-19-1997

PAGE: A-101

RIGHT NUMBER: 37-12001

NAME & ADDRESS: JOHN S CHAPMAN
PO BOX 2898
BOISE ID 83701

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

PRIORITY DATE: 12/31/1985

POINT OF DIVERSION: T03N R18E S32 NENWSE Within BLAINE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC ~~DX~~ 1 HOME, (S/6 HORSES) EXP	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within BLAINE County
T03N R18E S31 NWSE

DOMESTIC Within BLAINE County
T03N R18E S31 NWSE

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

(ANOTHER WELL FOR DOMESTIC USE (THE MAIN HOUSE) AND STOCKWATERING,
WHICH WAS DRILLED IN 1941.

comments

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

N11
N13

Blaine County Map
pg # 1923
2/8/99

Verified by _____ Date: _____

Verification Source: _____

RECEIVED

AUG 22 1997

Department of Water Resources
Southern Region

08/15/1997

COMMUNICATION DOCUMENTATION

Claim No.: A37-12001

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent: Sally Sherman

Date: 08/15/1997

Contact Person(s): Attorney Tom Miller (344-9883)

Nature of Contact: Mr. Miller called at 12:16p.m. about verifying the POU for his client, John Chapman.

Substance of Communication:

I pulled the fiche and related to Mr. Miller his client had filed his claim during a personal visit to IDWR, then signed the computer-generated claim form which had the incorrect Section number (31) in POU.

I copied the fiche for Mr. Miller and printed an amended claim form for his client to sign this afternoon.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

August 8, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Tom Miller
P.O. Box 1617
Boise, ID 83701

Dear Mr. Miller:

Pursuant to your recent inquiry, I have enclosed copies of profile reports of Snake River Basin Adjudication Claims in John Chapman's name. These claims are appurtenant to the property that Mr. Chapman retained when he sold the majority of the Cloverly Ranch to Harry Rinker. Please find enclosed profile reports of the following Snake River Basin Adjudication Claims:

A37-00521L	A37-00522J	A37-00523G
A37-00833S	A37-00899A	A37-02507B
A37-02640B	A37-04106	A37-11999
A37-12001		

It should be noted that the enclosed profile reports are claims and may, or may not, ultimately be recommended to the court as they are claimed.

Some of the Snake River Basin Adjudication claims listed above are based on old decreed water rights. Available information regarding claims A37-00833S and A37-00899A indicates that the water rights that they are based on have not been used for many years. Idaho Code, 42-222, states that a water right is subject to forfeiture if it experiences five consecutive years of non use. For this reason, a preliminary recommendation has been made on these two claims, A37-00833S and A37-00899A, for disallowal based on forfeiture and abandonment of the water rights.

Claims A37-00521L, A37-00522J, and A37-00523G are based on water rights that have been overclaimed in the Snake River Basin Adjudication. For example, water right 37-00521 was originally decreed for 8.00 cfs, but six Snake River Basin Adjudication claims (including A37-00521L) totalling 8.34 cfs have been filed based on this same water right. Water right 37-00522 was originally decreed for 7.00 cfs, but six adjudication claims (including A37-00522J) totalling 7.80 cfs have been filed based on this particular water right. In addition, water right 37-00523 was decreed for 6.00 cfs, but five adjudication claims (including A37-00523G) totalling 7.00 cfs have been filed based on this same water right.

Note that adjudication claims A37-00521L, A37-00522J, and A37-00523G have a claimed point of diversion located within the SESW $\frac{1}{4}$ of Section 20 (T03N, R18E). This particular diversion corresponds to where the Purdum Slough diverts water from the Big Wood River. Also note that the claims also mention the Hiawatha Canal #22, Osborn #24, and Purdum #25 headgates as possible diversions.

There may be some question(s) regarding how water is delivered to Mr. Chapman's property. Note that the Purdum Ditch, served by the Purdum #25 headgate, delivers water to property west of Highway 75. In addition, the department has been notified by individuals involved with Lot 1, Block 1 of Chapman's East Cloverly Ranch that the Osborne Ditch was filled in and leveled at least 5 years ago. This would indicate that the Osborne Ditch is no longer capable of delivering water to property south of Lot 1, Block 1. For these reasons it appears that the only way Big Wood River water can reach Mr. Chapman's property east of Highway 75 is through the Hiawatha Canal. You may want to check with the watermaster to see how much water has been historically delivered to Mr. Chapman through the Hiawatha Canal. This may be the factor that determines the extent of the validity of the Snake River Basin Adjudication claims that are appurtenant to Lot 2, Block 1 of Chapman's East Cloverly Ranch.

Adjudication claims A37-02507B and A37-02640B are based on water rights that were created in the water right transfer process. Mr. Chapman retained some of the irrigation water rights out of the irrigation well he sold to Harry Rinker. Mr. Chapman then transferred these retained groundwater rights to a well and property west of Highway 75.

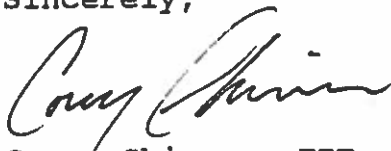
A couple of other claims, A37-11999 and A37-12001, have been filed for domestic use(s) out of wells located in Section 32, Township 3 North, Range 18 East (land located west of Highway 75). Note that claim A37-12001 claims domestic and stockwater uses for property located in Section 31. This property appears to be located in the Osborn Gulch area, west of the Big Wood River.

August 8, 1997
PAGE 3

In addition, profile reports of claim A37-04106 and water right permit 37-08409 have also been included. Claim A37-04106 is for irrigation use out of a spring located west of Highway 75. A field exam was recently completed by a department representative to determine the extent of development under water right permit 37-08409. Apparently, this permit was for water use out of a well for a nursery located east of Highway 75.

If you have any questions, or if I can be of any assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in cursive script, appearing to read "Corey Skinner".

Corey Skinner, EIT
Dam Safety Section

Enclosures

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: A37-12001

Date Received: 10/27/1988

Receipt No: C003081

Received By: *[Signature]* 10/27/1997

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: JOHN S CHAPMAN 208-343-6485
Address: PO BOX 2898
BOISE ID 83701

2. Date of Priority: DEC 31, 1985

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	18E	32	NE	NW	SE		BLAINE

5. Description of diverting works:

WELL, 6" CASING, 71' DEEP, 1.25" PIPE, 12-4 SUBMERSIBLE PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOME, S/6 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	18E	32	NW	SE		DOMEST	
			NW	SE		STOCK	

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
Print Name

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 _____

HAWLEY TROXELL ENNIS & HAWLEY LLP

A LIMITED LIABILITY PARTNERSHIP OF ATTORNEYS AND COUNSELORS

877 MAIN STREET, SUITE 1000
POST OFFICE BOX 1617
BOISE, IDAHO 83701-1617
TELEPHONE (208) 344-6000
FACSIMILE (208) 342-3829

THOMAS A. MILLER
(208)388-4811

EMail: TAM@HTEH.COM

RECEIVED

OCT 27 1997

Department of Water Resources

October 23, 1997

Clerk of the Court
Snake River Basin Adjudication
Fifth Judicial District
P. O. Box 2707
Twin Falls, ID 83303-2707

Re: John S. Chapman - ID No. A37-12001

Dear Clerk:

Enclosed are original and copy of Amended Notice of Claim to Water Right No. A37-12001 in the name of John S. Chapman.

Please file the original and return a file-stamped copy to me in the enclosed pre-addressed stamped envelope. We are advised by Dani of the SRBA Section, Idaho Department of Water Resources, in Boise that no filing fee is required.

If you have any questions or need anything further, please let me know.

Yours truly,



Thomas A. Miller

TAM/jw

Enc.

cc: John S. Chapman
w/o enc.

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: A37-12001

Date Received: 10/25/1988

Receipt No: 0003081

Received By: RF 10/26/88

CF
10-25-88

RECEIVED

OCT 26 1988

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: JOHN S. CHAPMAN
Address: P.O. BOX 2898
BOISE, ID

208-343-6485

83701

2. Date of Priority: DEC 31, 1985

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
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A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOME, S/6 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	18E	31	NW	SE		DOMEST	
			NW	SE		STOCK	

A37-12001

Page

1

Date: 10/25/88

MICROFILMED

FEB 25 1993

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:
ANOTHER WELL FOR DOMESTIC USE (THE MAIN HOUSE) AND STOCKWATERING,
WHICH WAS DRILLED IN 1941.

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): *J. L. Chapman* Date: 10-25-88
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of October 19 88

Wm. L. Clement
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 1-31-91

Town- ship	Ran- ge	Sec	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	18E	32	38	2	40 30	2340 16	2			40	40 5	27	40	1 13	2233 407	40 1	1		364
		33									25	9	4						38
																			402
																			315

MICROFILMED
FEB 25 1993

Southern
10