

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: A63-28723
Date Received: 3/14/1990
Receipt No: C015543
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOWARD R SMALLWOOD 208-454-8769
Address: 15902 RIVERSIDE RD
CALDWELL ID 83605

AND/OR
Name: STELLA H SMALLWOOD 208-454-8769
Address: 15902 RIVERSIDE RD
CALDWELL ID 83605

2. Date of Priority: DEC 31, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	03W	17	NW	NW	NE		CANYON

5. Description of diverting works:
136'X8" WELL

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		
IRRIGATION	03/15	11/15	0.030		

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

A.F.A.

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	17	NW	NE		DOMEST	
			NW	NE		IRR	1.0
						Section Acres	1.0
						Total Acres	1.0

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:
NONE

14. Remarks:
REPLACEMENT WELL DRILLED IN 1976. MRS. KENNETH WITT STATES THE HOUSE AND WELL WERE IN PLACE WHEN SHE AND HER HUSBAND, NOW DECEASED, PURCHASED THE PROPERTY IN 1965. LOCATION OF HOME IS NOTED ON USGS MAP PREPARED IN 1958.

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 A63-28723Date Received 3/14/90Receipt Number CO15543

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAR 14 1990

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Howard R. and/or Stella H. Smallwood Phone (208) 454-8769Mailing Address 15902 Riverside Road, Caldwell, ID Zip 836052. Date of Priority (Only one (1) per claim) 12/31/583. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 03N Range 03W Section 17,
NW 1/4 of NW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of CanyonAdditional points of diversion if any: none

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
_____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Well - 136' deep, 8" casing

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For domestic purposes from 1/1 to 12/31 amount .04 or _____

For irrigation purposes from 3/15 to 11/15 amount .03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .05 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 domestic household

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
03N	03W	17		1															1

Total number of acres irrigated 1

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

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks:

Replacement well drilled in 1976

Mrs. Kenneth Witt states that the house and well were in place when she and her husband, now deceased, purchased the property in 1965. Location of home is noted on USGS map prepared in 1958.

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Last Name Smallwood Ident No. _____

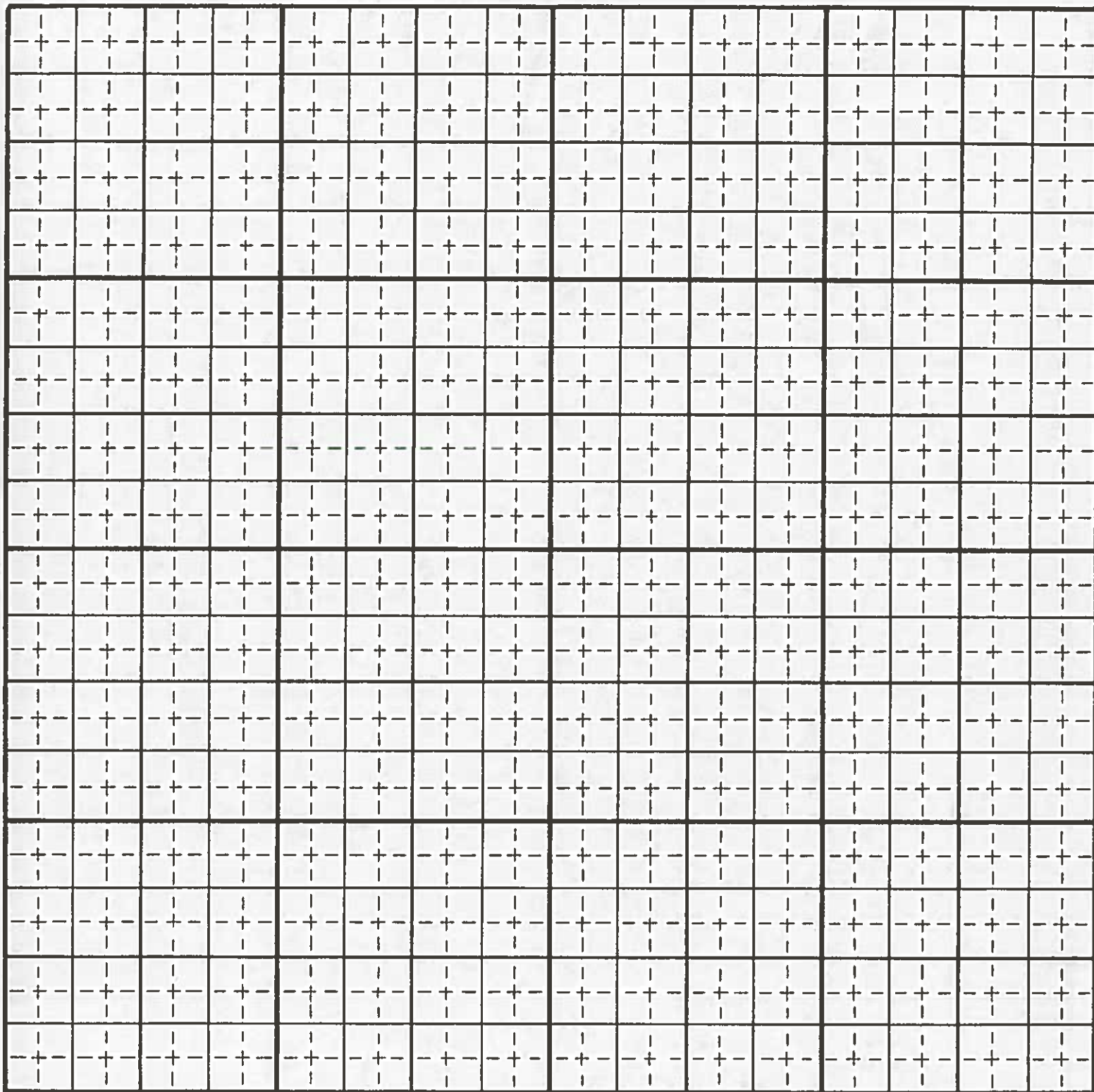
Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

Township 3 North, Range 3 West, Section 17, NW1/4NW1/4NE1/4

See attached map.



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Last Name Smallwood Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Howard Smallwood Date 2/27/90
Hella Smallwood Date 2/27/90

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 27 day of February 19 90

SEAL

Notary Public Margaret Johnson

Residing at Caldwell, Idaho

My Commission Expires 4-11-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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AUG 02 1994

Last Name Smallwood Ident. Number _____

Copies White-State, Yellow-Claimant

LEGAL DESCRIPTION

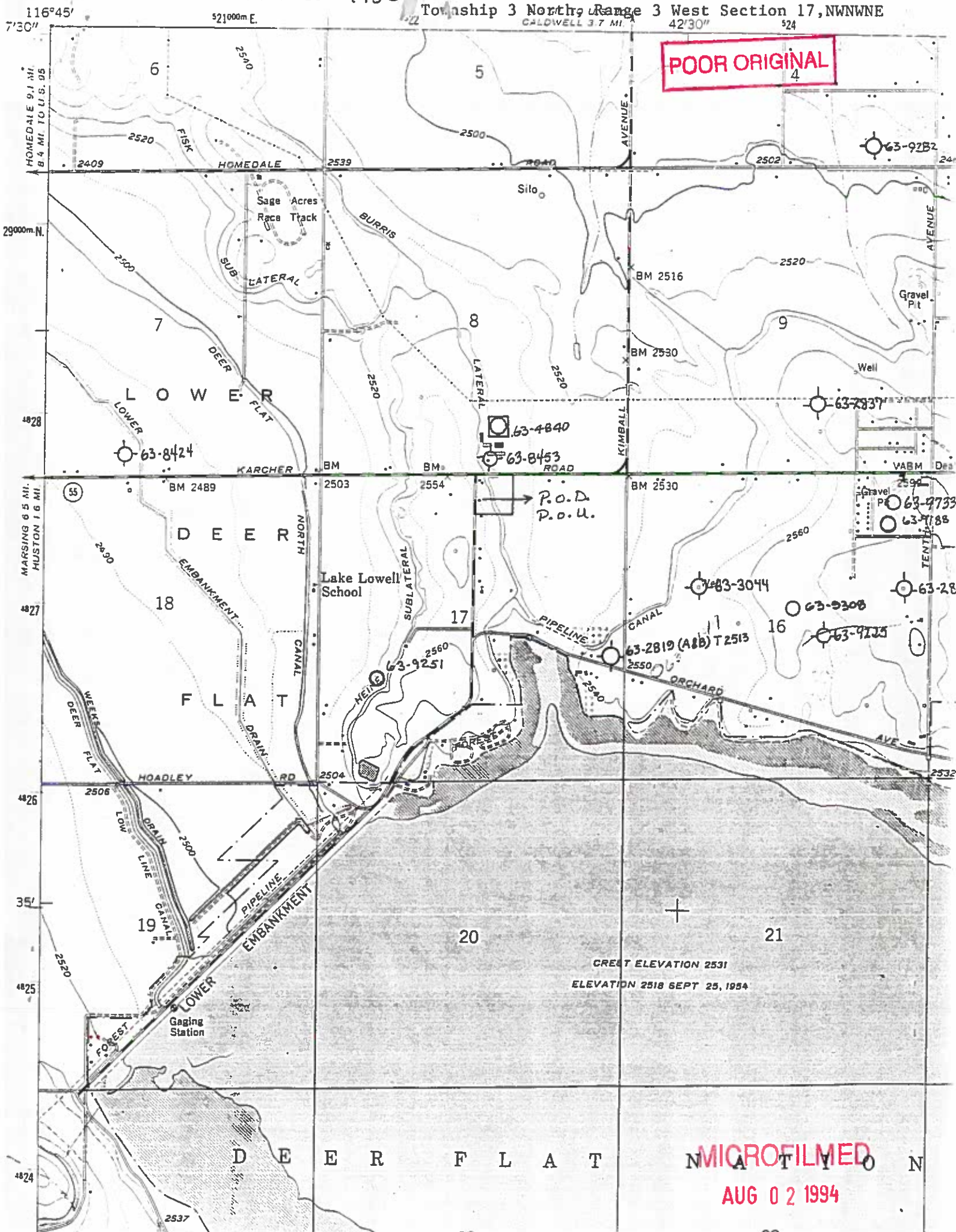
at a point 430 feet South of the Northwest
Northeast 1/4, Section 17, Township 3 North,
1st Meridian, Canyon County, Idaho, and
South on the West Boundary line of the NE
1/4 a distance of 149.6 feet; thence East on
with the North boundary line of said section
to the West right-of-way line of the Burris Canal;
thence along the West right-of-way line 150 feet,
to a point which is 430 feet South of the North
Boundary line of Section 17; thence West 246 feet, more or
less to Beginning.

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GEOLOGICAL SURVEY - 1958

Township 3 North, Range 3 West Section 17, NWNWNE



ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Smallwood

CLAIM IDENT. NO.

A03-28723DATE RECEIVED 3/14/90 RECEIPT # C015543 FEE PAID \$ 51 FEE REQ'D \$ 51

	YES	NO	Requires 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.			
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒	☐	
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 D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	☒	☐	*
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?	☒	☐	
Is the consumptive use correct?	☒	☐	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☒	☐	*
If multiple domestic, is single ownership indicated?	☒	☐	
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	mod. See back
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
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.)	☒	☐	
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 no. listed? If yes, compare claim w/existing right and attach proof report noting any differences in comments. If no, was water right no. found?	☒	☐	*
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 description or name on the claim? (If yes, attach a proof report & complete number change) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	☒	☐	
18. If the claimant requested a monthly docket sheet, was the fee paid?	☒	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	☒	☐	*
22. Is the fee enclosed correct?	☒	☐	*

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AUG 02 1994

- | | YES | NO |
|--|-----|----|
| 23. Is this claim being rejected and returned to claimant? | | |
| 24. Can this claim be data entered? | | |
| 25. Was claim modified? | | |

If yes, do modifications require notification to claimant?
 Note: Modifications made must be explained in comments stating where the information for any changes was found.

#10 dom. por

Claim reviewed by: HAT Date 1/21/93

Claim data entered by: af Date 4-29-93

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: POU for domestic - NONE

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

RIGHT NUMBER: 63-28723

NAME AND ADDRESS: BRUCE K LOWDER
15902 RIVERSIDE RD
CALDWELL ID 83607

CONNIE A LOWDER
15902 RIVERSIDE RD
CALDWELL ID 83607

STELLA H SMALLWOOD
HOWARD R SMALLWOOD
15902 RIVERSIDE RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.010 CFS
4.500 AFY

PRIORITY DATE: 12/31/1948

POINT OF DIVERSION:

T03N R03W S17 NWNWNE 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	0.010 CFS 4.50 AFY

PLACE OF USE: IRRIGATION in CANYON County

T03N R03W S17 NWNE 1.00

1 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 - License

This right is a split from former right 63-2747.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

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

Water Rights: 63-28723

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: June 1, 2007


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 1, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Bruce Lowder
Connie Lowder
15902 Riverside Rd
Caldwell ID 83607

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

June 1, 2007

BRUCE K LOWDER
CONNIE A LOWDER
15902 RIVERSIDE DR
CALDWELL ID 83607

Re: Water Right No. 63-28723

Dear Mr. & Mrs. Lowder:

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

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

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

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

RECEIVED

MAY 25 2007

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
	63-28723				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Howard & Stella Smallwood
 15902 Riverside Rd., Caldwell, ID 83604

4. New Owner/Claimant(s)

Bruce K. & pr Connie A. Lowder

Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

15902 Riverside Rd., Caldwell, ID 83604

City, State and ZIP Code

New Telephone Number

(208) 455-2908

CL
BS

WARRANTY DEED

FOR VALUE RECEIVED THOMAS J. GOODMAN and BETTY GOODMAN,
HUSBAND AND WIFE

the Grantors, do hereby grant, bargain, sell and convey unto BRUCE K. LOWDER and CONNIE A.
LOWDER, HUSBAND AND WIFE

the Grantees, whose address is 15902 RIVERSIDE ROAD, CALDWELL, ID 83607

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS
REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2003 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

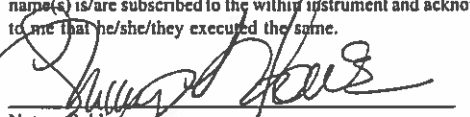
DATED: October 2, 2003

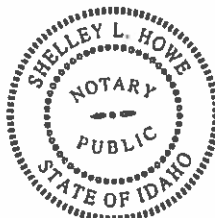

THOMAS J. GOODMAN


BETTY GOODMAN

STATE OF IDAHO
COUNTY OF CANYON

On this 02 day of OCTOBER, 2003, before me, a notary public,
personally appeared THOMAS J. GOODMAN AND BETTY
GOODMAN, known or identified to me to be the person(s) who(se)
name(s) is/are subscribed to the within instrument and acknowledged
to me that he/she/they executed the same.


Notary Public
Residing at Nampa, ID
My commission expires: 9.27.06



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

172
TJ Bja

PN76660

BEGINNING at a point 430 feet South of the Northwest corner of the Northeast Quarter, Section 17, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, and running thence

South on the West Boundary line of the Northeast Quarter of Section 17 a distance of 149.6 feet; thence

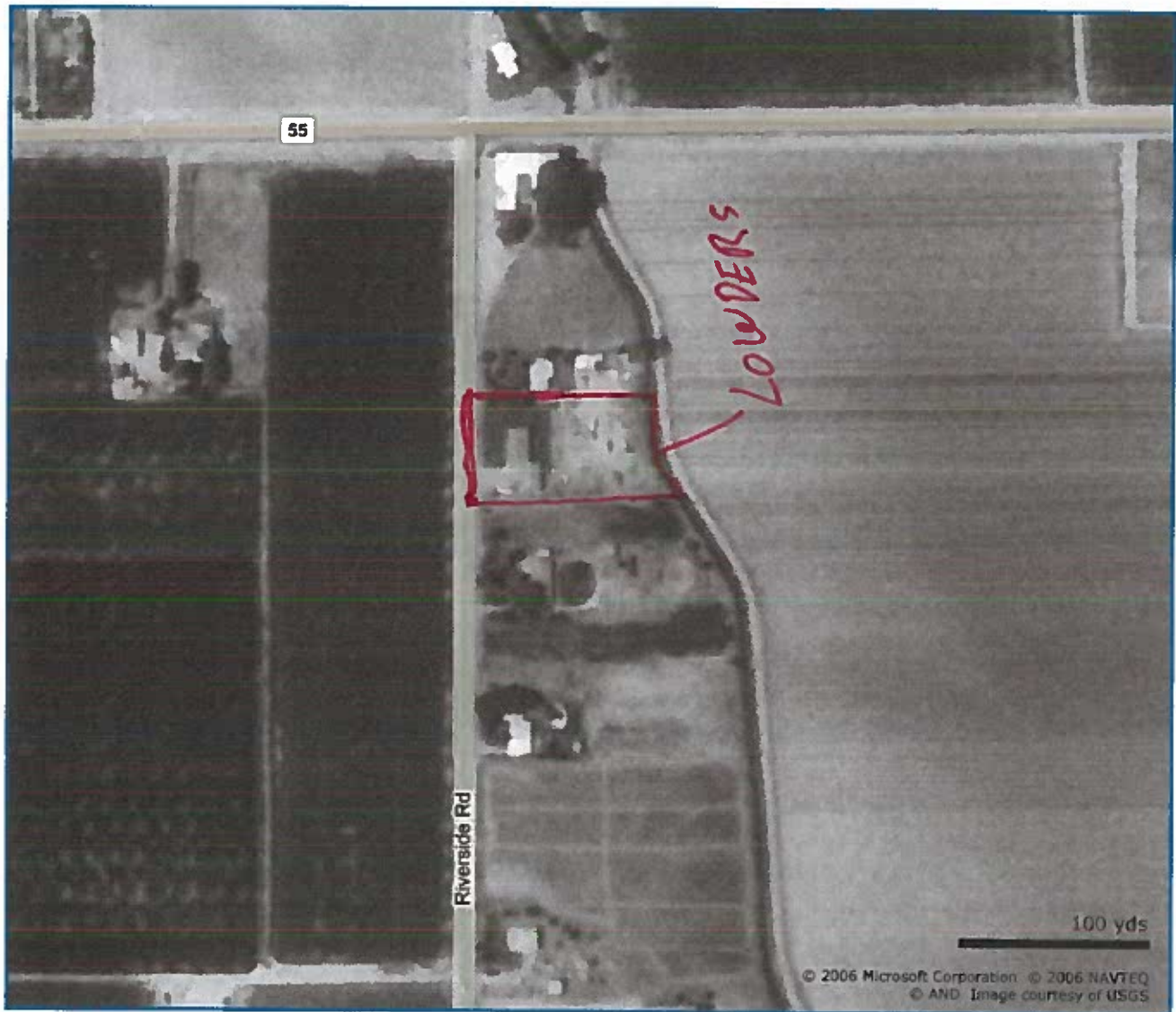
East on a line parallel with the North Boundary line of said section to a point in the West right-of-way line of the Burris Canal; thence

Northerly along the West right-of-way line 150 feet, more or less, to a point which is 430 feet South of the North Boundary line of Section 17; thence

West 246 feet, more or less, to the POINT OF BEGINNING.



S17, T3N, R3W



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

MAILING SERVICE AS
ADDRESSED
BY MAILING ORDER

HOWARD R SMALLWOOD
STELLA H SMALLWOOD
15502 RIVERSIDE RD
CALDWELL ID 83605

for

1907 W Flamingo #12
Nampa 83651

63-28723
Resent 10-12-06

FIRST CLASS



UNITED STATES
FIRST CLASS
02 1A
0004310839
MAILED FROM ZIP CODE 83702
\$00.870
OCT 06 2006

RECEIVED
OCT 12 2006
WATER RESOURCE
WESTERN REGION

05/23/2006

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

RIGHT NUMBER: 63-28723
NAME AND ADDRESS: STELLA H SMALLWOOD
15902 RIVERSIDE RD
CALDWELL ID 83605

HOWARD R SMALLWOOD
15902 RIVERSIDE RD
CALDWELL ID 83605

SOURCE: GROUND WATER
QUANTITY: 0.010 CFS
4.500 AFY
PRIORITY DATE: 12/31/1948
POINT OF DIVERSION:

TRIBUTARY:

T03N R03W S17 NWNWNE 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	0.010 CFS 4.50 AFY

PLACE OF USE: IRRIGATION Within CANYON County
T03N R03W S17 NWNE 1.00

1 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 - License

This right is a split from former right 63-2747.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R3W SECTION(S) 17
WATER RIGHT(S) : 63-28723



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

Total Irrigated Acres = 1 acre(s)

GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: May 2006



MEMORANDUM

TO: ADJUDICATION CLAIM FILE 63-28723

FROM: DANIEL A. NELSON

DATE: 5/22/06

SUBJECT: CLAIM REVIEW

This claim was filed as a portion of an older licensed right 63-2747 with a similar priority date. The priority date claimed was 10 years later than the original license, but it appears to be a simple error. Therefore, I am recommending this right with a 1948 priority date.

The claimant filed on 1 acre and the domestic portion of 63-2747. The only home with in the borders of this older water right that was built in the 1947 is the neighbor, Mr. Roberts, who lives in the second lot to the south of the claimant. The tax lot data states the home on the property owned by the claimant was built in 1982. Therefore, I cannot allow a domestic use with this water right. However, the claimant can file another water right or claim with the 1982 priority date for the domestic use.

According to the claim and tax lot data the claimant only owns a 1-acre parcel. Therefore, he is only entitled to his portion or 1/5 of the original licensed irrigation amount of 0.06 cfs for 5 acres. The portion of this original license belonging to the claimant is 0.01 cfs and 1 acre. The neighbor on the next lot south has already claimed their share of the irrigation portion of this right in water right 63-32081.

The claimant stated that they drilled a replacement well for their property in 1976, so they no longer seem to be on the same system. Since that well was drilled prior to 1987 it is acceptable as an accomplished transfer. The original well and any additional wells from the other owners will not be included on this recommendation.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-28723 V1

WATER RIGHT NUMBER: 63-28723 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STELLA H SMALLWOOD 15902 RIVERSIDE RD CALDWELL, ID 83605 (208)454-8769
Current Owner	HOWARD R SMALLWOOD 15902 RIVERSIDE RD CALDWELL, ID 83605 (208)454-8769

Priority Date: 12/31/1948

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.010 CFS	4.50 AF
	<u>Total Diversion:</u>	0.010 CFS	4.50 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4NE1/4	Sec. 17, Twp 03N, Rge 03W, 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	
03N	03W	17		1.0															1.0

Total Acres: 1

Conditions of Approval:

1. P21 This right is a split from former right 63-2747.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-28723 V1

Comments:

1. dnelson 5/23/2006 Claimant Remarks

Comment: REPLACEMENT WELL DRILLED IN 1976. MRS. KENNETH WITT STATES THE HOUSE AND WELL WERE IN PLACE WHEN SHE AND HER HUSBAND, NOW DECEASED, PURCHASED THE PROPERTY IN 1965. LOCATION OF HOME IS NOTED ON USGS MAP PREPARED IN 1958.

2. dnelson 5/23/2006 Claim Review

Comment: This claim was filed as a portion of an older licensed right 63-2747 with a similar priority date. The priority date claimed was 10 years later than the original license, but it appears to be a simple error. Therefore, I am recommending this right with a 1948 priority date.

The claimant filed on 1 acres and the domestic portion of 63-2747. The only home with in the borders of this older water right that was built in the 1947 is the neighbor, Mr. Roberts, who lives in the second lot to the south of the claimant. Mr. Roberts filed domestic water right claim 63-26425 his portion of the water right. The tax lot data states the home on the property owned by the claimant was built in 1982. Therefore, I cannot allow a domestic use with this water right. However, the claimant can file another water right or claim with the 1982 priority date for the domestic use.

According to the claim and tax lot data the claimant only owns a 1-acre parcel. Therefore, he is only entitled to his portion or 1/5 of the original licensed irrigation amount of 0.06 cfs for 5 acres. The portion of this original license belonging to the claimant is 0.01 cfs and 1 acre. The neighbor on the next lot south has already claimed their share of the irrigation portion of this right in water right 63-32081.

The claimant stated that they drilled a replacement well for their property in 1976, so they no longer seem to be on the same system. Since that well was drilled prior to 1987 it is acceptable as an accomplished transfer. The original well and any additional wells from the other owners will not be included on this recommendation.

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: AND

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>
Summary			04/03/2006	scurtis	Active
Contacts	5/23/2006 7:44:22 AM	dnelson			Active
Contacts	5/23/2006 8:00:34 AM	dnelson			Active
Priority Date	5/23/2006 8:01:25 AM	dnelson			Active
POD	5/23/2006 8:03:22 AM	dnelson			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-28723 V1

Source	5/23/2006 8:03:41 AM	dnelson	Active
POU	5/23/2006 8:04:48 AM	dnelson	Active
Use	5/23/2006 9:28:27 AM	dnelson	Active
Season	5/23/2006 10:09:16 AM	dnelson	Active
Quantity	5/23/2006 10:10:41 AM	dnelson	Active
Summary	05/23/2006	dnelson	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	4/3/2006 6:49:04 AM	scurtis	(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?
POD	5/23/2006 8:02:57 AM	dnelson	Updated shape
POU	5/23/2006 8:04:36 AM	dnelson	Updated shape for Active POU
Use	5/23/2006 9:28:28 AM	dnelson	(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?
Contacts	5/23/2006 8:00:34 AM	dnelson	(No) 1. Do you want to schedule an appointment? Comment for 1: This claim is based on a licensed right.
General	5/23/2006 8:01:25 AM	dnelson	(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? (No) 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-28723 V1

POD	5/23/2006 8:03:22 AM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (Yes) 10. Is a POD remark and/or condition required? Description for Question 6 - The claim supplies the supporting documentation needed to recommend an accomplished transfer for this point of diversion.
Season	5/23/2006 10:09:16 AM	dnelson	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 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) 18. Is a Period of Use remark and/or condition required?
Quantity	5/23/2006 10:10:41 AM	dnelson	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a diversion rate and/or volume? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - Diversion rate was determined during licensing. Description for Question 10 - 1 acre X 4.5 afa standard = 4.5 afa total volume rate.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-28723 V1

Summary	5/23/2006 10:12:33 AM	dnelson	(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? (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?
Contacts	5/23/2006 7:44:23 AM	dnelson	(No) 1. Do you want to schedule an appointment? Comment for 1: This claim is based on a licensed right. No field exam is necessary.
Source	5/23/2006 8:03:41 AM	dnelson	(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?
POU	5/23/2006 8:04:49 AM	dnelson	(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?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-28723

WATER RIGHT NUMBER: 63-28723

Owner Type Name and Address
 Current Owner STELLA H SMALLWOOD
 15902 RIVERSIDE RD
 CALDWELL, ID 83605
 (208)454-8769

Current Owner HOWARD R SMALLWOOD
 15902 RIVERSIDE RD
 CALDWELL, ID 83605
 (208)454-8769

Priority Date: 12/31/1958

Basis: Beneficial Use

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

~~DOMESTIC~~

From To

3/15 to 11/15

~~1/01 to 12/31~~Diversion Rate

0.030 CFS

~~0.040 CFS~~Total Diversion:

0.060 CFS

Annual Volume

4.5 ac = 1 acre x 4.5

Location of Point(s) of Diversion

GROUND WATER

CANYON County

NW1/4NW1/4NE1/4

Sec. 17, Twp 03N, Rge 03W, B.M.

Place of Use

IRRIGATION

Twp Rge Sec

			NE				NW				SW				SE					
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
03N	03W	17			1.0														1.0	

Total Acres: 1

DOMESTIC

Twp Rge Sec

			NE				NW				SW				SE					
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
03N	03W	17			X															

Conditions of Approval:

- REPLACEMENT WELL DRILLED IN 1976. MRS. KENNETH WITT STATES THE HOUSE AND WELL WERE IN PLACE WHEN SHE AND HER HUSBAND, NOW DECEASED, PURCHASED THE PROPERTY IN 1965. LOCATION OF HOME IS NOTED ON USGS MAP PREPARED IN 1958.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 3/14/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

Mitigation Plan: False

Combined Use Limits:

new owner
 Bruce K Lowder
 15902 Riverside RD
 Caldwell ID
 83607

CORRECT TO
 12/28/1948

Original Right
 FOR 0.06 CFS
 FOR 5 ACRES
 Smallwood portion
 is 1-acre
 $(.06/5ac) \times 1.0 = 0.012 CFS$
 $4.5 ac = 1 acre \times 4.5$
 4.5

Domestic
 use was
 not
 licensed
 for
 Smallwood's
 LOT

Tax
 LOT info
 says
 Home
 built
 in
 1982

OK PER ACCOMPLISHED
 TRANSFER

no
 Dom.

P-21
 C-03

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2747

WATER RIGHT NUMBER: 63-2747

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MRS D M BEOUGHER RT 4 CALDWELL, ID

Priority Date: 12/28/1948

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	0.060 CFS	
DOMESTIC	/ to /		
	<u>Total Diversion:</u>	0.060 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4	Sec. 17, Twp 03N, Rge 03W, 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	
03N	03W	17		5.0															5.0

Total Acres: 5

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:Dates and Other Information:

430 ft from tract corner

276 ft

Was Smallwood

home built 1982

561 feet

Home built 1979

home built 1947

450 ft

LOWDER, BRUCE K

URRESTI, RICK D

ROBERTS, BENJAMINE



REAL PROPERTY INQUIRY

```
+++++
01 7R32910-000- -0 059-00 SCH139+ 12 19,100 .85
+++++
34 79,000
SMALLWOOD, HOWARD R +
+
+
+
+
15902 RIVERSIDE RD +
CALDWELL ID 83605 +
+++++
17-3N-3W NE + TOTAL 98,100 .85
TX 1 LESS TX 1-A IN NWNE +++++
+ SURVEY INST 0987084
+ DRAIN DR VALUE APPR KGE
+ CLASS 2 REAP 96 MAN 95 UNIT 1
15902 RIVERSIDE RD, CA + PARCEL 7R03N03W170800 H/O Y C/B N
+ PRIOR ACCOUNT 6R32910-000- -0
+ 02 MH on Property NO
```

COMMENTS

REMARKS

9115609, 9409035, 9409034

PRIOR ACCOUNT 5R32912000 0

PARCEL 03N03W170825 SRVY

INSTR 200428919 ACRES 2.50

SPLIT YR DOCUMENT WD

DATE DONE 07/02/2004 INITIALS JK

02 Ownership Tract Record

THIS ACCOUNT HAS OWNERSHIP TRACK RECORD!

MODE:F ACTION:

PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT

TRQK101

System User- IDWRR

Date 05/04/2006

Time 8:43

REAL PROPERTY INQUIRY

+++++

01 6R32910-000- -0 059-00 SCH139+ 12 29,000 .85

+++++ 34 88,200

LOWDER BRUCE K

+

+

+

+

+

15902 RIVERSIDE RD

CALDWELL ID 83607

+

+++++

17-3N-3W NE + TOTAL 117,200 .85

TX 1 LESS TX 1-A IN NWNE

+++++

+ SURVEY INST 200362616

+ DRAIN DR VALUE APPR TAM

+ CLASS 2 REAP 06 MAN 05 UNIT 1

+ PARCEL 6R03N03W170800 H/O N C/B N

+ PRIOR ACCOUNT 5R32910-000- -0

+ 02 MH on Property NO

+ 03 Traits 04 Companion Sheet

15902 RIVERSIDE RD, CA

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R32910000 0

UNIT 001

TOTAL UNITS

1

SITE 15902 RIVERSIDE RD

CA

SEC/TWN/RNG 17-3N-3W

ASSESSED VALUE 117,200

ACREAGE .85

SUB/PARK NAME

YEAR/MAKE

CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2' SPACE LOT BLOCK

+++++

YR BUILT 1982 AIR COND CENTRAL AIR CARPORT N

STORY 1 STORY HEATING OIL CARPORT SQ FT

FIRST SQ FT 1486 EXTERIOR PLYWOOD DECK/PATIO? Y

SECOND SQ FT ROOF COMP POOL? N

BEDS 3 BSMT SQ FT SPA? N

BATHS 1.75 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE N NEIGHBORHOOD 0

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL ACCOUNT

REAL PROPERTY INQUIRY

```

+++++
01 6R32911-000- -0 059-00 SCH139+ 12 36,000 1.00
+++++
2A 4,950 .55
ROBERTS BENJAMIN S + 32 14,800
+ 34 77,100
+
+
+
PO BOX 114 +
HUSTON ID 83630 +
+++++
17-3N-3W NE + TOTAL 132,850 1.55
TX 1-A-1 IN NWNE ++++++
+ SURVEY INST 200231553
+ DRAIN DR VALUE APPR TAM
+ CLASS 2 REAP 06 MAN 05 UNIT 1
+ PARCEL 6R03N03W170900 H/O N C/B N
+ PRIOR ACCOUNT 5R32911-000- -0
+ 02 MH on Property YES

```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R32911000 0 UNIT 001 TOTAL UNITS 1

```

SITE 15822 RIVERSIDE RD CA SEC/TWN/RNG 17-3N-3W
ASSESSED VALUE 132,850 ACREAGE 1.55
SUB/PARK NAME YEAR/MAKE
CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2' SPACE LOT BLOCK
+++++
YR BUILT 1947 AIR COND AIR - NONE CARPORT A2
STORY 1 STORY HEATING OIL CARPORT SQ FT 1064
FIRST SQ FT 1632 EXTERIOR VNYL SIDING DECK/PATIO? N
SECOND SQ FT ROOF COMP POOL? Y
BEDS 3 BSMT SQ FT SPA? N
BATHS 2.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT

```

```

+++++
COMMENTS CHIMNEY HEAT MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

```

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK402

```

+++++
+ MANUFACTURED HOUSING INQUIRY +
+++++
+ 01 6T77076-000- -0 059-00 FIRE- FLOOD- APPR TAM CLASS 3 REAP 06 DECL N +
+++++
+ NAMES AND MAILING ADDRESS + DESCRIPTION +
+ ROBERTS LAUREN L OR + R32911-000- -0 SECTION 17-3N-3W NE +
+
+ SPACE LOT BLOCK +
+ FLEETWOOD (26 X 67) ( X ) +
+ IDFLVO4A21053BF13 +
+ PO BOX 114 + BROKF-98-26-M30 TITLE 98995901 +
+ HUSTON ID 83630 ++++++
+++++
VALUES +
+ SITE 15822 RIVERSIDE RD CA +
+++++
65 42,400 +
+ STATUS- COMB N TRAN N DEL N PPD N +
+ PRIOR ACCOUNT 5T77076-000- -0 +
+ PARCEL 6T3N3W17R77076 +
+ H/O N C/B N SCH 139 +
+ 02 TRAITS INQUIRY + TOTAL 42,400 +

```

MODE:F ACTION: PRESS (01 RETURN) TO VIEW ANOTHER ACCOUNT TRQK101

System User- IDWRR Date 05/04/2006 Time 8:42

REAL PROPERTY INQUIRY

01 6R32912-000- -0 059-00	SCH139+	12	30,000	1.00
*****		2A	13,500	1.50

URRESTI RICK D	+	32	32,900	
	+	34	89,200	
	+			
	+			
	+			

15880 RIVERSIDE RD

CALDWELL ID 83607

17-3N-3W NE	+	TOTAL	165,600	2.50
-------------	---	-------	---------	------

TX 1A2 IN NWNE

+ SURVEY INST 200428919

+ DRAIN DR VALUE APPR TAM

+ CLASS 2 REAP 06 MAN 05 UNIT 1

15880 RIVERSIDE RD, CA

+ PARCEL 6R03N03W170825 H/O N C/B N

+ PRIOR ACCOUNT 5R32912-000- -0

+ 02 MH on Property NO

+ 03 Traits 04 Companion Sheet

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R32912000 0 UNIT 001 TOTAL UNITS 1

SITE 15880 RIVERSIDE RD CA SEC/TWN/RNG 17-3N-3W

ASSESSED VALUE 165,600 ACREAGE 2.50

SUB/PARK NAME YEAR/MAKE

CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2 ' SPACE LOT BLOCK

YR BUILT 1979 AIR COND CARPORT

STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT

FIRST SQ FT 1352 EXTERIOR WOOD SIDING DECK/PATIO? Y

SECOND SQ FT ROOF COMP POOL?

BEDS 3 BSMT SQ FT SPA?

BATHS 2.00 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE A2 NEIGHBORHOOD 0

GARAGE SQ FT 440

COMMENTS MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL ACCOUNT

MODE:F ACTION:

COMPANION SHEET INQUIRY

TRQK361

01 ACCOUNT: 6R32912-000- -0 AREA 059-00 DRAIN VALUE CLASS 2 H/O Y

SEC 17 TWN 3N RNG 3W QTR NE CITY/SUB 0 BLK LOT 0825

OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS

OWNERSHIP C

OWNERSHIP P

URRESTI, RICK D

DUPPER, EARL E & DARLINE L H/W

& URRESTI, CYNTHIA A H/W

MAILING ADDRESS

LEGALS

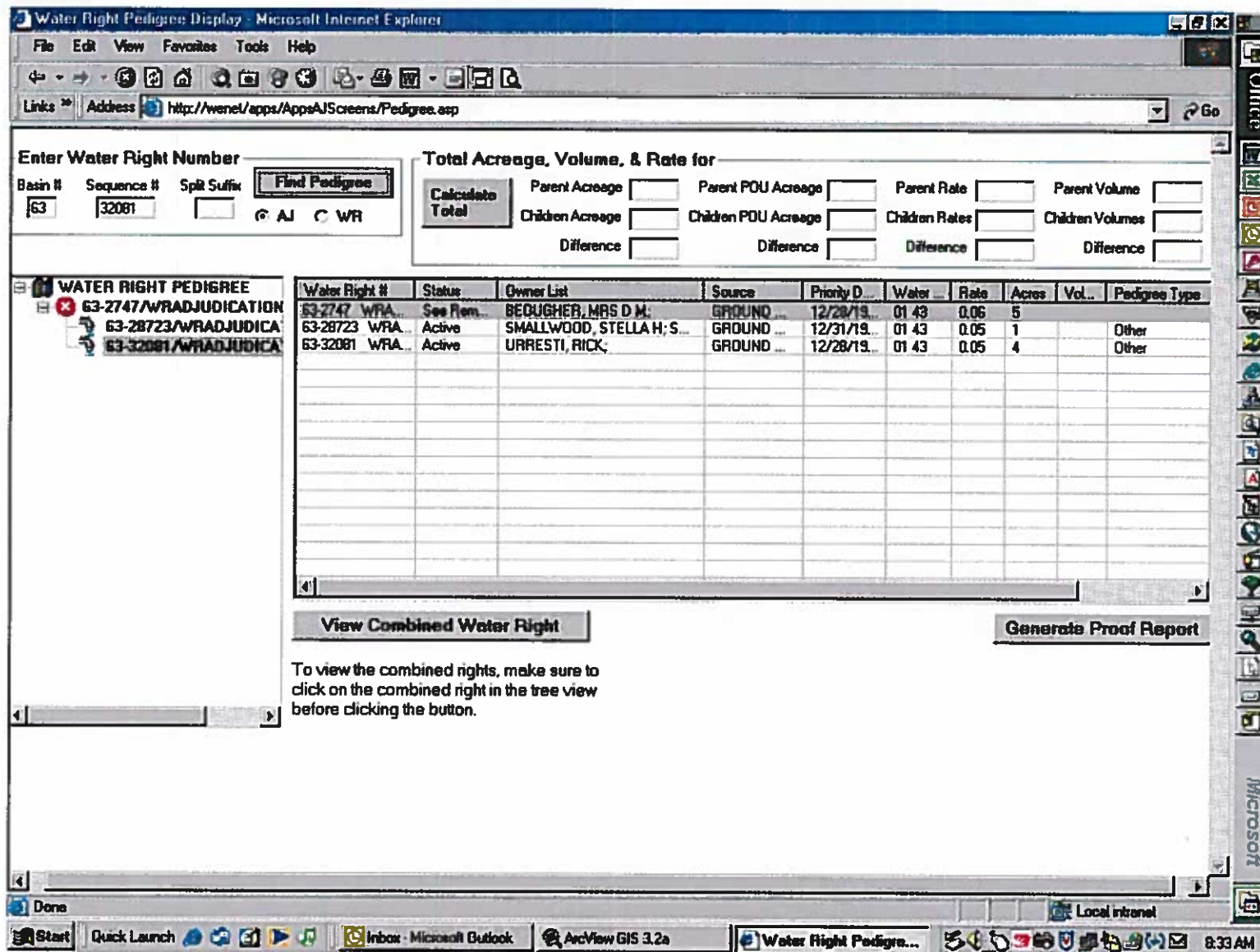
15880 RIVERSIDE RD

17-3N-3W NE

CALDWELL ID 83607

TX 1A2 IN NWNE

STREET ADDRESS



Nº 20835
63-2747

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28485
PERMIT No. 20835
DISTRICT No.

1. Name of Applicant: Mrs. D. M. BEOUGHIER

Postoffice address: Route 4, Caldwell

County: Canyon

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(b) Treasury stock:

(d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 0.10

cubic feet per second.

3. Source of water supply: Subterranean flow (well)

which is a tributary of

4. Location of point of diversion: 624
of NW $\frac{1}{4}$ NE $\frac{1}{4}$

North
feet distant from the Southwest

corner of Section 17, T. 3 N., R. 3 W., B.M., and is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$

of Section 17, T. 3 N., R. 3 W., B.M., County of Canyon

5. Water is to be used for Irrigation and domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T., R., B.M., in the of Section, T., R., B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B.M., in the

of Section, T., R., B.M.

7. Estimated cost of works: \$ 900.00

8. Kind of works: Well, pump and ditches

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom 1 feet; width at water line 2 feet; depth of water 0.5 feet;

dimensions of flume:

Diameter of pipe inches; length of conduit 1/2 miles.

Average grade per mile feet.

12. The time required for the completion of such work is One (1) years.

13. The time required for the complete application of the water to the proposed use is None additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

State of Idaho
License and Certificate of Water Right

Water License No. 20835

Amount 0.06 second foot

Water District No. _____

Priority December 28, 1948

THIS IS TO CERTIFY that MRS. D. M. BEOUCHER
of Route 4, Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 28, 1948; that Permit No. 20835
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.1 second foot, was issued thereunder on September 2, 1949, showing that said works
were completed on the 30th day of August, 1949; and that on the 15th
day of November, 1949,

MRS. D. M. BEOUCHER

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of subterranean
flow from subterranean a well, for the purpose of irrigation and domestic
use, under Use Permit No. 20835 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume

8 of Licenses at page 4805, on the 14th day of June, 1950;

The right hereby confirmed dates from December 28, 1948;

The Point of Diversion is located

in the NW 1/4 NE 1/4, Sec. 17, Tp. 3 N., R. 5 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 0.06 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>3 N.</u>	<u>3 W.</u>	<u>17</u>	<u>NW 1/4 NE 1/4</u>	<u>8</u>	<u>8</u>

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 State Reclamation Engineer, affixed at Boise, Idaho, this
14th day of June, 1950.

MARK E. KULP

State Reclamation Engineer

(SEAL)

6

All that part of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 17, Twp. 3 North, Range 3 West, B. M. described as follows: Commencing on the West line of said described 40 acres, 430 feet South of the NW corner thereof, thence running South along the West line of said 40 acres to the SW corner thereof; thence running along the South line of said 40 acres to the West line of the Burris Canal; thence running Northwesterly along the West bank of said Burris Canal to a point 246 feet East of the West line of said 40; thence running West 248 feet to the place of beginning; excepting therefrom the following described land: Commencing at the Southwest corner of the said NW $\frac{1}{4}$ NE $\frac{1}{4}$, thence running East along the South line of said 40 to the West bank of Burris Canal; thence running Northwesterly along the Westerly bank of said canal to a point 450 feet East of the West line of the 40 acres; thence West 450 feet to the West line of said Forty; thence South along the West line of said Forty acres 329 feet to the place of beginning; conveying thereby 5 acres, more or less.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20835

REPORT ON PROOF OF Beneficial use

app. 0.10

5 acres described in app.

.06 ^{cf}
THK

85' paces need to measure
around on N. of property

100 paces from NW. corner
of property

well = 10 paces to eastern end.

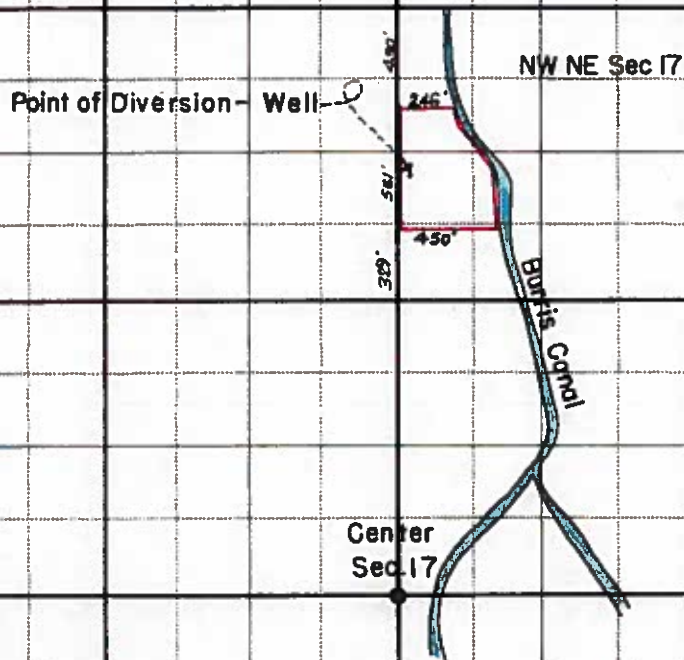
NAME OF APPLICANT

Mr

D.M. Beouger,

FORM No. 0

T.3N., R.3W.



Permit Map No. 20835

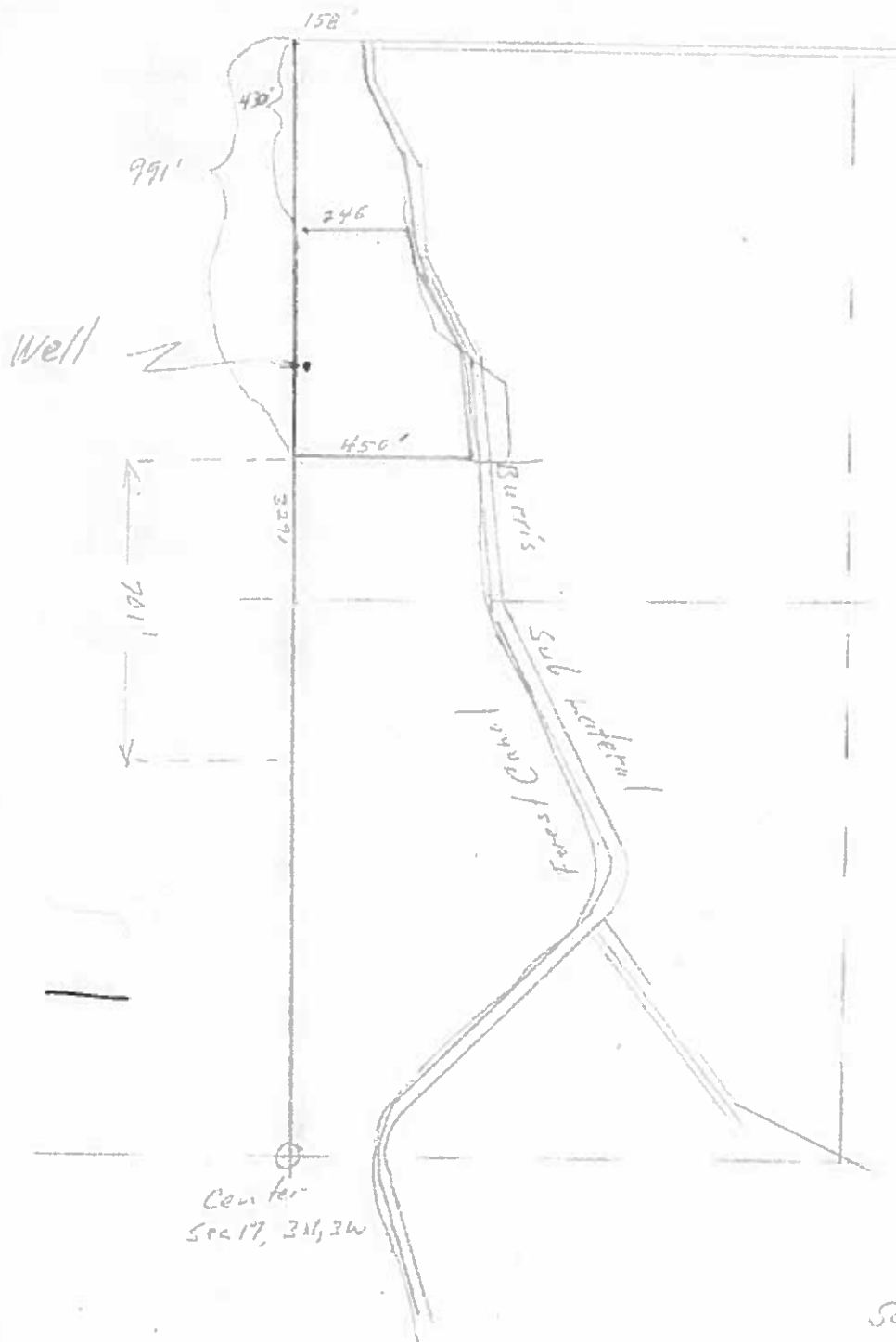
As Approved

DEC 31 1968

MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

20835

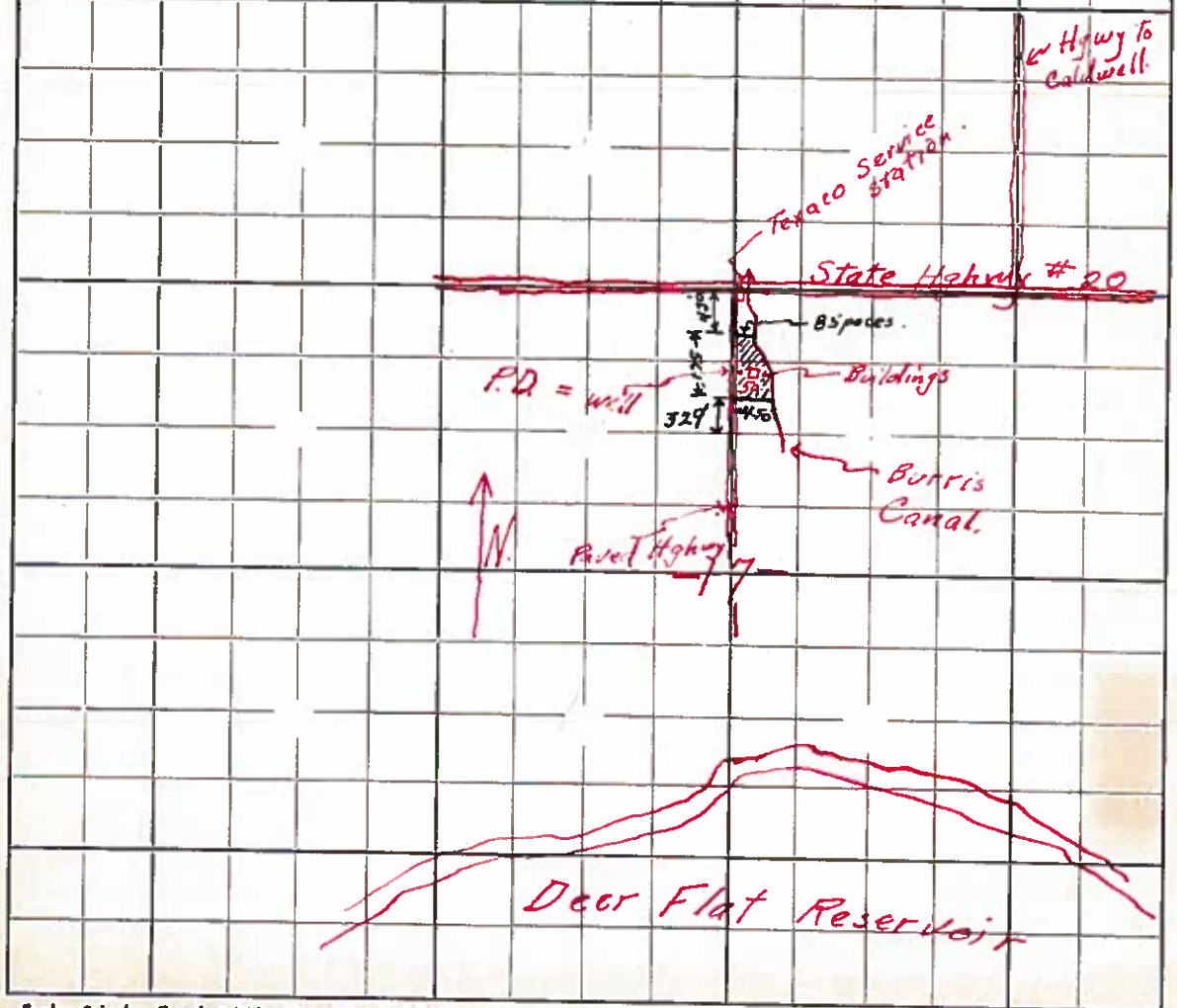


scale 400' = 1"

20835

Twp 3N. R 3W. Sec 17.

Twp 3N. R 3W. Sec 17



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

20835

RECEIVED
JUN 7 1950

Department of Reclamation

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Mrs. D. M. Beougher,
Rt. 4, Caldwell, Idaho

Permit No. 20835

Examination for Beneficial use

County Canyon

17

3N-3W

Pd = 1/4 NW 1/4 NE 1/4 Sec. 17

G = 10 d.

area = 5 in NW 1/4 NE 1/4 17

on River Canal

on state High # 20 N. of
ditch flat area.

71" l. x 2 1/2" id. = discharge

Concrete pump.

3' x 2 1/2' x 1' deep.

ditch = 18" w. at water line

shallow ditch

91.

Cost \$1200 installation

Well = 145' deep. x 4" diam.

Cased = 139' down.

Impeller is in 2 1/2" pipe.

70' of water or 75' to water.

Pump is down 90'

Fairbanks Morse - Perma Pump
Serial PE 7827

with on casing.

Small shed shelter over pump.

Concrete base under pump.

Fairbanks Morse & Co.
Capacitor Motor 2 h.p.

Tappe KC. 60 cycles
single phase

No. PE 7827

2 gal. in 5 sec. - 5 trials.

12 3/4° C = temp.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20835This proof is for Beneficial use

In Water District No. _____

1. Name of applicant Mrs. D. M. Beougher, Route 4, Caldwell, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the NW 1/4 NE 1/4 of Section 17
T. 3 N. R. 3 W. County of Canyon 10 paces from the center of the paved road to the well, 100 paces from the NW corner of the property to the well.
4. Describe works as they exist, giving dimensions and capacities of same: A small roof shelter covers the pump and motor. There is a concrete base on the top of the well. The pump is a Fairbank Morse-Pomona turbine pump, serial No. P.M. 7827, mounted directly on casing. Motor is Fairbanks Morse, capacitor 2 h.p., type - K.C., 60 cycle, single phase. The well is 145' deep by 4" diameter, cased 150' down. Impeller is in a 2 1/2" pipe. The distance to water is approximately 75 feet. The pump is down 90 feet. The draw down is unknown and the lift is between 75 and 90 feet. The discharge pipe is 71 inches long by 2 1/2 inches inside diameter. Discharges into a concrete pump 3' by 2 1/2' by 1' deep. The ditch is 18 inches wide at the water line and is a very shallow ditch.
5. Water is used for: Irrigation and domestic purposes.
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 other than irrigation):

NW 1/4 NE 1/4 Section 17, Twp. 3 North, Range 3 West, B. M.

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

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

Remarks: The temperature of the water is 12 3/4 degrees centigrade. The output of the pump is 24 gallons per minute or 2 2/3 inches. This is full capacity of the pump.

The well is located in the front yard between the house and the road. The land irrigated is approximately five acres or the whole of the tract described. The whole of the place is in wheat at present.

Mr. Beougher works for the P.F.R. at Nampa.

Place lies just above Burris Canal.

Installation cost \$1200

This examination was made on the 2nd day of June, 1950

(Signed) E. H. Humphrey Examiner.

20835

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 20835

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Mrs. D.M. Deougher
Rt 4, Caldwell, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. December 28, 1948

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean Flow- (well) - Point of Diversion 624 feet
north from the SW Corn. of NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 17, Twp. 3 N. R. 3 W. Canyon County

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Well, Pump and ditches

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation- 5 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 17, Twp. 3 N
R. 3 W in Canyon County Idaho
Cultivated land. Land has been planted to crops.

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans.

20835

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. .10 Cubic feet per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. water has all been used during crop season of
1949.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No other appropriations.

(Sign) *Mrs. W. M. Beazley*

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Nampa, County of Canyon, State of Idaho, on this 15th day of Nampa, Idaho, A. D. 1949.

Edson H. Beal

Notary Public Res. 1, 1949, Idaho
My commission expires Jan. 30, 1950

20835

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20835

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. W. M. Morrow, Rt 4, Caldwell, Idaho. 66 years of age.

Ques. 2. Are you acquainted with Mrs. D.M. Beougher, the holder of Permit No. 20835? How long have you known him and where does he reside?

Ans. Yes, Ten years. They are my neighbors on Rt 4. Caldwell.

Ques. 3. Have you read or heard read said Permit No. 20835, and are you familiar with its provisions and conditions?

Ans. I think that I am.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Well, pump and ditches, on Beougher farm, in Section 17, Twp. 3 N. R. 2 W in Canyon County.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. All water available from pump, thru ditches.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation on above described farm. This is good land, is cultivated, and has been planted to crops this season.

20835

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Good quality land, will use .10 cu. ft. per second.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have worked on this farm, have helped them, during this past season. I have seen the well operating, and watched the irrigating.

(Signed) W.W. Morrow

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Nampa, Idaho, County of Canyon, State of Idaho, on this 15th day of November, A. D. 19 48.

Edson H. Reed

Notary Public.

My commission expires Notary Public Rec 2-2 40 Nampa, Idaho
My Commission Expires Jan. 10, 1950

20825

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20835

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Mr. June Hancock, Rt 4, Caldwell, Idaho, Housewife,
Age 28.

Ques. 2. Are you acquainted with Mrs. D.M. Beauger, the
holder of Permit No. 20835? How long have you known him and where does
he reside?

Ans. Seven years, he resides at Rt 4, Caldwell, Idaho
(adjoining farms)

Ques. 3. Have you read or heard read said Permit No. 20835, and are you
familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Well, Diversion is their farm, Sec. 17, Twp. 3 N. R. 3 W.
Complete with well, pump and ditches.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. I have seen it operate to capacity, and ditches are suffic-
ient to convey water.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give
each subdivision in which water has been used and number of acres irrigated in each
subdivision.) State whether cultivated or natural meadow land and the nature of all im-
provements which have been made as a direct result of said use.

Ans. Irrigation, in N¹/₄NE¹/₄ Section 17, Twp. 3 N. R. 3 W.
5 acres, outivates land, water permits crops to be grown.

20835

Ans. _____

Ans. Good land- will use all water available from well.

Ans. None whatever.

Ans. During 1949 season, as neighbor, have seen development
of this tract of land under available water furnished by well.

(Signed) Mr. J. C. O'Connell

County of Canyon, State of Idaho, on this 15th day of Nov.

A. D. 1949.

Edmund H. Seal
Notary Public.

My commission expires My Commission Expires Jan. 10, 1960

55 f 55

Permit No. 20835

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

Mrs. D. M. Beougher, being first duly sworn, upon his oath deposes and says:

First: That ~~he~~ ^{she} is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 20835, and that his postoffice address is Route #1, Caldwell

State of Idaho

Second: That the name of the stream which said water is to be ~~diverted~~ ^{diverted} is
a well

Third: That the point of diversion of said water is

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 31, 1949.

Fifth: That the use for which said water is intended is flood irrigation

Sixth: That on the date above mentioned, the works constructed under said permit were ~~(or were not)~~ fully completed and consisted of the following:I. Kind of works: drilling of well and installation of irrigation pump
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: well drilled 164 feet using 4" steel casing

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of ~~reservoir~~ ^{well} 5" ~~area~~ feet. inches.

(c) Size of headgate: Width 1 foot feet, height 1 foot feet.

(d) Conduit width at bottom feet, width at water line
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use
2.1 second feet of water.Eighth: That water appropriated under said permit is available for five
acres of land described as follows: located in NW 1/4 of the NE 1/4 of Section 17,
Twp. 3N. Range 3W.

Ninth: Remarks: That

Mrs. D. M. Beougher.
(Sign Here)

Subscribed and sworn to before me this 30th day of August 1949

My commission expires Notary Public Residing atampa, Idaho
My Commission Expires JAN. 10, 1950

Notary Public.

20835

August 25, 1949

Re: Permit No. 20835

Mrs. D. M. Beougher
Route 4
Caldwell, Idaho

Dear Mrs. Beougher:

We acknowledge receipt of your memorandum, stating that the well described under Permit No. 20835 is finished and in use for irrigation purposes only and not for domestic purposes.

Do we understand from this that you are prepared to make Proof of Completion of Works as described in the Permit? If so, you may execute the enclosed affidavit before a Notary Public and return to this Department with the statutory fee of \$5.00; upon receipt and approval of which, a Certificate of Completion of works will be issued.

There will then be the Proof of Beneficial Use required to complete your water right and obtain a License. However, this proof should not be made until the water has been fully applied to beneficial use and if you intend to use it for domestic purposes later on, an extension can be allowed of the time for making this final proof. Otherwise, if the water is to be used for irrigation only, you may make the proof at any time prior to December 31, 1949, and we shall furnish you the necessary forms upon request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

Enc. Form 6 -

20835

Route #4
Caldwell, Idaho
August 30, 1949

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

ATTENTION: Jeanne L. Anderson, Chief Clerk
Re.: Permit #20835

Dear Miss Anderson;

Thank you for your letter of August 25 enclosing the proof of completeing of works on the well we have drilled. The complete form is enclosed.

We are ready to file Proof of Beneficial Use if it is in order. The well is complete and the pump is in, but the growing season is now over and we do want to do some more leveling. Before making these improvements, will we have to furnish new proof?

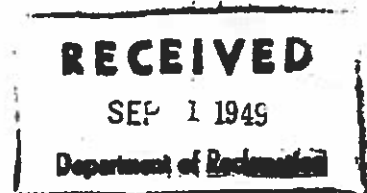
Kindly advise us what you require and we shall be guided by your suggestion.

Very truly yours,

Mrs D.M. Beougher.

Mrs. D. M. Beougher

mp



20835

Receipt Details for ID C015543

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/14/1990 11:23:54 AM	3/14/1990	State	\$51.00	Check
Payer		SMALLWOOD, HOWARD/STELLA		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
0158			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$51.00	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	28723		\$51.00	Claim

[Print Report](#)



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

April 29, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Mr. & Mrs. Howard R. Smallwood
15902 Riverside Rd.
Caldwell, ID 83605

RE: Snake River Basin Adjudication (SRBA)
Canyon County - Notice of Claim #A63-28723

Dear Mr. & Mrs. Smallwood:

We are forwarding to you a data-entered copy of the claim you filed in the Snake River Basin Adjudication.

We have interpreted the data from this claim in the process of data entry in a manner which we feel more accurately reflects the true status of this water right. The items that were modified are highlighted. Please review the enclosed claim to assure that these modifications are in agreement with this water right.

If you believe our data is incorrect, and you wish to make any changes to this Notice of Claim, initial the changes before signing the form, have your signature notarized, and return it to this office within 30 days.

If you believe the modifications are correct, you may retain this copy of your claim for your records.

Please feel free to contact this office if you have any questions.

Sincerely,

Adjudication Bureau
Department of Water Resources

SO:west

Enclosures:

Notice of Claim to a Water Right

MICROFILMED
AUG 02 1994

Idaho Dept. of Water Resources Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	03N03W17																	0
Rec	63 2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	03N03W17																	0
Right	63 2388	US DEPT OF INTERIOR,	BOISE RIVER	03N03W17																	0
App	63 12489	GEORGE NOURSE,	GROUND WATER	03N03W17			X														0
Claim	63 10293	UNITED STATES OF AMERICA ACTING THROUGH,	GROUND WATER	03N03W17												X			X		0
Claim	63 10485	SHIRLEY J FLOYD, LLOYD W FLOYD,	GROUND WATER	03N03W17	23		20														43
Claim	63 2682	ESTATE OF B K VERHEYEN, VONNE V BUTLER,	GROUND WATER	03N03W17					34												34
Claim	63 26978	JUNE L BAKER, JOHN L BAKER,	GROUND WATER	03N03W17														5			5
Claim	63 2734A	BARRETT FARMS LTD,	GROUND WATER	03N03W17								18	38					11			67
Claim	63 2734B	TINA STATTNER, DAVID STATTNER,	GROUND WATER	03N03W17								5									5
Claim	63 2734C	SANDRA I COON, RAYMOND L COON,	GROUND WATER	03N03W17								5									5
Claim	63 2734E	RITA JO DEVLIN,	GROUND WATER	03N03W17														2			2
Claim	63 2819B	MOLLY MENCHACA, RODRIGO MENCHACA,	GROUND WATER	03N03W17													6				6
Claim	63 28469	SHIRLEY J FLOYD, LLOYD W FLOYD,	GROUND WATER	03N03W17											X						0
Claim	63 28723	STELLA H SMALLWOOD, HOWARD R SMALLWOOD,	GROUND WATER	03N03W17			1														1
Claim	63 28723	STELLA H SMALLWOOD, HOWARD R SMALLWOOD,	GROUND WATER	03N03W17		X															0
Claim	63 31103	BOISE PROJECT BOARD OF CONTROL,	GROUND WATER	03N03W17											X						0

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

Rec	63 3145	SAXTON FRUIT FARMS INC,	GROUND WATER	03N03W17			5											5
Rec	63 7340	UNITED STATES OF AMERICA ACTING THROUGH,	GROUND WATER	03N03W17									X					0
Rec	63 7340	UNITED STATES OF AMERICA ACTING THROUGH,	GROUND WATER	03N03W17											11		11	22
Rec	63 7394A	BARRETT FARMS LTD,	GROUND WATER	03N03W17						17	36				10		10	73
Rec	63 7394B	DAVID STATTNER, TINA STATTNER,	GROUND WATER	03N03W17						5								5
Rec	63 7394C	RAYMOND L COON, SANDRA I COON,	GROUND WATER	03N03W17						5								5
Right	63 10293	US DEPT OF INTERIOR,	GROUND WATER	03N03W17											11		11	22
Right	63 10485	SHIRLEY J FLOYD, LLOYD W FLOYD,	GROUND WATER	03N03W17		26	16											40
Right	63 10724	DENNIS V KARPAUSKAS, RAE LYNN KARPAUSKAS,	GROUND WATER	03N03W17								3						3
Right	63 11481	LLOYD W FLOYD,	GROUND WATER	03N03W17				1.5	35.5	17.3								54.3
Right	63 19418	VETERANS ADMINISTRATION,	GROUND WATER	03N03W17			X											0
Right	63 20211	ESTATE OF B K VERHEYEN, VONNE V BUTLER,	GROUND WATER	03N03W17				X										0
Right	63 20212	LLOYD W FLOYD, B K VERHEYEN,	GROUND WATER	03N03W17								X						0
Right	63 20577	FRANK J BUTURLA,	GROUND WATER	03N03W17								X						0
Right	63 20894	VELMA ILENE MILBURN,	GROUND WATER	03N03W17			X											0
Right	63 20898	VELMA ILENE MILBURN,	GROUND WATER	03N03W17			X											0
Right	63 21377	RAYMOND L COON, SANDRA I COON,	GROUND WATER	03N03W17							X							0
Right	63 23851	US DEPT OF INTERIOR, BOISE PROJECT BOARD OF CONTROL,	GROUND WATER	03N03W17									X					0

4/3/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page4

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

Right	63 28790	STEPHANIE TANNER, HAROLD TANNER,	GROUND WATER	03N03W17													X					
Right	63 30248	LARRY J DOWEN, LEE AXELSEN, PAUL AXELSEN, SHARON DOWEN,	GROUND WATER	03N03W17	X																	
Right	63 3145	SAXTON FRUIT FARMS INC,	GROUND WATER	03N03W17				5														
Right	63 7340	US DEPT OF INTERIOR,	GROUND WATER	03N03W17													11			11		
Right	63 7340	US DEPT OF INTERIOR,	GROUND WATER	03N03W17											X							
Right	63 7394	BARRETT FARMS LTD,	GROUND WATER	03N03W17									27	36			18		10			
Right	63 9251	MICHAEL DAY,	GROUND WATER	03N03W17											2							