

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: A61-07208
Date Received: 12/01/1988
Receipt No: M002015
Received By: B

RECEIVED
DEC 7 1988

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: JAMES F. BLACK 208-845-2122
Address: P. O. BOX 217
BRUNEAU, ID 83604

2. Date of Priority: NOV 18, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	05E	36	NW	SW	NE		ELMORE

5. Description of diverting works:
550' WELL, 20" HOLE, TOTAL OF 350 HP TO MAINLINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.560		

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

8. Total consumptive use is 780.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04S	05E	36	NE	NE		IRR	33.0
			NW	NE		IRR	33.0
			SW	NE		IRR	33.0
			SE	NE		IRR	33.0

A61-07208

Page 1

Date: 12/01/88

MICROFILMED
AUG 11 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	05E	36	NE	NW		IRR	33.0
			NW	NW		IRR	33.0
			SW	NW		IRR	33.0
			SE	NW		IRR	33.0
						Section Acres	264.0
						Total Acres	264.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

A SUPPLEMENTAL CLAIM FILED FOR ENTIRE ACRAGE:A6107312

14. Remarks:

AC. IRR. = 260.

THE AREA IS NOW UNDER MAINLINE AND HANDLINE: THIS ACRAGE IS UNDER CRP CONTRACT BEGINNING IN JAN. 1988 FOR TEN (10) YEARS, INTIL DEC. 1998.

15. Basis of Claim: LICENSE

MICROFILMED
AUG 11 1982

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: 3

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): James F Black Date: 12/1/88
Date: _____

State of Idaho)
County of Dwyhee) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of Dec 19 88 Michael Gene Gibson
Notary Public

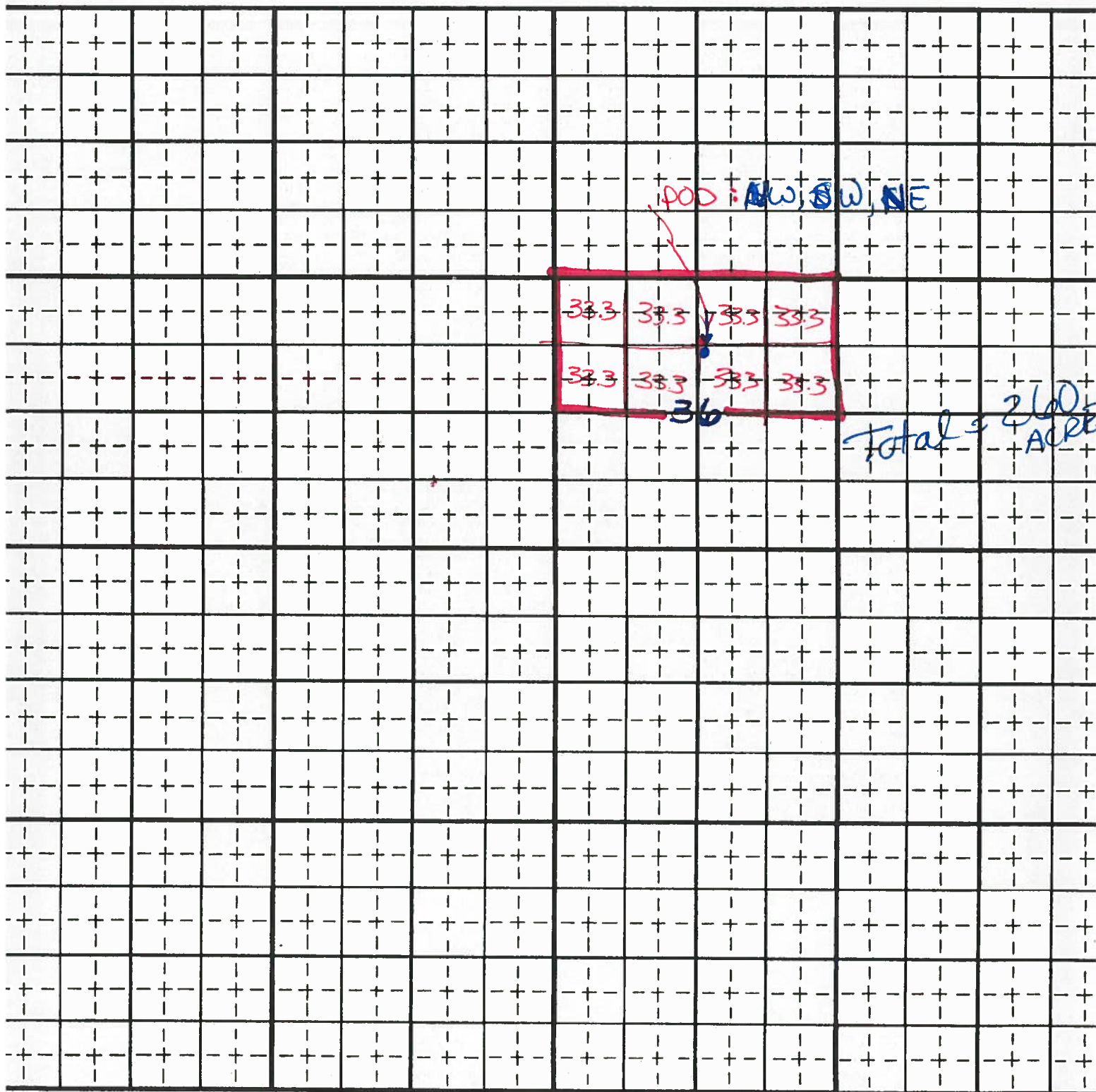
Seal

Residing at Boise, ID
My Commission Expires 9-2-1994

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

Scale: 2 inches equals 1 mile

T4S, R5E, Sec 36



MICROFILMED

AUG 11 1992

Last Name _____

Ident No. A61-07208

Copies: White-State, Yellow-Claimant

Water Right Number - 61-07208

Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - - - - - Address - - - - - + - - - - -

*** C - CURRENT OWNER ***
BLACK

JAMES F.

1 -
2 -
3 -City- BRUNEAU State- ID Zip- 83604
Phone -1 -
2 -
3 -City- State- Zip-
Phone -*** O - ORIGINAL OWNER ***
VALMONT INDUSTRIES, INC.+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
11/18/1974 14 L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - + + - - - -

GROUNDWATER

+ - - - - - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) + - - - - +

Twn Rng Sec Tract Lot RFlg County

04S 05E 36 SW NE (39) ELMORE

+ - - - - - - - - - - - - - - - Water Use - - - - - Diversion Rate Diversion Volume + - - - - +

Code Description Period From Period To

01 - IRRIGATION

03/15 11/15 2.560 1170.00

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - + + - - KW Usage - +
2.560 1170.00 3.150

+ - - - - - - - - - - - - - - - Place of Use - - - - - Description County + - - - - +

Twn Rng Sec Tract Lot Acres Code

| | | | | | | | | |
|-----|-----|----|-------|------|----|------------|------|--------|
| 04S | 05E | 36 | NE NE | 33.0 | 01 | IRRIGATION | (39) | ELMORE |
| 04S | 05E | 36 | NW NE | 33.0 | 01 | IRRIGATION | (39) | ELMORE |
| 04S | 05E | 36 | SW NE | 33.0 | 01 | IRRIGATION | (39) | ELMORE |
| 04S | 05E | 36 | SE NE | 33.0 | 01 | IRRIGATION | (39) | ELMORE |
| 04S | 05E | 36 | NE NW | 33.0 | 01 | IRRIGATION | (39) | ELMORE |
| 04S | 05E | 36 | NW NW | 33.0 | 01 | IRRIGATION | (39) | ELMORE |
| 04S | 05E | 36 | SW NW | 33.0 | 01 | IRRIGATION | (39) | ELMORE |
| 04S | 05E | 36 | SE NW | 33.0 | 01 | IRRIGATION | (39) | ELMORE |

Total Acres: 264.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

MICROFILMED
AUG 11 1992

Adj. flag translation: Standard Water Right Number

AC. IRR. = 260.

Remarks

- - Conditions of Approval - -
No Conditions of Approval found.

+ - - - Decree Defendant - - +
+ - - - Decree Defendant - - +

05/01/88 CONVERT

Water Rights Dates and Flags Area

| Field Exam Made | Field Exam Fee | Field Exam Date | Field Exam Cause | Field Exam |
|-----------------|----------------|-----------------|------------------|------------|
| 09/23/1983 | - | 01/01/1980 | Proof Due Date | - |
| 00/00/0000 | - | 11/02/1975 | Approved/Denied | - |
| 00/00/0000 | - | 01/01/1979 | Proof Made Date | - |
| 00/00/0000 | - | 00/00/0000 | Start Work Date | - |
| 12/30/1986 | - | 00/00/0000 | Order Show Cause | - |
| - | - | 00/00/0000 | Licensed Date | - |
| 00/00/0000 | - | 11/26/1986 | Field Exam Made | - |
| - | - | - | Protested Date | - |
| - | - | - | Hearing Date | - |
| - | - | - | Verified Date | - |
| - | - | - | Receipt Number | - |
| - | - | - | Appl Received | - |
| - | - | - | Water District | - |
| - | - | - | Transfer/Amended | - |
| - | - | - | Swan Falls | - |
| - | - | - | Temporary Right | - |
| - | - | - | DLE/Carey Act | - |

MICROFILMED
AUG 11 1992

DATE: 11/15/98
PAGE: 1

(REGIONAL)

DIVERSION
VOLUME

1170.00 AFA

Stage: LICENSE

ELMORE County

MS

TOTAL ACRES 260.0

Other Water Rights Listing Overlapping Place(s) of Use:

Audit: 11/15/98 KWALKER

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 03 1998

Department of Water Resources

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 18, 1998

Water right number: 61-07208

JAMES F BLACK
PO BOX 217
BRUNEAU ID 83604

RECEIVED

DEC 03 1998

WATER RESOURCES
WESTERN REGION

Daytime Telephone Number:

Evening Telephone Number:

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

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

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

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

DATE:

7/29/1998

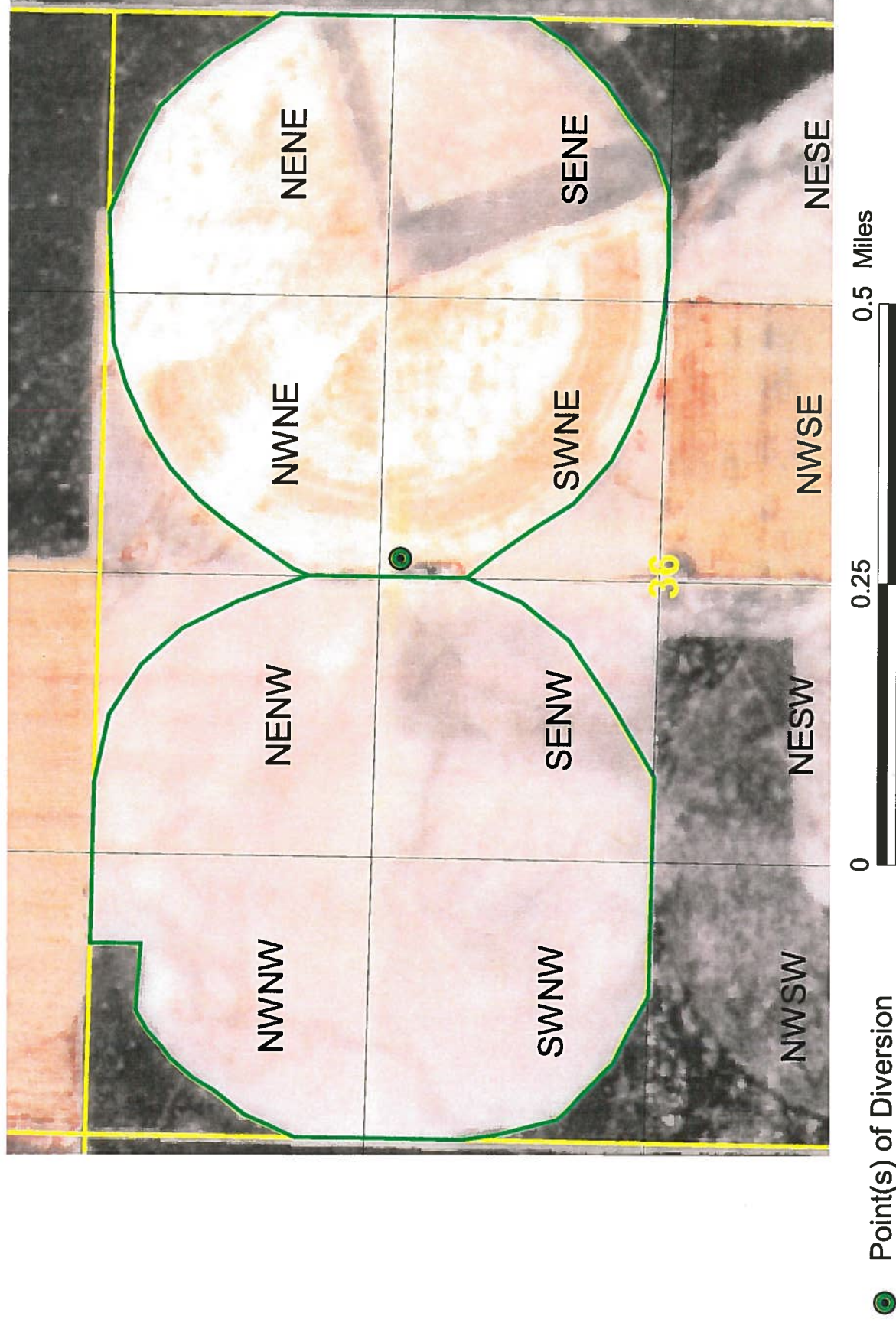
SIGNATURE:

Please print your name:

James F Black
JAMES F BLACK

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

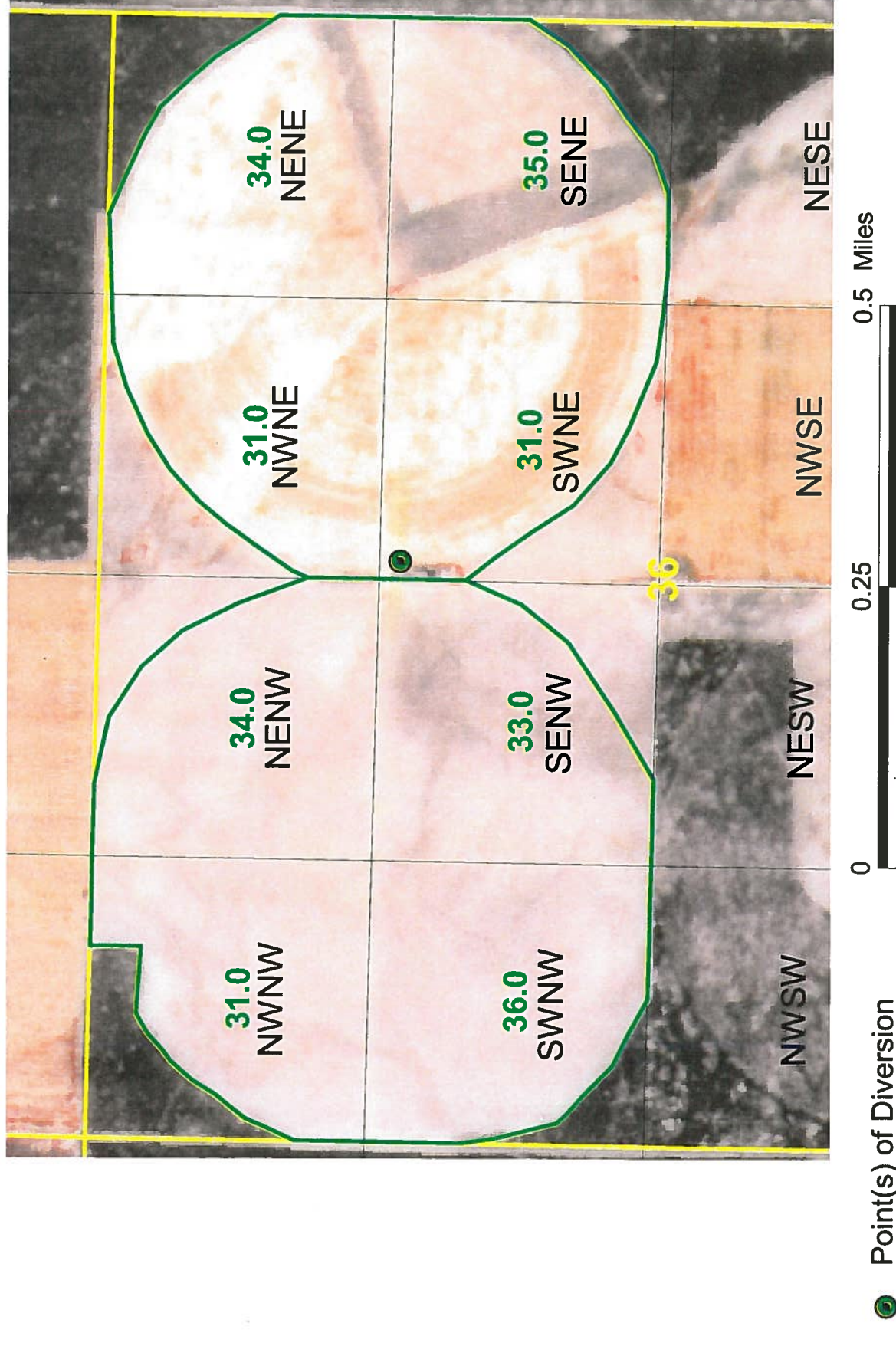
Claim(s): 61-07208



T04S R05E

Prepared by: Roxanne Brown
Date: Nov. 17, 1998
NAPP Photography: 1987

Claim(s): 61-07208



Prepared by: Roxanne Brown
Date: Nov. 17, 1998
NAPP Photography: 1987

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 61-7208 Priority November 18, 1974 Amount 2.56 cfs

THIS IS TO CERTIFY, that James F. Black
of Bruneau, Idaho, has complied with the terms and conditions of Permit
No. 61-7208 issued pursuant to Application for Permit dated November 18, 1974
and has submitted proof to the Department of Water Resources on November 1, 1979
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.15 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

| Beneficial Use | Period of Use | Rate of Diversion | Annual Volume |
|-------------------|--|------------------------|-------------------------|
| <u>Irrigation</u> | from <u>March 15</u> to <u>November 15</u> | at <u>2.56</u> cfs and | <u>1170.0</u> acre feet |
| _____ | from _____ to _____ | at _____ cfs and | _____ |
| _____ | from _____ to _____ | at _____ cfs and | _____ |

(both dates inclusive)

Subject, however, to the condition that no more than 2.56 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1170.0 acre feet per year, said waters to be diverted within the SW1/4 Section 36,
Twp 4S, Rge 5E in the County of Elmore

Description and location of place of use:

| Twp. | Range | Sec. | NE1/4 | | | | NW1/4 | | | | SW1/4 | | | | SE1/4 | | | | Total |
|------|-------|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| | | | 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 | |
| 4S | 5E | 36 | 32.5 | 32.5 | 32.5 | 32.5 | 32.5 | 32.5 | 32.5 | 32.5 | | | | | | | | | 260 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

Total number of acres irrigated 260

CONDITIONS OF APPROVAL

- a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26TH day of NOVEMBER, 1986.

Norman C. Young
Director

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

VERIFIED BY *R. McCarthy*
4-20-93

OWNER
CODE
NAME & ADDRESS
C JAMES F BLACK
PO BOX 217
BRUNEAU ID 83604
(208) 845-2122

PRIORITY
DATE
11/18/1974

WATER USE
IRRIGATION

USE PERIOD
FROM TO
04-01 10-31

DIVERSION
RATE
2.56 CFS

DIVERSION
VOLUME
1040.0 AFA

TOTAL DIVERSION:
CONSUMPTIVE USE:
1040.0 AFA
780.0 AFA

Water Source: GROUNDWATER

Stage: LICENSE

Point(s) of Diversion:

T04S R05E S36

ELMORE County

Place of use Legal Description for: IRRIGATION

| | | NE | | | | NW | | | | SW | | | | SE | | | | | |
|-----|-----|----|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| T | R | S | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | SUM |
| | | | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | |
| 04S | 05E | 36 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | 260.0 |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | 260.0 |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | 32 | 32 | 32 | 32 | | | | | | | | | |
| | | | 32 | 32 | 32 | 32 | | | | | | | | | | | | | |

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:09:53
03/30/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A61-07208¹

LAST: VALMONT INDUSTRIES, INC.

ADDRESS:

CITY: XXXXX

PHONE NUMBER: 208-000-0000

OWNER CODE: 0

FIRST:

STATE: ID ZIP: 00000

LAST: BLACK

ADDRESS: P. O. BOX 217

CITY: BRUNEAU

PHONE NUMBER: 208-845-2122

OWNER CODE: C

FIRST: JAMES F.

STATE: ID ZIP: 83604

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: ~~AC-IRR. = 250.~~

DATABASE
Y

FIELD
EXAMINER
N

(THE AREA IS NOW UNDER MAINLINE AND HANDLINE: THIS ACRAGE IS
UNDER CRP CONTRACT BEGINNING IN JAN. 1988 FOR TEN (10) YEARS,
INTIL DEC. 1998.)

→ to Comments

MICROFILMED

SEP 27 1996

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A61-07208

2

CONTACT PERSON: _____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

ACCOMPANIED BY: _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES: _____

PHONE NUMBER: (____) ____-____

TIME: ____:____ A(____) P(____)

PHONE NUMBER: (____) ____-____

MICROFILMED

SEP 27 1996

A. AJ CLAIM: # A61-07208 PRIORITY DATE: 11-18-1974 STAGE: L
B. WR RECORD: # 61-07208 PRIORITY DATE: 11-18-1974 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER FIELD
N N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

NOTES:

Recommend as claimed and pursued.

RECOMMENDED PRIORITY DATE:

11-18-1974

REVIEWED BY *RME*

DATE

4-1-93

MICROFILMED

SEP 27 1996

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A61-07208 | 04S | 05E | 36 | NW | SW | NE | | ELMORE |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A61-07312 NONE

WR RECORDS IN SAME 40 ACRE TRACT
61-07312

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 61-07208 | 04S | 05E | 36 | | SW | NE | | ELMORE |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

61-07312

A61-07312 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

| DUE TO POD DISCREPANCY? (Y/N) | DUE TO SOURCE DISCREPANCY? (Y/N) | DATABASE | FIELD EXAMINER |
|-------------------------------|----------------------------------|----------|----------------|
| | | Y | N |

NOTES:

Recommend as licensed. Same well is used for A61-07312 (Remark F05). Maps do not confirm 10-acre tract.

CLAIM NUMBER: A61-07208⁵

14-00000

1/4

 $\frac{1}{4}$

1/4

LOT

COUNTRY

~~DIVERTER~~ STON NAME

TRIB:

DATE:

4-1-93

SYSTEM DESCRIPTION:

MICROFILMED
SEP 27 1996

A. ROOT WATER RIGHT NUMBERS: A61-07208

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-----------------|------------------|-----------------|-----------------|----------------|------------------|
| 04S | 05E | 36 | NE | NE | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 35.0 | ✓ | 32.5 |
| | | | NE | NE | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| 04S | 05E | 36 | NW | NE | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 37.0 | ✓ | 32.5 |
| | | | NW | NE | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| 04S | 05E | 36 | SW | NE | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 36.0 | ✓ | 32.5 |
| | | | SW | NE | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| 04S | 05E | 36 | SE | NE | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 32.0 | ✓ | 32.5 |
| | | | SE | NE | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| 04S | 05E | 36 | NE | NW | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 37.0 | ✓ | 32.5 |
| | | | NE | NW | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| 04S | 05E | 36 | NW | NW | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 29.0 | ✓ | 32.5 |
| | | | NW | NW | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| 04S | 05E | 36 | SW | NW | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 34.0 | ✓ | 32.5 |
| | | | SW | NW | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| 04S | 05E | 36 | SE | NW | | BLACK, JAMES F. | A61-07208 / 33.0 | 61-07208 / 33.0 | 40.0 | ✓ | 32.5 |
| | | | SE | NW | | BLACK, JAMES F. | A61-07312 / 8.0 | 61-07312 / 8.0 | | | |
| TOTAL ACRES | | | | | | | 264.00 | 264.00 | 280.00 | ✓ | 260.0 |

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (✓)

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

POU COUNTY: ELMORE

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PRESUMPTION FLAG:

NOTES:

A61-07313 picks up the corners of these circles from same source.

Recommend as licensed; verified on NAPP 763540.

RECOMMENDATIONS:

TOTAL ACRES:

260.0

REVIEWED BY:

RME

DATE:

4-1-93

Elmore Co. ASCS office confirms a CSP contract on these lands totaling 284.8 acres.

Mr. Black came to my office 4-30-93 in response to the attached letter. He confirmed that the outside corners are not formed. He understands that only the circles and inside corners will be recommended for decree.

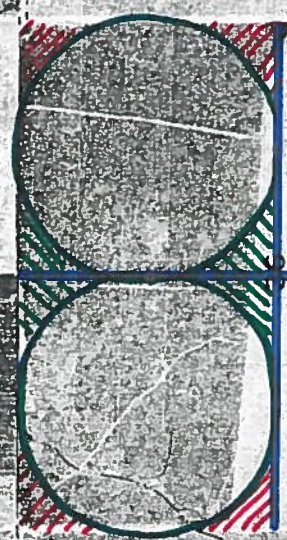
R. McElroy 4-30-93

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SEP 27 1996

263
45 5E Sec. 36
James Black
MICROFILMED
SEP 21 1986

— A61-07308
111 A61-07312
confirmed with
NAPP 263.50
111 not recommended



A. AJ CLAIMED USES:

PURPOSES
A61-07208 IRRIGATIONMONTH/DAY
FROM 03-15 TO 11-15DIVERSION QUANTITY
2.560 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.560 CFS

B. WR RECORDED USES:

PURPOSES
61-07208 IRRIGATIONMONTH/DAY
FROM 03-15 TO 11-15DIVERSION QUANTITY
2.560 CFS 1170.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.560 CFS 1170.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)FIELD
DATABASE EXAMINER
N N N
N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

NOTES:

Y() N()

Y() N()

Explain in notes, below.

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Y(☒) N(☐)

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 2.560 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.560 CFS*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD n/a, SEE ATTACHED CALCULATIONS.C. ARE OTHER WATER RIGHTS USED? Y(Y) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: A SUPPLEMENTAL CLAIM FILED FOR ENTIRE ACRAGE: A6107312

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM NO. | SOURCE | NAME | DIV. RATE | RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-------------|-----------------|-----------|-----------|-----------|----------------|
| A61-07208 | GROUNDWATER | BLACK, JAMES F. | 2.560 | 0.009 | | |
| A61-07312 | GROUNDWATER | BLACK, JAMES F. | 0.590 | 0.009 | | |

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 260.0 x 0.02 CFS/ACRE = 5.2 CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(☒)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 780.0 AF/A

ACRES 260.0 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =
TOTAL CONSUMPTIVE USE 780.0 AF/A

$$2.56 \times 1.98 \times 213.0 = \underline{\underline{1079.7}}$$

$$3.15 \times 1.98 \times 213.0 = \underline{\underline{1328.5}}$$

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 260.0 x DIVERSION VOL. AF/A FOR AREA 4.0 =
TOTAL DIVERSION VOLUME 1040.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)
AC. IRR. = 260.

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD | | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | | REC. CONS.
USE | |
|------------------|-------------------------|---------------------------|----------------------|-----------------------|-------------------|-------------------|-------------------|
| | FROM | TO | | DATABASE | EXAMINER | DATABASE | EXAMINER |
| IRRIGATION | ~~03-15~~
4-1 | ~~11-15~~
10-31 | DATABASE
2.560 | DATABASE | EXAMINER
10400 | DATABASE
780.0 | EXAMINER
780.0 |
| | TOTAL FOR THIS RIGHT | | 2.560 | | | | |

REVIEWED BY: AME

DATE: 4-1-93

BASIS OF CLAIM REVIEW SHEET

CLAIM NUMBER: A61-07208

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED
()
()
()
()

NEEDS
REVIEW
()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 61-07208

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

DATABASE
2.560

EXAMINER

CFS

OLD RIGHT
NUMBERSCURRENT
CLAIM NUMBERSDIVERSION
RATECURRENT "R"
CLAIM NUM."R" DIV.
RATEWR RIGHT
NUMBERSDIVERSION
RATE

-

A61-07208

2.560

-

61-07208

2.560

TOTAL CFS

2.560

2.560

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
YFIELD
EXAMINER

NOTES:

No splits.

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

MICROFILME

SEP 27 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:09:53
03/30/93

PAGE: 13
QUICKLOOK INFORMATION

13
CLAIM NUMBER: A61-07208

| WR ELEMENT | FIELD EXAM
Y/N | CORRESPONDENCE
SENT/RECEIVED
BY WHOM/DATE | FIELD EXAM
BY WHOM/DATE | CHANGE
CLAIM
Y/N | VERIFIED BY
CODE | COMPLETED
REVIEW
WHOM/DATE | COMPLETED
DATA ENTRY
WHOM/DATE | VERIFIED
DATE
WHOM/DATE |
|---------------------------|-------------------|---|----------------------------|------------------------|---------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE | N | | | N | 6 | 2/11/93 | | |
| POINT OF DIV | | | | | | | | |
| SOURCE | | | | | | | | |
| PLACE OF USE | | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | | | | | | | | |
| CONSUMPTIVE USE | | | | | | | | |
| PURPOSES | | | | | | | | |
| PERIOD OF USE | | | | | | | | |
| BASIS OF CLAIM | | | | | | | | |
| REMARKS | | | | | | | | |

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

262 JW

IDWR Standards & Records

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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CONVERSATION MEMORANDUM

DATE 5-6-93CLIENT James BlackFILE NO(S). A61-07208AGENT Ronanne McCarthyA61-07312RE CRP acres

Jeff Grant, a field agent for the Mountain Home ASCS office, called to say that they had reviewed Mr. Black's CRP contract at his request.

After review and field inspection, they found 297.7 acres previously irrigated and now under CRP.

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TELEPHONE & VISITOR LOG

Date: 3-7-93

Time: 11⁰⁰ am

Agent: Roxanne McCarthy

Call Visit ✓

Name :

Address:

Phone No. :

Claim No(s):

Re :

Conversation:

ActionRequired:

| | | | |
|---|--------------------------------------|---------------|--|
| FARM NO.
384 | NAME & ADDRESS
JAMES BLACK | PROGRAM YEAR | SERIAL NO. |
| | | PHOTO NUMBERS | U.S. DEPARTMENT OF AGRICULTURE
Agricultural Stabilization and Conservation Service
MEASUREMENT SERVICE RECORD |
| NAME AND ADDRESS OF PERSON TO CONTACT
JAMES BLACK | | TELEPHONE NO. | FARM LOCATION |

SECTION I - SERVICE REQUEST AND COST

| | | | | | |
|--|---|--------------------------------|--------------------------|---------|---|
| 1. KIND OF SERVICE REQUEST
☐ Stake and Reference
☐ Measurement after Planting
☐ Remeasurement
OTHER (Specify)
MAP VERIFY + UPDATE | 2. PROGRAM CROP OR LAND USE
CRP | 3. NO. ACRES
300 +/- | 4. NO. PLOTS
6 | 5. COST | 6. BASIC FARM RATE
\$ |
| | | | | | 7. TOTAL ACREAGE COST
\$ |
| | | | | | 8. TOTAL COST OF SERVICE REQUESTED
\$ 13.00 |
| TOTAL → | | | | | |

9. PERSON MAKING REQUEST

10. CASH RECEIPT

I hereby agree to pay the cost of the service as requested.

PAYMENT RECEIVED FOR SERVICES REQUESTED

\$ **13.00**☒ CHECK OR MO☐ CASH

SIGNATURE OF PERSON MAKING REQUEST

DATE

SIGNATURE OF COUNTY OFFICE EMPLOYEE

DATE

11. FOR REMEASUREMENT ONLY

12. SPECIAL INSTRUCTIONS TO REPORTER

No Refund ☐

REFUND FOR (Crop or service)

| | | | | | | |
|--------------|-----------|------|----------|---------------|-------------|---------------|
| AMOUNT
\$ | CHECK NO. | DATE | APPROVAL | REPORTER NAME | DATE ISSUED | DATE RETURNED |
|--------------|-----------|------|----------|---------------|-------------|---------------|

SECTION II - RECORD OF MEASUREMENT SERVICE PERFORMED

| TRACT NO. | FIELD NO. | CROP OR LAND USE | ACRES DETERMINED | | | 19 | 20 | 21 | 22 | 23 | 24 |
|-------------|-----------|------------------|------------------|------------|--------------|----|----|----|----|----|----|
| | | | GROSS | DEDUCTIONS | NET | | | | | | |
| T398 | 1 | CRP | 8.1 | | 8.1 | | | | | | |
| | 2 | CRP | | | 7.7 | | | | | | |
| | 3 | CRP | | | 133.7 | | | | | | |
| | 4 | CRP | | | 6.8 | | | | | | |
| | 5 | CRP | | | 7.5 | | | | | | |
| | 6 | CRP | | | 133.9 | | | | | | |
| TOTALS | | | | | | | | | | | |

Measurement to verify active acres - measured corner legs on ground - used planimeter to calculate acres. See attached map for calculations.

REPORTER: All required determinations for this farm visit have been made in accordance with applicable procedures.

REPORTER

DATE

Based on County Office records, the land designated for (ACR ☐ or CU for PAYMENT ☐) (meets ☐ , does not meet ☐ , cannot be verified as meeting ☐) the cropping requirements or other eligibility requirements, as applicable.

OPERATOR'S COPY OF SERVICE PERFORMED

SEP 27 1998



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 14, 1993

James F. Black
P.O. Box 217
Bruneau, ID 83604

Re: Snake River Basin Adjudication (SRBA)
Elmore County - Claim No(s): A61-07312

Response Date : May 12, 1993

Dear Mr. Black,

IDWR's initial investigation of the Notice of Claim listed above indicates that a portion of the water right claimed was not used from 1987 to the present. The unused portion is believed to be the outside corners of the land covered by pivots prior to entry into the CRP program.

Under Idaho law, a portion of a water right may be forfeited by five years continuous nonuse. The use of water may be resumed under some circumstances, but resumption of use after forfeiture will sometimes result in a change in the priority date of the water right to the date use was resumed.

Before IDWR may recommend the portion of your claim listed above, you must submit one of two types of evidence. First, you may submit evidence showing use of the water during the period listed above. Such evidence must show use frequent enough to leave no five year period of nonuse. Second, you may provide IDWR with the date of resumption (including month, day and year) and submit some evidence tending to support that date.

Your response must be received by this office by the response date shown above. If no response is received, then the portion of your claim listed above will not be recommended to be decreed.

Please do not hesitate to contact this office if you have any questions: (208)327-7925.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:sf:rm:tf

Enclosures:

Profile Report A61-07312

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