

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-007231
Date Received: 7/28/1989
Receipt No:
Received By: MRO Y748

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RONALD L. FOWLER
Address: RT. 2 BOX 150
1305 LONG ROAD
WEISER, ID

83672

2. Date of Priority: APR 01, 1880

3. Source: MONROE CREEK

Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
12N	05W	22	SE	SW	SE		WASHINGTON

5. Description of diverting works:
SPRING BOX PUMP AND GRAVITY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.010		

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

A.F.A.

8. Total consumptive use is 3.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
12N	05W	27	SW	SE		IRR	1.0

Section Acres 1.0

A67-00723B

Page 1

Date: 09/29/89

SCANNED
APR 07 2004
MICROFILMED
OCT 01 1992

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
67-7291

14. Remarks:

TRANS. 2929. AC. IRR. = .5.

WATER DIVERTED UNDER THIS RT. SHALL NOT EXCEED .01 CFS NOR WILL
BE USED TO IRRIGATE MORE THAN .5 ACRES.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

MONROE CREEK IRRIGATION DIST.
Decree Plaintiff

vs

DON DICKERSON, ET AL
Decree Defendant

16. Signature(s)

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

Number of attachments: 0

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): X Ronald S. Senla Date: 9-29-89
_____ Date: _____

State of Idaho _____)
County of Washington) SS.

Subscribed and sworn (or affirmed) before me this 28 day
of Sept 19 89 Bruce A. Schuld
Notary Public

Seal

Residing at BRUCE A. SCHULD, NOTARY PUBLIC
RESIDING AT BOISE, IDAHO
My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-723B V1

WATER RIGHT NUMBER: 67-723B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RONALD L FOWLER 1305 LONG RD WEISER, ID 83672 (208)549-0547
Original Owner	JERRY MACE 763 AIKENS CT EAGLE, ID 83616 (208)939-2508
Original Owner	MARY MACE , ID

Priority Date: 04/01/1880

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	WEISER RIVER

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

Location of Point(s) of Diversion

MONROE CREEK	SW1/4SE1/4SW1/4	Sec. 22, Twp 12N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	05W	27															.5		.5

Total Acres: 0.5

Conditions of Approval:

1. 01E A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-723B V1

3. Transfer 2929. Acres irrigated: 0.5.
Water diverted under this right shall not exceed 0.01 cfs nor will be used to irrigate more than 0.5 acres.
4. 005 Use of water under this right is subject to control by the watermaster of State Water District No. 67.
5. 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:Comments:

1. mcase 6/17/2004 POD
Comment: Updated shape, using claim map. Does not match decreed PLS description for POD.
2. mcase 6/17/2004 POU
Comment: Updated Shape
3. mcase 6/17/2004 Period of Use
Comment: Decreed Period of Use is shorter than current standard Season of Use. Shoulder remark needed.
4. mcase 6/17/2004 POU
Comment: POU shape created using taxlot shape which is 2.4 acres. POU is 1 acre, but I could not determine the one acre irrigated.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number: 67
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/17/2004 10:23:14 AM	mcase			Active
Source	6/17/2004 10:48:49 AM	mcase			Active
POU	6/17/2004 11:00:44 AM	mcase			Active
Use	6/17/2004 11:01:09 AM	mcase			Active
Season	6/17/2004 11:01:47 AM	mcase			Active
Quantity	6/17/2004 11:06:05 AM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-723B V1

POD	6/17/2004 11:26:08 AM	mcase	Active
POD	6/17/2004 2:16:44 PM	mcase	Active
Priority Date	5/15/2006 3:23:22 PM	dnarsavage	Active
POD	5/15/2006 3:23:59 PM	dnarsavage	Active
Source	5/15/2006 3:28:51 PM	dnarsavage	Active
POU	5/15/2006 3:29:06 PM	dnarsavage	Active
Use	5/15/2006 3:30:11 PM	dnarsavage	Active
Season	5/15/2006 3:30:40 PM	dnarsavage	Active
Quantity	5/15/2006 3:31:33 PM	dnarsavage	Active
Summary	05/15/2006	dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	5/15/2006 3:27:29 PM	dnarsavage	Updated shape
POD	5/15/2006 3:28:27 PM	dnarsavage	Updated PLS
Season	5/15/2006 3:30:40 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	5/15/2006 3:31:33 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Originally decreed quantity and volume equal current standards

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-723B V1

Summary	5/15/2006 3:32:40 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
General	5/15/2006 3:23:23 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	5/15/2006 3:23:59 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Priority Date	6/17/2004 10:23:15 AM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-723B V1

Season	6/17/2004 11:01:49 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?
Quantity	6/17/2004 11:06:06 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Diversion decreed for 72 AF. Proportional volume would be 2.3 AF.
POD	6/17/2004 2:16:46 PM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file?
POU	5/15/2006 3:29:06 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	5/15/2006 3:30:12 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Source	5/15/2006 3:28:51 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POD	5/15/2006 3:27:55 PM	dnarsavage	Updated PLS
POU	5/15/2006 3:29:43 PM	dnarsavage	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-723B V1

Source	6/17/2004 10:48:50 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/17/2004 11:00:46 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	6/17/2004 11:01:11 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
POD	6/17/2004 11:26:10 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?

Water Supply Bank:



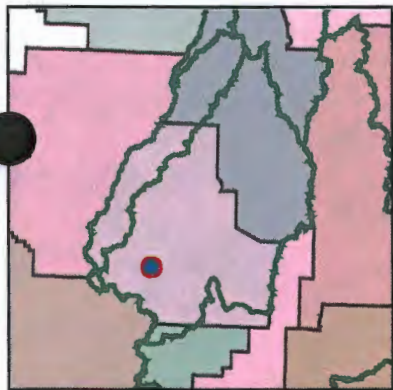
Idaho Department of Water Resources

SRBA Recommendation:

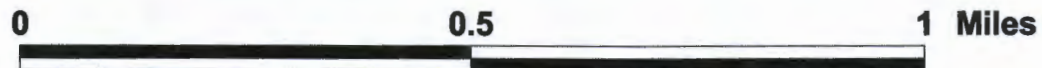
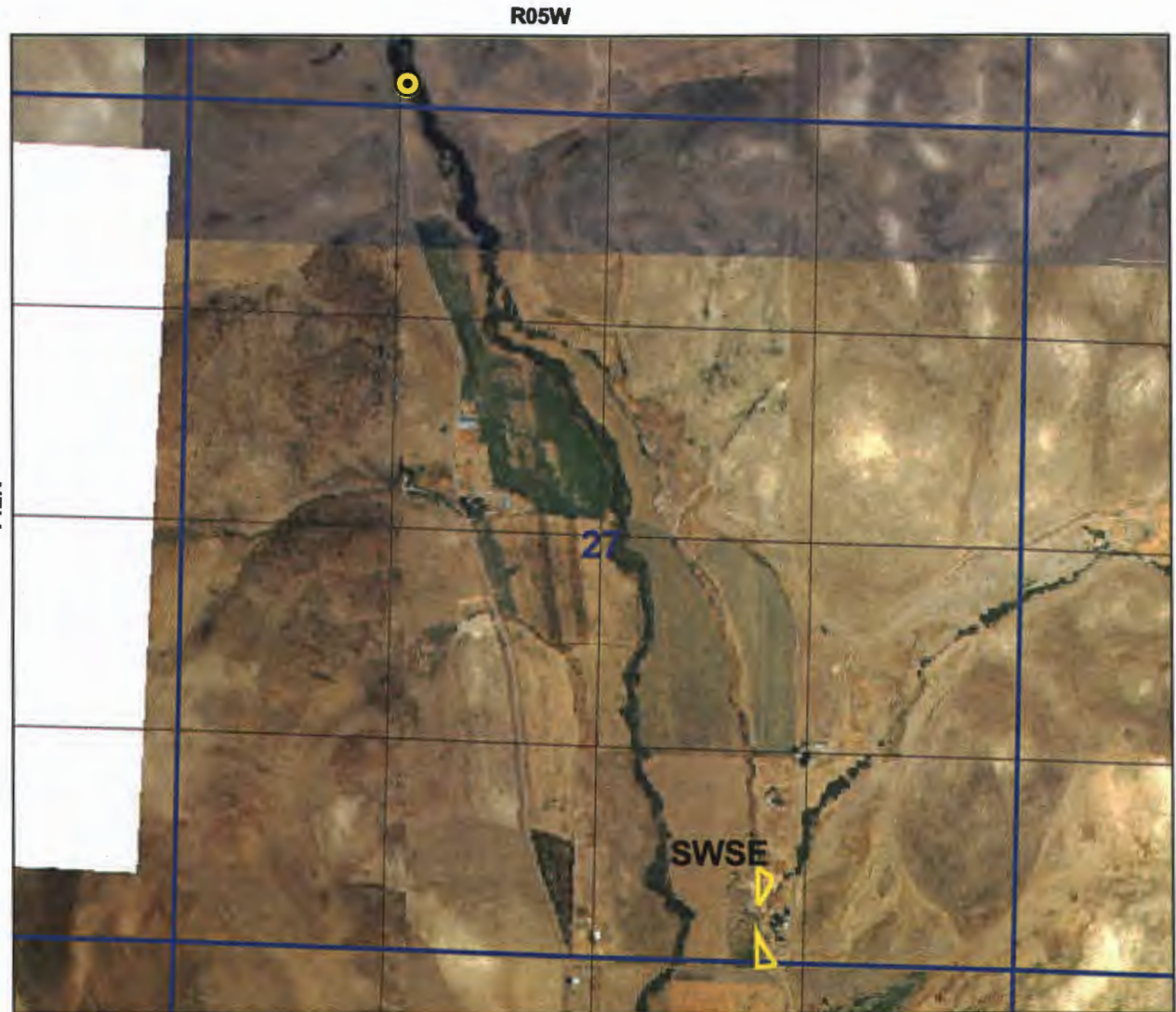
67-723B

Legend

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



Washington County
IDWR Basin 67



Prepared by D. Narsavage
On Monday, May 15, 2006
1987/88 Aerial Photography

67-723B

