

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 67-2143
Date Received: 12/18/2002
Receipt No: W007152
W029932

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KENNETH SEID Phone: (208) 355-2339
2504 SMITH RD
MIDVALE ID USA 83645

2. Date of Priority: 06/19/1924

3. Source: KEITHLY CREEK Trib. to: WEISER RIVER
HOPPER CREEK KEITHLY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
14N	03W	31	NE SE NE	WASHINGTON	
14N	03W	31	SE NE NW	WASHINGTON	

5. Description of diverting works:

Water is diverted through pumps at two locations and delivered through sprinklers.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1	

7. Total Quantity Appropriated is:
1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED
MAY 17 2004

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
14N	03W	31	NE	NE	IRRIGATION	39
			NW	NE	IRRIGATION	39
			SE	NE	IRRIGATION	39
			SW	NE	IRRIGATION	38
Section Acres						155
Total Acres						155

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: High water claim filed in SRBA and 67-168.

14. Remarks:

This water right is claimed with a permissible place of use within the 155 acres described above. This right was licensed for 60 acres.

15. Basis of Claim: License

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-2143

WATER RIGHT NUMBER: 67-2143

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NELLIE CLAYTON
	, ZZ
Current Owner	RAYMOND CLAYTON
	MIDVALE, ID
Current Owner	VERN CLAYTON
	MIDVALE, ID

Priority Date: 06/19/1924

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
HOPPER CREEK	KEITHLY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.000 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

HOPPER CREEK	NE1/4NW1/4	Sec. 31, Twp 14N, Rge 03W, B.M.
WASHINGTON County		

Place of UseIRRIGATION Within WASHINGTON County

T14N R03W S31	NENE	35.0	T14N R03W S31	NWNE	25.0
Total Acres: 60					

Conditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-2143

Dates and Other Information:

Licensed Date: 1/31/1979
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 67
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Should questions arise during the processing of this application please contact:
David B. Shaw - ERO Resources Corp. (208) 373-7983

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 67-2143

Date Received

Receipt Number

WD 29932

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

DEC 18 2002

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant(s) Kenneth Seid Phone (208) 355-2339
Mailing Address 2504 Smith Rd., Midvale, Idaho Zip 83645
2. Date of Priority (Only one (1) per claim) 6/19/1924
3. Source of water supply (a) Hopper Creek Keithly Creek
Which is tributary to (b) Keithly Creek Weiser River
4. a. Location of point of diversion is: Township 14N Range 3W Section 31, SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____, B.M., County of Washington
Additional points of diversion if any: NE SE NE, Sec. 31, T14N, R3W
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, 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.
Water is diverted through pumps at two locations and delivered through sprinklers.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 4/1 to 10/31 amount 1.00 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.00 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully. (Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

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 ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	
14N	3W	31	39	39	38	39													155

Total number of acres irrigated 155

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

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

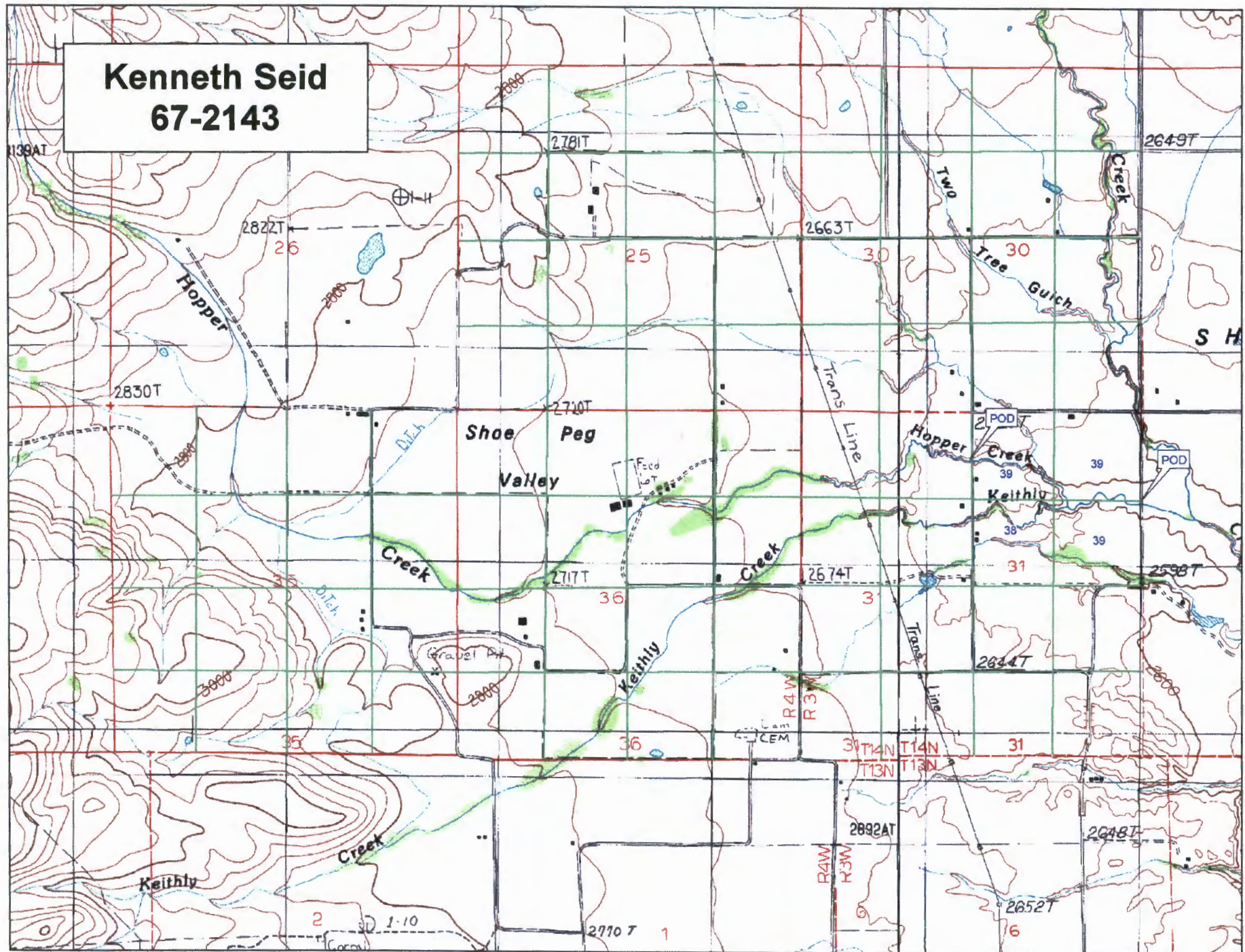
High water claim filed in the SRBA and 67-168

or None ()

14. Remarks:

This water right is claimed with a permissible place of use within the 155 acres described above. This right was licensed for 60 acres.

Kenneth Seid 67-2143



© 2001 DeLorme. XMap®. Data copyright of content owner.

Scale: 1 : 24,000 Zoom Level: 13-1 Datum: NAD27 Map Rotation: 0° Magnetic Declination: 16.1°E

15. Basis of Claim (Check One) Beneficial Use _____ Posted Notice _____ License XX Permit _____

Decree _____

If applicable provide IDWR Water Right Number 67-2143

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 received notice in the Snake River Basin Adjudication." I/We do _____ do not XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments _____

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

Signature of Claimant(s) Kenneth Seid Date 12-20-02

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, that I have signed the foregoing

document in the space below as _____ Organization _____ of _____

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 Ada) SS.

Subscribed and sworn (or affirmed) before me this 20 day of December 20 02

SEAL

Notary Public Lori Harris

Residing at Bain, Idaho

My Commission Expires 12-8-06

17.  Notice of Appearance

Please Print Name

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 _____

Last Name Seid Ident. Number 67-2143

Water Right Number - A67-02143

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 16000

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

*** C - CURRENT OWNER ***
SEID

KENNETH

1 - RT 1 BOX 69

2 -

3 -

City- MIDVALE

Phone - 208-355-2256

State- ID Zip- 83645

*** O - ORIGINAL OWNER ***
CLAYTON

VERN

1 -

2 -

3 -

City- MIDVALE

Phone - 208-000-0000

State- ID Zip- 0

CLAYTON

NELLIE

1 -

2 -

3 -

City- X

Phone - 208-000-0000

State- ID Zip- 0

CLAYTON

RAYMOND

1 -

2 -

3 -

City- MIDVALE

Phone - 208-000-0000

State- ID Zip- 0

+ - - Priority Date - - +
06/19/1924+ - - - Region - - - +
14 WESTERN

+ - - - Stage - - - +

+ - - - Status - - - +
X - REJECTED+ - - - - Source - - - - - +
HOPPER CREEK
REJECTED+ - - - - Tributary - - - - - +
KEITHLEY CREEK
SEE REMARKS+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

14N 03W 31 NE NE NW (87) WASHINGTON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/15

10/15

1.000

+ - Total Div. Rate - + + - Total Div. Volume - +
1.000+ - Total Consumptive Use - + + - KW Usage - +
180.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

14N

03W

31

NE NE

20.0

01

IRRIGATION

(87) WASHINGTON

14N

03W

31

NW NE

28.0

01

IRRIGATION

(87) WASHINGTON

Total Acres: 48.0

MICROFILMED
OCT 22 1996

Water right number - A67-02143

Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - PUMPS AND WHEEL LINES

+ - - Non-Irrigation Use - NA

+ - - Other Rights for Same Use - A67-00152A, A67-00168, A67-00167

+	Remarks	+
	CLAIM INCOMPLETE.	

+ - - - - - Old Water Right Numbers - - - - - +
A6702143

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

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+-Comments-.....
 No Comments Found

+ - - Audit Fields - - +
03/17/95 LHARRIS

+ Adjudication Rights Dates and Flags Area +

Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	
Response Filed Date	-	00/00/0000	Verified Date	-	00/00/0000	Old Judicial District	-	
Claim Received Date	-	12/15/1989	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	W007152	Water District	-	67
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-	OR	Presumption Flag	-	
						Notice of Error Flag	-	

REFUND REQUEST

RECEIVED

MAR 23 1995

TO: S. Sherman to Log In
 FOR: D. Shaff/D. Allen
 FROM: Western Region
 SUBJ: Receipt No. W007152 (Please attach ARQ2 Receipt copy immediately behind blue form)

Department of Water Resources

Date: 3-22-95

RE: PayOR Seid, Kenneth E.
 Address Rt. 1 Box 69
Midvale, ID 83645

RECEIVED

APR 19 1995

WATER RESOURCES
 WESTERN REGION

Claimant(s) if NOT Payor _____

Refund Amount \$511.40 Claim Location (Region/Claimant) _____

Extension Filed? Y/N NA Copy Attached? Y/N NA

Late Fees Paid? Y/N NA Late Fee Receipt # _____

S.O. Verified Ext. by _____ on _____ D.B. Query by _____

Refund Generated By (X) Agent () Claimant

Refund Category:
 insufficient fees / claim incomplete / withdrawn / o-pmt

Date of Last Correspondence (copy attached) 1-15-90

Claim No.	Use*	Fees Paid	Correct Fee	Rec't #
<u>See Attached</u>	<u>Irrig.</u>	<u>\$511.40</u>		<u>W007152</u>
" "	<u>D.S.</u>	\$		
		\$		
		\$		
		\$		
		\$		
Total		<u>\$511.40</u>	\$	

*Incomplete claims or insufficient fees for irrigation use will generally NOT be refunded. D.E. claim in AJSP1 at minimum.

Detailed Reason(s) for Refund Attached Y/N
Claims have not been submitted by claimant.

Region AJ Spvsr. Approval [Signature] S.O. AJ Spvsr. Approval _____
 Don Shaff Approval [Signature] Hold ZWB? To Fiscal _____
 Data Base Modified? (Y) N NA A &/or R Records By [Signature] on 3-17-95

THESE CLAIMS MUST BE FILED SOMETIME
AND WE'LL WAIT UNTIL HE FILES TO SAVE
THE PROCESSING COST OF A REFUND.

MICROFILMED

OCT 22 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

*Cover.
Thank,
Jan*

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

MAR 23 1995

Department of Water Resources

January 15, 1990

Kenneth Seid
Rt 1 Box 69
Midvale, Idaho

RE: Snake River Basin Adjudication
A67-00152A, A67-00152B, A67-00153A, A67-00153B,
A67-00182B, A67-00159, A67-00182C, A67-00168, A67-00167,
A67-02143, A67-07072, A67-07107, A67-07174, A67-11340,
A67-11341, A67-11342, A67-11343, A67-11344, A67-11345,
A67-11346 - Washington County

Dear Mr. Seid;

Please find enclosed the map you brought into our office of the land for which you are filing "Notices of claims to Water Rights", your Washington County Tax Assessor's Notices, two copies of "Notices of Claims to Water Rights", which were either found during my research of your and Mr. Smith's land or which I generated claims, and blank forms for submittal of "Notice of Claim to Water Rights". I strongly suggest that you carefully peruse the enclosed information.

If you wish to make any changes please fill out the blank forms with the information as you want it reviewed in the Adjudication. For those claims you and Mr. Smith wish to submit, a signed and notarized copy of the "Notice of Claim to a Water Right" should be returned to this office.

Although we have often made ourselves available to assist you, your late attempts to submit your claims and your continued failure to be prompt or to appear for times we have discussed to complete your claims work indicates a lack of interest on your part to pursue the matter. We can no longer reserve time for your claims work during, which we could be assisting other claimants. However, you may wish to come into our office and wait until I have some free time or you may wish to seek assistance elsewhere.

Please have the documents submitted by February 15, 1990 or you may be subject to additional late fees. If you have any questions or concerns, please contact this office.

MICROFILMED
OCT 22 1996

Sincerely,



Bruce A. Schuld
Senior Water Rights Agent
Western Regional Office
Idaho State Department of Water Resources

RECEIVED

MAR 23 1995

Department of Water Resources

cc:JS:BAS:file

Enclosures: A67-00152A, A67-00152B, A67-00153A, A67-00153B,
A67-00159, A67-00167, A67-00168, A67-00182B,
A67-00182C, A67-02143, A67-07072, A67-07107,
A67-07174, A67-11340, A67-11341, A67-11342,
A67-11343, A67-11344, A67-11345, A67-11346
"Notice of Claim to Water Rights", 10 - Long Forms
"Notice of Claim to Water Rights", 4 - Short Forms

MICROFILMED

OCT 22 1996

Water Right Number - R67-02143

Prefix Translation: RESEARCH

Old (D) Number - 16000

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

*** C - CURRENT OWNER ***

SEID

KENNETH

1 - RT 1 BOX 69

2 -

3 -

City- MIDVALE

Phone - 208-355-2256

State- ID Zip- 83645

*** O - ORIGINAL OWNER ***

CLAYTON

VERN

1 -

2 -

3 -

City- MIDVALE

Phone - 208-000-0000

State- ID Zip- 0

CLAYTON

NELLIE

1 -

2 -

3 -

City- X

Phone - 208-000-0000

State- ID Zip- 0

CLAYTON

RAYMOND

1 -

2 -

3 -

City- MIDVALE

Phone - 208-000-0000

State- ID Zip- 0

+ - - Priority Date - - +
06/19/1924+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +

+ - - Status - - - +
X - REJECTED+ - - Source - - - - - +
HOPPER CREEK
REJECTED+ - - Tributary - - - - - +
KEITHLEY CREEK
SEE REMARKS+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
14N 03W 31 NE NE NW (87) WASHINGTON+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 1.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.000 180.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
14N 03W 31 NE NE 20.0 01 IRRIGATION (87) WASHINGTON
14N 03W 31 NW NE 28.0 01 IRRIGATION (87) WASHINGTON

Total Acres: 48.0

MICROFILMED
OCT 22 1996

Prefix Translation: RESEARCH

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/15/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W007152	Water District	- 67
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 22 1998



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 15, 1990

Kenneth Seid
Rt 1 Box 69
Midvale, Idaho

RE: Snake River Basin Adjudication
A67-00152A, A67-00152B, A67-00153A, A67-00153B,
A67-00182B, A67-00159, A67-00182C, A67-00168, A67-00167,
A67-02143, A67-07072, A67-07107, A67-07174, A67-11340,
A67-11341, A67-11342, A67-11343, A67-11344, A67-11345,
A67-11346 - Washington County

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Although we have often made ourselves available to assist you, your late attempts to submit your claims and your continued failure to be prompt or to appear for times we have discussed to complete your claims work indicates a lack of interest on your part to pursue the matter. We can no longer reserve time for your claims work during, which we could be assisting other claimants. However, you may wish to come into our office and wait until I have some free time or you may wish to seek assistance elsewhere.

Please have the documents submitted by February 15, 1990 or you may be subject to additional late fees. If you have any questions or concerns, please contact this office.

MICROFILMED
OCT 22 1996

Sincerely,



Bruce A. Schuld
Senior Water Rights Agent
Western Regional Office
Idaho State Department of Water Resources

cc:JS:BAS:file

Enclosures: A67-00152A, A67-00152B, A67-00153A, A67-00153B,
A67-00159, A67-00167, A67-00168, A67-00182B,
A67-00182C, A67-02143, A67-07072, A67-07107,
A67-07174, A67-11340, A67-11341, A67-11342,
A67-11343, A67-11344, A67-11345, A67-11346
"Notice of Claim to Water Rights", 10 - Long Forms
"Notice of Claim to Water Rights", 4 - Short Forms

MICROFILMED
OCT 22 1996

Saxton, Craig

To: dshaw@eroresources.com
Subject: Seid, Kenneth B67 preliminary Recommendations

Good Morning Dave,

I am sending you the preliminary recommendations for Kenneth Seid a little ahead of time so you can review them. The preliminary mailing is actually going out on November 20th, but these recommendation are probably not what your claimant expected so I want you to have some time to look at them.

The main issue I can see is that as far as I can tell, Mr. Seid has enlarged his water use well over his decreed rights. I recommended as much acreage as I could base on the decreed rights. 67-14403 claims flood water on top of the decreed rights. I do not have any documentation supporting when the acres up an above those decreed were added so I recommended 67-14403 directly on top of the decreed acres for the standard 3/8 inches per acre that bring use of the flood water and the decreed water up to one inch per acre.

You will see that the shape on the layouts is larger than the 511.6 acres recommended. The shape is 667.3 acres. In order to recommend the additional acres under right 67-14403, I need some sort of evidence of when that additional ground first started being irrigated.

Anyway, you know how it goes. Take a look at the recommendations and let me know what you think. I can tell you that I am most likely not going to make changes before the preliminary mailing goes out, but hopefully, if Mr. Seid feels changes need to be made, we can get the information into me and change them before the directors report goes out so you don't have to file an objection.

67-7253B & C appear to be Mr. Seids water rights. We need a change of ownership for those.

Lastly, water master records show that 67-507, 67-509, 67-510, and 67-511 are delivered to Kenneth Seid but are not claimed in the SRBA. I didn't know if there was a reason for that so I thought I would bring it to your attention.

Thanks,

Craig L. Saxton
287-4916
craig.saxton@idwr.idaho.gov



Zip Prelim Rec
Kenneth Seid (1...

11/07/2006

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

RIGHT NUMBER: 67-2143

NAME AND ADDRESS: KENNETH SEID
2504 SMITH RD
MIDVALE ID 83645

SOURCE: KEITHLY CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 06/19/1924

POINT OF DIVERSION:

T14N R03W S31 NESENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	1.000 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T14N R03W S31	NENE	35.00	T14N R03W S31	NWNE	24.00
T14N R03W S31	SENE	1.00			

60 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



Idaho Department of Water Resources

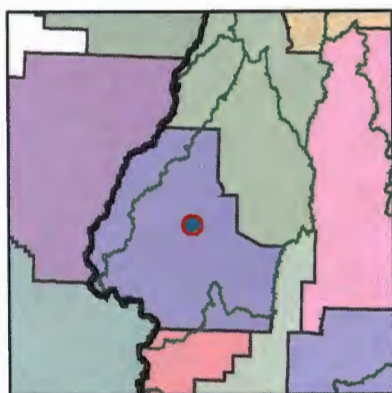
SRBA Recommendation:

67-2143

(Irrigation)

Legend

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



Washington County
IDWR Basin 67



0 0.2 0.4 Miles



Prepared by C. Saxton
On Tuesday, November 7, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2143 V1

WATER RIGHT NUMBER: 67-2143 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	NELLIE CLAYTON
	, ID
Original Owner	VERN CLAYTON
	MIDVALE, ID
Current Owner	KENNETH SEID
	2504 SMITH RD
	MIDVALE, ID 83645
	(208)355-2339
Original Owner	RAYMOND CLAYTON
	MIDVALE, ID

Priority Date: 06/19/1924

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
KEITHLY 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 10/31	1.000 CFS	
	<u>Total Diversion:</u>	1.000 CFS	

Location of Point(s) of Diversion

KEITHLY CREEK	NE1/4SE1/4NE1/4	Sec. 31, Twp 14N, Rge 03W, 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	
14N	03W	31	35.0	24.0		1.0													60.0

Total Acres: 60

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

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Comments:

1. awarntje 4/30/2004 POD

Comment: POD as claimed on paper copy in file has two points and only one point under license. Only the one point under license shows up on the electronic file.

2. awarntje 4/30/2004 Source

Comment: Source of Hopper Creek trib to Keithly Creek is mentioned on database and is as licensed.

3. awarntje 4/30/2004 Period of Use

Comment: No period of use on license

4. csaxton 11/7/2006 POU

Comment: Recommended on licensed POU. did not make part of PPU as I cannot recommend these acres be covered with flood water without additional evidence of priority.

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: NONE RECEIVED

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	4/30/2004 9:09:30 AM	awarntje			Active
POD	4/30/2004 9:37:32 AM	awarntje			Active
POD	4/30/2004 11:06:14 AM	awarntje			Active
Source	4/30/2004 11:08:35 AM	awarntje			Active
POU	4/30/2004 11:11:43 AM	awarntje			Active
Use	4/30/2004 11:12:10 AM	awarntje			Active
Season	4/30/2004 11:12:31 AM	awarntje			Active
Quantity	4/30/2004 11:13:39 AM	awarntje			Active
Priority Date	11/7/2006 4:54:48 PM	csaxton			Active
POD	11/7/2006 4:56:03 PM	csaxton			Active
Source	11/7/2006 4:56:08 PM	csaxton			Active

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POU	11/7/2006 4:57:28 PM	csaxton	Active
Use	11/7/2006 4:57:37 PM	csaxton	Active
Season	11/7/2006 4:58:18 PM	csaxton	Active
Quantity	11/7/2006 4:58:24 PM	csaxton	Active
Summary	11/07/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/7/2006 4:56:05 PM	csaxton	Updated PLS
POD	11/7/2006 4:56:34 PM	csaxton	(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?
Source	11/7/2006 4:56:38 PM	csaxton	(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	11/7/2006 4:57:07 PM	csaxton	Updated shape for Active POU
POU	11/7/2006 4:57:59 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	11/7/2006 4:58:36 PM	csaxton	Edited Season Of Use
POD	11/7/2006 4:55:56 PM	csaxton	Updated shape
POU	11/7/2006 4:57:27 PM	csaxton	Updated shape for Active POU
POU	11/7/2006 4:57:38 PM	csaxton	Updated PLS for Active POU
General	11/7/2006 4:55:19 PM	csaxton	(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?

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Use	11/7/2006 4:58:08 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	11/7/2006 4:58:49 PM	csaxton	(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? (No) 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) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	11/7/2006 4:58:55 PM	csaxton	(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? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	11/7/2006 4:59:56 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	1/8/2004 8:16:34 AM	awarntje	Edited shape boundary
POU	1/8/2004 8:22:50 AM	awarntje	Edited shape boundary

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POU	4/30/2004 11:11:44 AM	awarntje	(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? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU?
Season	4/30/2004 11:12:33 AM	awarntje	(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?
Quantity	4/30/2004 11:13:41 AM	awarntje	(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 - 1.0 cfs
Priority Date	4/30/2004 9:09:31 AM	awarntje	(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?
POD	4/30/2004 9:37:34 AM	awarntje	(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? (Yes) 6. Is there evidence that there has been a change in the POD?
POD	4/30/2004 11:06:15 AM	awarntje	(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?
Source	4/30/2004 11:08:37 AM	awarntje	(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?
Use	4/30/2004 11:12:12 AM	awarntje	(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

Claim

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	152		Decreed	Active	1879-05-15	1.25	209	KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	
67	153		Decreed	Active	1897-05-01	0.16	209	LITTLE KEITH IRRIGATION	SEID, KENNE	Claim	
67	168		Decreed	Active	1884-05-15	1	330	KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	
67	171		Decreed	Active	1896-05-15	0.07	60	KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	
67	182 B		Decreed	Active	1877-05-15	3		KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	
67	2143		License	Active	6/19/1924	1		HOPPER CRE IRRIGATION	SEID, KENNE	Claim	
67	14404		Decreed	Active	1883-05-15	0.92		KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	
67	7523 B		License	Active	1/29/1981	0.78	37	KEITHLY CRE IRRIGATION	CORBETT, N	wrAdjudicationClaim	
67	7523 C		License	Active	1/29/1981	0.45	26.5	KEITHLY CRE IRRIGATION	CORBETT, W	wrAdjudicationClaim	

Recommendation

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Acres	Source	Water Use(s)	Owner(s)	Source Table
67	152		Decreed	Active	1879-05-15	1.25	100	KEITHLY CRE IRRIGATION	SEID, KENNE	Recommendation	
67	153		Decreed	Active	1897-05-01	0.16	12.8	HOPPER CRE IRRIGATION	SEID, KENNE	Recommendation	
67	168		Decreed	Active	1884-05-15	1	80	HOPPER CRE IRRIGATION	SEID, KENNE	Recommendation	
67	171		Decreed	Active	1896-05-15	0.07	5.6	KEITHLY CRE IRRIGATION	SEID, KENNE	Recommendation	
67	182 B		Decreed	Active	1877-05-15	3	240	KEITHLY CRE IRRIGATION	SEID, KENNE	Recommendation	
67	14404		Decreed	Active	1883-05-15	0.915	73.2	KEITHLY CRE IRRIGATION	SEID, KENNE	Recommendation	
						6.395	511.6				
67	14403		Beneficial	Active	6/21/1921	3.84	511.6	HOPPER CRE IRRIGATION	SEID, KENNE	Recommendation	
						10.232	511.6	= 1 inch per acre			
67	2143		License	Active	6/19/1924	1	60	HOPPER CRE IRRIGATION	SEID, KENNE	Recommendation	
67	7523 B		License	Active	1/29/1981	0.62	37	KEITHLY CRE IRRIGATION	CORBETT, N	Recommendation	
67	7523 C		License	Active	1/29/1981	0.45	25.5	KEITHLY CRE IRRIGATION	CORBETT, W	Recommendation	

Water Master Delivery Records

Page #	Parcel	Name	Inches	WR #	Original Owner	Priority
13	14N04W257200	SEID, KENNETH	62.50	152	C W Randleman	5/15/1879
13	14N04W257200	SEID, KENNETH	8.00	153	C W Randleman	6/8/1884
13	14N03W324810	KENNETH SEID	50.00	168	E Wiggins	5/15/1884
11	13N03W060600	VERLINDA WAITE	3.5	171	Wm Wicks	5/15/1896
12	14N04W254800	KENNETH SEID	2.00	159	W F Seid	5/15/1883
12	14N04W254800	KENNETH SEID	44.00	158	W F Seid	5/15/1883
12	14N04W254800	KENNETH SEID	100.00	182	Sara Keithley	5/15/1877
11	14N04W363600	KENNETH SEID	50.00	182	Sara Keithley	5/15/1877
14	14N03W311800	SEID, KENNETH	78	7523	Wm Corbett	6/29/1981

Claimed by Kenneth Seid

67-14404

12	14N04W263600	KENNETH SEID	2.50	507	J W Lapish	5/1/1885
12	14N03W314230	KENNETH SEID	39.00	509	J M Hopper	5/1/1897
12	14N03W314230	KENNETH SEID	20.00	510	J M Hopper	5/1/1911
12	14N03W314230	KENNETH SEID	20.00	511	L Hopper	5/1/1910
14	14N03W324810	SEID, KENNETH	35	2176	E Wiggins	5/3/1945
11	14N03W304900	SEID, KENNETH	11.00	170	W J Hopper	5/15/1885

Not claimed by Kenneth Seid

205.5

328.8

Not claimed, but are delivered

67	507	Decreed	Active	1885-05-01	0.05	HOPPER CRE IRRIGATION LAPISH, J W wrWaterRight
67	508	Decreed	Active	1886-05-01	0.8	HOPPER CRE IRRIGATION LAPISH, J W wrWaterRight
67	509	Decreed	Active	1897-05-01	0.78	HOPPER CRE IRRIGATION HOPPER, JO wrWaterRight
67	510	Decreed	Active	5/1/1911	0.4	HOPPER CRE IRRIGATION HOPPER, JO wrWaterRight
67	511	Decreed	Active	4/1/1910	0.4	HOPPER CRE IRRIGATION HOPPER, LE wrWaterRight

WR

67	7107	Closed		8/30/1972	1	WASTE WAY IRRIGATION SEID, KENNE wrWaterApplication
67	7107	Relinquished		8/30/1972	1	WASTE WAY IRRIGATION SEID, KENNE wrWaterPermit
67	507	Decreed	Active	1885-05-01	0.05	HOPPER CRE IRRIGATION LAPISH, J W wrWaterRight
67	508	Decreed	Active	1886-05-01	0.8	HOPPER CRE IRRIGATION LAPISH, J W wrWaterRight
67	509	Decreed	Active	1897-05-01	0.78	HOPPER CRE IRRIGATION HOPPER, JO wrWaterRight
67	510	Decreed	Active	5/1/1911	0.4	HOPPER CRE IRRIGATION HOPPER, JO wrWaterRight
67	511	Decreed	Active	4/1/1910	0.4	HOPPER CRE IRRIGATION HOPPER, LE wrWaterRight

Claim

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
67		152 A		Rejected	1879-05-15	0.68		KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	
67		153 A		Rejected	1897-05-01	0.14		HOPPER CRE IRRIGATION	SEID, KENNE	Claim	
67		159		Rejected	1883-05-15	0.92		KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	
67		167		Rejected	1886-05-15	0.1		HOPPER CRE IRRIGATION	SEID, KENNE	Claim	
67		7072		Rejected	2/9/1972	0.04		HOT CREEK IRRIGATION	SEID, KENNE	Claim	
67		7107		Rejected	8/30/1972	1		WASTE WAY IRRIGATION	SEID, KENNE	Claim	
67		7174		Rejected	8/28/1973	0.2		UNNAMED S IRRIGATION	SEID, KENNE	Claim	
67		11340		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Claim	
67		11341		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Claim	
67		11342		Rejected	1879-05-15	0.24		GROUND WA STOCKWATE	SEID, KENNE	Claim	
67		11343		Rejected	1879-05-15	0.24		GROUND WA STOCKWATE	SEID, KENNE	Claim	
67		11344		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Claim	
67		11345		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Claim	
67		11346		Rejected	1879-05-15	0.24		GROUND WA STOCKWATE	SEID, KENNE	Claim	
67		11347	Beneficial	Temporary	1879-05-15	0.68		KEITHLY CRE IRRIGATION	SEID, KENNE	Claim	

Recommendation

<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Source Table</u>
67		152 A		Rejected	1879-05-15	0.68		KEITHLY CRE IRRIGATION	SEID, KENNE	Recommendation	
67		153 A		Rejected	1897-05-01	0.14		HOPPER CRE IRRIGATION	SEID, KENNE	Recommendation	
67		159		Rejected	1883-05-15	0.92		KEITHLY CRE IRRIGATION	SEID, KENNE	Recommendation	
67		167		Rejected	1886-05-15	0.1		HOPPER CRE IRRIGATION	SEID, KENNE	Recommendation	
67		7072		Rejected	2/9/1972	0.04		HOT CREEK IRRIGATION	SEID, KENNE	Recommendation	
67		7107		Rejected	8/30/1972	1		WASTE WAY IRRIGATION	SEID, KENNE	Recommendation	
67		7174		Rejected	8/28/1973	0.2		UNNAMED S IRRIGATION	SEID, KENNE	Recommendation	
67		11340		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Recommendation	
67		11341		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Recommendation	
67		11342		Rejected	1879-05-15	0.24		GROUND WA STOCKWATE	SEID, KENNE	Recommendation	
67		11343		Rejected	1879-05-15	0.24		GROUND WA STOCKWATE	SEID, KENNE	Recommendation	
67		11344		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Recommendation	
67		11345		Rejected	1879-05-15	0.24		GROUND WA DOMESTIC	: SEID, KENNE	Recommendation	
67		11346		Rejected	1879-05-15	0.24		GROUND WA STOCKWATE	SEID, KENNE	Recommendation	

Field Investigation Information Form

Claim Number: A67-02143

Claimant: Kenneth Seid

Contact:

Address: 2504 Smith Road

City: Midvale

State: Idaho 83645

Phone: 208-355-2339

Alternate Phone:

Is there a new owner? Yes: No: ☒ If yes, complete new owner information section

Point of Diversion Location: Township: 13N Range: 04W Section: 2 QQQ: NE QQ: SW Q: NE

Site Tag Number: GPS Location: Section 1 = 44*29'41.81" N - 116* 46' 52.54" W

Description of Diversion Works: Headgate, Ditch, Pump, Pipeline, Sprinklers.

Examination Date and Narrative: On July 20, 2006, Gene Gibson performed a field examination on the Points of Diversion and redirection, means of Conveyance, and the Places of Use on the above claim. GPS readings were taken and an examination of the claimed Points of Diversion and redirection. Examined the means of conveyance from claimed Points of diversion and redirection to the claimed Places of Use. Reviewed the claimed Places of Use in the file and compared it to the area that could be irrigated in the field.

The following is my findings:

- a. The Point of Diversion claimed was found and is operable.
- b. The means of conveyance from the Point of Diversion to the Place of Use was found and is operable.
- c. The claimed Places of Use can be irrigated from the claimed Point of Diversion.
- d. The number of irrigated acres in the field was not measured; therefore the number of acres claimed may or may not be accurate.
- e. See pictures and map for POD and POU locations.

Field Examiner:



Date:

9-5-2006

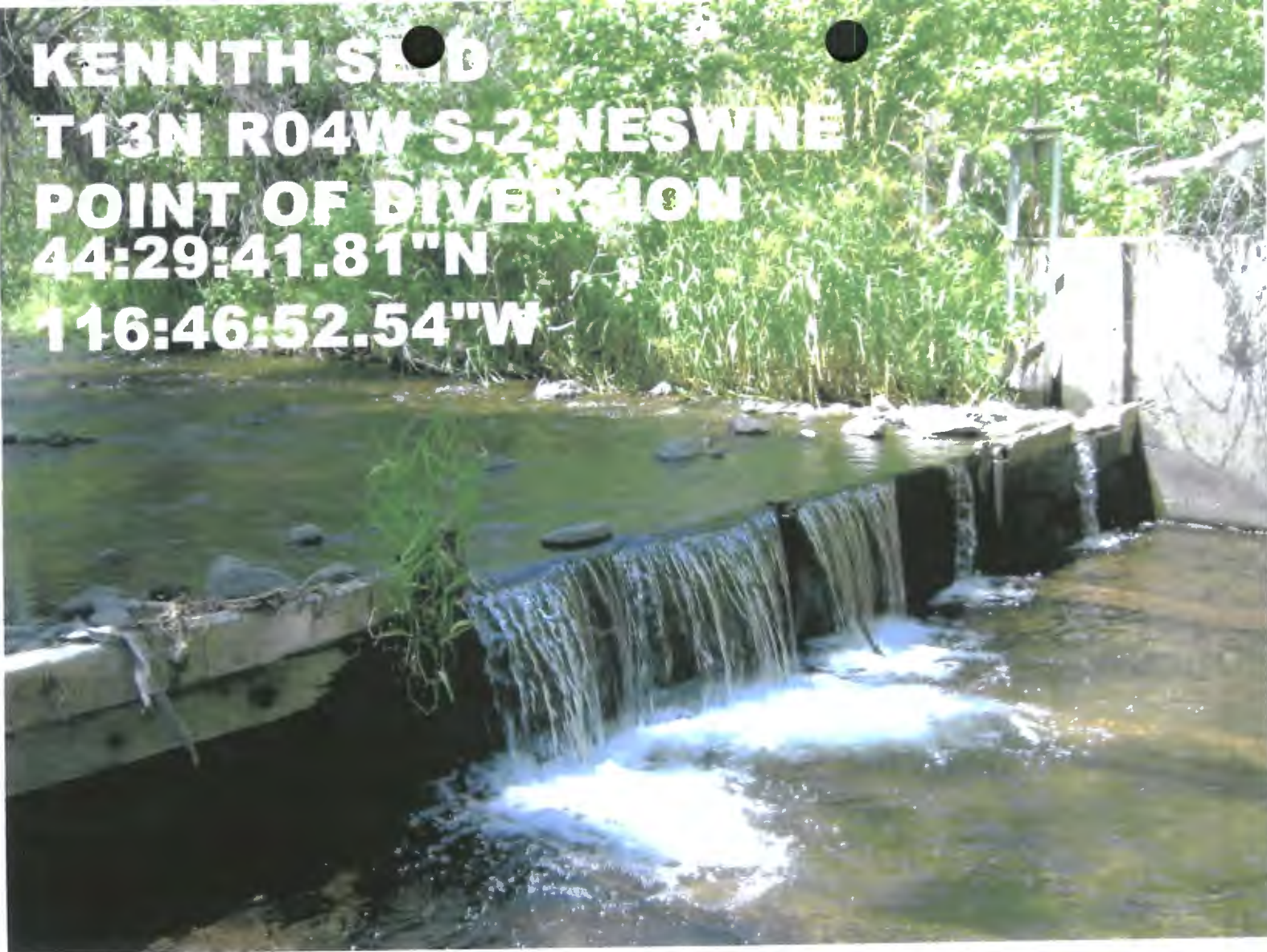
KENNETH SELL

T13N R04W S-2 NESWNE

POINT OF DIVERSION

44:29:41.81"N

116:46:52.54"W



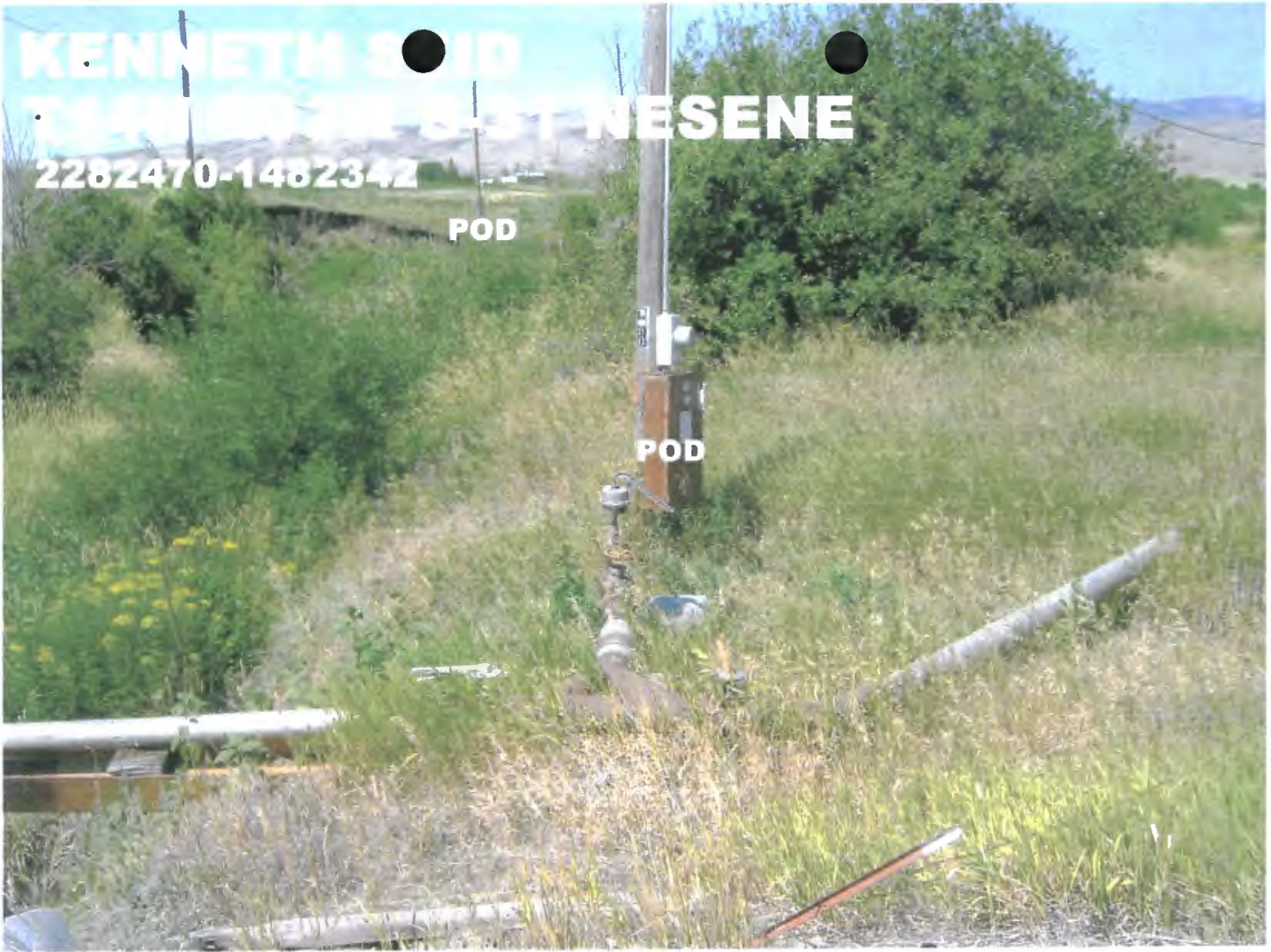
KENNETH S. ID

714000 200 8-31 NESENE

2282470-1482342

POD

POD



KENNETH SEID
A67-02143
POU



KENNETH Seid
A67-2143

This is in the wrong
section -
Ignore
POU this
C. Seid
11-6-06



↑
This is Actual
POU

- The POU outlined in Green by the Field examiner
is not the Claimants Property.

State of Idaho License and Certificate of Water Right

Water License No. 16000

Amount 1.0 c.f.s.

Water District No.

Priority June 19, 1924

THIS IS TO CERTIFY that RAYMOND, VERN & NELLIE CLAYTON

of Midvale, Idaho, made application for a permit to appropriate the waters of the State of Idaho, dated May 15, 1924; that Permit No. 16000 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.0 second feet, was issued thereunder on May 19, 1925, showing that said works were completed on the 11th day of May, 1925; and that on the 1st day of July, 1927,

RAYMOND, VERN & NELLIE CLAYTON

of Midvale, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Hopper

Creek, a tributary of Keithley Creek, for the purpose of irrigation

under Use Permit No. 16000 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

13 of Licenses at page 8528, on the 19 day of July, 1966;

The right hereby confirmed dates from June 19, 1924;

The Point of Diversion is located

in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Tp. 14 N, R. 3 W, B. M. County of Washington

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 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 N	3 W	31	NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$	40 20	35 25
Total number of acres to be irrigated: 60					

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

19th day of July, 1966.

/s/ R. KEITH HIGGINSON

Deputy State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____

Raymond Clayton, et al
Midvale

Permit No. 16000

Examination for Beneficial Use

WASHINGTON

County

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 a 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.
-

Done May 27, 1927

Filed July 1, 1927

Revised Jan 13, 1928

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 16000

This proof is for BEN. USE WATER

In Water District No. _____

1. Name of applicant: Raymond Clayton, Vera Clayton and Nellie Clayton2. Source of water supply: Hopper Creek3. Location of point of diversion: Is in the N.E. 1/4 of Section 31T. 14 N. R. 3 W., B.M. County of Washington

4. Describe works as they exist, giving dimensions and capacities of same: Diversion dam
of rock trench & straw outlet from pond is by 8' x 12"
plank culvert, ditch is 2 ft. wide on bottom
& 1 ft deep. Capacity 1 sec. ft.

5. Water is used for: Irrigation6. 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 for other than irrigation): N.E. 1/4, N.W. 1/4, Sec. 31, Twp. 14 N., R. 3 W., B.M.

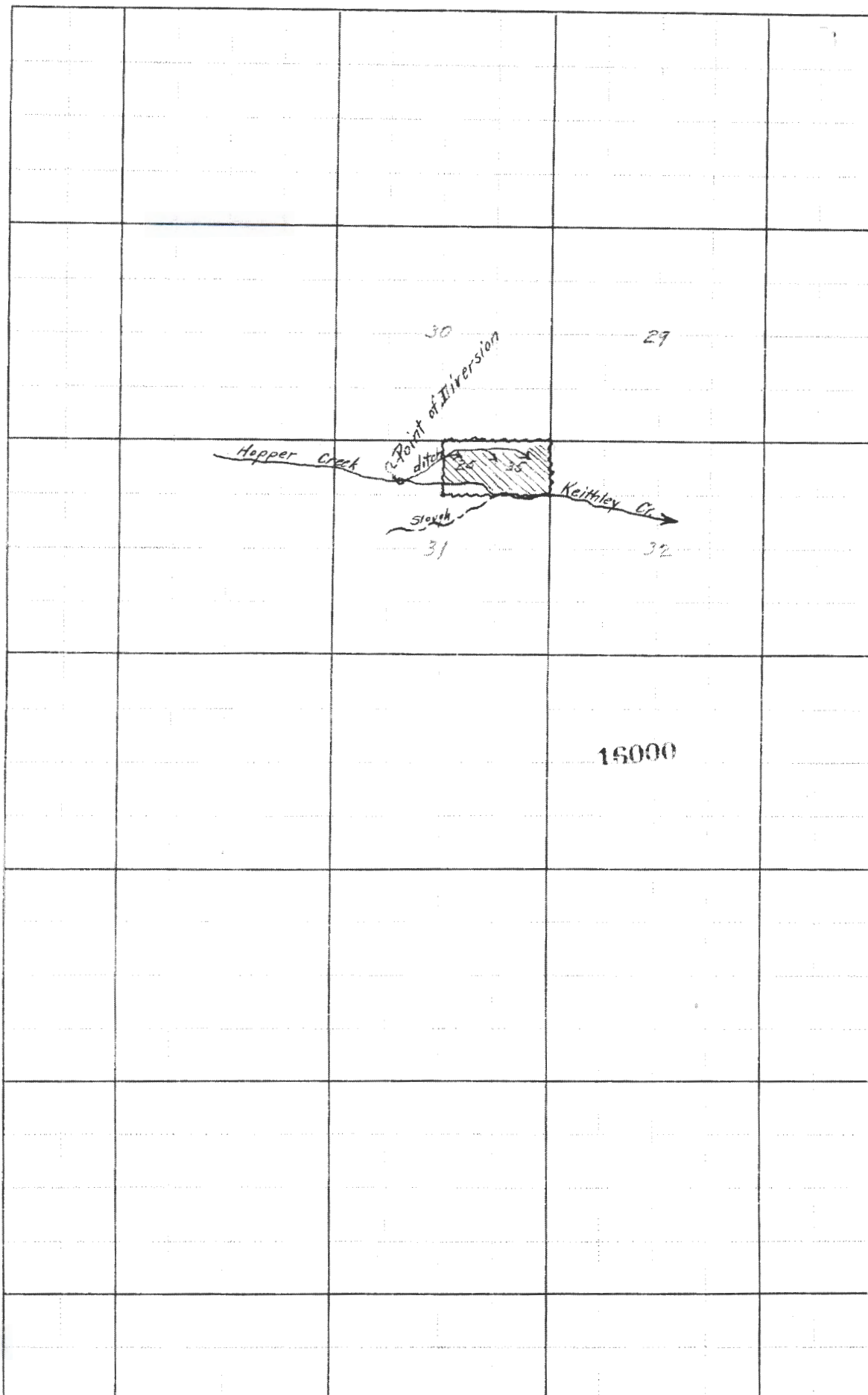
(Submit map on attached plat, showing location and details of above description.)

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

Remarks: _____

16000

This examination was made on the 1st day of August 1927(Signed) Edw. P. Johnson Examiner.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.